

No 14 Law
in
Circuit Court

E. H. Moss
et als

Plaintiff s

vs

Joseph Cheatham et als

Defendant s

Action for

Docket

Page

Robert Shelton & Bates

Attorney for Plaintiff

Attorney for Defendant

REVENUE DEPARTMENT
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Record of the Case

1871
July 6 Petition read & laid over
Journal A p 361
July 7 Viewers appointed
Journal A p 367
Sept 6 Appointment of appraisers
Journal A p 387
Nov 14 ordered opened
Journal A p 395

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Road

From NE cor lot of Dr S 21 T 33 R 38 C
to John Lawrence Road

WITNESSES.

DIRECTIONS—Place papers on **TOP OF RUBBER**
Fold ends first then sides Throw the rubber cords
over the ends and package is complete

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To the Hon^{or}able County Court of
Wagon County, Oregon -

Gentlemen -

The undersigned
a house-holder residing along
the route of the proposed road
to commence at the N.E. corner
of the S.W. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of sec
9 T 3, R. 38 E, and terminating
at the N.W. $\frac{1}{4}$ of sec 10 T 3, R.
38 E will damage me, to the
amount of Six Hundred
dollars.

J. M. Barringer

To Mr. Bantley

Box 107

Newport

Richard Dept 549871
of the Board
for (Civilians)

In the Matter of Petition
for Road from N^e Corner of
SW¹/₄ of N^e 1/4 of Sec 21 Thence
to Covens Road

Now at this time was read
petition praying for the location of a County Road
to Commence at the N^e Corner of the SW¹/₄ of the N^e 1/4 of
Sec 21 T³ S³⁸ East, Thence East about 3/4 of
a mile Thence North to the road from LaGrande to
the Cove, Thence North to the N^e corner of the SW¹/₄ of
Sec 10 T³ S³⁸ E Thence forming a junction with a
Road leading across the Island known as John
Leavins Road, and laid over until tomorrow
for further action

In the Matter of Road
Views Report

Now at this time was
submitted the following Report of the Survey and
field notes of a County Road in words and figures
as follows to wit

To the Hon County Court of Union County Oregon
Gentlemen

We the undersigned Viewers appointed
by your Honorable body at a term in April 1871
of said Court to view a County Road commencing
at the town of Union and terminating at Gloves
crossing on Powder River in said County & State
by leave to make the following Report.

That we met at the time appointed by the Court
and proceeded to view the said Road and that we
made the view in accordance with the Survey
and field notes of the Surveyor Daniel Chaplin
which accompanies this report. That we are
of the Opinion that the said Road should be
established by your honorable body, for the
reason that there is a large settlement at the
terminus and along the route of said Road
and extensive travel on the same, and that

Thence N 78 E 13 Chains thence S 38 E 55 Chains
 thence S 8 E 15 Chains thence S 51 E 20 Chains thence
 S 5 E 32 Chains, thence S 56 E 10 Chains, thence S 23 W
 37 Chains thence S 32 E 12 Chains, thence S 65 E 15 Chains,
 thence S 48 E 74 Chains thence S 82 E 13 Chains thence
 S 26 E 20 Chains thence S 55 E 28 Chains thence S 46 E
 24 Chains thence S 59 E 36 Chains thence S 39 E 26
 Chains, thence S 6 W 25 Chains, thence S 20 E 9 Chains
 thence S 12 W 6 Chains, thence S 12 E 20 Chains, thence
 S 28 Chains thence S 40 E 8 Chains, thence S 10 E 25
 Chains, thence S 6 E 32 Chains thence S 33 E 12 Chains
 thence S 17 E 23 Chains thence S 13 E 100 Chains
 thence S 34 E 32 Chains, thence S 25 E 70 Chains, thence
 S 38 E 13 Chains thence S 50 E 40 Chains, thence S 36 E
 30 Chains thence S 6 Chains thence S 38 E 22 Chains
 thence S 17 E 60 Chains thence S 32 W 25 Chains thence
 S 45 W 12 Chains thence N 85 W 8 Chains thence
 S 71 W 10 Chains thence S 43 W 45 Chains thence S 20
 W 48 Chains, thence S 7 W 55 Chains, thence S 22 W
 26 Chains to the terminus of the Road at a Stake
 set near the Crossing of Big Creek on the Union
 and Gen City Road.

Which said Report was properly certified
 to by the Surveyor and the Viewers duly
 sworn. It was therefore Ordered and adjudged
 that said Road be declared a public Highway
 and Ordered opened as per the foregoing field
 notes and plat of the Survey before mentioned

In the Matter of the
 Appointment of Viewers
 on Road petition

Now at this time
 Was read for second time a Petition praying
 for the location of a County Road commencing
 at the NE Corner of the SW 1/4 of the NE 1/4 of Sec
 21 T 3 S Range 38 E thence East about 3/4 of a
 mile thence N 1/4 mile to the Road leading
 from Labande to Forest Cove thence North

In the matter of the
 members of a company
 members of county
 Now at this time it
 was ordered that J. G. Lewis be and he is
 hereby authorized to purchase a certificate
 for the use of Union County Agricultural
 the said part of the same shall not
 exceed the sum of eight dollars. And
 it is further ordered that the sum of
 eight dollars be paid hereby by application
 out of the contingent fund for that
 purpose

To the J. G. Lewis of the City of Boston
 10 73 & Range 38 & 39
 Newton with a real trading across the
 Atlantic Ocean as John Lewis Peak
 and it appearing to the satisfaction of the
 court that the said Plaintiff herein holding
 of said County of Union acting in the County
 and along the Coast of said Plaintiff County
 that there appears to said Plaintiff also
 part of the history of the said being duly
 verified according to law, and a Bond
 being given and filed in accordance with
 law which bond was duly accepted
 by the court. It is therefore ordered
 that Joshua Phelps John M. Kelly and
 Joseph Sherrington be and they are hereby
 appointed Executors of said Plaintiff's Estate
 who shall meet at the Home of J. B. Campbell
 on the 11th day of August 1871 and proceed
 with J. G. Lewis to make inventory and return
 of said Estate and report their proceedings
 thereon at the next regular Term of the
 court

In the Matter of Road &
Viewers Report 3

Now at this time the Report of the Viewers heretofore appointed to view out a proposed Road to Commence at the N^o Corner of the S^W 1/4 of N^o 8⁴ of Sec 21 T³ S^o of R 38 E and terminating on what is known as the Caviness Road on being read for the second time, and it appearing that D A McAllister H M Bartmess George Bartmess and W^m Lillman had each filed their respective Claims for damages if said Road be granted, It is therefore Ordered that Frederick Shoemaker John Wapner and Anson Colvin be and they are hereby Appointed to view and assess the damages if any that the said D A McAllister H M Bartmess George Bartmess and W^m Lillman will sustain by reason of said proposed Road said Viewers shall meet at the House of W B Campbell on the 22nd day of September next and view said Route of Road and report their findings at the next term of this Court, And the Clerk to notify said Viewers of their Appointment

Court then adjourned until to morrow at 8 O'clock A. M.

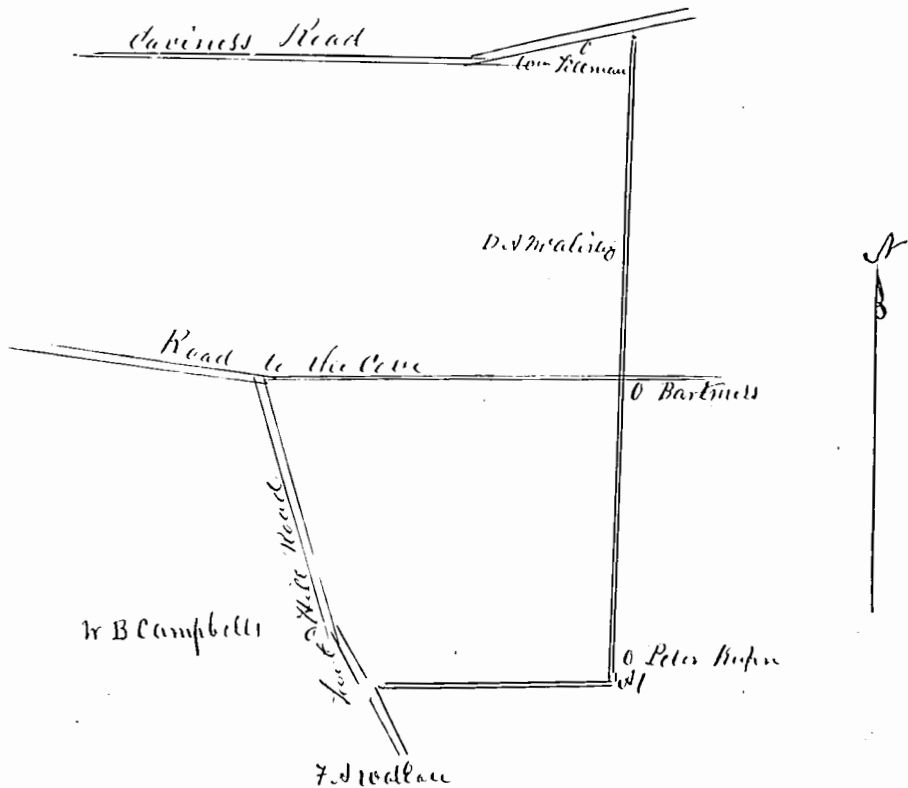
In the Matter of Location
of County Road . . .

Now at this time the Report of the Viewers heretofore appointed to assess damages if any that D A McAllister Wm Tillman J M Bartmess and G W Bartmess would sustain by reason of a certain Road being located commencing at the NE corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec 21 T 3 S Range 38 E thence East about $\frac{3}{4}$ of a mile thence N $\frac{1}{4}$ miles to Road from LaGrand to Hornst Cove, thence N to the NE corner of the NW $\frac{1}{4}$ of Sec 10 T 3 S Range 38 E thence forming a junction with a Road leading across the Island, known as John Leaviness Road, Having duly reported that said parties sustained no damages by reason of said Road running through their lands, And the Report of the Viewers heretofore appointed to mark out and view said aforementioned Road having been read in Open Court on the second day thereof and said Viewers having reported that said Road was of public utility and benefit, It is therefore Ordered that said Road as indicated by the following plot and field notes be and the same is declared a public Highway, and that the same is hereby Ordered Opened and kept in repair in accordance with said plot and field notes of such Survey, as other roads and Highways.

Field notes of the above specified Road by J L Curtis Surveyor heretofore appointed:

Commencing near the NE corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec 21 T 3 S Range 38 E and running thence E 66 chains thence N 181 chains to the terminus at a stake set on the side of the Road known as the Leaviness Road near the banks of a Slough crossing said Road

(Plat of the foregoing Field Notes on last page)



In the Matter of Petition
for Location of County Road B

Now at this time
petition praying for a County Road to commence
on the County Road leading from Shoemakers
to Summerville at or over the SW corner of Capt
Wilson's field, thence East to the North East
Corner of John Van Oders farm, thence South
to the NW Corner of E Paynes farm, thence
East three miles to a point at the foot of
the Mountain, coming on to be read the
second time. It is Ordered that Nelson
Schoonover James Bartness and Weldon A.
Morris be and they are hereby appointed
Viewers of said proposed road and J. L.
Curtis Surveyor, who are to meet at the house
of J. A. Wilson on the 4th day of December 1871
and report at next term of this Court.
Court then adjourned until to morrow at 9
o'clock