

IN THE COUNTY COURT OF UNION COUNTY OREGON.

IN THE MATTER OF LAYING OUT AND)
ESTABLISHING A COUNTY ROAD FROM)
ISLAND CITY TO LA-GRANDE, IN)
UNION COUNTY, OREGON.)

To the Honorable County Court of Union County Oregon,

The undersigned residents and householders of Union County Oregon, residing in the vicinity of the hereinafter proposed road would respectfully show; That it is necessary for the convenience of the public generally, and particularly that portion of the public residing in the vicinity of Island City Oregon and La-Grande Oregon, and the people travelling to said places that a public high-way be laid out and established from Island City Oregon to La-Grande Oregon over and along the following route, to-wit; Commencing at a point 592 feet North of the Half Mile Stake on the North Line of Section three (3) in Township South of Range Thirty Eight, East of Willamette meridian, running thence West to the East line of the right of way of the Rail Road running from La-Grande to Elgin in said Union County, thence South Westerly along the East side of said right of way to a point due East of the center of the East end of "B" Street in Williamson's Addition to the Town of La-Grande, Union County, Oregon, thence West to the East end of "B" Street in said Williamson's ^{addition} to the said town of La-Grande, Union County Oregon and there to terminate; said high-way to be sixty feet wide.

And your petitioners will ever pray.

<i>W. H. Slater</i>	<i>M. Baker</i>
<i>O. Kirkpatrick</i>	<i>J. A. McMurty</i>
<i>Ben Brown</i>	<i>R. G. Rogers</i>
<i>John W. Kelly</i>	<i>W. H. Hunter</i>
<i>E. Bair</i>	<i>Ben. A. Gandy</i>
<i>Fred. J. Tatum</i>	<i>E. M. Thomas</i>

STATE OF OREGON
COUNTY OF UNION, ss.

I, J.H. Slater being duly sworn say that I am
one of the petitioners signing the foregoing petition and that
the facts set forth therein are true as I verily believe.

Subscribed and sworn to before me this 5th, day of August A.D. 18

STATE OF OREGON, }
COUNTY OF } ss.

I,, do hereby certify that I am one of the
Attorneys for the named in the foregoing copy of, that
I have carefully compared the foregoing copy of with the original
..... in the above entitled cause, as the same now remains and is on file with
the Clerk of the Court, of the State of Oregon, for
County, and that the same is a true and correct copy of such original,
and the whole thereof.

Dated at County, Oregon, this day of
..... A. D. 189.....

One of Attorneys.

In the County Court.

State of Oregon,

For Wash County.

For the Mother of Loring
outw County road from
Salem & City Plaintiffs,

vs.

J. G. Gardner,

Defendant.

Filed this Seventh day of
September 1891.
James Chivers,

Clerk.

Deputy.

Attorney for

State of Oregon)
) SS.
County of Union.)

I, Ben Brown, being first duly sworn say that on the 6th day of August 1891 I posted at the post office in Island City, Union County, Oregon, a notice and also on said date I posted a like notice at the store of the M. & M. Co. in said Island City; - said notices so posted being duplicates of the notice attached to the affidavit of Jas. H. Slater marked "A", said affidavit and notice being also hereto attached. And said notices so posted and said notice referred to as attached to the affidavit of Jas. H. Slater being each an original notice and each signed by the same parties. And that the Post Office at Island City and the store of the M. & M. Co are public places and in the vicinity of the road proposed to be laid out in said notice.

Ben Brown

Subscribed and sworn to before me this 2nd. day of
September A.D. 1891

Al. Williams
Notary Public
In for Oregon

State of Oregon)
)SS.
County of Union.)

I John S. Clark being first duly sworn say &
that on the 7th day of August 1891 I posted on the door of t
the Court house in Union, Union County, Oregon a duplicate of
the notice attached to the affidavitt of Jas.H.Slater and me
marked "A" ,the said affidavitt and notice being also hereto
attached. That the said notice by me posted and the notice
referred to as atatched to the affidavit of Jas.H.Slater, being
original notices and each signed by the same parties re-
spect~~ively~~ively.

Subscribed and sworn to before me this ^{7th} 2nd. day of September
A.D. 1891.

John S. Clark
M. J. Slater
Notary Public
in and for Oregon

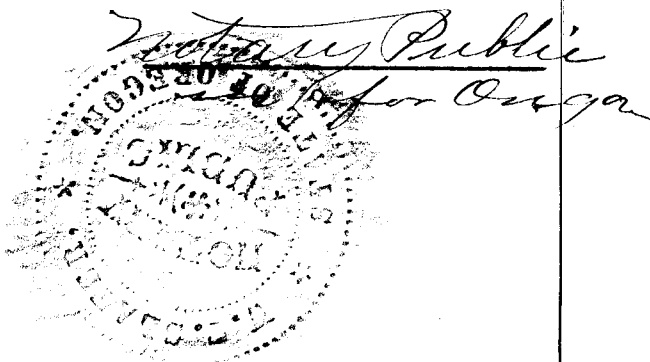
State of Oregon)
) SS.
County of Union)

I Jas.H.Slater being first duly sworn say that on the 6th. day of August 1891 I posted at the Post Office in La Grande, Oregon a duplicate of the notice hereto attached, marked "A" which notice is made a part of this affidavit. Said duplicate and the attached notice being original notices and signed by the same parties. That the Post Office in La Grane is a public place and in the vicinity of the road proposed to be laid out in said attached notice.

Jas. H. Slater

Subscribed and sworn to before me this 2nd. day of September
A.D. 1891

W. T. Slater



-:NOTICE OF ROAD PETITION:-

TO ALL WHOM IT MAY CONCERN; You and each and all of you will take notice that the undersigned householders and residents of Union County Oregon, residing in the vicinity where the hereinafter described road is proposed to be ~~laid out~~ and established, will, at the next session of the County Court of Union County Oregon, to-wit; on Wednesday the 5th, day of September A.D. 1891, present to said Court a petition praying said Court to lay out and establish and open a county road within said Union County Oregon, as follows, to-wit; beginning at a point 592 feet North of the Half Mile Stake on the North line of Section three (3) in Township three (3) South of Range thirty eight (38) east of Willamette Meridian, running thence West to the East line of the right of way of the Rail Road leading from La-Grande to Elgin in said County, thence ~~South Westerly~~ South Westerly along the East side of said right of way to a point due East of the Center of the East end of "B" Street in Williamson's Union Addition to the Town of La-Grande, in said County Oregon, thence west to the ~~East end of B Street~~ East end of B Street in said Williamson's Addition to the Town of La-Grande, Oregon, and there to terminate. The said Road to be sixty feet wide.

Dated this 5th, day of August A.D. 1891.

<u>John H. Slaw</u>	<u>M. Baker</u>
<u>O. J. Kirkpatrick</u>	<u>J. H. Brown</u>
<u>Ben Brown</u>	<u>W. J. Hamilton</u>
<u>John M. ...</u>	<u>E. D. ...</u>
<u>E. Baird</u>	
<u>Fred. J. ...</u>	
<u>J. A. McWhirter</u>	
<u>H. J. ...</u>	
<u>Ben ...</u>	

STATE OF OREGON,

} ss.

COUNTY OF

I,, do hereby certify that I am one of the
Attorneys for the named in the foregoing copy of, that
I have carefully compared the foregoing copy of with the original
..... in the above entitled cause, as the same now remains and is on file with
the Clerk of the Court, of the State of Oregon, for
County, and that the same is a true and correct copy of such original,
and the whole thereof.

Dated at County, Oregon, this day of

..... A. D. 189.....

.....
One of Attorneys.

In the County Court,
State of Oregon,
For Union County.

End of Road Settled
for by Gas & Water
Co. Plaintiff;

Proof of Posting
Defendant.

Filed this Eight day of
September, 1891.
James Chace
Clerk.
Deputy.

Attorney for

James Chace
County Clerk
Union County
Oregon

KNOW ALL MEN BY THESE PRESENTS That we Jas.H.Slater, principal
and W.G.Hunter surety of the County of Union, State of Oregon, are
are held and firmly bound Unto Union County in the State of
Oregon in the just and full sum of Fifty Dollars to be paid to
said County for the payment of which we bind ourselves, our and
each of our heirs, executors and administrators firmly by these
presents.

In testimony whereof we have hereto set our hands and seals
this 9th day of September A.D. 1891'

_____ Seal

_____ Seal

The conditions of the above obligation is such; that, whereas
the above bounden Jas.H.Slater and other s have presented to t
the County Court of Union county, Oregon a petition praying the
said Court to lay out, ~~and~~ establish, and open a county road
leading from Island City to the City of La Grande in said Coun-
ty and State. Now therefore if the prayers of said petition
be not granted and the above bounden Jas.H.Slater shall pay all
costs and expenses that may be incurred by said County by reas-
on of the view of said road prayed for in said petition then
this bond shall be void, otherwise to be and remain in full
force and effect.

Witness.

J. H. Slater

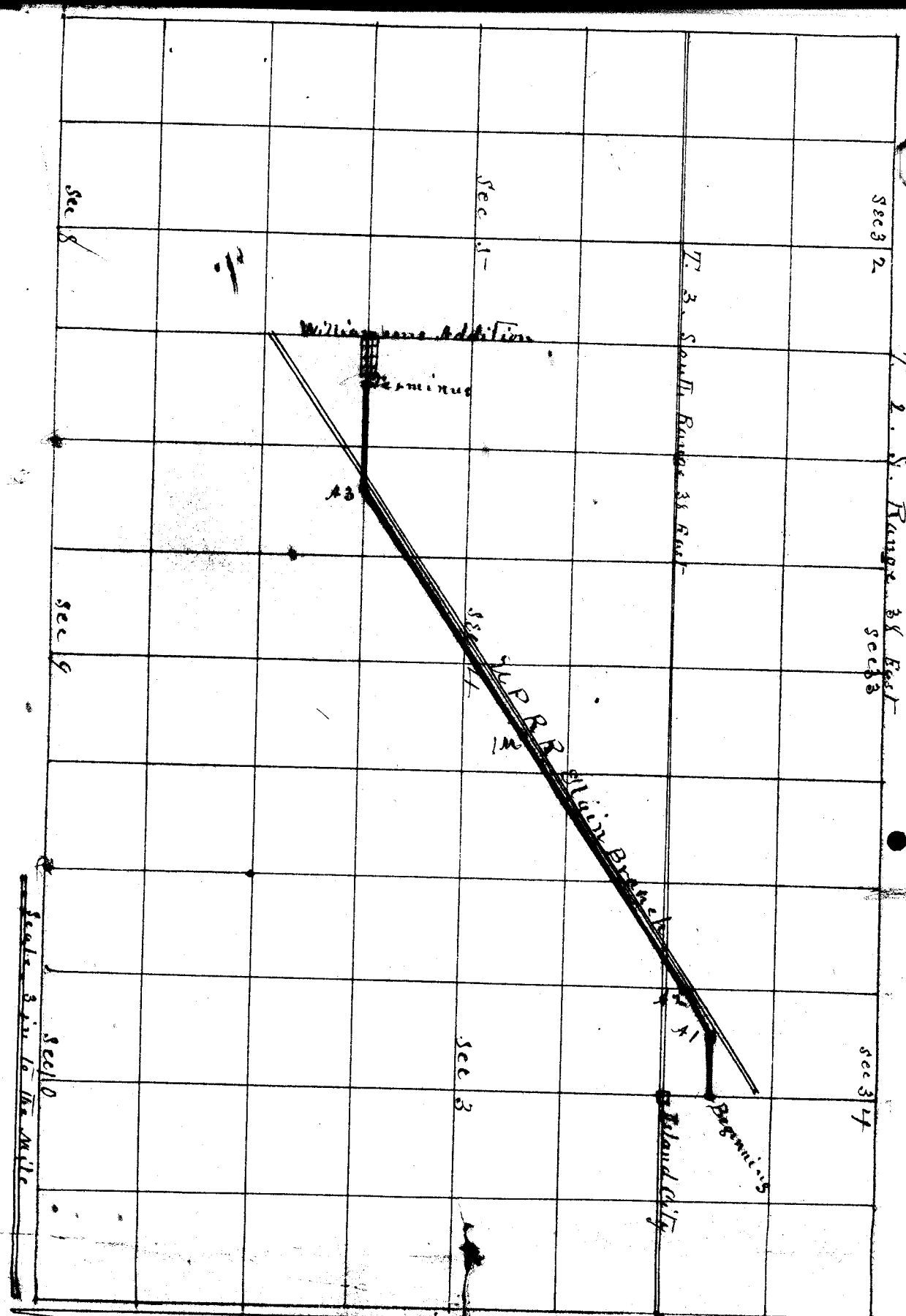
Jas. H. Slater Seal
W. G. Hunter Seal

[Faint, illegible text from a document, possibly a letter or report, covering most of the page.]

FILLED-

SEP 8 1891

James Owen
County Clerk



Scale 3 in. to 1 mi. or more

Var 20° East

Sec 2

Sec 3

Sec 4

Sec 5

Sec 6

Sec 7

Sec 8

T. 3. South Range 38 East

T. 2. S. Range 38 East

William's Addition

Main Branch

Island City

Beginning

SUP RR

1M RR

14

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Miss Oct 7th 1891
James Oliver
Bank

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 9th day of Sept, 1891, appointed to view and lay out and alter the proposed county road, of which the survey hereto attached is a true and correct description, as petitioned for by J. H. Stetson, et al, beg leave to report that on the 19th day of Sept, 1891, in pursuance with said appointment and order, after being duly sworn to faithfully and impartially discharge the duties of said appointment, we proceeded to view out said proposed road for the whole distance thereof, and that in our opinion said proposed road should be laid out and established as a public highway of Union County, Oregon; that the same is practicable and would add to the convenience of the householders residing in the vicinity thereof. We therefore recommend that said proposed road be laid out and declared a public highway of said county.

George A. Aiken
W. B. Smith
J. H. Kellogg
VIEWERS.

Filed Oct 9th 1891
James O. Lewis
Clerk

Field Notes

Of the survey of proposed County Road as petitioned
for by Jas H Stuber and others

Done on Sept 19th 1891

Beginning at a point 631 ft. North of the 1/4

Chs See corner on the North side of Sec 3. T. 3. S.

Range 34 East Will Run and running thence West

12 15 To A 1 Thence S 63° W

10 00 " A 2 " S 56° 45' W

57 80 " " 1 Mile Station " S 56° 45' W

57 09 " A 3 " " W

18 33 " To the Terminus of the Road at the

East end of " B. " Street in the Williamson

addition to the Town of La Grand

Union County Oregon making the whole

distance One mile 301 Rods and 17 links

J L Curtis

Surveyor

Field Oct 17th 1944
James D. Lewis
Clark

To the County Court of the State
of Oregon for Union County

In the matter of Petition for County
Road - applied for by J. H. Slater and others
to run from La Grande to Deland City
in Union County Oregon.

Claim of J. L. Canine for dam-
ages by reason of laying out said road

For amount of land taken up by road
60 feet wide across land about $5\frac{1}{8}$ mile
about 5 acres at \$75 per acre \$375⁰⁰

For extra fencing and gates and
making crossings \$250⁰⁰

For inconvenience in crossing
same to get to the different fields 400⁰⁰

Total \$1025⁰⁰

J. L. Canine

County Court
Union County

In the matter of
County road the
petition for by
J. H. Slater vs
et al

Claim of J. H. Slater
vs for damages

FILLED.

OCT 7 1891

James Davis
County Clerk.

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

We, the undersigned viewers heretofore on the 7th day of October, appointed to view out and assess the damages claimed by J. L. Barnes in the matter of the proposed county road, petitioned for by Jas. A. Slater et al. beg leave to report that on the 17th day of October 1891, we, after being duly sworn to discharge our duty faithfully and impartially, proceeded to view said proposed road the whole distance through the premises of J. L. Barnes complainant, and to assess and determine how much less valuable said premises of said complainant would be rendered by the opening of said road, and we find that the premises of said complainant J. L. Barnes would be rendered \$300⁰⁰ less valuable and that the premises of complainant would be rendered ~~\$~~ less valuable and that the premises of complainant would be rendered ~~\$~~ less valuable, and the premises of the complainant would be rendered ~~\$~~ less valuable by the laying out and establishment of said proposed road as a public highway of said county, and recommend that \$300⁰⁰ be paid to said complainant before laying out and establishing said road as a public highway.

and that the county ~~is to build~~ a bridge below the rail road bridge high enough for stock to pass through

L. R. Holmes
M. B. Reese
H. L. Dougherty

RECEIVED TO THOSE

Faint, mostly illegible text, likely a legal notice or official document, possibly containing names and dates.

FILLED.

OCT 31 1891

James Oliver
County Clerk.

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In the County Court of the State
of Oregon for Union County
J. L. Carriss vs Union County
In the Matter of the County Road
Petitions for by J. H. Slate and others -
and claimant for damages made by J. L. Carriss
vs Union County - State of Oregon - and
to Turner Oliver County Clerk paid
County Notice is hereby given that the
claimant for damages herein - J. L. Carriss
has hereby appeals to the Circuit Court
of the State of Oregon for Union
County. From the order ^{and decision} made in
the County Court for said County on
the 11th day of February 1892, which
order is to be after that the re-
port of the appraisers appointed by said
County Court passes the damages
to said claimant by reason of said pro-
posed road, allowing said claimant
\$300 damages - ^{be adopted} and which said order
further set out that said J. L. Carriss
repaid out of the funds of the County
the sum allowed by said appraisers to wit:
\$300 - and that the Supervisor should
build a certain underground crossing
and certain gate crossing on the prem-
ises of claimant - and further ordered that

and claimant
County
and by

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said road be opened and declared a public highway - and you will take notice that claimant appeals from the whole of said order and decision -

J. L. Carvess
Claimant and
Appellant
by Baker & Baker
his Attorneys

County Court
Union County

J. L. Carvess vs
Union County
Notice of Appeal

RECEIVED
MAR 1 1892
J. T. BOLLES, Sheriff.
By W. C. Fisher Deputy.

FILLED.

MAR 5 1892

James Oliver
County Clerk

Baker & Baker
Attys for Carvess

State of Oregon vs
County of Union
do hereby certify that I received the within notice of appeal
on the 1st day of March 1892, and that I served the same
within said Union County on the 1st day of March
1892 on the within named Union County Clerk
of Union County Oregon by delivering a true copy thereof
certified to be such by me to such Clerk to him
The said Union Clerk in person
of Union County
J. T. Bolles Sheriff



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In the County Court of the State
of Oregon for Union County
J. L. Caviness vs Union County
In the matter of County Road Petition
for by J. H. Slater and others ^{as}
on claim for damages made by J. L. Caviness.

Whereas J. L. Caviness the above named
claimant for damages - has appealed
to the Circuit Court the State of
Oregon for Union County - from
the order and decision, made in ^{and}
by the ^{said} County Court in the above
written matter on the 11th day of
February 1892 - adopting the report
of the appraisers appointed by said
County Court to assess the damages
to the premises of J. L. Caviness by rea-
son of opening of said road - allowing
said claimant \$300 - and which order
and decision ordered the payment of said
\$300 claimant out of the County
funds - and ordering the said road to be
opened - and declaring the same a highway
Now therefore we J. L. Caviness
claimant and Appellant, ^{as principal} and Joseph
Palmer County Surveyor hereby agree and
undertake to pay all costs that

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may be awarded gainst claimant
and appellant on this appeal - and
any judgment that may be ^{rendered} ~~awarded~~
for any cause gainst appellant

L. L. Lavigne
Claimant & Appellant
Principal

Jos Palmer
Dwelling

State of Oregon }
County of Union } I Joseph Palmer being
just duly sworn say that I am the
Dwelling herein - that I am neither
an attorney nor Counselor at law
nor Sheriff nor Clerk of any Court
nor other officer of any Court - that
I am a resident freeholder with-
in the State of Oregon - and am
worth the sum of \$1000 own
and above all my just debts and
liabilities and value of property
exempt from execution -

Jos Palmer

Subscribed and sworn to before me
this 1st day of March 1892

J. F. Baker
Notary Public for Oregon

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Security Bank
Linn County

W. J. Cameron
vs
Linn County
Indebtedness
on a promissory note

W. J. Cameron
2 1/2
Linn
County Clerk

In the County Court of the State of
Oregon for Union County

In the matter of County Road from
Lawrence to Island City, petition for
by James H. Slater and others

Objections to adoption of Report of Appraisers
claiming of damages by J. L.
Canness -

Claimant J. L. Canness objects to the
adoption of the report of appraisers
for the reason that the same do not
specify how the unobstructed crossing
of said proposed road on claimant's
premises shall be made -

J. L. Canness
Claimant

County Court
Lucas County

In the matter of County
Roads petitioned for by
James H. Helms
et al

Ordnance of the
Court of Lucas County
Ohio in relation to the
petition of report by
James H. Helms
et al

Filed Dec 10th 1871
James H. Helms
Plaintiff

1 In county court of State of Oregon
2 for Wagon County

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4 In the matter of Petition of J. D. Suter
5 and others from Lapwai to
6 Island City -

7
8 Comed now J. L. Coarins by
9 his counsel and moves the court
10 open up to much of the proceedings
11 had herein as pertains to the
12 accepting the Report of the Assessors
13 of Wagon upon the claim of
14 the soil of J. L. Coarins

15 Robert Baker
16 says for
17 J. L. Coarins

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In county court
of State of Oregon for
Monroe County

In the matter of
petition for county
Road of J. H. Black
and others -
Japanese
Road City

Motion to open
up case on

Report of surveyors
of Rancho Blanco
by H. L. Coan

FILED

NOV 25 1891

J. H. Black
County Clerk

In the County Court of the State
of Oregon for Union County

In the matter of County Road from
Salamanca to Island City applied
for by James H. Slatu and others

Comes now J. L. Caviness the claim-
ant for damages herein - and moves
the Court to continue this matter
for the term - for the reason that the
report by the appraisers does not spec-
ify how the crossing under the
proposed road is to be made -

J. L. Caviness
Claimant
by Baker & Baker
his attys

County Court
Lucas County

On the matter

County Road State
Road 70- by

James R. Statton
State

Statton for Con-
vener by J. R. Stat-
ton claim for
damages

Filed Dec 10th 1941
James R. Statton
State

First Judicial Day

Wednesday, Sept 9th 1891

In the Matter of the proposed
County Road petitioned for by
Jas H Slater et al }

Comes now Jas H Slater one of the petitioners for the above-named proposed County road, and presents to the Court the petition of himself and others, praying for the location and establishment of a County Road described as follows, to-wit: Commencing at a point 592 feet North of the half mile stake on the North line of Section three (3) in Township South of Range Thirty Eight East of Willamette Meridian, running thence West to the east line of the right of way of the Rail Road running from La Grande to Elgin in said Union County, thence South Westerly along the East side of said right of way to a point due east of the center of the East end of F B Street in Williamsone addition to the town of La Grande Union County, Oregon, thence West to the East end of F B Street in said Williamsone addition to the said town of La Grande Union County Oregon and there terminate; said highway to be sixty feet wide And it appearing to the Court that said petition is signed by more than twelve householders of this County, residing in the vicinity of said proposed road, and that said petition properly specifies the place of beginning, intermediate points and place of termination of said road, and it satisfactorily appearing to the Court that notice had been given by advertisement posted at the place of holding County Court, to-wit: At the Court House, in the town of Union County of Union State of Oregon, and also in three public places in the vicinity of said proposed road, to-wit: One at the post office in Island City Oregon, one at the store of the M M Co in said Island City Oregon and one at the Post Office in La Grande Oregon for more than thirty days immediately prior to the presentation of said

First Judicial Day

Wednesday Sept 9th 1891

petition to this Court, notifying all persons concerned that application would be made to this Court at the present session of this Court: and that the notices so posted were in due form and duly signed by the petitioners, and that a bond for the costs of this proceeding had been duly given.

It is therefore ordered that George Ackles, J. R. Kellogg and Tom Smith be appointed Viewers of said road and that J. L. Curtis be appointed Surveyor of said road and that they meet at the M. M. Co store in Island Creek on the 19th day of September 1891 at the hour of 10 o'clock a.m. and after qualifying, to view, survey and lay out said road according to law.

In the Matter of Mary }
Ladd a Pauper }

This matter came on to be heard at this time on petition for an increase of allowance, and upon \$40⁰⁰ ordered drawn on Sept 5th 1891 by County Judge, and it appearing to the Court that the said Mary Ladd was in need of assistance It is ordered by the Court that the order made in vacation by the Co Judge be and the same is hereby approved It is also further ordered that the petition for an increase of allowance be continued for the term.

In the Matter of the Road }
petitioned for by Chas Bechtel et al }

This matter came on to be heard at this time on the report of the viewers and surveyor heretofore appointed herein, and said report having been read in open Court for the first time are laid over for further reading on some other day of this term of Court.

Be it remembered that at a regular term of the County Court of the State of Oregon for the County of Union, begun and held at the Court House in the City of Union, in said County and State on Wednesday, the 7th day of October A.D. 1891, the same being the Wednesday after the first Monday in said month, and the time fixed by law for holding a regular term of said Court when were present:

The Hon J. N. Sanders Judge Presiding
 Hon John McDonald Commissioner
 " W. D. Arnold "
 Turner Oliver Clerk
 J. T. Bolles Sheriff

Due proclamation of the opening of Court having been made the following proceedings were had to wit:

In the Matter of the Road,
 petitioned for by J. H. Slater et al

This matter came on to be heard at this time on the report of the Viewers and Surveyor heretofore filed herein for a first reading as required by law, and also upon the claim of J. L. Caviness for damages on account of the location and establishment of said proposed Road, and it appearing to the Court that said J. L. Caviness claims that he would be damaged in the sum of \$1025⁰⁰ on account of the location and establishment of said proposed Road. It is therefore considered and ordered that L. R. Holmes, M. B. Reese and H. L. Dougherty be appointed Viewers to examine the premises of said J. L. Caviness the whole distance through which said proposed road would pass and report to this Court how much less valuable the premises of said J. L. Caviness would be rendered by reason of the construction of the said proposed road and that they met at La Grande Oregon on Oct 17th 1891 and after qualifying proceed to view and render their report accordingly.

In the Matter of the Road,
 petitioned for by C. A. Thompson et al

It appearing to the Court at this time that through some inadvertence or misunderstanding the viewers heretofore appointed to wit, on Sept 9th 1891

Third Judicial Day

Wednesday Nov 4th 1891

first time of this term and laid over for further consideration on some other day of this term

In the matter of the }
Road petitioned for by }
J. H. Slater et al }

This matter came on to be heard at this time on the report of the appraisers heretofore appointed herein to assess the damages that would accrue to J. L. Caviness by reason of the location and establishment of the said proposed road which report in writing is in words and figures following to-wit:

Report of Viewers

To the Honorable County Court for Union County Oregon:

We, the undersigned viewers heretofore on the 7th day of October appointed to view out and assess the damages claimed by J. L. Caviness in the matter of the proposed County road, petitioned for by Jas H Slater et al beg leave to report that on the 17th day of October 1891 we after being duly sworn to discharge our duty faithfully and impartially proceeded to view said proposed road the whole distance through the premises of J. L. Caviness, Complainant, and to assess and determine how much less valuable said premises of said complainant would be rendered by the opening of said road and we find that the premises of said complainant J. L. Caviness would be rendered \$300⁰⁰ less valuable (and that the County is to build a bridge below the railroad bridge high enough for stock to pass through) by the laying out and establishment of said proposed road as a public highway of said county, and recommend that \$300⁰⁰ be paid to said complainant before laying out and establishing said road as a public highway

L. R. Holmes
M. B. Reese
H. L. Dougherty

Thereupon it was ordered that said report be approved and it appearing to the Court that said road would be of great public utility It is ordered that said damages be paid out of the County Treasury and the Clerk is instructed to draw warrants on the Treasury for the same Thereupon the report of Viewers and Surveyor was read

Third Judicial Day

Wednesday Nov 4th 1891

in open Court for the first time of this term and laid over for further consideration on some other day of this term.

In the Matter of the
Road petitioned for by
John W Cowan et al }

This matter came on to be heard at this time on the report of the appraisers heretofore appointed herein to assess the damages that would accrue to Geo. H. Foster by reason of the location and establishment of the said proposed road, which report in writing is in words and figures following to-wit:

Report of Viewers

To the Honorable County Court for Union County Oregon:
We, the undersigned viewers heretofore on the 9th day of Sept 1891 appointed to view out and assess the damages claimed by Geo H Foster in the matter of the proposed county road, petitioned for by John W Cowan et al, beg leave to report that on the 26th day of Sept 1891, we, after being duly sworn to discharge our duty faithfully and impartially proceeded to view said proposed road the whole distance through the premises of George H Foster complainant and to assess and determine how much less valuable said premises of said complainant would be rendered by the opening of said road, and we find that the premises of said complainant would be rendered \$600⁰⁰ less valuable by the laying out and establishment of said proposed road as a public highway of said county, and recommend that the same be paid to said complainant before laying out and establishing said road as a public highway.

John A Childers
J. M. Bartness
E. Mulholland

Thereupon it was ordered that said report be approved and it appearing to the Court that said road would not be of sufficient public utility to warrant the Court in paying the damages out of the County Treasury It is therefore ordered that said road be opened when the petitioners have paid the damages

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road and be declared a public highway of Union County, Oregon, and all the proceedings herein having been regular, and according to law and no remonstrance or claim for damages having been filed herein except what have been heretofore disposed of and there having been no cause shown why this proposed road should not be declared a public highway and ordered open according to law, and the court being satisfied from the report of the viewers that such road will be of public utility. It is therefore considered and ordered by the court that said reports of the viewers and surveyor be approved and adopted by the court and that said proposed road be declared a public highway of Union Co. Oregon, and ordered opened up and placed in repair for travel according to law. It is further ordered that the report of the viewers be placed on record in this journal and that the surveyors plat of the proposed road and his field notes of the survey thereof be placed on record in the book of plats of County roads of Union County, Oregon and that Charles Wyatt Road Supervisor of road District No 37 the same being the road district in which said road is located be furnished with a copy of the petition herein, and a copy of this decree and and ordered to open up said road and place the same in repair for travel.

In the matter of the proposed
County Road petitioned for by
J. H. Slater et al

This matter came on to be heard at this time on the reports of the Viewers and Surveyor heretofore appointed herein for a second reading as provided by law, and the Reports of Viewers being in words following, to wit:

Report of Viewers

Do the Honorable County Court for Union County Oregon
The undersigned viewers heretofore on the 9 day of Sept 1891 appointed to view and lay out and alter the proposed County road, of which the survey hereto attached is a true and correct description, as petitioned for by J. H. Slater et al beg leave to report that on the 19th day of Sept 1891, in pursuance with said appointment and order, after being duly sworn to faithfully and impartially discharge the duties of said appointment, we proceeded to view out

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said proposed road for the whole distance thereof, and that in our opinion said proposed road should be laid out and established as a public highway of Union County Oregon That the same is practicable and would add to the convenience of the householders residing in the vicinity thereof, we therefore recommend that said proposed road be laid out and declared a public highway of said county

George Ackles

D. S. Smith

J. R. Kellogg

And said report of the viewers and the report of the surveyors having been now publicly read in open court, on two several days of the present term of the court, and it appearing to the court that said viewers report favorably thereon, and recommend that said proposed road be established as a County road and be declared a public highway of Union County, Oregon, and all the proceedings herein having been regular, and according to law, and no remonstrance or claim for damages having been filed herein except what have been heretofore disposed of and there having been no cause shown why this proposed road should not be declared a public highway and ordered open according to law, and the court being satisfied from the report of viewers that such road will be of public utility, It is therefore considered and ordered by the court that said reports of the viewers and surveyors be approved and adopted by the Court, and that said proposed road be declared a public highway of Union Co Oregon and ordered opened up and placed in repair for travel according to law. It is further ordered that the report of the viewers be placed on record in this journal and that the surveyors plat of the proposed road and his field notes of the survey thereof, be placed on record in the book of Plats of County roads of Union County, Oregon, and that John Rynearson Road Supervisor of road Dist No 44 the same being the road district in which said road is located be furnished with a copy of the petition herein, and a copy of this decree and ordered to open up said road and place the same in repair for travel

Be it remembered that at a regular term of the County Court of Union County State of Oregon begun and held at the Court House in the City of Union in said County on Monday the 7th day of December A.D. 1891 and from day to day thereafter during the continuance of said term when on Wednesday the 9th day of December A.D. 1891 or the third judicial day of said term the said County Court opened for the transaction of business with the following officers present:

The Hon J. N. Sanders County Judge

" John McDonald Commissioner

" W. D. Arnold "

Turner Oliver Clerk

J. P. Bolles Sheriff

Due proclamation of the opening of Court having been made the following proceedings were had, to-wit:

In the Matter of the Road }
petitioned for by J. H. Slater et al. }

This matter came on to be heard at this time on the motion to open up the proceedings on the damaged herein filed by J. L. Caviness said Caviness appearing by J. P. Baker his attorney and it is considered and ordered by the Court that the former order of the Court approving the report of the appraisers in this proceeding and the order of the Court ordering said road opened and declaring it a public highway be and the same are hereby set aside and held for naught and based upon the motion of said J. L. Caviness for a continuance It is considered and ordered by the Court that this matter be continued for the term.

In the Matter of the proposed }
County Road petitioned for }
by J. D. Carroll et al }

Comes now J. H. Hutchinson one of the petitioners for the above named proposed County road, and presents to the Court the petition of himself and others praying for the location and establishment of a County Road, described as follows to-wit:

Commencing at the N.W. corner of the NE^{1/4} of NE^{1/4} Sec 24 T^{1/2} 4 S R 39 E N M. in said County and State, thence West on the section line 2060 ft, thence S 78° 44' West 900 ft, thence

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Court met pursuant to adjournment

The same officers were present as on yesterday

The proclamation of the opening of Court having been made the Journal of yesterday's proceedings was read approved and is here now signed.

H. Sanders
County Judge

Whereupon the following proceedings were had, to wit:

In the Matter of County Road,
petitioned for by J. H. Slater et al

Now at this time this cause comes on to be heard upon the objections of J. L. Coviness claimant for damages to the report of the appraisers of damages heretofore made herein. And it appearing to the Court that the objections to said report are well taken and that the order heretofore made thereon should be more specific and definite. It is therefore hereby ordered and considered that the report of the appraisers herein be adopted and it also appearing to the Court that said proposed road will be of great public benefit and utility. It is further ordered and considered that the claimant J. L. Coviness be paid out of the funds of the County the sum allowed by said appraisers to wit: the sum of \$300⁰⁰ and that the Supervisor shall build and construct an underground crossing on said road opposite the underground crossing built by the Rail Road Company on the line of the proposed County Road, which underground crossing shall be at least 16 feet wide and 10 feet high in the clear and shall be built and kept at the same grade as the crossing under the Rail Road and that the supervisor shall also build and construct three gate crossings at points opposite the gate crossing on the Railroad on the line of said road and shall be kept at the same grade as the proposed County road. And it is further ordered that said road be opened and declared a public highway.