

No

in

Court

vs

Plaintiff

Defendant

Attorney for Plaintiff

Attorney for Defendant

Petition filed Oct 7, 1891

Vermin appointed Jul 2 p 2

Report 36

Ordered opened 42
Nov 5, 1871

Stated

-401-

J J Glavin

Commencing at a point
where the Co Road crosses the
line between the SW⁴ & NW⁴ Sec 18
& SE⁴ & SW⁴ Sec 18 about 78 rods
S from center of said SW⁴ Sec
18, S 29 E W 1/2 Sec 18, thence
S 1/4 NW cor NW⁴ & SW⁴ Sec 19, thence
to about 42 rods more or less
to County Road

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

In the Matter of a Change
in the County Road petitioned
for by J. J. Glenn in his
own right

To the Hon. County Court of Union County Oregon:

The undersigned petitioner J. J. Glenn, respectfully
represents that he is the owner of N.E. ^{the S.E. ^{of} M⁴ Sec 18} of the N.W. ^{County}
Sec 19 T. 1 S. R. 39 E. N. M. across which the
present travelled County road extends, and petitioner
asks the Court to be permitted to change the County
road on his own land at his own expense
as follows, to wit: Commencing at a point where
the County road crosses the line between the M⁴ of
M⁴ Sec 18 and the S.E. ^{of} M⁴ Sec 18 about 78 rods
South from the center of said M⁴ of Sec 18
T. 1 S. R. 39 E. N. M. Thence extending South to
the M⁴ corner of N.E. ^{of} M⁴ Sec 19, Thence East about
42 rods more or less to the County road, and to
vacate all that portion of the County road
between the beginning and ending points of
this proposed road, the whole width of said
proposed road to be on my lands to wit: on
the West edge of said S.E. ^{of} M⁴ Sec 18 and West
and South edges of said N.E. ^{of} M⁴ Sec 19.
And petitioner alleges that he is the owner
of all the lands occupied by the present Co.
Road between the points named, and

of all the lands that would be occupied by
the proposed road as changed,

That the County road would not be materi-
ally lengthened to the detriment of the public,
And that the Ground is just as good
for a road on the proposed route as that
sought to be vacated.

And petitioner having filed a bond to cover
the costs of this proceeding, asks the Court
to appoint a Surveyor and three disinterested
householders of Marion County to view and
survey said proposed road, and that on
a favorable report from said viewers that he
be permitted to change said road as aforesaid.

J. J. Glenn
Petitioner

FILED.

OCT 7 1891

James Oliver
County Clerk.

BOND OF ROAD PETITIONERS.

Know All Men by These Presents, That J. J. Glenn

and _____ of the County of Union and State of Oregon, are held and firmly bound unto said County of Union in the sum of One Hundred Dollars, the payment of which, well and truly to be made, we bind ourselves, our heirs, executors and administrators firmly by these presents.

Signed this 7th day of October A. D. 1891

Now, the condition of the above obligation is such, That, whereas the above named J. J. Glenn

and _____, and others, have petitioned the County Court of said County of Union, at the October Term, 1891, thereof for a ~~County Road~~, commencing because to change the County road on his own land at his own expense as described in the petition hereto attached

Now, if the above named J. J. Glenn and _____

shall well and truly pay, or cause to be paid, all costs and expenses that may be incurred by reason of the view or review of said Road, ~~in case the prayer of said petitioners be not granted or allowed,~~ then that this obligation shall be void, otherwise to remain in full force and virtue.

(L. S.)

J. J. Glenn (L. S.)

STATE OF OREGON, }
County of Union. }

I, J. J. Glenn and _____

each for himself, says, that I am worth the sum of One Hundred Dollars over and above all debts and liabilities and property exempt from execution; that I am a resident and householder in said County and State.

J. J. Glenn

Subscribed and sworn to before me this 7th day of October A. D. 1891

James Oliver
County Clerk.

by the County Court of the State
of Oregon, Union County.

IN THE MATTER OF THE
J. J. Glenn

ROAD.

BOND OF ROAD PETITIONERS.

Approved *Oct 7th* 1891

A. J. Sanders
County Judge.

Made *Oct 7th* 1891

James Oliver
County Clerk.

By _____
Deputy.

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 5th day of October, 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. J. Glenn, et al, beg leave to report that on the 19th day of October, 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. and that the prayer of the Petitioners for vacation of Road be granted

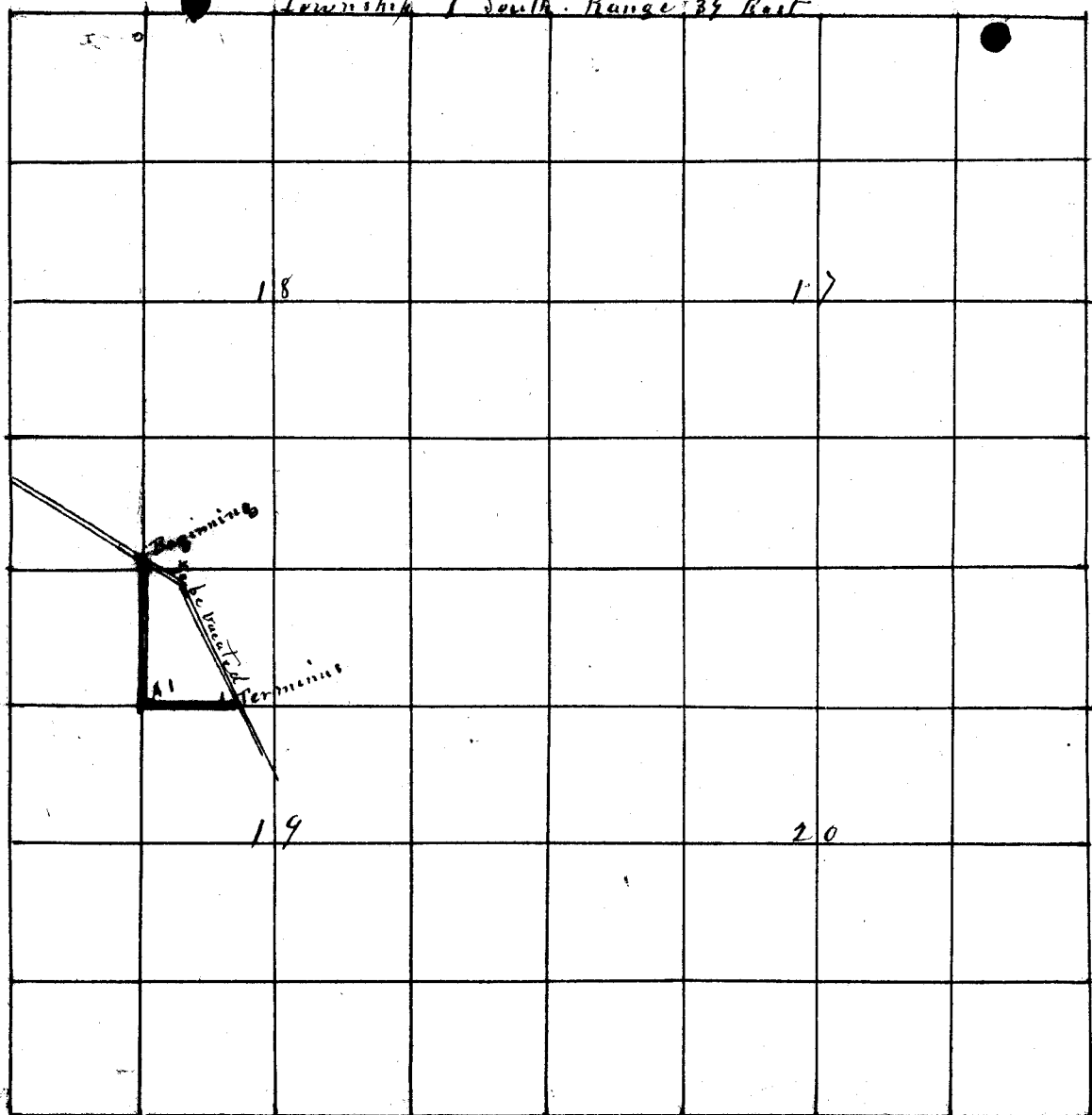
S. S. Brookes
Chas. Ballgarth
Ferry Little
VIEWERS.

PILLIARD.

OCT 31 1891

James O'Brien
County Clerk.

Township 1 South. Range 39 East



True Meridian
Var. 20° East

Scale 1 inch = 1/2 mile

FILED

OCT 31 1891

James Davis
County Clerk

Field Notes

Of the Survey of a Proposed change in the County Road
Petitioned for by D. D. Glenn in his own right - Done Oct 19th 1891

Beginning at a point 15 Chs South of the centre of the
SW⁴ of Sec 18, T. 1. South, Range 39 East at a Rock in the
centre of the County Road marked "R.", and running thence
South

Chs

20 50

To A 1 Thence East

11 37

" The Terminus of the Road at the intersection of the
County Road designated by a Rock planted in the middle
of the Road marked "R.T.". Whole Distance 31.87 Chs
Distance to be vacated 24.42 Chs:

J L Curtis

Surveyor

PAID.

OCT 31 1891

James Oliver
County Clerk

First Judicial Day

Wednesday Oct 7. 1891

to view and survey the road petitioned for by C. A. Thorpe et al. failed to meet at the time and place designated in said order nor at any subsequent time and that said proposed road has not yet been viewed and surveyed. It is therefore considered and ordered by the Court that John Graham Jr., J. A. Morton and John W. White be appointed viewers of said proposed road and J. L. Curtis Surveyor and that they meet at the house of G. Maulenborg on Tuesday the 20th day of October 1891 at 10 o'clock A.M. and having duly qualified to view and survey said proposed road as provided by law.

In the Matter of the Road
petitioned for by T. Glenn in his
own right

Comes now T. Glenn and files his duly verified petition to change the County Road on his own land and at his own expense from which it appears that T. Glenn is the owner of the S.E.⁴ of S.W.⁴ Sec. 18 and N.E.⁴ of N.W.⁴ Sec. 19 T. 1 S. R. 39 E. W. M. across which the present traveled County Road extends, and petitioner asks the Court to be permitted to change the County road on his own land at his own expense as follows, to wit: Commencing at a point where the County road crosses the line between the S.W.⁴ of S.W.⁴ Sec. 18 and the S.E.⁴ of S.W.⁴ Sec. 18 about 78 rods south from the center of said S.W.⁴ of S.W.⁴ Sec. 18 T. 1 S. R. 39 E. W. M., thence extending south to the S.W. corner of N.E.⁴ of N.W.⁴ Sec. 19, thence East about 42 rods more or less to the County road and to vacate all that portion of the County road between the beginning and ending points of this proposed road, the whole width of said proposed road to be on the lands of the petitioner to wit: on the west side of said S.E.⁴ of S.W.⁴ Sec. 18 and West and South edges of said N.E.⁴ of N.W.⁴ Sec. 19. And petitioner alleged that he is the owner of all the lands occupied by the present Co road between the points named, of all the lands that would be occupied by the proposed road as changed, that the County road would not be materially lengthened to the detriment of the public and that the ground is just as good for a road on the proposed route as that sought to be vacated.

First Judicial Day

Wednesday October 7th 1891

and petitioner having filed a good and sufficient bond here-
in It is therefore considered and ordered by the Court that Chas^r
Hallgarth, Perry Duttie and S. L. Brooks be appointed Viewers and
J. L. Lewis be appointed Surveyor to meet at Summerville on
Monday Oct 19th 1891, ^{10 oc am} and after qualifying to view, survey and lay
out said road according to law.

In the Matter of Duplicating }
a Lost Warrant on Road Fund }

This matter came on to be heard at this
time on the petition of the First National Bank of Island
City from which it appears that a certain warrant issued
on the road fund in favor of E. J. Parker on May 1st 1891 the
same being numbered 618 Class "C" for \$100.⁰⁰ apportionment
of Road Fund due Road District #3 was cashed by said
E. J. Parker at said First National Bank of Island City on
May 16th 1891 and forwarded on that day to the First Nation-
al Bank of Union, was lost in the Mails during transit and
was never received by said First National Bank of Union
and has not yet been presented to the Treasurer for payment
and petitioner asks the Court to order a duplicate of said
warrant on the Road Fund and it appearing to the Court
that it would be doing only justice to said First National
Bank of Island City to permit it to draw from the Treasury
the amount of money it paid out on said warrant
and said Bank having filed with the Clerk of this Court
a good and sufficient undertaking to indemnify the County
against any possible loss that might arise on account
of said duplicated warrant ever being presented for payment
It is therefore considered and ordered by the Court that
a duplicate County Warrant be issued on the Road Fund
instead of said warrant #618 Class "C" for \$100.⁰⁰ and
sent to said First National Bank of Island City and
that in case said warrant No. 618 Class "C" shall ever
be paid by the County that the said First National
Bank of Island City shall be required to repay the same
under the conditions of the said bond.

Third Judicial Day

Wednesday Nov 4th 1891

In the Matter of the Road }
petitioned for by C.A. Thorpe et al }

This matter came on to be heard at this time on the reports 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 a second reading on some other day of this term of Court.

In the Matter of the Road }
petitioned for by J. T. Glenn, junr }
his own right }

This Matter came on to be heard at this time on the reports 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 a second reading on some other day of this term of Court.

In the Matter of the Resurvey }
of Road in the Cove petitioned }
for by B.F. Wilson et al }

This matter came on to be heard at this time on the reports of the viewers and surveyor heretofore filed herein and it appearing to the Court that this is a proceeding to reestablish the monuments along the line of an old County Road and that some of the parties affected thereby desire to make a settlement with each other It is therefore considered and ordered that this matter 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 appraisers heretofore appointed herein to assess the damages that would accrue to W^m Long and Noah Richards by reason of the location and establishment of the said road, and also upon the petition of a number of citizens that said damages be paid out of the County Treasury, and said report being in writing in words and figures following to-wit:

To the County Court of Union County Oregon:

Fourth Judicial Day

Thursday Nov 5th 1891

and said report of Viewers and 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 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 J. H. Morton Road Supervisor of road District No 16 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

In the Matter of the
proposed County Road, pe-
titioned for by T. J. Glenn
in his own right

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 Report of Viewers being in words following, to wit:

Report of Viewers

To the Honorable County Court for Union County, Oregon:
The undersigned viewers heretofore on the 5th day of Oct. 1891 appointed to view and lay out and alter the proposed

Fourth Judicial Day

Thursday Nov 5th 1891

County road, of which the survey hereto attached is a true and correct description, as petitioned for by D. D. Glenn in his own right by leave to report that on the 19th day of Oct 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 opinions said proposed roads 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, and that the prayer of the petitioner for vacation of Road be granted

S. L. Brooks
Chas Hallgarth
Jerry Duttler

And said report of the viewers and the report of the surveyor 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 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 D. D. Glenn be allowed to open up and place in repair for travel according to law said proposed road. It is further ordered that the report of the viewers be placed on records 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 D. D. Glenn the petitioner and Ed Gann Road Supervisor of road District No 10 the same being the road

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Thursday Nov 5th 1891

district in which said road is located be each furnished with a copy of this decree and when said petitioner at his own expense shall open up said road and place the same in repair for travel as good as the old road sought to be vacated, that said old road may be closed and said new road accepted as the public County Road

In the matter of the proposed
County Road petitioned for by
Charles Bechtel 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 Report of Viewers being in words following to-wit:

Report of Viewers

To the Honorable County Court for Union County Oregon
The undersigned viewers heretofore on the 5th day of August 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 Charles Bechtel et al beg leave to report that on the 22nd day of August 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 opinions 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

John Graham Jr
J. H. Morton
M. S. Wyatt

And said report of the viewers and the report of the surveyor having been now publicly read in open court on two several days of the present term of court and it appearing to the Court that said viewers report favorably thereon and recommend that said proposed road be established as a County