

No

in

Court

Plaintiff

vs

Defendant

Action for

Docket

Page

Attorney for Plaintiff

Attorney for Defendant

RECORDED & INDEXED
MAY 10 1901
U. S. DEPT. OF JUSTICE
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Record of the Case

Viewer app Int F p 334
ordered opened
Aug 4-1892 Journal F
page 363

414

C. A. Thompson

Com at SE corner of Sec 34
Tp 35 R 30 E and ter-
minating at NW corner
Sec 32 Tp 35 R 35 E

WITNESSES.

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

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 6th day of July, 1892 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 C. A. Tompkins, et al, beg leave to report that on the 23rd day of July, 1892, 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.

Robert Young
Harison Williamson
J. H. Hunter
VIEWERS.

1 To the Hon County Court of Union County Oregon
 2 and the Viewers appointed in the matter of a
 3 County Road petitioned for by C. A. Tomkins
 4 et al the following Notes and Plat of the
 5 Survey is submitted

6 We commenced at the S E corner of Sec 34 in T³
 7 3 South Range 35 E N. M. an run thence N Var 20° E

22	00	To A 1	"	N 55° W
3	90	" " 2	"	S 75° W
4	40	" " 3	"	W
40	70	"	1 mile Sta	" "
80	00	"	2 " "	" "
80	00	"	3 " "	" "
2	57	" A 4	"	N
77	63	"	4 " "	" "

8 The terminus of the Road at the NW corner
 9 of Sec 32 T. 3. S. R. 35 East N. M. whole
 10 distance 4 miles 8 Rods and 37 links
 11 all points on the Road are designated
 12 by Rocks properly marked and set in
 13 mounds of Rock except the 4 mile station
 14 which is a ^{Pine} tree 24 inches in diameter

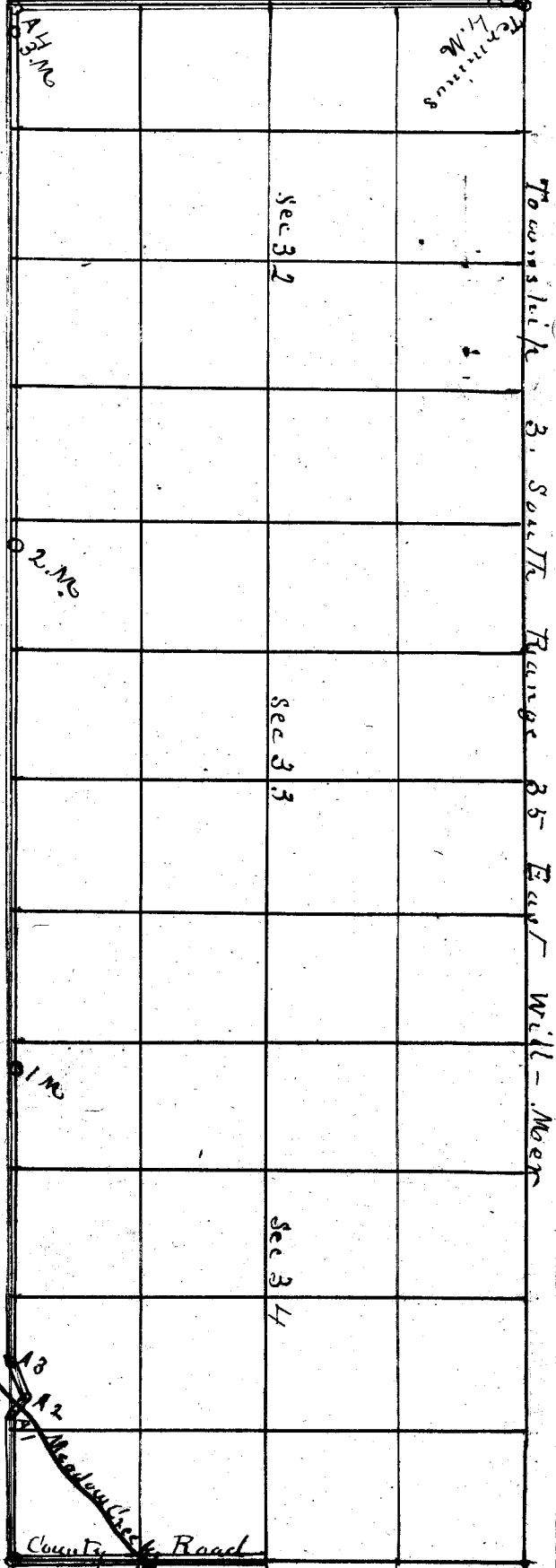
15 J. L. Curtis
 16 Surveyor
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FILLED.

AUG 5 1892

James Davis
County Clerk



Tenn. Meridian
lean 20° East

Scale 3 in To The Mile

Petition for County Road.

TO THE HONORABLE COUNTY COURT FOR Union COUNTY, OREGON:

The undersigned, householders of Union County, Oregon, residing in the vicinity where the hereinafter described road is proposed to be, respectfully petition your Honorable body to lay out, alter and establish a County road within said County on the following line or route, to-wit:

To Commence at S E Corner
of Section (34) Thirty Four of Township
(3) Third Range 35th E W M To run West
on Township line between 3 & 4 as described
above Three miles to S W corner of Section
(32) Thence North on section line one mile
Terminating at N W corner of Section 32
of said Township and Range

And in duty bound your petitioners will ever pray, &c.

NAMES:

NAMES:

C. A. Tompkins
H. J. Schafer
J. J. Collins
A. L. Dunn
T. A. French
C. J. Ashkinz
R. W. Patton
Chris. Victor
H. L. Dunn.
J. B. Ayers

W. W. Campbell
A. W. Dunn
S. L. Thompson
J. L. French
D. S. Laurin
John Southall
John Collins
H. C. Lee
W. W. Campbell
S. P. Moore

Notice of Road Petition.



To all Persons Concerned: You, and each and all of you, will take notice that the undersigned, householders for Union County, Oregon, residing in the vicinity where the hereinafter described road is proposed to be, will at the next session of the County Court for Union County, Oregon, to-wit: on Wednesday, the 6th day of July

A. D. 1892, respectfully present to said Court a petition praying said Court to lay out, alter and establish a County Road within said County, on the following line or route, to-wit:

To Commence at S.E. Corner of Section (34) Twentyfour of Township 13, 3rd Range 35 S East Willamett To Run west on Township Line Between Township 3rd & 4th as described above Three miles to S.W. Corner of Section 32 Thence north on Section Line one mile Terminating at N.W. Corner of Section 32 of said Township 3rd Range

NAMES:

NAMES:

W. A. Thompson
 W. J. Schaefer
 J. J. Clark
 G. L. Dunn
 J. A. French
 C. J. French
 R. H. Patton
 Chas. Victor
 W. B. Dunn
 J. B. Ayler
 A. K. Dunn

W. W. Crumb,
 S. S. Thompson
 J. L. French
 Jas. Laurin
 John Smith
 John Blinn
 H. E. Lee
 W. J. Campbell
 J. P. Moore

STATE OF OREGON,
County of Union, } ss.

I, C. A. Tompkins

being first duly sworn, say that I posted three several notices, of which the notice hereunto attached is a true and correct copy, in three public places in said County in the vicinity of the proposed road therein described, to-wit: One on corner of fence south of school house. One on western tree on west side of the Road about one half mile north of the beginning of the proposed Road and one on a gate post - on the line of the Road about one half mile west of the beginning of the proposed Road

thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 6th day of June 1892, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 7 day of June 1892, I posted a true and correct copy of said notice at the place of holding Court for Union County, Oregon, to-wit: On the front of the Court House door, in the City of Union, in said County and State, and that said notices remained posted thirty days previous to the presentation of said petition as I verily believe.

C. A. Tompkins

Subscribed and sworn to before me this 5 day of July 1892

J. G. Alden
Notary Public for Oregon

BOND OF ROAD PETITIONERS.

Know All Men by These Presents, That we, *E F Jones*

and *T A French*, of the County of Union and State of Oregon, are held and firmly bound unto said County of Union in the sum of *of six 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 *5* day of *July* A. D. 189*2*

Now, the condition of the above obligation is such, That, whereas the above named *E F Jones*

E F Jones and *T A French*, and others; have petitioned the County Court of said County of Union, at the *July* Term, 189*2*, thereof for a

County Road, commencing *at S E corner of section (34) Thirty Four of Township (3) Three of Range 35- Thirty Five E W m To run west on Township line between S 2 & 4 or described above there miles to S W corner of section of (32) Thence north on section line one mile Termination at N W corner of section (34) of said Township and Range*

Now, if the above named *E F Jones* and *T A French*

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.

E F Jones (L. S.)

T. A. French (L. S.)

STATE OF OREGON, }
County of Union. }
No.

I, *E F Jones* and

T A French, each for himself, says, that I am worth the sum of *Three*

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.

E F Jones
T. A. French

Subscribed and sworn to before me this *5* day of *July* A. D. 189*2*

T. J. Alden
County Clerk.

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

IN THE MATTER OF THE

ROAD.

BOND OF ROAD PETITIONERS.

Approved *July 7* 1892

E. W. Anderson

County Judge.

Filed

July 6th 1892

Thomas Oliver

County Clerk.

By

Deputy.

Third Judicial Day

Wednesday July 6th 1892

In the matter of the proposed
County Road petitioned for
by C. A. Thompkins et al.

Come now C. A. Thompkins 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 SE corner of Sec 34 Tp 3 S R 35 E W M and running thence W on Township line between Dps 3 & 4 South 3 miles to SW corner of Sec 32: thence N on Sec line one mile terminating at NW corner of Sec 32 of said Township and range

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 has 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 on corner of fence South of School House, one on a section tree on West side of the road about one half mile North of the beginning of the proposed road and one on a gate post on the line of the road about one half mile West of the beginning for more than thirty days immediately prior to the presentation of said petition of 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 cost of this proceeding has been duly given It is therefore ordered that Robert Young Harrison Williams and J. H. Hunter be appointed Viewers of said road, and that J. L. Curtis be appointed Surveyor of said road, and that they meet at Hunters mill on the 28th day of July 1892 at the hour of 9 o'clock a.m. and after qualifying

Third Judicial Day

Wednesday July 6th 1892

to view, survey and lay out said road according to law

In the Matter of the Road
petitioned for by E. J. Roberts
in his own right

This matter came on to be heard at this time on the complaints heretofore made herein and on the statement of facts submitted by John McDonald and it appearing to the Court that heretofore this Court granted the petitioner E. J. Roberts license to change a certain piece of County Road on his own land and at his own expense the petitioner having alleged in his petition that the change sought would place the County road on as good ground as the old road sought to be vacated and would not materially lengthen the County road to the detriment of the public and the petitioner was notified by the Court to place the new road in as good condition and repair for travel as the old road sought to be vacated and the Supervisor was instructed to permit said old road to be closed only when the new road was placed in as good condition for travel and it appearing to the Court from the facts submitted that said new road does materially increase the length of road to the detriment of the travelling public, that the same is not on as good ground and can never be made as good a road as the old one It is therefore considered and ordered by the Court that said former proceeding herein be cancelled, set aside and held for naught and that A. J. Woods Supervisor of Road Dist No 37 be instructed to open up said old road and remove all encroachments made upon the County road by said E. J. Roberts or any other person in his Road Dist within 30 days from this date.

In the Matter of the Cancel-
lation of County Warrant of
Mrs Matt Moore

It appearing to the Court at this time that the County Warrant heretofore issued in favor of Mrs Matt Moore

Third Judicial Day

Wednesday Aug 3rd 1892

In the Matter of the proposed
County Road petitioned for by
W.D. Egell et al

This matter came on to be heard at this time on the Report of the Viewers and Surveyor, heretofore appointed herein, for first reading and said report having been read in open Court for the first time It is ordered that the report be laid over for a second reading on some other day of this term of Court

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

This matter came on to be heard at this time on the Report of Viewers and Surveyor heretofore appointed herein for first reading and said report having been read in open Court for the first time It is ordered that said report be laid over for a second reading on some other day of this term of Court

In the Matter of Liquor
License petitioned for
by Ora Moody

This matter came on to be heard at this time on the petition of Ora Moody for license to sell spirituous malt and vinous liquors in less quantities than one gallon in the precinct of Eagle Valley for the period of one year and it appearing to the Court that said petition is signed by an actual majority of all the legal voters in said precinct, that the same was published as provided by law proof of which has been filed herein; that a good and sufficient undertaking has been filed herein which has been approved by the Court; that all the proceedings have been regular herein and according to law. That said applicant has paid the County Treasurer the sum of \$400.00 and filed his receipt for the same with the County Clerk. It is therefore considered and ordered that said petition be granted and that license issue to the said Ora Moody to sell spirituous, malt and vinous liquors in less quantities than one gallon in Eagle Valley Precinct for one year from August 12th 1892

Fourth Judicial Day

Thursday August 4th 1892

Court met pursuant to adjournment

The same officers were present as on yesterday

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

S. Sanders
County Judge

Whereupon the following proceedings were had, to wit:

In the Matter of the proposed
County Road petitioned for
by C. A. Tompkins et al

This matter came out 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 6th day of July 1892 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 C. A. Tompkins et al beg leave to report that on the 23rd day of July 1892 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 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.

Robert Young
Harrison Williams
J. H. Hunter

Fourth Judicial Day

Thursday Aug 4th 1892

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 report 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 G. F. Hume Road Supervisor of road District No 48 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 road petitioned for by W. D. Egely et al

This matter came on to be heard at this time on the report 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