

No 23
Circuit Court

First National Bank
of Elmoor

vs

A Little et al

REVERSED & D. DENNIS ESTATE - 49
M. H. ed by Chas L. P. P. N. V. U. C. M.
65 W. 1st Street, W. I. d. •
see page 480

418 X
Petitioned for by
Geo E Corpe
et al

Commencing 1400 ft above
the 16 mile Post on the
County Road leading from
Union to Commissary and
terminating at the NW Cor
of the S E 1/4 Sec 18
Tp 7 S R 42 El Dorado.

1/2

1/2

1/2

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 honorably body to lay out, alter and establish a County Road within said County on the following line or route, to-wit:

Commencing 1400 feet above the 16 mile post on the County Road leading from Union to Cernuopia, and 1050 feet E. of S.W. of the N.E. corner of Sec. 6, Tp. 7, S.R. 42, E.W.M. Then running nearly S.W. until the line is reached on the west side of the S.E. 1/4 of the N.E. 1/4 of Sec. 6, Tp. 7, S.R. 42, E.W.M. Then running south as near as practical on this line to the N.W. corner of the S.E. 1/4 of the N.E. 1/4 of Sec. 18, Tp. 7, S.R. 42, E.W.M.

And in duty bound your petitioners will ever pray, etc.

Names:-

Goo. E. Corpe,
A. A. Brooks,
Fred Corpe,
C. Barnes,
G. Q. Harsin,
J. M. Deane,
J. B. Samm,
W. A. Smith,
James Hulick,
J. A. Geble,
J. B. Delby,
E. I. Emmele,
W. D. Parker,
Justus Wright,
Seigle Ceffman,

Names:-

Dunham Wright,
C. C. Fisher,
James Strickland,
N. Parker,
R. M. Duncan,

No filing.

7 V

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 5th day of October, 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:

Commencing 1400 feet above the 18 mile post on the County Road leading from Union to Cernuocopia, and 1050 feet E of S.W. of the N.E. Corner of Sec. 6, Tp. 7, S.R. 42, E.W.M. Then running nearly S.W. until the line is reached on the west side of the S.E. 1/4 of the N.E. 1/4 of Sec. 6, Tp. 7, S.R. 42, E.W.M. Then running south as near as practical on this line to the N.W. Corner of the S.E. 1/4 of the N.E. 1/4 Sec. 18, Tp. 7, S.R. 42, E.W.M.

Names:-

Geo. E. Corpe,

A. A. Brooks,

Fred Corpe,

C. Barnes,

G. Q. Harsin,

J. M. Dean,

I. B. Sama,

W.A. Smith,

James Hulick,

J. A. Geble,

J. B. Delby,

E. I. Emile,

W. D. Parker,

Justus Wright,

Seigle Geffman

Names:-

Dunham Wright,

C. C. Fisher,

James Strickland,

N. Parker

R. M. Duncan,

No filing.

State of Oregon,)
ss.
County of Union,)

I, George E. Cerpe, 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 in the post office at Medical Springs, One at the
beginning of the proposed road, on a board nailed to fence post,
and one on a box $\frac{1}{4}$ mile from the terminus of the road and on the
line of the proposed road in a conspicuous public place on a public
highway, thirty days previous to the presentation of the road pet-
ition therein, mentioned, to-wit: On the 3 day of Sept. 1892, and
that said notices remained posted thirty days previous to the pre-
sentation of said petition as I verily believe.

George E. Cerpe,

Subscribed and sworn to before me this 5 day of Oct. 1892.

Turner Oliver, Clerk,

By J.R. Oliver, Deputy.

No filing.

State of Oregon,)
(ss.
County of Union,)

I, J. R. Oliver, being first duly sworn, say
that I posted one notice of which the notice hereunto attached is
a true and correct copy, on the 5th day of September, 1892, 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 notice remained posted thirty days prev-
ious to the presentation of said petition as I verily believe.

J. R. Oliver,

Subscribed and sworn to before me this 5 day of October, 1892.

Turner Oliver, Clerk,

By G. W. Benson, deputy.

No filing.

BOND & ROAD PETITIONERS.

Knew all men by these presents, That we, George E. Corpé and James N. Hulick, 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 4th day of October, A.D. 1892.

Now, the condition of the above obligation is such, that, whereas the above named George E. Corpé and James N. Hulick and others, have petitioned the County Court of said County of Union, at the October Term, 1892, thereof, for a county road described in petition hereto annexed.

Now, if the above named George E. Corpé and James N. Hulick, shall well and truly pay, or cause to be paid, all costs and expenses that may be incurred by ^{means} ~~means~~ 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.

George E. Corpé, (Seal)

J. N. Hulick, (Seal)

State of Oregon,)
(ss.
County of Union,)

I, George E. Corpé, and James N. Hulick, 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.

George E. Corpé,

J. N. Hulick,

Subscribed and sworn to before me this 4th day of October, A.D. 1892.

J. B. Delby, J.P.

Endorsed:-

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

In the matter of the George E. Corpe, Read.

Bond of read petitioners/

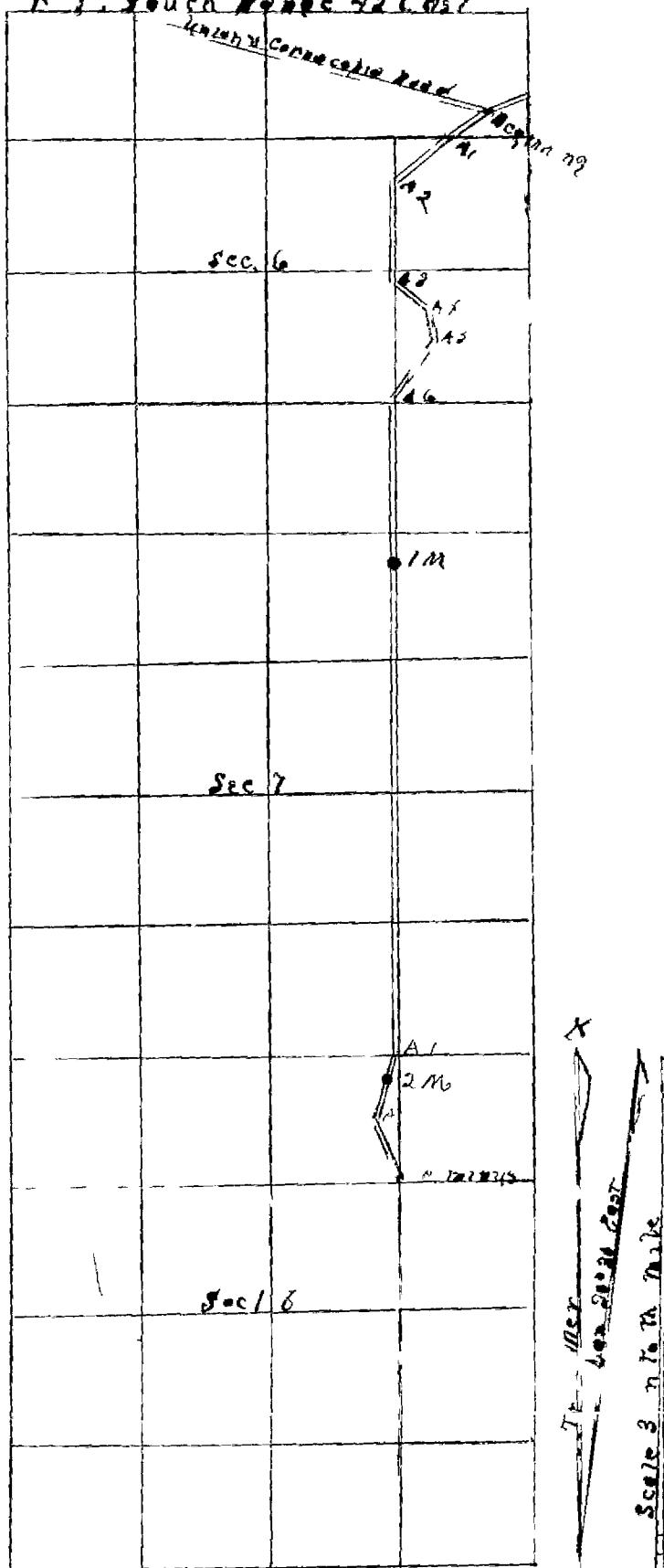
Filed Oct. 5th, 1892.

Turner Oliver, County Clerk,
By J. R. Oliver, deputy.

D. R. Fruit, Wm. Peppy, P. Burford,

-----o-----

T 7 S. South Range 42 East



Scale 3 miles to the mile

Q 1

REPORT OF VIEWERS.

To the Honorable County Court for Union County, Oregon:-

The undersigned viewers, heretofore on the 5th day of October, 1892, appointed to view and lay out and alter the proposed county road of which their survey hereto attached is a true and correct description, as petitioned for by Geo. E. Corpe, et al. beg leave to report that on the 21st day of October, 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 said 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.

D. R. Fruitt,

W. H. Poppy,

F. W. Burford,

No filing:-

To the Hon. County Court and viewers in the matter of the County Road as petitioned for by George E. Cerpe, et al, I hereby submit the following plat and field notes of the survey of said proposed road. Done Oct. 21st, 1892.

I commenced at a point on the road leading from Union to Germaceopia, 1050 ft. S. 22° West of the N.E. Corner of Sec. 6, T. 7, south range 42, East of the Will Mer. and run from thence S. 59° W Chs.

Rod	To Angle	l, ThSpace	S.	Δ	W.
6.00	" "	1, "	S.	52°	
13.70	" "	2, "	S.	25	
15.00	" "	3, "	S.	47°	E.
6.00	" "	4, "	S.	15°	E.
5.00	" "	5, "	S.	36°	W.
9.30	" "	6, "	S.		
25.00	" 1 Mile station,"		S.		
76.00	" Angle	7, "	S.	18°	W.
4.00	" 2 mile station"		S.	18°	W.
6.00	" Angle,	8, "	S.	15°	E.
10.50	" the terminus of the road at the N.W. Corner of S.E.4 of N.E.4 Sec. 18, T. 7, South Range 42, East making the total distance 2 miles and 66 rods.				

J.L.Curtis,

County Surveyor,

Endorsed:-

Filed Oct. 31, 1892,

Turner Oliver, County Clerk,

Q

BE IT REMEMBERED, That at a regular Term of the County Court of the State of Oregon, for Union County, begun and held at the Court House in the City of Union in said County and State on Monday the 3rd day of October, 1892, and from day to day thereafter during the continuance of said term, when on Wednesday the 5th day of October, 1892, or the third judicial day of said term, the said County Court opened for the transaction of w business with the following officers, present, to-wit:

The Hon. I. N. Sanders, County Judge,
" W. D. Arnold, Commissioner,
" P. J. Brown, "
J. T. Bellas, Sheriff,
Turner Oliver, Clerk.

When on Wednesday the 5th day of October, A.D. 1892, or the third judicial day of said term, among other proceedings the following was had, to-wit:

In the matter of the proposed County road petitioned for by Geo. E. Corpse, et al.

Comes now George E. Corpse, 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 1400 feet above the 16 mile post on the County Road leading from Union to Cernueopia, and 1050 feet E. of S.W. of the N.E. Corner of Sec. 6, Tp. 7, S.R. 42, E. W. M. thence running nearly S.W. Until the line is reached on the west side of the S.E. 4 of the N.E. 4 of Sec. 6, Tp. 7, S.R. 42, E. W. M. thence running south as near as practicable on this line to the N.W. corner of the S.E. 4 of the N.E. 4 of Sec. 18, Tp. 7, S.R. 42, E.W.M.

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, *te-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, *te-wit*: One in the post office at Medical Springs, one at beginning of the proposed road, on a board nailed to a fence post, and one on a box $\frac{1}{4}$ mile from the terminus of the road, and on the line of the proposed road in a public place, for more than thirty days immediately prior to the presentation of said 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 cost of this proceeding has been duly given. It is therefore ordered that D. R. Fruit, Wm. Poppy, and P. Burford be appointed viewers of said road and that J. L. Curtis be appointed surveyor of said road, and that they meet at Dan. Fruit's residence on the 21 day of October, 1892, at the hour of 9 O'Clock, A. M. and after qualifying, to view, survey and lay out said road according to law.

(Signed) I. N. Sanders,

County Judge.

The foregoing order is entered in Cour's Jnl. P. Page 400 thereof.

BE IT REMEMBERED That at a regular Term of the County Court of the State of Oregon, for Union County, begun and held at the Court House in the City of Union, in said County and State on Monday the 7th day of November, A.D. 1892, and from day to day thereafter during the continuance of said term, when on Wednesday the 9th day of November, 1892, or the third judicial day of said term the said County Court opened for the transaction of business with the following officers, present, to-wit:

The Hon. I. N. Sanders, County Judge,

Turner Oliver, Clerk,

J. T. Bellon, Sheriff.

When on Friday the 11th day of November, 1892, or the fourth judicial day of said term, among other proceedings the following was had, to-wit:

In the matter of the road petitioned for

by George H. Corpe, 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 considered and ordered that said report be laid over for a second reading on some other day of this term.

(Signed) I. N. Sanders, County Judge.

The foregoing order is entered in Comr's Jnl. V. at page 420 thereof.

BE IT REMEMBERED, That at a regular Term of the County Court of the State of Oregon, for Union County, begun and held at the Court House in the City of Union, in said County and State on Monday the 7th day of November, A.D. 1892, and from day to day thereafter during the continuance of said term, when on Wednesday the 9th day of November, 1892, or the third judicial day of said term, the said County Court opened for the transaction of business, with the following officers, present, to-wit:

The Hon. I. N. Sanders, County Judge,

Turner Oliver; Clerk,

J. T. Belles, Sheriff.

When on Saturday the 12th day of November, A.D. 1892, or the fifth judicial day of said term, among other proceedings the following was had, to-wit:

In the matter of the proposed County Road
petitioned for by George E. Corpe, 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.

To the Honorable County Court of Union County, Oregon:-

The undersigned viewers heretofore on the 5th day of October 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 Geo. E. Gerpe, et al, beg leave to report, that on the 21st day of October, 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 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.

D. R. Fruitt,

W. H. Poppy,

P. W. Burford,

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 therehaving been no cause shewn 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 H. W. Lee, Road Supervisor of Road Dist. No. 26, 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.

(Signed) I. N. Sanders, County Judge.

The foregoing order is entered in Com'r's Jnl. N. Page 431 thereof.

19302

1847 ml

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

In the matter of the County
and petitioned for by

Jno C. Corp. C.

et al.

STATE OF OREGON.

County of Union.

I, J. H. Minnaugh, County Clerk of
Union County, Oregon, do hereby certify that the foregoing is a true and
correct transcript of the original papers in the above entitled matter
transferred to Baker County, Oregon, including a copy of the orders
of the Court in said matter.

IN WITNESS WHEREOF, I have hereunto set my hand seal
of the County Court, this 31st day of March, A. D. 1908.

J. H. Minnaugh

..... Clerk.

Be it remembered, that at a regular term of the County Court of the state of Oregon for Union County begun and held at the Court House in the City of Union in said County and State on Monday the 3rd day of October 1892 and from day to day thereafter during the continuance of said term, when on Wednesday the 5th day of October 1892 or the third judicial day of said term the said County Court opened for the transaction of business with the following officers present to wit:

The Hon D.N. Sanders County Judge
" W.D. Arnold Commissioner
P.J. Brown " "
G. Bolles Sheriff
Turner Oliver Clerk

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

In the Matter of the proposed County Road petitioned for by Geo E Corpse et al

Comes now George E Corpse, 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 1400 feet above the 16 mile post on the County Road leading from Union to Comocopias and 1000 feet E of SW of the NE corner of sec 6 Tp 7 S R 42 E 10 M. Thence running nearly SW until the line is reached on the West side of the SE⁴ of the NE⁴ of Sec 6 Tp 7 S R 42 E 10 M. Thence running south as near as practicable on this line to the NW corner of the SE⁴ of the NE⁴ of Sec 18 Tp 7 S R 42 E 10 M.

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

Third Judicial Day

Wednesday Oct 5th, 1892-

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 in the Post Office at Medical Springs, one at the beginning of the proposed road on a board nailed to a fence post and one on a box $\frac{1}{4}$ mile from the terminus of the road and on the line of the proposed road in a public place for more than thirty days immediately prior to the presentation of said 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 cost of this proceeding has been duly given. It is therefore ordered that D.R. Fruitt, Wm Poppy and C Burford be appointed Viewers of said road, and that J.L. Curtis be appointed Surveyor of said road and that they meet at Dan Fruitt's residence on the 21 day of October 1892 at the hour of 9 o'clock a.m., and after qualifying to view, survey and lay out said road according to law.

In the Matter of the Road
petitioned for by J.N. Chandler

This matter came on to be heard at this time on the report of the Viewers heretofore appointed herein and it appearing to the Court that said Viewers have reported unfavorable and recommended that said road be not opened. It is therefore considered and ordered that the petition filed herein be dismissed.

In the Matter of the Road
petitioned for by N.S. Marshall
et al

This matter came on to be heard at this time on the report of Viewers filed herein for first reading and the said Report having been read in open Court for the first time as required by law. It is ordered that the same be laid over for further reading on some other day of this term.

Doutrh Judicial Day.

Friday Nov. 11th 1891

In the Matter of Cancelling
Duplicated County Warrants

It appearing to the Court at this time that on June 24th 1891 the E.O Publishing Co. rendered a bill to the County for the sum of \$7⁵⁰ which was ordered paid out of the Contingent fund and warrant No 1040 drawn for said amount; that afterward, the said E.O Publishing Co having failed to draw said warrant and receipt for the same, the said Company rendered another bill in which was included the former bill and which was allowed by the Court and warrant drawn on Treasurer which warrant was drawn by the said E.O Publishing Co and received for It is therefore considered and ordered that the former warrant No 1040 for \$7⁵⁰ be and the same is hereby cancelled

In the Matter of Cancelling
Duplicated County Warrant

It appearing to the Court at this time that on September 8th 1891 Wright and Davis Bros rendered a bill to the County for the sum of \$13⁵⁰ which was ordered paid by a warrant drawn on the County Fund for said amount, that the said Wright & Davis Bros failed to draw said warrant and receipt for same and afterwards rendered another bill in which was included the former bill of \$13⁵⁰ and was allowed by the Court, warrant drawn on Treasurer by Clerk which warrant was received for by said Wright & Davis Bros It is therefore considered and ordered that the said warrant No 1326 class Q for \$13⁵⁰ be and the same is hereby cancelled

In the Matter of the Claim
of Western Union Telegraph
Co. for Rebate of Taxes

At this time it is ordered by the Court that this matter be continued for the term

In the Matter of Road
Borrowed for by George
Eloope et al

This matter came on to be heard at this

Fourth Judicial Day

Friday Nov 11th 1892

time on the Report of the Viewer and Surveyor heretofore appointed herein for first reading and said report having been read in open Court for the first time. It is considered and ordered that said report be laid over for a second reading on some other day of this term.

In the Matter of the Road
petitioned for by J.W. Ray et al,

at this time it is ordered that this matter be continued for the term.

In the Matter of the Road
petitioned for by J.J. Cline et al

at this time it is ordered that this matter be continued for the term.

In the Matter of Liquor License
petitioned for by J.H. Scott

This matter came on to be heard at this time on the petition of J.H. Scott for license to sell spirituous malt and vinous liquors in less quantities than one gallon in the precinct of Pine Valley for the period of Six months 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 bond has been filed herein which has been approved by this Court, That all the proceedings have been regular herein and according to law. That said applicant has paid the County Treasurer the sum of \$200⁰⁰ 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 J.H. Scott to sell spirituous, malt and vinous Liquors in less quantities than one gallon in the Precinct of Pine Valley for the period of Six months from from Nov 5th 1892.

Difth Judicial Day

@aturday Nov. 12, 1892

Court met pursuant to adjournment.

The same officers were present as on yesterday.

On proclamation of the opening of Court having been made the Journal of yesterdays proceedings was read approved and is here now signed.

I. S. Sanders

County Judge

Whereupon the following proceedings were had, to wit:

In the matter of the proposed
County Road petitioned for
by George E. George 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

To the Honorable County Court for Union County, Oregon:
The undersigned viewers heretofore on the 5th day of October
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 Geo. E.
George et al beg leave to report that on the 21st day of October 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 there-
of, we therefore recommend that said proposed road be
laid out and declared a public highway of said County.

L. R. Fruin

W. H. Poppy

P. W. Burford

Fifth Judicial Day

Saturday Nov 12th 1893

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 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 Plat of County roads of Union County, Oregon and that H W Lee Road Supervisor of road Dist No 26 the same bring 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
allowance of Bills.

At this time it is ordered by the Court that bill of J T Bolles for \$198¹⁰ for advertising paid Chancery be allowed

It is further ordered that the bill of J T Bolles for 216⁰⁰ for Board of prisoners be allowed

It is further ordered that the bill of J T Bolles for 4⁷⁰ sheriffs fees be allowed

It is further ordered that the bill of J T Bolles for 34⁵⁰ Sheriffs fees as per bill be allowed