

No 90 L
in
Circuit

Court

J. M. Street

Plaintiff

vs

W. D. Berry & Co
& A. W. Dwyer,

Defendant

Action for

Docket

Page

William P. Orr,
Attorney for Plaintiff

Attorney for Defendant

PRINTED AND BOUND BY
M. F. WILSON FOR THE
U. S. DISTRICT COURT

Record of the Case:

434

WITNESSES.

Dismissed

Petitioned for by
D M Tarter et al

Commencing 15 rods E
of SW corner of SE⁴ of NE⁴
Sec 10 T⁹ S, R, 45 E
and terminating at County
Road at forks of Emigrant
Creek.

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

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:

Beginning 15 Rods East of S. W. corner of S. E. $\frac{1}{4}$ of ~~Sec. 10~~ ⁹ E. $\frac{1}{4}$ of Section 10 of Range 45 E. of Willamette Meridian, at the Present County Road thence Running East on said line to what is known as Jo Ritter's Grade thence following said Grade to Jo. Ritter's Dwelling thence in an Easterly direction to intersect the Present County Road known as the Pine Valley Road at or near the forks of Emigrant Gulch said above described Road being located in Eagle Valley Union County, Oregon. Said Road to be ~~thirty~~ ^{forty} feet in width.

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

NAMES:

NAMES:

D. M. Taylor
 Wm Chandler
 W. A. Young
 W. E. Summers
 C. T. Wise
 Frank P. Lee
 Wm. Hawley
 Geo Holstine
 J. Kirby
 W. A. Ewing

J. R. Ritter
~~Oscar Keen~~
 Geo H. Patterson
 J. Ritter
 J. W. Cole
 J. A. Young
 W. A. Young
 W. R. Wise

I her by approval
of the above road petition
J R Sullivan
Road master
June 11

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 5 day of July

A. D. 1893, 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:

Beginning 13 Rods East of S. W. corner of Sec. 6, 1/4 of N. E. 1/4 of section 18 E. of Range 45 E. of Willamette Meridian at the present County road thence running East on said line to what is known as Joe Ritter Grade thence following said grade to Joe Ritter dwelling thence in an Easterly Direction to intersect the present County Road known as the Pipe Valley Road at or near the forks of Emigrant Gulch said above described Road being located in Eagle Valley Union County Oregon said Road to be ~~Twenty~~ Forty feet wide.

NAMES:

NAMES:

J. M. Darter
 Wm Chandler
 W. N. Young
 W. E. Summers
 B. T. Nee
 George Hawley
 Geo Holet
 J. A. Kish
 W. A. Erving

J. R. Ritter
 Oscar Kendall
 C. J. Ritter
 J. W. Cook
 W. R. Wise

J. R. Oliver
 June 3-93

STATE OF OREGON,
County of Union, } ss.

W. N. Young

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 at
beginning one near Center & one at the
terminus of said proposed road

thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 29th day of May
1893, and that thereafter and thirty days previous to the presentation of said road petition
therein mentioned, to-wit: On the _____ day of _____ 18____, 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.

W. N. Young

Subscribed and sworn to before me this 1st day of July 1893.

Frank R. De J. P.

STATE OF OREGON,
County of Union, } ss.

I, *J. P. Oliver*

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~~

~~thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the _____ day of _____ 18____, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 3 day of June 1893, 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.~~

Subscribed and sworn to before me this

3^d

day of

July

18 *93*

J. P. Oliver
James Oliver
By G. W. Benson

BOND OF ROAD PETITIONERS.

Know All Men by These Presents, That we, *W. R. Young*
and *W. E. Summers*, 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 *1st* day of *July* A. D. 189*3*

Now, the condition of the above obligation is such, That, whereas the above named *W. R. Young*
and *W. E. Summers* and others, have
petitioned the County Court of said County of Union, at the *July 5* Term, 189*3* thereof for a
County Road, commencing *at fifteen rods East of S. W. corner of*
S. E. 1/4 of N. E. 1/4 of section 10 T. 9 S. of Range 40-
E. of Willamette Meridian at the present Co. road
thence running East on said line to what is
known as the Joe Ritter Grade thence following
said Grade to Joe Ritter's dwelling thence in an
easterly direction to intersect the present
County road known as The Pine Valley road
at or near the forks of Emigrant Gulch. Said
above described road being located in Eagle Val-
ley Union Co Oregon said road to be 40 ft wide

Now, if the above named *W. R. Young* and
W. E. Summers 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.

W. R. Young (L. S.)

W. E. Summers (L. S.)

STATE OF OREGON, }
County of Union. }
I, *W. R. Young* and
W. E. Summers, each for himself, says, that I am worth the sum of *Two*
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.

W. R. Young
W. E. Summers

Subscribed and sworn to before me this *1st* day of *July* A. D. 189*3*

Frank P. Lee
Justice of the Peace

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

IN THE MATTER OF THE

ROAD.

BOND OF ROAD PETITIONERS.

Approved _____ 189

County Judge.

Filed _____ 189

County Clerk.

By _____

Deputy.

To the Honorable County Court of Union County Oregon

We the undersigned Citizens of Eagle Valley Precinct would respectfully remonstrate against the laying of the proposed road from the corner of P. J. Bivins land to a point on the Pine Valley road about one half mile South of where the trail crosses Emmigrant gulch. Said road crosses lands owned by W. E. Summers, M. Farter, Elizabeth Babcock, H. E. & N. C. Chandler & H. R. Young and against the laying of such road with the following object

- | | |
|-----------------|------------------|
| Names | Names |
| John A. Stewart | E. Sullivan |
| W. H. Koola | James Bow |
| G. W. Reed | A. Richard Kirby |
| Wm. Debever | Louis Langemann |
| A. B. Waldron | Charles Howell |
| Wm. W. Smith | W. E. Gover |
| J. J. Bannock | J. D. Bannock |
| J. H. Hadspeeth | H. P. Mann |
| H. B. Healey | A. M. Parker |
| Joe Beck | Wm. Sample |
| W. P. Williams | |
| E. G. Moody | |

of the following names
W. B. Bannock
J. W. Charles
W. M. Smith

- L. B. Saloni
- D. Carpenter
- H. J. Babcock
- G. F. Perry
- John F. Bush
- P. J. Bivins
- J. D. Galloway
- Wm. W. Smith
- D. Reed
- Joseph G. Taylor
- Preston Boyer
- Albert Boyer
- Albert Boyer
- Joseph Evans
- J. D. Evans
- Ed. Bennett
- Ed. Bennett
- W. E. Bennett
- O. R. Finley
- H. B. Sawyer
- W. H. Brown
- W. H. John
- A. J. Farter
- Hugh Jones
- W. J. Thompson
- R. A. Smith
- W. H. Allen
- E. Smith
- John P. Smith
- W. M. Waterbury
- Joe Kimball
- W. D. Smith
- J. A. Smith
- W. H. Smith
- P. E. Smith

Remittance