No ___IN___ Court UNION COUNTY OREGON PlaintiffvsDefendantAction for DocketI ageAttorney for Plaintiff Attorney for Defendant N 1 47

Viewers Appointed Int G P 3**1**3 Report Read 1st time 418 H.J. Fuller et al *423 Ordered open , 1 Platfed Communicacy about the center of its PETITION FOR COUNTY ROAD.

TO THEHONORABLE COUNTY COURT, FOR UNION COUNTY, OREGON:

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

Beginning about the centre of the East line of the S. W. 1/4 of the N. E. 1/4Sec. 30 T. 9 South Range 46 E. W. M. at the pint wheret the road being built down Powder River leaves the Co. Road on Thorn Gulch and following the line of said Powder River road down Powder River to intersect with the road down Snake River near the mouth of Powder River.

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

J. Fuller.

John Fraser

F. G. Bowman.

R. B. Gibson.

A. Agustus.

W. E. Barber.

J. P. Hartley.

J. W. Gilchrist.

C. R. Craig.

T. Bashaw.

Preston Boyer.

J. W. Farley.

Frank Craig.

Albert Boyer.

W. N. Holcomb.

G. R. Hindman.

Wm. Babcock.

C. J. Duffey.

W. T. Bennehoff.

D. W. Allen.

Fred Simonis.

W. D. Nash.

L. P. Smith.

W. L. Gover.

(No Filing.)

State of Oregon ,)
County of Union .9 (ss

I, J. E. Robenette being first duly sworn, sayn that I posted three several notices, of which the notice hereto 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 the beginning one near the centre, and one at the terminus. Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 5th day of April, 1894, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 7th day of April, 1894, 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.

J. E. Robinett.

Subscribed and sworn to before me this 30 th day of April, 1894.

Frank P. Lee,
Justice of the Peace.

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 9 day of May, A. D. 1894, respectfully present to said Court a petition praying daid Court to lay out, alter and establish a County Road within said County, on the following line or route, to-wit:

Beginning about the centre of the East line of the S.W. 1/4 of N. E. 1/4 Sec. 30 T. (9 South Range 46 E. W. M. at the point where the road being built down Powder River, leaves the Co. Road on Thorn Gulch, and following the line of said Powder River Road down Powder River to intersect with the road Snake River near the mouth of the Powder River.

NAMES .

H. J. Fuller.

John Fraser.

F. G. Bowman.

R. B. Gibson.

A. Agustus.

W. E. Barber.

C. H. Craig.

J. P. Halley.

J. W. Gilchrist.

T. Bashaw.

J. M. Barr,

Preston Boyer,

J. W. Farley,

Frank Craig.

D. Clark,

NAMES.

Albert Boyer.

Tim Quigley.

W. A. Holcomb.

0. R. Hindman.

G. B. Saunders.

Wm. Babcock.

C. J. Duffey.

W. T. Bennehoff.

D. W. Allen.

Fred Simonis,

W. D. Nash,

L. P. Smith,

W. L. Gover,

(No Filing)

BOND OF ROAD PETITIONERS.

Know all men by these presents, that we, Preston Boyer, and C. H. Craig, of the County of Union and State of Oregon, are held and firmly bound unto said County of Union, in the sum of Two 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 8th day of May, A. D. 1894.

Now, the condition of the above obligation is such that whereas, the above named Preston Boyer and J. E. Robinette, and others, have petitioned the County Court of said County of Union, at the May Term, 1894, thereof, for a county road, commencing near Preston Boyer's place and running down powder rever, to where the Hunting Road crosses said River.

Now, if the above named Preston Boyer and J. E. Robinette shall well and tmly 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 lallowed, then that this obligation shall be void, otherwise to remain in full force and virtue.

Preston Boyer, (Seal)
C. H. Cratg, (Seal)

State of Oregon,)
County of Union.)

I, Preston Boyer and C. H. Craig, each for himself, says, that I am worth the sum of _______ 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.

Preston Boyer,

C. H. Craig,

Subscribed and sworn to beforeme this 5th day of May, A.D.1894,

Justice of the Peace.

Frank P. Lee,

Justice o f

Endorsed:-

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

In the Matter of the H. J. Fuller, Road,

Bond of Road Petitioners.

Approved May 9", 1894.

Filed May 9", 1894,

Turner Oliver, County Clerk, By G. W. Benson, Deputy. Janual Entry. H.J. Fuller.

BE IT REMEMBERED That at a regular merm 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 May, A. D. 1894, and from day to day thereafter during the continuance of said term, who on Wednesday the 9th day of May, A. D. 1894, or the 3rd judicial day of said term, the said County the Court opened for transaction of business with the following officers present, to-wit:-

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

- P. J. Brown, Commissioner,
- W. D. Arneld, Commissioner,
- J. T. Bolles, Sheriff, Turner Oliver, Clerk,

Then en Tednesday the 9th day of May, A. D. 1894, 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 H. J. Fuller, et al.)

Comes now H. J. Fuller 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 des cribed as follows, to-wit:-

Beginning about the center of the east line of the S.W.1/4 of N.E.1/4 Sec. 30, T. 9, South Range 46, E. W. M. at the point where the road being built down Powder River leaves the Co. Road on thorn gulch and following the line of said Powder River Road down Powder River to intersect with the road down Snake River near the mouth of Powder, River, and it appearing to the Court that said petition is signed by more than twelve householders of this County residing in the vicnity 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 Wounty 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 beginning, one near the center and one at the terminus 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 James Graham, L. L. Holcomb, and A. T. Neill, be appointed viewers of said road and that J. L. Curtis be appointed surveyor of said road and that they meet at the house of Preston Boyer, on the 24 day of May, 1894, at the hour of 10 0 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 comr's Jul. 'G' at page 393 thereof.

Start. James Oliver Ch. Bener, Depy.

REPORT OF VIEWERS.

To the Honorable County Court for Union County, Oregon:

The Undersigned Viewers, heretofore on the 7th day of May, 1894, 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 H. J. Fuller, et al, beg leave to report that on the 24th day of May, 1894, 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 road should be laid out and established as a public highway of Union County, Gregon; that the same is practicable and would greatly 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.

L. L. Holcomb.

James K. Graham.

Viewers.

Endorsed: - Filed Jun. 6, 1894.

Turner Oliver, County Clerk.

To the Hon. County Court of Union County, Oregon:

In the matter of the County Road as proposed by J. H. Fuller, et al I hereby respectfully submit the report of the viewers together with the Plat and field notes of the survey of the said road.

Done May 24th, and 25th, 1894.

J. L. Curtis,

County Surveyor.

(No filing.)

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Commenced at Angle No. 10, on County Road on Thorn Gulch, in Sec. 30, Township 9, South Range 46, East, and running thence South 40° East.

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Endorsed: filed June 6, 1894.

Turner Oliver, County Clerk.

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 Monday the 4th day of June, A. D. 1894, and from day to day thereafter during the continuance of said term, when on Wednesday the 6th day of June, A. D. 1894, 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,

Hon. W. D. Arnold, Commissioner,

Hon. P. J. Brown, Commissioner,

Turner Oliver, Clerk,

J. T. Bolles, Sheriff.

When on Wednesday the 6th day of June, A. D. 1894, or the Third Judicial Day of said term, among other proceedings the following was had, to-wit:

In the matter of the road

petitioned for by H.J. Fuller, et al.)

This matter came on to be heard at this time on the report of viewers and surveyor heretofore appointed herein for a first reading and said report having been read in open Court for the first time it is ordered that the same be laid over for a second reading on someother day of this term of Court.

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

The foregoing order is entered in Comr's Jul.

'G' at page 418 thereof.

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 Monday the 4th day of June, A. D. 1894, and from day to day thereafter during the continuance of said term, when on Wednesday the 6th day of June, A. D. 1894, or the third judicial day of said term the said County Court opened for the transaction of business withe the following officers present, to-wit:

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

When on Thursday the 7th day of June, A. D. 1894, or the fourth 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 H. J. Fuller, 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 7th day of the, 1894, 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 H. J. Fuller et al, beg leave to report, that on the 24th day of May, 1894, 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

. 4 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 greatly to the convenience of the householders residing in the vicinity thereof. We therefore recommend that said proposed road be layed out and declared a public highway of said County.

L. L. Holcomb,

James K. Graham,

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 opened 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 County, Oregon and ordered opened up and placed in repair for travel acc ording 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 Bennehoff, Road Supervisor of Road Dist. No. 30, 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.

The foregoing Order is entered in (Signed) I. N. Sanders, Comr's Jul. 'G' at page 423 thereof.

County Judge.

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In the County Bourt of the State of Oregon,

For Union County.

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

I, G. W. Benson, County Clerk of the County of Union, State of 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, also including a copy of the orders of the Court in said matter.

IN TESTIMONY WHEREOF I have hereunto set my hand and affixed the seal of the County Court this 5th day of July, A.D.1902.

Yw Benson Co-Clerk.

In the firsty Comme of the Star randrak beriak rada

Box it Demembred that at a Regular Term of the Country Court of the State of Organ for Union Country brigan and held at the Court Heaver in the City of Minion in paid Country and State on Monday the 7th day of May Continuous of paid Derm when per Widnesday the 9th day of May at June after during the 9th day of May att 1894 or the 3rd Judicial day of paid Term the said Country Court opened for the transaction of business with the following officers present, towit:

The How I. N. Sanders Co Judger On J. Brown Commissions

Due proclamation of the opening of Courthaving brue made the following proceedings were had

Tolles Sheriff Thurner Oliver Clerk

In the matter of the proposed Country Road putitioned for by So. J. Fuller et al

tioners for the above named proposed Country road and present to the Cours the puttion of himself and others praying for the location and establishment of a Country Road described as follows, towit:

Beginning about the center of the east line of the SW. of NE'4 Sec 30 & 9 South Range 46- ENM at the power where where the road bring built down Powder River leaved the Co Road four Thorn Gulch and follown Powder River to intersect with the road down blown Powder River to mutersect with the road down Smake River pear the Mouth of Powder River and it ap = pearing to the Court that paid petition is signed by more than twelve householders of this Country per shiding in the vicinity of paid peroposed road and that paid petition proposed road and that paid petition proposed road place of beginning, intermediate points and place of the

Third Judicial Day

Wednesday May 9th 1894

mination of paid road, and it satisfactorily appearing to the Court that notice has been given by advertisement posted at the place of holding County Cours, towit: at the Court House, in the town of Union County of Union, State of Oregon and also in three put. lie places in the vicinity of said proposed road, towit: One at the beginning, one near the center and one at the terminal for more than thirty days immediately prior to the presentation of said petition to this Court notifying all persons con cerned that application would be made to this Court at the present pession of this Court; and that the protices so posted were in due form and duly signed by the petitioners and that a bound for the cost of this proceeding has been duly given It is therefore ordered that James Graham L.L. Holcondo and a.J. Neill be appointed Viewers of said road and that It Ourte be appointed surveyor of said road and that they meet at the House of Operton Boyer on the 24 day of May 1894 at the how of 10 octock a Mand after qualifying to view survey and lay out said road according to law.

On the Matter of the proposed Country Road petitioned for }
fy & N Holeomb et al

for the above named proposed Country road and presents to the Court the petition of himself and others praying for the location and establishment of a Country Road

described as follows, towit:

Commencing rear the School House of Dist No 50 at the South east corner of the North West 14 of the NE 1/4 S 10 To 9 S Q 45 ENM and following the route where the road is now worked along the foot hill across Barnard breek near In Holeomber place then to cross the Newt Young ditch near a l Tarters, then ce along foothell above Reeves Tobais Ranches where road is now opened

to D. T. alleus ranch: there up Eagle love Towhere the Pine Creek Troil crosses soid creek.

418 In the matter of the Bill of

Whird Judicial of ay Wednesday June 6th 1894

Henry Young for Damagee by lose of Heorse obsorved at this Time the Court not being fully advised in the premises this ordered that this matter be continued for the term.

In the matter of the application of Jane S Marshall for Country aix)

This matter came on to be heard at this time on the application of Jane & Marshall for County aid and it appearing to the Court that paid applica-tion is not in accordance with the law and is not, sufficient to give the Court jurisdiction ex is therefore considered and ordered that paid application be overruled by overruled and disallowed

On the matter of the allowance of Mrs H. B. Miller heretofore grantes (

At appearing to the Court at this time that

Mr Miller the husband of Mrs Hallin B Miller has returned

and that he is an able bodied man and is able to work and support his family It is therefore com-sidered and ordered that the allowance of 1500 per month heretofore granted for the support of the said family be discontinued

On the matter of the Prad petitioned for by H. J. Fuller et al This matter came on to be heard at this Time on the Report of Viewern and Survey or houtefore appointed herein for a first reading and said report having bun read in open Court for the first time It is ordered that the same by laid over for a second reading on some other day of this term of court

Tourth Judicial Day

Thursday June 7th 1894

and paid report of the viewers and the report of the puroryone having bun now publicly read in open court outwo peveral days of the present term of the court and it appearing to the court that paid viewer report favorably thereon, and recommend that paid proposed road by established as a County road and by declared a public highway of Union County, Oregon and all the proceedings herein having but regular and ac-cording to law and no personstrance or claim for damages having bur filed herein and there having bur no cause shown why this proposed road should not be declared a public highway and ordered open according to law and the Court hing satisfied from the report of the viewer that such road will be of public utility It is therefore considered and ordered by the Court that said report of the newers and surveyor bur approved and adopted by the court and that said proposed road be declared a public highway of Union County Oregon, and ordered opened up and placed in repair for travel according to law It is further ordered that the report of the viewere by places on record in this found and that the surveyore plat of the proposed road and his field notes of the survey there: of be placed on record in the book of Chate of Country roads of Union Country argon, and that John Bennehoff Road puperwisor of road District No 30 the same bring the road district which said good is located be furnished with a copy of the petition herein and a copy of this decree and ordered to open up and road and place the same injupair for travel Ow the Matter of the proposed County Road

petitioned for by H.J. Fullevet at !

This matter came on to be heard at this time on the report of the Viewer and Survey or heretofore appointed herein for a second reading as provided by lun and the Report of Viewere being in words following, took.

To the Bonorable County Court for Minion County Oregon:
The indureigned viewers hereto form on the 7th day of May 1894 appointed to view and lay out and alter the proposed County
road of which the purry herete attached is a true and evertet.

description as petitioned for by 26 f. Fuller it at by leave to

Dourith Judicial Day

Thursday June 7th 1894

report that on the 24th day of May 1894, in pursuance, with paid appointment and order after bring duly sworm to faithfully and importables discharge the duties of paid appointment we proceeded to view out paid proposed groad for the whole dietauce shere of and that in our opinions said proposed poad phoned by laid out and established as a public highway of third country Oregon, That the pame is practicable and would add greatly to the convenience of the householders praiding in the vicinity threaf, we therefore recommend that paid proposed good by laid out and declared a public highway of paid country.

L. L. Holeomb.

James & Graham and said report of the viewers all the report of the Survey or having been now publisher read in open court on two several days of the present term of the court and it appears and pecommend that paid proposed boad be established as a County road and be declared a public highway of Union County, Oregon and all the proceldings herein having been regular and according to law and no removationer or claim for damager having been filed herein and there having but no causephoun why this proposed road should not be delored a public hilghway bud ordered open according to law and the Court being patisfied from the report of the viewers that such road will be of public utility It is therefore considered and ordered by the lours 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 County, Oregon and ordered opened up and placed in repairs for travel according to law, It is further ordered that the report of the viewers be placed on record in this found and that the surveyors plat of the proposed poad and in the book of Glate of County roads of Union County, Oregon and that John Bennehoff Goad pupervisor of road Distillo 30 the pame bring the road district in which paid road is located be furnished with a copy of the petition herein, and a copy of

Fourth Judicial Day Ihursday time 7th 1894 this decree and ordered to open up said road and place the pame in repair for travel In the matter of the allowance of Bills at this time it is ordered that the bill of J W. Smooder for 600 Justices fres in state of George Ruchman be allowed It is further ordered that the bill of 136 m Lachbufor 605 Constable feld in State of Ruckman et al be allowed It is further ordered that the bill of P. Slater for 500 for conducting prosecution state of Ruchman to as be allowed It is further ordered that the bill of a.B. Conley for 202: or Work on foods in Dist NO 48 be allowed It is further ordered that the bill of HO uboice for 800 for work on roads in Dist No 29 be allowed Ot is further ordered that The bill of Ed book for 8 15-for work on roads in Dist no 29 be allowed The is further ordered that the bill of El Bartlett for 1225 for work on roads in Dist No 29 be allowed At is further ordered that the bill of I farvis for 1225 work for roade in Dist no 29 be allowed It is further ordered that the bill of & Chrisman for 1000 for work on poads in Dist No 29 be allowed It is further ordered that the bill of MOBrien for for work on roads in Dist no 29 be allowed It is further ordered that the bill of L & King for work on roads in Dist No 29 be allowed for work on ponde in Dist no 29 be allowed It is further ordered that the bill of Those MeGre for for work on roads in Dist No 29 be allowed.

Of is further ordered that the bill of J. H. M. Lachlingfor 420 for work as bountable State is Rivero be allowed. ex is further ordered that the bill of W.J. Wilson for 600 Judge of Election Cormagaia to allowed It is further ordered that the bill of O.F. Steen for Judge and mesenger of Election Communica be all It is further ordered that the bill of S. K. Senor for judge of Election Cormeopia be allowed