

No

— IN —

Court

UNION COUNTY

OREGON

Plaintiff

vs

Defendant

Action for

Docket

Page

Attorney for Plaintiff

Attorney for Defendant

Viewers Appointed Jnl G P 416

Reports of Viewers read 1 time

P 462

Report of Appraisers

4/15

open of

443

W York
et al

Commencing at the center of
the North line of Sec 15 T^o 15
R 38 E W^m and terminating
at Angle No 4 on Road No 18
known as the W^m Larman Rd

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:

Commencing at the center of the North line of Section 15 Tp 1 S R 38 East W M running thence South $\frac{3}{4}$ of a mile to the SW corner of the NW⁴ of SE⁴ of Sec 15 Tp 1 S R 38 E thence South West on the old traveled road about $\frac{1}{4}$ of a mile to Angle No 4 on Road No 18 known as the Wm Cannon Road and there terminating and to vacate the present traveled county road between said points

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

NAMES:

NAMES:

W York
Robert Trizzelle
John W Donald
Thomas Glad
Wm Sundman
John Ireland
M. L. Hulse

B. B. Whitley
John Lewis
J. E. Woods
G. W. Duine
W. H. Bull

W Hammett
A. J. Myers
F. E. York
B. B. Johnston
H. L. Johnston
J. M. Smith

7
Recd April 27, 1899
James Oliver
Deak

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 day of A. D. 189..., 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 at the center of the North line of Section 15, Tp 1, S.R. 33 East W.M. running thence South 3/4 of a mile to the S.W. Corner of the N.W. 1/4 of S.E. 1/4 of Section 15, Tp. 1, S.R. 33 E, thence south West on the old traveled road about 1/4 of a mile to angle No 4 on Road No 18, known as the Wm Larman road, and there terminating, and to ~~vacate~~ vacate the present traveled County road between said points.

NAMES:

NAMES:

W York
Robert Fizzell
John Mc Donald
Thomas Hall
Wm. Sandman

S. C. Whittier
John Lewis
J. E. Woods
G. W. Durie
W. H. Bull

John Jordan
M. G. Houder
W. Hammiton
Henry Bryer
F. E. York
S. S. Johnston
H. L. Johnston
S. M. Smith

Petition April 27, 1894
by Geo. Hamman

STATE OF OREGON, }
County of Union. } 86.

I, Geo. Benson being first duly sworn, say that I posted three several notices, of which the notice herewith 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 27 day of April 1894, I posted ~~a true and correct copy~~ the herewith attached 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 6 day of June 1894

Geo. Benson
Turner Oliver Clerk
By Jack Oliver

STATE OF OREGON,
County of Union. } ss.

I, Wesley York being first duly sworn, say that I posted three several notices, of which the notice herunto 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 About Eighty Rods from the North End of Section 15 - One half mile South of the beginning of the new Road and the other one mile South or at the End of the said Road where it connects with the Lammam Road

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 25 day of April 1894, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 27 day of April 1894, I ^{had} 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 25 day of April 1894

Wesley York
L. D. Medow
Notary Public for Oregon

Wed April 27, 1895
June Oliver
Leak

BOND OF ROAD PETITIONERS.

Know All Men by These Presents, That we, Wesley York and E B York, 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 \$100 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 25 day of April A. D. 1894

Now, the condition of the above obligation is such, That, whereas the above named Wesley York and E B York, and others, have petitioned the County Court of said County of Union, at the June Term, 1894 thereof for a County Road, commencing

Described in the petition hereto annexed

Now, if the above named Wesley York and E B York 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 York (L. S.)

E. B York (L. S.)

STATE OF OREGON, } County of Union.

I, Wesley York and E B York, 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.

Subscribed and sworn to before me this 25 day of April A. D. 1894

W York E B York L. McDowell Notary Public for Oregon

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

IN THE MATTER OF THE

Wesley Cook

ROAD.

BOND OF ROAD PETITIONERS.

Approved..... 189.

County Judge.

Filed *April 27* 189*4*
James Green
County Clerk.

By

Deputy.

IN THE COUNTY COURT OF THE STATE OF OREGON FOR
UNION COUNTY.

In the matter of the Road)
Petitioned for by W. York, et al.) CLAIM FOR
-----) DAMAGES

TO THE HONORABLE COUNTY COURT:-

The undersigned claimant would respectfully represent that he is the owner of the Northeast 1/4 of the Northwest 1/4 of Section 15- in Township 1 South of Range 38 East. That there is at the present time a County road running along the ~~West~~ North side of said land, that the road petitioned for by W. York, et al would run along the east side of said land and appropriate a strip of land thirty feet wide the full length thereof or nearly an acre of claimants land to the damage of claimant in the sum of twenty(\$20.00) Dollars, that if said road is allowed this claimant will be compelled to move his fences and loose some valuable water rights to claimants damage in the sum of thirty (\$30.00) Dollars.

Therefore, claimant prays the Court that before said road is ordered opened and made a public high-way that three dis-interested householders be appointed to view the premises of claimant and assess the damages to be awarded him in case the road is opened.

J D Ficklin

San Joaquin County Court
Main County Oregon

See you Road returned
for by N. J. Fort et al

Claim of O. H. Weston
for Damages

FILED

MAY 7 1894

James Davis
County Clerk

BE IT REMEMBERED, That at a term of the Honorable County Court of Union County, State of Oregon, begun and held at the Court House, in the town of Union, in said County, on the 13th day of June A. D., 1894., and from day to day thereafter during the continuance of said term.

Present, Hon. I. H. Sanders County Judge.
Hon. W. D. Arnold Commissioner.
Hon. P. J. Brown Commissioner.
Turner Oliver Clerk.
J. T. Hollen Sheriff.

The following, among other proceedings, was had, to-wit:

In The Matter of the process of
County
Road petitioned for by
W. York et al

Comes now W. York, 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 center of the north line of Sec 16 Tp 1, S. R. 35 East T. 4 N., running thence south 3/4 of a mile to the S. W. corner of the N. W. 1/4 of S. E. 1/4 of Sec 16 Tp 1, S. R. 35, E. T. 4 N; thence South West on the old traveled road about 1/4 of a mile to angle No. 4 on road No 14 known as the Wm. Laman Road, and there terminating, and to vacate the present traveled County road between said points.

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 ABOUT 80 rods from the north end of section 15 ^{one} half mile south of beginning of the new road, and the other one mile south or at the end of the said road where it connects with the Lamm road.

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 T.F. Glenn, Theo Williams and C.D. McDowell

be appointed Viewers of said road, and that J.L. Curtis be appointed Surveyor of said road, and that they meet at the beginning of the road on the 31st day of June 1894, at the hour of 9 o'clock A. M., and after qualifying, to view, survey and lay out said road according to law.

And it further appearing to the Court that S.D. Ficklin has filed a claim for damages of \$50.00 herein by reason of the location and establishment of said road. It is therefore ordered that the Viewers above named examine the premises of the said S.D. Ficklin the entire distance through which the said proposed road will pass and report to this Court how much less valuable the said premises will be rendered by the laying out and establishment of the said proposed road.

(signed) J.H. Sanders, County Judge.

Attest:

Turner Oliver, Clerk

By Jack Oliver, Deputy

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

In the matter of the County
road petitioned for by W.
York, et al.

The Honorable County Court, of Union County:

We, the undersigned citizens and householders
of Union County, Oregon, and petitioners for the above en-
titled road, would most respectfully represent that the claim
for damages filed herein by S.D.Ficklin for Fifty (\$50.00)
Dollars, on which the Viewers appointed to view said road,
allowed Forty (\$40.00) Dollars, is most unreasonable and un-
just, and said amount so allowed is unreasonable and unjust,
In this:+

First:- That said land owned by S.D.Ficklin is not worth to
exceed eight dollars per acre, and there would be but little
over one half acre appropriated for the proposed road.

Second:- That claimant has only a small garden patch fenced
in, the east line of which would reach just about the west
side of the proposed road and the claimant would not have to
remove or rebuild any fence, whatever.

Third:- Claimant would not lose, by reason of said road
any valuable or other water-rights whatever, as there is no
spring nor stream along said proposed road.

PETITIONERS further allege, that said proposed road
would be a great public utility; that the people of that

community have recently purchased from S.D. Ficklin a site for a new school house on the Southeast corner of his said land, with the understanding that this proposed road would be established as a county road, and without which road there would be no access whatever to said school grounds.

Petitioners further allege, That the premises of said claimant would not be rendered less valuable by the opening of said proposed road, but would be actually increased in value thereby.

WHEREFORE, Petitioners pray the Court to appoint new Viewers and appraisers to view said premises and determine how much less valuable, if any, they would be rendered by the establishment of said proposed road; that said former report be set aside and held for naught the same not having been made in the manner provided by law.

S. C. Johnston
Wesley York
J. C. Woods
G. S. Bryant
W. S. Johnston
S. A. Smith
F. E. York
Wm. Coarstee

Johns Coarstee
W. H. Bull
Thomas Wade

J. Murchison
M. G. Hulse
W. C. Hulse
J. E. Hulse
Wm. Jarrman
Robert Triggell
John McDonald

Govt Road

Petition to set
aside report of
Surveyors.

FILED

SEP 27 1894

J. R. Collins
COUNTY CLERK.

Overruled

Friend Oliver, the Viewers on the
Road Petitioned for by W York et al were not
ready to report consequently I left the Blanks
with them with the understanding that
they were to send them directly to you
Very Truly
J L Lewis

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

We, the undersigned viewers heretofore on the 6 day of June 1894, appointed to view out and assess the damages claimed by S. D. Ficklin in the matter of the proposed county road, petitioned for by W York et al. beg leave to report that on the 21 day of June, 1894, we, after being duly sworn to discharge our duty faithfully and impartially, proceeded to view said proposed road the whole distance through the premises of S. D. Ficklin complainant, and to assess and determine how much less valuable said premises of said complainant would be rendered by the opening of said road, and we find that the premises of said complainant S. D. Ficklin would be rendered \$ 40⁰⁰ less valuable, and that the premises of complainant ~~_____~~ would be rendered ~~\$ _____~~ less valuable, and the premises of the complainant ~~_____~~ would be rendered ~~\$ _____~~ less valuable by the laying out and establishment of said proposed road as a public highway of said county, and recommend that \$ 40 be paid to said complainant before laying out and establishing said road as a public highway.

And we recommend that said road be put in as good condition as the road proposed, to be vacated, and that the petitioners for said road pay all damages, accruing from said chaining, and reconstruction of new road. And we further recommend that Elias Kuhn be appointed to receive said road.

Geo. Williams
J. J. Glenn
Ed M. Dowell

State of Oregon }
County of Union } ss

I J. J. Glenn, C. D. M. D. Powell
and Theo Williams having been appointed on the
6th day of June 1894 to view and appraise the
damages that would accrue to S. D. Ficklin
by reason of the construction of a proposed
road petitioned for by W. Sork and being
first duly sworn say each for himself that
I will faithfully and impartially perform
my duty and report to the Court how much
less valuable the said premises of S. D. Ficklin
will be rendered by the construction of said
proposed road.

Theo. Williams
J. J. Glenn
C. D. M. D. Powell

Subscribed and sworn to before me this 22nd
day of June A. D. 1894

A. C. Wood
Notary Public for Oregon

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 6th day of June, 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 W York, et al, beg leave to report that on the 21 day of June, 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 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.

Shes Williams
T. G. Glenn
C. S. McDowell
VIEWERS.

James Owen

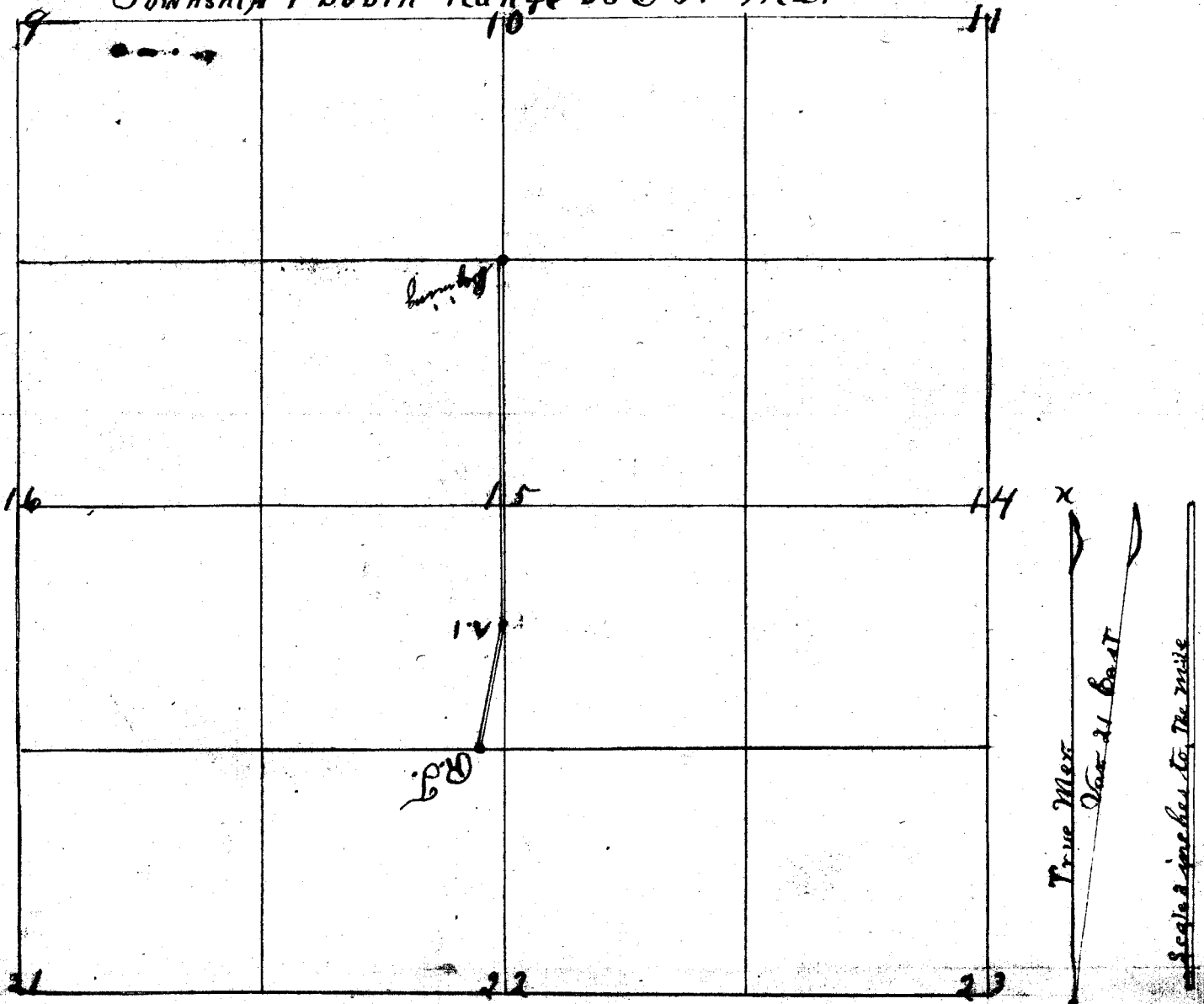
JUN 25 1894

ETTING

1894

RECEIVED

Township 1 South Range 38 E W Mer



Plot and Field Notes of the Survey of a proposed County Road as
 Chs. Petitioned for by W York et al. Done June 21st 1894
 Commencing at the N^w Sec Corner between Secs 10 & 15 in Township
 1 South Range 38 East W-M and running Thence South Ven 21° East
 60 46 To Angle No 1 " " 9° 30' West
 20 30 " The Terminus of the Road at its junction with County Road No 18
 Whole Distance 1 Mile and 3 Rods +
 J. L. Curtis
 County Surveyor

Filed July 3rd 1894
Dumber Oliver Clark
By J. R. Oliver Deputy

Third Judicial Day

Wednesday June 6th 1894

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 at J. T. Halloway's saw mill on a board nailed to the fence by the road side, One at R. C. Pless' house on Sec 29 on a board nailed to the fence by the road side and one at R. M. Steel & Co's mill on the front door of the Company's office 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 J. D. Guild, E. B. Morelock and J. W. Chidder be appointed Viewers of said road and that J. L. Curtis be appointed surveyor of said road and that they meet at Elgin on the 16th day of June 1894 at the hour of 10 o'clock A.M. and after qualifying, to view survey and lay out said road according to law

In the Matter of the proposed
County Road petitioned for
by W York et al }

Comes now W York one of the petitioners for the above 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 center of the North line of Sec 15 Tp 15 R 38 E X M running thence South $\frac{3}{4}$ of a mile to the SW corner of the NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec 15 Tp 15 R 38 E X M thence South West on the old traveled road about $\frac{1}{4}$ of a mile to angle No 4 on road No 18 known as the Van Lanman Road and there terminating, and to vacate

Third Judicial Day

Wednesday June 6th 1894

the present-travelled County road between said points
 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 about 80 rods from the North end of Section 15; one
 one half mile south of beginning of the new road, and the other one
 mile south or at the end of the said road where it connects
 with the Lanman Road 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 T. D. Glenn, Theo Williams
 and C. D. McDowell be appointed Viewers of said road
 and that J. L. Curtis be appointed surveyor of said
 road and that they meet at the beginning of the
 road on the 21st day of June 1894 at the hour of 9
 o'clock A.M. and after qualifying to view, survey
 and lay out said road according to law
 and it further appearing to the Court that S. D. Ficklin has
 filed a claim for damages of \$50⁰⁰ herein by reason of the
 location and establishment of said road It is therefore
 ordered that the Viewers above named examine the premises
 of the said S. D. Ficklin the entire distance through
 which the said proposed road will pass and report
 to this Court how much less valuable the said premises
 will be rendered by the laying out and establishment of the
 said proposed road

In the Matter of the application of
 Sarah Parent for County Aid

At this time it is ordered that this matter be continued for the Term

Fourth Judicial Day

Friday July 6th 1894

In the Matter of the
proposed County Road
petitioned for by W^m Bull et al

At this time this matter came on to be heard on the petition of W^m Bull et al praying for the location and establishment of a County Road and it appearing to the Court from said petition that the point of termination of said road is not definitely described It is therefore ordered that said petition be dismissed

In the Matter of the
Claim of Henry Young
for damages for loss of
a Horse

At this time it is considered and ordered that this matter be dismissed

In the Matter of the
Road petitioned for by
W. York et al

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

In the Matter of the proposed
County Road petitioned for
by J M Church et al

Comes now J M Church 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 South end of the Old Mill Bridge across Grand Pond Pass in sec. 31 in Township 2 South of Range 38 East Willamette Meridian, thence running in a South Easterly direction along the North side of the Right

Fifth Judicial Day

Saturday July 7th 1894

Court met pursuant to adjournment.

The same officers were present as on yesterday.

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

J. S. Sanders
County Judge

Whereupon the following proceedings were had to-wit:

In the matter of the
proposed County Road petitioned
for by W York et al

This matter came on to be heard at this time on the Report of the Appraisers heretofore on the 6th day of June 1894 appointed herein to assess the damages that would accrue to S. D. Ficklin which report is in words and figures as follows, to-wit:

Report of Viewers

To the Honorable County Court for Union County Oregon:
We the undersigned viewers heretofore on the 6th day of June 1894 appointed to view out and assess the damages claimed by S. D. Ficklin in the matter of the proposed County Road petitioned for by W York et al beg leave to report that on the 21 day of June 1894 we after being duly sworn to discharge our duty faithfully and impartially proceeded to view said proposed road the whole distance through the premises of S. D. Ficklin complainant, and to assess and determine how much less valuable said premises of said complainant would be rendered by the opening of said road and we find that the premises of said complainant S. D. Ficklin would be rendered \$40⁰⁰ less valuable by the laying out and establishment of said proposed road as a public highway of said County and recommend that \$40⁰⁰ be paid to said complainant before laying out and establishing said road as a public highway. And we recommend that said road be put in as good condition as

Fifth Judicial Day

Saturday July 7th 1894

the road proposed to be vacated and that the petitioners for said road pay all damages accruing from said change and reconstruction of new road and we further recommend that Elias Kuhn be appointed to receive said road

Theo Williams

J. F. Glenn

C. D. McDowell

Thereupon it was ordered that said report be approved except as to the appointment of Elias Kuhn to receive road when completed and it appearing to the Court that said proposed road would be of great public utility it is therefor considered and ordered that said proposed road be laid out and declared a public highway when the petitioners herein shall have paid to S. D. Ficklin the damages assessed to wit: 40⁰⁰ and filed his receipt for the same with the Clerk of this Court and placed the new road in as good condition for travel as the road sought to be vacated and it is further ordered that John McDonald Supervisor of Road Dist No 11 be authorized and instructed to examine said road and receive the same when it had been completed to his satisfaction and all damages paid and any further consideration of this matter is continued for the term

In the Matter of the County Road
petitioned for by R. B. Chaswell }

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 approved by law and the report of Viewers being in words following, to wit:

Report of Viewers.

To the Honorable County Court for Brown County Oregon,

We the undersigned viewers appointed to view and lay out and alter the proposed County road of which the survey thereto attached is a true copy and correct description, as petitioned for by R. B. Chaswell et al. by leave to report that on the 16th day of June 1894, in pursuance with said appointment and order,

Third Judicial Day Tuesday October 2nd 1894.

In the Matter of the proposed
County Road petitioned for
by H York et al }

Now at this time this matter comes on to be heard upon the petition of H Johnson et al, praying that the Court ^{to} appoint new viewers and appraisers to view said premises and determine how much less valuation, if any, they would be rendered by the establishment of said road; that said former report be set aside and held for naught the same not having been made in the manner provided by law. And the Court having considered the matter and being fully advised in the premises It is considered and ordered that the said petition of H. Johnson et al be and the same is hereby dismissed and overruled.

In the Matter of the application
of Mrs S. D. Derringer for
County aid }

This matter coming on to be heard upon the affidavit of Mrs S. D. Derringer, and the Court not being fully advised in the matter it is ordered that this matter be referred to the Hon W. D. Arnold of this Court to investigate and report to the Court, and that the same be continued pending such investigation and report.

In the Matter of the report of
W. S. Wilson, Supervisor
Road Dist No 28 }

Now at this time is presented to the Court the final report of W. S. Wilson Supervisor of road district No 28. And it appearing to the Court that said report is regular and proper in all things and that the said W. S. Wilson, has served as such supervisor for 45 days and that he is entitled to \$90- for such service. It is therefore ordered that said report be and the same is approved in all things. And it is further ordered that the Clerk draw a warrant

Fourth Judicial Day

Thursday Oct 6th 1898

In the matter of Insurance
on the Court House and
County Home buildings

This matter came on to be heard at this time on the proposition of Leroy Tomox agent for the Royal and Lancashire Insurance Companies of Liverpool and Manchester England and on the proposition of W. B. Giffen agent for the Oriens of Hartford Conn and for the Pennsylvania Co. of Philadelphia to renew the Court House property and the County Home property and it appearing to the Court that the present Insurance Policies expire or soon on the 8th day of November 1898 that said property ought to be insured and that it would be to the best interests of the County to insure jointly in the above named companies It is therefore considered and ordered by the Court that the Court House be insured in the Lancashire for \$2500 and in the Royal for the sum of \$2500 and in the Pennsylvania for \$2500 and that the buildings on the County Poor Farm be insured in the Oriens for the sum of \$1250⁰⁰ for the period of three years each from the 8th day of November 1898 and that bills for for the premium on said policies be presented to this Court to be audited at the November term thereof

In the matter of the
Road petitioned for by
W. York et al

It appearing to the Court that the viewers report in the matter of the road petitioned for by W. York et al was approved by order of this Court of date July 7, 1894 subject to the payment of damages assessed in favor of S. D. Ficklin in the sum of \$40 by the petitioners and the opening of said road made contingent upon the payment of said sum and the filing of the receipts with the County Clerk therefor and it appearing that said damages have never been paid to said S. D. Ficklin or at all and that notwithstanding the conditions precedent to the opening of said road the Supervisor opened up a portion of said road way 30 feet in width and allowed the old traveled road to be closed to travel contrary to the order of this Court and in violation of law and County road work appropriated to the improvement of said road wrongfully and illegally and it further appearing that a portion of said road to wit: 30 feet thereof for a distance of $\frac{1}{4}$ mile have not been opened and more than four years have elapsed

Fourth Judicial Day

Thursday Oct 6th 1898

since the order of the Court was made for opening said road
It is therefore considered and ordered that the said road petition
for by W York et al has by virtue of the Statutes in such cases
made and provided become vacated by reason of the failure to
open the same for the period of four years and It is further
ordered that the Road Supervisor of the road district in which
said road is situated, Town: Road Dist No 11 be and he is
hereby ordered to forthwith open up the old County road for
travel which was so illegally closed up

In the matter of the
Road petitioned for by
Fred J. Holmes et al }

This matter came 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 September 1898
appointed to view and lay out and alter the proposed county road
of which the survey hereto attached is a true and correct descrip-
tion as petitioned for by Fred J. Holmes et al. by law to report that
on the 17 day of September 1898. in pursuance with said appoint-
ment and order after being duly sworn to faithfully and impartially
discharge the duties of said appointment, we proceeded to view and
said proposed road for the whole distance thereof and that in our opin-
ions 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 laid out and declared a
public highway of said county

Peter McDonald

J. J. Conley

James S. Peach

and said report of the viewers and the 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 pro-