

No

— IN —

Court

UNION COUNTY
OREGON

Plaintiff

vs

Defendant

Action for

Doct et

Page

Attorney for Plaintiff

Attorney for Defendant

July 3, 1894. Station filed
" " " " Views of the Journal 400
Aug 9 " " Ordered printed 4500

" " " " pages 162 - 499 [509]

H. H. H.

Returned for by
J. M. Church et al

Platted

Commencing at the South
end of the Bridge across the
Grand Canal River at Oro
Dille Thence Southeastly along
the O.R. & Right of Way to Western
boundary of Corporate limits
of La Grange as hereafter
in Reverse and

Notice of Petition for County Road.

Notice is hereby given to All Whom it may Concern, that the Undersigned householders of Union County, Oregon-residing in the Vicinity where the hereinafter described Road is proposed to be will petition the Hon. County Court of Union County, Oregon at its next regular session or term-and on the first day thereof-to be begun and holden at the Court House in Union-in said County on Monday, July 2nd-1894-(the first Monday in said Month) to lay out alter and establish a County Road within said County on the following line or route, to wit:-- Commencing at the South End of the Ora Dell Bridge across the Grande Ronde River 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 of Way of the Oregon Railway and Navigation Co-(a corporation) to the West Corporation limit of the City of LaGrande, Union County, Oregon-intersecting the same and Umatilla Street of Riverside Addition to said LaGrande, Oregon-which intersection is marked by a large stone set in the ground and marked R.T.-said proposed Road being about a half a mile in length. Dated June 1st 1894.

J. M. Churman

B. S. Duffney

W. H. Gletcher

A. B. Kneeling

Wm. Hills

J. Hayes

C. S. Kibbey

Wm. A. DeLong

Henry Gray

John H. Beale

J. W. White

Ed. Fin

Wm. Miller

F. D. McCarty

J. H. Smith

Richard Seay

Printed June 1st 94
J. W. White

John
H. [unclear]

STATE OF OREGON, } ss.
County of Union.

I, G. W. Benson

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~~

~~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 1 day of June 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.

Subscribed and sworn to before me this 5th day of July 1894

G. W. Benson
Turner Oliver Clerk
By J. P. Oliver Deputy

STATE OF OREGON,

County of Union-

} ss.

I, C.H. Finn- being first

duly sworn, on oath say, that I posted three notices (a copy of which is hereunto annexed) of the proposed road, in the following places, ^{public in Union County Oregon} and in the vicinity of the proposed road, to-wit: - one on the end of the bridge across the Grande Ronde River-at Oro Dell

the commencement of the proposed road; one on the end of a large log or timber-in a pile of logs or timbers-in plain view-of the travelled

road from Oro Dell to LaGrande-and on the line of the proposed road-

the other on an apple tree at the terminus of the proposed road- and

in plain view of the road now travelled from Oro Dell to LaGrande-all

in Union County, Oregon-and that I caused to be posted

one at the Court House door, in Union- in said Union-

County and State of Oregon, thirty days prior to the presentation of petition herein, and that all of said petitioners are householders residing in the vicinity of said proposed road in said

Union- County and State of Oregon.

C.H. Finn

Subscribed and sworn to before me, this 29th day of June- A. D. 1894

H. T. Williams

Notary Public for Oregon.

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 South end of the Ora Dell Bridge across the Grande Rende River in Section 3, in Township 2 South of Range 38 East Willamette Meridian—thence running in a South-Easterly direction along the North side of the Right of Way of the Oregon Railway and Navigation Co—(a corporation) to the West corporation limit of the City of LaGrande, Union County, Oregon—intersecting the same and Umatilla Street of Riverside Addition to said LaGrande, Oregon—which intersection is marked by a large stone set in the ground and marked R.T.; said proposed road being about a half a mile long.

Dated at LaGrande, Oregon—~~Jan 1st~~ ^{Feb} 1894—

And in duty bound your petitioners will

NAMES:

NAMES:

J. M. Ahuron
 C. S. Sumphey
 W. H. Gettler
 A. B. Nivalax
 J. M. Hills
 Hayes
 C. S. Kusey
 W. G. Adams
 Henry Gray
 John D. Peave

J. W. White
 C. H. Finner
 Wm. Miller
 F. D. Mally
 J. D. Ferby
 Richard Gray

BOND OF ROAD PETITIONERS.

Know All Men by These Presents, That we,

and J. M. Berry, 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 2nd day of July, A. D. 1894

Now, the condition of the above obligation is such, That, whereas the above named petitioner J. M. Church and and, and others, have petitioned the County Court of said County of Union, at the July Term, 1894, thereof for a

County Road, commencing at the Ora Dell Bridge across the Grande Ronde River in Union County, Oregon, and thence running East and terminating at the west boundary line of the City of La Grande, in said County and State as described in petition and notice,

Now, if the above named J. M. Church and other petitioners 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.

J. M. Church (L. S.)

J. M. Berry (L. S.)

STATE OF OREGON, }
County of Union. }

I, J. M. Berry and and, each for himself, says, that I am worth the sum of Five 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.

J. M. Berry

Subscribed and sworn to before me this 2nd day of July, A. D. 1894

W. H. King
Notary Public
La Grande

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

IN THE MATTER OF THE

J. M. Bunch

ROAD.

BOND OF ROAD PETITIONERS.

Approved

John E. H. 1894

W. H. Standen
County Judge.

Filed

July 3

1894

Arthur Oliver
County Clerk.

By

Deputy.

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 6 day of July, 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 J. M. Church, et al, beg leave to report that on the 21 day of July in the Year, 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 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.

B. W. Grandy
J. K. Remington
VIEWERS.

Filed July 31st 1894
J. P. O'Brien
Went.

To the Hon County Court of Union Co Oregon:
In the Matter of the County Road petitioned for
by J M Church et al the following plat and
field notes of the survey of said proposed
road are respectfully submitted

Survey made on July 21st 1894

Commenced at the south end of CroWell
Bridge in Sec 31 Tp 25 R 38 E. 10th N.
running thence South Variation 27° East
3 chains to A1, thence E 5.50 chs to a 2 thence S
58° E 5.50 chs to a 3 thence S 48° E 35.12
chains to stake marked R.T. and set
in center of road at intersection with
Uniatilla St in Riverside ad to La Grande
and there terminating

Whole distance 180 rods

W. B. Blakeslee
Surveyor

Township 2 S Range 38 E

31

32

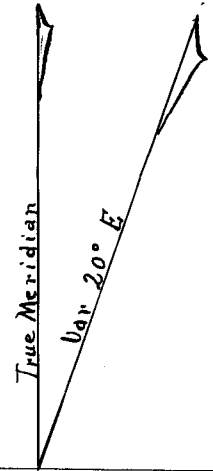
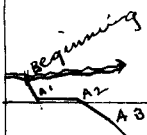
RT

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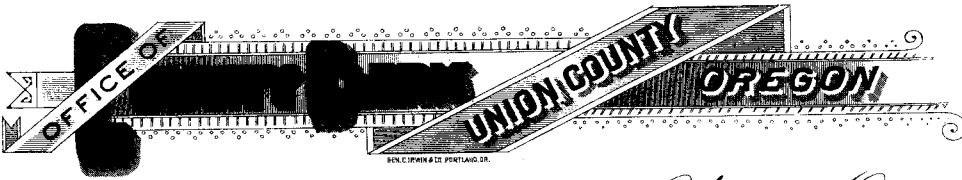
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444



TURNER OLIVER, CO. CLERK.
J. R. OLIVER, DEPUTY.
G. W. BENSON "

JAS. A. FEE, } CIRCUIT
MORTON D. CLIFFORD, } JUDGES.
CHAS. F. HYDE, DIST. ATTY.
I. N. SANDERS, CO. JUDGE.
W. D. ARNOLD, } COMMISSIONERS
P. J. BROWN }

Union, Or

189

Author

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

Fourth Judicial Day

Friday July 6th 1894.

of Harry of the Oregon Railway and Navigation Co. (a corporation) to the Corporation limits of the City of La Grande, Union County Oregon, intersecting the same and Unatuta Street of Swassee Addition to said La Grande Oregon, which intersection is marked by a large stone set in the ground and marked A. F. Said proposed road being about a half mile in length. 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 said petition properly specifies the place of beginning, intermediate points and place of termination of said road, and it satisfactorily appearing to the Court that notice has been given by advertisement posted at the place of holding County Court to wit: At the Court House, in the town of Union, County of Union, State of Oregon, and, also in three public places in the vicinity of said proposed road, to wit: One on the end of the bridge across the Grand Ronde River, at Oro Hill the commencement of the proposed rd. one on the end of a large log or timber in a pile of logs or timber in plain view of the traveled rd. from Oro Hill to La Grande, and on the line of the proposed rd. the other on an apple tree at the terminus of the proposed rd. and in plain view of the road now traveled from Oro Hill to La Grande, all in Union County, Oregon, 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 at the present session of this Court; and that the notices so posted were in due form and duly signed by the petitioner, and that a bond for the cost of this proceeding has been duly given; It is therefore ordered that B. H. Gray, S. B. Harvath and F. K. Remington be appointed viewers of said road, and that W. B. Blaser be appointed surveyor of said road, and that they meet at Oro Hill Bridge on the 21st day of July 1894 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 application
of Charles Owsley for a
Scholarship to State Agricultural
College

This matter came on to be heard

Third Judicial Day

Thursday Aug 8th 1894

isements 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 the beginning on a board nailed to a post, One at the terminus on a board nailed to a fence and one about the middle of the road tacked on the barn of James Garrison, 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 A. K. Stoddard, W. B. Bowman and John Braut be appointed viewers of said road and that W. B. Blunsie be appointed surveyor of said road, and that they meet at the beginning of said road on the 1st day of September 1894, 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 petition
of John J. Peckham et al to open
up the road known as the
James Alger road.

Now at this time this matter coming on to be heard upon the petition of J. J. Peckham et al, petitioning the opening of the James Alger road, and the Court being fully advised in the premises it is ordered that the said petition be disallowed.

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

This matter coming on to be heard at this time upon the report of the viewers and surveyors heretofore appointed herein for a first reading, and said report having been read in open court for the first time, It is therefore considered and ordered that the same be laid over for a second reading on some other day of this Court as by law required.

Fourth Judicial Day

Thursday Aug 9 "1894.

In the Matter of Allowance }
 to Mrs Martin for the support }
 of family }

This matter came on to be heard at this time and the Court not being fully advised in the premises It is Ordered that this matter be referred to W D Arnold for investigation and report at the next regular term of this Court.

In the Matter of Allowance }
 to A Mc Laughlin for support }

This matter coming on to be heard upon the application of A Mc Laughlin for aid and the Court being fully advised in the premises, and it appearing that the said A Mc Laughlin is a worthy person, is destitute and unable to earn a living and that he has no friends or relations in this State who are able and willing to help him, that he has resided in Union County for three years; and it further appearing to the Court that George Oason offers to provide for and keep the said A Mc Laughlin for the sum of \$25 per quarter that this is reasonable and cheaper than the County could support the said A Mc Laughlin at the Poor farm and that it would be to the best interests of the County to accept said offer It is therefore considered and Ordered that said proposition be accepted and the Clerk of this Court is hereby authorized and instructed to issue a warrant on the contingent fund in favor of the said A Mc Laughlin at the beginning of each quarter for the said amount to wit: \$25⁰⁰ and send to George Oason at New Bridge Union Co. Oreg. until further ordered herein.

In the Matter of the proposed }
 County Road petitioned for }
 by J. M. Church 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 the Viewers being in words following, to wit:

Report of Viewers.

To the Honorable County Court for Union County, Oregon.

The undersigned viewers heretofore on the 6th day of July 1894

Fourth Judicial Day

Thursday Aug 9th 1894

appointed to view and lay out and alter the proposed County road, of which the survey herin attached is a true and correct description, as petitioned for by J. M. Chund et al. by leave to report that on the 21st day of July 1894 in pursuance with said appointment and order, after being duly sworn to faithfully and impartially discharge the duties of said appointments, we proceeded to view our 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 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.

D. H. Graney
 S. R. Haworth
 J. K. Remington

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 proposed road be established as a County road and be declared a public highway of Union County, Oregon, and all the proceedings herin having been regular, and according to law, and no resistance or claim for damages having been filed herin, and there having been no cause shown why this proposed road should not be declared a public highway and ordered open according to law, and the Court being satisfied from the report of the viewers that such road will be of public utility, It is therefore considered and ordered by the Court that said report of the viewers and surveyor be approved and adopted by the Court, and that said proposed road be declared a public highway of Union County, 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 S. R. Haworth Road Supervisor of Road District No 1 & 44 the same being the road districts in which said road is located, be furnished