

No

— IN —

Court

UNION COUNTY
OREGON

Plaintiff

vs

Defendant

Action for

Docket

Page

Attorney for Plaintiff

Attorney for Defendant

H. 45

Petitioned for by
S. C. Mann et al

Platted

Beginning at 22 rods South
of NE corner of Sec 13 T 6 S
R 38 E Thence South on east
line of said Sec 13 - 218 rods
Thence southeasterly to North
Powder

Aug 8th 1894 Pat. Seal G 498
Viewers App'd

Ordered opened Journal G 546

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the first day of Sept, 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 D C Man, et al, beg leave to report that on the first day of sep, 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 opened laid out and declared a public highway of said county.

We also recommend that James Gillman
Barn which now occupies about three
ft on the west side of the Road
be allowed to remain
W B Bournman
John Brant
VIEWERS.

To the Honorable County of Union Oregon
In the Matter of the County Road Petitioned
for by S C Man et al the following Plat-
and field notes of survey of the said proposed
road are respectfully submitted

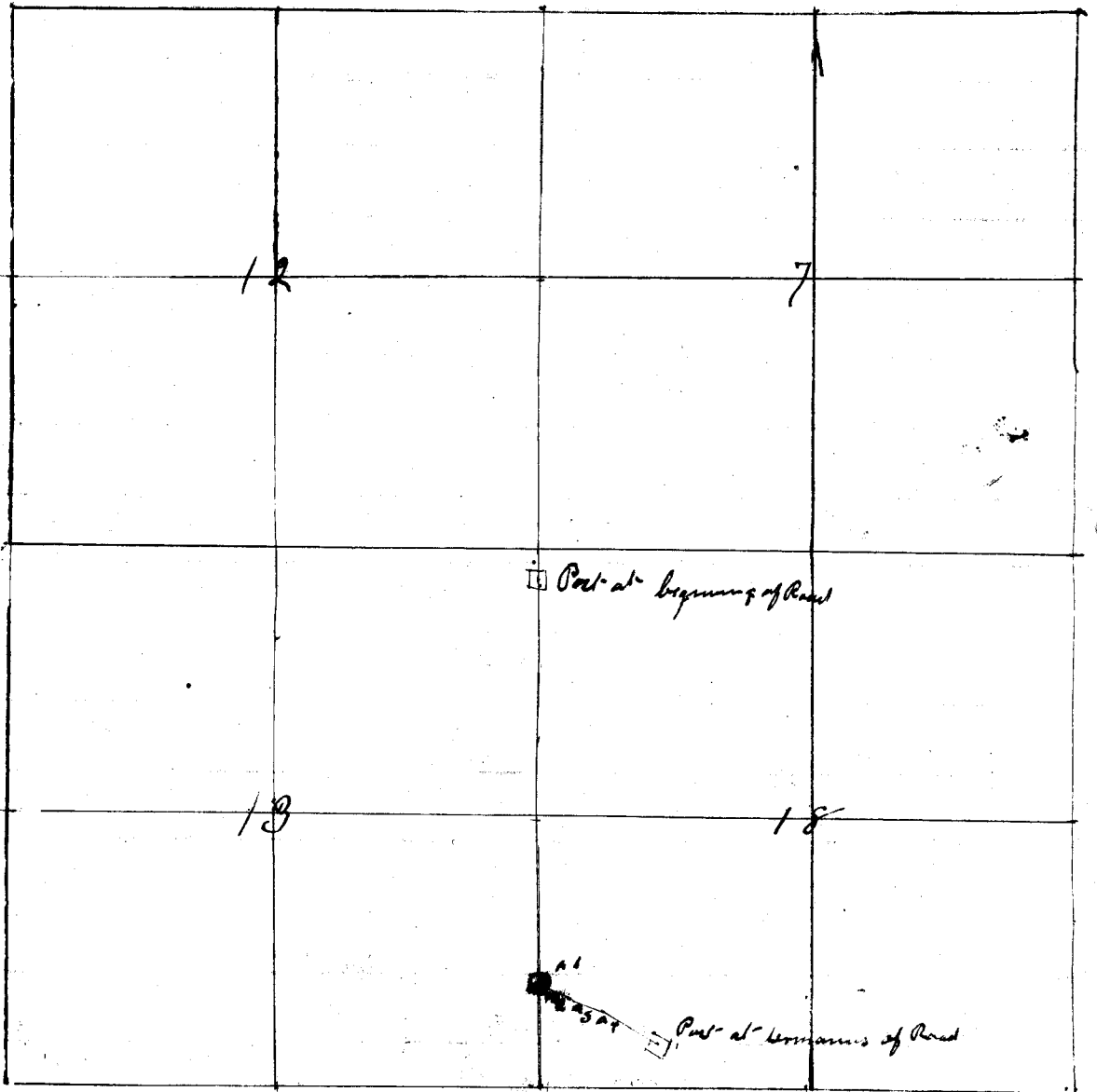
Survey made on Sep 1st - 1884

Commencing at point 20 Rds South of the
North East corner of section 40 B T 6. S of R
38 E W M. Running thence South 2000°
60 chains thence East 67° South 3 chains & 22 links
" " 60° " 1 " 40 "
" " 68° " 3 " "
" " 60° " 10 " 40 -

to Post marked R T and set in center of Road
at intersection with Road leading to North Powder
Union Co Oreg

Whole Distance of Road 282 Rds & 12 links

Town 6 S Range 38 E



FILED

SEP 3 1894

J. R. Oliver
COUNTY CLERK.

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

I, *J C Mann* 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 the beginning on board nailed to post, one at the terminus on board nailed to fence and one on board the middle of the road taken on the bar of James Wilkinson*

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the *6* day of *July* 18 *94*, 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.

Subscribed and sworn to before me this *8* day of *August* 18 *94*

J C Mann
J R Oliver Clerk
By J W Benson Deputy

Rec'd Aug 18 1894
P. P. Oliver Esq
Box 410, Newark
N. J.

STATE OF OREGON, } ss.
County of Union.

I, J. E. Gillkison 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 7 day of July 18 94, 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 8 day of Aug 18 94

J. E. Gillkison
J. R. Oliver Clerk
By Geo. Benson Deputy

Miss Aug 8 1894
P. P. Dennis CMA
By Wm. Brown
R. P. W.

John and S 94
P.O. Box 241
John W. Brown
Albany

BOND OF ROAD PETITIONERS.

Know All Men by These Presents, That we, *S. C. Mann* and *J. E. Gilkison* 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 *8th* day of *Aug* A. D. 189*4*.

Now, the condition of the above obligation is such, That, whereas the above named *S. C. Mann* and *J. E. Gilkison*, and others, have petitioned the County Court of said County of Union, at the *August* Term, 189*4*, thereof for a County Road, commencing *described in the petition and notice hereto attached*

Now, if the above named *S. C. Mann* and *J. E. Gilkison* 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.

S. C. Mann (L. S.)
J. E. Gilkison (L. S.)

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

I, *S. C. Mann* and *J. E. Gilkison*, 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 *8* day of *Aug* A. D. 189*4*

S. C. Mann
J. E. Gilkison
W. Oliver
W. Benson County Clerk.

W. B. Stoddard
W. B. Bowman
John. Bennett

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

IN THE MATTER OF THE
J. C. Mann

ROAD.

BOND OF ROAD PETITIONERS.

Approved *Aug 8th* 189*4*

County Judge.

Filed *Aug 8th* 189*4*
W. B. Bowman
County Clerk.

By *W. B. Bowman*
Deputy.

Third Judicial Day

Wednesday Aug 8th 1894

In the matter of the
proposed County road
petitioned for by
S^c Mann et al

Comes now S^c Mann 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: Beginning at a point about 22 rods South of the NE corner of Section No Thirteen (13) Township No 6 Range 38 E T.M. Then running due South about 218 rods on the East line of section No 13 to a point where said road will intersect the County road leading East to the town of North Powder Union County Or. Thence from said County road leading east to the town of North Powder Union County Or. in about a south easterly direction about 80 rods to a point where it will intersect said County road leading to North Powder Union Co. Or. Said intersecting point or terminus on the line of said road leading to North Powder Union Co. Or. being marked with a stake and labeled "A". Said road to be of the width of Forty (40) feet. The undersigned further petition that said portion or part of said County road leading east to the town of North Powder Union Co. Or. between the points where the said described road as petitioned for herein will intersect said road leading east to the town of North Powder Union Co. Or. to wit: at a point about 218 rods from the starting point of said road as described and petitioned for herein and at the point where said road as described and petitioned for herein intersects the said County road leading east to the town of North Powder Union Co. Or. at the terminus of the road as described and petitioned for herein, as a state on said County road leading east to the town of North Powder Union Co. Or. be and all of said road between said intersecting points, be vacated. 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 satisfactory appearing to the Court that notice has been given by advert-

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, N. 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. Peckus 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. Peckus 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.

Third Judicial Day

Wednesday Sept. 5th 1894.

In the Matter of the petition }
for an appropriation for }
Bridge across Catherine Court }

This matter coming on to be heard upon the petition of householders along the La Grande and One road for an appropriation for the construction of a bridge over Catherine Court on said Road And it appearing to the Court that said bridge is being constructed under the supervision of A B Conley Road Supervisor of the District in which said bridge is situated It is therefore ordered that said petition be dismissed.

In the Matter of a petition }
for an appropriation for a }
Levee on Grande Route Quin }
near One Well.

This matter coming on to be heard at this time upon the petition of the City of La Grande for an appropriation to construct a levee along Grande Route Quin near One Well And the not being fully advised in the matter It is therefore Ordered that the same be continued for the term.

In the Matter of the proposed }
County Road petitioned for }
by S C Mann et al }

This matter coming on to be heard at this time, upon the report of the 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 therefore Ordered that the same be laid over for a second reading at some other day of this Court as by law required.

In the Matter of the }
Vacation of certain Streets }
and Alleys in Town of Albia }

Now at this time this matter coming on to be heard at this time upon the following petition; "The undersigned petitioner would represent as follows

Fourth Judicial Day

Thursday Sept 6th 1894

Court met pursuant to adjournment: the same officers being present as on yesterday.

One proclamation of the opening of Court having been made, the journal of yesterday's proceedings was read, approved and is here now signed.

W. S. Sanders

County Judge

Thereupon the following proceedings were had, to wit:

In the Matter of the proposed }
County Road petitioned for }
by S. C. Mann, et al }

This matter coming on to be heard upon the report of the Surveyor and viewers 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 first day of Sept. 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 S. C. Mann, et al, by leave to report that on the first day of Sep. 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 households residing in the vicinity thereof. We therefore recommend that said proposed road be opened laid out and declared a public highway of said county. We also recommend that James Giverson's Barn which now occupies about three feet on the west side of the road be allowed to remain.

A. H. Stoddard
W. B. Brown
John Grandt

Fourth Judicial Day

Thursday Sept. 6th 1894.

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 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 summons 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 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 J. A. Pelcher Road Supervisor of Road District No 25 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.

In the Matter of a Credit }
to the County Treasurer

Come now Wm Gonyea County Treasurer into Court and files the State Treasurer receipts for \$1800⁰⁰ and \$8746⁸⁴ paid on account of State taxes for 1892 and 1893 respectively. It is therefore ordered that the said Treasurer have credit for the same on his account.

In the Matter of a Credit to }
the County Treasurer

Come now the County Treasurer and presents to the Court & receipts of the claims of various School Districts showing that said Treasurer has paid out \$451⁹⁵ of money belonging to the