

No 68

—IN—

Circuit

Court

UNION COUNTY

OREGON

Jay Brooks

Plaintiff

vs

Johanna Langlof et al

Defendant

Action for

Debt

Case

C. H. Finn

Attorney for Plaintiff

Attorney for Defendant

Viewers App'd Jnl H. P 152
Report Read 1-11-95 H 1170
Orders open H 1174

452

Petitioned for by
Henry Laney
et al

Commencing at the County
Road on Fresh Creek at Ashby's
Corral and terminating at
the East line of N² of NW³ of
Sec 7 Tp 8 S R 47 E N M and
intersecting a County Road

Platted

Filed May 8 1895 H 152 170 174

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 County Road on Fish Creek, at Ashby's Corral, and running up Fish Creek on the north side one mile to Henry Lansing's Bridge, thence southerly to the top of the Grade (hill) thence southwesterly to the east line of N.1/2 NorthWest quarter of section 7. T. 8, S.R. 47, E. W. M. intersecting a Co. Road, the said road to take the place of the Pine Creek road from the Licks, to Ashby's The same being in Road District No. 47, in Union County, Oregon.

The reason for the desired change being that it will cost at least \$2000.00 to build the Pine Creek Road from the Licks to Ashby's on the present survey.

And in duty bound your petitioners will ever pray etc.

Names.	Names.
Henry Lansing,	V. W. Plummer,
John A. Harris,	Wilkinson Bros.
James P. Thrasher,	A. P. Mann
Wm. Horrell,	J. B. Wood,
Hiram Scott,	Hansford Tarter,
A. C. Lytle,	Joseph Ludiker,
T. R. Irwin,	J. H. Holstine,
M. W. Russell,	Chas. Benham,
George Lampman,	A. Buchanan,
Ira Irwin,	W. B. McLain,
L. Gray,	Wm. Buchanan,
J. W. Sherman,	Wm. Ashby,
William Hart,	M. H. Neville,

L. Lloyd,

J. Cox,

Robert Collister,

R. L. Carpenter,

Endorsed:- Filed May 8, 1895,

J. R. Oliver, County Clerk.

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

I Henry Lansing, 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 Ashby's Corral, the starting point, One at W. B. McLains on Pine Creek, and One at Buchanan's licks, the terminus of the proposed road.

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the eighth day of April, 1895, and that said notices remained posted thirty days previous to the presentation of said petition as I verily believe.

Henry Lansing,

Subscribed and sworn to before me this eighth day of April, 1895,

Chas. B? Orai,

Notary Public for Oregon.

Notarial Seal.

Endorsed:- Filed May 8, 1895,

n

J. R. Oliver, County Clerk.

State of Oregon,)
(ss.

County of Union,)

I, F. S. Slater, being first duly sworn say that
On the 8th day of April, 1895, I posted a true and correct copy of
said notice hereto attached at the place for 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.

F. S. Slater,

Subscribed and sworn to before me this 8 day of May, 1895,

J. R. Oliver,

Clerk.

Endorsed:-

Filed May 8, 1895,

J. R. Oliver, County Clerk.

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 eighth day of ~~May~~ May, A.D.1895, 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 County Road on Fish Creek at Ashby's Corral and running up Fish Creek on the north side one mile to Henry Lansings Bridge, thence southerly to the top of the ^{Grade} (hill) Grade, thence southerly to the east line of the N.1/2 of the northwest quarter of section 7, Tp. 8, S.R. 47, E. W. M. intersecting a County Road, The said road to take the place of the Pine Creek Road from the Licks to Ashby's the same being in Road District No. 47, in Union County, Oregon, the reason for this desired change being that it will cost at least \$2000.00 to build the Pine Creek road from the licks to Ashby's over the present survey.

Names.

Henry Lansing,
John A. Harris,
James P. Thrasher,
X— Wm. Horrell,
Hiram Scott,
A. C. Lytle,
T. R. Irwin,
M. W. Russell,
George Lampman,
via Irwin
Luzern Gray,
J. W. Sherman,
William Hart,

Names.

V. W. Plummer,
J. B. Wood,
Hansford ^{Tarter} Thrasher,
Joseph Ludiker,
J. H. Holstine,
A. Buchanan,
Wm. Buchanan,
Wm. Ashby,
M. H. Neville,
Robert Collister,
J. Cox,
R. L. Carpenter,

L. Lloyd,
Wilkinson Bros.
A. P. Mann,

Chas. Benham,
W. B. McLean,

Endorsed:- Filed May 8, 1895,

J. R. Oliver, County Clerk.

BOND OF ROAD PETITIONERS.

Know all men by these presents: That we, Henry Lansing, and John A. Harris, of the County of Union and State of Oregon, are held and firmly bound unto the said County of Union in the sum of Three 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 first day of ~~May~~^{April}, A.D. 1895.

Now the condition of the above obligation is such that whereas the above named Henry Lansing and John A. Harris and others have petitioned the County Court of said County of Union at the May Term 1895, thereof, for a County road, commencing at the County Road on Fish Creek at Ashby's Corral, and running up Fish creek (On the north side) one mile to Henry Lansing's Bridge, thence southerly to the top of the Grade (hill) thence south westerly to the east line of the N.1/2 of the Northwest quarter of Section 7, & T¹/₄ S.R. 47, E. W. M. in Road District No. 47, in Union County Oregon.

Now if the above named Henry Lansing and John A. Harris, shall well and truly pay, or cause to be paid, all costs and expenses that may be incurred, ^{by reason of the view or} ~~in the viewing or reviewing~~ 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.

Henry Lansing, (Seal)

John A. Harris, (Seal)

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

I, Henry Lansing, and John A. Harris, each for himself say that I am worth the sum of Three hundred 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.

Henry Lansing,

J. A. Harris,

Subscribed and sworn to before me this first day of April, A.D.1895.

Chas. B. Orai,

Notary Public for Oregon.

Notarial Seal.

Endorsed:- In the County Court, of the State of Oregon,
Union County.

In the matter of the Henry Lansing Road.

Bond of Road Petitioners.

Filed May 8, 1895,

J. R. Oliver,

County Clerk.

Pine, Oregon, April 26th, 1895.

To the Honorable County Court,

Union, Oregon:

We the undersigned, wish to offer remonstrance to the petition of Lansing and others, for a road survey over Fish Creek Hill, as it is too steep to make a good road possible. The only practicable route between Pine Valley and the Snake River is by way of the present survey on Pine creek.

Kelsey Porter,

Ben Mache,

Cyrille Bassette,

John Buchanan,

Edward Melhorn,

Louis Melhorn,

F. M. Officer,

Hohn H. Thaysen,

C. A. Oliver,

Lewis Grey,

Charley Denney,

G. W. Denney,

P. Denney,

F. Koopman,

H. Koopman,

James Mills,

Nelson, Murry,

Henry Oliver,

C. O. Stewart,

A. P. Greener,

(No filing.)

Endorsed:

Filed May 2nd 1895

J. R. Oliver

County Clerk.

BE IT REMEMBERED That at a regular Term 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 sixth day of May, 1895, and from day to day thereafter during the continuance of said term, when on Wednesday the 8th day of May, 1895, 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,
W. D. Arnold, Commissioner,
P. J. Brown, Commissioner,
J. F. Fhy, sheriff,
J. R. Oliver, Clerk,

When on Wednesday the 8th day of May, A. D. 1895, or the Third Judicial Day of said Term, among other proceedings the following was had, to-wit:

In the matter of the proposed road,
petitioned for by Henry Lansing.

Comes now Henry Lansing 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 County Road on Fish Creek at Ashby's corral and running up Fish creek on the north side one mile, to Henry Lansing's bridge, thence southerly to top of the grade hill thence southwesterly to the east line of N.3 of N.W.4 of Sec. 7, Tp. 8, S.R. 47, E. W. M. intersecting a County Road, the same road to take the place of the Pine Creek road from the Licks to Ashby's, the same being in road District No. 47 in Union County, Oregon. The reason of this desired change being that it will cost at least \$2000 to build the Pine Creek road from the Licks to Ashby's place on the present survey.

And it appearing to the Court that said petition is signed by mere that 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 Ashby's corral, the starting point, one at H. B. McLean's place on Pine Creek, and one at Bushanan's licks, the terminus of the proposed road, for mere 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 Thos. Præfitt, A. F. Greener, and George _____ be appointed viewers of said road and that W. B. Blakeslee, be appointed surveyor of said road, and that they meet at the Henry Lansing's place on the 25 day of May, 1895, at the hour of nine o'clock A. M. and after qualifying to view, survey and lay out said road according to law.

)Signed(S. I. H. Sanders,
County Judge,

The foregoing order is entered in Court's Jul.

'H' at page 152 thereof.

REPORT OF VIEWERS.

To the Honorable County Court for Union County, Oregon:

The undersigned, viewers heretofore on the 8 day of May, 1895, appointed to view ^{lay out} ~~out~~, and alter and ~~lay out~~ the proposed county road, of which the survey hereto attached is a true and correct description, as petitioned for by Henry Lansing, et al, beg leave to report that, ^{on the 20th day of May} 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.

T. N. Proffitt,

A. P. Greener,

Geo. W. Brown,

Viewers.

(No filing.)

No. 1.

REPORT OF SURVEYOR/

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

I, the undersigned, County surveyor, appointed to survey the County road proposed by Henry Lansing, et al, beg leave to report that on the 25 day of May, 1895, in pursuance of said appointment and order, I surveyed said proposed road for the whole distance thereof, the following being the field notes of said survey;

Beginning at a point 11 chains & 50/100 west 35° south of the southeast corner of the northwest 1/4 of Sec. 7, T. 8, S. of R. 47, E. W. M.

chains,

8.	Thence E.	2 0°	North
13.50	" North	00	
5.50	" "	30°	East,
4.50	" "	00	
8.	" "	30°	East
4.50	" East,	25°	North
4.50	" N.	3	West,
12.50	Thence E.	30°	N.
4.	" "		
7.	" North	50°	West,
11.	" "	30°	East,
32.	" East	35°	N.
5.50	" East	10.°	"
7.	" "	00	
4.	" North	20°	West,
5.	" "	45	"
10.50	" "	10°	"
6.	" "	20	"
10.	" East	35	North
9.	" North	25	East.

W. D. Blakely
County Surveyor

No. 2.

REPORT OF SURVEYOR.

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

I the undersigned, County Surveyor, appointed to survey the County Road proposed by Henry Lansing, et al, beg leave to report that on the 25 day of May, 1895, in pursuance with said appointment and order, I surveyed said proposed road for the whole distance thereof, the following being the field notes of said survey:

Continued from No. 1.

Chains,	Thence		
18.	" South	44°	East
5.	" East	10°	south,
14.50	" "	20°	North,
4.	" "		
6.50	" South	12°	East,
4.	" "		
1.	" East	10°	South,
16.	north	30°	East,
9.	" "		
8.50	" "	31°	"
3.50	" "	10°	"
4.75	" "	10°	West,
24.50	" "	30°	East,
17.	" East	20	North,
6.50	" East,		
6.	" "	45°	North
1.50	" "	30°	South,
7.50	" "	10°	"
11.	" East		
6.50	" "	20	South,
10.	" "	11	"

(no filing.)

W. B. Blakeslee,

County Surveyor.

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 3rd day of June, 1895, and from day to day thereafter during the continuance of said term, when on Wednesday the 5th day of June, 1895, or the 3rd 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,
J. F. Phy, sheriff,
J. R. Oliver, Clerk,

When on Wednesday the 5th day of June, A. D. 1895, or the Third Judicial Day of said term among other proceedings the following was had, to-wit:

In the matter of the read petitioned)
for by Henry Landing et al.)
-----)

This matter came on to be heard at this time on the report of the viewers and surveyer heretofore appointed herein for the first reading and the 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 some other day of the present term.

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

The foregoing order is entered in Comr's Jul.

'H' at page 170 thereof.

BE IT REMEMBERED That at a regular Term 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 3rd day of ^{June} ~~July~~, 1895, and from day to day thereafter during the continuance of said term, when on Wednesday the 5th day of June, 1895, 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. Arheld, Commissioner,
Hon. P. J. Brown, Commissioner,
J. F. Fhy, Sheriff,
J. R. Oliver, Clerk.

When on Thursday the 6th day of June, A. D. 1895, of 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 Henry Lansing, 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 8 day of May, 1895, 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 Henry Lansing et al, beg leave to report that on the 25 day of May, 1895, 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.

T. N. Proffitt,

A. P. Greener,

Geo. W. Brown,

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 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 surveyors 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 surveyor's 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 H. W. Lansing, Road Supervisor of Road District No. 47, 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.

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

The foregoing order is entered in Comr's Jul.

'H' at page 175 thereof.

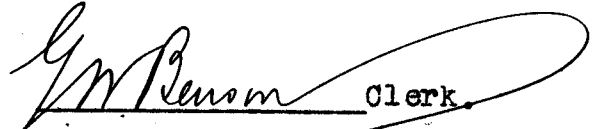
IN THE COUNTY COURT OF THE STATE OF OREGON, FOR
UNION COUNTY.

In the matter of the County)
Road petitioned for by Henry)
Lansing, et al.)
-----)

S T A T E O F O R E G O N, ss:
County of Union.

I, G. W. Benson,
County Clerk of Union county, Oregon, do hereby certify that
the foregoing is a true and correct transcript of the original
papers in the above entitled road matter transferred to Baker
County, Oregon, including a copy of all 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 30th day of June, A. D.
1902.

 Clerk.

Bucke
County Court
Main County Oregon

Bucke master
of the road positions
for by Henry Lawrence
2017

Transcript of
papers transferred
to Baker County

Oregon

This June 30, 1902
Geo. Bennett
Co. Clerk