

~~EQUITY~~ } No 4  
LAW }

In Circuit Court,

○ Union County ○

*w @ chare*

Plaintiff

vs

*Geo Howe*

Defendant

*Ed J. Chas. <sup>and</sup> T. H. Crawford*

Attorney for Plaintiff

○ *Lerry Lomas & H. Robinson* ○  
Attorney for Defendant

Reviews app'd Sep 4 1875

Jul 76 pgs 248

" 78 " 268

" 76 - " 273

NO 455

Petitioned for by

George Finnerley  
et al

Baker Co Records

Plotted - 4-23-1915

B

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 or near O. S. Buckland's house at or near the N. W. Corner Section 28, T. 8, S. of R. 43, E. W. M. running east to the Eagle Valley Bridge, one mile west from New Bridge Post Office,

And in duty bound your petitioners will ever pray, etc.

Names .

Names .

George . Keuerläber,

Jes. A. Wright,

A. G. Waldren,

Wm. Ainsworth,

E. E. Clough,

R. B. Davis,

H. Debeis,

C. D. Reed,

P. L. Kelley,

J. H. Wilson,

L. A. Lurchin,

Henry Rodgers,

J. V. Holcomb,

J. D. Miles.

(no filing.)

*Comp.*

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

I, F. S. Slater, being first duly sworn, say that on the 3d day of Aug. 1895, I posted a true and correct copy of notice hereto attached 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.

F. S. Slater,

Subscribed and sworn to before me this 2 day of Sept. 1895.

J. R. Oliver, Clerk.

(No filing.)

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

I, Henry Debois, being first duly sworn, say 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 post office in Sparta, one at the residence of O. S. Bucklands, and another on the bridge at New Bridge, all in Union County, State of Oregon; thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 25th day of July, 1895, and that thereafter and thirty days previous to the presentation, and that said notices remained posted thirty days previous to the presentation of said petition as I verily believe.

Henry Debois,

Subscribed and sworn to before me this 15th day of August, 1895.

Jes. A. Wright,

Not Sealed.

Notary Public for Oregon.

(no filing/)

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 4th day of September, 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 or near O. S. Bucklands house, at or near the N. W. <sup>Corner</sup> Corner of Sec. 26, T. 8, R. 43, E. W. M. running east to the Eagle Valley Bridge, one mile west from New Bridge Post Office.

Names.

George Keuerleber,  
A. G. Waldron,  
E. E. Clough,  
W. B. Blakeslee,  
M. B. Davis,  
H. Debois,  
C. D. Reed,  
P. L. Kelley,  
J. H. Wilson,  
L. A. Lurchin,  
Henry Rodgers,  
J. N. Helcomb,  
J. A. Miles,  
Wm. Ainsworth,

Names.

Jos. A. Wright,

Posted Aug. 3d, 1895.

F. S. Slater.

(No Filing)

BOND OF ROAD PETITIONERS.

Knew all men by these presents, that we, C. D. Reed, and J. L. Taylor, 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 15th day of August, A. D. 1895.

Now, the condition of the above obligation is such, that, whereas the above named C. D. Reed, and J. L. Taylor, and others, have petitioned the County Court of said County of Union, at the September Term, 1895, thereof, for a County road, commencing at or near O. S. Bucklands house, at or near the S. W. Corner of Sec. 26, T. 8, S.R. 43, E. W. M. running thence east to the New Bridge Bridge, one mile west from the New Bridge Post office.

Now, if the above named C. D. Reed, and J. L. Taylor, 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.

C. D. Reed, (Seal)

J. L. Taylor, (Seal)

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

I, C. D. Reed and J. L. Taylor, each for himself, says, that I am worth the sum of four 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.

C. D. Reed,

J. L. Taylor,

Subscribed and sworn to before me this 15th day of August, A. D. 1895.

Notarial Seal.

J. A. Wright, notary public for Ore.

Endorsed:-

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

-----  
Bend of Read Petitioners.  
-----

Filed August 24<sup>th</sup>, 1895,

J. R. Oliver, County Clerk.

By G. W. Benson, deputy.

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*Journal Entry  
George Keulerber Road.*

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 2nd day of September, 1895, and from day to day thereafter during the continuance of said term, when on Wednesday the 4th day of September, 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:

Hon. I. N. Sanders, County Judge,  
Hon. W. D. Arnold, Commissioner,  
Hon. P. J. Brown, Commissioner,  
J. R. Oliver, Clerk,  
J. F. Phy, Sheriff.

When on Wednesday the 4th day of September, A. D. 1895, or the third judicial day of said term among other proceedings the following was had, to-wit:-

In Re. Road petitioned for )  
by George Keulerber, et al. )  
- - - - - )

Comes now C. D. Reed, 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 or near O. S. Buckland's house, at or near the N.W. Corner of Sec. 26, Tp. 8, S.R. 43, E. W. M. running east to the Eagle Valley Bridge Post Office, and it satisfactorily 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

*cd.*

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<sup>x track</sup> one at the residence of O. S. Buckland, and one on the bridge at Newbridge, and one at the post office in Sparta, all in Union County, State of 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 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 O. S. Buckland, Chas. F. Slade, and C. H. Craig, be appointed viewers of said road, and that W. B. Blakeslee be appointed surveyor of said road and that they meet at O. S. Buckland's on the 27 day of Sept. 1895, at the hour of 9 o'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.

'H' at page 248 thereof.

REPORT OF VIEWERS.

To the Honorable County Court for <sup>u</sup>nion County, Oregon:

The undersigned viewers, heretofore on the 2d day of Sept. 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 George Kuerleber, et al, beg leave to report that on the 27 day of Sept. 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 \_\_\_\_\_ declared a public highway of said County.

C. R. Craig,

Chas. <sup>J</sup>. Slade

O. S. Buckland, Viewers.

(No filing/

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 George Keuerleber, et al, beg leave to report that on the 22<sup>nd</sup> day of September, 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.


Beginning at a lava rock, 18 x 12 x 16 marked R. at a point 14 chains & 50 lks East, southwest corner of the Northeast 1/4 of Section 27, Tp. 8, South of range 43, E. W. M.

Thence	North	34° 30'	East,	7 chains,	Lks.	✓
"	"	45°	"	26 "	50 "	✓
"	East	<del>34° 30'</del>	"	9 "		✓
"	North	34° <sup>5</sup>	"	8°	50 "	✓
"	{ East,	60°	North	3 "	50 "	✓
"	{ North	30°	East	8°		✓
"	East	30°	North	4 "	50 "	✓
"	North			13 Chains		✓
"	"	45°	East	10 "		✓
"	"	12°	"	5 "		✓
"	"	20°	"	25 "	50 Lks,	✓
"	"	45°	"	21 "		✓
"	East	25°	North	6 "	50 "	✓
"	N.	35°	E.	4 "	50 "	✓
"	"	45°	"	25 "	50 "	✓
"	"	55°	"	36 "		✓
"	East	7°	South	11 "		✓
"	"	15°	South	10 "		✓
"	"			11 "		✓
"	"	20°	S.	6 "	50 "	✓
"	East			21 "		✓
"	"	15°	S.	15 "		✓

"	"	5°	"	4 "	X	
"	"	20°	"	7 "	X	
"	East			9 "	X	
"	"	32°	S.	19 "	X	
"	"	8°	N.	11 "	X	
"	East			8 "		75 lks. X
"	"	20°	N.	20 "	X	
Thence	East	<del>45°</del> 15°	South	5 chains,	X	Lks.
"	East,			46 Chains,	X	
"	"	20°	N.	5 "	X	
"	"			59 "	X	
"	"	25°	South	7 "	X	50 "
"	"	20°	"	15 "	X	
"	"	30°	"	9 "	X	
"	"	30°	North	5 "	X	
"	"	20°	South	6 "		25 " X
"	"	30°	"	2 "		50 " X
"	"			4 "		50 " X
"	"	5°	North	6 "		50 " X
"	"			9 "		50 " X
"	"	20°	North	6 "		50 " X
"	N	3°	E.	2 "		50 " X
"	E.	20°	South	2 "		50 " X
"	"			5 "		50 " X
"	"	17°	N.	5 "		50 " X
"	"	25°	"	4 "		50 " X
"	"			6 "		50 " X
"	"	15°	South	4 "		50 " X
"	"			6 "		50 " X

	Thence	E	45°	S.	2 Chains	50 lks.	
	"	"	5°	N.	3 "		
	"	"	2°	S.	5 "	50 "	
	"	"	50°	N.	5 "	50 "	
	"	"	20°	S.	7 "	50 "	
	"	S.	20°	E.	5 "	50 "	
	"	E.	20°	S.	10 "	75 "	
	"	S.	40°	E.	17 "		
	"	E.	30°	S.	19 "		
	"	"			45 "		
	"	"	40°	S.	40 "		
	"	"	45°	S.	32 "	50 "	
63	"	S.	24° 25'	E	20 "		
	"	"	55°	"	5 "	50 "	
	"	"	90°	"	7 "		
	"	"	60°	"	4 "	50 "	
	"	"	55°	"	7 "		
	"	"	40°	"	8 "		
	"	"	20°	"	7 "	50 "	
	"	"	60°	"	7 "	50 "	
	"	"	20°	"	7 "		
	"	"	10°	West	9 "	50 "	
	"	South	10°	E.	23 "	50 "	
	"	"			4 "	50 "	
	"	"	40°	W.	4 "		
	"	"	10°	E.	2 "	50 "	
	"	"	20°	W	7 "	50 "	
	"	"	30°	E.	4 "		
	"	East	20°	S.	2 "	50 "	
	"	"			12 "		
	"	South	5°	E.	3 "		
	"	"	45°	E.	7 "	50 "	
	"	"	20°	W.	7 "	50 "	
	"	East	20°	N.	5 "		

	E		N	Chain		
"	"	±		10	"	✓
"	"	20°	N.	15	"	✓
"	"	15°	"	20	"	✓
"	"	45°	S.	21	"	50 " ✓
"	South	5°	E.	10	"	50 " ✓
"	"	10°	W.	23	"	✓
"	"	10°	E	30	"	✓
"	"	10°	"	3	"	✓
"	"	25°	"	9	"	50 " ✓
"	South	45°	East	6	"	✓
"	"	30°	"	6	"	50 " ✓
"	East	25°	S.	8	"	50 " ✓
"	"	35°	"	7	"	50 " ✓
"	"	20°	"	10	"	✓
"	South	30°	E.	9	"	✓
"	E.	5°	N.	4	"	✓
"	"	50°	S.	7	"	✓
"	"	"	"	8	"	✓
"	S.	30°	E.	7	"	✓
"	E.	15°	N.	3	"	50 " ✓
"	S.	21°	E.	14	"	✓
"	"	"	"	3	"	✓
"	E.	"	"	3	"	50 " ✓
"	S.	"	"	4	"	50 " ✓
"	E.	25°	S.	4	"	50 " ✓
"	S.	"	"	3	"	✓
"	E.	15°	N.	3	"	✓
"	S.	10°	E.	4	"	50 " ✓
"	E.	30°	N.	2	"	✓
"	E.	10°	"	3	"	✓
"	South	"	"	2	Chs.	✓
"	E.	40°	S.	2	"	✓
"	E.	20°	S.	6	"	✓

"		20°	N.	3	"		
"	S.	15°	E.	2	"	50	"
"	"	35°	E.	6	"	50	"
"	East			38	"	50	"

to Eagle Bridge on the Northeast 1/4 of section 10, T.9, South of Range 45, E. W. M.

W. B. Blakselee,  
County Surveyor.

Endorsed:- Filed Oct. 8, 1895.

J. R. 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 7th day of October, 1895, and from day to day thereafter during the continuance of said term, when on Wednesday the 9th day of October, 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. R. Oliver, Clerk,  
J. F. Phy, Sheriff.

When on Wednesday the 9th day of October, 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 road petitioned )  
for by A Georges Keuerleber, 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 first reading and the 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 someother day of this term of Court, as by law required.

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

The foregoing order is entered in Comr's Jul.  
'H' at page 268 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 7th day of October, 1895, and from day to day thereafter during the continuance of said term, when on Wednesday the 9th day of October, 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. R. Oliver, Clerk,  
J. F. Phy, Sheriff.

When on Thursday the 10th day of October, A. D. 1895, 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 George Keuerleber, 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 2 day of Sept. 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 George Keuerleber, et al. beg leave to report that on the 27 day of Sept. 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

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 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.

C. H. Craig,

Chas. F. Slafe,

O. S. Buckland,

And said report of the viewers and the report of the surveyor<sup>s</sup> 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<sup>by</sup> the Court that said report of the viewers and surveyor<sup>s</sup> 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 Henry Deboise, Road Supervisor of Road District No. 29, 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 Comr's Jul. Page 275 thereof.

(Signed) I. N. Sanders,

County Judge.

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

In the matter of the road )  
petitioned for by )  
..... )  
George Newell )  
..... )  
..... )  
..... )

State of Oregon, )  
                  ) 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 matter,  
transferred to Baker County, Oregon, 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.

G. W. Benson Clerk.

Butte  
County Bank  
of the

State of Oregon  
for

Winn County

Butte matter  
of the road petition  
for by George Rowland,  
et al.

Instrument appropos  
transferred to

Butte County

Oregon

First July 5, 1902  
Wm Rowland

Collier

Third Judicial Day

Wednesday Sept 4<sup>th</sup> 1895

for a first reading and said Report having been read in open Court for the first time It was ordered that said Report be laid over for a second reading on some other day of this term of Court

In re Road petitioned  
for by George Kernerleber  
et al

Comes now C. S. Reed, 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 or near O. S. Bucknane house at or near the NW corner of Sec 26 T<sup>8</sup> S R<sup>43</sup> E<sup>1</sup> M. running east to the Eagle Valley Bridge Post Office, 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 the residence of O. S. Bucknane and one on the Bridge at New Bridge and one at the Post Office in Sparta all in Union County State of 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 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 O. S. Bucknane Charles S. Reed and C. H. Craig be appointed viewers, of said road, and that W. B. Bladwell be appointed surveyor of said road, and that they meet at O. S. Bucknane's on the 27 day of Sept 1895, at the hour of 9 O'clock A. M. and after qualifying, to view, survey and lay out said road according to law.

Third Judicial Day

Wednesday Oct 9th 1895

interests of the County to accept the said proposition of J. D. Casey It is therefore considered and ordered that the said proposition of J. D. Casey be accepted and the Clerk is ordered and directed to draw a Warrant in favor of the said Robert Childs at the beginning of each <sup>month</sup> for \$10.00 and send to the said J. D. Casey until further ordered here

In the matter of the  
Road petitioned for by  
A Augustus 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 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 this term of Court

In the matter of the  
Road petitioned for by  
George Kemler 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 first reading and the 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 as by Law required

In the matter of the  
petition of Ed Remillard  
for Liquor License }

This matter came on to be heard at this time on the petition of Ed Remillard for Liquor License and the Court not being fully advised in the premises It is therefore considered and ordered that this matter be continued for the term

In the matter of the  
Petition of Fred Dill for  
Liquor License }

This matter came on to be heard at this time