

Ordered aprend - 76 422

Miller L. J. Duffry

Frad at the No Corner of SE See by Jp 9.5 R 45 6 and terminaling at NW Corner of Bother County

DIFECTIONS Place than a TOP OF RUBBE

NOTICE OF ROAD PETITION.

Te all persons concerned: You, and each and all of you, will take netice that the undersigned, householders for Union County, Oregon, residing in the vicinity where the hereinafter read is prepesed te be, will at the next session of the County Court for Union County, Oregen, to-wit: On Wedensday the 4 day of March, A. D. 1896, respectfully present to said Court a petition praying said Court to lay out, alter and establish a County read within said County on the fellowing line or route, to-wit: Commencing at the County Read at the N. E. Cerner of the S.E.1/4 of Section 14, Township 9, S. of Range 45, E. W. M. running thence south 14 reds, more or less, to where the land of G. W. Benneheff crosses the section line, thence west 2 reds, thence south 66 reds, more or less to the line of Eleaner Duffey's land, thence east 2 reds to the section line, thence seuth on the section line 3/4 of a mile, to intersect the county read at the N. W. Cerner of the S.W.1/4 of Sec. 24, said tewnship and range and there to terminate. Said read to be I mile long and 40 feet wide. This read is not to interfere with the established ditch on the west side of G. W. Bennehoff's place.

Names.

C. J. Duffey,

E. A. Benneheff.

J. D. Benneheff,

G. W. Benneheff,

O. R. Hindman,

W. Knobblaugh,

W. E. Barber

W. C. Candiff,

J. W. Gever,

Sam. Gever,

I. N. Young.

1. E. Chandler.

Names .

Thomas Bashaw.

D. f. Sanders,

A. O. Sanders,

W. T. Benneheff.

W. R. Wise,

G. B. Sanders,

D. E. McClements,

Williard Moody,

H. H. Moody,

Jehn Fraser,

W. L. Gover,

C. H. Craig,

Come

Endorsed: -

Filed Mar. 5, 1898.

J. R. Oliver, County Clerk.

PETITION FOR COUNTY ROAD.

Te the Henorable County Court for Union County, Oregon:

The undersigned householders of Union County, Oregon, residing in the vicinity where the hereinafter described road is to be, resupectfully 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 Read at the N. E. Cerner of the S.E.1/4 of Section 14, Township 9, S of Range 45, E. W. M. running thence south 14 rods more or less to where the land of G. W. Bennehoff crosses the section line, thence west 2 rods, thence south 66 rods more or less to the line of Eleanor Duffey's land, thence east 2 rods to the section line, thence south on the section line 3/4 of a mile to intersect the County road at the N. W. Cerner of the W. 1/4 of Section 24. Said township and range, and there to terminate said road to be 1 mile long and forty feet wide. This road is not to interfere with the established ditch on the west side of G. W. Bennehoff's phace, and in duty bound, your petitioners will ever pray. etc.

Names .

C. J. Duffey,

E. A. Benneheff,

J. D. Benneheff,

G. W. Bennehoff.

O. R. Hindman,

W. Knebblaugh,

W. E. Barber,

H. C. Candiff,

J. W. Gever.

Sam. Gover,

John Fraser,

C. H. Craig.

Names .

Thomas Bashaw.

D. J. Sanders,

A. O. Sanders,

W. T. Benneheff,

W. R. Wise,

G. B. Sanders,

D. E. M. Clement;

Williard Meddy,

H. H. Moody,

I. N. Young,

T. E. Chandler.

(Ne filing)

State of Oregen,)
County of Union,)

I, F. S. Slater, being firsy duly sworn, say that en the 3 day of Febry. 1896, I posted the hereunte attached netice at the place of helding 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 5 day of March, 1896.

J. R. Oliver,

Clerk.

Endersed: Filed Mar. 5, 1896.

J. R. Oliver,

County Clerk.

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

I, W. L. Gever, being first duly sworn, say that
I pested three several netices, of which the netice herete attached
is a true and correct cepy, in three public places in said County
in the vicinity of the proposed read therein described, to-wit:

one at north end of the read applied for, one at the south end of same read, and one about the center of said read applied for, that they were posted thirty days previous to the presentation of the read petition therein mentioned, to-wit: On the 3 day of Feb. 1896, and that thereafter and thirty days previous to the presentation of said read petition therein mentioned, to-wit: On the the day of March, 1896, I posted a true and correct copy of said notice at the place of helding 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.

W. L. Gover,

Subscribed and sworn to beforeme this 2 day of March, 1896.
Oscar Kendall,

Justice of the Peace.

Endersed: -

Filed Mar 5, 1896.

J. R. Oliver, Courty Clerk.

BOND OF rOAD PETITIONERS.

Knew all men by these presents, that we, O. R. Hindman, C. J. Duffey and W. L. Gever, 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 to ly to be made, we bind curselves, our heirs, executives and administrators firmly by these presents.

Signed this 2 nd day of March, A. D. 1896.

New, the cenditien of the above obligation is such, that whereas, the above named 0. R. Hindman, and C. J. Duffey, and W. L. Gover, and others, have petitioned the County Court of said County of minon, at the March Term, 1896, thereof, for a county read, commeaning at the County Read at the N. E. Corner of the S. E.1/4 of Section 14, Township 9, S. of Range 45 E. W. M. running thence south 14 reds, more or less, to where the land of G. W. Bennehoff crosses the section line, thence west 2 reds, thence south 66 rods, more or less to the line of Eleanor Duffey's land thence east 2 reds to the section line, thence south on the section line 3/4 of a mile to intersect the County Read at the N. W. corner of S. W.1/4 of Section 24, said township and range, and there to terminate. Saird read to be 1 mile long and forty feet wide.

New, if the above named O. R. Hindman and W. L. Gever 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 read, 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.

O. R. Hindman,

W. L. Gover,

(Seal)

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

I, W. L. Gover, and O. R. Hindman, each for himself, says, that I am worth the sum of One hundred dellars ever and above all debts and liabilities and property exempt from execution; that I am a resident and householder in said County and State.

W. L. Gever,

O. R. Hindman.

Subscribed and sworn to beforeme this 2 day of March, A. D. 1896, Oscar Kendall,

Justice of the peace.

Endersed: -

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

Bond of Road Petitioners.

Filed March 5, 1896.

J. R. Oliver, County Clerk.

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Journal Cutry

b.J. Duffey, et al.

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BE IT REMEMBERED That at a regular term of the County Court of Union County, State of Oregon, begun and held at the Court House in the City of Union, in said County and State on Monday the 2" day of March, 1896, and from day to day thereafter during the continuance of said term, when on Wednesday the 4" day of March, 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. Arnold, Commissioner,

Hon. P. J. Brown, Commissioner,

J. R. Oliver, Clerk,

J. F. Phy, Sheriff,

When on Wednesday the 4th day of March, A. D. 1896, or the third 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 C. J. Duffey, et al.

Comes now C. J. Duffey, 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 Read at the N.E. Corner of S.E.1/4 Sec. 14, Tp. _____ S.R. 45, E.W.M. running thence south 14 rods more of less to where the land of G.W. Bennehoff, crosses the section thence west 2 rods, thence south 66 rods, more or less to the line of Eleanor Duffey's land, thence east 2 rods to the section line thence south on section line 3/4 of a mile to intersect the County road at the N.W. Corner of S.W.1/4 Sec. 24, said Tp. and range and there terminate. Said road to be 40 ft. wide.

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

Có.

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, Estate of Oregon, and also in three public places in the vicinity of said proposed road, to-wit: One at north end of the road applied for; one at the south end of same road; and one about the center of said road applied for, 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 hasbeen duly given.

It is therfore ordered that S. L. Saunders, J. H. Holcomb, and F. P. Lee, be appointed viewers of said road, and that W. B. Blakes lee be appointed surveyor of said road, and that they meet at beginning of proposed road on the 13" day of March, 1896, at the hour of nine 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 395 thereof.

REPORT OF SURVEYOR.

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

I, theundersigned, County Surveyer, appointed to survey the County Read proposed by C. J. Duffey, et al, beg leave to report that on the 13 day of March, 1896, 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: Commencing at the northeast corner of the southeast 1/4 Sec. 14, Tp. 9, South of Range 45 E. W. M.

Thence south 4 Chains 50 lks.

West 50 "

m South 16 m 50 m

East, 50 "

" South 6 " to Rock marked R.T.

W. B. Blakeslee,

County Surveyor.

Endersed: -

Filed Apr. 7, 1896.

J. R. Oliver,

County Clerk.

REPORT OF VIEWERS.

To the Henerable County Court for Union County, Oregon:

S.-Sanders,
D. A. Helcomb

Frank P. Lee, viewers.

Budersedi- Filed Apr. 7, 1896.

J. R. Oliver, County Clerk.

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BE IT REMEMBERED THAT at a regular term of the 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 6" day of April, A. D. 1896, and from day to day thereafter during the continuance of said term, when on Wednesday the 8th day of April, or the third judicial day of said term, the said 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 8th day of April, A. D. 1896, or the third judicial day of said term, among other proceedings the following was hadp to-wit:

In the matter of the proposed County Road)
petitioned for by C. J. Duffey, et al.

This matter came on to be heard at this time upon the report of the viewers heretofore appointed herein, for a first reading as by law required, and said report having been read in open Court it is ordered that the same be laid over for a second reading upon another day of this present term of Court.

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

The foregoing order is entered in Comr's Jul. 'H' at page 418 thereof.

BE IT REMEMBERED That at a regular term of the 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 6" day of April, A. D. 1896, and from day to day thereafter during the continuance of said term when on Wednesday the 8th day of April, or the third judicial day of said term, the said 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 Thursday, the 9th day of April, A. D. 1896, 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 C. J. Duffey, et al.

This matter coming on to be heard at this time upon the report of the viewers heretofore appointed herein for a second reading as by law required and the report of viewers being as follows, to-wit:
REPORT OF VIEWERS.

To the Honorable County Court for Union County, Oregon: -

The undersigned viewers heretofore on the 4th day of March, 1896, appointed to view, lay out and alter the proposed County road of which the survey hereto attached is a true and correct description, as petitioned for by C. J. Duffey, et al, beg leave to report that on the 13th day of March, 1896, 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.

S. L. Saunders,

J . A. Holcomb.

Frank P. Lee,

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 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 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 proposedroad be declared 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 J. H. Arthur, road Supervisor of Road Dist. no. 30, 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 422 thereof.

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

petitioned for by Coffeey stal

State of Oregon, so. County of Union,

I, G. W. Bensen, 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.

INTERTINGNY WHEREOF, I have hereunte set my hand and affixed the seal of the County Court, this 5th day of July, A. D. 1902.

G. W. Berry Clork.

to beaute transferres
to beaute transferres
the park 5.1907
the July 5.1907
the feether County County organ efetic for hy eat

Be it remembered that at a Regular Flores the County Cent of Stucies County, State of Dugon beguns and held at while County of the County of the County of the County of March and from day to day thereafter insuit the Centulmance of said Eight When on en executed ay the Hay of March letter of hird Judicial Lay of paid County Court of weed for the hand action of business, with the following of fluir prevent formit.

The New I n' Lander County Judge. New Was Arneld, Commodernies New Of Brown Commodernies J. T. Ohy. Olesk. J. J. Ohy. Theriff.

alue proclamation efiche ofuning of Court having being und the following proceedings more had, fonit:

In the Masser of the proposed Consun Road petitioned for (by 6 J. Duffey er al.

Comes now 6 Je Duffers one of the pertioners for the above named proposed Coming Board, and present to whelevers the pretition of housely and others, praying for the Cocación and establishmens of a County Road, described as follows, to wir: Commencing or the County Boad at the M6 comes of SE. 14 Sec 14 Sp S. R45 & W.M. surring them douth 14 rous, more or less to where the law of MBewehoff ansses the Section there West & nous theme worth 66 nods more or less to the line of Edour Duffuje land them East 2 mous, to the Lection line, extend South in Lection line 3/4 of a mice to incisees the leaving Boad at the MH. comes of Sall. 1/4 See 24 , said Top and Bange , and there terminal, Said road to be to for wide. and is appearing to the Cours that said petition is seque by more than tweeve householders of this landy, resuling in the vicinity of said proposed road, and that said eputition properly specific the place of beginning, incorrectiate points and place of limination of said road, and it satisfactorily appearing to the leaves that notice has been given by advertisement posted as the place of holding County Court, to wir: as the Court house in the town of Union, Conney of Union, Kat of Oregon, and also in whose public peaces in the vicinity of said fromposed road, to with COMMISSIONERS JOURNAL "H" PAGE 396
Third Junear Day Wenneday March 46 1896.

One at Northwest of the sound applied for: one at the Such and of same road were one about the center of said was applied for, for more than thirty clarge immunistry sprior to the sponseration of said petition to this leavest, swinging all persons concerned that applies action would be made to this leavest at the present session of this laws. " and that the notices so posted were in du form and duly segred by the petitioner, and that a board for the cost of this proceeding has been duly given! It had a board for the cost of this proceeding that I decenters. I to Holeout and I. P. Dee, he appointed themen of said word and that I'M Blancole be appointed during or said word and that they must at beginning of proposed ward on the 12" day of march 1996 at the hour of 9 O'block a M. and apis qualifying, to preve, survey and layout paid load according to low.

In the Matter of the Pection of JL Caviness to prese a part of Cavines's Eddetion to Deland Carty, and Caving Dregon.

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and now at this time this makes can en to be heard upon the petition of Jed Caviness to various to Island City, Union County Origin, more charticularly discribed herenafter, and is appearing to the Court upon proper proof than the said JL Corners did, on Oct, 13 1879, Cay our, survey, plan. duly acknowledge and record in the Becomer's office of linion County, Oregon, certain land one of the northeast quarter of the Morkows quarter of ble 3 in If 3 dout of Bouge 388. 4m. as lawners addition to Islandbilly lemon Conney, Oregal, which lower appears to have been hereofore regularly laid our, platted, surveyed, ann owledged and recorded as by low required, but which two never to this day been incorporated; that said addition consisted of 13 blocks numbered from 8 to 20 invensive and subdivided sinto loto reach duly numbered, with alleys and with streets thereon, known and rearned as la. D. E. F., 2 me 3rd 4th 5th and 6th percuro; that said lawness addition has subsisted and has been regularly treated as part of said lown to this day and has never been incorporated as provided by law. That is further appear that the Pexisioner Joh Caviniss, is still the absolute owner of blocks 8, 9, 13, 14 15, 16, 18, 19 and Low 1. 2. 3. 4. 5. 6. 7 and 8 in Blow 20 of said Carnes addition to said Island lacing, lucon Councing, Oregon, and which loto and blows are

418 COMMISSIONERS JOURNAL "H" PAGE 418 Third Judicial Day Wednesday april 8° 1896. In the matter of the appointment of Supervisors for Board Districes no. 16 V37.

Maw at this time it appearing to the leaves that the office of Board Tupervisor for Road Distances no 16 +39, is med vacans by the resignation of & Ho. marton, and a petition for the appointment of S. S. Thompson as Chepenisor of Boar Dist no. 16 living at this time presented to the levert, and is appearing to the lever that the said & Thomason is a sproper and fix person for sain appointment, It is therefore considered and ordered than S. S. Thompson be and he is here by appointed Supervisor of Goad Disk no 16. Elical is also appearing to the levers that John Waham has been recommend to this levers as a fix person for Your Supervisor It is quother ordered that the said John Taham be and he is hereby appointed Ocheperorior of Goad Des no 37. In the matter of the proposed County Coas petitiones for by 6 Jacquer er al This maceer came on to be heard at this time upon the seport of the viewer, hereto fore appointed herein, for a fever reading as lay law required, and said pepor having been read in open bours It is Onered that the same be laid over for a second reading upon onother day of the present term of levert. In the maces of the proposed Corney Board spectioned for by & R. Carver eval This matter came on to be heard at this time upon the upon of the viewers heresogen appointed herein, for a year reading as by law required, and the said report having him read in open lovers. It is ordered that the same be land over for a second reading upon another day of this. present lever of Court.

COMMISSIONERS JOURNAL "H" PAGE 422 422 Fourth Judiceal Day Thursday april 9" 1846. Court met pursuaux to adjournment: The same officers were fresent as of yesterday; Du chrochomation of the opening of Court having hum made the journal of yesterday's proceedings was mad, approved and is here now signed.

ON Sanders

Commit Jungo. the following proceedings were had, to wit; In its muter of the proposed Country Goal petitioned for by 6 J Duggey was to be heard or this time upon the report of the viewers heretofor appointed herein, for a second reading to by law required and the seport of Viewero being as follows to wir: Report of Viewers. To the Honorable County Court for leven County Origin: The under organd viewers heretofore on the 4 ch day of march 1896 appointed to view and lay our and aller the proposed Country Good, of which the survey turns attached is a true and correct description, as yetherward for by E. J. Duffey, is as, bug leave to report that on the 1sth day of much 1896, in pursuance with soil appointment and order, agest being duly sworn to faithfully aminipartially discharge the ductes of said appromitions, we proceed to view our said proposed road for the whole distant thing, and that in our aperion said proposed was should be laid out and establish as a public highways of Union Coming, Oregon: who some is practicable and would add to the convenience of the householders justing in the oricing thereof. He thinger recommend that said proposed road be laid our and declaras a public highway of sain county. IL. Samuero. &a. Holevinh, Frank P Lee. and said report of the ververs and the report of the surveyors having been now fublicary read in open Court, on two several of the present term of bourt, and is appearing to the Court that

said viewer sepon forably theren, and recommend Was said proposed roud by established as a Conney road and be declared a public highway of Union County, Orgon, and all the proceedings herein having been regular, and accordeng to law, and no unoustrance or claim for damages knowing been freier herein and there having been we cause shown why this proposed road should not be declared a public highway and ordered open according to low, and the lours being satisfied from the sport of the viewers that such was wie be of public writing, It is therefore considered and ordered by the lever that said upon of the Newers and surveyor be approved and adopted by the Cours, and that said proposed want be declared a public highway of Mucos County, Origon, and ordered opened up and placed in upair for travel according to law, It is function ordered that the report of the Dumens be placed in record in this Journal, and that the surveyors pear of the proposed was and his full notio of the survey thereof, be placed in second in the book of Plats of Conney roads of humon County, Oregon, and that & H. archer Goad Superresor of wall Dest no 30 the same being the was district in which said was in located, be quorished with a copy of the puttors herein, and a copy of this decree and ordered to apen up said road and place the same in upoir for travel.

In the marter of the proposed (County Goas petitioned for by (E R Carver er as

This matter came on to be he heard at this time on the report of the Viewers and derveyor humpfor appointed himin for a second reading as aproved by law, and the report of the dievers being in words following, to with Peport of Viewers.

The underequed viewers heretofore on the 4 th day of march 1896, appointed to view and lay our and alter the proposed country road, of which the survey tweets attached is a brie and convert deveription, as fethiored for by barrer was, be a leave to report that on the 23 day of march 1896, in yournames with said appointment and order, after being duty sworn to faithfully and importating this charge the duties of paid appointment, we proceeded to view