

No

IN

Court

Plaintiff

VS

Defendant

Action for

Docket

Page

Attorney for Plaintiff

Attorney for Defendant

## MEMORANDA

Presented March 2, 1897.

26 599, 614, 622

Ordered Opened April 9<sup>th</sup> 1897

48.1

Petitioned for by  
E E Jones  
Jurat

WITNESSES

Commencing at a point  
120 rods south of the  
NW corner of NE 4 Sec 16  
T<sub>17</sub> N R 39 E W<sub>1</sub> M  
and terminating at  
the Sumnerville and  
Elgin Road  
Platted.

# 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 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 a point 120 Rods south of the N.W. corner of the N.E. 1/4 of sec 16, Tp 1 N. R. 39 E. W. 3. Thence south on the 1/2 Sec line 80 Rods. Thence in a southerly direction about 70 Rods to the top of the old grade to where a tree is marked "B". Thence in an easterly direction about 70 Rods to where a stake is set up marked "C". Thence south on the 1/4 sec line about 90 Rods to where it intersects the County road. ~~Thence south on the 1/4 sec line about 90 Rods to where it intersects the County road.~~ And then terminating. Said road to be forty feet wide.

And in duty bound your petitioners will ever pray, &c.

Dated at Elgin this 25 day of Jan - 1897

NAMES:

NAMES:

E. E. Jones  
W. J. Parr  
~~M. Shelton~~  
G. C. Higginbotham  
J. M. Higginbotham  
Albert Ohms  
M. H. Barth  
~~D. B. Hendricks~~  
W. Fine  
Harry Patton  
Arthur Hall  
T. C. Mays  
A. Baker

H. C. Ohm  
Latt King  
L. Couch  
J. W. Childer  
M. A. Stevenson  
J. M. Head  
J. A. Haskins  
Chas. H. Hall  
A. C. Tull  
E. G. Davis  
Geo. Rancy  
W. Hawk  
M. Storms

F I L L E D

MAR 3 1897

*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 3<sup>rd</sup> day of March A. D. 1897, 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 a point 120 Rods south of the N.W. Corner of the N.E. 1/4 of Sec 16 T<sup>1</sup> N. R. 39 E. W. M. Thence south on the 1/2 Sec line 80 Rods Thence in a southerly direction about 70 Rods to the top of the old grade to where a tree is marked "B". Thence in an easterly direction to where a stake is set up marked "C". Thence south on the 1/4 Sec line about 90 rods to where it intersects the County road. Known as Sumnerville and Elgin road and there terminating.  
Said Road to be forty feet wide.

NAMES:

NAMES:

E. E. Jones  
W. P. Parr  
M. Shelton  
G. E. Higginbotham  
J. M. Higginbotham  
Albert Ohms  
M. H. Kerth  
D. B. Denricks  
Wm Fine  
Harry Patten  
William Hallgarth  
R. C. [unclear]  
H. Bader

H. C. Ohm  
Scott O. King  
L. Couch  
J. W. Childes  
M. A. Stinson  
A. M. Keod  
Charles [unclear]  
A. R. Tuttle  
W. Hawk  
E. G. Davis  
M. Storms  
G. Rany

Jan 27 1897  
A. B. [unclear]

UNITED STATES OF AMERICA

FILED

MAR 3 1897

J. R. Oliver  
COUNTY CLERK.

STATE OF OREGON,  
County of Union. } ss.

I, J. A. Walter 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 of the road, on J. A. Walter's fence one about ~~two~~ halfway, on a tree at the top of the old grade, and one at the terminus of the road on Abe Finis' fence

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 26<sup>th</sup> day of January 1897, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 27<sup>th</sup> day of January 1897, 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 27<sup>th</sup> day of February 1897.

J. A. Walter  
C. C. Stanley  
Notary Public



FILED

MAR 3 1897

*J. R. Oliver*  
COUNTY CLERK.



### Bond of Road Petitioners.

**Know All Men by These presents,** That we, Albert Ohms  
and J. A. Walker of the County of Union and State of Oregon,  
are held and firmly bound unto said County 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 25 day of Jan A. D., 1897.

Now, the condition of the above obligation is such, that, **Whereas,** the above-named  
Albert Ohms and J. A. Walker and others  
have petitioned the County Court of Union County, at the March term, 1897,  
thereof, for a County road, described in the notice hereto attached.

Now, if the above-named Albert Ohms and J. A. Walker  
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.

Albert Ohms (Seal.)  
J. A. Walker (Seal.)

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

I, Albert Ohms & J. A. Walker, say 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 25 day of Jan 1897  
J. White County Clerk.

By J. P. Deputy

**Bond of Road Petitioners.**

Road Petitioned for by  
*E. C. Jones* et al.

Approved  
*Chas. Jones*  
County Judge.

Filed *March 3* 1897  
*J. A. Oliver*  
County Clerk.

By \_\_\_\_\_ Deputy.

*Approved March 4*  
*J. D. 1897*

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 1 day of March, 1897, 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 E.E. Jones, et al, beg leave to report that on the 29 day of March, 1897, 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.

J. A. Westesson  
J. M. Rhoades  
J. H. Payne  
VIEWERS

## Report of Surveyor.

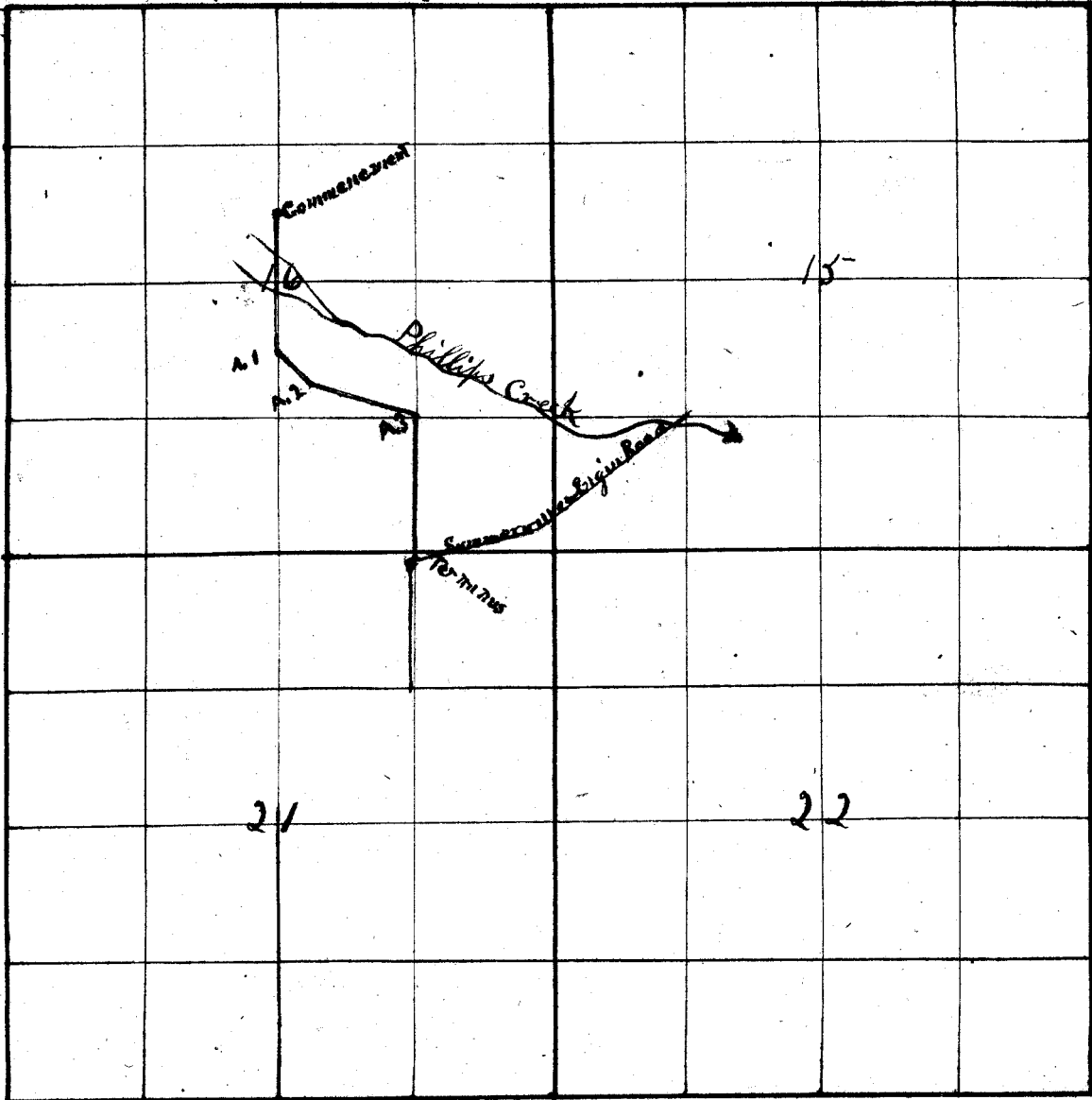
To the Hon. County Court of Union County, Oregon:

I, the undersigned, County Surveyor, appointed to survey the county road proposed by E. E. Jones et al., beg leave to report that on the 29 day of March 1897, 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 a point 120 Rods South of the N.W. Cor. of the N.E.  $\frac{1}{4}$  Sec. 16 T.1 N. R. 32 E. W. 711. I run South Var.  $22^{\circ}$  E. 20.50 Chs. to A.1. Thence South  $42^{\circ}$  East 26.5 Chs. to A.2. Thence South  $72^{\circ} 30'$  East 16.65 Chs. to A.3 on the  $\frac{1}{8}$  Sec. line running North and South Sec. 16. thence South  $21.30$  Chs. to Summerville and Elyrs Road the terminus. Said Road to be forty feet wide;

Arthur Curtis  
County Surveyor.

Township North Range 39 E. W.M.



Scale 3 inches to 1 mile

Map 200

0108  
0108  
0108

FILED  
APR 1 1897  
J. R. Oliver  
COUNTY CLERK.

0181  
0181  
0181  
0181

Third Judicial Day.

Wednesday, March 3<sup>rd</sup> 1897.

is further considered, ordered and adjudged by the Court that the said Oregon Scout and the said LaGrande Chronicle be and they are hereby appointed and designated as the official papers for said Union County for the year 1897.

In this matter of the proposed County Road petitioned for by E. C. Jones, et al.

Comes now E. C. Jones, 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 a point 170 rods South of the NW. corner of the NE 1/4 of Sec 16, T. 1. R. 39. E. 20. M. thence South on the 1/2 section 80 rods, thence in a southerly direction about 70 rods, to the top of the old grade to where a line is marked 'B', thence in an easterly direction about 70 rods to where a stake is set up marked 'C', thence South on the 1/2 section about 90 rods to where it intersects the County Road known as the Sumnerville and Elgin Road and there terminating. Said road to be forty feet wide. And it appearing to the Court that said petition is signed by more than three 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 appears 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 other public places in the vicinity of said proposed road, to-wit: at the beginning of the road on J. A. Walker's fence one corner tree at the top of the old grade and one at the terminus of the road on A. B. Harris' fence for more than thirty days immediately prior to the presentation of said petition to this Court notifying all persons concerned what application would be made to this Court at the present session of this Court, and that the notices reported herein are firm 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 J. H. Payne, J. A. Markerson and J. W. Boardman be appointed Viewers of said road and that Arthur Curtis be appointed Surveyor of said road, and that they meet at Elgin on the 27<sup>th</sup>

This Judicial Day.

Wednesday Mch 3/1897.

day of March 1897, 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  
road petitioned for by  
J. Ericsonau, et al.

It appearing to the Court at this time that the report of the Viewers and surveyor heretofore appointed has not yet been filed, It is therefore considered and ordered that this matter be continued for the term.

In the matter of letting  
Contract to furnish the  
County with wood.

This matter came on to be heard at this time on the opening of bids to furnish the County with wood for the ensuing year, which bids were opened as follows, to wit:

Alfred Morrison

\$7.50 each.

R. Sjogren.

\$7.50 each.

And it appearing to the Court that the bid of Sjogren is as low and reasonable as any bid filed herein. It is therefore considered and ordered that the contract be awarded to R. Sjogren for 60 cords of good blue wood four feet in length.

In the matter of the  
application of Geo. E.  
James, to be admitted  
at the County Home.

This matter came on to be heard at this time upon the application and affidavit of Geo. E. James for County aid. And it appearing to the Court from the affidavit of the said George E. James is destitute, that he is sick and unable to work, that he has no friends or relatives in this state who are able or willing to keep him. It is therefore considered and ordered that the said Geo. E. James be admitted to the County Home and cared for until such time as he may be able to care for himself, or until further ordered by this Court.



Towards Judicial Day.

Thursday, April 8, 1892.

Court met pursuant to adjournment.

The same officers present as on yesterday.

Since proclamation of the opening of Court having been made the Journal of yesterday's proceedings was read, approved and so heretofore required

W. Sanders

County Judge.

Thereupon the following proceedings were had, to wit:

In the matter of the read petitioned for by E. E. Jauer et al.

This matter came on to be heard at this term 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 cause be laid over for a second reading on some other day of this term of Court.

In the matter of the read petitioned for by Eric Omas et al.

This matter came on to be heard at this term 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 cause be laid over for a second reading on some other day of this term of Court.

In the matter of granting the read View of Elgin Bridge.

At this time it is ordered that this matter be <sup>and</sup> the cause hereby is continued for the term on the former order of this Court.

In the matter of the application of Chas. Miller for Liquor License.

This matter came on to be heard at this term on the petition of Chas. Miller, for license to sell spirituous, malt and various Liquors in less quantities than one gallon in this Valley Precinct. And it ap-

Fifth Judicial Day.

Friday April 9 1897.

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, and

County road Master having examined the said proposed road and reported favorably thereon as by law required 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 Road Supervisor of road District No. 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 the proposed County Road petitioned for by E. E. Jones, 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 record, 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 1<sup>st</sup> day of March, 1897, 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 E. E. Jones, et al., by leave to report that on the 29<sup>th</sup> day of March, 1897, 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 house holders residing in the vicinity thereof, we therefore recommend that said proposed road be laid out and declared a public highway of said County. J. A. Mackison, J. W. Hodder, J. H. Payne Viewers.

Fifth Judicial Dist.

Friday April 9 1897

the said report of the viewers and the report of the surveyor having been  
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 there-  
on, and recommends 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 de-  
clared 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 re-  
port 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  
thereof according to law. It is further ordered that the report  
of the viewers be placed on record in this Journal, and that the sur-  
veyor's plat of the proposed road and his field notes of the survey  
thereof be placed on record with the book of Plats of County roads  
of Union County, Oregon, and that the Road Supervisor of  
road district No. 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 allowing  
Bills and vouchers issuing  
Warrent on same.

This matter came on to be heard at this  
time for the allowance of unexpended bills against the County, and the bills  
having been submitted to the Court and the Court having taken action on the  
same as underced with the respective bills bills. It is therefore considered  
and ordered by the Court that said bills be allowed and that warrants  
be issued on the County Treasurer for the same as follows, To-wit:

No	To whom issued	For what issued	Amount doll cts
576	J. N. Sanders.	Salary of Co Judge for Mch.	40 67.
" 577	J. N. Sanders.	do do.	19 55.
" 578	J. N. Sanders.	do do.	34 75.
" 579	J. P. Owen	Salary of County Clerk for Mch.	150 00.
" 580	G. W. Benson.	Salary of Deputy do	100 00.
" 581	M. E. Henderschott	do Photographic.	66 66.
" 582	J. F. Phy.	do Sheriff for March.	208 33.
" 583	J. F. Phy.	do Stdy do.	87 50.