No_IN-Court Plaintiff US DefendantAction for DocketPage " Attorney for Plaintiff Attorney for Defendant THE IRWIN HODSON GO MANUFACTURING STATIONERS
FOR PLAND ORDGON N 169

Commence in a at the ANCOMES

The South Francis of the County road purming No. 8.

Baker Co

PETITION FOR COUNTY ROAD.

To the Henerable Couty Court for Union County, Oregon.

The undersigned householders, of Union County, Oregon, residing in the vicinity where the hereinafter described read is to be, respect-fully 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 northwest corner of Section 32, Tp. 7, S.R. 46, E. W. M. and running west on said section line, one mile to intersect the County Read running north and south through the valley, said read to be sixty feet wide. Said read being a continuance of the Smitcemb & Flory Read.

And in duty bound your petitieners will ever pray, etc. Dated at Pine, Oregen, this 3d day of Sept. 1897.

Names .

F. S. Fairhurst

A. C. Lyte,

G. R. Crego.

J. E. Steele.

Willis, Mitchell,

R. S. Mills.

R. B. Crego,

G. W. Brown,

Harvey Freman,

Harry Robertson,

Names .

J. Hweitt,

T. Turner,

S. A. Hulse,

Geo. Mitchell,

R. S. Foreman,

E. F. Mills,

Jes. P. Ritter.

Freman &Steele.

Walter T. Allen

Endorsed:~

Filed Oct .69, 1897.

J. R. Oliver, County Clerk.

Comp.

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 regular session of the County Court for Union County, Oregon, to-wit: On Wednesday, the ______ day of October, 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 the northwest corner of section 32, S.R. 46, EW.M. and running west on said section line one mile to intersect the County Road running north and south through the walley, said read to be sixty feet wide. Said read being a centinuance of the Smitcom & Flory Read.

Dated at Pine, Oregon, the 3rd day of Sept. A. D. 1897.

Names,

Names.

F. S. Fairhurst,

A. C. Lyte,

G. R. Crego,

J. E. Steele,

Willis Mitchell,

R. S. Mills,

R. B. Crego,

G. W. Brown,

Harvey Foreman,

Harry Robertson.

T. Hewitt.

T. Turner.

S. A. Hulse,

Geo Mitchell,

R. S. Foreman,

E. T. Mills,

Jos. P. Ritter.

Freeman Steele,

Walter T. Allen,

Endersed: Filed Oct . (9), 1897.

J. R. Oliver, County Clerk.

State of oregon,)
(ss.
County of maion,)

I, A. C. Lytte, being first duly sworn, say that I posted three several notices, of which the notice hereunte attached is a true and correct copy, in three publich places in said County, in the vicinity of theproposed road therein described. to-wit: One notice at the starting point on said read petitioned for, one on the terminus and one on the public highway (Flory Read) and one on the Court House Dorr, in Union, Union Co. Oregon, thirty days previous to the presentation of the read petition therein mentioned, to-wit: On the 1st day of October, 1897, and that thereafter and thirty days previous to the presentation of said read petition therein mentioned, to-wit: On the 3d day of Nevember, 18____, I posted a true and correct copy of said notice at the place of holding Court for Union County, Oregon, to-witon 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.

A. C. Lytte,

Subscribed and sworn to before me this 1st day of October, 1897.

Chas. B. Orai,

Notaryl public for oregen.

Notarial seal.

Endorsed: Filed Oct. 5, 1897.

J. R. Oliver, County Clerk.

BOND OF ROAD PETITIONERS.

Knew all, men by these presents, that we, A. C. Lytle and James P. Ritter of the County of union and State of Oregon, are held and firmly bound unto said County in the sum of fifty dellars, the payment of which, well and truly to be made, we bind curselves, our heirs, executors and administrators firmly by these presents.

Signed this 1st day of October, A. D/ 1897.

Now, the condition of the above obligation is such, that, whereas the above named A. C. Lytle and K Tames P. Ritter and others have petitioned the County Court of Union County, at the Nove mber Term, 1897, thereof, for a county road, described in the notice hereto attached.

Now, if the above named A. C. Lytle and James P. Ritter shall well and trly 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.

A. C. Lytle, (Seal)

J. P. Ritter, (Seal)

State of oregon,)
County of maion.)

I, James P. Ritter, say 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 house-holder in said County and State.

J. P. Ritter.

Subscribed and sworn to before me this 1st day of October, 1897.

Chas. B. Orai,

Notary Public for Or.

Notarial Seal.

Endorsed:)

Endorsed:-

Bond of Road Petitioners.

Road Petitioned for by F. S. Fairhurst, et al.

Filed oct. 6th, 1897.

J. R. Oliver,

County Clerk.

January Entry. Vairburst Road.

BE IT REMEMBERED That at a regular Term of the Henerable 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 the 4th day of October, A. D. 1897, and from day to day thereafter during the continuance of said term; when on Wednesday the 6th day of October, 1897, or the third judicial day of said term, the said County Court opened for the transaction of business with the fellowing officers present, to-wit:-

Hen. I. N. Sanders, County Judge,

Hen. W. D. Arneld, Commissioner,

Hon. R. T. Langrell, Commissioner,

J. R. Oliver, Clerk,

J. F. Phy, Sheriff.

When en Wednesday the 6th day of October, A. D. 1897, or the third judicial day of said term, among other proceedings the following was had, to-wit:-

In the matter of the proposed County read)
petitioned for by F. S. Fairhurst, et al.)

Comes now F. S. Fairhurst, one of the petitioners for the above named proposed County Read and presents to the Court the petition of himself and others praying for the location and establishment of a County read described as follows, to-wit:

Commencing at the N.W. Corner of sec. 32, Tp. 7, S.R. 46, E. W. M. and running west on said section line one mile to intersect the County read running north and south through the valley, said read to be 60 feet wide; said read being a continuation of the Smitcomb & Flory Read, 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 read, 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 the said proposed road, to-wit: One notice at the starting point, on said road, petitioned for; one at the terminus and one on the public highway. (Flory Road) 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 bonf for the cost of this proceeding has been duly given.

It is therefore ordered that george Steele, C. B. Orai, and Fred Painter be appointed viewers of said road and that Arthur Curtis be appointed surveyor of said road and that they meet at Rebert Mills' on the 28th day of Oct. 1897, at the hour of 9 O'cleck 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.
11' at page 63 thereof.

REPORT OF VIEWERS.

To the Honorable County Court for Union County, Oregon:

The undersigned vieweres heretofore on the 4th day of October, 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 F. S. Fairhurst, et al, beg leave to report that on the 28th day of Oct. 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 catablished as a public highway of Union County, Oregon, that the same is practicable and would 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?

Geo. Steele,

Chas. B. Orai,

Fred E. Painter, 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 F. S. Fairhurst, et al, beg leave to report that on the 28 day of Oct. 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 the Northwest Coré. Sec. 32, Tp. 7, S.R. 46, E. W. M. thence west 78.10 chains, to R. T. the N.W. Cor. of Sec. 31, T. 7, S.R. 46, E. W. M. all points are marked with rocks.

Arthur Curtis,

County Surveyor.

Terminus-	7. 7. 5. R 46.EWM				
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Hon. I. N. Sanders, County Judge,

Hon. W. D. Arnold, Commissioner,

Hon. R. T. Langrell, Commissioner,

J. M. Oliver, Clerk,

J. F. Phy, Sheriff.

When on Wednesday the 3rd day of November, A. D. 1897, or the third judicial day of said term, among other precedings the fol-lowing was had, to-wit:-

In the matter of the County Read

petitioned for by F. S. Fairhurst, et al.)

present, to-wit:-

This matter came on to be heard at this time on the report of the viewers and surveyor heretofore fined inted herein for the first reading and the said report having been read in open Court it is considered and ordered that the same be laid over for the second reading on someother day of this term of Court.

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

The foregoing order is entered in Comr's Jul.
*I' on page 83 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 city of Union, in said County and State on the 1st day of November A. D. 1897, and from day to day thereafter during the continuance of said term; when on Wednesday the 3rd day of November, 1897, 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:

Hew . I. N. Sanders, County Judge,

Hon. W. D. Arnold, Commissioner,

Hen. R. T. Langrell, Commissioner,

J. R. Oliver, Clerk,

J. F. Phy, Sheriff.

When en Thursday the 4th day of Nevember, A. D. 1897, or the fourth judicial day of said term, among etherpreceedings the following was had, to-wit:

In the matter of the proposed County Road)

petitioned for by F. S. Fairhurst, et al.)

This matter came on to be heard at this time when 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 of Union County, Oregon:-

The undersigned viewers heretofore on the 4" day of October, 1897 appointed to view and lay out and alter the proposed County read, of which the survey hereto attached is a true and correct description as petitioned for by F. S. Fairhurst, et al, beg leave to report that on the 28" day of October, 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 epinions 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, wer therefore recommend that said proposed road be laid out and declared a public highway of said county.

Geo. Steele,

Chas. B. Orai,

Fred. E. Painter, Viewers.

And said report of the viewers and the report of the surveyor having been new 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 remensurance 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. It is therefore considered and ordered by the Court, that said reort of the viewers and surveyor be approved and adopted by the Court, and that said proposed read be declared a publichighway of Union County, Oregon and ordered opened up and placedin repair for travel according to law. It is further ordered that the reported the viewers be placed on record in this journal, and that the surveyor's plat of the proposed read and his field notes of the survey o thereof, be placed on record in the book of plats of County Roads of Union County, Oregon, and that John Sutherland, Road Supervisor of Read District No. 26, the same being the road district in which said road is located we 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.

'I' at page 95 thereof.

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

In the	matter of	the	
per de	good of Janks	Lan-1	y
DF3	Paule	and e	1-a 0
4	*******	*****	*****

State of Gregon, | BE-

I, G. V. Bennen, County Clark of Union County, Oregon, do hereby certify that the foregoing is a true and correct transcript of the Griginal papers in the above putities make transferred to Balan County, Oregon, implicating a copy of the orders of the Court in build makes.

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

Co. Clerk.

haver transferred to Baker Center this July 5-1907

Third Judicial Day.

to this court at the present pession of this court, and that the notices so proted were in due from and duly signed by the pertitioners, and that a bond for the cost of this proceeding has been duly given. It is therefore vodered that we cherman, E. Leep. and www Thoys be appointed viewers and arthur curtis be apprinted surveyor of said road, and that they must at Pine, oregon, on the rg day of October, 1897, at the how of 8 oclocio arm, and after qualifying, to view, curry and lay out paid was accor-- In the matter of the proposed county

was pitizoned for by \$. S. Fairhurst

Comes now F. S. Fairhurst, one of the petitioners for the about named peroposed county road and presents to the court the petition of himself and others praying for the location and establishment of a country road described as follows, towit: Commineing at the TW corner of Rec. 32, 5/p. 7 D.R. 46 8. W. W and running wast on paid pection hie one mile to intersect the county road running worth and south through the ralley, said und to be 60 feet wide; and road bring a continuation of the Divited up & Flory read, and it appearing to the court that gaid petition is signed by more than twelow householders of this county, residing in the vicinity of said proposed road, and that paid petition properly operaties the place of beginning, intermediate formets and place of termination of said road, and it satisfactorily appearing to the court that notice has been given by advolises must protest at the place of holding county count, lowit: at the court house, in the town of muon, country of muon, Otate of Oregon, and, also in three public places in the vicinity of said proposed road, lowis, one notice at the darting four on said road feitibioned for; one at the terminus and one on

immediately prior to the presentation of paid petition to this count, mulying all persons concerned that application would be made to this court at the present pession of this court; and that the rolliers so posted were in an form and

the public highway, & Flory road, I for more Than Thirty days

duly organd by the politioners, and that a bound for the case of this proceeding has but any given. It is therefore ordered that

Thria Judicial Day Wednesday, Oct. 6,1897.

of paid road and that whey must at Robert Wills on the 28 day of Oct. 1897, at the hour of 9 o'clock a. m. and after qualifying, to view, survey and by out paid road according to law.

In the matter of the proposed county was felixioned for by www. F. Otherse

Comes now mrs. & starle, one of the felixioners for the above

named proposed country road, and presents to the court the polition of herself and others praying for the location and contablishment of a country road discribed as factown, towit: Communing 6.7. roads wast of the center of Red. 28, 5p. 78. R. 45 E. W. W. at country road, then running conthesest about 35 roads; thence easterly to west line of Red. 24; Thence point about 60 roads or 20 roads pout

of the new evener of the Rev't of Red 24; thence East "/4 mile; theree northeaderly to quarter per line; there east about 100 rodo; then contheaderly to township line; there pouch to be corner of dec.

the proposed road to be 40 feet wide. And it appearing to the court that paid petition is eigned by more than twelve house. holders of this county, residing in the vicinity of paid proposed

bryinning, intormediate plants and place of terminations of faid road, and it satisfactorily appearing to the court that willie has bun give by advertisment busted at the place of

holice has bun givin by advertisement posted at the place of holding county court, towit: At the court House, in the town of mion, Country of mion, Otale of oregon, and, also in three public places in the vicinity of said proposed road, towit.

powerest corner of per. 25, and one hing in the center of abour described road all bring in Tp 7 p.R. 45 ew. m. for more than

thirty days immediately prior to the presentation of paid putition to this court, notifying all persons concerned that appelication would be made to this court at the present pession of this Court;

found that the reduces so passed were in due form and duly signed by the pititioners and that a bond for the cost of this proceeding has bour duly gion. It is therefore ordered that

oppointed vinno of said road, and that arthur Curtis be ap-

This Judicial Day.

Wednesday New 3/897.

the earl bid of A. C. white, This therefore Considered and oruned what the said bid of J.E. White be accepted and that amillion Centract be entered with for the same and that the sais I Cwrite file agest gud sufficient bond hereni in the cenu of 1000. It is therefore ordered that the Clerk efetie Court' be instructed to write out a contract in accordance with the plane and epicificitions becervit Inche maller ef the Centy read Juliliones for by Y10 Weed chal his maker came ou to he heard at this line oute report efite vienie and surveyor hertofore files herin for the first reading undite earl report having buy read in opin Cent, This gourdered and ordered that the came be laid over for the second unding en some when day ofihis lerm of Court. Twike maller ofthe County read petitionedfor by Ancel Com electo etal This males come on to to keard at this time withe report of the Vienere and ourneyer hereto. forefiled herein for thefirst reading and the said report having from real in open Court This conjudered and ordered that thereare by laid over for the second reading on some einer day efthis lerm ef Court Tushi miller el the County read helitiones feel by F. Sairhuret, etal essionaller cause ou to be heard at this hime auche repect of the hemire and surveyer heretofore felis herein for the first reading and the east report having him read in epen Court It is considered and ordered that the came be laid enrifor the recond unding on some

echer day eleter term of Court

94 COMMISSIONERS JOURNAL "I" PAGE 94 Joursh Judicial Day Thursday Nev 4' 1897 proceedings herein having him regular, and according to law, and us remembrance ex charm for damager having been feled herein and there having burn us cauce chown why this prepaid read chances not be declared apublic highway and endered open according to law this therefore considered and ordered by the Court there earliespart of the Tienere and curryer be approved and adopted by the lourt and that end prepared read to declared apullic highway of Muion County, Oregon, and ordered opened up and placed in is pairfer trages according to law His function expend that the ce part of the Vieners beplaced guricord withis Jeurnal and that the curreyor's pilat efile proposed read and his field notré efile envey therief, replaced en record withe book el Plato el County reade el llision County Oregon, and that I'd Melley Read Dupervisor of Neil Situat No 18 the pauce him the read Mietrick in which said read in lecution, beforeighted mit a legy efiké pelition herein, and acopy of this decree and ordered to open up each read and place the same in repair for ha-Fuské under clike prepared County real peldrenes for by I of Fairhuret etal This water came on to be hears at this lone en the report of the humers and energy or heretofore appoint ed herein for a record reading aspeareded by law, and the cepart of himere bring in worde fallening, towit. Report of humere

The undereigned nevero here to fere en the 4 day of October 1897, appointed to view and lay out and alter the proposed County read, ef which the survey hereto attached is a line and correct discription as pullianes for by I Sainburt et al by light to report that on the Hay of October 1897 in pursuance with each appoint ment and order, after bring duly swere to faithfully and inpartially discharge the dulier efenis appointment m proceedes to view gut rais prefixed read for the whole distance thereof, and that in ear epinions said properts read should be laid out and established we apublic highway of Murey County, Oryon

that the paine is practicable and mould and to the consuience

COMMISSIONERS JOURNAL "I" PAGE 95 95 Fourth Judicial Nay. ephé hencekelder reciding in the Vicinity sherief, we shere few re-Commend that said proposed road be laid out and declared , apublic highway of earl county of the Chae B Orsi: Trep & Paintey Viewers and enid report effectuirere and the report effet eurniger having been now fullicly read in open Court, ou two serveral daye efetie precent learn of the Court and it appearing to the Court that eaid riemere report favorably thereon and recommend that eniaprepared read to established are launty riend and be declared apublic highway of Muin County, Oregon, and all the preceding herein having burn regular and according to law and no remonetrance or cham' for damage hymis bernfiled herein, and there having him no cause chown why this proposed read should not be declared apublic highman and ordered spew according to law. It is therefore consider ed and ordered by the Court that said report ef the viewere and purryer brappioned and adopted by the Court, and the suidprepered read be declared apublic highway of lum County, Oregon and enderes epines up and places in repair for mand according to lun This further ordered that the uport of the vieners replaced ou record in this Journal! and that the surveyer's plat the properts read and his field uclia of the survey thereof be places on record in the fook of Clato of County reads of Muin County Oreson, and that John hutterland Read Supervieor efread Sistail, no of the entire bours the read wetrict in which exist read in located, beforeighed with a copy efite fetition herein, and a copy of this decree and ordered to epew uperis read and place the pames in repair fer travel Tuche maller efiche Caucillation of County and contingent Warranto Wel credite to the County Monat this time comes I W Statte County Deexemen and presents to the Court Certain County and Contingent Warranto, School Neuchere and when vanchere and receipto for money paid out, and the Court having examine say