

No

—IN—

Court

vs

Plaintiff

Defendant

Action for

Doct et

Page

Attorney for Plaintiff

Attorney for Defendant

— DE —

THE IRWIN HOBSON CO. MANUFACTURING STATIONERS
PORTLAND OREGON

N 169

#92

Petitioned for by
Mrs L Steele
et al

Commencing 60 rods West
of center of Sec 23 T7S
R 45 E N M at County Road
and terminating at SE Corner
of Sec 25 T7S R 45 E

2 63 11.93

Baker County
Ore.

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 62 rods west of center of Sec. 23, T. 7, S. of R. 45, E. W. M. at County Road, then running southeast about 35 rods, then easterly to west line of Sec. 24, then south about 60 rods or 20 rods south of the N. W. Corner of the S.W. Quarter of Sec. 24, then east 1/4 mile, then northeasterly to quarter Sec. line, then east about 100 rods, then southeasterly to Township line, then south to S. E. Corner of Sec. 25, T. 7, S of R. 45, E. W. M. in Road ditrict No. 28, Union Co. Oregon.

Width of proposed road 40 feet.

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

Dated at Carson, this 27th day of August, 1897.

Names	Names.
Mrs. L. Steele,	L. T. Meffitt,
O. E. Werts,	F. A. Allen,
F. S. Fairhurst	R. C. Holbreck,
M. F. Holbreck,	G. W. Holbreck,
P. M. Boyer,	Harry Foreman,
J. F. Boyer,	H. H. Robertson,
W. M. Wilson.	

Endorsed:- Filed Oct. 5, 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 session of the County Court for Union County, Oregon, to-wit: On Wednesday the 6 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 $6\frac{1}{2}$ rods West of center of Sec. 23, T. 7, S.R. 45, E. W. M. at County Road, then running southeast 35 rods, then easterly direction to the west line of Sec. 24, then south about 60 rods or 20 rods south of the N.W. Corner of the S.W. quarter of Sec. 24, then east $\frac{1}{4}$ mile then north easterly to quarter Section line, then east about 100 rods, then, then, southeasterly to Township line, then south to S.E. Corner of Sec. 25, T. 7, S.R. 45, E. W. M. in road dist. No. 28, Union Co. Oregon. Width of proposed road to be 40 feet.

Dated at Carson, Oregon, the 27 day of August, A. D. 1897.

Names.

Mrs. L. Steele,
O. E. Werts,
F. S. Fairhurst,
M. F. Holbrook,
P. M. Boyer,
J. F. Boyer,
W. N. Wilson.

Names.

L. T. Meffitt,
F. R. Allen,
R. C. Holbrook,
G. W. Holbreck,
Harvey Foreman,
H. H. Robertson,

Tested Aug. 31, 1897.

C. W. Oliver.

Endorsed:- Filed Oct. 5, 1897.

J. R. Oliver, County Clerk.

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

I, C. W. Oliver, being first duly sworn, say That on the 31 day of Aug. 1897, I posted a true and correct copy of the said 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 notice remained posted thirty days previous to the presentation of said petition, as I verily believe.

C. W. Oliver,

Subscribed and sworn to before me this 2 day of October, 1897.

J. R. Oliver, County Clerk

Endorsed:- Filed Oct. 5, 1897.

J. R. Oliver, County Clerk.

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

I, Harvey Foreman, 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 notice 62 rods west of center of Section 23, and one notice at the southeast Corner of Section 25, and one being in the center of the above described road, all being in Township 7, south of range 45 East of the Willamette Meridian.

Thirty days previous prior to the presentation of the road petition therein mentioned, to-wit: On the first day of September, 1897, and that thereafter and thirty days previous to presentation of said road petition therein mentioned, to-wit: On the _____ day of _____, 18,____ 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.

Harvey Foreman,

Subscribed and sworn to before me this 23 day of September, 1897.

A. W. Compton,

Justice of the Peace.

Endorsed:-

Filed Oct. 5, 1897.

J. R. Oliver, County Clerk.

BOND OF ROAD PETITIONERS.

Know all Men By These Presents, That we, Harvey Foreman and Oscar Werts of the County of Union and State of Oregon, are held and firmly bound unto said County in the sum of 100.⁰⁰, 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 23rd day of September, A. D. 1897.

Now, the condition of the above obligation, is such, that, whereas, the above named Harvey Foreman and Oscar Werts and others have petitioned the County Court of Union County, at the October Term, 1897, thereof, for a county road, described in the notice hereto attached.

Now, if the above named Harvey Foreman and Oscar Werts, 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.

Harvey Foreman, (Seal)
Oscar Werts, (Seal)

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

I, Oscar Werts, 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.

Oscar Werts,

Subscribed and sworn to before me this 23 day of September, 1897.

A. W. Compton,

Justice of the Peace.

Endorsed:-

BOND OF ROAD PETITIONERS.

- - - - -

Road petitioned for by Mrs. L. Steele, et al.

- - - - -

Approved.....

.....County Judge.

- - - - -

Filed Oct. 5, 1897.

J. R. Oliver, County Clerk,

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*Journal Entry
Steele Road*

BE IT REMEMBERED That at a regular Term of the Honorable 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 following officers present, to-wit:-

Hon. I. N. Sanders, County Judge,
Hon. W. D. Arnel, Commissioner,
Hon. R. T. Langrell, Commissioner,
J. R. Oliver, Clerk,
J. F. Phy, Sheriff.

When on 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 Road)
petitioned for by Mrs. L. Steele, et al.)
-----)

Comes now Mrs. L. Steele, one of the petitioners for the above named proposed County Road and presents to the Court the petition of herself and others praying for the location and establishment of a County road described as follows, to-wit:

Commencing 62 rods west of the center of Sec. 23, Tp. 7, S.R. 45, E. W. M. at County Road thence running southeast about 35 rods thence ~~easterly~~ ^{easterly} to west line of Sec. 24, thence south about 60 rods or 20 rods south of the N.W. Corner of the S.W. 4 of Sec. 24, thence east 1/4 mile thence northeasterly to quarter sec. line thence east about 100 rods thence southeasterly to Township line, thence south to S.E. Corner of Sec. 25, Tp. 7, S.R. 45, E. W. M. in road district No. 28, Union Co. Oregon, the proposed road to be 40 feet wide.

And it appearing to the Court that said petition is signed by more than twelve householders of this County residing in the vicinity

long

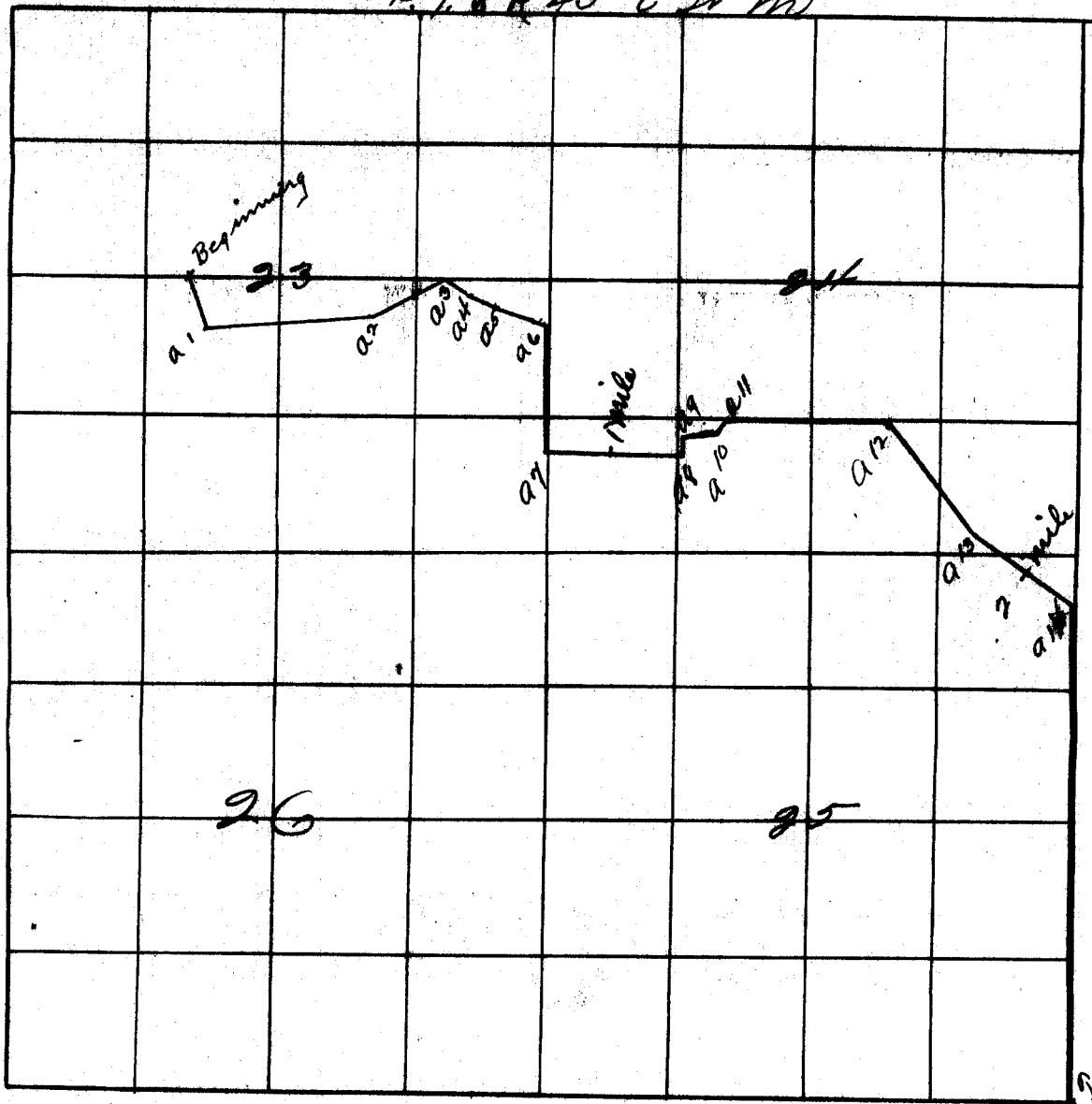
of said proposed road, and that said petition properly specifies the place of beginning, intermediate points and place of termination of said road, and it satisfactorily appearing to the Court that notice has been given by advertisement posted at the place of holding County Court, to-wit: At the Court 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 notice 62 rods west of center of Sec. 23, and one notice at the southeast corner of Sec. 25, and one being in the center of above described road, all being in Tp. 7, S.R. 45, E. W. M. 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 J. L. Hoopingarner, Robert McFadden, and Rey Walker, be appointed viewers of said road, and that Arthur Curtis be appointed surveyor of said road and that they meet at Dan. Moore's house on the 27th day of October, 1897, 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. 'I'
at page 63 thereof.

TR. 7, 5 R. 45 E 24 M



REPORT OF SURVEYOR.

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

I the undersigned, County Surveyor, appointed to survey and the County Road proposed by Mrs. L. Steele, et al, beg leave to report that on the 28 day of Oct. 1897, 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:

Commencing at a point 62 rods west center Sec. 23, T. 7, S.R. 45, E. W. M. thence south 22° E.

8.40 chs,	te	A. 1,	thence	North	84° East
20.25 chs.	te	A. 2,	thence	North	64° East
13.00 "	"	" 3,	"	South	51° "
1.90 "	"	" 4,	"	South	62° "
1.60 "	"	" 5,	"	"	71° "
5.35 "	"	" 6,	"	"	"
18.50 "	"	" 7,	"	East	"
11.00 "	"	" 1 mile rock	"	East	"
9.00 "	"	A. 8,	"	North	2° "
2.08 "	"	" 9,	"	North	72° East
2.04 "	"	" 10,	"	"	50° "
3.88 "	"	" 11	"	East	"
28.75 "	"	" 12	"	South	34° "
21.40 "	"	" 13	"	South	58° "
13.35 "	"	" 2 mile rock	"	"	58° "
5.25 "	"	A. 14,	"	"	"
72.83 "	"	" Road Terminus	the S.E. Cor. Sec. 25, T.7, S.R.		
45, E. W. M.					

Arthur Curtis,

County Surveyor.

(No Filing)

REPORT OF VIEWERS.

To the Honorable County Court for 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 road, of which the survey hereto attached is a true and correct description, as petitioned for by Mrs. L. Steele, et al, beg leave to report that on the 27 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 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 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. L. Hoopingarner,
Robert McFadden,
Roy Walker.
Viewers.

(No filing)

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:

Hon. I. N. Sanders, County Judge,
Hon. W. D. Arnold, Commisniener,
Hon. R. T. Langrell, Commissioner,
J. R. 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 proceedings the following was had, to-wit:-

In the matter of the County Road)
petitioned for by Mrs. L. Steele, et al.)
-----)

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

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

The foregoing order is entered in Comr's Jul.

'I' at page 81 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:

- Hon. I. N. Sanders, County Judge,
- Hon. W. D. Arnold, Commissioner,
- Hon. R. T. Langrell, Commissioner,
- J. R. Oliver, Clerk,
- F. F. Phy, Sheriff.

When on Thursday the 4th day of November, A. D. 1897, 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 Mrs. L. Steele, 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 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 4th day of Oct. 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 Mrs. L. Steele, et al, beg leave to report that on the 27th day of Oct. 1897, in pursuance of 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 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. L. Hoopingarner,
Robert McFadden,
Roy Walker, Viewers.

And said report of the viewers and the report of the surveyor 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} shwon why this proposed road should not be declared a public highway and ordered opened according to law.

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 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 L. T. Moffitt, Road Supervisor of Road District No. 28, 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,

the foregoing order is entered in Comr's Jul. County Judge.
'I' at page 93 thereof.

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

In the matter of the road
petitioned for by
M. S. Steele
et al

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

I, G. W. Benson, County Clerk of Union County,
Oregon, do hereby certify that the foregoing is a true and correct
copy of the original papers in the above entitled matter transferred
to Baker County, Oregon, and includes a copy of the orders of the
Court in the 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.

Amite
County Court of the
State of Oregon

for
Union County

Subscribers

of the newspapers
owned by Mrs. J.
Hicks, et al

Transcript of
papers transferred
to Baker County

Depon

This June 5, 1902

G. W. Bennett
Clerk

Third Judicial Day

Wednesday, Oct. 6, 1897.

of said road and that Arthur Curtis be appointed surveyor of said road and that they meet at Robert Mills on the 28 day of Oct. 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 proposed county road petitioned for by Mrs. L. Stalle et al.

Come now Mrs. L. Stalle, one of the petitioners for the above named proposed county road, and presents to the court the petition of herself and others praying for the location and establishment of a county road described as follows, to-wit: Commencing 62 rods west of the center of Sec. 23, T^p. 7 S. R. 45 E. W. M. at County road, then running southeast about 35 rods; thence easterly to west line of Sec. 24; thence south about 60 rods or 20 rods south of the NW corner of the SW⁴ of Sec. 24; thence East $\frac{1}{4}$ miles; thence northwesterly to quarter sec. line; thence east about 100 rods; then southeasterly to township line; thence south to SE corner of Sec. 25 T^p. 7 S. R. 45 E. W. M. in road district No. 28, Union Co., Oregon, the proposed road to be 40 feet 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 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 notice 62 rods west of center of Sec. 23, and one notice at the southeast corner of Sec. 25, and one being in the center of above described road, all being in T^p. 7 S. R. 45 E. W. M. 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 had been duly given. It is therefore ordered that J. L. Hoopingarner, Robert McGadden and Roy Walker be appointed viewers of said road, and that Arthur Curtis be ap-