

EQUITY No
LAW

In Circuit Court;

Union County

vs Plaintiff

Defendant

Attorney for Plaintiff

Attorney for Defendant

509

Petitioned for by

E. P. McDaniel
et al

Beginning at NE Cor NW⁺ NW⁺
Sec 26 Tp 38 R 40 and
Terminating at NE Cor SW⁺
Sec. 26 Saw Tp 38 R 40

1772

J 443 410-476 491-502

Presented March 9 1899

Ordered Opened June 8, 1899,

ADVERTISEMENT

of Application for Laying out a County Road.

To all whom it may concern: Notice is hereby given that the undersigned, householders of Union county, Oregon, residents of the vicinity where the hereinafter described county road is to be laid out, will make application to the county court of the State of Oregon for Union county, at Union, Oregon, at the next session of said court on ~~Thursday~~ ^{Wednesday} ~~March 15~~ ^{April 15}, A. D. 1899, for laying out a county road as follows, to-wit: Beginning at the N. E. corner of the N. W. $\frac{1}{4}$ of the N. W. $\frac{1}{4}$ of Sec. 26 in Tp. 3 S. of R. 40 E. W. M. and running thence south one half mile to the N. E. corner of the N. W. $\frac{1}{4}$ of the S. W. 1-4 of said Sec. 26, thence east one quarter mile to the N. E. corner of the S. W. 1-4 of said sec. 26, the terminus of said road; the beginning, termination, and all intermediate points on said proposed road are in Union county, Oregon.

[NAMES.]

(NAMES.)

E. P. McDaniel
 J. F. Kelley
 Geo. McDaniel
 M. O. Lawrence
 J. J. Thomas
 A. J. Wilkinson
 Thos. L. Wilkinson
 Karl J. Stackland
 Samuel G. White
 John Mitchell
 John T. Parker
 J. R. Comer
 W. D. DeBorde
 Wm. Smith
 W. Millman
 S. M. Baker
 Matt. Kries
 R. Morris
 Curtis Nelson
 T. Nelson

John Melch.
 H. L. Lynch
 F. M. Peppley
 J. W. Sill
 John Culpin
 Wm. Whybark
 Frank DeBorde
 J. L. Gibson
 J. E. Rundall
 G. W. Prillaman
 Wm. Coons
 R. J. Wade
 Ed. Wolf
 Geo. E. Corpe
 Wm. Prillaman
 W. C. Jackson
 John Lane
 Noah Richards
 M. B. Rice
 O. M. Garaner
 E. B. Millard

2178

July 5. 1899
Geo. Benson
Co. Clerk

State of Oregon }
County of Union } ss.

I, J. W. Hudson, being
first duly sworn, say:
The foregoing notice by ad-
vertisement was by me
posted at the place of
holding the County Court,
to-wit, - at the county court
house door in Union County,
Oregon, on Feb. 17, 1899,
and so remained posted
until on Apr. 5, 1899. Said
notice was posted on
the bulletin board and in
the manner usual for
posting such notices and
so that the same might
be easily read and exam-
ined.

J. W. Hudson
Subscribed and sworn to
before me April 5, 1899.

Jasper J. Stevens,
Notary Public for Oregon.

Bountys Bank
Maine Bank
Carrage.

The Board of Directors
of
E. P. M. Company, etc.,

Affidavit of
J. W. M. Johnson
of
County of
Maine,
County of
Maine,

dated April 5, 1899.
J. W. M. Johnson
C. C. Carr

State of Oregon }
County of Union } ss.

J. E. B. Millard, being
first duly sworn, on oath says:
The notice of road petition
hereto attached was duly
given by advertisement thereof
posted at the place of holding
county court for Union County,
Oregon, to-wit, at the said court
as appears from the affidavit of J. V. [unclear]
house door; and also at three
public places in the vicinity of
said proposed road, to-wit,
one such notice at the beginning
of said proposed road, and
one at the termination thereof,
and one along side the public
road one-half mile westerly
from the beginning of said pro-
posed road. All were so posted
in Union County, Oregon, and so
remained conspicuously posted
from and including January 14th
1899, to and including April
5th, 1899.

J. E. B. Millard.

Subscribed and sworn
to before me this 5th

Filed April 5, 1899
Geo. S. Burman
vs. Clerk

Copy of *Ch. Burman*, N. D. 1899.
vs. *Geo. S. Burman*
vs. *Clk.*

To the Honorable County Court
of the State of Oregon for
Union County.

We, the undersigned, householders
of Union County, Oregon, and res-
idents in the vicinity where the
hereinafter described proposed
county road is to be laid out, do
hereby petition your honorable
court to lay out a county road
^{forty feet width}
as follows, to-wit: —

Beginning at the N. E. corner of the
N. W. $\frac{1}{4}$ of the N. W. $\frac{1}{4}$ of Sec. 26 in T⁵
3 S. of R. 40 E. W. M. and running thence
south one half mile to the N. E.
corner of the N. W. $\frac{1}{4}$ of the S. W. $\frac{1}{4}$
of said Sec. 26, thence east one
quarter mile to the N. E. corner
of the S. W. $\frac{1}{4}$ of said Sec. 26, the
terminus of said road; the begin-
ning, termination, and all inter-
mediate points on said proposed
road are in Union County, Oregon.

(Names.)

1 E. P. McDaniel

2 J. F. Kelley

3 Geo. McDaniel

4 M. C. Simpson

(Names.)

201 John Sheld

202 J. H. Lynch

203 E. W. Ogley

204 J. W. Sills

as West on this *

5	S. J. Thomas	25	John Conklin
6	A. S. Melhuson	26	John L. Lybeck
7	Thos. L. Milkinson	27	Frank Leborg
8	Earl Steadland	28	J. L. Gibson
9	Samuel White	29	J. B. Randall
10	John Mitchell	30	L. H. Brillman
11	John T. ...	31	Wm. J. Lyons
12	J. P. Conner	32	R. J. Wade
13	J. W. DeBord	33	Ed. Bull
14	John M. Smith	34	Geo. E. Dorse
15	W. H. Miller	35	W. J. Brillman
16	Sam. Baker	36	W. E. Jackson
17	Matt. Krier	37	John Lane
18	R. Morris	38	N. G. Richards
19	Burton Nelson	39	J. P. Dees
20	J. D. Nelson	40	Oris Arner
			E. B. Millard

Miss Ogilvie - 1899
Mrs. Johnson
O. Clark

BOND OF ROAD PETITIONERS.

Know all Men by These Presents, That we, E B Millard and _____, 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 truly to be made, we bind ourselves, our heirs, executors and administrators firmly by these presents.

Signed this 5th day of April A. D. 1899

Now, the condition of the above obligation is such, That, whereas the above named E B Millard and _____, and others, have petitioned the County Court of said County of Union, at the April Term, 1899 thereof for a County Road, described in the notice and petition hereto annexed

NOW, if the above named E B Millard and _____ 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.

E B Millard (L. S.)
E B Millard (L. S.)

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

first duly sworn I, E B Millard, being _____ and _____, each for himself, says, that I am worth the sum of Two 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 5th day of April A. D. 1899
E B Millard
G. W. Benson County Clerk.

Paid

Subscribed photo
negatives for
by E. J. M. David
1899

Filed April 5, 1899

Geo. Benson

Deputy

Sam. Benson. & Robert Stearns,
to F. Kennedy. Revises
Curtis Summary.
Print at Mills & Co.
April 22 1899 at 1000 E. 7th

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 23 day of April, 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. P. McDaniel, et al, beg leave to report that on the 22 day of April, 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 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 M Bloom
L B Stearns
C Kennedy
VIEWERS.

F I L E D

MAY 1 1899

W. A. R. [unclear]

COURT HOUSE

State of Oregon
County of Union } S.S

I hereby certify that in the matter of the County road petitioned for by E. P. McDaniel et. al. that the viewers and each of them heretofore appointed by the court to view and lay out said road, were duly sworn by me to faithfully and impartially perform the duties pertaining to the viewing and laying out and establishing of said road before entering upon the discharge of their said duties in that behalf

Arthur Curtis
County Surveyor

F I L E D

MAY 1 1906

W. H. ...
COMMISSIONER

State of Oregon
County of Union, S.S.

I hereby certify that the foregoing
field notes made by me are true and correct in the
survey of the county road petitioned for by E. P.
McDaniel et. al. and that the plat accompanying
the the same is a true and correct representation
of the course of said road together with the angles
and distances

Arthur Curtis
County Surveyor

FILED

MAY 4 1899

Wm. B. Smith
County Clerk

T. 3 S. R. 40 E. W. 72

	Beginning		
	21	26	

W. B. ...

FILED
MAY 1 1896

CHICAGO, ILL.

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. P. McDaniel et al., beg leave to report that on the 22 day of April 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 N.E. Cor. of the N.W. 1/4 of the N.W. 1/4 of Sec. 26 in T. 3 S. R. 40 E. W. 7 M. at a Rock marked R then run South Var. 20° E. 40 chains set a stake marked A. 1 Thence East 20 " " a Stone " R.T. the N.E. Cor. of the S.W. 1/4 of Sec. 26 T. 3 S. R. 40 E. W. 7 M. the Terminus

Arthur Curtis
County Surveyor.

FILED
MAY 3 1898

W. J. ...

U. S. ...

IN THE COUNTY COURT FOR UNION COUNTY, STATE OF OREGON.

-----o-----

:--:~X
In the matter of the application :
of E. P. McDaniels et al. for the :
laying out and establishment of a :
County Road. :
:--:--:--:~X

I, R. H. Lloyd, administrator of the estate of Jacob Gonner, deceased, would most respectfully show to your Honorable Court that the said above named county road petitioned for runs through a portion of the lands owned by the said estate of Jacob Gonner, deceased, and that the said lands through which the same runs would be rendered much less valuable on account of the location and opening of said road through said premises and that the lands of said estate would be damaged by the location, establishment and opening of said road in the sum of \$ 155.00; that the said road runs along the said lands of said estate upon the following rout, to-wit: commencing at the N.E. corner of the N.W. qr. of the N.W. qr. of Section 26, Tp. 3 S.R.40, E.W.M., running thence due south 160 rods; thence east 80 rods to the S.E. corner of said N. W. qr. of said Section 26 in said Township and Range, which would necessitate the removal and erection of fencing for a distance of three fourths of a mile and which would also take of the said lands belonging to said estate, about 2 3/4 acres. Wherefore, your petitioner prays that your Honorable Court may proceed to determine said damages above claimed as provided by law.

R. H. Lloyd
Administrator of said estate.

State of Oregon)
County of Union) ss.

I, R. H. Lloyd, being first duly sworn, say that I am the duly and regularly appointed, qualified and acting administrator of the estate of Jacob Gerner, deceased, and that I have personal knowledge of the lands over which the said road is proposed to be laid out, established and opened, and that I believe the claim for damages as above set out to be true and just.

R. H. Lloyd

Subscribed and sworn to before me
this 3rd. day of May, 1899.

J. M. Carroll
Notary Public for Oregon.

STATE OF OREGON, }
COUNTY OF UNION, } ss.

I being first duly sworn, depose and say that
I am in the above entitled; that the
foregoing is true as I verily believe.....
.....
.....

Subscribed and sworn to before me this day of 189.....

.....
Notary Public for Oregon.

No.

IN THE COUNTY COURT
OF THE
STATE OF OREGON,
FOR
UNION COUNTY.

In the Matter of the ~~Estate of~~ *Alph*

Application of R. P. McDaniel, et al for the laying out and establishment of a county road ~~Deceased.~~

Claim for Damages, of the Jas. C. Conner, Estate

Filed *May 3* 189*7*

G. W. Bohannan
County Clerk.

By..... Deputy.

J. M. CARROLL,

Attorney for *Estates*

IN THE COUNTY COURT FOR UNION COUNTY, STATE OF OREGON.

-----o-----

:--:--:--:--:--:--:--:--:--:--:--:--:--:--:--:--:--:--X
In the matter of the application :
of E. P. McDaniels et al. for the :
laying out and establishment of a County Road :
County Road. :
:--:--:--:--:--:--:--:--:--:--:--:--:--:--:--:--:--:--X

I, R. H. Lloyd, agent for B. C. Phetteplace, would most respectfully show to your Honorable Court that said above named county road petitioned for runs through a portion of the lands owned by the said B. C. Phetteplace and that the said lands through which the same runs would be rendered much less valuable on account of the location and opening of said road through said premises and that the ~~lands~~ said lands would be damaged by the location, establishment and opening of said road in the sum of \$ 155.00; that the said road runs along the said lands upon the following rout, to-wit: Commencing at the N.E. corner of the N.W. qr. of the N.W. qr. of Section 26, Tp. 3, S.R. 40, E.W.M., running thence due south 160 rods; thence east 80 rods to the S.E. corner of said N.W. qr. of said section 26 in said Township and Range, which would necessitate the removal and erection of fencing for a distance of three fourths of a mile and which would also take of the said lands ~~belonging to said road~~ about 2 9/4 acres.

Wherefore, your petitioner prays that your Honorable Court may proceed to determine said damages above claimed as provided by law.

R. H. Lloyd

State of Oregon)
County of Union) ss.

I, R. H. Lloyd, being first duly sworn, say that I am the agent of B. C. Phetteplace and that I believe the damages above set out and claimed to be true and just.

R. H. Lloyd

Subscribed and sworn to before me
this 3rd. day of May, 1899.

J. M. Carroll
Notary Public
for Oregon

STATE OF OREGON, }
COUNTY OF UNION, } ss.

I being first duly sworn, depose and say that
I am in the above entitled; that the
foregoing is true as I verily believe.....
.....
.....

Subscribed and sworn to before me this day of 189...

.....
Notary Public for Oregon.

NO.

IN THE COUNTY COURT
OF THE
STATE OF OREGON,
FOR
UNION COUNTY.

In the Matter of the ~~Estate of~~ *Apple*
estate of C. P. MacDaniel,
et al, for the laying
out and establishment of
a county road, Deceased.

Claim for damages
of B. O. Photo place.

Filed *May 3* 189*9*

W. W. Bennett
County Clerk.

By _____ Deputy.

J. M. CARROLL,

Attorney for *J. M. Carroll*

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

We, the undersigned viewers heretofore on the 4 day of May, appointed to view out and assess the damages claimed by BC Phetteplace ^{ex. cl.} in the matter of the proposed county road, petitioned for by E. B. McDaniel et al. do hereby beg leave to report that on the 13, day of May, 1899, we, after being duly sworn to discharge our duty faithfully and impartially, proceeded to view said proposed road the whole distance through the premises of the said complainant and to assess and determine how much less valuable said premises of said complainant would be rendered by the opening of said road, and we find that the premises of said complainant BC Phetteplace would be rendered \$ none less valuable, and that the premises of complainant Jacob Conner Esq would be rendered \$ none less valuable, and the premises of the complainant _____ would be rendered \$ _____ less valuable by the laying out and establishment of said proposed road as a public highway of said county, and recommend that nothing be paid to said complainants before laying out and establishing said road as a public highway.

A. J. Geer
W. H. Holman
J. Kipper

RECEIVED
MAY 15 1899
COUNTY CLERK
UNION COUNTY, OREGON

STATE OF OREGON,
County of Union. ss.

I, Heman Geer, George

Holmes and Joseph Trippeer, having been appointed by the county court of Union county, Oregon, to view and appraise the damages that would accrue to B. C. Petteplace and Jacob Commor estate, being first duly sworn say: each for himself, that I will faithfully and impartially perform my duty and report to the court how much less valuable the premises of each of said claimants would be rendered by the location of said proposed road.

H. Geer
J. Holmes
J. Trippeer

Subscribed and sworn to
before me this 13 day of
May, A. D. 1899.

J. A. Hudson
Notary Public for Oregon.

Filed May 18. 1899

G. W. Sumner

Co. Clerk

Be it remembered that at a regular term of the County Court of the state of Oregon for the County of Union begun and held at the Court house in the City of Union in said County and state on Monday the 3rd day of April A.D. 1899 and from day to day thereafter during the continuance of said term when on Wednesday the 5th day of April 1899 or the 3rd judicial day of said term the said County Court opened for the transaction of business with the following officers present to-wit:

Hon. B. F. Wilson County Judge

Hon. R. T. Langrell Commissioner

Hon. Henry Aug. Commissioner
 24013 Mason Block 119 of N. D. series Sheriff

Due proclamation of the opening of Court having been made the following proceedings were had to-wit:

In the matter of the proposed
 County road petitioned for by
 E. P. McDaniel et al.

Came now E. B. Millard 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:

Beginning at the NE corner of the NW¹/₄ of the NW¹/₄ of Sec 26 in T³S of R. 40 E. N. M. and running thence south one half mile to the NE corner of the NW¹/₄ of the SW¹/₄ of said Sec 26. thence east one quarter mile to the NE corner of the SW¹/₄ of said Sec 26 the terminus of said road 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 is 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 such notice at the beginning of said proposed road

Third Judicial Day

Wednesday April 5, 1899

and one at the termination thereof and one along side the public road one half mile westerly from the beginning of said proposed 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 bond for the cost of this proceeding has been duly given

It is therefore ordered that Sam Bloom, L. B. Stearns and C. F. Kennedy be appointed Viewers of said road and that Arthur Curtis be appointed surveyor of said road and that they meet at E. B. Millards on the 22nd day of April 1899 at the hour of 10 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 }
Jacob End et al }

This matter came on to be heard at this time on the report of the viewers and surveyor for the first reading and also on the report of the appraiser heretofore appointed herein to appraise and assess the damages that would accrue to J. D. Glenn, Thor Lindsey, R. Triggell, E. Dops and Alice Lindsey, A. W. Lindsey, Carrie J. Steencamp, Guy L. Lindsey, Alice Lindsey, and Angelina F. Elton by reason of the location and establishment of the said proposed road and it appearing to the Court that said appraiser reports that none of the claimants for damages will be damaged at all by reason of the location and opening of the said road It is therefore ordered that said report of appraiser be approved and placed on file and the said report of the viewers and surveyor having been read in open Court for the first time It is ordered that the said report of viewers and surveyor be laid over for a second reading on some other day of this term of Court

Third Judicial Day

Wednesday May 3rd 1899

considered and ordered that the said petition be granted and that license issue to the said Chas Keller for the sale of spirituous malt and vinous liquors in less quantities than one gallon in Cornsopia precinct for a period of three months from May 11th 1899

In the matter of the }
Road petitions for by E.O }
McDaniel et al }

This matter came on to be heard at this time on the report of the viewers and surveyors heretofore appointed herein for first reading and the said report having been read in open court for the first time It is ordered that the same be laid over for a second reading on some other day of this term of court

In the matter of the }
resignation of E Johnson }
Supervisor of Road dist No 46 }
and appointment of his successor }

This matter came on to be heard at this time on the resignation of E Johnson as supervisor of Road district no 46 from which it appears that he can not serve as such supervisor on account of sickness it is therefore considered and ordered that his said resignation be accepted and it further appearing to this court that Ben Ross is a suitable and proper person to be appointed as supervisor to fill the vacancy occasioned by the resignation of the said E Johnson It is therefore ordered that Ben Ross be and he is hereby appointed supervisor of Road district No 46 to fill said vacancy

In the matter of the }
proposed County road pe- }
titioned for by J.C Ferch et al }

Come now Mrs Hb Berry one of the petitioners for the above named proposed County road and presents to the Court the petition of himself and others pray-

Fourth Judicial Day

Thursday May 4th 1899

Court met pursuant to adjournment

The same officers were present as on yesterday

Due proclamation of the opening of Court having been made the journal of yesterday's proceedings was read approved and is here now signed

B. G. Wilson
County Judge

Thereupon the following proceedings were had to wit:

In the matter of the }
Road petitioned for by }
E. P. McDaniel et al }

This matter came on to be heard at this time on the report of the viewers and surveyor herein for a second reading as required by law and also upon the claims of B. C. Phetiplace and Jacob Connor estate for damages on account of the location and establishment of said proposed road and it appearing to the court that said B. C. Phetiplace claims that he will be damaged in the sum of \$155.00 that said Jacob Connor estate through its administrator R. H. Lloyds claims that said estate will be damaged in the sum of \$155.00 by reason of the location and establishment of said proposed road It is therefore considered and ordered by the Court that Herman Geer, George Holmes and Joseph Tripper be appointed appraisers to examine the premises of each of said claimants the entire distance through which the said road will pass and to report to this court how much less valuable the premises of each of said claimants would be rendered by reason of the establishment of the said proposed road and that they meet at the Court on the 13th day of May 1899 at 10 o'clock A.M. and after qualifying to proceed to view and render their report accordingly

Third Judicial Day

Wednesday June 7th 1899

filed herein, that the applicant, Edward Moxley, has paid to the County Treasurer the sum of \$100.00 and filed his receipts therefor with the clerk of this Court, that he has given a good and sufficient bond herein in the sum of \$1000.00, that there has been no remonstrance filed herein or cause shown why said petition should not be granted It is therefore considered and ordered that the said petition be granted and that license issue to the said Edward Moxley for the sale of malt spirituous and vinous liquors in less quantities than one gallon in Pine Valley precinct for a period of three months

In the matter of the
Road petitioned for by
E. P. McDaniel et al.

This matter came on to be heard at this time on the report of the Viewers and surveyor for a first reading and also on the report of the appraisers appointed to assess the damages that would accrue to the estate of Jacob Conner deceased and B. C. Petteplace and it appearing to the court that the appraisers report that neither of the claimants will be damaged by the laying out and establishing of the said proposed road It is ordered that their said report be approved and placed on file and the said report of the viewers and surveyor having been read in open court for the first time it is ordered that same be laid over for a second reading on some other day of the present term of court

In the matter of the
Road petitioned for by
J. D. McKennon et al.

This matter came on to be heard at this time on the report of the viewers and surveyor heretofore appointed herein for a first reading and the said report having been read in open court It is ordered that the same be laid over for a second reading on some other day of this term

Fourth Judicial Day

Thursday June 8th 1899

is authorized and instructed to execute Sheriffs Tax deeds therefor to the said J. W. White and L. H. Russell as by law required

In the matter of the proposed County Road petitions for by E. P. McDaniel 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 3 day of April 1899 appointed to view and lay out the proposed County road of which the survey hereto attached is a true and correct description as petitioned for by E. P. McDaniel et al. beg leave to report that on the 22 day of April 1899 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. M. Bloom }
L. B. Stearns } viewers
C. J. Kennedy }

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

Fourth Judicial Day

Thursday June 8th 1899

remonstrance or claim for damages having been filed herein except what have been heretofore disposed of 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 proposed road be declared a public highway of Union County, Oregon, and ordered opened up and placed in repair for travel according to law, after 90 days, provided the same may be opened sooner if no damage is done to growing grain or hay. 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 books of plats of County roads of Union County, Oregon and that Titus Nelson Road Supervisor of road district No 6 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 appointment of some suitable and proper person to geld stallions running at large in the precincts of Union No 1 and No 2, Antelope and North Powder

This matter came on to be heard at this time on the petitions of J. F. Smith and W. F. Warren for appointment by the Court to geld stallions running at large, as provided by an act of the Legislative Assembly of the State of Oregon approved February 18, 1899, in the precincts of Union No 1 and No 2, Antelope and North Powder and it appearing to the Court that the petition of W. F. Warren is signed by nearly double as many of the residents of said precincts as the petition of J. F. Smith, that this Court is of the opinion that the interests of the stock raiser generally