

~~1-2-21~~ EQUITY } No 1

In Circuit Court,

○ Union County ○

Rachel Hulto

Plaintiff

J M Hulto vs

Defendant

J J Baker

Attorney for Plaintiff

A H Mikem J M Knowles

Attorney for Defendant

5/2

Petitioned for by
Judd General

Commencing at SW corner
of S E 1/4 Sec 15 - T 16 S R 40 E
and terminating on the County
road leading from Cove pass
Thos Jones

489, 521, 522, 543, 549, 550

Presented May 12 1899
Ordered Opened Aug 9 1899

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:

Beginning at the County road (leading from Cove to and past H. J. Geer) near the residence of G. G. Conklin, being at the south west corner of the S. E. cor. of the S. W. cor. of Sec. fifteen (15) in Township three (3) south of Range forty (40) east W. M. running thence north on the west line of G. G. Conklin's and Mr. J. Duffey's ^{two hundred} ~~two hundred~~ ^{thirty} ~~thirty~~ ^{m. or so} ~~m. or so~~ to the line dividing Mrs. Joe Payne and Mrs. Mary Foster's lands, thence west on the said line eighty rods ^{m. or so} ~~m. or so~~ to the county road leading from Cove to and past Thos. Jones said road to be forty (40) feet wide.

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

Dated at Cove Oregon this 1st day of May 1899

NAMES:

NAMES:

Judd ~~see~~ ^{no work}
 W. A. Matthews
 J. W. Sills
 J. L. Corple
 John. Vick
 Beaton Nelson
 M. J. Duffey
 O. B. Shappat
 Lewis ~~Treasier~~
 Robert Morris
 J. K. ~~Assis~~ ^{Chadwick}
 W. E. Martin, no work
 H. J. Geer (no work)

J. ~~Miller~~
 J. Miller
 G. V. ~~efforton~~
 Alexander / ~~deputy~~
 W. H. ~~Wright~~
 E. J. Roberts
 G. R. ~~Harris~~
 E. B. ~~Millard~~
 Mrs. H. Lynch
 A. ~~Levare~~
 W. ~~Provis~~
 H. ~~Belden~~
 J. A. ~~Gasser~~
 J. H. ~~Mathews~~
 A. G. ~~Conklin~~ ^{no work}
 J. P. ~~Vincent~~

FILED

JUN 7 1899

W. H. Benson
County Clerk

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

I, O. B. Shappat 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~~

~~Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the~~ day of ~~_____~~, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 3rd day of May 1899, I posted a ~~true and correct copy of said~~ the notice at the place of holding Court for Union County, Oregon, to-wit: On the front ~~of the Court House door,~~ the bulletin board at 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 7 day of June 1899
O. B. Shappat
G. W. Benney, Cor. Clerk

FILED

JUN 7 1899

W. H. Johnson
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 7th day of June 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:

Beginning at the County road (leading from Cove To and past H. J. Geer) near the residence of A. G. Conklin being at the south west corner of the S. E. cor. of the S. W. cor. of sec. fifteen (15) in township three (3) south of range forty (40) east of M. J. Duffey and A. G. Conklin's lands two hundred and one (1) m. or so, to the line dividing Mrs. Joe Payne's and Mrs. Mary Foster's lands, thence west on the said line Eighty (80) m. or so, to the County road leading from Cove To and past Thos. Jones, said road to be fourty (40) feet wide.

Dated at Cove, Oregon, the 1st day of May, A. D., 1897.

NAMES.

NAMES.

Judd Geer.
 W. A. Matthews
 J. W. Silk
 S. L. Corpe
 John Welch
 Burton Nelson
 M. J. Duffey
 O. B. Shappat
 Irvin Frasier
 Robert Morris
 J. Harris
 W. E. Martin
 H. J. Geer

L. Miller
 H. Miller
 J. H. Horton
 F. B. Alexander
 W. H. Wright
 E. F. Roberts
 G. R. Harris
 E. B. Millard
 Mrs. H. Lynch
 A. Devore
 W. Frasier
 A. A. Belden
 E. A. Gasset
 J. H. Matthews

A. G. Conklin
 H. J. Geer
 Thos. Jones

FILED

JUN 7 1899

W. H. Johnson
County Clerk

STATE OF OREGON,
County of Union.

} ss.

I, Burton Nelson

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 proposed road on
boards nailed to A.G. Conklin's fence about 15 rods from the said A.G.
Conklin's dwelling home; one at the terminus of the proposed road
on a board nailed to Mrs Vico Paynie's fence on the east side of the
road running north and south past Mrs Paynie's ranch and ^{on} on the front
of John Mitchell's Blacksmith shop in the town of Cove in said County
and State.

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 2nd day
of May 18 99, and that thereafter and thirty days previous to the 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.

Subscribed and sworn to before me this

7th day of June 18 99

Burton Nelson
G.W. Benson

Collector

RECEIVED
JUN 7 1899

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Faint, illegible text, possibly the main body of a document.

FILED
JUN 7 1899

W. H. Benson
County Clerk

BOND OF ROAD PETITIONERS.

Know all Men by These Presents, That we, O. B. Shappat and A. A. Belden, 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 7 day of June A. D. 1899.

Now, the condition of the above obligation is such, That, whereas the above named O. B. Shappat and A. A. Belden, and others, have petitioned the County Court of said County of Union, at the June Term, 1899 thereof for a County Road, described in the petition and notice hereto attached

NOW, if the above named O. B. Shappat and A. A. Belden 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.

O. B. Shappat (S.S.)
A. A. Belden (L.S.)

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

I, O. B. Shappat and A. A. Belden, each for himself, says, 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.

O. B. Shappat
A. A. Belden

Subscribed and sworn to before me this 7th day of June A. D. 1899

G. W. Benson

County Clerk.

Sum of
Road Petitioners
_____ Subscribers of
the same petitioners for
by Judd Lee, etc.

Paris June 7. 1899

G. W. Benson, Clerk

UNION COUNTY			
July	February	S. S. R.	*
A. J. Smith 10a	Roberts 10a	Welsh	Nelson
Children 0	Luffy 15		2
UNION COUNTY			

OFFICE OF

...COUNTY ASSESSOR...

BEN. BROWN, Assessor.

Union, Oregon, 189

Mrs Annie Lund, Cove.
 Cow at SE Cor of W² SW Sec 15. T³S. R⁴OE.
 Running thence North 40 rds, West 40 rds, South 40 rds,
 East 40 rds. to place of beginning containing
 Ten (10) acres.

Cove Oregon July 2. 1899

Mr George Benson
Union Oregon.

Dear Sir:

Please hand this letter to the
county court.

Damage of the ~~road~~ road to my
property

Damage of the fifty dollar (\$50.00)
moving of the fence twenty five dollar
(\$25.00). Loss of earagating ditches
twenty five dollar (\$25.00)

Oblige
Anne Bunch

of the County Court
Harris County, State of Oregon

In the matter of the
trust between for by
Judee G. G. et al

Claim of Annie L. G. and
for damages

Filed July 5, 1899.

J. W. Brown

C. Clerk

REPORT OF VIEWERS.

512
Filed Aug. 1. 1899
G. W. Benson
Co. Clerk

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

We, the undersigned viewers heretofore on the ^{7th}~~25th~~ day of July 1899, appointed to view out and assess the damages claimed by _____ in the matter of the proposed county road, pe-

titioned for by Judd Geer et al. Leg leave to report that on the

day of 22nd July 1899, we, after being duly sworn to discharge our duty faithfully and impartfully, pro-

ceeded to view said proposed road the whole distance through the premises of Mrs. Lavina Payne, Mrs. Mary Foster & Annie Lund,

complainants and to assess and determine how much less valuable said premises of said complainants would be ren-

dered by the opening of said road, and we find that the premises of said complainant Mrs. Lavina Payne would

be rendered \$25.⁰⁰ less valuable, and that the premises of complainant Mrs. Mary Foster would be

rendered \$30.⁰⁰ less valuable, and the premises of the complainant Annie Lund would be ren-

dered \$00. less valuable by the laying out and establishment of said proposed road as a public highway of said county, and recommend that they be paid to said complainants before laying out and establish-

ing said road as a public highway.

A. B. Conley
H. B. Mitchell over.
N. Kennedy



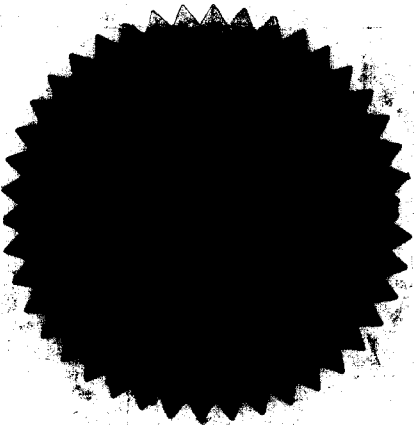
State of Oregon,)
County of Union,) ss.

We, A.B. Conley, Hilary Mitchell and V. Kennedy, having been appointed by the county court of Union county, Oregon, to appraise the damages that would accrue to Mrs. Lavina Payne, Mrs. Mary Foster and Annie Lund, by reason of the location and establishment of the proposed county road petitioned for by Judd Geer, et al., being first duly sworn say, each for himself, that we will faithfully and impartially perform our duties as such appraisers, and report to the court how much less valuable the premises of each of said claimants would be rendered by the location and establishment of said proposed road.

A. B. Conley
Hilary Mitchell
V. Kennedy

Subscribed and sworn to before me
this 22nd day of July, A.D. 1899.

Jasper G. Stevens
Notary Public for Oregon



In the County Court of the State of Oregon, for
Union county.

In the matter of the county)
road petitioned for by Judd %
Geer, et al.)
----- %

Now at this time comes Mrs. Mary Foster and complains and alleges that she is the owner of the S 1/2 of the SW 1/4 of the NW 1/4 Section 15, township 3, south, range 40 E. W. M., in Union county, Oregon, over and across which the above named county road as viewed out and surveyed, extends for a distance of about 120 rods, and that said road takes of complainants lands a strip thereof 120 rods long and 20 feet wide, and that complainant will be injured by the opening of said road in the loss of the said strip of land and the building and maintaining of some 120 rods of additional fence to complainants injury and damage in the sum of \$200.00.

Complainant therefore asks that in case said road is established she be allowed the said sum of \$200.00 therefor.

Mrs Mary Foster
Complainant.

Shuck County Court
of the
State of Oregon
for
Wheeler County

Subscribed of
the said petitioned
for by said fees
with

Clarence M
my order for
charges

Filed July 7, 1899

Geo. W. Bennett
Clerk

Aug 9

In the matter of the)
road petitioned for by)
Judd Geer, et al.

This matter came on to be heard at this time on the report of the appraisers heretofore appointed herein to assess the damages that would accrue to Mrs Lavina Payne, Mrs Mary Foster and Anna Lund by reason of the location and establishment of the said proposed road, which report in writing is in words and figures as follows, to-wit:-

R E P O R T O F V I E W E R S .

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

We, the undersigned viewers heretofore on the 7th day of July, 1899, appointed to view out and assess the damages claimed by _____, in the matter of the proposed county road, petitioned for by Judd Geer, et al., beg leave to report that on the 22nd day of July, 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 Mrs Lavina Payne, Mrs Mary Foster & Annie Lund, complainants and to assess and determine how much less valuable said premises of said complainants would be rendered by the opening of said road, and we find that the premises of said complainant Mrs Lavina Payne would be rendered \$25.00 less valuable, and that the premises of complainant Mrs. Mary Foster would be rendered \$30.00 less valuable, and the premises of the complainant Annie Lund would be rendered \$00. less valuable by the laying out and establishment of said proposed road as a public highway of said county, and recommend that they be paid to said complainants before laying out and establishing said road as a public highway.

A. B. Conley.
Hilgry Mitchell
V. Kennedy

Whereupon it was ordered that said report be approved,

And it appearing to the court that said road would be of great public utility, It is therefore ordered by the court that said damages be paid out of the county Treasury and the clerk is instructed to draw warrants on the general fund of the county for the same.

(Sd) B. F. Wilson,

County Judge.

Be It Remembered,

That at the 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 7th day of August A. D. 1899, and from day to day thereafter during the continuance of said term, when on Wednesday, the 9th day of August A. D. 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:

The Hon. B. G. Wilson Judge, Presiding;
The Hon. R. E. Laquell County Commissioner;
The Hon. Henry Borg County Commissioner;
J. W. Benson Clerk.
J. H. Deering Sheriff.

When, on Wednesday, the 9th day of August A. D. 1899, or the third Judicial day of said Term, among others, the following proceedings were had, to-wit:

In the matter of the proposed County Road petitioned for by Judd Beer et. al., this matter came 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 7th day of June 1899, 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 Judd Beer et. al., beg leave to report that on the 21 day of June 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 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 add greatly add to the convenience of the householders residing in the vicinity thereof, we therefore recommend that said proposed road be be laid out and declared a public highway of said county.

M. B. Pees
V. Kennedy
George Carpe
Viewers

And said report of the viewers and the report of the surveyors having been ^{heretofore publicly read on two} ~~now publicly read in open court, on two several~~ different days of the regular July, 1899 term of this court as provided by law ~~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 claims for damages having been filed herein ~~except the claims of 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, and ~~County Road Master having examined the said proposed road and reported 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 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 Edwin 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 within thirty days from this date.

(Signed) D. J. Wilson
County Judge.

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

I, _____ Clerk of the County Court of the State of Oregon, for the County of Union, do hereby certify that the foregoing Copy of Journal Entry has been by me compared with the original Entry, made in the above entitled proceedings now remaining of record in my office; that it is a correct transcript therefrom, and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the said Court, this _____ day of _____ A. D. 1899

Clerk.

By _____ Deputy.

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

In the matter of the County road petitioned for by J. G. Cooper et al.

Now at this time comes Vina Payne and complains and alleges that she is the owner of the N. 1/4 of the North West Quarter of section 15 Tp. 3 S. R. 40 E. W. M. in Union County Oregon over and across which the above named County road as viewed out and surveyed extends for a distance of about eighty rods and that said road takes of complainant's lands a strip thereof 80 rods long and about 20 feet wide and that complainant will be injured by the opening of said road in the loss of the said strip of lands and the building and maintaining of some eighty rods of additional fence to complainants injury and damage in the sum of \$125.00; Complainant therefore asks that in case said road is established she be allowed the said sum of \$125.00 therefor.

Louisa Payne
Complainant.

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

In the matter of the County
road petitioned for by the
Geor et alia.

Now at this time comes Vine Payne and complainant and
alleges that she is the owner of the N. 1/8 of the North West
Quarter of section 15 T. 3 S. R. 40 E. M. in Union County
Oregon over and across which the above named County road as
viewed out and surveyed extends for a distance of about eighty
rods and that said road takes of complainant's lands a strip
thence 80 rods long and about 80 feet wide and that complain-
ant will be injured by the opening of said road in the loss
of the said strip of lands and the building and maintaining of
some eighty rods of additional fence to complainant's injury
and damage in the sum of \$125.00; Complainant therefore asks
that in case said road is established she be allowed the said
sum of \$125.00 therefor.

Complainant.

Attest July 7, 1899

J. W. Lawrence

Clerk

Sum of \$125.00
for damages

Indo matter of the
road petitioned for by
Geor et alia

Trusts County Court
of the
State of Oregon
for
Union County

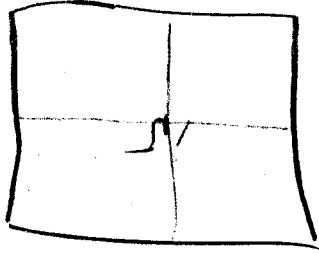
OFFICE COUNTY CLERK UNION COUNTY OREGON

ROBERT EAKIN, CIRCUIT JUDGE.
SAMUEL WHITE, DIST. ATTY.
B. F. WILSON, CO. JUDGE.
R. T. LANGRELL, COMMISSIONERS.
HENRY HUG,

G. W. BENSON, CLERK.

THE BROWN-HOODEN CO. PORTLAND, ORE.

Union, Or. 189



3 2 4 0

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 5 day of June, 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 Judd Sever, et al, beg leave to report that on the 31 day of June, 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.

M. B. Rees
V. Kennedy
George L. Smith
 VIEWERS.

FILED

JUL 5 1888

E. W. Benson

County Clerk

I, M. B. Rees, and J. V. Kennedy,
and J. George Carper, do solemnly
swear that I will support the
Constitution of the United States
and of the state of Oregon and
the laws thereof, and that I
will faithfully perform the
duties of Viewer of the proposed
County Road petitioned for by
W. B. Shappat and others to
the best of my ability, so
help me God.

M. B. Rees

J. V. Kennedy

George E. Carper

Subscribed and sworn to before
me this 1st day of June, 1899.

J. Nat. Hudson
Notary Public for Oregon

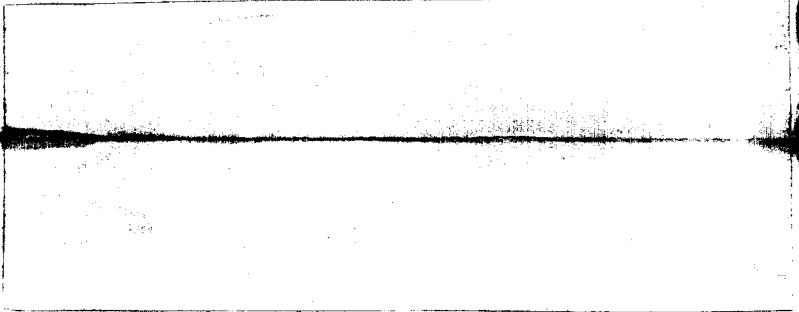


FILED

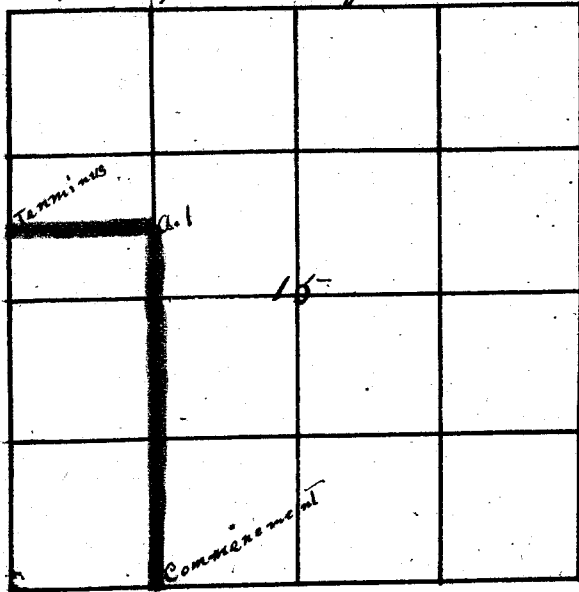
JUL 5 1899

G. W. Benson

County Clerk



Township 3. South Range 40 E. W. M.



True Meridian
250 12 20 East

FILED

JUL 5 1899

G. W. Pearson

County Clerk

State of Oregon
County of Union s.s.

I hereby certify that the foregoing field notes made by me in the survey of the county road as petitioned for by Judd Geer and others, are true and correct, and that the plat accompanying 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

JUL 5 1899

G. W. Benson

County Clerk

REPORT OF SURVEYOR, Oregon-Union-Pub. Co., Union, Or., Form No. 111

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 Judd Beer et al., beg leave to report that on the 21st day of June 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:

I commenced at the South West Corner of the S. E. $\frac{1}{4}$ of the S. W. $\frac{1}{4}$ of Sec. 15-T. 3 S., R. 40 E. N. 7 W., a rock firmly set in ground marked R. Then North Var. $19^{\circ} 30'$ East 50.72 to Angle 1 the line through the center East and West of the South $\frac{1}{2}$ of the N. W. $\frac{1}{4}$ said Section, set a rock marked A. 1. 16-12-10 inches in dimensions. Thence West on line 20.14 Chains to R. T. a rock set in ground 18-12-8 inches in dimensions. The S. W. Corner on West side of the S. W. $\frac{1}{4}$ of N. W. $\frac{1}{4}$ Sec 15 T. 3 S. R. 40 E. N. 7 W. center N. S.

Arthur Courts
County Surveyor.

FILED

JUL 5 1899

Garibson
County Clerk

Be it remembered that at a regular term of the County Court of the state of Oregon for the County of Union begin and held at the Court house in the City of Union in said County and State on Monday the 5th day of June A.D. 1899 and from day to day thereafter during the continuance of said term when on Wednesday the 7th day of June 1899 or the third judicial day of said term the said County Court opened for the transaction of business with the following officers present, to-wit:

The Hon. B. F. Wilson County Judge
 " R. T. Langrell County Commissioner
 " Henry King County Commissioner
 E. W. Benson County Clerk
 D. G. K. Deering 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
 Judd Geer et al

Comes now O. B. Shappas 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 County road leading from Cove to and past H. J. Geer near the residence of A. S. Conklin being at the south west corner of the SE 1/4 of the SW 1/4 of Sec 15 T. 3 S. R. 40 E. W. 22 running thence north on the west line two hundred rods more or less to the line dividing Mrs. Jas. Payne and Mrs. Mary Foster's lands, thence west on the said line eighty rods more or less to the County road leading from Cove to and past Thos Jones' said 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

Third Judicial Day

Wednesday June 7th 1899

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 at the beginning of the proposed road on a board nailed to A. G. Conklin's fence about 15 rods from the said A. G. Conklin's dwelling house, one at the terminus of the proposed road on a board nailed to Mrs. V. W. Payne's fence on the east side of the road running north and south past Mrs. Payne's ranch and one on the front of John Mitchell's blacksmith shop in the town of Cove in said County and State 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 proceedings has been duly given.

It is therefore ordered that M. B. Rees, V. Kennedy and George Corpe be appointed viewers of said road and that Arthur Curtis be appointed surveyor of said road and that they meet at Cove Oregon on the 21 day of June 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
petition of Edward Moxley
for a liquor license }

This matter came on to be heard at this time on the petition of Edward Moxley for a license to sell spirituous malt and vinous liquors in less quantities than one gallon in Pine Valley precinct for a period of six months and it appearing to the Court that said petition is signed by an actual majority of all the legal voters residing in said precinct, that due notice of the presentation of said petition herein has been given as by law required proof of which has been

Third Judicial Day

Thursday July 6th 1899

regular and according to law and there having 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 Albert Able for the sale of spirituous malt and vinous liquors in less quantities than one gallon in Island City in Island Precinct for a period of six months.

In the matter of the Road }
petitioned for by Judd }
Geer 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 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 }
appointment of a stock }
Inspector for the ensuing }
year }

It appearing to the Court at this time that this is the proper time for the appointment of a stock Inspector to be made for the ensuing year, that John Fraser the present incumbent has filed his report as such Inspector which report is hereby approved and ordered placed on file and it also further appearing to the Court that the said John Fraser is willing to accept the appointment for another year for the same salary which he has been receiving, that he is a suitable and proper person for said position. It is therefore considered and ordered that said John Fraser be and he is hereby appointed as such stock Inspector for the year ending June 30th 1900.

In the matter of the application of }
W.A. Spaulding and F.S. Calhoun }
to redeem }
lots 29, 21, 25 Block 3 lots 2 to 24 inclusive Block 4 }
lots 24-25 Block 22 Ordinance as to LaFrance }

This matter came on to be

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total received during the year of the sum of \$17,327.09; that of said amount he has paid out a total of \$17,008⁵³ and that there remained a balance in his hands on the 1st day of July, 1899 on account of said cities and school districts in the sum of \$318⁵⁶; that he received on account of the general funds of the county from his predecessor in office and from the clerk and sheriff on taxes and from various other sources the sum of \$8,494.9⁵⁵ that of said amount he has paid in redemption of county and contingent warrants and on account of the taxes due the state of Oregon the sum of \$7,051.28⁴⁴ leaving a balance on hand on said July 1st in the sum of \$1,443.67; that he received on account of the school funds of the county from his said predecessor in office and from the clerk and sheriff on taxes and from various other sources the sum of \$22,578⁴⁹ of which amount he has paid on school vouchers the sum of \$19,556²⁵ leaving a balance on hand on said July 1st belonging to the school funds in the sum of 3,022.24; that the total received by him on account of all funds is the sum of \$124,855.13 and that the total paid out is the sum of \$107,077⁴²; that there remained in his hands on said July 1st a balance of 17,777⁵¹.

And it further appearing to the court from said report that there is still outstanding county warrants called by the County Treasurer on which interest has ceased in the sum of \$9,005⁰².

It is now considered and ordered by the court that the said report be and the same is hereby approved.

In the matter of the
road petitioned for by
J. H. Beer 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 Lavina Payne, Mrs. Mary Foster and Annie Lund for damages on account of the location and establishment of said proposed road, the same being described as follows: Beginning at the County road leading from Coor to and past H. J. Beer near the residence of A. G. Conklin being the SW corner of the SE 1/4 of SW 1/4 Sec 15 Tp 3 S R 40 E N. M. running thence north on the west line of A. G. Conklin's and H. J. Duffey's farms 200 rods

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more or less, to the line dividing Mrs James Payne's and Mrs Mary Foster's lands, thence west on the said line 80 rods more or less to the county road leading from Court to and past Thomas Jones said road to be 40 feet wide, and it appearing to the Court that the said Lavinia Payne claims to be the owner of the N¹/₂ of the SW¹/₄ of sec 15 T¹/₂P¹/₃S¹/₂R. 40 E¹/₂N¹/₂M, over and across which the above named County road as viewed and surveyed, extends for a distance of about 80 rods, and that said road takes of her lands a strip thereof 80 rods long and about 30 feet wide, that she will be damaged in the sum of \$125⁰⁰ by the location and establishment of said road.

That Mrs Mary Foster claims to be the owner of the S¹/₂ of the SW¹/₄ of the NW¹/₄ sec 15 T¹/₂P¹/₃S¹/₂R. 40 E¹/₂N¹/₂M, over and across which the above named county road as viewed and surveyed extends for a distance of 120 rods, that said road takes of her lands a strip thereof 120 rods long and 20 feet wide that she will be damaged by the location and establishment of said road in the sum of \$200⁰⁰.

That the said Annie Lewis claims to be the owner of the following described parcel of real estate to-wit: Commencing at the SE corner of N¹/₂ SW¹/₄ sec 15 T¹/₂P¹/₃S¹/₂R. 40 E¹/₂N¹/₂M running thence north 40 rods; thence west 40 rods; thence south 40 rods thence east 40 rods to the place of beginning over and across which the said road as viewed and surveyed extends, that she will be damaged in the sum of \$75⁰⁰ by the location and establishment of said road.

It is therefor considered and ordered by the court that A. B. Conley, Hilary Mitchell and U. Kennedy be appointed appraisers to examine the premises of each of said claimants the entire distance through which said road will pass, and report to this Court how much less valuable the premises of each of said claimants would be rendered by the location and establishment of said road and that they meet at the commencement of said road on Saturday July 22nd 1899 at 10 o'clock A.M. and after qualifying proceed to view and assess the damages that would accrue to each of said claimants by reason of the location and establishment of said road and render their reports to this Court at the August term 1899.

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The public travel demands the improvement of said road and it also appearing to this Court that the citizens of Pine Valley are willing to contribute and donate as much money and labor for the improvement of said road as the County will appropriate and it also further appearing to this Court that it would be to the best interests of the County to make an appropriation for the said road, that the citizens have donated \$443⁵⁰ in money and labor which has mostly been already expended on said road It is therefore considered and ordered that an appropriation of \$443⁵⁰ be made out of the Contingent fund and the Clerk is authorized and instructed to draw a warrant on the County Treasurer for the same in favor of R. T. Langrell and that the said R. T. Langrell be and he is hereby authorized to receipt for the same and apply the proceeds on the said Pine Creek road and render his report of the same to this Court

In the matter of the
Road petitioned for by
Judd Geer 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 required by law and the said report having been publicly read in open Court It is considered and ordered that the same be approved and placed on file

In the matter of the application

J
Peline Medlock for County aid

This matter came on to be heard at this time on the application of Peline Medlock for County aid from which it appears that the said Peline Medlock is incapacitated from supporting herself by reason of heart trouble that she has no friends or relatives who are able and willing to help her that she is a resident of Union County Oregon And it further appearing to the Court that it would be to the best interests of the county to make an allowance of

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the Clerk to issue a warrant on the County gear fund in favor of the said W. Collamer for said amount to wit \$6.⁰⁰ to pay his said transportation to Ontario Oregon; that said warrant was issued and served to him at La Grande Oregon and it also appearing to this Court that it was for the best interests of the County to furnish the said transportation in place of admitting him to the County house. It is therefore considered and ordered that the action of the County judge heretofore taken in ordering said warrant drawn be and the same is hereby approved.

In the matter of the road
petitioned for by Judd Gen
et al.

This matter came on to be heard at this time on the report of the appraisers heretofore appointed herein to assess the damages that would accrue to Mrs. Lavinia Payne, Mrs. Mary Foster and Anna Lund by reason of the location and establishment of the said proposed road which report in writing is in words and figures as follows, to wit:

Report of Viewers

To the honorable County Court for Union County, Oregon:
We the undersigned viewers heretofore on the 7th day of July 1899 appointed to view out and assess the damages claimed by _____ in the matter of the proposed County road, petitioned for by Judd Gen et al. by leave to report that on the 22nd July 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 Mrs. Lavinia Payne, Mrs. Mary Foster & Annie Lund, complainants and to assess and determine how much less valuable said premises of said complainants would be rendered by the opening of said road and we find that the premises of said complainant Mrs. Lavinia Payne would be rendered \$25.⁰⁰ less valuable and that the premises of complainant Mrs. Mary Foster would be rendered \$30.⁰⁰ less valuable and the premises of the complainant Annie Lund

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would be rendered \$500 less valuable by the laying out and establishment of said proposed road as a public highway of said county, and recommend that they be paid to said complainants before laying out and establishing said road as a public highway.

A. B. Conley

Hilary Mitchell

W. Kennedy

Whereupon it was ordered that said report be approved and it appearing to the Court that said road would be of great public utility. It is therefore ordered by the Court that said damages be paid out of the County Treasury and the clerk is instructed to draw warrants on the general fund of the County for the same.

In the matter of the proposed
County road petitioned for by
Judd Geer et al.

This matter came on to be heard at this time on the report of the viewers and surveyor heretofore appointed herein 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 5th day of June 1899 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 Judd Geer et al by leave to report that on the 21 day of June 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 our 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.

M. B. Rice

W. Kennedy

George Corpe

Viewers

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and said report of the viewers and the report of the surveyor having been heretofore publicly read on two different days of the regular July 1899 term of this court as provided by law 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 remonstrances or claims for damages having been filed herein except the claims 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. It is further ordered that the report of the viewers be placed on 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 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 within thirty days from this date.

In the matter of the redemption
by Prospect Stock Ranch of
Lands sold for Taxes

This cause came on for hearing upon the application of the Prospect Stock Ranch, a corporation organized under the laws of the State of Oregon for the redemption of certain lands sold for taxes thereon and for taxes assessed upon mortgages upon said lands: and, it appearing to the Court that the said Prospect Stock Ranch is the owner and interested in the following described lands, to-wit:

The north west quarter of south west quarter and West half of North west quarter