

EQUITY }
LAW } No

In Circuit Court,

Union County

vs

Plaintiff

Defendant

Attorney for Plaintiff

Attorney for Defendant

529 279 540

Presented Aug 9, 1899
Ordered Opened, Sept 7, 1899

514

Petitioned for
By Geo Youngton
et al

Beginning in a County
road at the NE corner of SE 1/4
of SE 1/4 Sec 3 Tp 1 N R 40
E and terminating at the
NW corner of NE 1/4 of NE 1/4
of said sec 34

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 in a County Road at the N. E. corner of the S. E. $\frac{1}{4}$ of the S. E. $\frac{1}{4}$ of Section 3, T. 1, N. R. 40. E. of the W. M. Thence north $1\frac{3}{4}$ miles to the N. E. corner of Section 34, T. 2, N. R. 40. E. Thence west $\frac{1}{4}$ mile to the N. W. corner of the N. E. $\frac{1}{4}$ of the N. E. $\frac{1}{4}$ of said Section 34. Entering a County Road and there Terminating

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

Dated at Elgin Oregon this 5 day of July 1899

NAMES:

NAMES:

George Yaarington
 M. N. Hathorn
 B. G. W. Jatt
 C. G. Smith
 S. S. Thompson
 Willis Carlton
 S. M. Cobb
 E. R. Cobb
 J. J. Carlton
 M. Fitzgerald
 J. K. Jones
 P. C. Lonn

J. M. Howard
 William Ross
 E. J. Brown
 G. S. Fine
 E. Smith
 A. C. Carlton
 W. H. Gannon
 Layers Rush
 W. J. Bault
 Charles Sawith
 Two staplers

FILED

AUG 9 1899

W. H. Johnson
County Clerk

FILED

AUG 9 1899

W. H. Benson
County Clerk

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

I, *J. Q. Oliver*

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 _____ day of _____, 1899, 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 *9* day of *August*, 1899.

J. Q. Oliver

G. W. Benson
County Clerk

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AUG 9 1899

W. H. Benson
County Clerk

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

I, *George Jamington* 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 *On at the point of beginning*

one at the Center of the road and
one at the point of termination

Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the *5th* day of *July* 18*94*, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the _____ day of _____, 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 _____ day of _____ 18*94*

George Jamington
Notary Public

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AUG 9 1899

W. H. Benson
County Clerk

BOND OF ROAD PETITIONERS.

Know all Men by These Presents, That we, George Gerington and E. Smith, 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 7th day of August A. D. 1897

Now, the condition of the above obligation is such, That, whereas the above named George Gerington and _____, and others, have petitioned

the County Court of said County of Union, at the August Term, 1897 thereof for a County Road, beginning in a County Road at the N.W. Corner of the S.E. 1/4 of the S.E. 1/4 of Sec. 3 Sp. 1 N.R. 40 E. W.M. Thence North 13/4 to the N.E. Corner of sec. 34. Sp. 2 N.R. 40 E. Thence west 1/4 mile to the N.W. Corner of the S.E. 1/4 of the S.E. 1/4 of said Section 34 intersecting a County Road and there terminating

NOW, if the above named George Gerington and E. Smith 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.

George Gerington L.S.
E. Smith L.S.

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

I, E. Smith and George Gerington, 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.

George Gerington
E. Smith

Subscribed and sworn to before me this 7th day of Aug A. D. 1897

W. M. Wood
Notary Public for
County Clerk.

J. S. Heintzman
J. S. Heintzman
J. S. Heintzman
J. S. Heintzman

FILED

AUG 9 1899

J. S. Heintzman
County Clerk

State of Oregon,

County of Union ss.

I hereby certify that in the matter of the county road petitioned for by Geo. Jarington and others, 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 impart ally 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

SEP 6 1899

W. H. Ramsey
County Clerk

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 9th day of Aug, 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 Geo Yarrington, et al, beg leave to report that on the 24th day of Aug, 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.

J. B. Brundman
J. W. H. H. H. H. H.
John Graham
VIEWERS.

FILED

SEP 6 1899

Earl Benson
County Clerk

State of Oregon,

County of Union ss.

I hereby certify that the foregoing field notes made by me in the survey of the county road petitioned for by Geo. Yarrington 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.

W. H. Johnson
County Clerk

FILED
SEP 6 1899

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 George Yarrington et al., beg leave to report that on the 24 day of August 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 S. E. $\frac{1}{4}$ of the S. E. $\frac{1}{4}$ of Sec. 3, T. 1 N., R. 40 E. W. M. Then North Var. $19^{\circ} 30' E.$ 60. Chains to A. 1. the N. E. Cor. Sec. 3 said T. and R. Then N. 20° West 6.00 Chains to Angle 2, Then North 78.00 Chains to Angle 3; Then North on Sec. line 6.00 Chains to 1. Mile Rock same course 61.80 Chains to Angle 4 Then West 20. Chains to Road Ter. in County Road the N. W. Cor. of N. E. $\frac{1}{4}$ of N. E. $\frac{1}{4}$ of Sec. 34 in Town 2 North Range 40 East W. M. all points are marked with marked stone in mound of stone

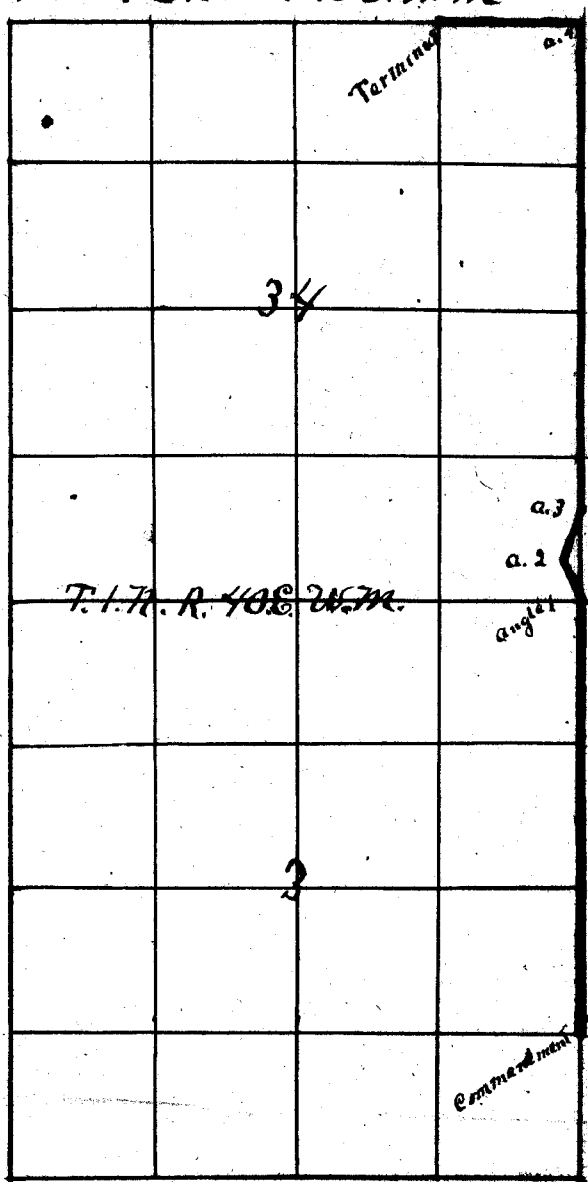
Arthur Curtis
County Surveyor.

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SEP 6 1899

W. H. Johnson
County Clerk

Township 2 North R. 40 E. W. M



See Young in Room

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SEP 6 1899

Wm. Johnson
County Clerk

Be It Remembered, That at a term of the Honorable County Court of Union County, State of Oregon, begun and held at the Court House, in the town of Union, in said County, on the 9th day of August, A. D. 1897, and from day to day thereafter during the continuence of said term.

Present, Hon. D. J. Wilson County Judge,
Hon. R. J. Laquell Commissioner,
Hon. Henry Houg Commissioner,
W. J. Deason Clerk,
A. K. Keeling Sheriff.

The following, among other proceedings, was had, to-wit:

In the Matter of the proposed
County
Road petitioned for by
George Yarrington, et al

Comes now George Yarrington, 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 in a county road at the N6 corner of the N6/4 of the E6/4 of section 3 Sp. 1 N.R. 40 E of the W.M. thence north 1 3/4 miles to the N6 corner of section 34 Sp. 2 N.R. 40 E.W.M. thence west 1/4 mile to the NW corner of the N6/4 of the N6/4 of said section 34 intersecting a county road and there terminating.

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 at the point of beginning, one at the center of the road and one at the point of termination.

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

L. Kridman, John Graham
and *David Hug*

be appointed Viewers of said road, and that *Arthur Curtis* be appointed

Surveyor of said road, and that they meet at *the beginning of the road*

on the *27th* day of *August* 189*9*, at the hour of *10* o'clock *A.*M., and after qualifying,

to view, survey and lay out said road according to law. Signed *D. G. Wilson*

County Judge.

NOTE.—The three Viewers must meet.