

EQUITY } No 24  
LAW }

In Circuit Court,

Union County

*Jesse Helbrook*

Plaintiff

*A. S. Helbrook*

Defendant

*J. H. Crawford*

Attorney for Plaintiff

*James D. ...*



Attorney for Defendant

July 9. 26. 56

Presented Nov 25, 1899,  
Ordered Opened Jan 5, 1900

52 R

C. A Tompkins



  
 Commencing at a point  
 360 feet north of the witness  
 tree to the SW corner sec 30  
 Tp 3 S R 36 E N M on the  
 North side of GTR river  
 and terminating at a  
 stump marked G- 25/10  
 4400 feet up sandstone  
 from beginning

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"Petition for County Road".

To the Honorable Co unty Court of Union County, Oregon,

The undersigned householders of Union County, Oregon, residing in the vicinity where the hereinafter described <sup>road to be altered and established</sup> is to, respectfully Peti-

tion your Honorable Body to lay out ,alter and establish a County

Road within said County on the following line or route ,towit,

Commencing at a point 360 feet North of the witness tree to the

South West corner ,Section 30 ,Twp. 3 S.R. 36 E.W.M. on the North

Side of the Grande Ronde River thence following the course of the

Grande Ronde River on the North and West side thereof on the most

practicable route for a distance of 4400 feet <sup>up said river</sup> to intersect the pres

ent County Road at a fir stump blazed and marked G ---25/10 .

and vacate that portion of the present County Road between said

points .And in duty bound your Petitioners will ever pray etz.

Daed at ~~Starkey~~ Oregon this 31 day of Oct 1899.

Names.

- C A Thompson
- A J Sullivan
- N. E. Beaumont
- B. P. Burnett
- L. O. Holmes
- A. F. Briggs
- E. Southwell
- W. L. Lister
- H. A. Patton
- G. J. Burnett

Names.

- J. B. Briggs
- J. B. Ayers
- W. O. Evans
- A. E. Mitchell

Snake County

Court of the State  
of Oregon for Union  
County

In the matter of  
Real Estate  
owned by W. A. Thompson  
vs

Peterson

Filed Nov. 3, 1899

W. A. Peterson

Deputy

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

I, L. A. Tompkins 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 said road  
on a in a conspicuous place, plainly to be seen  
by the traveling public, one at the terminus of the road on a  
in a conspicuous place, plainly to be seen by  
the traveling public and one on a  
at in a conspicuous place, plainly  
to be seen by the traveling public

Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the 31 day  
of October 1899 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, in said Union County State of Oregon 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 4 day of Dec 1899  
N. C. Beaumont  
J. P.

# 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~~ <sup>petitioned</sup> at the ~~next~~ <sup>regular</sup> session of the County Court for Union County, Oregon, ~~to-wit~~ <sup>beginning at 10 o'clock as being begun</sup> On Wednesday, the 5th day of December, A. D. 1899, respectfully present to said Court a petition praying

said Court to lay out, alter and establish a County road within said County on the following line or route, to-wit:

Commencing at a point 360 feet North of the witness tree to the South West corner of Section 30 Twp. 3 S. R. 36 E. N. W. on the West side of the branch Road River Street following the course of the branch Road West of the North and West side thereon to the most practicable route for a distance of 4400 feet up said river to intersect the present County Road at a fir stump blazed and marked by 2-5/104 and thence that portion of the present County Road between said points.

Dated at Starkey Oregon, the 31 day of October, A. D. 1899.

NAMES.

C. A. P. Thompson  
A. J. Sullivan  
N. E. Beaumont  
B. P. Burnett  
L. O. Holmes  
H. F. Briggs  
E. Southwell  
W. J. Potts  
H. A. Patten  
C. J. Burnett

NAMES.

J. W. Briggs  
J. B. Byals  
W. C. Gray  
F. E. Milburn

11-3-99  
 J. R. O.

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

I, J. P. Olwin 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 3 day of November 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 6 day of Dec 1899  
J. P. Olwin  
G. W. Benson  
Collector

Paul  
Belmont for  
the Earl Ampster  
Shals -



BOND OF ROAD PETITIONERS.

Know all Men by These Presents, That we, W H Briggs and Tom Loftus, of the County of Union and State of Oregon, are held and firmly bound unto said County of Union in the sum of Fifty 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 4 day of Dec A. D. 1899

Now, the condition of the above obligation is such, That, whereas the above named W H Briggs and Tom Loftus, and others, have petitioned the County Court of said County of Union, at the December Term, 1899 thereof for a County Road,

to wit, commencing at a point 360 feet, north of the witness tree to the south west corner of Section 30, Twp. 3 S. R. 36 E. W. M. on the North side of the Grande Ronde River thence following the course of the Grande Ronde River on the North and West side thereof on the most practicable route for a distance of 4400 feet up said river to intersect the present County Road at a fir stump blazed and marked G-2 5/10 and vacate that portion of the present County Road between said points.

NOW, if the above named W H Briggs and Tom Loftus 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.

W H Briggs (L. S.)  
Tom Loftus (L. S.)

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

I, W H Briggs and Tom Loftus, each for himself, says, that I am worth the sum of 200 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.

Tom Loftus  
W H Briggs

Subscribed and sworn to before me this 4 day of Dec A. D. 1899

N E Beaumont  
J. P. County Clerk

Bend



*W. H. Lawrence*  
County Clerk

JAN 3 1890

**FILED**

State of Oregon  
County of Union 32.

I hereby certify that in the matter of the County Road as petitioned for by C. A. Tompkins 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

*W. H. ...*  
**FILED**  
JAN 8 1890  
COUNTY CLERK

*[Faint, mostly illegible handwritten text, possibly a letter or document body]*

*[Faint handwritten text, possibly a signature or name]*

## 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  
*C. A. Tompkins* et al., beg leave to report that  
 on the *18* day of *Dec* 189*9*, 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 a point 360 ft. North 15° East  
 of the Witness tree to the S. W. Cor. of Sec. 30 T. 3. S. R. 36 E. N. 7 M. at a  
 Rock marked R. Then North 31° East 10.20 chs to Angle 1 a Rock  
 Then North 1° West 5.00 chs to A. 2; Then N. 32° West 4.60 chs to A. 3  
 " " 54° 30' " 2.50 " " A. 4; " " 43° " 7.30 " " A. 5  
 " South 45° " 2.90 " " A. 6; " " 82° " 6.00 " " A. 7  
 " South 57° " 9.40 " " A. 8; " South 60° " 7.80 " " A. 9  
 " " 14° " 1.30 " " A. 10; " " 21° " 6.20 " " A. 11  
 " " 12° " 7.30 " to R. T. a stump in present Road all  
 points are marked with Rock  
 except A. 5 and R. T are stumps

*Arthur Kersten*  
 County Surveyor.

*W. B. Brown*  
County Clerk

**FILED**  
JAN 3 1900



State of Oregon  
County of Union 1899

I hereby certify that the foregoing field notes made by me in the survey of the county road petitioned for by C. A. Tompkins and others, are true <sup>and</sup> 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.

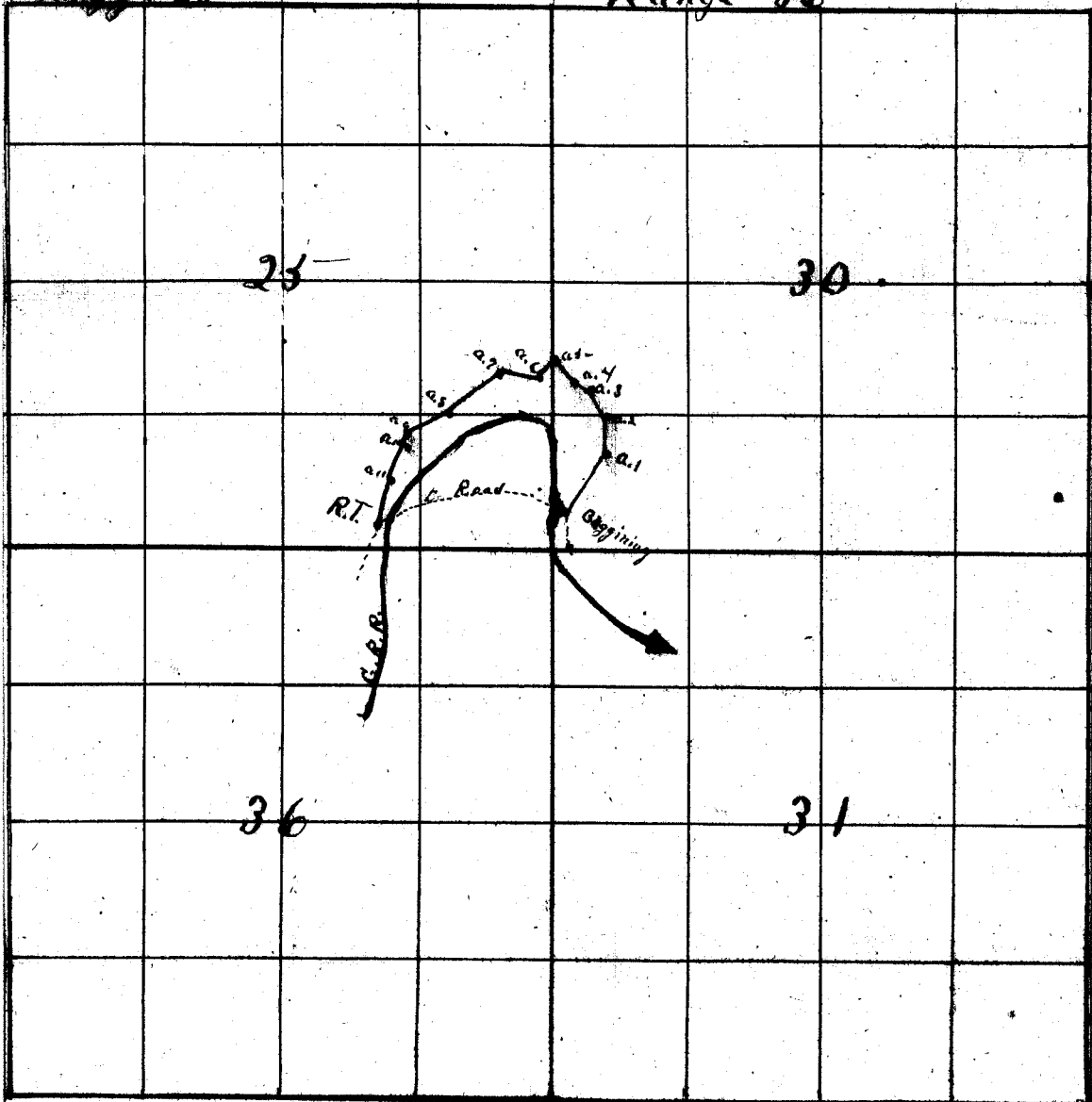
Arthur Curtis  
County Surveyor

**FILED**  
JAN 3 1900  
*W. B. Johnson*  
County Clerk

T. 3. South

Range 25

Range 36



*C. W. Thompson*  
Rush

**FILED**

JAN 3 1900

*W. H. Johnson*  
County Clerk

Be it Remembered that as 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 4th day of December A.D. 1899 and from day to day thereafter during the continuance of said term when on Wednesday the 6th day of December 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:

- Hon J. F. Wilson County Judge
- " A. T. Langrell Commissioner
- " Henry King Commissioner
- G. M. Benson County Clerk
- W. H. A. Deering Sheriff

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

In the matter of the }  
 Improvements of Wallowa }  
 Hill road

It appearing to the Court at this time that heretofore to-wit: On the 22nd day of November 1899 the <sup>Clerk</sup> was ordered by the County Judge to issue "650" of warrants on the General Fund for the improvement of the Wallowa Hill road which warrants were duly issued on said date It is therefore considered ordered and adjudged that the action of the County Judge in ordering the said warrants drawn brand the same is hereby ratified and approved

In the matter of the proposed }  
 County road petitioned for }  
 by C. A. Tompkins et al.

Comes now Thos Loftus 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: Commencing at a point 360 feet north of the witness tree to the south West Corner section 30 Twp 3 S R 36 E W. M. on the north side of the Grande Ronde River thence following the course of the Grande Ronde river on the North and West side thereof on the most practicable route for a distance of 4400 feet up said river to intersect the present County road at a fir stump blazed and marked G-25/10

Third Judicial Day

Wednesday December 6th 1899

and vacate that portion of the present County road between said points 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 beginning of the said road in a conspicuous place plainly to be seen by the traveling public, one at the terminus of the road and one near the middle of the proposed road all in plain view of the traveling public 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 the proceeding has been duly given

It is therefore ordered that E. F. James, W. S. McMullen and T. O. Olan be appointed Viewers of said road and that Arthur Curtis be appointed Surveyor of said road and that they meet at commencement of the road on the 18th day of December 1899 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 Road  
petitioned for by Gust Bue-  
gelsdorff et. al. }

At this time it is considered and ordered that this matter be continued for further hearing at the next regular term of this Court

In the matter of the  
application of Tarter Gallagher  
for a liquor license }

This matter came on to be heard at this time on the application of S. Tarter and Frank Gallagher for a license to sell spirituous malt and various liquors in less quantities than one gallon in Commeopia Precinct for a period of three months and it appearing to the Court that due and legal notice of the presentation of said petition to this



Second Judicial Day

Wednesday, Jan. 3, 1900

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 Est. Fansing, David Hawes and W. T. Afferty be appointed viewers of said road, and that Arthur Curtis be appointed surveyor of said road, and that they meet at W. S. Fougley's house on the 25 day of January, 1900, 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 peti-  
tioned for by C. A. Tompkins et al

This matter came on to be heard at this time on the reports of the viewers and surveyor heretofore filed herein for a first reading and the said reports having been read publicly in open court for the first time it is considered and ordered that the said reports be laid over for a second reading on some other day of this term of Court

In the matter of the  
proposed County Road  
petitioned for by  
Gust Bengelsdorff et al

Comes now Gust Bengelsdorff one of the petitioners for the above proposed County road and asks to be allowed to withdraw from the files of this Court the petition and papers filed herein It is therefore ordered that the Clerk allow said papers to be withdrawn

In the matter of establishing  
Boundaries of Road Districts  
in Union County, Oregon.

It appearing to the court at this time that it is necessary to change the boundaries of several road districts throughout the county so as not to have any road district in more than one precinct It is therefore considered and ordered

Fourth Judicial Day

Friday Jan 5, 1900

Union No 1

}	Judges	{ E. Mitchell A. Wilkinson B. Chancey
	Clerks	{ M. F. Davis C. B. Marsh

Union No 2

}	Judges	{ J. E. Foster J. P. Cline Wm. Chambers
	Clerks	{ W. H. Tiffin Geo. Bidelman

Copper Butte

}	Judges	{ J. P. Tinkison N. J. Jones A. W. Gillis
	Clerks	{ J. O. Miles David Reeds

In the matter of the proposed  
County road petitioned for by  
C. A. Tompkins 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 view-  
ers 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 Dec, 1899 ap-  
pointed to view, lay out and alter the proposed county road of which  
the survey hereto attached is a true and correct description as  
petitioned for by C. A. Tompkins et. al. by leave to report that  
on the 18 day of Dec 1899 in pursuance with said appointment and  
order, after being duly sworn to faithfully and impartially dis-  
charge the duties of said appointment we proceeded to view  
our 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



Fourth Judicial Day

Friday Jan. 5, 1900

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.

W. S. McMillan  
T. F. Dolan } Viewers  
E. F. Jones }

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 reports 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 why this proposed road should not be declared a public highway and ordered open according to law, and the court being satisfied from the reports of the viewers that such road will be of public utility; it is therefore considered and ordered by the court that said reports 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 C. H. Lansing and C. A. Tompkins supervisors of road districts nos 15 + 16, respectively, the same being the road districts 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 redemption  
from tax sale of an undivided one-half  
interest in Lot 7 of Block 107 of Chaplins  
addition to the Town of La Grande } Now at this time this