In Circuit Court,

Union County

O

Plaintiff

/Defendant

Attorney ter Plaintift

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Atterney for Defendant

I Tia Brown et al fate NN1, 4 n6 + Sec 1124-16 , ar Ballards landing Oregon Bank formationing. Bu'la County

PETITION FOR COUNTY ROAD.

To the Henorable County Court, for Union County, Oregon.

The undersigned, householders of Union County, Oregon, residing in the vicinity where the hereinafter described read is, to be, respectfully petition your honorable body to lay out, alter and establish a County Road within said County, on the following line or route, to-wit:

Commencing at the corner of the N.W.1/4 of N.E.1/4 of Sec.11,
Tp. 8, S.R. 46, E. W. M. running thence on section line east about
3/4 of a mile to east bank of Spencer ditch, thence in a southeasterly
course along north bank of said ditch, about 1/2 mile, thence in a
N.E. course, about 3/4 of am-ile to north bank of Warm Spring Creek
thence along the most practicable route to Ballards Landing on
Oregon Bank of Salas Pieces, by were a

And in duty bound your petitioner will ever pray, etc. Dated at Pine, Bregen, this 9th day of March, 1900.

Names .

Ira Brown

E. L. "cody

Arno Schmidt,

L. Lloyd,

Dick Keepman.

Grorge Oliver,

G. W. McCarty

John Quinan,

C. I. Lansing,

F. Bradford,

J. H. Pearson,

E. F. Ballard,

W. H. Blankinship/

W. M. McClain,

A. A. Buchannan,

Names .

Holstine, J. H.

J. A. A. Wilmon,

Effie Curless.

Fritz Koopman,

Harmon Koopman,

H. K. Oliver,

G. M. Martin,

M. W. Strause,

J. A. Vaughan,

E. E. Leggett,

Peter Packler,

A. E. Marshallsay,

Frank E. Pearce,

C. A. Oliver.

John Buchannan,

amp

T. M. X. Smith,

Andrew M. Johnson,

Bert Vaughan,

V. W. Plummer,

C. H. Benham,

Joe Thrasher,

L. Cox,

C. C. Steel,

J. Taylor,

Cyrille Bessette,

E. Ridenow

L. S. Gulick,

William R. Gregg,

E. P. Maxley,

W. Hopping,

Chas. Ashby,

C. B. Leep/

Endorsed.

Filed May 9", 1900

regon,)

County Class

State of Oregon,) (ss.

County of Union,) I, W. W. Lloyd, being first duly sworn, say that I posted three several notices, of which the notice hereunte attached is a true and correct copy, in these public places in said County in the vicinity of the proposed road therein described, to wit: One at Ballards Landing on Oregon Bank of Snake River. One on the New Bridge on North Pine Creek, and one at the corner of the N.W.1/4 of N.E.1/4 of Sec. 11, Tp. 8, eight, S.R. 46, E. W. M. thirty days previous to the presentation of the road petition there in mentioned, to-wit: On the 2nd day of April, 1900, and that thereafter, and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 6 day of April, 1900 I posted a true and correct copy of said notice at the place of holding Court for Union County, Oregon, towit: 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 petitioner as I verily believe.

W. W. Lloyd.

Subscribed and sworn to before me this 5 day of May, 1900.

A. W. Compton,

Justice of the Peace.

Endorsed: -

Filed May 9, 1900.

G. W. Benson, County Clerk.

Bond of Road Petitioners.

KNOW ALL MEN BY THESE PRESENTS, That we Ira Brown, and Luther LLoyd and Fritz Koopman, of the County of Union and State of Owegon, 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 4 day of May, A. D. 1900.

Now, the condition of the above obligation is such, that, whereas, the above named Ira Brown, and _______, and others, have petitioned the County Court of said County of Union, at the way Term, 1900, thereof for a county Road. Commencing at the Corner of the N.W.1/4 of N.E.1/4 of Sec. 11, Tp. 8, S.R. 46, E. W. M. running thence on section line east about 3/4 of a mile to east bank of Spencer Ditch, thence in a southeasterly cousse along north bank of said ditch, about 1/2 mile, thence in a N.E. course about 3/4 of a mile to north bank of Warm Spring Creek, thence along the most practicable route to Ballards Landing on Oregon bank of Snake River, by way of New Bridge, on North Pine Creek.

Now, if the above named Ira Brown and Luther LLoyd, and Fritz Keepman, 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.

Ira Brown, (Seal.)
L. Lloyd, (Seal)
Fritz Koopman, (Seal)

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

I, Luther LLoyd and Fritz Koopman, 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.

L. Llyyd,

Fritz Koopman,

Subscribed and Sworn to beforeme this this 4 day of May, A.D.1900.

Oscar Kendall,

Notarial Seal.

Netary Public for Oregon.

Endorsed:-

In re Ira Brown Road.

Filed May 9, 1900.

G. W. Benson, County Clerk.

Gunal Entry. Ira Brown Road.

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 7th day of May, A. D. 1900, and from day to day thereafter, during the continuance of said term, when on Wednesday the 9th day of May, 1900, 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. B. F. Wilson, County Judge,

- " R. T. Langrell, Commissioner,
- " Henry Hug, Commissioner,

G. W. Benson, Clerk,

D. Y. K. Deering, Sheriff,

When on Wednesday the 9th day of May, A. D. 1900, or the Third Judicial Day of said term, among other proceedings the following was had, to-wit:-

In the matter of the proposed County Road)

Petitioned for by Ira Brown, et al.

Comes now Ira Brown, 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 the corner of the N.W.1/4 of N.E.1/4 of Sec.11, Tp. 8, S.R. 46, E. W. M. running thence on Section Line, east about 3/4 of a mile to East Bank of Spencer Ditch, thence in a southeasterly Course along north bank of said ditch about 1/2 mile, thence in an N.E. Course about 3/4 of a mile, to north bank of warm Spring s Creek, thence along the most practicable route to Ballards Landing on Oregon bank of Snake River, by way of Newbridge, on North Pine Creek.

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 Ballards Landing on Oregon pank of Snake River, one on the new bridge on north Pine Creek, and one at the corner of the N.W.l/4 of N.E.l/4 of Sec. 11, Tp. (8(Eight S.R. 46, E. W. M. for more than thirty days immediately prior to the presentation of said petition to this Court notifying all persons concerned that application would be made to this Court at the present session of this Court and that the notices so posted were in due form and duly signed by the petitioners and that a bond for the cost of this proceedings has been duly given.

It is therefore ordered that W. W. Lloyd, Elmer Greener, and J. V. Leep, be appointed viewers of said road, and that Arthur Curtis be appointed surveyor of said road and that they meet at Pine on the 24 day of May, 1900, at 9 O'Clock, A. M. and after qualifying, to view, survey and lat out said road according to law.

(Signed) B. F. Wilson,

County Judge,

The foregoing order is entered in Comr's Jul.

'J' at page 142 thereof.

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 Ira Brown, et al, beg leave to report that on the 24th day of May, 1900, 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.

Arthur Curtis,

County Surveyor.

Per. J. L. Curtis, deputy.

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

I hereby certify that in the amatter of the County Read petitioned for by Ira Brown, 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, laying out and establishing of said road before entering upon the discharge of their said duties in that behalf.

Arthur Curtis.

County Surveyor,
By J. L. Curtis, deputy.

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

I hereby certify that the foregoing field notes made by me in the survey of the County Road petitioned for by Ira Brown et al, 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,

By J. L. Curtis, deputy.

Endorsed: -

Filed June 9, 1900.

G. W. Benson, County Clerk.

Report of Viewers.

To the Honorable County Court of Union County, Oregon:

The undersigned viewers heretofore on the 7th day of May, 1900, appointed to view, lay out and alter the proposed County Read, of which the survey hereto attached is a true and correct description, as petitioned for Ira Brown et al, beg leave to report that on the 24th day of May, 1900, in pursuance with said order and appointment, 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 to 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.

W. W. Lloyd,
Elmer Greener,
J. A. Leep, viewers.

Endorsed: -

Filed June, 9, 1900.

G. W. Benson, County Clerk.

FIELD NOTES/

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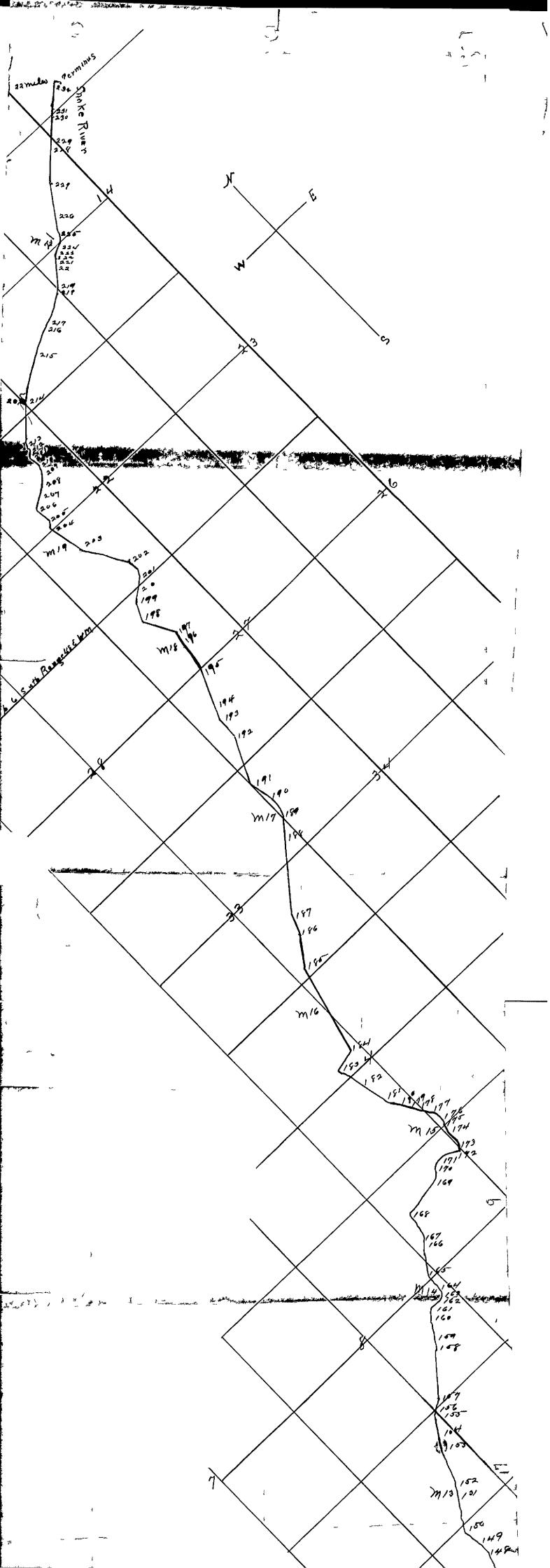
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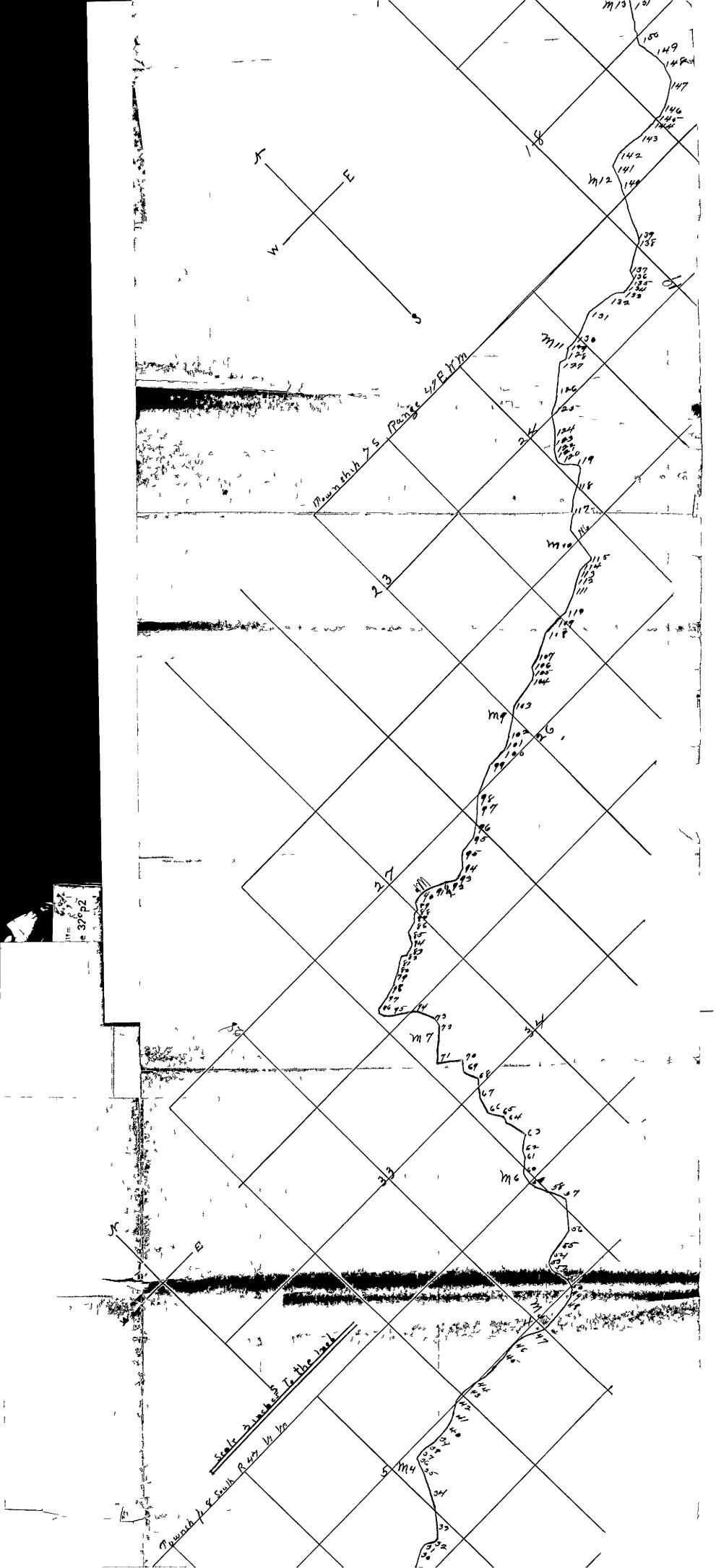
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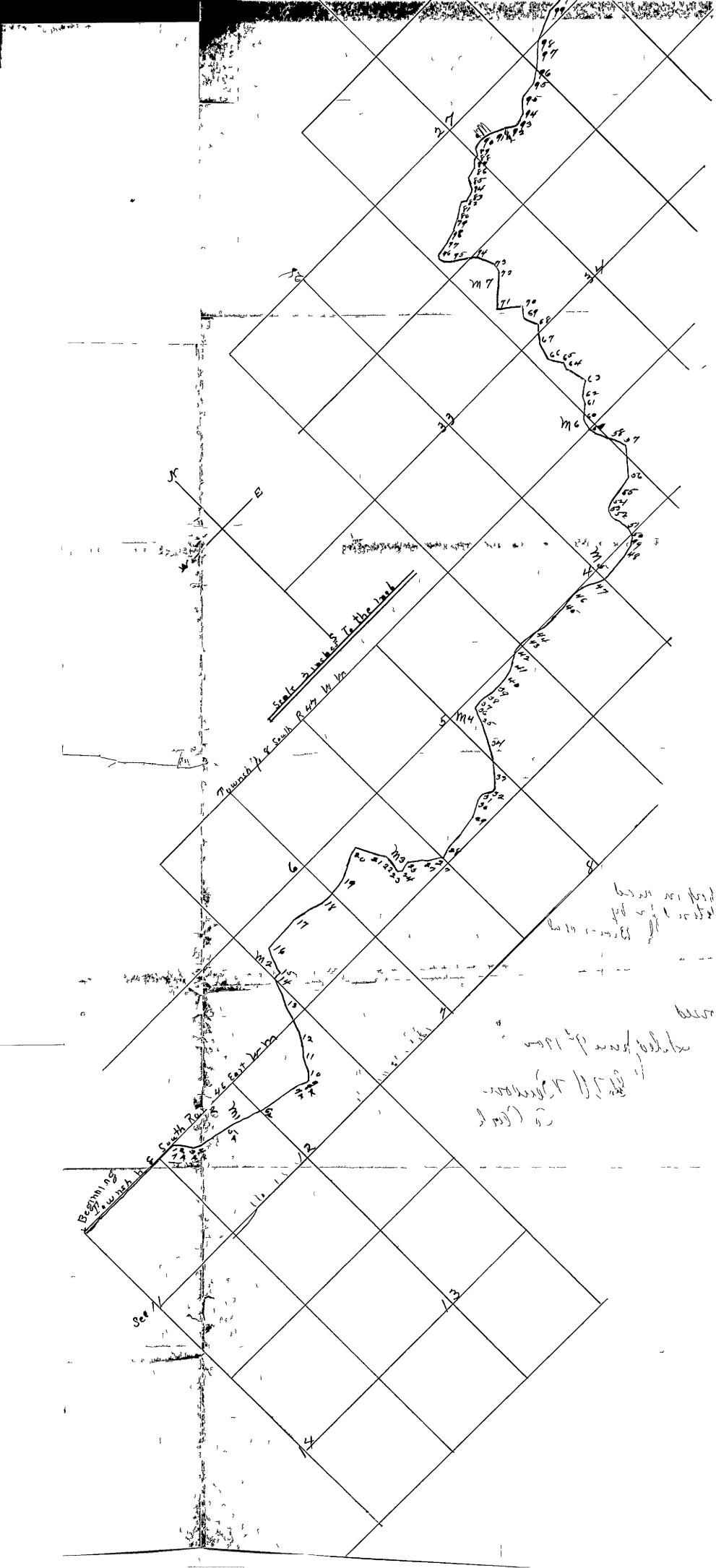
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2.00 to the terminus of the road at a pine tree, standing on the bank of Snake River at Ballard's Landing on the Oregon side of the River, the tree is marked TR. T. and also the 22 mile post.







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 2dday of July, A. D. 1900, and from day to day thereafter during the continuance of said term, when on Thursday, the 5th day of July, A. D. 1900, 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, Judge Presiding,

The Hon. Henry Hug, County Commissioner,

The How. Geo. W. Brown, County Commissioner,

G. W. Benson, Clerk,

D. Y. K. Deering, Sheriff.

When on Thursday the 5th day of July, A. D. 1900, or the Third Judicial Day of said Term, among other proceedings the following was had, to-wit:

In the matter of the County Road)
petitioned for by Ira Brown, 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 herein, and the said report having how been publicly read in open Court for the first time, it is considered and ordered that said report be laid over for a second reading on someother day of the present term of this Court.

(Signed) B. F. Wilson, County Judge,

The foregoing order is entered in Comr's Jul.

*J' at page 187 thereof.

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 2d day of July, A. D/ 1900, and from day to day thereafter. during the continuance of said term, when on Thursday, the 5th day of July, A. D. 1900, or the Third Judicial Day of said Term, the said County Court opened for the transaction of County Business with the following officers present, to-wit:-

The Hon. B. F. Wilson, Judge Presiding,

The Hon. Henry Hug, County Commissioner,

The Hon. Geo. W. Brown, County Commissioner,

G. W. Benson, Clerk,

D. Y. K. Deering, Sheriff.

When on Friday the 6th day of July, A. D. 1900, or the Fourth Judicial Day of said merm, among other proceedings the following was had, to-wit:

In the matter of the proposed County Road)
petitioned for by Ira Brown, et al.

This matter came to be heard at this on the report of the viewers and surveyor heretofore appointed herein, for a second reading as required 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 May, 1900, appointed 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 Ira Brown, et al, beg leave to report that on the 24th day of May, 1900, in pursuance with said appointment and order, after being duly sworn to faithfully and impartially descharge 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 to the convenience of the householders residing in the vicinity thereof, we therefore recommend that said proposed road be laid out and declared a publich highway of said County.

W. W. Lloyd,

Elmer Greener,

J. V. Leep, viewers.

And said report of the viewers and the report of the surveyor having been now publicly read in open Court on two several days of the present term of the Court, and it appearing to the Court that said viewers report favorably thereon, and recommend that said proposed road be established as a County Road and be declared a public highway of Union County, Oregon, and all the proceedings herein having been regular and according to law, and no remonstrance or claim for damages having been filed herein, and there having been no cause shown why this proposed road should not be declared a public highway, and ordered opened 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 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 on the Book of Plats of County Roads of Union County, Oregon, and that Ira Brown and E. Ridenour, Read Supervisors of Road Districts Nos. 43 and 43 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

decree and ordered to open up said road and place the same in repair for travel.

(Signed) B. F. Wilson,
The foregoing order is entered in Comr's Jul.

(J' at page 194 thereof.

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

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State of Oregon,)
County of thich,)

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

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the County Court, this 5th day of July, A. D. 1902.

Gw Benson Coclork.

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

In the matter of the second

County of district and the control of the confidence of the confid

the seal of the County Court, this bth day of help, A. D. 1902.

- March 1987 Contraction of the Contraction

Third Judicial Day

Wednesday may 9th 1900

whom two householders of this Country periding in the visual of said proposed prod and what said polition properly specific the place of beginning, intermediate points and place of termination of said post and it satisfactority appearing to the Cours that motice has been given by advertisement posted as the place of holding Country Cours, Towin: as the Cours home in the town of Union, Country of Union, State of Oregon and also in three public places in the vicinity of Minion, State of Oregon and also in three public places in the vicinity of paid proposed poad, tower,

One as the north East corner of Sec 1 Tp 8 5 R 45 6 Mm. One about 20 pode South from South West Corner of N6/4 of SN/4 of Sec. 17 Tp 8 5 R 46 6 Mm and about middle of pood petitioned for, One as the end of pood petitioned for and about 61 pods in a South Westerly direction from North east corner of 56/4 of NM/4 Sie 2 1 Jp 8 S R 46 6 Mm for more than thinky days mimediately prior to the presentation of said petition to this Cours notifying all persons concerns that application would be made to this Cours as the present person of this Court and short the notices so posted were in due form and duly signed by the petitioners and that a bond for the cost of this court and that presenting has been duly given It is therefore ordered that Its Chandler, S.D. Day and J. 6 Minderwood by appointed viewers and that a they meet as R.J. Laugrelle on she 23 day of may 1900 at the hour of 8 o'clock a.m. and after qualifying to view survey and lay out said pood appointing to law

In the matter of the proposed County road petitioned for by ha Brown eral.

Comes now Ina Brown one of the petitioners for the above names proposed County pools and presents to the Course the petition of himself and others praying for the location and establishmens of a County Road described as follows, towir:

Commencing at the corner of the notife of NEX of Sec. 1 Ip & STR & 6 NM princing there on section line east about Ix of a mile to East bank of spence ditch, whence in a South Easterly course along North bank of paid ditch about in mile there in a NE course about it of a mile to north bank of warm springs view, there along the must practicable points to Ballands landing on Oregon bank of smake prim by way of New bridge on North Time breek

And it appearing to the Court that paid petition is signed by more than

twelver homeholders of this Country, residing in the violety of said peroposed from and that said petition peroperly specifies the place of beginning intermediate points and place of termination of said pool, and it satisfactorily

appearing to the Cour that notice has been given by a dontisement posted at the place of holding County Cours, town: at the Countlown in the boun of Minion County of Minion, plate of Croq on and also in three public places in the recently of said proposed post. town: One or Ballonds landing on Oregon bound of Smake rine, and one the new bridge on north Brie break, and one at the corner of the NW14 of NE14 of See 11 top 187 Eight S.R. 4 6 6 Mm for more than thirty days in mediately prior to the presentation of said petition to this Court motifying all persons concerned that application would be made to this Court at the present session of this Court and that they of whise Court and that they are the coar of this preceding how bren duly given in due form and duly signed by the settliness duly given in the coar of this proceeding how bren duly given in the coar of this proceeding how bren duly given in the set of appoints New ordered that they was and after gradifying to view purely and lay out said pood a courting to law.

petitioned for by a Lun in his own right

by the court that this matter be continued for the term

In the matter of the proposed County Road (petitioned for by 6,0, Cramston) for exalt

This matter came on to be heard as this lime on the report of the viewers and surveyor heretofore appointed herein for a first reading and the paid report having been publicly read in open Court for the first time It is ordered that the pame be laid over for a second reading on some other day of the present term of Court Third Judicial Suy.

Thursday, July 5, 1900.

for the first time, It is considered and ordered that caid report by laid over for a present reading on come after day of the persons them of court. And it further appearing to the court that beorge tottle has filed a claim herein for damages in the cum of \$175°C and that mil Johnson has also filed a claim for damages herein in the cum of \$, toth claimed by reason of the proposed location of paid road over their premises, and is further appearing there cain George tettle is a eigen of the faction for each road? There cain grower of the faction of principle of the proposed where the claim of mil Johnson is not conficiently specific. It is therefore vodered that cain claims for damages and each of them had the came are hereby overwelled and smile.

In the marter of the Country Road] Outstirmed for by S. L. Burmough et of

This menter came on to be heard at this time on the report of the views and curryor heatifore appointed herein for a first reading herein, and the said report having now been Jout-lieby read in open court for the first time, It is considered and ordered that said report be laid over for a second reading on some order day of the present term of these court.

In the matter of the Country Road \ Outstooms for by Ira Brown et of

This matter came on to be heard as this time on the report of the visions and coveryor heretofore appointed herein for a friest reading herein, and the caid report having now him penblicly read in open court for the first time, It is considered and ordered that caid report be laid over for a cerond reading on come wither day of the present time of this court.

In the matter of approving official Bours

Como non the mely elected country specials & W. Benson, S. G. It. Suring, John M. Elektrion, arthur Curto, J. C. Thury and priored to the cours their oppearing for approval, and is appearing to the court that said bouds are given in the sums of \$10,000, \$10,000, \$3,000, \$5,000, \$3,000 respectively as required by law and it appearing to the court that the sumition theren is in one form of law, and properly stamped as required by law, and that the sunters by law.

Downth Judicial Say

Friday, July 6, 1900.

chould be laid our and rotablished as a public highway of muin County, Origon; That the come is practicable and would add to the communice of the householders residing in the vicinity attends, on therefore recommend that said proposed road be laid out and declared a public highway of said county.

Leman Blanchard)
Julius C. Hug (
John n. Stahrli

Viewera.

And said report of the runners and the report of the surveyor having bun now publicly read in open court on two several days of the priories term of the cours, and it appearing to the cours that said views report favorably thereon, and recommend that pain peroposed road be established as a county road and be delared a public highway of Union county, Oregon, and all the proceedings herein having him regular and according to law, and no remonotrance or claim for damages having been filed herein, and where having been no course shown why this proposed road should not be delaced a Joublie highway and ordered oform according to law, and the cours bring cational from the report of the viewers that such road will be of Julies utility; it is therefore considered and ordered by the course than paid report of the viewer and curviyor he approved and adopted by the cours and that said proposed road be declared a Joublie highway of union County, Oregon, and ordered opined up and placed in repair for travel according to law. It is further ordered what whe report of the viewers be placed on record in this journal, and that the surveyor's plan of the Jeroposed road and his file notes of the envery thereof, he placed on record in the book of plats of country roads of Minn country, Oregon, and that Charles Cross, road supervisor of road district no. 5, the same hing the road district in which said road is located, be Juniched with a copy of the prtition 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 Proposed of Country Road putitioned for by dra Brown et of

This matter came to be heard as this time on the report of the remains and conveyor heretofore appointed herein, In a second reading as required by law, and the report of venions bring in words following, towns:

Report of Venions

To the Otomorable County Cours for Musion County, Oregon:

The undersegued vivino heretofour on the 7th day Juny, 1900, appointed

Fruit Judicial Day.

Driday, July 6, 1900.

to new, lay out and alter the proposed country road, of which the curry hereto attached is a true and correct description, as petitioned for by Dra Brown et al, by leave to report that on the 24th day of may. 1900, in pursuance with said appointment and order, after bring duly owom to faithfully and importially discharge the duties of said uppositioner, in proceeded to view our enid proposed road for the whole distance thereof, and that in our opinions and peroposed road climed to laid out and rotablished as a public highway of Mum County, oregon, That the came is practicable and would add to the commince of the householders reading in the vicinity thereof, we therefore recommend that said peroposed road be laid out and delared a Juleev.w. Lloyd his highway of said county, Elmer Gruner (Viewers.

g. V. Lupe

And said report of the numero and the report of the surveyor having how now publishy read in open court on two several days of the present time of the court, and it appearing to the court that caid minos report favorably thereon, and recommend that said proposed road be votablished as a country road, and be declared a public highway of Muion County, Oregon, and all the Jurendungs homin having bun regular and according to law, and no remonstrance or claim for damages having been filed herein, and where having been no cause chown why this perposed road schould not be declared a public highway, and vowed open according to law, and the court bring catrofied from the report of the views that such road well be of perblic utility; It is therefore considered and ordered by the court that paid report of the newiro and conveyor be apopurous and adopted by the court, and this said peroposed would be declared a public highway of Muion County, Oregon, and ordered opened up and placed in repair for travel according to law. It is further ordered that the report of the vicino be placed on record in this governal, and that the curveyor's plan of the peroposed road and his field notes of the curry thereof he placed on record in the book of plats of country roads of Muin Country, oregon, and that In Brown and Elikeweet, and cupermains of road districts now. 4% and 43 respectively, the Same bring the road sixtricto in which caid road is located, be furnished with a copy of the petition herein and a copy of this drown, and ordered to open up said road and place the came in repair you travel.