

EGUITY } No //
LAW }

In Circuit Court,

Union County

A E Eaton

Plaintiff

VS

E M Sanders
Mrs A J Sanders

Defendant

Leroy Lewis

Attorney for Plaintiff

Attorney for Defendant

540

In re Road petitioned for
by A G Naeby et al

Commencing at SE corner
Sec 9 T₇ R 38 E running
thence West 1 mile to NW cor
of said Sec 9 the town

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:

Commencing at the South East corner of
 Sec 9 Tp 1 S R 3 & E W M, running thence
 West on sec line 1 mile to SW cor of said
 Sec 9 and there terminate

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

Dated at Summerville Oregon this 26 day of ^{May 26} June 1900 1900

NAMES:

NAMES:

A G Waelty

M Oliver

W A Baker

J S Bryant

S C Johnston

J E Woods

H Zweifel

U & Hase

Henry Zweifel

L O Van Dantzel

Geo M Killigan

H L Johnston

Elias Kuhn

S D Picklin

T J Glenn

FILED

AUG 8 1900

L. W. Benson

County Clerk

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

I, A. G. Waelty 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 the Court House door

One at the beginning of house and school house
road on or John Lewis's near the road
and Road continuing at the South East corner of
Section 9 T 1 S R 38 E well to the west
Running thence west on Sec. line one mile to S. W. corner
of sec. 9 T 1 S R 38 E Wm.

Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the 26 day

of May June 1902, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 26 day of June 1902, 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.

A. G. Waelty

Subscribed and sworn to before me this 31st day of July 1902

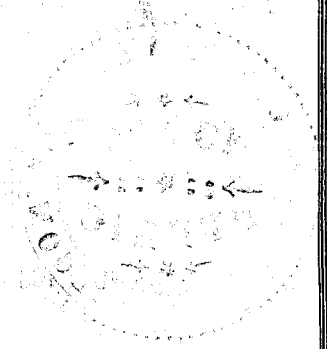
E. D. Dowell
Notary Public for Oregon

FILED

AUG 8 1900

E. W. Pearson

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 ~~the~~ day, the 8th day of May, A. D. 1900, 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 the southeast corner of section 9, township one south, range 33 east of the Willamette meridian; running thence west on section line one mile to the southwest corner of said section nine, and there terminating.

Dated at Summerville, Oregon, the 8th day of May, A. D. 1900.

NAMES

NAMES.

A. G. Waelty
 M. Oliver
 W. A. Baker
 G. S. Bryant
 S. C. Johnston
 W. E. Woods
 H. G. Groat
 W. L. Hob

Henry Zweifel
 John L. Carr
 Geo McKilligan
 H. L. Johnston
 Elias Kuhn
 S. D. Picklin.

J.P.O.
 6-27-1900

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

I, J. P. Oliver being first duly sworn, say that ~~I posted three several notices, of which the notice hereto 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 27th day of June 1900, I posted ^{the} ~~a true and correct copy of said~~ ^{notice attached} 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.

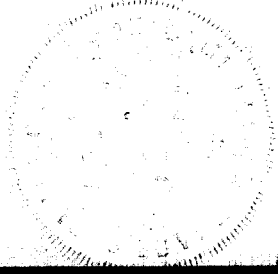
Subscribed and sworn to before me this 5th day of August 1900
J. P. Oliver
Frank M. [unclear]
Notary Public Oregon

FILED

AUG 8 1900

G. W. Benson

County Clerk



BOND OF ROAD PETITIONERS.

Know all Men by These Presents, That we, Albert G. Waelty and Gottfried Waelty, 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 1st day of June A. D. 1900

Now, the condition of the above obligation is such, That, whereas the above named Albert G. Waelty and Gottfried Waelty, and others, have petitioned the County Court of said County of Union, at the July Term, 1900 thereof for a County Road,

Commencing at the South East corner of Section Nine Township One South Range Thirty Eight East Willamette Meridian Running thence west on section line one mile to the South West corner of said Section Nine and thence terminating

NOW, if the above named Albert G. Waelty and Gottfried Waelty 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.

Albert G. Waelty G. Waelty (L. S.) (L. S.)

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

I, Albert G. Waelty and Gottfried Waelty, 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.

Albert G. Waelty
G. Waelty

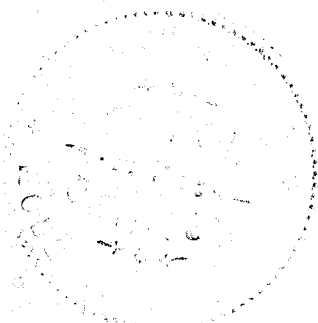
Subscribed and sworn to before me this 31 day of July A. D. 1900

Edmondson
Notary Public for Oregon

In R
Reid Pittman Sr
- by -
A. S. Wierly

FILED
AUG 8 1900

W. H. Benson
County Clerk



In the County Court State
 of Oregon for Union County
 In the Matter of the County Complaint
 road petitioned for by } of S. H. Smith
 Albert Weally & Co } for damages

I S H Smith through whose land
 the road petitioned for by the
 above named Albert Weally & Co
 viewed ~~viewed~~ ^{viewed} ~~marked out~~
 alleges that James Woodell ~~James~~
 Hunter and Freeman Ladd
 viewers appointed by said Court
 to view and mark out the
 County road petitioned for by
 said Weally & Co met according
 to and under and by virtue of
 said appointment viewed and
 marked out said road through
 certain portion of this complain-
 ant's land being the S^{1/2} of S &
 1/4 of Sec 9 Range 38 East W. M.
 that the way said viewers have
 marked out said proposed Road
 through said land this Complaint
 will be forced and compelled to
 move and reset half a mile of
 fence clear and cut out a half
 a mile of a space where said

said fence is reset and cuts
off and appropriates two
acres of complainant's land
and deprives him forever
of the use and benefit of
same that by reason of
the premises this complaint
will be damaged if said
road is located as proposed
see the sum of \$1000-

State of Oregon } S. N. Smith
County of Union }

I S. N. Smith being
duly sworn say I know
the contents of the foregoing
complaint and that the
same is true as I verily
believe S. N. Smith

Subscribed & sworn to before
me this 21st day of 1901
H. T. Williams
Notary Public for Oregon

In the largest ~~leaf~~ part
the state of Oregon Union ~~leaves~~
~~city~~
The Grand Round ⁶
Gumbo

Cum gratia
State of Oregon
Municipal Council

In the Matter of
The Road between
Town of ~~Woods~~
State

Complaint for
damages

Filed ~~April~~ 1, 1981
J. W. Benson Clerk

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

We, the undersigned viewers heretofore on the 3rd day of April 1891, appointed to view out and assess the damages claimed by S. N. Smith in the matter of the proposed county road, petitioned for by A. B. Healty et al. beg leave to report that on the 23 day of April, 1907, 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 S. N. Smith complainant, and to assess and determine how much less valuable said premises of said complainant would be rendered by the opening of said road, and we find that the premises of said complainant S. N. Smith would be rendered \$ No less valuable, and that the premises of complainant S. N. Smith would be rendered \$ — less valuable, and the premises of the complainant — — — — — would be rendered \$ — — — — — less valuable by the laying out and establishment of said proposed road as a public highway of said county, and recommend that nothing be paid to said complainant before laying out and establishing said road as a public highway.

J. L. McKinnis
C. H. Myers
M. L. Englar

Filed April 24, 1907.
G. W. Benson
Clerk

State of Oregon,

ss:

County of Union.

We, J. L. McKinnis, Chas.

Myers and W. L. Fugate, having been appointed by the County Court of Union county, Oregon, to view and appraise the damages that would accrue to S. N. Smith by reason of the location and establishment of the county road petitioned for by A. G. Waelty, and others, being first duly sworn, say, each for himself, that I will faithfully and impartially perform my duty and report to the county court how much less valuable the premises of said claimant would be rendered by the location of said proposed road.

J. L. McKinnis
.....
Chas. Myers
.....
W. L. Fugate
.....

Subscribed and sworn to before me this 23 day of April
A. D. 1901.

L. D. Dorwell
.....
Notary Public for Oregon
.....

(over)

In the matter of the
road petitioned for by
Ally Waelty, et al

This matter came on to be heard at this time on the report of the viewers and surveyor filed herein for its first reading as required by law ^{and} also upon the claim of S. M. Smith for damages on account of the location and establishment of said proposed road, the same being described as follows:

Commencing at the South East corner of Section 9, Tp 1, R 38 E 2m, running thence West on section line 1 mile to SW corner of said section nine and there terminate. And it appearing to the Court, that ~~the~~ S. M. Smith claims to be the owner of Tr. Sec 9, Tp 1, R 38, E 2m over ^{and} across which the above named County road as viewed and surveyed extends; that he will be damaged in the sum of \$100 by the location and establishment of said road.

It is therefore considered and ordered by the Court that J. L. McGinnis, Chas. Myers and W. L. Zugate be appointed appraisers to examine the premises of said claimant S. M. Smith the entire distance through which ~~the~~ ^{said proposed road} will pass ^{and} report to this Court how much less valuable the premises of said claimant would be rendered by the location ^{and} establishment of said road and that they meet at the commencement of said road on Apr 20, 1901 at 9 o'clock a.m.

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

I, A. G. Waelty 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 conspicuously on a pine tree at the commencement of said proposed road. One conspicuously on the fence at the N. W. corner of John Lewis' farm, at the place where public school notices etc. are generally posted. One conspicuously near Pleasant Grove school house on a public county road.

Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the 26th day of June 1900, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the _____ day of _____ 1900, 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 28th day of February 1901.

A. G. Waelty
M. A. Harrison
Notary Public for Oregon

N. P. Wally mod

Rec'd Mar. 2, 1901

J. M. Brown

Q. W. Clark

State of Oregon
County of Union } s.s

I hereby certify that in the matter of the County Road petitioned for by A. G. Wealty 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

FILED

APR 3 1901

W. J. Dawson
County Clerk

REPORT OF VIEWERS.



To the Honorable County Court for Union County, Oregon:

The undersigned viewers heretofore on the 4 day of March 1901, 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 A. G. Wealty, et. al., beg leave to report that on the 27 day of March, 1901, 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 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.

W. G. Hunter
James D. Woodell
Freeman Ludd

Viewers.

FILED

APR 3 1901

W. J. Johnson
County Clerk

State of Oregon }
County of Union } S.S

I hereby certify that in the matter of the County Road petitioned for by A. G. Wealey and others, that the field notes made by me are true and correct, and that the plot accompanying the same is a true and correct representation together with the angles and distances

Arthur Curtis
County Surveyor

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
..... A. G. Nealty et al., beg leave to report that
on the 27 day of March ¹⁹⁰¹~~189~~, 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 South East Cor. of
..... Sec. 9, T. 1 S., R. 38 E., N. M., at a stake marked R in
..... County Road thence West on Sec. line 80 chains to
..... South West Cor. Sec. 9, the Road Terminus a tall
..... marked R. T

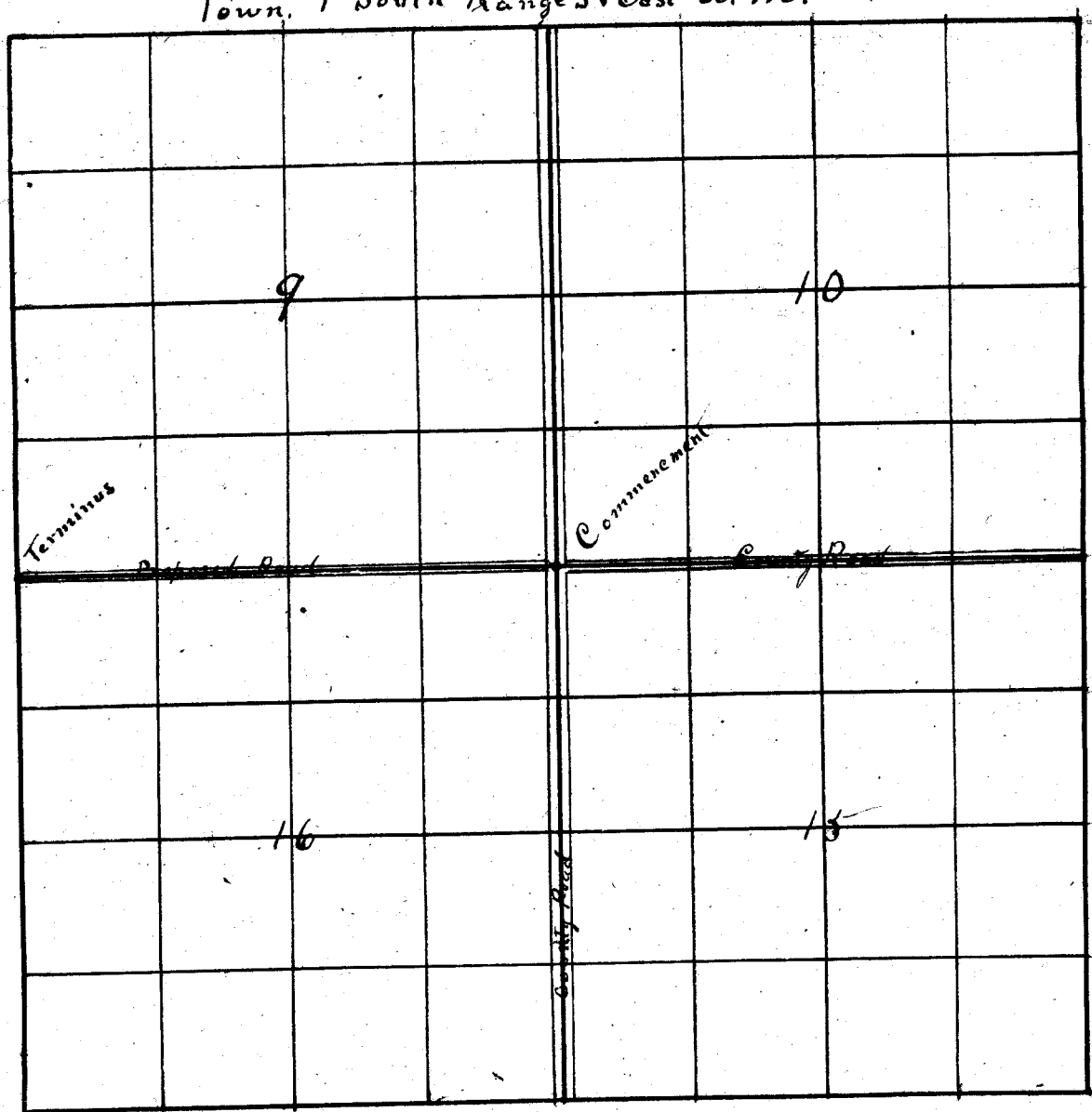
..... Arthur Curtis
County Surveyor.

FILED

APR 3 1901

W. H. Benson
County Clerk

Town. 1 South Range 38 East U.M.



A. G. Welch - road
548

FILED

APR 3, 1901

W. A. Brown
County Clerk

Third Judicial Day

Wednesday, August 8, 1900.

In the Matter of the Proposed }
County Road Petitioned for by }
A. G. Wadley et al }

This matter came on for hearing at this time upon the petition and other papers filed herein and it appearing to the court that the proof of posting notices in the vicinity of said proposed road is sufficient it is ordered that this matter be continued for the term for an amended proof of posting herein.

In the Matter of the Proposed }
County Road Petitioned for by }
N. S. Blank et al }

at this time it is ordered by the court that this matter be and the same is hereby continued for the term in order that an adjustment may be made with the parties through whose premises said proposed road will pass without the necessity of a survey.

In the Matter of a Road of }
Public Encumbrance Petitioned for }
by L. A. Hudson }

Now at this time this cause came on for hearing before the court upon the report of the viewers heretofore at the last term of this court appointed to view and lay out a county road petitioned for by L. A. Hudson from her residence situated upon the northeast quarter of the southeast quarter, the east half of the northeast quarter and the northwest quarter of the northeast quarter of section 32, Tp. 4 S. R. 40 E. 20 M. in Union County, Oregon, beginning at the southwest corner of the northeast quarter of the southeast quarter of said section 32, Tp. 4 S. R. 40 E. 20 M. and extending thence south a distance of about 14 rods to the county road petitioned for by Joe Wilkinson et al and to assess the damages that would accrue to R. M. Blackler and W. S. Blackler by the laying out and establishing of said road; and it appearing to the court that said viewers, namely Robert M. Smith and N. S. Swain before proceeding to view and lay out said road and assess the damages arising therefrom were each duly sworn to faithfully and impartially discharge their duties as such viewers; that after being so duly sworn they met at the residence of petitioner upon her said premises on the 21st day of July, 1900, at the hour of 10 o'clock a.m. and proceeded to and did view and lay out said proposed county road, beginning at a point on the premises of petitioner

Second Judicial Day

Wednesday Sept 5-1900

In the matter of the proposed
County Road, petitioned for by
Alf. Macleay, et al }

This matter came on for a hearing at this time upon the petition and other papers filed thereon and it appearing to the Court that the proof of posting of notices in the vicinity of said proposed road is defective

It is ordered that this matter be continued for the term for an amended proof of posting of notices

In the matter of the proposed
road petitioned for by. N.S.
Plank, et al }

At this time it is ordered by the Court that this matter be and the same is hereby continued for the term in order that an adjournment may be made with the parties through whose premises said proposed road will pass without the necessity of a survey

In the matter of the road petitioned
for by J. J. Chue, et al }

At this time it is ordered by the Court that this matter be and the same is hereby continued for the term in order that ^{proof} of posting of notices may be had, and furnishing of bond

In the matter of procuring
wood for County purposes
for the ensuing year }

In the matter of procuring wood for the use of various offices for the ensuing year, pursuant to instructions to instructions issued to the Clerk at last session of this Court, ordering that he advertise for bids to furnish the various offices of the County, sixty cords of good yellow pine, ^{wood} four feet long, and it appearing to the Court that no bids have been filed, but that Regan offers to furnish thirty cords of good yellow pine wood 16' in length properly piled in the Court House yard for the sum of three ⁰⁰/₁₀₀ dollars per cord, cash, and it appearing to the Court that said price is reasonable and that it would be to the best interests of the County to accept said offer

Third Judicial Day

Wednesday, October 3rd 1900.

In the matter of the
proposed road petitioned
for by J. J. Cline, et al

At this time it is ordered by the Court that this matter be and the same is hereby continued for the term.

In the matter of the
proposed road petitioned
for by A. E. Waddy, et al.

At this time it is ordered by the Court that the matter be and the same is hereby continued for the term.

In the matter of the
application of E. P. Hawley
for liquor license

At this time it is ordered by the Court that the matter be and the same is hereby continued for the term.

In the matter of the
claim of Mrs. Chas. Wilson
for injury to horse

At this time it is ordered by the Court that the matter be and the same is hereby dismissed and the claim denied.

In the matter of the
redemption of the tax sale
Sec 35. T. 2 S. 27. 34 E. W. M.

This matter came on to be heard at this time on the petition and affidavit of Thomas McCormick for the redemption of the above described lands from the sale thereof to Union County for delinquent taxes, from which it appears that said lands were assessed to petitioner for the year 1896 and were sold to Union County for delinquent taxes for that year, the County bidding therefor the sum of \$9.59, that petitioner is desirous of redeeming said lands from said sale and has tendered to the Clerk of this Court the amount of said bid, viz \$9.59, and it further appearing to this Court that it would be to the best interests of the County to accept said tender.

It is therefore considered and ordered by the Court that said tender be and the same is hereby accepted; that the tax lien

Second Judicial Day

Wednesday Nov 7th 1920.

petition has been filed herein in opposition to the granting of said license, and no cause shown why the license should not issue. It is therefore ordered that the said petition be granted, and that a license issue to the said Edwin Thompson to sell spirituous, malt and various liquors in less quantities than one gallon in the precinct of Sparta for a period of three months from Nov 7th 1920.

In the matter of the proposed road petitions for by A. H. Waulty, et al

At this time it is ordered by the Court that this matter be and the same is hereby continued for the term.

In the matter of the application of E. J. Maxley for Liquor License

At this time it is ordered by the Court that this matter be and the same is hereby continued for the term.

In the matter of the petition of E. M. Martin for a Liquor License

At this time it is ordered by the Court that this matter be and the same is hereby continued for the term.

In the matter of the purchase Union County's Certificates of sale of Lots 9 & 10 Bk 15 North Elgin,

This matter came on to be heard at this time on the petition of Mary E. Fleming to purchase Union County's Certificates of sale of Lots 9 & 10 Bk 15 North Elgin, and it appearing to the Court that the above described lots were assessed with other property, and sold to Union County for delinquent taxes for the years 1894

It is Remembered, that at a regular term of the County Court of Union County, State of Oregon, begun and held at the Court House in Union, in said County and State, on Monday the 4th day of February, A.D. 1901, and from day to day thereafter during the continuance of said term, when on Wednesday the 6th day of February - A.D. 1901, at the third judicial day of said term, said County Court opened for the transaction of County business with the following officers present

- Hon C. Q. Wilson. County Judge
- Hon Henry King Commissioners
- Hon Geo. W. Brown, Commissioners
- W. T. Bryson. Clerk
- D. Y. K. Deering. Sheriff.

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

In the matter of the road }
petitioned for by }
A. H. Maclay, et al.

At this time it is ordered by the Court that this matter be and the same is hereby continued for the term

In the matter of the }
petition of G. M. Martin }
for Liquor License

At this time it is ordered by the Court that this matter be and the same is hereby continued for the term

In the matter of the }
petition of C. J. Risner }
for contract to construct }
County road.

At this time it is ordered by the Court that this matter be and the same is hereby continued for the term.

Fourth Judicial Day

Thursday, March 14th 1901.

Court met pursuant to adjournment.

Present same officials as on yesterday.

The proclamation of the opening of Court having been made, and the journal of yesterday's proceeding was read, approved and is here now signed.

B. F. Treson
County Judge
Commissioner
Commissioner

Thereupon the following proceedings were had, to wit:

In the matter of the
proposed County Road
petitioned for by A. G. Walley, et al

Comes now A. G. Walley, 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 South east corner of Sec 9. Tp 1. R 38 E 38 M running thence west on sec line 1 mile to SW corner of said section nine and there terminate. 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, State of Oregon, also in three public places in the vicinity of said proposed road, to wit: One conspicuously on a pine tree at the commencement of said proposed road; one conspicuously on the fence at NW corner of John Lewis farm at the place where public school notices, etc, are generally posted and one conspicuously near Pleasant Grove School house on a public County road for more than 30 days immediately prior to the presentation of said petition to this Court, notified all persons concerned that application would be

Fourth Judicial Day

Thursday, March 7, 1901.

made to this Court at the present session of this Court; that 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 Wm Hunter, James Woodell and Freeman Ladd be appointed viewers of said road, and that Arthur Curtis be appointed Surveyor of said road, and that they meet at commencement of road on 27th day of March, 1901, 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 Road
Supervisors and
wards in County Roads

Now at this time, It is ordered by the Court that all road supervisors shall give special attention to the following:

First: The collection of all road taxes within their respective districts and where persons subject to road tax fail or refuse to pay such taxes after due notice, road supervisors should observe the law requiring such delinquents to be certified to the Sheriff.

Second: Road Supervisors should apply the road tax in their district with view of permanency and shall wherever possible and practicable apply such road tax in the graveling of the principal thoroughfares, commencing with those in use by the general public and in the worst places on such highways, the gravel to be placed thereon to the depth of not less than ten inches and not less than twelve feet in width.

Third - The proper drainage of the road bed shall be carefully looked after and suitable ditches constructed therefor where required.

Fourth: As soon as practicable when roads have sufficiently dried, the same should be gone over with a suitable smoothing machine or implement and same smoothed so as to fill holes and ruts in the roadway, the same to be done in such way as to preserve an oval surface.

Fifth: In the doing of the road work, the large proportion of the same should be used in the spring time as soon as possible after roadway has dried sufficiently and road supervisors should warn out and have working at one time a sufficient number of persons so that the

Third Judicial Day

Wednesday, April 3, 1901

and that the loss thereof on account of the burning of the Warehouse and stock amounted to \$3275⁰⁰, \$800⁰⁰ of which was loss upon the said warehouse and balance confined to Farm machinery, implements, etc; that the insurance received on account of said fire was used in the payment of debts of the firm, and it further appearing to the Court that the said Bolton & Bodmer have sustained a financial loss by reason of such fire; that it is meet and proper that they be allowed a rebate on taxes for the year 1900 on account of loss sustained by such fire.

It is therefore considered and ordered that the said Bolton & Bodmer be and they are hereby allowed a rebate of 30% of taxes on property assessed to them for the year 1900, on the said warehouse and the farming machinery and implements contained therein, destroyed by fire on August 4, 1900, and it is further ordered by the Court that the Sheriff of Union County, take credit to the extent of 30% of the taxes charged on the tax roll against the property of Bolton & Bodmer for the year 1900.

In the matter of the
road petitioned for
by A. Maetty, et al

This matter came on to be heard at this time on the report of the viewers and surveyors filed herein for its first reading as required by law and also upon the claim of E. N. Smith for damages on account of the location and establishment of said proposed road, the same being decided as follows:

Commencing at the South east corner of section 9. Tp 1 S. R. 38, E. 20th running thence west on section line, 1 mile to SW corner of said section nine and there terminate. And it appearing to the Court that E. N. Smith claims to be the owner of 1/4 Sec 9, Tp 1 S. R. 38 E. 20th over and across which the above named County road as viewed and surveyed extends; that he will be damaged in the sum of \$100⁰⁰ by the location and establishment of said road, It is therefore considered and ordered by the Court that J. L. McKinnis, Charles Meyers and W. L. Fugate be appointed appraisers to examine the premises of said claimant E. N. Smith the entire distance through which said proposed

Third Judicial Day

Wednesday, April 3, 1904

road will pass and report to this Court, how much less valuable the premises of said claimant, would be rendered by the location and establishment of said road, and that they meet at the commencement of said road on April 20, 1904, at 9 o'clock A.M., and after qualifying to proceed to view and assess the damages that would accrue to said claimant by reason of the location and establishment of said road and render their report to this Court at the May term, 1904.

On the matter of rebate on the road taxes of persons owning and having in habitual use wide tired wagons

It appearing to the Court that by statute enacted by the Legislature of the State of Oregon in 1899, County Courts are authorized to make a rebate each year, for four years, on the road tax of each person within its County who shall own and have in habitual use on the highways of this State, wagons or other vehicles for the transportation of freight, and other heavy articles, the tires of which are not less than three inches in width, of one dollar for each wheel of such vehicle and a further rebate of two dollars for each vehicle having tires of not less than four inches in width. And the Court having carefully considered said matter and being of the opinion that it would not be conducive to the best interests of the County to exercise such authority in granting such rebate. It is therefore considered and ordered by the Court that no rebate be granted to persons owning wide tired wagons in this County for the year 1904.

Thereupon it was ordered that Court be now adjourned until tomorrow morning at 9 o'clock

Fifth Judicial Day

Friday, April 5, 1901.

In the matter of the
road petitioned for
by Adolph Waelty, et al }

Now at this time the attention of the Court, having been called to the condition of the record in the matter of the County road petitioned for by Adolph Waelty, et al, as attempted to be established and laid out by order of Court of date November 4th 1897, as found in Journal "D" of Commissioners Court at page 89 thereof, the said road as viewed, surveyed and platted, being found on plat-book of County roads of Union County Roads, under Road number 486, on said road as surveyed and platted, commencing at the NW corner of the quarter of Sec 28, T₂₀N R 40 E 20M and terminating at a point ten chains each of South east corner of Sec 35, T₂₀N R 40 E 20M, and it appearing to the Court from the petition, notice of petition and report of viewers and surveyor; That Court was without jurisdiction to establish said highway and that the County has no authority to open or establish said road. It is ordered that the order of Court heretofore made in said cause, Nov 4, 1897, establishing said road, be and the same is hereby set aside and it is also ordered that the petition for said road be and is hereby dismissed.

It is further ordered that Charles Cross, the Supervisor of Road District # 5, be and he is hereby directed to stop all work in opening up said road. It is further ordered that a copy of this order be mailed to the said Supervisor at Egin, Oregon.

In the matter of the
application of Mary
LeBurr for County aid }

This matter came on to be heard at this time on the application of Mary LeBurr for County aid from which it appears that she is sick and destitute and unable to earn a living and is entirely without means with which to support herself, and the said Mary LeBurr having appeared in person before this Court and expressed a desire to go to her relatives at Los Angeles, California and requested an appropriation sufficient to cover her transportation and traveling expenses, and it further appearing to the Court that it would be to the best interest of and a saving to the County to furnish petitioner with

Fourth Judicial Term

Wednesday, May 8th, 1901.

Court met pursuant to adjournment

Present same officials as on yesterday

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

Patricia County Judge
Commissioner

Thereupon the following proceeding was had, to wit:

In the matter of the
petition of G. M. Martin
for Liquor License

At this time it is ordered by the Court that the petition of G. M. Martin for a liquor license be and the same is hereby dismissed at the request of the petitioner.

In the matter of the
road petitioned for
by A. G. Waddy, et al

This matter came on to be heard at this time upon the report of the viewers and surveyor for first reading, and the said report having been read in open Court as required by law.

It is ordered that said report be laid over for a second reading on some other day of this term of Court.

In the matter of the
road petitioned for by
A. G. Waddy, 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 S. M. Smith by reason of the location and establishment of said proposed road, which report, in writing, is in words and figures as follows, to wit:

Report of Viewers

Be the Honorable County Court for Union County, Oregon

We, the undersigned viewers heretofore on the 3rd day of April 1891 appointed to view and assess the damages claimed by S. M. Smith, in the matter of proposed county road

Tenth Judicial Day

Wednesday, May 8, 1901.

petitioned for by A. H. Walley, et al, they leave to report that on the 23rd day of April, 1901, 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 S. M. Smith, complainant, and to assess and determine how much less valuable said premises of said complainant would be rendered by the opening of said road, and we find ^{that} the premises of complainant S. M. Smith would be rendered \$40 less valuable and ^{that} the premises of ^{said} complainant S. M. Smith would be rendered \$- less valuable, and the premises of the complainant would be rendered \$- less valuable by the laying out and establishing of said proposed road as a public highway of said County and recommend that ^{nothing} be paid to said complainant before laying out and establishing said road as a public highway

J. McKinnis

C. Myers

W. L. Fugate

Whereupon it was ordered that said report be and the same is hereby accepted and the claim of S. M. Smith for damages dismissed.

In the matter of the }
petition of J. B. Thomson }
and E. W. Comas, to have }
Catharine Creek between certain }
points declared navigable.

At this time it is ordered by the Court that this matter be and the same is hereby continued for the term

In the matter of the }
petition of H. C. Volkman }
for Liquor License

This matter came on for a hearing at this time upon the petition of H. C. Volkman, to sell spirituous, wine and malt liquors in less quantities than one gallon in the precinct of North Powder, Oregon, for a period of six months from the 10th day of May, 1901, and it appearing to the Court that the petition is signed by a majority of the legal voters of said North Powder Precinct

Eighth Judicial Day

Tuesday, May 9, 1901.

In the matter of the proposed
County road petitioned for by
A. S. Woolley, et al.

This matter came on to be heard at this time on the report of the viewers and surveyor heretofore appointed herein, for second reading as provided by law, and 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 4th day of March, 1901 appointed to view, lay out and alter proposed County road, of which the survey hereto attached is a true and correct description, as petitioned for by A. S. Woolley, et al, beg leave to report that on the 24th day of March, 1901, in pursuance with said appointment and order, after being duly sworn to faithfully and impartially discharge the duties of said appointment and order, 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 public highway of said County.

W. S. Hunter
James L. Woodell
Freeman Ladd } 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, except the claim of S. M. Smith upon which the appraisers reported adversely and there being 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 be declared

Eighth Judicial Day

Thursday, May 9, 1901.

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, to be placed on record in books of Plats of County Roads of Union County, Oregon, and that J. E. Woods, Road Supervisor of Road District No. 9, the same being the road district in which said road is located, be furnished with a copy of the petition herein, and a copy of this decree and ordered to open up said road and place the same in repair for travel -

In the matter of the suit
instituted by Baker County
against G. W. Benson, Clerk of
Union County to compel the
transcription of records.

Now at the time this matter came on to be heard upon the question of Union County assisting in the defense of the action commenced by Baker County, Oregon, against G. W. Benson, Clerk of Union County, ^{oregon} to compel the said G. W. Benson to make certain transcripts of records of Union County and deliver the same to the proper officers of Baker County, under ^{the} receipt Act of the Legislature of the State annexing the southeastern portion of Union County to Baker County, and Whereas, it appears to the Court from an examination of the said Act of Annexation, that the Clerk is required by the same to make transcripts of the Tax Roll of the year 1900 and of the delinquent tax rolls of Union County for previous years pertaining to said territory affected by the Act, and that said Act further provides that the said taxes as shown by said tax roll of the year 1900 and by the said delinquent rolls shall be collected by the Sheriff of Baker County and turned over to the Treasurer of said Baker County,

Whereas, it appears that Union County has already made the expenditures for the year 1900 and previous years for which the tax levy for 1900 and previous years were made, and the said taxes for the year 1900 and previous years due from the taxpayers of the annexed territory and unpaid, is a recited fund applicable to the payments of outstanding warrants of Union County, issued in payment of the expenses of Union County, including the annexed territory for the year 1900, and ~~the years 1900 and previous years,~~