

EQUITY

No

15

In CIRCUIT COURT

UNION COUNTY

Lulu M Howard

Plaintiff

vs

James M Howard

Defendant

A C McLeod

Attorney for Plaintiff

Attorney for Defendant

THE IRWIN HOBSON COMPANY PITTSBURGH

PA 15107

Feb 27 1892  
Orders of Court

7071 10 558

On the matter of the County  
road petitioned for  
by Geo. H. ... et al

Commencing at a point on Washington  
St in the town of Sallpouca  
Union County Oregon, 20 feet due  
east of where the subdivision line  
running North and South through  
the center of section 8 of T. 3 N. 38 E  
intersects said Washington Avenue  
thence running South on a line  
20 feet east of said subdivision  
line of S. 1/2 to a point in north  
side of Catholic Cemetery as platted  
a distance of about 1925 feet from  
point of commencing and there  
terminating said road to be  
40 feet in width



# 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 a point in Washington Avenue, Town of Independence, Union County Oregon, 20 feet due east of where the subdivision line running north and south through the center of section 8 Tp. 3 S. R. 38 N. W. E., intersects said Washington Avenue, thence running south on a line 20 feet east of said subdivision line of section 8, to a point on north line of the Catholic Cemetery as platted, a distance of about 1925 feet from point of commencing and there terminating, said road to be forty feet in width.

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

Dated at Katlamune Oregon this 1<sup>st</sup> day of March 1891902

NAMES:

NAMES:

Geo. Harman  
J. M. Clark  
R. W. Oliver  
H. Clark  
G. Clark  
J. M. Perry  
J. H. Oliver  
J. E. Reynolds  
J. H. West  
J. H. West  
James Pepper  
James McBay  
F. M. Bartness

Ed. Bank  
A. G. Warren  
C. A. Derron

Faint, illegible text, possibly bleed-through from the reverse side of the page.

*E. A. Benson*  
County Clerk

**FILED**  
APR 9 1902

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

I, G. W. Benson 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 \_\_\_\_\_ 190...., and that thereafter and thirty days previous~~  
~~to the presentation of said road petition therein mentioned, to-wit: On the~~ 27 ~~day of~~  
March ~~\_\_\_\_\_ 190...?~~, I posted <sup>*the hereto attached*</sup> ~~a true and correct copy of said notice~~ at the place of hold-  
ing Court for Union County, Oregon, to-wit: On the front <sup>*door*</sup> ~~of the Court House~~, 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 27<sup>th</sup> day of April 190...  
G. W. Benson  
B. F. Wilson  
County Judge.

**FILED**  
APR 2, 1902

*W. H. Brown*  
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 Musson County, Oregon, residing in the vicinity where the hereinafter described road is proposed to be, will at the next session of the County Court for Union County, Oregon, to-wit: On Wednesday, the 2<sup>nd</sup> day of April A. D. 1901, 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 in Washington Avenue, Town of Independence, Union County Oregon, 50 feet due east of where the subdivision line running north and south through the center of section 8 Tp. 3 S. R. 30 E. W. M., intersects said Washington Avenue, thence running south on a line 50 feet east of said subdivision line of section 8, to a point on north line of the Catholic Cemetery as platted, a distance of about 1925 feet from point of commencing and there terminating, said road to be forty feet in width.

Dated at Talahassee Oregon, the 1<sup>st</sup> day of March A. D. 1901

NAMES

Geo J Harman  
 J M Clark  
 R. M. Oliver  
 H. A. Cook  
 J. Clark  
 J M Burt  
 J M Church  
 J E Reynolds  
 J J Walsh  
 E J Walsh  
 James Pepper  
 James Mc Coy  
 F. M. Bartness

NAMES

E D Burke  
 A. J. Warren

*P.S. Location  
at the present time there  
in the end there is a  
morning & evening  
off M. D. Jones*

*Wm. B. Brown*  
County Clerk  
**FILED**  
APR 2, 1902



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

I Harry Burtmess being first duly sworn, say that I posted three several notices, of which the notice hereunto 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 one on the north side of the Masonic Cemetery on the line of the proposed road on a post the same being in a conspicuous place and in plain view of the public

Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the 2<sup>nd</sup> day of March 1902, and ~~that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the \_\_\_\_\_ day of \_\_\_\_\_ 190\_\_\_\_, 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 2<sup>nd</sup> day of May 1902

Harry Burtmess  
B. J. Wilson

I, B. E. Bartness being first duly sworn, say that I posted <sup>two</sup> ~~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 a post at the terminus of the road intersecting Washington Avenue, City of La Grande One on a board at the Catholic Cemetery at the South terminus of the road in plain view where they might be seen and read.

Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the 12<sup>th</sup> day of March 1902, and ~~that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the \_\_\_\_\_ day of \_\_\_\_\_ 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.~~

Subscribed and sworn to before me this 12<sup>th</sup> day of April 1902

B. E. Bartness  
B. E. Wilson  
C. S. Judge

**F I L E D**

APR 9 1902

*W. H. Brown*  
County Clerk

BOND OF ROAD PETITIONERS.

KNOW ALL MEN BY THESE PRESENTS, That we E. C. Moore and J. M. Clark, 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 1<sup>st</sup> day of April A. D. 1902.

Now, the condition of the above obligation is such, That whereas, the above named E. C. Moore and J. M. Clark, and others, have petitioned the County Court of said County of Union, at the April term, 1902, thereof for a county road,

Commencing at a point in Washington Avenue Town of La Grande Union County Oregon 20 ft. due East of where subdivision line running North & South through the center of Section 8 of T. 3 S. R. 3 E. M. and extending South & terminating at a point on north line of Catholic Cemetery

Now, if the above named E. C. Moore and J. M. Clark 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.

[Signature] Seal.  
J. M. Clark Seal.

State of Oregon,  
County of Union.

SS: I, E. C. Moore and

J. M. Clark, 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 .

W Moore

J M Clark

Subscribed and sworn to before me this 1<sup>st</sup> day of April

A. D. 1902.

B. Wilson  
C. Judge

Bond of  
Road Settlers

I acknowledge of  
the road petitioned  
for by Geo. Harmon  
and

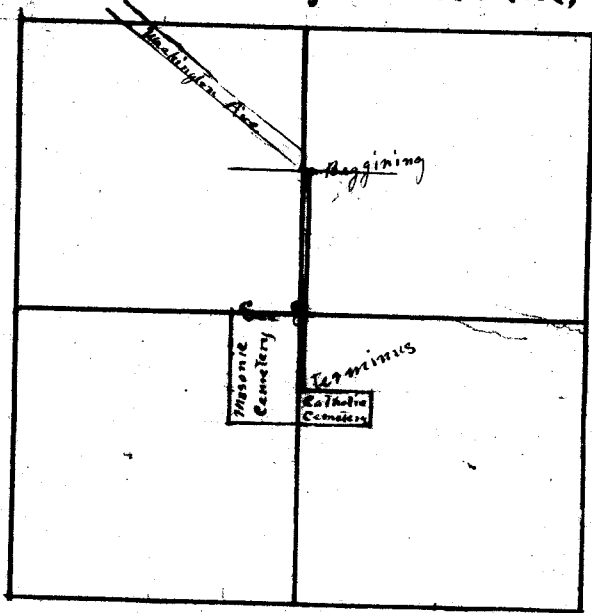
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~~NY~~

Dated April 2, 1902  
Geo. Brown  
Co., Clerk

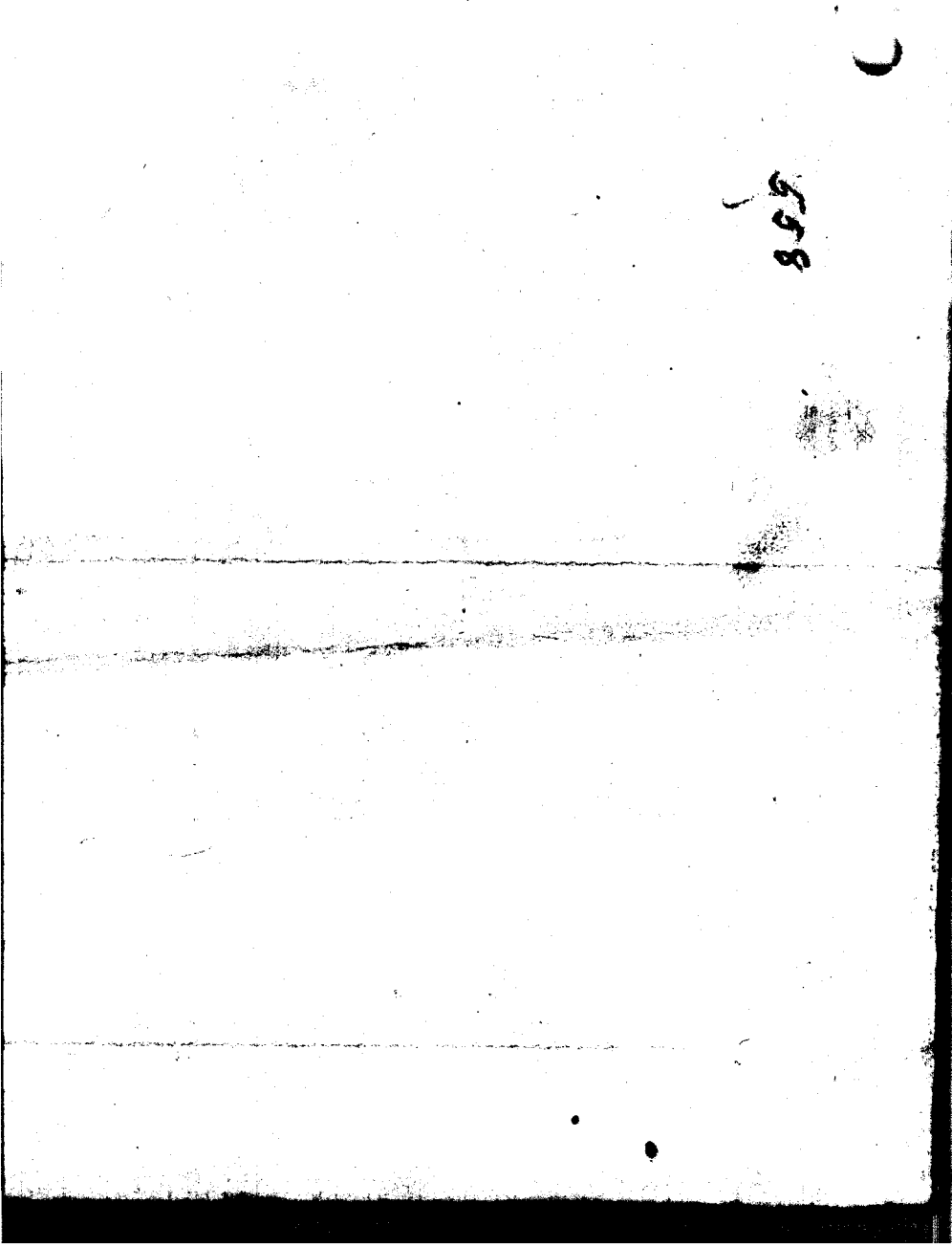
W. T. Brown  
George W. Brown  
George W. Brown  
George W. Brown  
Mark at Alignment of road  
on March 20th 1902

Tp. 3 South Range 38. East W.M.



7

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## 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 Harmon et al., beg leave to report that  
on the 19 day of May 1902, 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 Rock marked R. at a point 20 feet  
East of where the subdivision line of Sec 8 T. 33. R.  
38 E. W. M. through center said Sec. North and South  
crosses Washington Ave. Thence running South  
on a line 20 feet East of Subdivision line of Sec. 8  
30 Chains to R. Terminus a point on North side of Catholic  
Cemetery a rock marked R. T. said road to be 40  
feet wide

Arthur Curtis  
County Surveyor.

Food Substitutions  
for Soy Beans &  
Nourish. etc.

Edith J. Bennett, 1902.  
E. M. Bennett  
& Co.

State of Oregon }  
County of Union } ss.

I hereby certify that in the matter of the County road petitioned for by George Harmon, 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 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

# REPORT OF VIEWERS.

To the Honorable County Court for Union County, Oregon:

The undersigned viewers heretofore on the 6<sup>th</sup> day of May 1902 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 George Hamman, et. al., beg leave to report that on the 19 day of May, 1902, 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.

B. F. Owley  
George Hamman  
W. R. Jasper

} Viewers.

State of Oregon }  
County of Union } S.S

I hereby certify that in the matter of the  
County road petitioned for by George Harmon and others  
that the field notes made by me are true and correct  
and that the Plat accompanying the same is a true  
and correct representation of said road together with  
angles and distances.

Arthur Curtis  
County Surveyor

In the County Court for Union County, Oregon.

In the matter of the County  
road petitioned for by Geo. Harmon, et als

-----  
To the Honorable County Court, Judge and Commissioners;

The undersigned respectfully remonstrate against the establishment, laying out and opening the county road petitioned for by George Harmon and others, <sup>being road # 558</sup> and allege as ground therefor, that the road would not subserve the public convenience, the damages caused by such action would far exceed the benefits, and the road so opened would not be in all or any respects a public utility.

We represent to the Court that we are owners of property through which the said proposed road will pass or traverse.

*L. O. Conner by*  
~~L. O. Conner by~~ *Calvin*  
~~his atty~~ *his atty*

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For the County Court  
for Union County  
State of Oregon

In the presence of  
County Commissioner

Commissioner for the

Commissioner

Commissioner

Filed June 14, 1902

W. W. Johnson

Clint

Wm. P. Johnson

John

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

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In the matter of County Road

#558, petitioned for by

Geo. Harmon, et. als.

Now at this time the remonstrators appear and move the Court for an order dismissing the application for County Road petitioned for by Geo. Harmon, et als, and allege as ground therefor that the petition of the said Geo. Harmon and others does not state facts sufficient to give the Court jurisdiction to lay out and establish the said County road, in this;

That the said petition does not state the <sup>place of</sup> beginning of the road with certainty, neither does it state the termination of the said road with certainty.

That the ~~petition~~ Court ought to deny the application for the said County road for the reason that the said viewers in reporting their views on said road did not state in said report their reasons why the said road appeared to them to ~~be exhibited~~ add to the convenience of the householders residing in the vicinity of said road.

That the Court deny the said application for the further reason that the surveyor did not properly or legally survey the said road, and did not certify the return to this Court.

That the pretended plat filed by the said surveyor does not conform to the requirements of the statutes, in that it does not show what County or state the road is situate; neither does it show where Washington Ave or the Catholic cemetery is located, and is unintelligible and illegal.

  
Attorney for remonstrators.



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County Court  
Union Co  
Oregon

In re County  
Road #558

Filed June 11, 1902  
Wm. B. Boring, Clerk  
By J. P. Bickel  
" " " " Clerk

First Judicial Day

Wednesday, April 24, 1902.

In the matter of the settlement with C. N. Cross, Supervisor, RD# 5

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 Chris Lund for a license to sell Malt liquors in less quantities than one gallon in Cove Precinct

At this time this matter came on to be heard upon the petition of Chris Lund to sell malt liquors in less quantities than one gallon in the precinct of Cove and upon remonstrances against the issuance of license, And after argument of counsel for remonstrators and motion to dismiss the proceedings was had; and after due consideration by the Court it was ordered that the motion to dismiss be overruled and that the hearing be continued until Friday April 26, 1902, at 11 o'clock P.M.

In the matter of the road petitioned for by George Skarmon, et al

\*1 Center road leading from Cove to Old town of Galpanda

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 County road petitioned for by George Skarmon et al

\*2 Commencing at a point on Washington Ave in Galpanda

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

At this time it is ordered that court be now adjourned until tomorrow morning at 9 o'clock

First Judicial Day

Wednesday, May 7, 1902.

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 <sup>County</sup> 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 on the south side of the Catholic Cemetery on a post on the line of the proposed road, the same being in plain view and in a conspicuous place, one at the County road at the south terminus of said road on a post and one on the section corner of section 8, Tp 3 S. R. 38 E. W. M., south of terminus of said road the same being in plain view, and so that same could be read, for more than 20 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 Chas. Cusley, Wm. Jasper and George Moore be appointed viewers of said road and that Arthur Curtis be appointed surveyor of said road, and that they meet at the beginning of road on Monday the 19<sup>th</sup> day of May, 1902, 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 County } #2  
road petitioned for by Geo. Harmon, et al }

Comes now Geo. Harmon 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 in Washington Avenue, Town of Lafayette, Union County Oregon, 20 feet due east of where the subdivision line running north and south through the center of section 8, Tp 3 S. R. 38 E. W. M., intersects said Washington Avenue, thence running south on a line 20 feet east of said subdivision line of section 8, to a point on north line of the Catholic Cemetery as platted, a distance of about 1925 feet from point of commencement and there terminating, said road to be

First Judicial Day

Wednesday, May 7, 1901.

forty feet in width. 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 <sup>proposed</sup> 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 pasted 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 on the North side of Masonic Cemetery on the line of the proposed road on a post the same being in a conspicuous place and in plain view of the public; one on a post at the terminus of the road intersecting Washington Avenue, City of La Grande; One on a board at the Catholic Cemetery at the South terminus of the road in plain view where they might be seen and read, for more than 30 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 pasted 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 considered and ordered that B. F. Owsley, Wm Jasper and Geo. W. Moore, be appointed viewers of said road, <sup>and that certain certificates be appointed a change of said road.</sup> and that they meet at the beginning of road on Monday the 19<sup>th</sup> day of May, 1902, at the hour of 1<sup>st</sup> o'clock P.M. and after qualifying, to view, <sup>survey and</sup> lay out said road according to law.

In the matter of the County Road  
petitioned for by W. H. Hamilton, et al.

Came now W. H. Hamilton, 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, bounded as follows, to wit: Commencing at a point 8 chains west of the southeast corner of Section 2, in Tp 1 N R 38 E W 1 at a rock marked "R" thence North 21<sup>st</sup> 42.15 chains to a rock marked Angle 1, thence North 31 degrees, west 1006 chains to a rock marked Angle 2, thence North 35 degrees west 21.50 chains to a rock marked "R" which is <sup>set in</sup> the center of the County road at a point on subdivision line 12.54 chains South of the quarter section corner on the North side of Section 2, in Tp 1 N R 38 E W 1 and there terminates

First Judicial Day

Wednesday, June 11, 1902.

In the matter of the County road }  
 petitioned for by George Harmon, 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 as provided and required by law, and said report having been read in open Court, 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 application }  
 and petition of Joseph Fuesto for a }  
 road of Public Easement }

This matter came on to be heard at this time on the report of the viewers and surveyor heretofore appointed herein for a first reading, and said report having been read in open Court as required by law, It is therefore 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 petition }  
 of William Spencer, <sup>et al</sup> }  
 for proposed County road. }

This matter came on to be heard upon the report of the appraisers heretofore appointed herein to assess the damages that would accrue to D.W. Johnson, M.H. Anson and J.W. Anson 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.

In the Honorable County Court }  
 for Union County, Oregon }

We, the undersigned, viewers heretofore on the 8<sup>th</sup> day of May, appointed to view out and assess the damages claimed by D.W. Johnson, et al, in the matter of the proposed County road, petitioned for by W<sup>m</sup> Spencer, et al, we beg leave to report that on the 20<sup>th</sup> day of May, 1902, we, after being duly sworn to discharge our duty faithfully and impartially, proceeded to view said proposed road the whole distanced through the premises of D.W. Johnson, 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 D.W. Johnson would be rendered

Second Judicial Day

Thursday, June 5, 1902.

a. m., and after qualifying to proceed to view and assess the damages that would accrue to said claimants by reason of the location and establishment of said proposed road and render their report to this Court at the July term, 1902.

In the matter of the County Road } # 1  
petitioned for by Geo Harmon, et al }

This matter came on to be heard at this time on the remonstrance of Geo O'Connor by O. B. Cochran his attorney, against location and establishment of a proposed County Road, petitioned for by Geo Harmon, et al, after hearing the arguments of Council and the Court being fully advised in the premises, It is hereby ordered that said remonstrance be overruled.

In the matter of the County Road } # 2  
petitioned for by Geo Harmon, et al }

This matter came on to be heard upon the remonstrance of Geo O'Connor by O. B. Cochran his attorney, against the location and establishment of a proposed County Road petitioned for by Geo Harmon, et al, and after hearing the arguments of Council and the Court being fully advised in the premises. It is ordered that said remonstrance be overruled.

In the matter of the proposed  
County road petitioned for } # 1  
by Geo Harmon, et al }

This matter came on to be heard at this time on the report of the viewers and surveyor heretofore filed herein, for a second reading as provided by law, and the report of viewers being in words following to wit:

Report of Viewers

To the Honorable County Court for  
Union County, Oregon.

The undersigned viewers heretofore on the 6<sup>th</sup> day of May 1902, 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 Geo Harmon, et al, beg leave to report that on the 19<sup>th</sup> day of May, 1902, 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 said proposed road for the whole distance thereof, and that in our opinions said proposed road

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Thursday, June 5, 1903.

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

B. F. Dewley  
George Moore  
H. R. Jasper } 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 remonstrance of George O'Connor, et al, heretofore dismissed by this Court and there having been no cause shown why this proposed road should not be declared a public highway and ordered open according to law, and the Court being satisfied from the report of the viewers that such road will be of public utility, it is therefore considered and ordered by the Court, that said report of the viewers and surveyor be approved and adopted by the Court, and that said proposed road be declared a public highway of Union County, Oregon, and ordered opened up and placed in repair for travel according to law. It is further ordered that the report of the viewers be placed on 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 W. B. Campbell, road supervisor of road district No. 19, 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 proposed  
County road petitioned for by  
Goshannon, et al } # 2

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

Second Judicial Day

Thursday June 5, 1902

of viewers bring in words following, to wit:

Report of Viewers

To the Honorable County Court  
for Union County, Oregon

The undersigned viewers heretofore on the 6<sup>th</sup> day of May, 1902, appeared 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 George Harmon, et al, beg leave to report that on the 19<sup>th</sup> day of May, 1902, 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.

B. F. Ouseley

George Moore

W. P. Jasper

} 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 remonstrance of George O'Connor, et al, heretofore dismissed by this Court, and there having been no cause shown why this proposed road should not be declared a public highway and ordered open according to law, and the Court being satisfied from the report of the viewers that such road will be of public utility, It is therefore considered and ordered by the Court that said report of the viewers and surveyor be approved and adopted by the Court, and that said proposed road be declared a public highway of Union County Oregon, and ordered opened up and placed in repair for travel according to law. It is further ordered that the report of the viewers be placed on record in this journal, and that the surveyor's plat of the proposed road and his field



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of the survey thereof, be placed on record in the books of Plats of County roads of Union County, Oregon, and that W.B. Campbell, road supervisor of Road District #19, 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 road of Public Easements, petitioned for by Joseph Fauste }

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 the 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 2<sup>nd</sup> day of April 1902, appointed to view, lay out and alter the proposed County road of Public Easements of which the survey hereto attached is a true and correct description, as petitioned for by Joseph Fauste, beg leave to report that on the 21st day of April, 1902, 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.

George D. Wright }  
A. Hillier } Viewers  
J. H. Casseth }

And said report of the viewers and the report of the surveyor having been 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