

EQUITY

No 20 -

In CIRCUIT COURT
UNION COUNTY.

Abbe Rice

Plaintiff

vs

Lee Rice

Defendant

Baker & Baker

Attorney for Plaintiff

Attorney for Defendant

577

COUNTY ROAD No 577

Retained for use
of H. Allen et al

TO THE HONORABLE COUNTY COURT,
UNION COUNTY, OREGON

Now comes the undersigned petitioners, living on or near to the line of proposed County Road, to be petitioned for before your Honorable Court said petition signed by J. H. Allen, et al, and praying for

laying out and establishing of a county road as follows, to-wit:
Commencing at an angle of County Road 57° at the southwest corner of the northwest quarter of the southeast quarter of the northwest quarter of section fifteen, T13 S, R40 E, M1 N, thence east 150 rods, thence north ten feet, thence east twenty-one rods, more or less, to the east line of southwest quarter of northeast quarter of said section 15, thence north to intersect County Road 482 on the north line of the south half of the southeast quarter of section ten, T13 S, R40 E, M1 N and there terminate, said road to be forty feet wide,

and respectfully OBJECT and REMONSTRATE against the laying out, or n-
in, and establishing of said proposed road

[Handwritten names in left column, partially obscured by ink bleed-through]
 J. H. Allen
 J. H. Miller
 J. H. Smith
 J. H. Jones
 J. H. White
 J. H. Brown
 J. H. Green
 J. H. Black
 J. H. Gray
 J. H. Blue
 J. H. Red
 J. H. Purple
 J. H. Yellow
 J. H. Orange
 J. H. Pink
 J. H. Silver
 J. H. Gold

[Handwritten names in right column, partially obscured by ink bleed-through]
 Isaac Sherman
 E. L. Benton
 Patton Alexander
 Jas. Hayward
 W. A. Adams
 B. H. Peterson
 H. D. Fisher
 J. A. McNeel
 J. E. Bennett
 J. H. Thomas
 J. H. Stewart
 J. H. Cook
 J. H. Rice
 J. H. Bell
 J. H. Ward
 J. H. Taylor
 J. H. Moore
 J. H. Martin

[Handwritten names in left column, bottom section]
 J. H. King
 J. H. Hill
 J. H. Scott
 J. H. Adams
 J. H. Baker
 J. H. Campbell
 J. H. Carter
 J. H. Evans
 J. H. Fisher
 J. H. Gibson
 J. H. Hall
 J. H. Hart
 J. H. Hayes
 J. H. Hill
 J. H. Jones
 J. H. King
 J. H. Lamb
 J. H. Lee
 J. H. Miller
 J. H. Moore
 J. H. Myers
 J. H. Nichols
 J. H. Oliver
 J. H. Parker
 J. H. Quinn
 J. H. Reed
 J. H. Smith
 J. H. Taylor
 J. H. Thomas
 J. H. Turner
 J. H. Vance
 J. H. Walker
 J. H. White
 J. H. Wright

[Handwritten names in right column, bottom section]
 Edward Burns
 Matt Kniss
 Chas Duffey
 John Cook
 A. H. Conklin
 J. S. Martin
 J. A. White
 J. E. Westwood
 J. E. Martin
 E. W. Smith
 E. B. Millard
 John L. Hooper (24)
 N. Richards

Wm. H. H. H. H. H.
Wm. H. H. H. H. H.
Wm. H. H. H. H. H.

Wm. H. H. H. H. H.

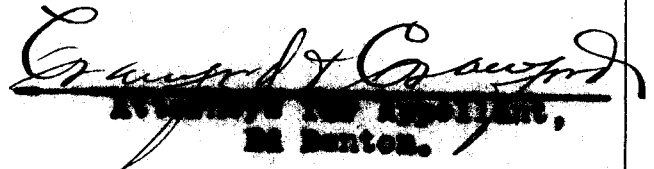
Wm. H. H. H. H. H.
Wm. H. H. H. H. H.

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

In the matter of the County #
Road petitioned for by #
J. H. Allen, et al. #
#

To Union County and to Leroy Lemax, District Attorney for
the Eighth Judicial District and for said County:

You and each of you will take notice that Ed Benton
appeals to the Circuit Court of the State of Oregon for
Union County from the order of the County Court of the
State of Oregon for Union County made on the 5th day of
July, 1904 in the above entitled proceeding, and assess-
ing the damages to the lands of the said Ed Benton,
through which said above entitled road is viewed, laid
out and established, at the sum of \$1.00; and you will
take notice that said Ed Benton appeals from the whole
of said order in assessing his said damages at said sum,
and ordering the same paid.


Edward Benton,
Ed Benton.

STATE OF OREGON, }
COUNTY OF _____ } ss.

I, _____, being first duly sworn, depose and say that
I am the _____ in the above entitled _____;
and that the foregoing _____ is true as I verily believe.

Subscribed and sworn to before me this _____ day of _____ 190__.

Notary Public for Oregon.

STATE OF OREGON, }
COUNTY OF _____ } ss.

I, _____, do hereby certify that I am _____
_____ attorney herein; that the foregoing copy of
_____ has been by me carefully compared with the original
thereof and that it is a correct transcript therefrom and of the whole of such original.

Dated at _____, Oregon, this _____ day of _____ 190__.

Due service of the within Notice of Appeal is hereby accepted in
Union County, Oregon, this 26 day of July 1904,
by receiving a copy thereof duly certified to be such by C. H. Crawford
attorney for appellant.

Leroy L. Linn
District Attorney,
Attorney for the _____

NO. _____

In the Circuit Court of the State of

Oregon

For _____ County.

In the matter

of the County Road

petitioned for by

J. W. Adams

Defendant.

*Not in the
Apparatus*

Filed _____ 1904

By *J. W. Adams*
Deputy.

CRAWFORD & CRAWFORD,
ATTORNEYS AT LAW

In the County Court of the State of Oregon

For Union County.

In the matter of
the County Road, Petitioned
for by J. H. Allen, et al.

#####

To Union County and to Leroy Lomax, District Attorney for
the Eighth judicial district and for said County:

You and each of you will take notice that M. J.
Duffey appeals to the Circuit Court of the State of Oregon
for Union County from the order of the County Court of the
State of Oregon for Union County made on the 5th day of
July, 1904 in the above entitled proceeding, and assess-
ing the damages to the lands of the said M. J. Duffey
through which said above entitled road is viewed, laid
out and established at the sum of \$2.40, and you will
take notice that said M. J. Duffey appeals from the
whole of said order in assessing his said damages at said
sum, and ordering the same paid.

Crawford & Crawford
Attorneys for Appellant
M. J. Duffey.

STATE OF OREGON, }
COUNTY OF _____ } ss.

I, _____, being first duly sworn, depose and say that
I am the _____ in the above entitled _____;
and that the foregoing _____ is true as I verily believe.

Subscribed and sworn to before me this _____ day of _____ 190__.

Notary Public for Oregon.

STATE OF OREGON, }
COUNTY OF _____ } ss.

I, _____, do hereby certify that I am _____
_____ attorney herein; that the foregoing copy of
_____ has been by me carefully compared with the original
thereof and that it is a correct transcript therefrom and of the whole of such original.

Dated at _____, Oregon, this _____ day of _____ 190__.

Due service of the within Notice of Appeal is hereby accepted in
Union County, Oregon, this 20 day of July 1904,
by receiving a copy thereof duly certified to be such by C. F. Conroy
attorney for Appellant.

Leroy Loux
District attorney,
Attorney for the _____

NO. _____

County
In the Circuit Court of the State of
Oregon

For *Seaman* County.

See the within
of the County Road
petitioned for by
J. M. Allen Plaintiff
vs. *et al*

Defendant .

Notice of
Caption

Filed *July 23* 190*4*

J. B. Williams Clerk.
By _____ Deputy.

CRAWFORD & CRAWFORD,
ATTORNEYS AT LAW

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

In the matter of the
County Road petitioned
for by J. H. Allen, et al.
#####

WHEREAS Ed Benton has appealed to the Circuit Court
of the State of Oregon for Union County from the order of
the County Court of the State of Oregon for Union County
made on the 5th day of July, 1904 and assessing his damages
in the above entitled proceeding to his lands through which
said above entitled road is viewed, laid out and established
at the sum of \$1.00:

NOW THEREFORE we, Ed Benton, as appellant and
_____ as surety do hereby undertake that appell-
ant, Ed Benton will well and truly pay all damages costs and
disbursements which may be awarded against him on said appeal.

Ed Benton Per JHC
Appellant.

M M Hall
Surety.

State of Oregon)
)ss
County of Union.)

I _____, being first duly sworn
say that I am surety on the foregoing undertaking, that I
am a resident householder within the State of Oregon and
that I am worth the sum of \$200.00 over and above all debts
and liabilities, exclusive of property exempt from execution.

M M Hall

Subscribed and sworn to before me this 20th day of July, 1904

Clarence H. Crawford
Notary Public.

STATE OF OREGON, }
COUNTY OF _____ } ss.

I, _____, being first duly sworn, depose and say that
I am the _____ in the above entitled _____;
and that the foregoing _____ is true as I verily believe.

Subscribed and sworn to before me this _____ day of _____ 190__.

Notary Public for Oregon.

STATE OF OREGON, }
COUNTY OF _____ } ss.

I, _____, do hereby certify that I am _____
_____ attorney herein; that the foregoing copy of
_____ has been by me carefully compared with the original
thereof and that it is a correct transcript therefrom and of the whole of such original.

Dated at _____, Oregon, this _____ day of _____ 190__.

Due service of the within Appeal bond is hereby accepted in
Union County, Oregon, this 20 day of July 1904,
by receiving a copy thereof duly certified to be such by C. H. Crayford
attorney for Appellant.

Leroy Lomas
District Attorney
Attorney for the _____

NO. _____

County
In the Circuit Court of the State of
Oregon

For *Union* County.

*In the matter of
the County Road*

*petitioned for by
J. W. Adams* Plaintiff.

Defendant.

Alfred Lewis

Filed *July 23* 190*4*.

By *J. P. Williams* Clerk.
Deputy.

CRAWFORD & CRAWFORD,
ATTORNEYS AT LAW

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

In the matter of the County
Road petitioned for by
J. H. Allen et al.
#####

WHEREAS A. L. Payne has appealed to the Circuit Court of the State of Oregon for Union County from the order of the County Court of the State of Oregon for Union County made on the 5th day of July, 1904, and assessing his damages in the above entitled proceeding to his lands through which said above entitled road is viewed, laid out and established at the sum of \$1.75;

NOW THEREFORE we, A. L. Payne, as appellant and _____ as surety do hereby undertake that appellant, A. L. Payne will well and truly pay all damages, costs and disbursements which may be awarded against him on said appeal.

A. L. Payne
Appellant
M. M. Hall
Surety

State of Oregon)
) ss
County of Union.)

I _____, being first duly sworn say that I am surety on the foregoing undertaking, that I am a resident householder within the State of Oregon and that I am worth the sum of \$200.00 over and above all debts and liabilities exclusive of property exempt from execution.

M. M. Hall

Subscribed and sworn to before me this 20th day of July, 1904

Clarence H. Crawford
Notary Public

STATE OF OREGON, }
COUNTY OF _____ } SS.

I, _____, being first duly sworn, depose and say that
I am the _____ in the above entitled _____;
and that the foregoing _____ is true as I verily believe.

Subscribed and sworn to before me this _____ day of _____ 190__.

Notary Public for Oregon.

STATE OF OREGON, }
COUNTY OF _____ } SS.

I, _____, do hereby certify that I am _____
_____ attorney herein; that the foregoing copy of
_____ has been by me carefully compared with the original
thereof and that it is a correct transcript therefrom and of the whole of such original.

Dated at _____, Oregon, this _____ day of _____ 190__.

Due service of the within Appeal bond is hereby accepted in
Union County, Oregon, this 20 day of July 1904,
by receiving a copy thereof duly certified to be such by C. H. Cameron
attorney for Appellant.

Leroy Lomax
District Attorney,
Attorney for the

NO. _____

County
In the Circuit Court of the State of
Oregon

For *Union* County.

vs the *weather*

of the County of *Union*

petitioned for by
Plaintiff.

J. W. Alexander
vs.

Defendant.

Alfred
Lowell

Filed *July 23* 190*4*.

By *J. B. Williams*
Deputy Clerk.

CRAWFORD & CRAWFORD,
ATTORNEYS AT LAW

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

In the matter of the County #

Read petitioned for by #

J. M. Allen, et al. #

#

WILLIAM M. J. Duffey has appealed to the Circuit Court of the State of Oregon for Union County from the order of the County Court of the State of Oregon for Union County made on the 5th day of July, 1904, and assessing his damages in the above entitled proceeding to his lands through which said above entitled road is viewed, laid out and established at the sum of \$2.40; Now therefore we M. J. Duffey, as appellant and Joe Wright as surety do hereby undertake that appellant, M. J. Duffey will well and truly pay all damages costs and disbursements which may be awarded against him on said appeal.

W. J. Duffey Jr. J. M.
Appellant
Joe Wright
Surety.

State of Oregon)
County of Union.) as

I Joe Wright, being first duly sworn say I am surety on the foregoing undertaking, that I am a resident householder within the State of Oregon and that I am worth the sum of \$200.00 over and above all debts and liabilities exclusive of property exempt from execution.

Joe Wright

Subscribed and sworn to before me this 20th day of July, 1904
C. Lawrence H. Covensford
Notary Public for Oregon

STATE OF OREGON, }
COUNTY OF _____ } ss.

I, _____, being first duly sworn, depose and say that
I am the _____ in the above entitled _____;
and that the foregoing _____ is true as I verily believe.

Subscribed and sworn to before me this _____ day of _____ 190__.

Notary Public for Oregon.

STATE OF OREGON, }
COUNTY OF _____ } ss.

I, _____, do hereby certify that I am _____
_____ attorney herein; that the foregoing copy of
_____ has been by me carefully compared with the original
thereof and that it is a correct transcript therefrom and of the whole of such original.

Dated at _____, Oregon, this _____ day of _____ 190__.

Due service of the within Appeal bond is hereby accepted in
Union County, Oregon, this 20 day of July 1909,
by receiving a copy thereof duly certified to be such by C. T. Crawford
attorney for Appellant.

Leroy Loucox
District attorney,
Attorney for the _____

NO. _____

County
In the Circuit Court of the State of
Oregon

For *Meeker* County.

vs the *matter*

of the County Board

petitioned for by

J. W. Wilson Plaintiff

Defendant

Appeal
bond

Filed *July 23* 190*1*

J. B. Wickham Clerk.

By _____ Deputy.

CRAWFORD & CRAWFORD,
ATTORNEYS AT LAW

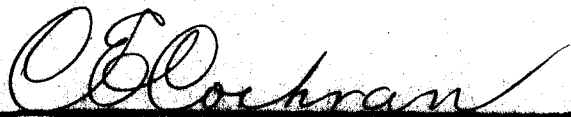
In the County Court of the State of Oregon
For Union County.

In the Matter of the *
County Road, Petitioned *
for by J. H. Allen, et al. *
* * * * * *

Now at this time comes J. H. Allen and others, petitioners for the above named County Road and moves the Court for an order dismissing the appeal of Arthur Payne, Ed Benton and M. J. Duffey, and alleges as grounds therefor;

That said appellants have filed in this Court no petition for damages as sought to be claimed and are therefore not entitled to an appeal.

This motion is based upon the records of this proceeding in the County Court.


~~D. E. Cochran~~ Attorney for Petitioners

IN THE COUNTY COURT OF THE STATE OF OREGON
FOR UNION COUNTY.

In the matter of the
County Road petitioned
for by J. H. Allen, etals.

.....

To J. H. Allen etals/ petitioners for county road
of Union county Oregon.

You will take notice that Arthur Payne
appeals to the County Court of the State of Oregon
for Union County, ^{from} the assessment of damages made by
the viewers appointed to view, survey and lay out said
road through the premises and lands of said Arthur
Payne, and which assessment of damages was
made and reported to the county Court in the sum of
\$111.75 dollars and you will take notice that
said Arthur Payne appeals from the
order and every part of said assessment of damages so
made by said viewers and reported to the County
Court of the County of Union at the May term throrof, 1904

Carroll Brown
Attorney for Appellant

I, the undersigned attorney for the petitioners
who appeared for them in said County Court at the last
legal term thereof do hereby answer service of the fore-
going notice of appeal, this 31st day of May, 1904.

O. Cochran
Attorney for Petitioners

I hereby answer service on the within notice of
appeal this 31st day of May, 1904.

J. H. Amis
County Clerk, Union Co. Oregon.
By O. Schow
Deputy

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


In the Matter of the
County Road, Petitioned
for by J. H. Allen, etals.

* * * * *

Now at this time comes J. H. Allen and others, petitioners for the above named County Road and moves the Court for an order dismissing the appeal of Arthur Payne, Ed Benton and M. J. Duffey, and alleges as grounds therefor;

That said appellants have filed in this Court no petition for damages as sought to be claimed and are therefore not entitled to an appeal.

This motion is based upon the records of this proceeding in the County Court.


C. S. Cochran, Attorney for Petitioners

For the County Court
of the State of Oregon
for Union County

In re County Road
petitioned for by

Arthur Stone

Motion to dismiss
appeal

Filed July 5th 1904

Arthur Stone
County Clerk

May 2 - 1904

A mount of damages assessed to property owners along line of Road: Petitioned for by J. H. Allen and others

To Mrs Vina Payne for 90 rods 20 feet wide	\$35.00
✓ " Mrs A. L. Payne " 70 " 20 " "	\$ 1.75
✓ " Mr. Ed. Benton " 40 " " " "	1.00
✓ " M. J. Duffy " 96 " " " "	2.40
" Mrs. Francis Wilson 20 " 10 " "	\$20.00
" Mr Ed. Horton 20 " 10 " "	\$20.00
" " " " " House Moving	30.00
" " " " " Well	25.
" " " " " Trees, Shrubs, and Fence	25.00 \$100.00
" " Comstock, Jr. to 10 rods 20 feet wide	\$10.00

L. L. McKinnon } Board of County
B. Logsdon } Road Viewers
Arthur Curtis }

BAKER CITY, OREGON, June 1st 1934.

State of Oregon)
County of Baker) ss

I hereby certify that I have examined the foregoing papers in the matter of the petition of J.H. Allen for a County Road, and find the same regular in all things.

Samuel White
District Attorney of the Eighth Judicial District of the State of Oregon and for the County of Union in said District and State.

by

A. B. Winfree
Deputy.

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

Sitting for the transaction of County Business.

In the matter of the road petitioned *
for by J. H. Allen, et als. *
* * * * *

State of Oregon
County of Union, SS.
I, J. C. Pixton

being first duly

sworn depose and say, each for himself and not for the other, that I have personal knowledge of the following facts; That enquired of the following named persons as to whether or not they or each of them were the owners of real estate or any right, or title or interest therein, and together with my personal knowledge of the matters and things therein and herein stated, say that

H. Trippeer, Barney Alexander, C. E. Haryford, L. R. Lay, J. N. Hesslewood, W. A. McDonald, H. C. Rees, J. Hyatt, Elvin Wilson, J. A. Haryford, and B. W. Peterman, and neither of them are owners of land or any right or interest therein and are not free holders in the state of Oregon or of any County therein.

.....*J. C. Pixton*.....
.....
.....

SUBSCRIBED and sworn to before me this the 5th day of May, A. D. 1904.

J. C. Pixton
Notary public for Oregon.

In the county Court of the state of Oregon for Union County,
sitting for the transaction of County Business.

In the matter of the county road

petitioned for by *
*
J. H. Allen, et als. *
*
* * * * *

State of Oregon,
County of Union. ss

I, L. D. Sutherland, being each first
duly sworn each for himself and not for the other depose and say
that the following facts are within my personal knowledge;
C. E. Maryford and J. A. Maryford,
That T. W. Conklin, J. Hyatt, and H. Trippeer are not free
holders in the state of Oregon or of any County therein and do not
own any real estate and or any right, title or interest therein.

L. D. Sutherland

Subscribed and sworn to before me this the 5th day of May, 1904.

O. J. Cochran
Notary Public for Oregon.

...of the County Clerk of the County of ...
...of the County Clerk of the County of ...

...of the County Clerk of the County of ...

...of the County Clerk of the County of ...

...of the County Clerk of the County of ...

[Handwritten Signature]
COUNTY CLERK

FILED
MAY 2 1904

...of the County Clerk of the County of ...

...of the County Clerk of the County of ...

...of the County Clerk of the County of ...

...of the County Clerk of the County of ...

...of the County Clerk of the County of ...

...of the County Clerk of the County of ...

...of the County Clerk of the County of ...

...of the County Clerk of the County of ...

...of the County Clerk of the County of ...

In the County Court of the State of Oregon, for Union County
Sitting on the transaction of County Business.

In the matter of the county road
petitioned for by J. H. Allen, et als

State of Oregon,
County of Union.

I, J. E. D. Kail,

being first

duly sworn depose and say each for himself and not for the other
that the following facts are within my personal knowledge;

That J. H. Miller, P. L. Miller, W. H. Wolf F. M. Miller B. B. Simmins
Matt Kries and J. L. Pucket are not freeholders residing in the
State of Oregon or of any county therein; That F. M. Miller and
Matt Kries are holders of a bond for a deed of certain land, but that
said bonds have not been taken up and no deed has been issued
and delivered to them or either of them.

J E D Kail

Subscribed and sworn to before me this the 5th day of May, 1904.

C. Cochran
Notary Public for Oregon.

... for ...
...
...

...
...

...

...

...

...

...

...

...

...

...

...

...

...

[Handwritten Signature]
COUNTY CLERK

FILLED
MAY 5 1904

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

sitting for the transaction of County business.

In the matter of the county road

petitioned for by J.H. Allen, et als.

State of Oregon,

ss

County of Union.

I, O. B. Shappat, being

being

each duly sworn and for himself and not for the other depose and say that I have personal knowledge of the following facts.

That Samuel G. White, J. H. Miller, P. L. Miller, H. Trippeer, Barney Alexander, and Charles Duffey, are not nor are any of them owners of real estate or of any right or title therein and are not free holders in the state of Oregon or of any county therein.

O. B. Shappat.

subscribed and sworn to before me this the 5th day of May, 1904.

O. B. Shappat
Notary public for Oregon.

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

Sitting for the transaction of County Business.

In the matter of the County Road *
*
petitioned for by J. H. Allen, et als. *
*
* * * * *

Comes now J. H. Allen and on behalf of the petitioners praying for the location, opening and establishment, and moves the Court for an order striking from the files of this court and from the record herein all the names of the alleged remonstrators and allege as ground therefor that it doth not appear on the face of said remonstrance that the persons therein mentioned are free holders and reside respectively in the road district in which the proposed road is situate.

Second; No one shall be deemed a remonstrator except a freeholder residing in the road district where such proposed road is located, and there is no proof that any of the said alleged remonstrators reside in the said road district in which the said road is located, neither is there any proof that each and all of them are ~~remonstrators~~ freeholders.

J. H. Allen by _____
C. Cochran his atty

... ..
... ..

... ..
... ..

... ..

... ..
... ..
... ..
... ..
... ..

COUNTY CLERK
MAY 25 1904

... ..

... ..
... ..
... ..
... ..

... ..

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

Sitting for the transaction of County Business.

In the matter of the County

Read Petitioned for by J. H. Allen, et als.

* * * * *

Comes now J. H. Allen, one of the petitioners for the road above entitled, and for himself and co-petitioners demur to the remonstrance of Samuel G. White and M. J. Duffey and others and allege as ground therefor that the same does not state facts sufficient to constitute a defense to the application of the petitioners.

J. H. Allen, by


His Attorney.

In the County Court of the State of New York

County of ...

In the matter of ...

... ..

... ..

... ..

... ..

... ..

... ..

J. M. ...

 COUNTY CLERK

FILED

 MAY 5 1904

... ..

In the County Court of the State of Oregon,

for Union County,

In the matter of the Road petitioned for
by J. H. Allen, et al.,

State of Oregon,
County of Union,

I, *F. L. Bloom*

being first duly sworn

depose and say that whereas I signed a remonstrance against the above road prior hereto, I now desire my name taken from the said remonstrance, and hereby request the Court having jurisdiction over the above matter, to disregard my name and not count it in making up the total remonstrances.

F. L. Bloom

Subscribed and sworn to before me this the *7th* day of *May* 1904.

.....*J. Spurlin*.....
Notary Public for Oregon.

State of Oregon,
County of Union,

I,

being first

duly sworn depose and say that whereas I signed a remonstrance against the above road prior hereto, I now desire my name stricken from said remonstrance and hereby request the Court having the trial of the above matter to consider not my name in making up the total remonstrances.

Subscribed and sworn to before me this the *6th* day of April, 1904.

Notary Public for Oregon.

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

In the matter of the Road petitioned for
by J. H. Allen, et als.

State of Oregon,
County of Union, SS.

I, W. A. Adams being first duly sworn

depose and say that whereas I signed a remonstrance against the above
road prior hereto, I now desire my name taken from the said remonstrance,
and hereby request the Court having jurisdiction over the above matter,
to disregard my name and not count it in making up the total remonstrances.

Subscribed and sworn to before me this the 26 day of April, 1904.

..... Joseph Stevens.....
Notary Public for Oregon.

State of Oregon,
County of Union, SS.

I, J. S. Martin being first

duly sworn depose and say that whereas I signed a remonstrance
against the above road prior hereto, I now desire my name stricken from
said remonstrance and hereby request the Court having the total of the
above matter to consider not my name in making up the total remonstrances.

Subscribed and sworn to before me this the 26 day of April, 1904.

..... Joseph Stevens.....
Notary Public for Oregon.

In the County Court of the State of Oregon,

for Union County.

In the matter of the Road petitioned for
by J. H. Allen, et als.

State of Oregon,

SS.

County of Union.

I, Fred Corpe

being first duly sworn

depose and say that whereas I signed a remonstrance against the above
road prior hereto, I now desire my name taken from the said remonstrance,
and hereby request the Court having jurisdiction over the above matter,
to disregard my name and not count it in making up the total remonstrances.

Fred Corpe

Subscribed and sworn to before me this the 28th day of April, 1904.

Jasper Stevens

Notary Public for Oregon.

State of Oregon,

SS.

County of Union.

I,

J. A. White

being first

duly sworn depose and say that whereas I signed a remonstrance
against the above road prior hereto, I now desire my name stricken from
said remonstrance and hereby request the Court having the trial of the
above matter to consider not my name in making up the total remonstrances.

J. A. White

Subscribed and sworn to before me this the 28th day of April, 1904.

Jasper Stevens

Notary Public for Oregon.

In the County Court of the State of Oregon,

for Union County,

In the matter of the Road petitioned for
by J. H. Allen, et al.

State of Oregon,
County of Union, ss.

I, Burton Alexander

being first duly sworn

depose and say that whereas I signed a remonstrance against the above
road prior hereto, I now desire my name taken from the said remonstrance,
and hereby request the Court having jurisdiction over the above matter,
to disregard my name and not count it in making up the total remonstrances.

Burton Alexander

Subscribed and sworn to before me this the 29th day of April, 1904.

Jasper G. Stevens
Notary Public for Oregon.

State of Oregon,
County of Union, ss.

I, Geo. McDaniel

being first

duly sworn depose and say that whereas I signed a remonstrance
against the above road prior hereto, I now desire my name stricken from
said remonstrance and hereby request the Court having the trial of the
above matter to consider not my name in making up the total remonstrances.

Geo. McDaniel

Subscribed and sworn to before me this the 3rd day of April, 1904.

O. Cochran
Notary Public for Oregon.

In the County Court
of the
State of Oregon
for
Huron County.
I, R. P. [unclear]
County Clerk

Filed May 4, 1904
J. H. [unclear]
Clerk

To the Honorable County Court,

Union County, Oregon

We the undersigned having signed a certain road petition under gross Misrepresentation, would respectfully petition your honorable board to have our names removed from said petition. having signed renunciation against same.

Cross Oregon, April 4, 1916

J. P. Gardner
John Cochran
J. B. McNeill
F. F. Wetman

See you to see
Rach P. [unclear]

Wds May 5 1904
J. H. [unclear]
Co. [unclear]

IN THE COUNTY COURT OF THE STATE OF OREGON
FOR UNION COUNTY.

In the matter of the
County Road petitioned
for by J. H. Allen, etals.

To J. H. Allen etals/ petitioners for county road
of Union county Oregon.

You will take notice that M. J. Duffey
appeals to the County Court of the State of Oregon
for Union County, the assessment of damages made by
the viewers appointed to view, survey and lay out said
road through the premises and lands of said M. J.
Duffey, and which assessment of damages was
made and reported to the county Court in the sum of
Two + 40/100 dollars and you will take notice that
said M. J. Duffey appeals from the
order and every part of said assessment of damages so
made by said viewers and reported to the County
Court of the County of Union at the May term threrof, 1904

Lawrence A. ...
Attorney for M. J. Duffey

I, the undersigned attorney for the petitioners
who appeared for them in said County Court at the last
legal term thereof do hereby answer service of the fore-
going notice of appeal, this 31st day of May, 1904.

O. O. Cochran
Attorney for Petitioners

I hereby answer service on the within notice of
appeal this 31st day of May, 1904.

J. H. Minnansho
County Clerk, Union Co. Oregon.

By E. P. Schow
Atty

In the matter
of the proceeds
of the sale of
the property
of the
estate of
John M. Allen, dec'd

Notice of appeal
by M. J. Murphy

Filed May 31, 1904

J. M. Murphy
By J. M. Murphy
J. M. Murphy

STATE OF OREGON, }
COUNTY OF _____ } ss.

I, _____, being first duly sworn, depose and say that
I am the _____ in the above entitled _____;
and that the foregoing _____ is true as I verily believe.

Subscribed and sworn to before me this _____ day of _____ 190__.

Notary Public for Oregon.

STATE OF OREGON, }
COUNTY OF _____ } ss.

I, _____, do hereby certify that I am _____
_____ attorney herein; that the foregoing copy of
_____ has been by me carefully compared with the original
thereof and that it is a correct transcript therefrom and of the whole of such original.

Dated at _____, Oregon, this _____ day of _____ 190__.

Due service of the within Notice of Appeal is hereby accepted in
Union County, Oregon, this 25 day of July 1904
by receiving a copy thereof duly certified to be such by C. H. Choungouel
attorney for Appellant.

Leroy Lomas
Notary Public

NO. _____.

County
In the Circuit Court of the State of
Oregon

For *Union* County.

All the matters
the County Board
petitioned for by
J. M. Deane ^{Plaintiff}
vs.
County

Defendant.

Notice of
Appeal

Filed *July 23* 190*1*.

J. B. Williams Clerk.

By _____ Deputy.

CRAWFORD & CRAWFORD,
ATTORNEYS AT LAW

IN THE COUNTY COURT OF THE STATE OF OREGON
FOR UNION COUNTY.

In the matter of the
County Road petitioned
for by J. H. Allen, et al.
.....

To J. H. Allen et al./ petitioners for county road
of Union county Oregon.

You will take notice that Ed Beaton
appeals to the County Court of the State of Oregon
for Union County ^{from} the assessment of damages made by
the viewers appointed to view, survey and lay out said
road through the premises and lands of said Ed
Beaton, and which assessment of damages was
made and reported to the county Court in the sum of
60/100 dollars and you will take notice that
said Ed Beaton appeals from the
order and every part of said assessment of damages so
made by said viewers and reported to the County
Court of the County of Union at the May term thereof, 1904

Lawrence L. Corwin
Attorney for Beaton

I, the undersigned attorney for the petitioners
who appeared for them in said County Court at the last
legal term thereof do hereby answer service of the fore-
going notice of appeal, this 31st day of May, 1904.

W. Lockman
Attorney for Petitioners

I hereby answer service on the within notice of
appeal this 31st day of May, 1904.

W. Minnans
County Clerk, Union Co. Oregon.
By O. Schaw sep 4

PETITION FOR COUNTY ROAD

TO THE HONORABLE COUNTY COURT, FOR UNION COUNTY OREGON

The undersigned freeholders, of Union county Oregon, residing in the road district where the hereinafter described road is proposed 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 an angle of County Road #51, being the SW corner of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 15, T 3 S R 40, W M, running thence east 139 rods thence north 10 feet thence east 21 rods to the east line of the W $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 15, thence north to intersect County Road #48, on the north line of the S $\frac{1}{4}$ of the SE $\frac{1}{4}$, of Section 10, T 3 S R 40, E, W M and there terminate said road to be 40 feet in width

And in duty bound your petitioners will ever pray, etc

NAMES

J. H. Allen
 J. O. B. Shappat
 Rob. Fulton
 J. E. Roberts
 Ben. Taylor
 J. D. Nelson
 J. E. D. Kruit
 L. D. Sutherland
 R. W. Lewis
 S. J. R. (Bent)
 J. W. B. Richardson
 Lewis Bloom
 J. E. S. S. S. S.
 Frank Staebeland
 Andrew F. Reed
 S. M. Bloom
 W. H. Richardson
 Geo. Westman
 C. Lund
 S. W. River

NAMES

John Bloomer
 Blaine Gub
 J. D. Shuman
 John Conklin
 J. W. Brown
 J. H. S. S. S.
 J. Y. Wilson
 F. M. Daugherty
 C. M. Randall
 Chris M. Stackland
 C. M. S. S. S.
 B. S. Bell
 W. W. Murphy
 Geo. A. McNeill
 J. W. Beck
 J. H. S. S. S.
 J. H. S. S. S.
 J. H. S. S. S.
 J. H. S. S. S.

Witness my hand and seal of said county at the City of Medford Oregon this 1st day of March 1911

John A. Shappat	Sarah A. Shappat
W. H. S. S. S.	W. H. S. S. S.
J. E. S. S. S.	J. E. S. S. S.

FILED

APR 21 190

[Handwritten Signature]

CLERK

Notice of Road Petition.

TO ALL PERSONS CONCERNED You and each and all of you, will take notice that the undersigned freeholders, of Union county Oregon, residing in the road district 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 6th day of April A D 1904 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 an angle of County Road #512, at the SW corner of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 15, T $\frac{3}{4}$ S R 40, F, W M, running thence east 139 rods, thence north ten feet, thence east 21 rods to the east line of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said section 15, thence north to intersect county Road #482 on the North line of the South half of the SE $\frac{1}{4}$ of section 10, T $\frac{3}{4}$ S R 40, E, W M, and there terminate said road to be 40 feet in width.

Dated at Cove Oregon, the 5th day of February A. D.

1904

NAMES

J. H. Allen
 J. O. B. Shappat
 J. C. Pulton
 J. E. Roberts
 Peyton Nelson
 J. D. Nelson
 Fred Hall
 L. D. Sutherland
 B. H. Lewis

W. R. Roberts
 J. C. Roberts
 L. W. Bloom
 J. C. Grigg
 W. H. Stockland
 E. B. Peal
 S. M. Bloom
 W. H. Richardson
 J. C. Mendenhall
 C. Lund
 S. W. Kiser

NAMES

W. H. Bloom
 D. J. O'Connell
 J. W. Brown
 J. K. Roberts
 T. G. Wilson
 F. M. Dougherty
 C. M. Ramsdell
 M. D. ...

W. H. Stockland
 Chris M. Stockland
 Annet Comstock
 B. H. Bell
 W. W. Munsley
 G. A. McNeill
 Louis W. Beck
 S. H. Herbert
 W. H. Brazier
 J. H. ...
 W. H. ...

Amel Sutherland
 J. H. ...
 J. E. ...
 J. H. ...

Sarah A. Shappat
 J. C. ...
 J. C. ...

Posted this 5th day of March 1904

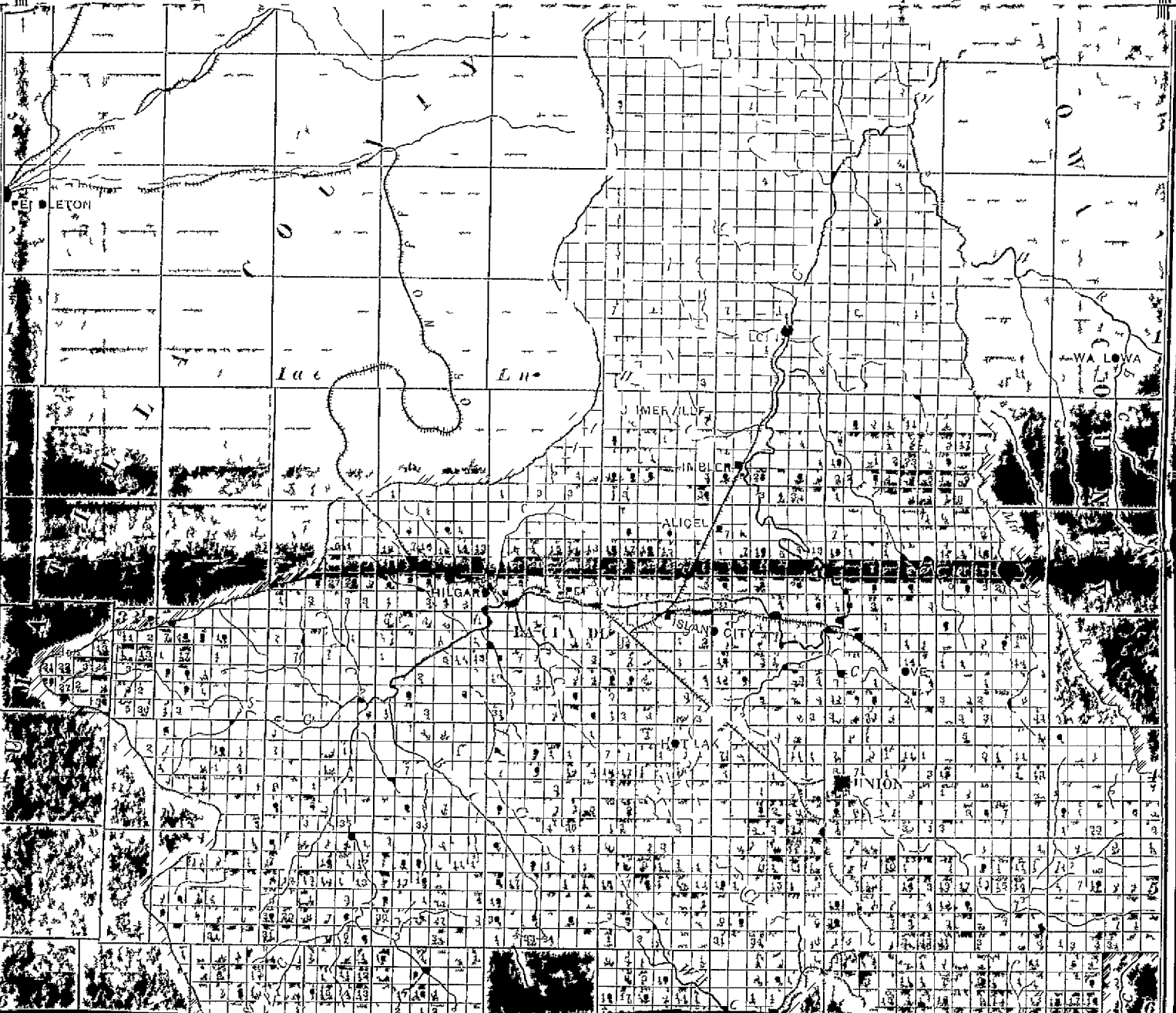
FILED
APR 6 1902

J. H. ...

COUNTY CLERK

WAT.)

CONTRA ...



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

I, Lev Warrick

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 5th day of March, A.D. 1904 ~~On the~~ day of ~~190~~, I posted ~~a true and correct copy of said notice~~ the herunto attached ~~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 notice ~~remained posted thirty days previous to the presentation of said petition as I verily believe.~~

Lev Warrick

Subscribed and sworn to before me this 6th day of April 1904.

J. H. Minnaugh, Clerk

By E. J. Schaefer

FILLER
APR 6 1904

J. M. ...
COUNTY CLERK

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

I, O. B. Shappat 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 a fence post at the beginning of said proposed road, One on a gate post at angle of road about half way between beginning and terminus of said road, and one on a fence post at the terminus of said proposed road. all notices being in plain view of the travelling public

Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the 5th day of March 1904, 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 6th day of April 1904

O. B. Shappat.
J. H. Minnauagh - Clerk
By C. L. Chow, Deputy

FILLED
APR 6 1904

J. M. ...
COUNTY CLERK

BOND OF ROAD PETITIONERS.

KNOW ALL MEN BY THESE PRESENTS, That we, L D Sutherland and J H Allen, of the County of Union and State of Oregon, are held and firmly bound unto said county of Union, in the full sum of ONE HUNDRED DOLLARS (\$100.00) the payment of which, well and truly to be made, we bind ourselves, our heirs, executors and administrators firmly by these presents.

Signed this 6th day of April, A. D., 1904

Now, the conditions of the above obligation is such, that whereas J H Allen L D Sutherland and others, have petitioned the County Court of said county of Union, at the April term, 1904, thereof, for a County Road, de-

scribed in the petition and notice hereto annexed, as follows: commencing at an angle of Co. road # 582 being the S.W. corner of N.W. 1/4 of the S.E. 1/4 of the N.W. 1/4 of Sec 15, T. 3 South Range 40, E. W. M., running thence east 139 rods; thence north 10 ft thence east 21 rods (more or less) to the east line of the S.W. 1/4 of the N.E. 1/4 of said section 15; thence north to intersect county road 482, and on the north line of the south half of the south east 1/4, of Sec 10, T. 3 S. R. 40 E. W. M. and thence terminate, said road to be 40 ft in width.

Now, if the above named Petitioners and Allen 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 the petitioners be not granted or allowed, then that this obligation shall be void, otherwise to remain in full force and virtue.

L D Sutherland (Seal) J. H. Allen (Seal)

STATE OF OREGON, } ss. COUNTY OF UNION,

I, L D Sutherland and J H Allen, each for himself, say I am worth the sum of TWO HUNDRED DOLLARS (\$200.00) over and above all debts and liabilities and property exempt from execution; that I am a resident householder in said county and state,

Approved April 6th 1904 M. A. Harrison County Judge Jas. A. Pilcher Robert Blumentown

L D Sutherland J. H. Allen Subscribed and sworn to before me this 6 day of April A. D., 1904 M. Hancock Justice of the Peace

In the matter of
the proposed
County Road
petitioned for
by J. H. Allen, et al

Petition

Filed April 1904

J. H. Allen
By E. F. Schow

see pm

REPORT OF BOARD OF COUNTY ROAD VIEWERS.

To the Honorable County Court for Union County, Oregon :

The undersigned Board of County Road Viewers, heretofore on the 6th day of April 1904, instructed 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 J. H. Allen et al., beg leave to report that on the 2nd day of May 1904, in pursuance with said 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 greatly 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.

L. L. McHernon
B. Logsdon
Arthur Curtis

Board of County
 Road Viewers.

State of Oregon
County of Union } ss

In the matter of the County road
Petitioned for by J. H. Allen and others, I hereby certify
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 both in angles and
distances

Arthur Curtis
County Surveyor

Report of Surveyor.

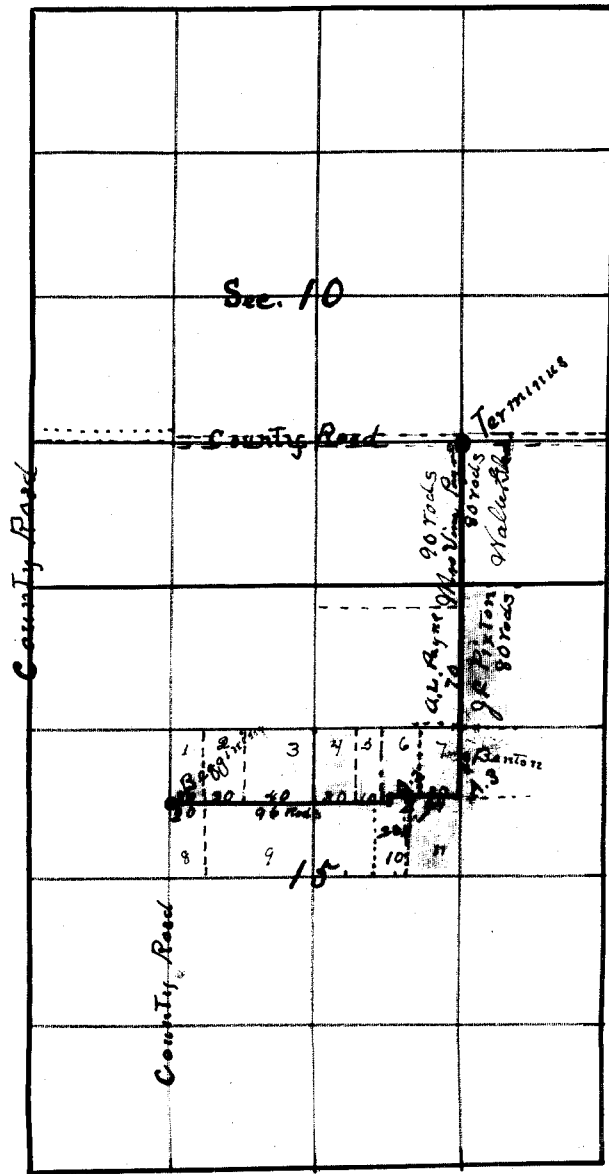
To the Hon. County Court of Union County, Oregon:

I, the undersigned, County Surveyor, appointed to survey the county road proposed by J. H. Allen et al., beg leave to report that on the 2nd day of May 1904, 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 West Cor of the N. W. $\frac{1}{4}$ of the S. E. $\frac{1}{4}$ of the N. W. $\frac{1}{4}$ of Sec. 15 - Town 3 S. R. 40 E. N. M. at a rock marked "R". Thence East $N 21^{\circ} E$. 34.75 Chs set rock for Angle 1. Thence North 0.15 Chs set rock for Angle 2. Thence East 5.37 Chs to Angle 3, a rock, a point of on the east line of the S. W. $\frac{1}{4}$ of the N. E. $\frac{1}{4}$ of Sec. 15 - said T. and Range. Thence North 39.73 Chs. set rock for 1 Mile post Thence North 10.27 Chs. to R. To a rock set in center of County Road No. 482 on the North line of the S. $\frac{1}{2}$ of the S. E. $\frac{1}{4}$ of Sec. 10, Town 3 S. R. 40 E. N. M.

Arthur Curtis
County Surveyor.

Town 3 South Range 40 E. W. 7m.



- No 1 Mrs Francis Wilson
- .. 2 - - - Kail
- 3 - - - Belden
- 4 G. S. Cornstach
- 5 - - - " Jr.
- 6 J. H. Allen
- 7 O. B. Shappat
- 8 Horton
- .. 9 M. J. Duffy
- 10 Peak
- 11 O. B. Shappat

FIRST JUDICIAL DAY.

WEDNESDAY, APRIL 6, 1904.

the Court and the Court having found that all of said bonds are satisfactory. It is hereby ordered that each of said bonds be and the same are hereby approved and it is further ordered that the Clerk file same as other bonds.

In the matter of the County road petitioned for by George Gettle, 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 County road petitioned for by J. H. Allen, et al.

Comes now J. H. Allen, 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 an angle of County Road #512, being the SW corner of the NW 1/4 of the SE 1/4 of the NW 1/4 of Section 15, Tp 3 S R. 40, E. W. M., running thence east 139 rods; thence north ten feet; thence east 21 rods more or less to the east line of the SW 1/4 of the NE 1/4 of Said section 15; thence north to intersect County Road #482, on the north line of the S 1/2 of the SE 1/4 of section 10, Tp 3 S. R. 40, E. W. M., and there terminate. Said road to be forty feet in width.

And it appearing to the Court that said petition is signed by more than twelve freeholders of this county, residing in the road district where the hereinbefore described road is proposed to be, 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, also in three public places in the vicinity of said proposed road, to-wit: One on a fence post at the beginning of said proposed road; one on a gate post at angle of road about half way between beginning and terminus of said road and one on a fence post at the terminus of said proposed road. All notices being in plain view of the traveling public for more than thirty days immediately prior to the presentation of said petition to this Court, notifying all persons concerned that application would be made to this Court, at the present session of this Court, and that the notices so posted were in due form and duly signed by the petitioners, and that a bond for the cost of this proceeding has been duly given.

It is therefore ordered, That Arthur Cantis, County Surveyor, and B. Logsdan and L. L. McKennon, constituting the Board of County Road Viewers, be, and they are hereby directed to meet at the beginning of said proposed road, on Friday, April 29, 1904, at 10 o'clock, A. M. or within five days thereafter and proceed to survey, view and lay out said road according to law.

FIRST JUDICIAL DAY.

WEDNESDAY, MAY 4, 1904.

that all of said warrants were duly and regularly issued and paid out of the funds applicable thereto; that the moneys paid out as shown by the receipts, were paid out of the funds applicable thereto. IT IS THEREFORE CONSIDERED AND ORDERED, that that all of said warrants be cancelled and warrants and receipts filed and that the County Treasurer have full credit upon his account for the aggregate amount of warrants, vouchers and receipts as

follows, to-wit:

633 County Warrants and interest	\$9444.76
9 Scalp warrants	26.09
12 Contingent warrantst,	248.26
21 Rod Warrants,	250.62
1 School Supt receipt for 45 School vouchers	17168.40
3 City of La Grande,	2364.59
2 City of Union,	746.83
2 City of Elgin,	995.36
2 School Dist # 1,	2765.31
1 School Dist # 3,	258.03
1 School Dist # 4,	107.04
2 School Dist # 5,	1870.68
2 School Dist #7,	97.41
1 School Dist # 8,	248.83
2 School Dist # 10,	737.86
2 School Dist # 11,	546.05
2 School Dist # 13,	295.27
1, School Dist # 15,	415.04
2 School Dist # 23,	1285.19
1 School Dist # 27,	48.28
1 School Dist # 28,	5.48
1 School Dist # 40,	14.63
2 School Dist # 46,	456.85
1 School Dist # 52,	97.53
1 School Dist # 60,	113.68
1 School Dist # 69,	40.74
2 School Dist # 72,	289.30
1 School Dist # 73	36.68
	\$40974.79

In the matter of the application of various persons for County aid.

At this time is presented to the Court the application of various persons for County aid, and it appearing to the Court from the applications and affidavits filed in support thereof, that all of said applicants are residents of Union County, Oregon; that they are in destitute circumstances and in some instances incapacitated to labor or in any manner earn sufficient money with which to support themselves; that they have no relatives or friends who are able or willing to render them any assistance. IT IS THEREFORE CONSIDERED AND ORDERED that an allowance be made each of said applicants out of the General Fund of the County and that the Clerk of this Court issue warrants in favor of each of said applicants in the following amounts, viz: George May, \$8.00, Inez Guild, \$12.00, Anna Holman, \$12.00, Ella Neason, \$15.00, John Hilderbrand, \$8.00 and John Medlock \$5.00.

In the matter of the proposed County road petitioned for by J. H. Allen, et al.

This matter came on to be heard at this time on the report of the County Board of Road Viewers for a first reading, and said report having been read in open Court as provided by law. IT IS THEREFORE CONSIDERED AND ORDERED that said report be laid over for a second reading on some other day of this term of Court.

SECOND JUDICIAL DAY.

THURSDAY, MAY 5, 1903.

Court met pursuant to adjournment.

Present: Same officers as on yesterday.

Due proclamation of the opening of Court having been made, the journal of yesterdays proceedings were read, approved and is here now signed.

M. A. Harrison County Judge.
Robert Blumentstein, Commissioner.
Gas. A. Pilcher Commissioner.

Thereupon the following proceedings were had, to-wit:

In the matter of the proposed County Road petitioned fo by J. H. Allen, et al.

Now on this fifth day of May, this matter come on before the Court for hearing upon the petition of J. H. Allen, et al, praying for the location of a county road and the remonstrance of Samuel G. White, et al, the motion to strike from the files of this Court and the demur to the said remonstrance and the oral testimony as to the qualifications of the petitioners and remonstrators together with the affidavits of J. C. Pixton, L. D. Sutherland, J. E. D. Keil, and O. B. Sheppat showing the absence of the required qualifications of certain remonstrators. And the reports of the County road Viewers which has been filed in this Court and read upon the first and second days of this term, respectively and from the foregoing documents, evidence and records the Court makes the following findings:

That the petition for said County road is signed by forty nine freeholders of Union County, Oregon, residing in the road district of the hereinafter described road which is proposed to be opened; that the notices of said petition has been given in the manner prescribed by law, proof of which is herein filed; that the remonstrance purports to have been signed by sixty one persons with reference to whose qualifications there has been no proofs taken before this Court or filed herein, neither does the remonstrance contain any allegations as to their qualifications to remonstrate and from the proofs herein filed and the verbal testimony taken before the Court, the Court finds:

That H. Trippeer, Barney Alexander, C. E. Haryford, L. R. Hay, J. N. Hizzlewood, W. A. McDonald, H. C. Rees, J. Hyatt, Elvin Wilson, J. A. Haryford, B. W. Peterman, T. W. Conklin, J. H. Miller, P. L. Miller, W. H. Wolf I. M. Miller, B. B. Simmons, Matt Kries, and J. L. Peuket are not freeholders, residing within the district No25, and are not qualified remonstrators. The Court further finds that T. L. Bloom, W. A. Adams, F. E. Corp. J. A. White, F. S. Martin, George McDannel and Button Alexander have by their affidavits filed prior to the consideration of this case by the Court, requested that their names be stricken from the remonstrance, which the court has allowed. And the Court further finds that the petition for said county road is signed by forty nine freeholders, residing within the road district in which said proposed road is situated and that no remonstrance with a greater number of remonstrators than there is petitioners upon the petition was

SECOND JUDICIAL DAY.

THURSDAY, MAY 5, 1904.

received or filed and no petition for damages having been filed and the Court is satisfied that such proposed road will be of public utility, the report of the Viewers being unanimously favorable thereto. IT IS THEREFORE CONSIDERED, ORDERED AND DECREED BY the Court that subject to the inspection and opinion of the District Attorney as to the legality of these proceedings, the said report, surveys, profiles and plats recorded by the County Clerk in the proper books of entry and that said road be and the same is declared to be a public highway of Union County, Oregon, and that the supervisor of the road district in which the said road is situated is hereby directed to open said road and place the same in repair for travel.

In the matter of the application of W. M. Pierce for the redemption of certain lands from tax sale to Union County.

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 opening of Ballot Boxes in accordance with the provisions of Sec 2785, R.S.

At this time it is hereby ordered that the County Clerk open the ballot boxes containing the tickets voted, stubs, etc, of the last election and dispose of same in the manner provided by law, and to place said boxes in condition for use at the coming election.

In the matter of the acceptance and approval of bonds of road supervisors.

At this time is presented to the Court the bonds of J. H. Orton, Supervisor of Road Dist #23, J.C. Miller, Supervisor of Road Dist #6, Henry Rinehart, Supervisor of Road Dist #11, and L. Cross, Supervisor of Road Dist #35 for approval, and it appearing to the Court that said bonds are in proper form and for the amount required by the Court. It is therefore ordered that each of said bonds be approved and the Clerk of this Court is hereby ordered to place same on file.

In the matter of the allowance of transportation for Oscar Linebarger, an indigent deaf mute from Slaem, to La Grande, Oregon.

This matter came on to be heard this time on the application of J. L. Linebarger for transportation for his son Oscar from Salem to La Grande, Oregon; from which it appears that the petitioner is a resident of Union County; that he is in destitute cir-

THIRD JUDICIAL DAY.

FRIDAY, JUNE 3, 1904.

3	Receipts city Elgin		142.18
2	Receipts School District #3		134.70
2	"	#4	208.40
2	"	#5	1404.93
1	"	#7	41.08
L	"	#8	45.76
1	"	#10	208.80
2	"	#11	315.34
3	"	#13	172.52
2	"	#15	306.98
1	"	#16	41.68
1	"	#19	120.90
2	"	#23	202.85
1	"	#40	42.19
1	"	#43	51.54
3	"	#46	638.04
1	"	#72	223.78
1	"	#73	19.31
			<hr/> \$46526.16

In the matter of the advertisement of warrants issued more than seven years prior to July 1, 1904.

Now at this time comes J. H. Mimnaugh, County Clerk, and presents to the court a certified list of county warrants which were issued more than seven years prior to July 1, 1904, and which have not been paid, and asks the court to designate a newspaper in which said warrants shall be advertised in accordance with the provisions of an Act of the Legislative Assembly of the State of Oregon, approved February 25, 1889, IT IS THEREFORE CONSIDERED AND ORDERED by the court that the Clerk of this court prepare a list of all county warrants issued more than seven years prior to July 1, 1904, and which have been receipted for by the respective parties to whom issued, and which have not been paid, and it is further ordered that said list be published in the Oregon Scout, a weekly newspaper, for a period of sixty days from the date of the first publication thereof.

In the matter of the county road petitioned for by J. A. Allen et al.

At this time it is ordered by the court that this matter be and the same is hereby continued until July 5th 1904, at 10 o'clock A. M.

In the matter of the allowance of bills against the county and the issuance of warrants in payment of same.

At this time the matter of the allowance of miscellaneous bills against the county came on for consideration, the said bills having been submitted to the court and the court having audited and allowed each of said bills separately as appears from the signature of the court thereon, IT IS THEREFORE CONSIDERED AND ORDERED by the court that said bills be allowed and that warrants be issued on the various funds in payment of the

FOURTH JUDICIAL DAY.

TUESDAY, JULY 5, 1904.

as herein determined and giving the date from and after which the said La Grande shall become and be the County Seat of Union County, Oregon.

That the said notice also be filed in the office of this court and a certified copy be filed with the Secretary of State of the State of Oregon.

In the matter of the allowance of salaries of County officials for the month of June 1904, and the issuance of warrants in payment of same.

This matter came on to be heard at this time for the allowance of salaries of Union County Officers and their deputies for the month ending June 30th 1904.

And the Court having passed and audited each of said bills separately as appears from the signatures thereon. IT IS THEREFORE CONSIDERED AND ORDERED by the Court that said bills be allowed and warrants issued by the County Clerk on the general fund of the County in payment of same as follows, to-wit:

Class.	Number.	To whom issued.	For what issued.	Amount.
"MM"	980	J. H. Minnaugh;	Sal of Co Clerk for June, 1900,	150.00 ✓
"	981	E. P. Schow,	" " Depy Co Clk for June, 1900,	100.00 ✓
"	982	M. E. Hendershott;	" " Stenographer "	75.00 ✓
"	983	B. Chancey,	Work in Clerk's office	93.00 ✓
"	984	C. C. Pennington,	SAL of Sheriff for June, 1904	208.33 ✓
"	985	T. B. Johnson,	" " Depy Sheriff for June, 1904,	100.00 ✓
"	986	J. F. Phy,	" " " " " "	75.00 ✓
"	987	M. A. Harrison,	" " County Judge for June "	100.00 ✓
"	988	John Frawley,	" " County Treasurer for June, 1904	83.33 ✓
"	989	D. H. Procter,	" " Recorder for June, 1904	125.00 ✓
"	990	Charles E. Newson,	" " Depy Recorder for June, 1904,	66.66 ✓
"	991	E. E. Bragg,	" " Co. School Supt. for June, 1904	112.50 ✓
"	992	James A. Pilcher,	Co. Commissioner's Fees	10.00 ✓
"	993	Geo. Baird,	Services as Co. Bailiff for June term Cir. Court, 1904,	45.00 ✓
"	1820	<i>Contingent Warrants</i>	<i>paid for in retransmission of Bureau index</i>	<i>4.00 ✓</i>
"	1821	<i>J. H. Minnaugh</i>	<i>Cost of stamps, etc.</i>	<i>20.89 ✓</i>
		In the Matter of the County)	
		Road Petitioned for by)	
		J. H. Allen and Others	0)	

This matter came on to be heard at this time on the report of the Board of County Road Viewers, Report of District Attorney and the appeal of M. J. Duffey, Ed. Benton, and A. L. Payne.

It appearing to the Court that the Board of County Road Viewers were, on the 6th day of April, 1904, instructed to view, lay out, and establish the proposed County Road as petitioned for by J. H. Allen and others; and they have reported that on the 2nd day of May, 1904, in pursuance with said order, proceeded to view out said proposed road for the whole distance thereof; and that in their 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 greatly to the convenience of the householders residing in the vicinity thereof; and that they recommend that said proposed road be laid out and established and declared a public highway of said County; which said report was unanimously signed by said Board of County Road Viewers.

FOURTH JUDICIAL DAY.

TUESDAY, JULY 5 1904

And the report of the said Board of County Road Viewers having been read in open Court on two several days of a former term of this Court, and it appearing to the Court that the said Board of County Road Viewers reported favorably thereon, and recommended that that said proposed road be established as a County Road and declared to be a public highway of Union County, Oregon; and no remonstrance with a greater number of remonstrators than there were of petitioners upon the petition being received.

And it appearing to the Court that the Board of County Road Viewers having filed their report of damages to the premises through said road is to be located as follows:-

To Mrs. Vina Payne-----	\$35.00
A. L. Payne-----	1.75
Ed. Benton-----	1.00
M. J. Duffey-----	2.40
Francis Wilson-----	20.00
Comstock, Jr.-----	10.00

And the said A. L. Payne, Ed. Benton, M. J. Duffey, having appealed from the report of said viewers to this Court, and this Court having heard evidence touching the question of the amount of damages suffered by said appellants and from the said evidence the Court finds that the said A. L. Payne is damaged in the sum of \$1.75, Ed. Benton in the sum \$1.00, and M. J. Duffey in the sum of \$2.40; and the Court being satisfied that that the amount of damages so assessed is just and equitable. But, in the opinion of the Court such road is not of sufficient importance to the public as to become proper that said damages be paid by the County, and the Court therefore refuses to establish the same as a public highway unless the expense of damages and the whole thereof shall be paid by the petitioners.

IT IS THEREFORE ordered and decreed by the Court that the report of the Board of County Road Reviewers be placed on record in the book of plats of County Roads of Union County, Oregon; and that when the petitioners for said road shall pay or cause to be paid the damages and expenses assessed by the Board of County Road Viewers, to-wit:

To Mrs. Vina Payne-----	\$35.00
A. L. Payne-----	1.75
Ed. Benton-----	1.00
M. J. Duffey-----	2.40
Francis Wilson-----	20.00
Comstock, Jr.-----	10.00

That said proposed road be and hereby is declared the public highway of Union County, Oregon, and ordered opened up and placed in repair for travel according to the law; and that James Sills, Road Supervisor of Road District No. 25, 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 is hereby ordered to open up said road and place the same in repair for travel.

M. Harrison
County Judge
Robert Blumstein
J. M. Selder