

EQUITY

No

In CIRCUIT COURT

UNION COUNTY

Mumette Burke

Plaintiff

vs

Halter Burke

Defendant

L. J. Jones

Attorney for Plaintiff

Attorney for Defendant

181 315 3 2 5 3 3

Order of the Court

Case No. 581

Testimony for by
A. L. Buell et al.

33, 39

9/10/04 Reall 7th Term
9/11 " " 2

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 the SW corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$. sec 19 T 3 S R. 39 E W M. and running North to the NE corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$. sec 19 T. 3 S R 39 E W M. thence West to the NE corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$. sec 19 T 3 S R. 39 E E W M. thence North $1\frac{1}{2}$ miles to the NE corner of the NW $\frac{1}{4}$ sec 18, T 3 S R. 39 E W M, and there terminate.

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

NAMES:

NAMES:

A. L. Bussell
J. J. Ferguson
J. B. Anderson
W. R. Johnson
Marion M. Spencer.
J. H. Schwelbe
Willie Schwelbe
J. T. Wright
John Bennett
W. E. Wheeler
J. L. Stringham
A. J. Gauder
C. S. Golden
Geo. H. Beach
M. Wilkinson
J. E. Smith
James S. Beach

BOND OF ROAD PETITIONERS.



KNOW ALL MEN BY THESE PRESENTS, That we, H. L. Buell
and L. J. Ferguson, 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, exec-
utors and administrators firmly by these presents.

Signed this _____ day of _____, A. D., 190_____

Now, the conditions of the above obligation is such, that whereas _____
H. L. Buell and others, have petitioned the County Court of said
county of Union, at the August term, 1904, thereof, for a County Road, de-
scribed in the petition and notice hereto annexed, as follows: as described
in petition

Now, if the above named H. L. Buell and L. J. Ferguson
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.

H. L. Buell (Seal.)
L. J. Ferguson (Seal.)

STATE OF OREGON, } ss.
COUNTY OF UNION, }

I, H. L. Buell and L. J. Ferguson, 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,

H. L. Buell
L. J. Ferguson

Subscribed and sworn to before me this 5th day of
August A. D., 1904
M. A. Harrison
County Judge

RECEIVED BY THE OFFICE

Wm. Stanger
J. H. Stanger
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 3rd day of August 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 the SW corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of sec. 19 T 3 S R 39 E W M. and running North to the NE corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ sec. 19 T 3 S R 39 E W M. thence West to the NE corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of sec. 19 T 3 S R 39 E W M. thence North $1\frac{3}{4}$ miles to the NE corner of the NW $\frac{1}{4}$ of sec. 18 T 3 S R 39 E W M. and there terminate.

Dated at _____ Oregon, the _____ day of _____ A. D.

190

NAMES:

NAMES:

H. L. Byall
J. J. Ferguson
J. G. Anson
W. W. Johnson
Minnie M. Spencer
T. H. Schwick
Willie Schwefbe
J. T. Wright
John Bennett
Geo. G. Douglas
J. L. Stinson
A. J. Grider
L. E. Bolder
Geo. H. Peach
Ab. Wilkinson
E. Smith
James S. Peach

Robert J. ... 30th 1904

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TO ALL PERSONS CONCERNED: You are hereby notified that the undersigned, [illegible], of legal age, single, and of sound mind and memory, do hereby certify that the [illegible] described in the foregoing [illegible] is the property of the [illegible] County, [illegible] State, and will at the next session of the County Court be [illegible] to [illegible] on [illegible] day of [illegible] A. D. 1904.

Filed Aug 3, 1904
J. B. [illegible]
[illegible]

[Faint, mostly illegible text, possibly a list or schedule of items, with some words like 'TABLE' and 'ITEMS' visible.]

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 3rd day of August 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 the SW corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of sec. 19
 T 3 S R 39 E W M. and running North to the NE corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$
 sec. 19 T 3 S R 39 E W M. thence West to the NE corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of
 sec. 19 T 3 S R 39 E W M. thence North $1\frac{1}{2}$ miles to the NE corner
 of the NW $\frac{1}{4}$ of sec. 18 T 3 S R 39 E W M. and there terminate.

Dated at _____ Oregon, the _____ day of _____ A. D.

190

NAMES:

NAMES:

H. L. Powell
L. J. Ferguson
J. B. Anson
D. W. Johnson
Minnie M. Spencer
T. H. Schwelke
Willie Schwelke
J. I. Wright
John Bennett
Geo. H. Smith
J. L. Stringham
A. J. Snyder
C. C. Golder
Geo. H. Beach
M. Wilkinson
J. E. Smith
James S. Beach

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Main body of faint, illegible text, appearing to be several lines of a letter or document.

Filed Aug 23 1904
J. P. [Signature]

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STATE OF OREGON,
County of Union. } ss.

I, A. G. Buell being first duly sworn, say that I posted three several notices, of which the notice hereunto attached is a true and correct copy, in three public places in said county in the vicinity of the proposed road therein described, to-wit: One at the

beginning of the proposed road on post
by side of the County road One at terminus of the
proposed road on post at side of the County road
one on post at side of County road at N.E. Cor
of NW 1/4 Sec 17 Tp 38 R 39. E. 1/4 Sec 17.

Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the 30th day of June 1904, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 30th day of June 1904, 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 ^{door} 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 3 day of Aug 1904.
A. G. Buell
J. B. Gilham
Clerk

Friday 3/9/04
J. B. Whitham
Clerk

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 5th day of Aug 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 H. L. Buell et al., beg leave to report that on the 22 day of Aug 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 and that Orin Anson shall be ~~damaged~~ damaged to the amount of Sixty Eight Dollars (\$68) for fence and land along road for one half of mile distance.

B. Logsdon
L. L. McKeenon
Arthur Curtis

} Board of County
Road Viewers.

State of Oregon
County of Union | 35

I hereby certify in the matter
of the County Road petitioned for by H. L. Buell
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 both together 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
H. L. Buell et al., beg leave to report that
on the 22nd day of August 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 S.W. Cor. of the S.E. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec 19 - Town 3
South Range 39 E. W. M. at a rock marked R. Then North
20.00 chs to A. 1 a rock. The N.E. Cor. of S.W. $\frac{1}{4}$ of S.E. $\frac{1}{4}$ of said Sec 19.
Then West 20.00 chs to angle 2 a rock. The N.E. Cor of S.E. $\frac{1}{4}$
of S.W. $\frac{1}{4}$ said Sec 19. Thence North 40.00 chs to 1 Mile
rock; Then North 80.00 chs to 2 Mile rock; Then
North 20.40 chs to $\frac{1}{4}$ Sec Cor. The N.E. Cor of N.W. $\frac{1}{4}$
of Sec 18 T. 3 S. R. 39 E. W. M. a rock marked R. T.
and their terminate in cented County Road leading from La Grande
to Cove

Arthur Curtis
County Surveyor.

with
County Court
of the
State of Oregon
Indian Country

Report of Board
of Roadviewers
in Road Distances
for Jay of Bull
State

with Report of
J. B. DeLaney
Chief