

*Law*

No 121

*Circuit*

Court

*J. S. Biggitt*

Plaintiff

*J. A. Brader*

vs

*Jud*

Defendant

Action for

*Money*

*Judgment Roll Sept Term 1886*

Docket

Page

*Shelton and Hardisty*

Attorney for Plaintiff

Attorney for Defendant

THE N. Y. & C. CHIEF CLERK'S OFFICE  
NEW YORK  
1886

Record of the Case,

59

WITNESSES.

1874  
May 13 Petition see Viewers affidavit  
Journal A p 59  
July 9 Ordered opened  
Journal A p 604

Road

from N end of lane to St Grays house  
to Co Road from Cro-Bell to Michells  
Bridge

DIRECTIONS—Place papers on TOP OF RUBBER  
Fold ends first then sides Throw the rubber cords  
over the ends and package is complete

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Commissioners of the County of Clatsop

June 10th 1874

In the Honorable County Commission  
 Under the undersigned <sup>city</sup> house holder and  
 two papers date here by written application  
 to your honorable body to appoint me  
 and ~~Surveyors to locate~~ a <sup>city</sup> ~~city~~ <sup>city</sup>  
 running from the County road that runs  
 from S. J. Frenches or the Cove to Summerville  
 Commencing at the north end of the Lane that  
 runs from George Grays and to follow said <sup>line</sup>  
 Lane to S. Grays house then South <sup>to follow</sup> till it  
 strikes E. Wilhelm's line then W. to the  
 corner of Wilhelm's field then S. W. to the  
 bridge on Grand canal river then in the most  
 practicable route till it strikes the line between  
 M. Gasper and E. Wilhelm then S. to  
 J. W. Coes square, S. E. Corner then on the  
 section line running <sup>to the depth then of said ditch to road</sup>  
 County Road running from Madell to the old  
 road that runs from Michel's bridge to  
 all of ~~and~~ are in Union County Oregon  
 Summerville and <sup>is</sup> ~~is~~ <sup>is</sup>

John J. Barnes  
 (Kathryn) ~~James~~  
 W. ~~James~~  
 George Wilhelm  
 Mr. Cornell  
 A. Richardson  
 B. Hayden  
 John Elliott

G. J. Gray  
 for P. Blumens  
 As C. King  
 W. A. McP...  
 Daniel Leonard  
 A. P. Trimble  
 J. Wilson  
 B. G. Kendall

~~Full~~ ~~Full~~ ~~Full~~ ~~Full~~  
~~Full~~

~~Full~~  
~~Full~~  
~~Full~~ ~~Full~~ ~~Full~~ ~~Full~~  
~~Full~~ ~~Full~~ ~~Full~~ ~~Full~~  
~~Full~~ ~~Full~~ ~~Full~~ ~~Full~~  
~~Full~~ ~~Full~~ ~~Full~~ ~~Full~~

of

of  
of  
of  
of  
of

State of Oregon Es - -  
Union County Es J

I A Randall  
do solemnly swear that three notices were  
posted in the vicinity of the corner of the  
proposed road and one at the Court House  
door that a petition for the proposed road as  
described in the within petition would be  
presented at this May term of Court more  
than thirty days prior to this time

Subscribed & sworn to before

me this 13<sup>th</sup> May 1874  
J M Black  
Clerk

A Randall

Whereas a petition has been presented  
to the County Court of Union County  
at the May term thereof for 1874  
for a County Road commencing  
at the north end of the lane that  
runs from George Gray's <sup>house</sup> and terminates  
at Summerville -

Now we

are held and firmly  
bound to the County of Union in  
the sum of One hundred dollars  
Conditioned that if the said Road  
be not granted, we will pay  
all expenses and costs ~~that may~~  
that may be incurred by reason  
of such ~~order~~ not exceeding  
the above amount of One hundred  
dollars

Benjamin Randall

Dated this

B. F. Kendall

13<sup>th</sup> day of May  
AD 1874.

Board for Road

Frederick, Maryland, 13<sup>th</sup>  
1874  
J. M. Black  
Co. Secy

To the How County Court  
of Union County, Oregon

We the undersigned viewers to  
view out a road commencing at the North  
end of the lane on S. Gray's place and  
ending on the road running from Pro-  
Dell to the Sumnerwell and Mitchell  
Bridge road respectfully submit the  
following report We met on the day  
set in your order only two viewers  
being present. We proceeded to view  
out and survey said road and find it  
a good location for a road with no  
expense to open farther than a bridge  
across what is known as the big ditch  
a good substance a bridge is ~~with~~  
constructed across the river where the  
survey crosses it Its adoption as  
a county road would in our opinion  
be of great utility not only to the  
neighborhood but to the travelling  
public.

Joseph Harris  
L. Wright } Viewers



Page 1-20/20

Aburat's 20 degrees

Scale of distances

32 hours to the west

B. 10000

W  
To a hole

10000  
To a hole

Report <sup>of a way</sup> to view of road corners <sup>at the North</sup>  
 end of line on G. Gray's place and a survey on the road from  
 Oro Dell that intersects the Lewis and Clark Mitchell bridge road

Starting point - North end of line on G. Gray's place

Go  $\rightarrow$  South 11 chains

South 24 degrees East - 1

South 24 degrees East - 25

West 25 1/2

South 28 " West 19

South 6 " West 8 1/2

South 25 " West 15

South 55 " West 87 chains

South 65 " West 10 1/2

South 6 " West 9 1/2

South 24 " West 15 1/2

South 55 " West 37

West 40 "

South 25 degrees West 11 1/2

North 60 " West 19

West 25

South 26 degrees West 8 1/2

South 52 " West 4 1/2

Ending on the Oro Dell road Distance 2 1/2 miles 1224 chains

Willis Giff Surveyor

and Willis Skiff Surveyor, who are to meet at the House of S J Booths on the 23<sup>rd</sup> day of May 1874 and after being sworn as by law required to proceed to view and mark said route, and report their proceedings at the next term of this Court,

In the Matter of Road 3  
Petition for County Road 3

Now at this time was presented a petition praying for a County Road to be located commencing at the north end of the lane to G Gray house, thence south or to follow till it strikes G Mitchells line thence West to the corner of Wilhelms field, thence S W to the Bridge on Grand Pondo river, then on the most practicable route till it strikes the line between M Jasper and G Wilhelm, thence South to J Brissons S E Corner, thence on the Section line running west to the ditch, through said ditch 15 rods to intersect the County Road running from Oro Dell to the Old Road that runs from Mitchells Bridge to Sumnerville all of which points and places are in Union County Oregon, which petition was signed by more than twelve resident householders of Union County residing in the vicinity and along the route of said proposed road, which petition was accompanied by a bond which bond was approved by the Court as well as by proof that notices had been posted in accordance with law more than thirty days prior to this time

It is therefore Ordered that A J Harris, Joseph Harris and S Wright be and are hereby appointed viewers and Willis Skiff Surveyor, who are to meet on the 22<sup>nd</sup> day of May 1874, <sup>at G Gray house</sup> and after being duly sworn as by law required proceed to view out.

and mark said route, and report their doings at the next term of this Court.

In the Matter of Road  
Petition from S. E. Corner of  
Sec 23 to Sumner<sup>th</sup> & Cove Road

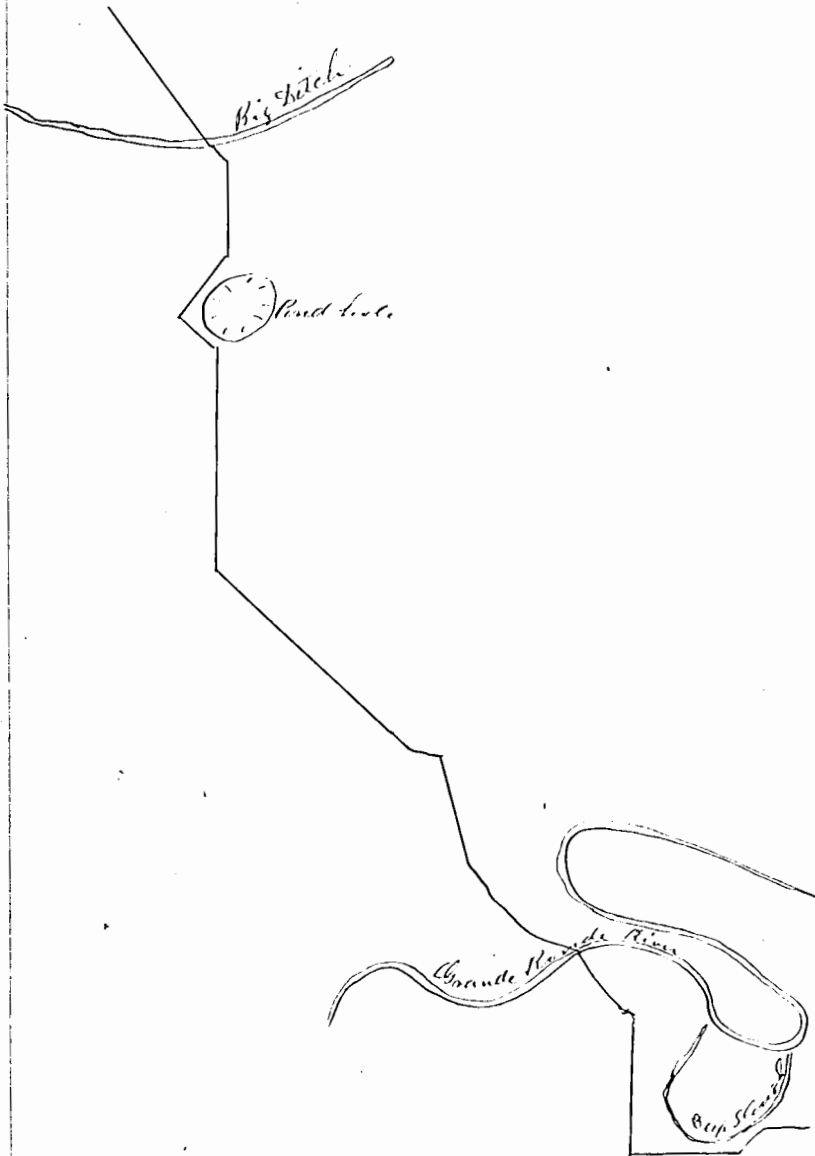
Now at this time was presented a petition praying for a County Road commencing at the S. E. corner of the  $\frac{1}{4}$  of the NW quarter of Sec 23 Township One South of Range thirty nine East, thence west to the right Bank of Grand Ronde river, thence along the bank of said River to where the North line of Sec 29 crosses said river, thence west until it intersects the road leading from Sumnerville to Shoemaker's point all of which places and points are in Union County Oregon, which petition was signed by more than twelve resident households residing in the vicinity and along the route of said proposed road, which petition was accompanied with a bond as required by law, which bond was duly approved by the Court, as well as by proof of the posting of four notices in accordance with the law more than thirty days prior to this time.

It is therefore Ordered that Jim Standley Jesse Imbler and John Reinhart be and they are hereby appointed Viewers and Willis Skiff Surveyor, who are to meet at the house of E. J. Nevils on the 30<sup>th</sup> day of May 1874 and after being duly sworn as by law required to proceed to view out said route, & report their doings at the next term of this Court.

Court then adjourned until tomorrow at 9 o'clock.

In the matter of County Roads }  
Viewers Report

Now at this time comes the report of the viewers to view out a road commencing at the north end of the lane that runs from George Grays and to follow said lane to George Grays house then South or to follow the lane till it strikes G. Willhelms lane then W. to the corner of Willhelms field. then S. W. to the bridge on Grande Ronde River. then on the most practicable rout till it strikes the line between M. Jaspers and Geo. Willhelms then S. to J. Crossmans S. E. Corner then on the Section line running W. to the ditch then up said ditch or as near as practicable to intersect the County Road running from Orzell to the old road that runs from Michels bridge to Summerville. was read a second time and said road being reported favorable and there being no remonstrance or petitions filed for damages. It is ordered that the prayer of the petitioners be granted and that the same be declare a public highway in accordance with <sup>the</sup> plat and field notes hereinafter placed. and it is further ordered that the Clerk notify the proper Supervisors of these proceedings. all the points above named description are in Union County Oregon



Starting point North end of lane on ls Grays place  
 Going South

			11 Chains
"	44°	East	7 "
"	4°	"	25 "
West			25 1/2 "
South	38°	West	15 "
"	6°	"	8 "
"	25°	"	15 "
"	55°	"	8 1/2 "
"	65°	"	18 1/2 "
"	6°	"	9 "
"	24°	"	15 1/2 "
"	38°	"	37 "
		"	40 "
South	25°	"	11 1/2 "

North  $60^{\circ}$  West 19 Chains  
 West 25 "  
 South  $26^{\circ}$  West 8 "  
 "  $52$  "  $47\frac{1}{2}$  "  
 Ending on the Oordell road distance 14 miles  
 and 24 chains.

In the Matter Petition }  
 for }  
 County Road }

Now at this time a  
 petition being presented by W. C. Metzger and  
 others for a County Road from or near  
 Frenche's Mill & running to the Saw Mill  
 it appearing to the Court that the petition  
 presented contained <sup>names</sup> written mostly in the  
 hand writing of one person is hereby adjudged  
 after careful consideration that such character  
 of petition should not be granted. Therefore  
 the petition is not considered