

LAW.

No

IN THE
CIRCUIT COURT,
UNION COUNTY, OREGON

Plaintiff

vs

Defendant

Attorney for Plaintiff

Attorney for Defendant

L 446, 460-471

Presented May 11 1871

Order of purchase June 7 1871

⁵⁹⁶
Hutchinson
596

Road Returned
for by
J. F. Hutchinson
Mad

596

1-7,458,344,571

BE IT REMEMBERED, That at a regular term of the County Court of the State of Oregon, for the County of Union, begun and held at the Court House, in the City of La Grande, in said County and State, on Wednesday, the 5th day of June A. D. 1907 the same being the first Wednesday in said month and the time fixed by law for holding a regular term of said Court, when were present, to-wit:

- The Hon. J. C. Henry, Judge, Presiding.
- The Hon. J. M. Selder, County Commissioner.
- The Hon. Ben Brown, County Commissioner.
- J. B. Gilham, Clerk.
- F. P. Childres, Sheriff.

When on Friday day, the Seventh day of June A. D. 1907, or the Third Judicial day of said term, among others, the following proceedings were had to-wit:

In the Matter of the Proposed County Road - Petitioned for by J. F. Hutchinson, et al.

This matter came to be heard at this time on the report of the Board of County Road Viewers for a second reading, as provided by law, said report being in words following to-wit:

REPORT OF BOARD OF COUNTY ROAD VIEWERS

To the Honorable County Court of Union County, Oregon:

The undersigned Board of County Road Viewers, heretofore on the First day of May 1907, 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. F. Hutchinson, et al., beg leave to report that on the 14th day of May 1907, in pursuance of 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 there is no damage by the location of said road.

(Signed) Thos Brasher,
S. A. Pursell,
Arthur Curtis.

Board of County Road Viewers

And said report of the Board of County Road Viewers 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 Board of County Road 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.....

and there having been no cause shown why this proposed road should not be declared a public highway and ordered opened according to law, and the court being satisfied from the report of the Board of County Road Viewers that such road will be of public utility; the report of the viewers being favorable thereto, and all the files and records of said proceedings having been submitted to the District Attorney, who has advised this Court as to the legality of said proceedings, it is therefore considered and ordered by the Court that the report of the Board of County Road Viewers be placed on record in this journal, and that the surveyor's profile and 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 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, and that **Frank Ross and Frank Hempt**, Road Supervisor^s of Road District No^s **26 & 28**, the same being the road district^s 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.

(Signed) **J. C. Henry,**..... County Judge.

..... **J. M. Selder,**..... Commissioner.

..... **Ben Brown,**..... Commissioner.

STATE OF OREGON, }
County of Union. } ss

I, J. B. Gilham, clerk of the County Court of the State of Oregon, for the county of Union, do hereby certify that the foregoing copy of Journal Entry has been by me compared with the original entry made in the above entitled proceedings, now remaining of record in my office, that it is a correct transcript therefrom and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the said Court this 18th day of June A. D. 1907.

..... Clerk.

By..... Deputy.

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 First day of May 1907, 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. F. Hutcheson et al., beg leave to report that on the 14th day of May 1907, 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 there is no damage by the location of said road.

Thos. Brasher
S. A. Purcell
Arthur Curtis

Board of County
 Road Viewers.

State of Oregon
County of Union

I hereby certify in the matter of
the County Road petitioned for by J. F. Hutchison
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 both in angles and distances

A. 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. F. Hutchinson et al., beg leave to report that
on the 14 day of May 1907 ~~189~~, in pursuance of said appointment
and order, I Surveyed said proposed road for the whole distance thereof, the following being
the field notes of said survey:

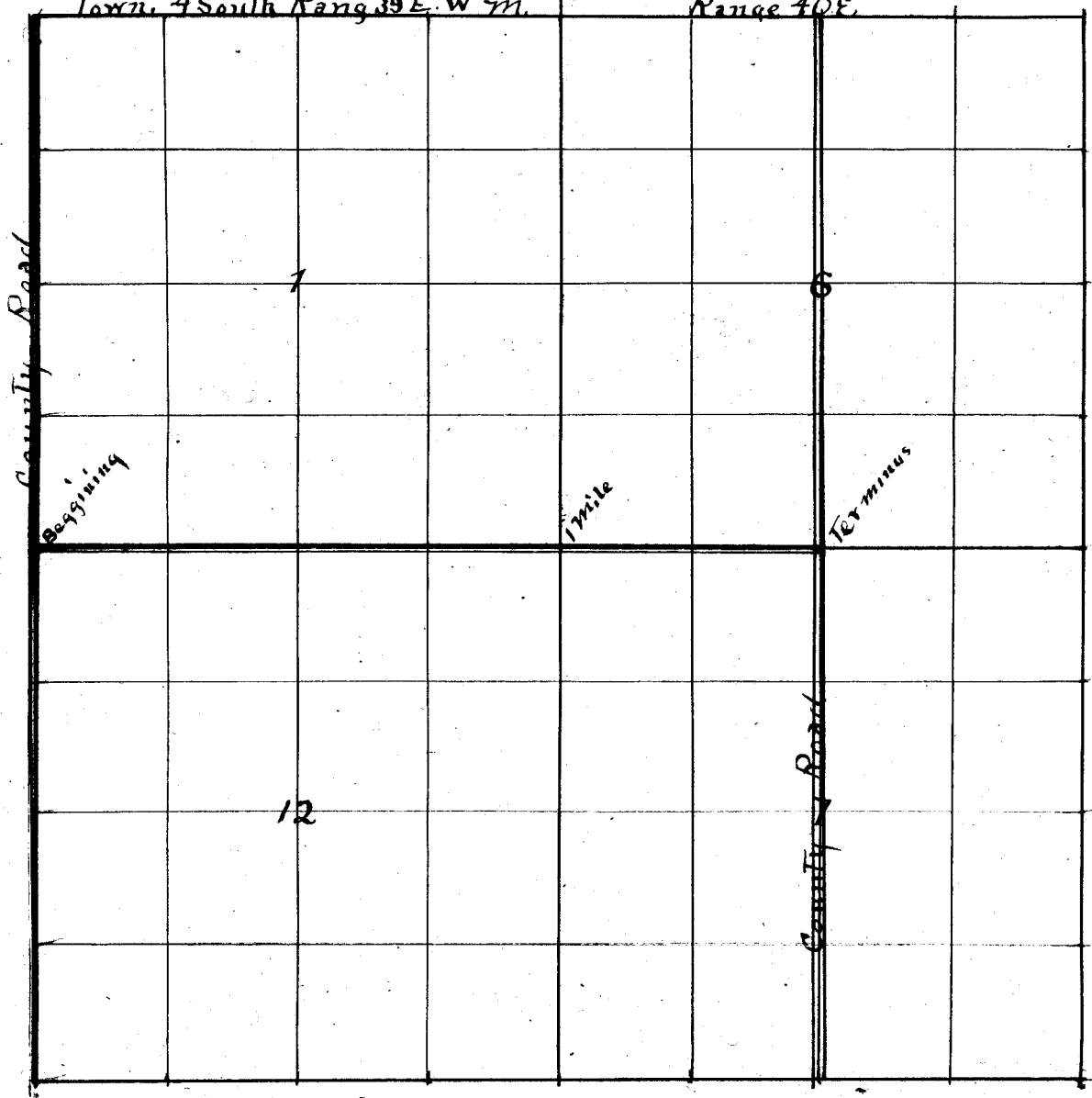
Commencing at a Rock marked R. at the S.W. Cor of Sec. 1 Town
4S. Range 39 E. N. M. Thence East 80 chs. to 1 Mile Rock
Then East 40 chains to the South East Cor. of South West
1/4 Sec. 6 T. 4S. R. 40E. N. M. and there terminate marked
stone R. T. for Terminus

Arthur Curtis
County Surveyor.

Road Petitioned for by
J. F. Hutchison and others

Town 4 South Range 39 E. W 71.

Range 40 E.



IN THE

Courty Court

OF THE

State of Oregon

For the County of Union

In the matter of the Estate
of Paula Christina Fox
by J. J. Hutchinson
vs

Reprob of Farmers

Filed June 21 1907

J. B. Beckman
Clerk

BE IT REMEMBERED, That at a regular term of the County Court of the State of Oregon, for the County of Union, begun and held at the Court House in the City of La Grande, in said County and State, on Wednesday, the _____ day of _____ A. D., 190____, the same being the first Wednesday of said month and the time fixed by law for holding a regular term of said Court, when were present:

The Honorable J. C. HENRY, County Judge,
J. M. SELDER, COMMISSIONER,
Ben Brown, Commissioner,
J. B. Gilham, Clerk,
F. P. CHILDERS, Sheriff.

WHEN, on _____, the 5th day of June, A. D., 1907, or the _____ Judicial Day of said term, among others the following proceedings were had, to-wit:



In the matter of the proposed County Road petitioned for by J. F. Hutchinson, et al.

Now at this time this matter came on to be heard on the report of the Board of County Road Viewers for a first reading as provided by law, and said report having now been publically read in open Court, the same is now laid over for a second reading upon another day of this term of Court.

(Signed) J. C. Henry,
J. M. Selder, Commissioner,
Ben Brown, Commissioner.

BE IT REMEMBERED, That at a regular term of the County Court of the State of Oregon for the County of Union, begun and held at the Court House in the City of La Grande, said County and State, on Wednesday the 1st day of May, A. D. 1907, the same being the First Wednesday in said month and the time fixed by law for holding a regular term of said Court, when were present:

Hon. J. C. Henry, County Judge.

J. M. Selder, Commissioner.

Ben Brown, Commissioner.

J. B. Gilham, County Clerk.

F. P. Childers, Sheriff.

When on Wednesday the 1st day of May, A. D. 1907, or the first Judicial day of said term, among others the following proceedings were had, to-wit:

In the matter of the proposed County Road
petitioned for by J. F. Hutchinson, et al.

Comes now J. F. Hutchinson, one of the petitioners for the above named proposed County Road, and presents to the Court the petition of himself and others, praying for the location and establishment of a County Road, described as follows; to-wit: Commencing at the S. W. corner of Section one (1) in Township Four (4) South of Range Thirty nine (39) E. W. M., being at a point in the established County Road in Road District No. 28, of said County, and running thence east along section line a distance of one and one half miles to an intersection with the County Road in Road District No. 26 of said Union County, at the Southeast corner of the Southwest quarter of Section Six (6), in Township Four (4), South of Range Forty (40), E. W. M. and there to terminate.

And it appearing to the Court, that said petition is signed by more than twelve freeholders of this County, residing in the Road Districts 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 Court, to-wit: at the Court House, in the City of La Grande, County of Union, State of Oregon, and also in three public places in the vicinity of said proposed road, to-wit: One on the bulletin board in front of the City Hall, on main Street in the City of

Union, one on a telephone pole in the County Road at the west end of said proposed road, and one on a fence post in the County Road at the east end of said proposed road, all posted in plain view of the traveling public, for more than thirty days 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 term 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 given in the sum of One Hundred (\$100.00) Dollars, with W. R. Hutchinson and J. F. Hutchinson, as sureties thereon, which bond is here now approved by the Court.

IT IS THEREFORE ORDERED by the Court, that Arthur Curtis, County Surveyor, and Thomas Brasher, and S. A. Pursell, constituting the Board of County Road Viewers, be, and they are hereby directed to meet at the beginning of said proposed County Road, on the 14th day of May, A. D. 1907, at the hour of one o'clock in the afternoon of said day, or within five days thereafter, and proceed to survey, view and layout said proposed road according to law.

J. C. Henry, County Judge.

J. M. Selder, Commissioner.

Ben Brown, Commissioner.

PETITION FOR COUNTY ROAD.



TO THE HONORABLE COUNTY COURT, FOR UNION COUNTY, OREGON:

The undersigned freeholders, of Union county, Oregon, residing in the road districts where the hereinafter described road is proposed to be, to-wit, road districts No. 26 and No. 28, respectfully petition your Honorable body to lay out, ~~alter~~ and establish a County Road within said county, on the following line, or route, to-wit: Commencing at the South West corner of Section One (1) in Township Four (4) South of Range Thirty Nine (39) E. W. M., being a point in the established county road in Road District No. 28 of said Union County, and running thence East, along section lines, a distance of one and one-half (1½) miles to an intersection with the county road in Road District No. 26 of said Union County, at the South East corner of the South West quarter of Section Six (6) in Township Four (4) South of Range Forty (40), East of the Willamette Meridian.

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

NAMES: Residing in District No. 28

NAMES: Residing in District No. 26

J. P. Hutchinson " " "
W. M. Heath " " "
J. H. Langston " " "
A. S. Knight " " "
J. L. Davis " " "
J. H. Jones " " "
J. H. Benson " " "
F. P. Davis " " "
C. W. Washburn " " "
Frank Harp " " "
Frank Hill " " "
John Smith " " "
A. S. Miller " " "
C. D. Binfield Baker " " "

J. S. Yellow " " "
Joseph McElroy " " "
J. J. Tobin " " "
J. Carrels " " "
Theo. Keckritz " " "
Chas. A. Bruner " " "
Geo. Ross " " "
J. Minnick " " "
Frank Ross " " "
O. Garret " " "
J. E. McElrath " " "
C. Taylor " " "
A. G. Quells " " "
J. Davis " " "
C. D. Binfield Baker " " "

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

I, L. J. Davis, being first duly sworn, say that I posted ^a ~~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 25th day of March 1907 and that thereafter and~~ thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 25th day of March 1907, ~~I posted a true and correct copy of said notice~~ ^{the Bulletin Board} at the place of holding Court for Union County, Oregon, to-wit: On the front of the Court House door, in the City of La Grande, in the 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 29th day of April 1907.

Grace Sanders
Notary Public for Oregon.

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

I, W. R. Hutchinsson being first duly sworn, say that I posted three several notices, of which the notice hereunto attached is a true and correct copy, in three public places in said county in the vicinity of the proposed road therein described, to-wit: One on the bulletin board in front of the City Hall on main Street in the City of Union, one on an a Telephone pole in the county road at the west end of said proposed road, and one on a fence post in the county road at the east end of said proposed road;

Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the 22nd day of March 1907, ~~and that thereafter and thirty days previous~~ to the presentation of said road petition therein mentioned, to-wit: On the _____ day of _____ 1907, 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~~ ^{the presentation of said petition as I verily believe.}

W R Hutchinsson

Subscribed and sworn to before me this 29th day of April, 1907.

[Signature]
NOTARY PUBLIC FOR OREGON.

BOND OF ROAD PETITIONERS.



KNOW ALL MEN BY THESE PRESENTS, That we, W. R. Hutchinson
and J. F. Hutchinson, 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 4th day of May, A. D., 1907.

Now, the conditions of the above obligation is such, that whereas W. R. Hutchinson
and J. F. Hutchinson and others, have petitioned the County Court of said
county of Union, at the May term, 1907 thereof, for a County Road, de-
scribed in the petition and notice hereto annexed, as follows:

Commencing at the southwest corner of Section One (1) in Town-
ship Four (4) South of Range Thirty-nine (39) E. W. M., being a point
in the established county road in Road District No. 28 of said Union
County, and running thence East along section lines, a distance of
one and one-half (1½) miles to an intersection with the County Road
in Road District No. 26 of said Union county, at the Southeast cor-
ner of the Southwest quarter of Section six (6) in Township Four (4)
S. R. Forty (40) E. W. M.

Now, if the above named W. R. Hutchinson and J. F. Hutchinson
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.

W. R. Hutchinson (Seal.)
J. F. Hutchinson (Seal.)

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

I, W. R. Hutchinson and J. F. Hutchinson, 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,

W. R. Hutchinson
J. F. Hutchinson
Subscribed and sworn to before me this 4th day of
May A. D., 1907.

Ly Davis
Notary Public for Oregon.

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 districts where the hereinafter described road is proposed to ~~to-wit, road districts No. 26 and No. 28~~ be, will at the next session of the County Court for Union county, Oregon, to-wit: on Wednesday, the 1st day of May A. D. 1907 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 southwest corner of Section One (1) in Township Four (4) South of Range Thirty-nine (39) E. W. M., being a point in the established county road in Road district No. 28 of said Union County, and running thence East along section lines, a distance of one and one-half (1½) miles to an intersection with the County Road in Road District No. 26 of said Union County, at the Southeast corner of the Southwest quarter of Section Six (6) in township Four (4) S. R. Forty (40) E. W. M.

Dated at Union Oregon, the 19th day of March A. D. 1907

NAMES:	NAMES:
Residing in District No. 28	Residing in District No. 26
J. F. Hutchinson	H. McCallan
J. H. England	Joseph Moxley
A. J. Knight	Joe robin
F. M. Hiatt	S. Carroll
J. G. Davis	Theo Keokrita
J. H. Jolley	Chas. Bruner
G. H. Benson	Geo. H. Horn
E. P. Davis	J. W. Minick
C. W. Woolever	Fred Mayott
Frank Hempe	Frank Ross
Frank Webb	O. Lamb
Jesse Webb	J. E. McGrath
A. D. Webb	E. Taylor
C. D. Rindlesbaker	A. L. Caviness
	J. C. Davis

County Court

OF THE

State of Oregon

For the County of Union

*I have heretofore
been paid the
sum of*

*\$100.00
for
rent*

Filed Apr 30 1907

*J. B. Dickson
Clerk*