

No. 54

IN THE  
**CIRCUIT COURT,**  
UNION COUNTY OREGON

**LAW**

*S. P. Gates*

*Plaintiff*

vs

*J. E. Birdsell  
et al*

*Defendant*

*Docket*

*Page*

*C. H. Finn*

*Attorney for Plaintiff*

*Attorney for Defendant*

THE IRWIN HOBSON CO. MANUFACTURING STATIONERS

737

Permit

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# 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:

Beginning at the quarter mark on the North side of Section Ten(10)  
which is the end of the Tibbits road, being Numbered road 586, Union County  
thence East about 50 or 60 rods, thence in a South-easterly direction to  
line, 80 rods East, ~~to~~ place of beginning, thence South upon described line  
to the old road, thence following to old road with principally an Eastern  
direction to top of hill, or gate, South of the School House, thence North  
in front of the School House to the Branch of the Middle fork of Clarks  
Creek, thence North-west ~~to~~ the County Road known as the Taylor & Hindman  
Road. The proposed road being situated in Twp. I. S. 40. E. W. M.

Elgin, Ore.

April 15<sup>th</sup> 1908

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

~~~~~

NAMES:

*Wm H Dinsmore*  
*Wm S Bell*  
*Jra Stewart*  
*J. E. Tibbitts*  
*L. A. Tibbitts*  
*A. Walker*  
*C. Watson*  
*A. Tiffin*  
*Pearl Duranney*  
*W H Hardy*  
*J. S. Ward*  
*C. B. Keweenaw*  
*Wm. Y. Young*  
*John G. Astor*  
*J. W. Meares*  
*B. Brown*  
*A. Haelby*  
*B. W. Barrett*  
*John M. Barrett*

NAMES:

*G. L. Barrett*  
*W. E. Abbie*  
*J. E. Kellogg*  
*W. D. Garrett*  
*Ed Ballin*  
*Ben. Blayne*  
*Eel. Bruffe*  
*Wm Bridger*

# BOND OF ROAD PETITIONERS.

Know All Men By These Presents, That we, W. H. Hardy  
and Robert Blumentstein 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 29<sup>th</sup> day of May A. D. 1908.

Now, the conditions of the above obligation are such, that whereas, Ira Stewart

and others have petitioned the County Court of said County of Union, at the June term, 1908, thereof, for a County Road, described in the petition and notice hereto annexed, as follows: **Beginning at the quitr. mark on the N. side of Sec. Ten, I.S. 40.E.W.M. which is the end of the Fibbits road being #586, Union County, thence East about 50 rods, thence in a South-Easterly direction to line 80 rods East of place of beginning, thence South upon described line to old road, thence following the old road with principally an Eastern direction to top of hill, or gate, South of the School House, thence North in front of the School House to the Branch of the Middle fork of Clarks Creek, thence North-west to the County Road known as the Taylor & Hindman Road. All being situated in TWP. I.S. 40. E.W.M.**

Now, if the above named Ira Stewart and others 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. H. Hardy (Seal.)  
Robert Blumentstein (Seal.)

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

I, W. H. Hardy and Robert Blumentstein 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. H. Hardy  
Robert Blumentstein

Subscribed and sworn to before me this 29<sup>th</sup> day of May A. D. 1908.

Lew Bell  
Notary Public for Oregon

STATE OF OREGON,

SS.

County of Union,

I, W. H. Hardy

, 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 fastened to a Board & nailed to a post at the beginning of the proposed road, one fastened to a Board & nailed to a tree about the middle of said road, and one fastened to a Board & nailed to a tree <sup>at the end of said road</sup>, all the said notices being in plain sight

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the

18<sup>th</sup> day of April 1908, and that thereafter and thirty days

previous to the presentation of said road petition therein mentioned, to-wit: On the 21<sup>st</sup>

day of April 1908, 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 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.

W. H. Hardy

Subscribed and sworn to before me this 29<sup>th</sup> day of May 1908.

Lee Bell

# ..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 4th day of June A. D., 1908, 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:

~~Beginning at the quarter mark on the North side of Section Ten/10/ which is the end of the Fibbits road, being road Numbered 586, Union County thence East about 50 or 60 rods, thence in a South-easterly direction to line, 80 rods East to place of beginning, thence South upon described line to the old road, thence following the old road with principally an Eastern direction to top of hill, or gate, South of the School House, thence North in front of School House to the branch of the middle fork of Clarks Creek, thence North-West to County Road known as the Taylor and Hindman road. The proposed road being in T.W.P.I.S.40.E.W.M.~~

Dated at Elgin, Oregon, the 15th day of April A. D., 1908.

NAMES:

*Miles, H. Dinmore*  
*W. S. Egell*  
*J. A. Lambert*  
*J. E. Fibbits*  
*L. J. Tibbetts*  
*J. A. Miller*  
*J. C. Matheson*  
*Pearl Swaney*  
*W. H. Hardy*  
*E. R. Swamy*  
*Scott Glynn*  
*W. L. Asstut*  
*J. R. Kamm*  
*B. Brown*  
*A. Harty*  
*B. W. Garrett*  
*John M. Hurd*

NAMES:

*G. J. Garrett*  
*W. E. Abbit*  
*W. S. Ballin*  
*W. S. Garrett*  
*Ed. Ballin*  
*Tom Briggs*  
*Ed. Briggs*  
*Wm. Briggs*

Shinneman Road

County Court

Wash Co

Oregon

Shoe process

County Road

attached for leg

Miles Shinneman  
etal

Shinneman

Shinneman  
Shinneman

# 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 3<sup>rd</sup> day of June 1908, 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 Miles H. Dinsmore et al., beg leave to report that on the 13 day of June 1908, 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.

Rec'd final  
July 1. 1908  
Record 2-1504

Arthur Curtis  
John E Parent  
S. Deverard

Board of County  
Road Viewers.



# 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 Miles H. Dinmore et al., beg leave to report that on the 12 day of June 1908 ~~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 the  $\frac{1}{4}$  Sec. Cor. on line of Sec. 10 T. 18. R. 40 E. W. 7 N. at a Rock marked R. Thence East 13.00 chs. to Angle 1 a Rock; Thence South  $27^{\circ}$  East 17.65 chs. to Angle 2 a Rock; Thence South 10.25 chs. to Angle 3 a rock; Thence North  $80^{\circ}$  East 3.40 chs. to A. 4 a rock; Thence  $S. 74^{\circ} E.$  4.00 chs. to A. 5. a rock. Thence  $S. 80^{\circ} E.$  6.00 chs. to A. 6 a rock; Thence  $S. 81^{\circ} E.$  4.00 chs. to A. 7 " " "  $S. 89^{\circ} E.$  5.00 " " " 8 " " ; "  $S. 61^{\circ} E.$  8.00 " " " 9 " " "  $S. 67^{\circ} E.$  9.00 " " " 10 " tree; "  $S. 45^{\circ} 30' E.$  3.00 " " " 11 " Stake "  $N. 60^{\circ} E.$  2.00 " " " 12 " Stake; "  $S. 76^{\circ} E.$  4.50 " " " 13 " " "  $S. 61^{\circ} E.$  9.00 " " " 14 " " ; "  $S. 70^{\circ} E.$  5.60 " " " 15 " Rock "  $S. 61^{\circ} E.$  3.50 " " " 16 " Rock; "  $N. 10^{\circ} W.$  3.50 chs. to A. 17 " " "  $N. 37^{\circ} 30' W.$  4.00 " " " 18 " Stake; " North 2.90 " to A. 19 " " "  $N. 69^{\circ} E.$  3.00 " " " 20 " " ; "  $N. 1^{\circ} 30' E.$  1.00 " " " 21 " tree "  $N. 30^{\circ} E.$  5.00 " " " 22 " tree; "  $N. 52^{\circ} W.$  8.00 chs. to Road beginning pine tree in what is known as the Taylor or Hindman road situated in Sec. 11. T. 18. R. 40 E. W. 7 N.

Arthur Smith  
County Surveyor.

State of Oregon

County of Union 133.

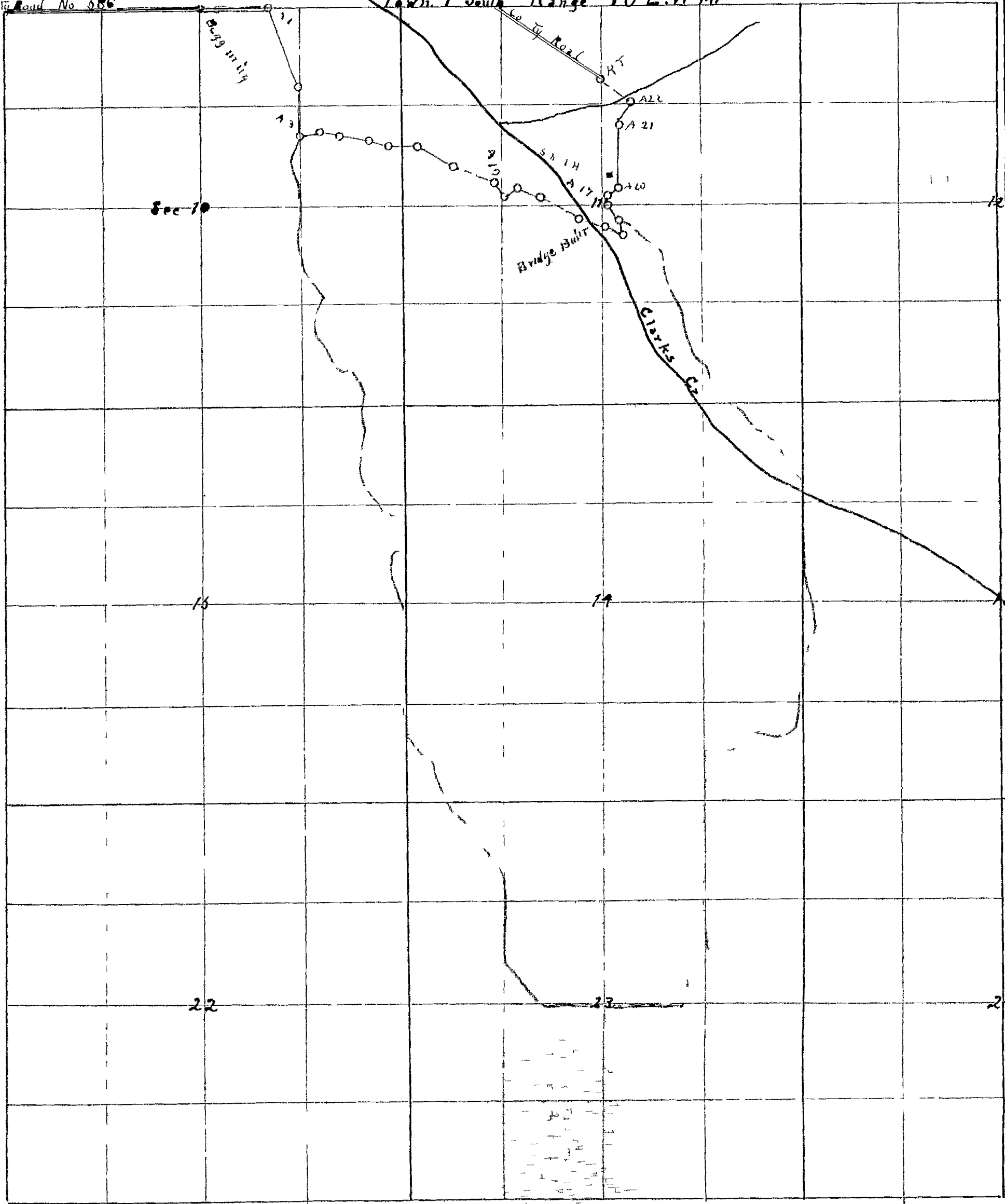
I hereby certify in the matter of the  
road petitioned for by Miles H. Dismore and others  
that the field notes made by me are true and correct  
and that the Plat accompanying the same is a  
true and correct representation of said road both in  
angles and distances

Arthur Curtis  
County Surveyor

Roads Petitioned for by  
Miles H D in Yellow  
W S Ezell in Red

C 11 Road No 586

Town 1 South Range 40 E. W. M.



IN THE

# County Court

OF

State of Oregon

For the County of Union

*In re proposed  
Co Road petition  
for by W. A.  
Timmons  
et al*

*Report of Viewers*

*Filed July, 1908  
J. G. Graham  
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 3rd day of June A. D., 1908, 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 ~~Thursday~~, the 4th day of June, A. D., 1908, or the second 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 \*  
Miles H. Dinsmore, et al. \*  
\*\*\*\*\*

Comes now Miles H. Dinsmore, 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: Beginning at the quarter mark on the north side of Section ten (10) which is the end of the Tibbits road, being numbered road 586, Union County, thence east about 50 or 60 rods, thence in a southeasterly direction to line, 80 rods east of place of beginning, thence south upon described line to the old road, thence following the old road with principally an eastern direction to top of hill, or gate, south of the School House, thence north in front of the School House to the branch of the middle fork of Clarks Creek, thence northwest to the county road known as the Taylor & Hindman Road. The proposed road being situated in Twp. 1 S. R. 40 E.W.M.

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 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 fastened to a board and nailed to a post at the beginning of the proposed road, and one fastened to a board and nailed to a tree about the middle of said road, and one fastened to a board and nailed to a tree at the end of said road, 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 with W. H. Hardy and Robert Blumenstein as sureties thereon, which bond is here now approved and ordered placed on file.

It is therefore ORDERED that Arthur Curtis, County Surveyor and  
and  
constituting the Board of County Road Viewers, be, and they are hereby directed to meet at the beginning of said proposed road on the 11th day of June, 1908, at the hour of 10 o'clock A.M., or within five days thereafter and proceed to survey, view and lay out said road according to law.

(Signed) J. C. Henry, County Judge.  
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, 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 3rd day of June \_\_\_\_\_, A. D., 1908, 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 Miles H. Dinsmore, et al.,

Now at this time it is ORDERED by the Court that this matter be and the same is hereby continued until tomorrow at nine o'clock

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