

No 20 Equity  
in

Court

A E Eaton  
Plaintiff

vs  
Wm M Bennett

v  
Eliza H Bennett  
Defendant

Action for

Docket Page

Baker Shelton & Baker  
Attorneys for Plaintiff

Attorney for Defendant

Aug 21

## Record of the Case

1876  
Mar 1 Petition for & Writings afftd  
Journal A p 77

April 3 1st Reading Report  
Journal B p 3

April 4 ordered opened  
1880 Journal B p 9

July 8 Order Resurvey  
Journal B p 486

77

## WITNESSES.

Road

Charge in from Charles Mc Daniels to  
See out of Mountain, commencing at  
Coulter & Mc Daniels store to Spring on  
Elizabeth Creek

Notar

Is hereby given that  
there will be a petition presented  
at the March term of the  
County Court of Union County  
State of Oregon for the  
relocation of the County Road  
from near the store of Cowls  
of McDonells via E L Cochran's  
saw mill to summit of  
mountain commencing near  
Cowls & McDaneels store thence  
to S W corner of Ben Boswells  
lot in town of Cove thence to  
the ~~Cook~~ & corner of J Morrisons  
lot thence south to the Old  
road thence on the main traveled  
road to the SW corner section  
line thence east to E L Cochran's  
house thence south about (100)  
yards thence in an easterly  
direction <sup>600 yards</sup> thence on a division  
line in a S E direction to a  
on the head of Elizabeth  
Cove Union Co. Road

State of Oregon }

County of ~~Oregon~~ }

I E L Cochran being  
duly sworn say that four of the within  
Notices were posted more than 30 days  
prior to this date as follows one on  
~~the Court house door in Brown Co -~~  
~~ment 3 along the vicinity of the~~  
~~market~~

Subscribed & sworn to E L Cochran  
before me this 7<sup>th</sup>  
day of March 1876

R S Carr

Co Clerk

6

In the Name of the County  
Court of Marion County Oregon

We the undersigned citizens and  
house holders of Road District No. 14, do  
humbly ask that the County road running from  
Cowles & McDaniel's farm, Lockmans saw mill up  
the south west side of the mountain be so charged on  
to commence at Cowles & McDaniel's said said  
running on the old road to the south west  
corner of Ben Bonwells lot thence due east  
to the north east corner of J. Morrison's lot  
thence south to intersect the old road thence  
on the <sup>now paved</sup> road to the N.E. corner of Sec. 27 thence  
to E. Lockman's house thence south about 100 yards  
thence in an easterly direction about 600 yards thence  
up a dividing ridge to the spring in the head  
~~of the creek all of which form the head of the creek~~  
Cone Oregon Jan 27 1876 in Marion County, Oregon

Names

J. H. Cochran  
J. T. W. Guiscay  
Benj. Boswell  
Dr. M. South  
E. S. Crane  
John W. Murphy  
D. M. Weaver  
Dan Warren  
Ben F. McDaniel  
John Ellis  
John McDonald  
Mrs. McDaniel

Names

J. C. Ford  
J. P. Holmes  
E. M. Brown  
Gabe J. Gardner  
John Keane  
M. R. Munoz  
J. H. Peacock  
J. H. Stewart  
Frederick Matthes  
Henry A. Mitchell  
J. Olson  
Sam Ward

March 1896

P. S. Cole  
Collected

Know all men by these presents that E L  
Cochran & D B Rees of Union Co Oregon are  
held and firmly bound unto the County  
Court of Union County State of Oregon  
in the sum that it may cost the  
County to view & survey a County road  
commencing at Cowles & W S Daniels store in Cowd  
in said Co, running to the Springs on the head  
of Elizabeth Creek - not to exceed the  
sum of \$100

The conditions of the above obligation is  
such that if the laborer road is established  
as a County Road this obligation shall be  
null & void - otherwise to remain in  
full force & effect

Sealed with our seals & dated this 7<sup>th</sup>  
day of March 1876 E L Cochran (S)  
in presence of } D B Rees (S)  
R S Davis }

D B Rees

16/5/10 L9.  
11/2.

5  
Johnstone  
March 1875  
Ed. Brown  
Collins  
County Clerk

To the Marion County Court of Marion  
County, Oregon

In the matter of locating a proposed  
County road commencing at Fowler and  
the Daniels store thence and south  
easterly direction to the springs at  
the head of Elizabeth creek, we the  
undersigned miners submit the following  
report. We met on the day set (the  
21<sup>st</sup> day of March 1876) and after being  
first duly sworn in company with  
the surveyor commenced to run survey  
and lay out said road as directed. Being  
unable to complete the work we ad-  
journed to meet on Saturday March 25<sup>th</sup>.  
Pursuant to adjournment we met on  
the 25<sup>th</sup> day of March 1876 and proceeded  
to complete the work according to  
your order and as shown by the  
Surveyors report and plan submitted

herewith We find it to be on  
good ground being located most of  
the way on the old traveled road  
to the timber Believing that it  
would be a material benefit to this  
section to have that road established  
as a neighborhood or timber road we  
respectfully recommend its establishment  
as such - your favor body

Respectfully  
W A Morris  
John M. Phy } Readers  
Simon Miller,

Feb 7  
1876

Attest  
J. C. Clegg

Abel Clegg  
1876  
P. S. Clegg  
Cobble

## 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. Cochran* et al be leave to report that  
on the 18 day of June 1897, in pursuance of said appointment  
and order ~~Surveyed and proposed road for the whole distance thereof the following being~~  
~~the field notes of said road~~

I met the Viewers and after  
being sworn we proceeded to Resurvey said Road  
the starting point could not be identified and so  
we <sup>went</sup> up the road to find some point, after traveling  
some distance and could not find any point  
of said road and Householders being of such  
diversified opinion as to line we concluded  
that it could not be Resurveyed as petitioned  
for by field notes

*Arthur Curtis*  
County Surveyor

To the Honorable County Court  
Union County

We the undersigned Treavers heretofore  
appointed on the 7 June 1897 To view and  
resurvey road No 77 beg leave to report  
That we met on the 18 day of June 1897  
and after being duly sworn we proceeded  
and Monuments all being destroyed we  
adjourned

E. Fuller,  
A. S. Stahlinsz.  
Otho Dickensley

Report to viewers of the survey of a proposed County road from Cowles or Mc Daniels's store in the Cove to the Springs on the head of Elizabeth Creek.

Beginning at a rock marked R thence	$\$80^{\circ} 3\frac{1}{2}$ chs to post marked A VIII thence	
$\$54^{\circ} 2\frac{1}{2}$ chs to rock	at I. thence	$\$84^{\circ} 10\frac{1}{2}$
$\$84^{\circ} 5\frac{1}{2}$ chs to rock	at II. thence	$\$18^{\circ} W 3\frac{1}{2}$
$\$32^{\circ} 10$ chs to rock	at III. thence	South 2
East 13 $\frac{1}{2}$ chs to rock	at IV. thence	$N. 74^{\circ} E 7\frac{1}{2}$ chs
$\$18^{\circ} 2$ chs to post	" at V. thence	$\$84^{\circ} 13$ chs "
South 12 $\frac{1}{2}$ chs to rock	at VI. thence	$\$78^{\circ} 7$ chs "
$\$44^{\circ} 13\frac{1}{2}$ chs to post	at VII. thence	$\$32^{\circ} 14$ chs "
$\$63^{\circ} E 9\frac{1}{2}$ chs "	at VIII. thence	$\$52^{\circ} 8$ chs
$\$51^{\circ} E 16$ chs	at IX. thence	$\$45^{\circ} E 14\frac{1}{2}$ chs
$\$44^{\circ} 6\frac{1}{2}$ chs	at X. thence	$\$42^{\circ} 35\frac{1}{2}$ chs
$\$60^{\circ} 5$ chs	at XI. thence	$\$12^{\circ} 7$ chs "
$\$52^{\circ} 16$ chs	at XII. thence	$\$15^{\circ} E 8$ chs
$\$67^{\circ} 8$ chs	at XIII. thence	$\$15^{\circ} W 9$ chs
$\$10^{\circ} E 4$ chs	at XIV. thence	$\$13^{\circ} E 7\frac{1}{2}$ chs
$\$2^{\circ} W 6$ chs "	at XV. thence	South 24 chs
$\$76^{\circ} 8$ chs "	at XVI. thence	$\$25^{\circ} E 32\frac{1}{2}$ chs
East 16 $\frac{1}{2}$ chs "	at XVII. thence	$\$62^{\circ} 6 11$ chs
$\$82^{\circ} E 15\frac{1}{2}$ chs to a tle marked R.T. at		

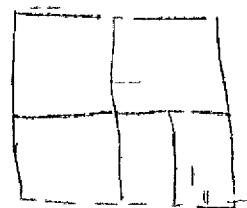
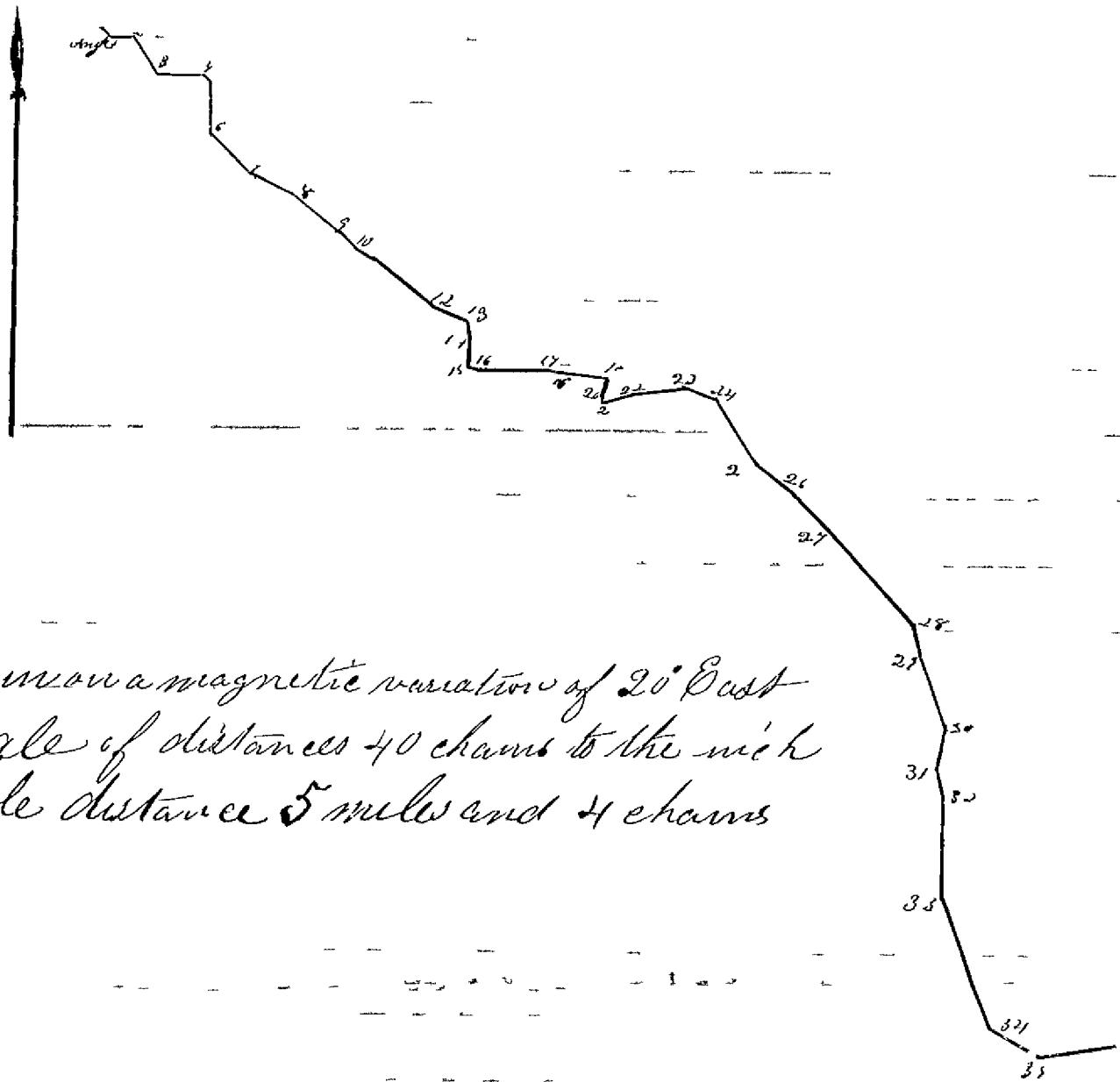
the springs at the head of Elizabeth Creek,

W. H. Smith, Surveyor.

Rimrock County }  
State of Oregon } S.S.

I Wiles Skiff County surveyor  
in and for the County and State aforesaid  
do hereby certify that the written field notes of  
the survey of a proposed County road from  
Cowles' & Mc Daniels store in the Cove to the  
springs at the head of Elizabeth Creek are  
correct as made by me under the supervision  
of the viewers on the 21<sup>st</sup> and 25<sup>th</sup> days of  
March 1876

Wiles Skiff



Plat

Alcedo atthis  
C. S. Baird  
Collector

BE IT REMEMBERED, That at a Regular Term of the County Court of the State of Oregon, for Union County, begun and held at the Court House in the City of Union, in said County and State, on Monday the 7th day of June, A D 1897, and from day to day thereafter during the continuance of said term, when were present

The Hon I H Sanders, County Judge,  
" W D Arnold, County Commissioner  
" R T Langrell, " "  
J R Oliver, Clerk,  
J F Phy, Sheriff

When on Wednesday the 9th day of June 1897, or the third Judicial day of said term, the following proceedings were had, to-wit

In the matter of the road #77 )  
petitioned for by J H Cochran,  
et al  
-----)

It appearing to the Court at this time that the County road petitioned for by J H Cochran, et al and known and platted as County road #77, has been encroached upon by the citizens living along the line thereof, that the angle stakes and monuments have been plowed up, destroyed and thrown away so that it is impossible for the Road Supervisor to locate the line of road with sufficient accuracy as to enable him to remove the encroachments therefrom, that it will be necessary to have a re-survey of the said road made, at the former survey as shown by the field notes now on file in the County Clerk's office is as follows to-wit Report of Viewers of the survey of proposed County road from Cowles and McDaniel's store in the Cove to the Springs on the head of Elizabeth Creek, beginning at a rock marked R, thence South  $80^{\circ} 54'$  east  $2-1/2$  chains to post marked rock marked A-1 thence North  $87^{\circ}$  east  $5-1/2$  chains to rock marked A-2, thence S  $32^{\circ}$  east 10 chains to rock marked A-3, thence east  $13 \frac{1}{2}$  chains to rock marked A-4 thence S  $45^{\circ}$  east two chains to post marked A-5, thence South  $12-1/2$  chains to rock marked A-6, thence S  $47^{\circ}$  east  $13-1/2$  chains to post marked A-7, thence S  $62^{\circ}$  east  $9-1/2$  chains to post marked A-8, thence S  $51^{\circ}$  east 16 chains to A-9, post marked A-9, thence south  $44^{\circ}$  east  $6-1/2$  chains to post marked A-10 thence South  $60^{\circ}$  east 5 chains to post marked A-11, thence South  $52^{\circ}$  east 18 chains to post marked A-12, thence south  $87^{\circ}$  east, 8 chains to post marked A-13, thence south  $10^{\circ}$  east  $4-1/2$  chains to post marked A-14 thence South  $42^{\circ}$  west 6 chains to post marked A-15, thence South  $78^{\circ}$  east 3 chains to post marked A-16, thence East  $18 \frac{1}{2}$  chains to post marked A-17 thence South  $80^{\circ}$  east,  $3 \frac{1}{2}$  chains to post marked A-18, thence South  $84^{\circ}$  east  $10-1/2$  chains to post marked A-19, thence South  $18^{\circ}$  west  $3-1/2$  chains to post marked A-20 thence South  $74^{\circ}$  east  $7-1/2$  chains to post marked A-21 thence North  $74^{\circ}$  east  $7-1/2$  chains to post marked A-22 thence North  $84^{\circ}$  east 18 chains to post marked A-23 thence South  $78^{\circ}$  east 7 chains to post marked A-24, thence South  $32^{\circ}$  east 17 chains to post marked A-25 thence South  $52^{\circ}$  east 8 chains to post marked A-26, thence South  $45^{\circ}$  east  $10-1/2$  chains to post marked A-27 thence South  $42^{\circ}$  east 25  $-1/2$  chains to post marked

ed A-28 thence South 12° east 7 chains to post marked A-29, thence South 18° east 18 chains to post marked A-30 thence South 13° west 9 chains to post marked A-31, thence South 13° east 7 1/2 chains to post marked A-32 thence South 24 chain to post marked A-33 thence South 20° east, 3°-1/2 chains to post marked A-34, thence South 63° east 14 chains to post marked A-35, thence North 82° east 18-1/2 chains to a tree marked RT at the springs at the head of Elizabeth Creek

Willis Skiff, County Surveyor

Run on a magnetic variation of 20° east, scale of distance 40 chains to the inch, whole distance 5 miles and 4 chains

It is therefore considered and ordered that E. Fuller, A. R. Robinson and Otho Eckersley, be appointed viewers of said road and that Arthur Curtis be appointed surveyor of said road, and that they meet at the Cove, Union County, Oregon, on Friday the 13th day of June, 1897, at 9 o'clock A.M. and, after qualifying, to review, re-survey, lay out and re-establish said road on the old line of survey thereof, according to law.

(Signed) I.N. Saunders, County Judge

Attest J.R. Oliver, County Clerk

Andrew Donnelly, and John White be, and they are hereby appointed viewers and Willis Shiff Surveyor to meet at the house of Wm. Ownbey on Friday March 17<sup>th</sup> 1876 and after being duly sworn proceed to view out & Survey said proposed road and make their report to at the April Term of this Court 1876.

In the matter of appointment }  
of Supervisor of Road District } March 8<sup>th</sup> 1876.  
No 13 Union County }

Now on this day Philip Haughton heretofore appointed Supervisor of Roads in Road Dist No 13 offers his resignation as such for the reason that he is going to leave the Co. and petition having been presented asking for the appointment of John R. McCann as supervisor of said Road District.

It is therefore ordered that Philip Haughtons resignation, as such <sup>be accepted</sup>, and that J. R. McCann be and he is hereby appointed Supervisor of Roads in Road Dist No 13 Union Co Oregon for the year ending Jan 1<sup>st</sup> 1877.

In the matter of Road }  
Petition by E. L. Cochran } March 8<sup>th</sup> 1876

Now on this day came E. L. Cochran & presents a road Petition signed by more than twelve resident householders living in the vicinity of the hereinafter proposed <sup>change of</sup> Road, and Petitions the Court to order the <sup>running from McDaniels store to Summit of mountain</sup> <sup>old</sup> and survey of <sup>new</sup> <sup>old</sup> County road, commencing at <sup>old</sup> McDaniels Store and running on the old road to the southwest corner of Ben Bowles lot thence due east to the north east corner of A Morrison lot, thence south to intersect the old road thence on the road now traveled to the S.E. corner of Sec 27 thence to E. L. Cochran's house, thence south

about 100 yds. thence in an easterly direction about 600. yds. thence up a dividing ridge to the spring on Elizabeth Creek.

The Petitioner made affidavit that four notices were posted, as follows, one on the Court house door in said County & 3 in the vicinity of said road, and also filed a. Bond that he would pay all costs in case said road was not allowed, which Bond was approved by the Court

and it appearing to this court that the Petitioners herein have proceeded according to law, it is therefore ordered that John W. Weldon Morris and Simon Miller be and they are hereby appointed viewers and Willis Skiff Surveyor to meet at M. Daniels on Tuesday March 31<sup>st</sup> 1876 and proceed to view out & survey the above petitioned route.

In the matter of damages }  
by location of County Road & } March 8<sup>th</sup> 1876  
buying Bridge. }

Now at this time the court takes up for consideration the report of the viewers heretofore appointed to assess damages to one Benjamin F. Sturgill by reason of the location of a county road through his premises, situated on main Powder River where Haughton Bridge crosses said River, the viewers reported that said B. F. Sturgill was entitled to the sum of Forty (\$40.00) dollars as damages.

and now at this time came George Hall & John A. Tucker and represented that the bridge on main Powder and known as Haughton's Bridge belongs to a company as follows. Phillip Haughton, John A. Tucker, George Hall and F. K. Sturgill, who were willing to deed said bridge to Union County with the exception of F. K. Sturgill who was willing to make said deed for the sum of \$60. and said bridge crossing Powder River at the point where the said

Justice of the peace as soon as he shall file a Bond and his oath of Office as required by law.

In the matter of Road } April 3<sup>rd</sup> 1876

Viewers Report }

Cove Trinble Road

Now on this day was Read for the first time the Report of the viewers heretofore appointed to view out and report on a proposed County Road commencing at Bowles & McDaniel's Store thence in a South Easterly direction to the Springs on the head of Elizabeth Creek.

In the matter of }

Road Viewers Report } Summerville to intersect Calverand Road.

Now at this time was read for a first time the Report of the viewers heretofore appointed to view out and report on a certain proposed County Road commencing at the south end of Jefferson Street in the town of Summerville and running thence in a westerly direction to intersect the Trinble and Calverand Road. Reported favorable

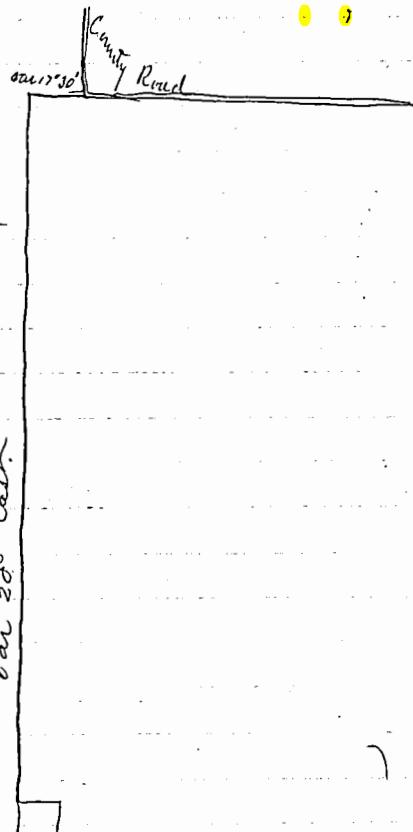
In the matter of }

Road Viewers Report } change of Road around J. T. Woodell's Farm.

Now on this day was read for the first time the report of the viewers heretofore appointed to view out a change of the County Road leading from Hendeshott Point to Summerville, said change being made around the farm of J. T. Woodell. Report favorable.

Plat of a proposed County Road from the south end of Jefferson Street in Summersville to intersect the Trinble and LaGrand Co Road.

Scale of distances 20 chains  
to the inch  
whole distance 1 mile  
and 29 chains.



In the matter of April 4<sup>th</sup> 1876.  
Road review Report

Now on this day was read a second & third time the report of the viewers on the proposed <sup>change of</sup> County Road leading from Cowles and McDaniels Store to the Springs on the head of Elizabeth Creek. which report was favorable and there being no remonstrance nor petition for damages filed, it is therefore ordered that the change as prayed for in the petition be and the same is hereby established and declared, and the same is ordered opened in accordance with the Plat of the Survey of which the following is a copy to wit:

Report to viewers of the survey of a proposed county road from Cowles & McDaniels store in the coul to the springs on the head of Elizabeth Creek  
Beginning at a Rock marked R thence S. 5° 4' E 2<sup>1</sup>/<sub>2</sub> chains to rock marked A I "  
W 87° E 5<sup>1</sup>/<sub>2</sub> " " " " A II "  
S 32° E 10 " " " " A III "

Prince E.  $13\frac{1}{2}$ <sup>ds</sup> to rock marked A IV  
 "  $48^\circ$  East 2 chs to post marked A V  
 " "  $12\frac{1}{2}$  " rock " VI  
 " South  $47^\circ$  East  $13\frac{1}{2}$  chains to post marked A VII  
 " South  $63^\circ$  East  $9\frac{1}{2}$  chains to post marked A VIII  
 "  $87^\circ$  " 16. " " " IX  
 "  $44^\circ$  "  $6\frac{1}{2}$ . " " " X  
 "  $60^\circ$  " 5. " " " XI  
 "  $52^\circ$  " 18. " " " XII  
 "  $67^\circ$  " 8. " " " XIII  
 "  $10^\circ$  "  $4\frac{1}{2}$  " " " XIV  
 "  $2^\circ$  West 6. " " " XV  
 "  $76^\circ$  East 3 " " " XVI  
 " East  $16\frac{1}{2}$  " " " XVII  
 " South  $80^\circ$  East  $3\frac{1}{2}$  " " " XVIII  
 "  $84^\circ$  "  $10\frac{1}{2}$  " " " XIX  
 "  $18^\circ$  West  $3\frac{1}{2}$  " " " XX  
 "  $2^\circ$  " " " XXI  
 " North  $74^\circ$  East  $7\frac{1}{2}$  " " " XXII  
 "  $84^\circ$  " 18 " " " XXIII  
 " South  $78^\circ$  " 7 " " " XXIV  
 "  $32^\circ$  " 17 " " " XXV  
 "  $52^\circ$  " 8 " " " XXVI  
 "  $45^\circ$  "  $13\frac{1}{2}$  " " " XXVII  
 "  $42^\circ$  "  $38\frac{1}{2}$  " " " XXVIII  
 "  $12^\circ$  " 7. " " " XXIX  
 "  $18^\circ$  " 18. " " " XXX  
 "  $13^\circ$  West 9. " " " XXXI  
 "  $13^\circ$  East  $7\frac{1}{2}$  " " " XXXII  
 " " 24 " " " XXXIII  
 "  $20^\circ$  "  $32\frac{1}{2}$  " " " XXXIV  
 "  $62^\circ$  " 14 " " " XXXV  
 " North  $82^\circ$  "  $18\frac{1}{2}$  " " " R.T. at  
 the Springs at the head of Elizabeth creek  
 Willis Skiff Co Surveyor.

Range 39 East, thence south three miles to the South East corner of Town 2 South of Range 39 East thence West on the Township line to the river, thence up the river to the place of beginning.

Road District No. 5 shall include all of Town 2 South Range 40 East and all that portion of Town 2 South <sup>39 East</sup> that lies on the East side of Grand Round River and that portion of said Township that lies on the south side beginning at the South East corner of Section 24 in said Township thence West to where said line leaves the river and lying on the North side of said line.

In the matter of the relocation of a portion of County Road 3

Now at this time it appearing that the location of a certain County road known as the road from Bowles & Mc Daniels Store to the Spring at the head of Elizabeth Creek is uncertain. Upon proper application having been made to the court for the relocation of said road it is hereby ordered that the County Surveyor Eugene L. has take to his assistance such help as may be necessary and proceed to relocate said County road from the point of beginning to Angle 111 of the original survey.

In the matter of the boundaries of Road 3  
District Nos 3 & 15

Now at this time it appearing that Road District Nos 3 & 15 can be worked to a better advantage by changing the dividing line it is therefore ordered that a line extending North and South from a large rock at the intersection of the County roads leading from Big Creek and the valley to Union shall be the dividing line between said District No. 3 & 15.

First Judicial day.

Wednesday, January 1897

Dishonester great  $\frac{7}{7}$ .  
 petitioned for by J. G.  
 Cockran, et al.

Appearing to the Court at this time that the County road petitioned for by J. G. Cockran, et al. and known as plates or County road No 77. has been encroached upon by the Citizens living along the line thereof, that the encroachments and obstructions have been referred up, destroyed and thrown away so that it is impossible for the road supervisor to locate the line of road with sufficient accuracy as to enable him to remove the encroachments therefrom, that it will be necessary to have a resurvey of the said road made. that the former survey as shown by the file of books now on file in the County Clerk's office is as follows, to wit: Report of Viewers of the survey of a proposed County road from Fowler and M. Daniels, etc. into the Core to the Springs at the head of Elizabeth Creek, beginning at a rock marked R, thence South  $54^{\circ}$  East 217 Chains to rock marked A-1; thence North  $87^{\circ}$  East 5 1/2 Chains to rock marked A-2; thence  $838^{\circ}$  East 10 Chains to rock marked A-3; thence East  $13\frac{1}{2}$  Chains to rock marked A-4; thence  $848^{\circ}$  East 20 Chains to post marked A-5; thence South  $13\frac{1}{2}$  Chains to rock marked A-6; thence  $847^{\circ}$  East  $13\frac{1}{2}$  Chains to post marked A-7; thence  $863^{\circ}$  East 9 1/2 Chains to post marked A-8; thence  $851^{\circ}$  East 16 Chains to post marked A-9; thence South  $44^{\circ}$  East 6 1/2 Chains to post marked A-10; thence South  $60^{\circ}$  East 5 Chains to post marked A-11; thence South  $57$  degrees East 18 Chains to post marked A-12; thence South  $67^{\circ}$  East 8 Chains to post marked A-13; thence South  $10^{\circ}$  East  $4\frac{1}{2}$  Chains to post marked A-14; thence South  $7^{\circ}$  West 6 Chains to post marked A-15; thence South  $76^{\circ}$  East 3 Chains to post marked A-16; thence  $16\frac{1}{2}$  Chains to post marked A-17; thence South  $-80^{\circ}$  East, 3 1/2 Chains to post marked A-18; thence South  $84^{\circ}$  East  $10\frac{1}{2}$  Chains to post marked A-19; thence South  $18^{\circ}$  West  $3\frac{1}{2}$  Chains to post marked A-20; thence South  $8$  Chains to post marked A-21; thence North  $74^{\circ}$  East  $7\frac{1}{2}$  Chains to post marked A-22; thence South  $78^{\circ}$  East 7 Chains to post marked A-23; thence South  $32^{\circ}$  East 17 Chains to post marked A-24; thence South  $37^{\circ}$  East 5 Chains to post marked A-25; thence South  $59^{\circ}$  East 5 Chains to post marked A-26; thence South  $45^{\circ}$  East  $13\frac{1}{2}$  Chains to post marked A-27; thence South  $40^{\circ}$  East  $35\frac{1}{2}$  Chains to post marked A-28; thence South  $17^{\circ}$  East 7 Chains to post marked A-29; thence South  $18^{\circ}$  East 18 Chains to post marked A-30; thence South  $13^{\circ}$  West 9 Chains to post marked A-31; thence South  $13^{\circ}$  East  $7\frac{1}{2}$  Chains to post marked A-32; thence South  $20^{\circ}$  East  $32\frac{1}{2}$  Chains to post marked A-33; thence South  $67^{\circ}$  East 14 Chains to post marked A-34; thence North  $87^{\circ}$  East  $18\frac{1}{2}$  Chains to a tree marked P.J. at the Springs at the head of Elizabeth Creek.

Willis H. Buff, County Surveyor.

Run on a magnetic variation of  $25^{\circ}$  east; scale of distances 40 Chains to

Court Judicial Day

Wednesday June 9<sup>th</sup> 1897

the inch; where distance 2 miles and 4 chains. It is therefore further considered and ordered that E. Fuller, A. P. Remington and John Eckerdell, be appointed Viewers of said road and that Justice Curtis be appointed Surveyor of said road, and that they meet at the Rose Union County, Oregon, on Friday the 18th day of June 1897, at 9 o'clock A.M. and after qualifying to review, recompute, lay out and re-establish said road on the old line of survey, thereof according to law.

In the matter of collection  
of delinquent taxes by the  
Clerk and redemption of  
property sold to the County  
for delinquent taxes.

Now at this time it appearing to the Court  
that there has been a large amount of property sold to the County for  
delinquent taxes which have not been redeemed and large amounts  
of money could be collected if the delinquent tax payers  
should be allowed to redeem their property from such tax sale  
by paying the taxes and costs without the penalty. Therefore it  
is hereby ordered that the Clerk be and he is hereby authorized  
and directed to receive the amount of taxes with the costs charged  
against any property sold to the County for delinquent taxes without  
exacting the penalty of 20% or any additional expense other  
than his legal fee, provided that the said delinquent taxpayers  
shall pay the same over before November 1<sup>st</sup> 1897 and shall in  
full the taxes and costs charged against all of their property so  
sold to the County prior to 1896 after which date the Clerk will col-  
lect the full amount of taxes costs and penalty before releasing the  
taxes against each property.

In the matter of the  
petition of Eliza  
Eckro for Liquor License.

This matter came up to be heard at this  
time on the petition of Eliza Eckro, for license to sell spirit-  
uous, malt and vinous liquors in less quantities than one  
gallon in Yamhill Precinct, and it appears to the Court  
that his petition is signed by an actual majority of all  
the legal voters of said Precinct, and that the notice has been pub-  
lished for four consecutive weeks as by law required, copies of  
which have been filed herein. That the said petitioner has paid  
in to the County Treasurer the sum of \$100.00 as required by law.