

*Law*  
No. 219

*(mues)*  
in

Court.

*H. J. Smith*

Plaintiff

vs.

*Ezra Hayes  
and Miller's Sheriff*

Defendants

Action for

*Judgment Roll Sept - Term  
-1886-*

Docket

Page

*R. Eakin*

Attorney for Plaintiff

Attorney for Defendant

**Record of the Case.**

**WITNESSES.**

1896  
Sept 7 Petition: see Viewers app'd  
Journal B. p 52.  
Nov 9 Petition denied  
Journal B. p 60

Road.

Change in Galvanade + Minnie road  
from Old Russell House thence W to new  
road from Fair grounds to Ladd Canyon

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

Notice

Notice is hereby given that there will be a petition presented to the County Court of Union County Oregon at the Sept. Term thereof for the year 1876 asking that a change in a County Road be made as follows "to wit"

Commencing at a point on the County Road leading from La Grand to Union due south of the Dwelling House known as the Old Russell House now owned by Taylor Green and running due west to intersect the new County Road leading from near the Fair Grounds to the mouth of Ladds Canyon and to vacate all the County Road lying between the commencement and terminus of the above described Route Dated June 20<sup>th</sup> 1876

State of Oregon }  
Union County } 35 I Archie Little just  
being sworn say that the within notices and  
three others. One on the Court house door and  
two in the vicinity of said deserted road  
have been posted 30 days prior to the 1<sup>st</sup>  
of Sept 1876

Archie <sup>his</sup> Little  
mark

Subscribed and  
sworn to before me  
this 7<sup>th</sup> Sept 1876  
C. G. Fremont  
County Judge

To the County Court of  
Union County

Oregon  
June 19<sup>th</sup> 1876

We the undersigned tract house holders  
and others of Union County Oregon, and residing  
in the vicinity of the here after  
described road do hereby  
Respectfully ask that a County Road  
be granted at the September term of  
said Court for the year 1876, and  
described as follows,  
Commencing at a point by the County  
Road leading from Gas Grand to  
Union, due South of the dwelling  
house, known as the Old Russell  
house, now owned by Taylor Brown  
and running due west to intersect  
the new County Road leading from  
near the fair grounds to the mouth of  
Ladd's Cañon and to vacate all  
the County Road which lies between  
the commencement and termination of  
the above described route as therein  
prayed for, All of which  
points and places are in Union  
County Oregon -

Witness

James  
S. B. Ellis

John Howard  
John Patrick  
D. B. Williamson  
John H. Jones  
J. A. Walker  
Jesse Cooper

James James

Taylor Green  
Archie Little

Filed Sept 7<sup>th</sup> 1876  
R. J. Calver  
R. J. Calver

Whereas a petition has been presented  
to the County Court of Union County Cop  
for a County Road commencing at a  
point in the County Road leading from Le Grange  
to Union <sup>and south of the present road</sup> and terminating near the  
Fair Grounds, and to vacate all the County  
Road which lies between the commencement  
and terminus as described in the petition  
attached to this bond -

Now therefore I Archie Little, am  
held and firmly bound to Union County  
to pay all costs and expenses that may  
be incurred by reason of such review  
and survey of said Road, if said road  
be not granted and allowed, not  
exceeding the sum of one hundred dollars

Dated September 3

7<sup>th</sup> 1876 3

Witness

H. J. Dick 3

W. J. Hamard 3

Archie <sup>his</sup> Little  
mark

Filed Sept 7 1876  
R. J. Cale's  
Co. Clerk

Approved Sept 7  
1876

E. L. Brannon  
County Judge

1880  
111.90  
207.00  
248.39  
272.29

5.70  
1.90  
4.60



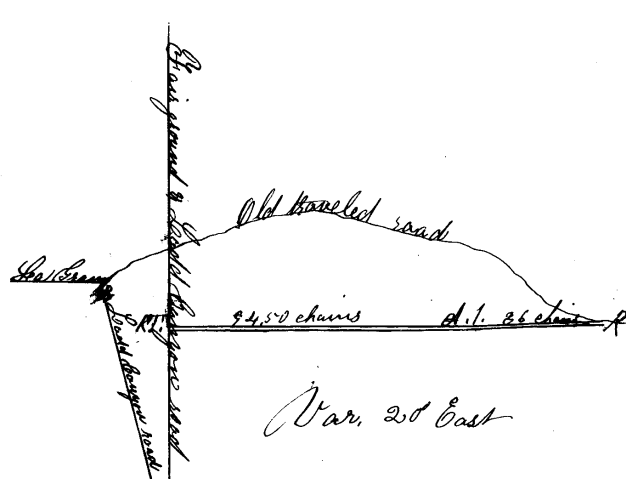
Report to viewers of the survey of a proposed change in the County road leading from La Grand to Union. Commencing near the center of Sec. 6. T. 4 S. R. 33. E. at a post marked R. Hence, South 87 West 36 chains to post marked Angle, 1. Thence West 94.50 chains to post marked R.T. (the terminus)

Plat of proposed change of County road leading from La Grand to Union.

State of Oregon }  
County of Union } S.S.

I Willis Shiff County surveyor in and for the County and State aforesaid do hereby certify that the above field notes of a survey of a proposed change of the County road leading from La Grand to Union are correct as made by me under the supervision of the viewers on the 7<sup>th</sup> day of Oct. 1875,

Willis Shiff County surveyor



Surveyed Oct. 7<sup>th</sup> 1875.  
Scale of distances, 40 chains to the inch,  
Whole distance, 1 mile and 50.50 chains

*Survey*

To the Hon. County Court of Union  
County, Oregon.

The following report is respectfully  
submitted by us the undersigned viewers appointed  
to view out and locate a proposed change in the  
County road leading from La Grand to Union.

We failed to meet on the day set but on  
the second day thereafter (the 9<sup>th</sup> day of Oct. 1876)  
we met only two viewers being present and after  
first being sworn, in company with the surveyor  
proceeded to view, survey and lay out said proposed  
change of road as directed and as shown by the surveyors  
report and plat submitted herewith. We find  
the distance by the new route  $130\frac{1}{2}$  chains and in the  
old road as now ~~is~~ traveled  $142\frac{1}{2}$  chains, making a  
difference of 12 chains in favor of the new route.  
The nature of the ground is nearly the same on  
both lines of road. Taking into consideration the  
benefits to the settlement by allowing this change  
it is our opinion that the prayer of the petitioners  
is reasonable, and we would further recommend  
the extension of this change toward the West  
to intersect the La Grand and Luddy Canyon  
road a distance of about  $\frac{1}{4}$  of a mile from the  
terminus of the above change.

Arthur Hemming } Viewers.  
John Howard }

In the matter of }  
Road Petition } Sept 7<sup>th</sup> 1876.

Now on this day came Archie Little who presents to the Court the Petition of himself and Fourteen others praying for a change in the County Road leading from Galbraude to Union; Change Commencing at a point on said Road due south of the dwelling house known as the old Russell house, now owned by Taylor Green and running due west to intersect the new County Road leading from near the fair grounds to the mouth of Ladd Canyon and to vacate all the County road which lies between the commencement and the terminus of the above described route. And it satisfactorily appearing to the Court from proof filed herein, that due notice of the Pendency of this proceeding has been given as by law required; that more than twelve of said Petitioners are resident householders of Union County residing in the vicinity of said proposed change, and that a good and sufficient bond has been filed herein, which bond is approved by the Court.

It is therefore Ordered by the Court that George Beckler, John Howard and Arthur Hemming be appointed Viewers and Willis Skiff, Surveyor to view Survey and report upon said road and that they meet at the old dwelling house of Taylor Green known as the old Russell house on Saturday the 7<sup>th</sup> day of Oct-1876 and duly qualify before entering upon the discharge of their duties in this behalf.

Keville has passed the proper examination and it further appearing that the quota of Schollships from this County is not yet filled. it is therefore ordered by the Court that James M. Keville be & hereby is selected by the Court, as entitled to gratuitous tuition in the State University.

In the matter of }  
Road Viewers report }

at this time was taken in consideration the report of the viewers on the proposed change of the County Road leading from LaGrande to Union said report stating that the proposed change would make said Road shorter but it appearing from the Official plat of said change that the distance would be increased & from evidence submitted that said change would be a detriment to the travelling public & of no public utility It is therefor ordered that said change be not granted & that further proceedings herein be not had.

In the matter of Viewers }  
Report on change of Co Road }

Now at this time it was ordered that the report of the viewers on the proposed change of Co Road, commencing at the N.E. Corner of Sec 15 T. 2. S. R 38 E. and it is ordered that the same be taken under advisement until the next Regular Term of this Court.

In the matter of }  
dismissing Road }  
Petition: Indian }  
Valley to Wallow }