

No. 602

in

Circuit

Court.

J. B. Workman

Plaintiff

vs.

Henry Dwyer

Defendant

Action for

Money

Docket

Page

Shelton F. Hurdless

Attorney for Plaintiff

Attorney for Defendant

Record of the Case.

1977

Mar 13 Petition rec. Viewers appl'd.

Journal B. p 98

Apr 2 let reading Report

Journal B. p 104

Apr 3 Petition granted

Journal B. p 105

Road

Change in Summerville & Hendershott
Point road commencing at S.E. cor of
N 1/4 Sec 20 T. 1. S. R 29 E. to intersect
said road 1/4 mile N. of S.E. cor. Sec 20

WITNESSES.

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

Petition

To the Honorable County Court of
Union County Oregon Greeting

We the undersigned petitioners by
this petition ask your honorable body
to make a change in the Sumnerville
and Shoemaker County Road as follows
to wit - Commencing at the South
East corner of the 4th East Quarter
of Sec. 30, T. 1. South, R. 31. East. and
running thence North $\frac{1}{2}$ mile to the
South West corner of Sec. 20. of
said Range. Thence west $\frac{1}{4}$ mile
they intersecting the above named Road
Said Road is in Union County Oregon
And all the petitioners hereto
signed are Residence House holders
along and in the vicinity of
Said Road and for the above your
petitioners ever true

Names

M. B. Flier

J. M. K. K. K.

Jasper. P. P.

Wm. German

Names

Wm. Myers

J. Langdon

H. P. P.

Henry M. M.

W. B. Morris

W. H. Dougherty

D. Henderson

J. Woodell

J. Woodell

J. Woodell

W. B. Parrott

W. Hamilton

J. Chedoke

J. A. Knight

J. Slack

Joseph Harris

G. H. Norrillo

David Embler

J. S. Courtney

C. H. Embler

W. J. Williams

W. H. Leaning

J. B. Childers

Ferry J. W. H.

A. Slack

W. B. Hamilton

A. J. Patten

J. W. Buchanan

O. D. Keeler

J. J. Woodell

J. C. Meyer

A. Sarman

J. C. Woodell

Robt. McKenzie

Geo. A. Keeler

Ernos Fisher

A. Shaw

Samy. M. Foster

J. Zerulleger

Notice

Notice is hereby given that there will
be a petition presented at the March Term of
County Court of Marion County Oregon
calling for a change in the Shoemaker and
Swannick County ~~road~~ as follows
Commencing at the ~~SW~~ Corner of the North
East quarter of Sec. 30. T. 39. E. East
and running thence 1/2 mile north to the South
west corner of sec. 20. Thence west 1/4 mile
Thence intersecting the above named road

Jan the 30th 1877

State of Oregon
Union County

J. J. Woodell
being sworn say that I posted five
of the within notices more than
30 days prior to this date, one
on Court-house and 3 in the
vicinity of the road.

Subscribed & sworn to
before me this 8th day J. J. Woodell
of March 1877.

R. G. Bates
Clerk

Know all Men by these Presents That I
J T Woodell

Am held and firmly bound unto
Union County Oregon. in the sum
of One hundred ~~and~~ Dollars lawful
money of the United States.

to be paid to the said Union County
their Executors, Administrators or assigns
for which payment, well and truly to
be made, I bind my self and my
Heirs, Executors, Administrators And Assigns
separly and firmly by these Presents
Sealed with my seal Dated This
day of March One thousand eight hundred
and Seventy Seven

The condition of the above obligation is such
that Were as a petition to the County Court
of Union County Oregon. at the March term
thereof for the year 1877, asking for a change
in the Summerwill and Shaemacher County
Road. Now therefore if said petition be
not granted and allowed I will pay all
cost and expences that may be incurred
by reason of such view not to exceed
the above amount of \$100⁰⁰

Rf Bates

Witness

J T Woodell

[Seal]

Viewers

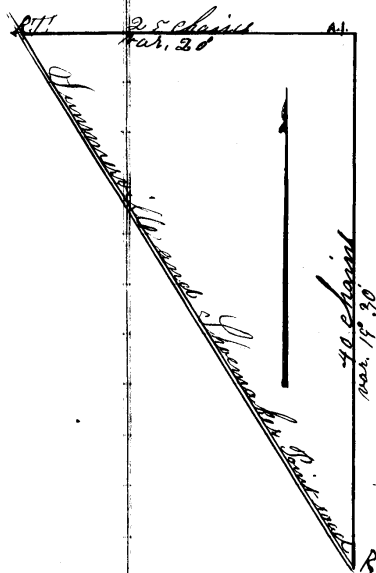
Samuel Booth

B. S. Hauley

Wm Probstel

to meet at Sandridge
School house on
march 26th 1847
at 10 O'clock

Report to viewers of the survey of a proposed
change in the County road commencing at the S. E.
corner of the N. E. $\frac{1}{4}$ of Sec. 30. T. 1 S. R. 39 E.
Thence North 40 chains to N. E. corner of S. 30.
Thence West to intersect the Summerville
and Shoemaker Point County road.



Field notes of the above described
road.

Beginning at a post-marked R.
placed at the S. E. corner of the
N. E. $\frac{1}{4}$ of Sec. 30. T. 1 S. R. 39 E.
Thence North 40 chains to post
marked A. 1. placed at the N. E.
corner of Sec. 30. Thence West
25 chains to post-marked R. 1.
and intersecting the the County
road leading from Summerville
to Shoemaker's Point.

Scale of distances 10 chains to the inch.
Whole distance 65 chains

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 within field notes of the
survey of a proposed change in the County road
leading from Summerville to Shoemaker's Point
are correct as made by me under the supervision
of the viewers on the 29th day of March 1847.

Willis Shiff Co. Surveyor

Issued

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

The following report is respectfully
submitted by your viewers in the matter
of locating a proposed change in the
County road commencing at the S. E. corner
of the N. E. $\frac{1}{4}$ of Sec. 30, Town 1 South,
Range 39 East. Thence $\frac{1}{2}$ mile north.
Thence West to intersect the County road
leading from Summerville to Chermakess
Point

We ~~failed to meet~~ ^{met} on the day named in
your order but on the account of the absence
of the Surveyor we adjourned to meet
on the 29th day of March 1877. at which
time we met only two viewers being
present. After first being duly
sworn in Company with the
surveyor we proceeded to view survey
and layout said change as directed
and as shown by the surveyors
plot and report, submitted herewith
we find the distance on the proposed
road to be 260 rods and the road as
now traveled 170 rods. Taken in consider-
ation the benefit^{to} of the owners of the land
through which the road is now located
and the small inconvenience ^{to} the public
by the increase of distance it is our
(true)

opinion that the change should be granted
as ask for in the petition

Reviewers } B. S. Halley
 } S. S. Boothe

Review report

Filed April 2nd 1877

1877. R. S. Case
Co. Clerk

In the matter of }
 Change of Road } March 13th 1877.
 Now comes J. J. Woodell
 who presents to the Court the petition
 of himself and others praying for an
 Alteration to made in the Summerville
 and Shoemaker County Road, said
 Alteration to commence at the South
 East corner of the North East-quarter
 of Sec 30 T. 1. S. R. 39 E and running
 thence North $\frac{1}{2}$ mile to the South East
 corner of Sec 20 of said Range, thence
 West $\frac{1}{4}$ mile there intersecting the above
 named road.
 And said petition being signed by
 more than 12 resident-householders
 of said County living in the vicinity
 of said proposed Alteration, and proof
 of notice of the pendency of this proceed-
 ing having been duly given, and
 the petitioners herein having filed
 a good & sufficient bond to pay all
 costs in case said Alteration is
 not effected upon said petition which
 bond is approved by the Court.
 it is therefore ordered that Samuel
 Booth; B. S. Halley and William
 Probstel be appointed receivers and
 Willis Skiff Surveyor, who are to meet
 at the Sand Ridge School house on the
 26th day of March and after being
 duly sworn proceed to view Survey &
 report on the practicability of said
 proposed Alteration.

Thereupon the Court adjourned until
 to morrow morning, at 9 O'clock

April 2nd 1877

In the matter of Petition
for Change of County Road

Now since S. W. Bloom
and and files the petition of himself and others
praying for the change of the County Road in
the County Road leading from Union via
Hendershotts Point to Summerville to be changed
as follows, leaving the above described road at
or near the center of Section 7, T. 3, S. R. 40 E.
running thence north to or near the
South line of Section 6 Same Township &
Range, thence west until it intersects
the above described road, and further praying
for the vacation of all the road between
the above described points.

Said Petition being accompanied by proof
that notice has been given of the pendency
of this proceeding also by bond as
required by law which bond is approved
by the Court.

And it appearing that the petitioners herein
have proceeded according to law
It is therefore ordered that W. R. Chatten
Wilbur Davis and Nelson Schoover be
appointed viewers and Willis Skiff Surveyor
to meet at John Phys on the 13 day of
April 1877 and after duly qualifying proceed
to view, survey, mark and report on said
proposed change at the May Term of this
Court

In the matter of }
Road Viewers Report } April 2nd 1877.

Now at this time was read a first time the
report of the viewers on the change of the Co
Road commencing at the South East Corner
of the North E 1/4 of Sec 30, T. 1, S, R. 39. E. which
recommends the change of said Road as
prayed for in said Petition

Thereupon the Court adjourned until to morrow
morning at 9 O'clock.

Second Judicial day April 3rd 1877.

Court met pursuant to adjournment

Same Officers present as on yesterday

Due Proclamation of the opening of Court having been made, the following proceedings were had to wit

In the matter }
Viewers Report }

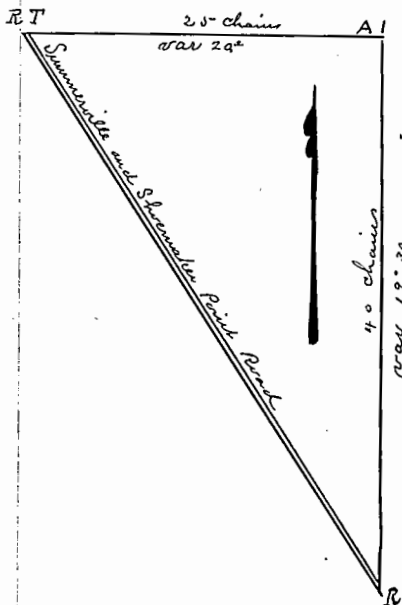
Now on this day was read, a second in time in open Court the report of the viewers on the proposed change in the Summerville and Shoemaker County Road said change commencing at the S.E. Corner of the N. E. 1/4 of Sec 30, T. 1, S. Range 39 E. running thence North 1/4 mile to the S.E. Corner of Sec 30 T. 1 S. R. 39 E. thence West 1/4 mile there reintersecting the above named County Road

Said viewers reporting favorable and there being no remonstrance or petition for damages and the Court being satisfied that said change would be beneficial

It is therefore ordered that said change be allowed in accordance with the Plat. of the survey thereof a copy of which is Recended on the 106 page of this Book.

Report to viewers of the Survey of a proposed change in the County Road commencing at the S.E. Corner of the N.W. 1/4 of Sec 30 T. 1, S. R. 39 E, thence North 40 Chains to N.E. Corner of Sec 30 Town 1, S. R. 39 E, thence West to intersect the Summerville and Shoemakers point County Road.

Field notes of the above described road,



Beginning at a post-marked R placed at the S.E. Corner of the N.E. 1/4 of Sec 30 T. 1, S. R. 39 E thence North 40 Chains to post marked A 1. placed at the N.E. Corner of Sec 30. Thence West 25 chains to post marked R. T. and intersecting the County road leading from Summerville to Shoemakers Point.

Scale of distances 10 chains to the inch
 whole distance 65 Chains

State of Oregon }
 County of Union } SS

I Willis Shiff County Surveyor in and for the County and State aforesaid do hereby certify that the within field notes of the Survey of a proposed change in the County Road leading from Summerville to Shoemakers Point are correct as made by me under the supervision of the viewers on the 29th day of March 1877.

Willis Shiff; Surveyor.

Thereupon the Court adjourned until to morrow morning at 9 o'clock.

Third Judicial Day April 4th 1877, Court met pursuant to adjournment. Same Officers present as on yesterday

Due Proclamation of the opening of Court having been made the following proceedings were had,
 to wit: