

No 277

in

Circuit

Court

Bamberger and Frank

Plaintiff

vs

De Witt C Nelson

Defendant

Action for Money

Docket A Page 448

L B Ison

Attorney for Plaintiff

Attorney for Defendant

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1892
 Aug 8 Petition per Newcombs aff'd
 Journal B of 750
 Sept 6 Interceding reports
 Journal B of 759
 Sept 7 Petition dismissed
 Journal B of 764
 Pomeroy

Road

Beginning on Co Road near S W of
 J B Woods house on the line between
 the South Hills on N side of Valley

DIRECTIONS—Place papers on TOP OF RUBBER
 fasten with pins, then sides. Throw the rubber cords
 over the ends and pack pins complete

To the Honorable Board, of County Commissioners for the County of Union Tenn
 We your Petitioners would respectfully represent That as Pine Valley is so fenced up and, entirely without roads, That we can not get to and from our farms nor to the County road, without going through fields letting down and putting up bars & & Would Petition That a board of road Commissioners be appointed to view out locate and survey a County road commencing at the County road near to and west of B Woods house on the half section line of Section 22 and running on (or as near as is practicable to) said line north through sections 15-10 and 8 past C W Stewart and C A Oliver to the Foot hills on the north side of the Valley And your Petitioners would ever pray.

Names
 A P Greener
 Bob Oliver
 J H Oliver
 H K Oliver
~~A E Gray~~
 Joseph Steffer
 C H Gaylor
 C. Stewart
 J M Stewart
 J A Parake
 J Leap
 Henry Hodges
 J. B. Wood
 C W Hayne
 L. B. Bell
 Lot. E. Greener
 Jay Leap
 Arthur Lloyd
 O. Stewart

Names
 E Leap
 C B Bowers
 J M Mullen
 Jas W. Stanton
 O Baylorn
 O B Brown
 C B Leap

Pat. for Geo. Brad
of Kansas - Co. A. 1882
and others -

Apr 2

Filed Aug 8th 1882
W. F. Wright
& Clerk

1882
1882
1882

State of Oregon
County of Union

I, A. P. Greener ~~do~~ solemnly
swear that I posted in conspicuous
places, ^{the 24th day of July, 1882} three notices of the road petitioned
for by F. M. Stewart to A. P. Greener
commencing at a road near to and west of
J. R. Woods House on the half sec line of sec 22
and running on ~~or~~ ^(as) near as is practicable to
said line north through sec 15-10 and 3 past
F. M. Stewart to C. A. Collins to the foot
hills on the north side of the valley

A. P. Greener

Subscribed and sworn to before me
this 24th day of July, 1882

L. L. Holcomb
Justice of the Peace

Proof of Printing

Filed Aug. 8th 1882
W. P. Wright
Clerk

W. S. May 29-1882

Road Notice

Notice is hereby given that a Petition will be presented to the County Commissioners of Union County Oregon on the 5th Day of July 1882 for a County Road in Pine Valley Union Co Oregon

Commencing at the Co. road near to and west of J. B. Woods house, on the half section line of Section 22 and running on or as near as is practicable to East line north through Section 15-10 and 3, Past G. M. Stewart and S. A. Oliver to the foot hills on the north side of the Valley

A. P. Greener

May 29th 1882

State of Oregon }
Union County } 8.8-

I, John P. Williamson being first
duly sworn say that I posted
the within notice on the Court
House door of said County more
than thirty days prior to this 8th
day of Aug 1882 to wit July 1st 1882
Subscribed and sworn J. P. Williamson
to before me this the 8th
day of Aug. 1882

W. P. Wright
County Clerk

Proof of Posting

Filed Aug 8th 1882
W. P. Wright
Co. Clerk

Know all Men by these Presents:

THAT WE,

J. M. Stewart

and

A. P. Greener

Union

of the County of ~~Marion~~ *Union* and State of Oregon, are held and firmly bound unto the said County of ~~Marion~~ *Union* in the sum of

Fifty

Dollars, the payment of which, well and truly

to be made, we bind ourselves, our heirs, executors and administrators firmly by these presents.

Signed this *24th* day of *July* A. D. 18*82*

Now the condition of the above obligation is such, that whereas, if the County Road petitioned for by *J. M. Stewart A. P. Greener* and others, and presented

at the *August* term, 18*82* of the County Court of said ~~Marion~~ *Union* county, commencing

at the Co. Road near to and west of *J. B. Woods* house on the half section line of Sec. 22 and running out

or as near as is practicable to said line north through *Sections 13-14 and 3, Past J. M. Stewart to A. Oliver's to the foot hills on the north side of the valley*

be located and established, then this obligation to be void; otherwise to remain in full force and virtue in law.

A. P. Greener
J. M. Stewart

STATE OF OREGON, }
COUNTY OF ~~Marion~~ *Union* } ss.

I, *J. M. Stewart* and

A. P. Greener each for himself says that I am worth the sum of *One* Hundred Dollars over and above all debts and liabilities and property exempt from execution, and that I am a resident and householder in said County and State.

J. M. Stewart
A. P. Greener

Subscribed and sworn to before me, this *24th*

day of *July* A. D. 18*82*

L. L. Holcomb
Justice of the Peace *Clark*

Know all Men by these Presents:

And on Recitation
of P. Heman - Co. A. Oliver
and Others
No. 2

Filed Aug 8. 1882
W. T. Knight
Co. Records

WITNESSETH

NOTARY PUBLIC

and for himself says that he has read the contents of the foregoing instrument and knows the contents thereof and the signature of the parties thereto and that they are the free and lawful act and deed of the said parties and that they are not under any legal disability and that they are not acting in violation of any law, statute or ordinance of any State or Territory or of the United States.

Witness my hand and seal this 8th day of August 1882.

Notary Public for the State of Texas

Geo. B.

→ **Be it Remembered** That at a term of the Honorable County Court of Uman County, State of Oregon, begun and held at the Court House, in Uman in said County, on the 8th day of August A. D. 188... and from day to day thereafter, during the continuance of said term.

Present: Hon. A. Le Craig County Judge,
" Wm. Woodel Commissioner,
" Joel B. Dolby Commissioner,
W. T. Wright Clerk,
R. J. Rogers Sheriff,

The following, among other proceedings, were had, to-wit:

IN THE MATTER OF

Road petitioned for by A. P. Greener } No. 2
and others }
County

On this day came A. P. Greener who presents to the Court the petition of himself and more than twelve others, praying for the location and establishment of a County Road.

as follows, to-wit:
Beginning at a point on the County Road near to and West of J. B. Wood's House on the half Sec line of Sec. 22 and running on (or as near as practicable to) said line North through Secs - 15, 10 and 3 past D. M. Stewart's and C. A. Alliver's - to the foot hills on the North side of the Valley.

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 legal householders residing in the vicinity of said road, and that a good and sufficient bond has been filed:

IT IS THEREFORE ORDERED BY THE COURT that J. Le Brooker Thaddeus Seep and A. Buchanan be appointed Viewers, and Eugene Chase Surveyor, to view, survey and report upon said proposed County Road and that they meet at Joel Wood's on the 24th day of Aug. 188... 2 and duly qualify before entering upon the discharge of their duties in this behalf.

(Signed)

A. Le Craig County Judge.

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

I, Eugene Chase being first duly sworn
say that I will well and truly and to
the best of my ability perform the duties
of surveyor on the within appointment according
to law.

Subscribed & sworn to before me
this 10th day of August 1882

Eugene Chase

W. T. Wright
County Clerk

Filed Sept. 6. 1882
W. T. Wright
Co. Clerk

Appointed & Oath
of Surveyor

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

I hereby certify that the within order was
made and entered on the day and date
therein named

W. T. Wright
County Clerk

To the Hon County Court of Union

County Oregon.

We the undersigned viewers appointed by your Hon Body to view out a proposed County Road - Beginning at a point on the County Road west of the house of J B Wood's on the $\frac{1}{2}$ sec line of Sec 22 and running on (or as near as practicable to) said line North through Sec's 15-10 & 3 part of M Stewarts & C A Ollivier's to the foot hills on the North side of the Valley, submit the following report in relation thereto. We met on the 24th day of August A D 1882 as mentioned in your order the three viewers being present and after being first duly sworn in company with the Surveyor proceeded to view survey and lay out said road as directed in your order and as shown by Surveyors plat and report submitted here with.

We find the road to be located on as good ground as the section of country over which the road is laid will admit of and taking into consideration the necessity that exists for a direct road across Pine Valley we recommend that said route be established as a County Road

J. C Brooks
A Buchanan
J Leep

} Viewers of proposed
County Road

203

Misses' Report

Filed Sept. 6. 1882

W. T. Wright
Clerk

Report of Surveyor to the Viewers
of a proposed County Road from
the County road west of J. B. Woods
house on the 1/2 Sec line of Sec 22
in a Northerly direction to the
foot hills. The following are the field notes

Beginning at a post marked R - mound
placed on the south side of the County
Road on the 1/2 Sec line of Sec 22

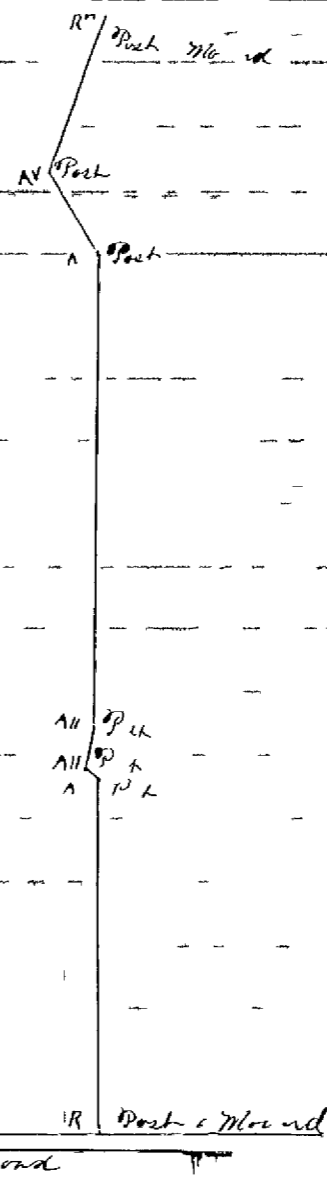
Thence	North	298 rods	to post marked	A I
	N 51 W	8		A II
	N 8 E	14		I M
	" " "	20		A III
	North	320 "		2 M
	"	80 "		A IV
	N 31 W	80		A V
	N 18 E	140		R I - 3 M

and terminating at the foot-hills

Survey of County Road in
Pine Valley Oregon Surveyed
August 24th 1882

Data

Variation 20 East
Scale 160 rods to the inch
Whole distance - 3 miles



State of Oregon }
County of Union } SS

I Eugene Chase County
Surveyor in and for the County and State
aforesaid do hereby certify that the field
notes of the survey of the above described road
are correct, as surveyed by me under
the supervision of the viewers on the
24th day of August 1882

Eugene Chase
Co Surveyor

No 2

Journey on Report

Pat's Sept 1882

21st May 1882

to Court

No 2.

In the matter of }
 County Road petitioned }
 for by A. P. Greener }
 and others } 3

Now at this time comes A. P. Greener and presents the petition of himself and more than twelve others praying for the location and establishment of a County Road beginning at a point on the County Road near to and West of J. B. Woods house on the half Section line of Section 22. and running on (or as near as is practicable to) said line North through Sections 15, 10 and 3 past F. M. Stewart and C. A. Oliveira to the foot hills on the North Side of the valley and it satisfactorily appearing to the Court from proof filed herein, that due notice of the pendency of these proceedings has been given as by Law required; that more than twelve of said petitioners are legal householders residing in the vicinity of said road, and that a good and sufficient bond has been filed, it is therefore ordered by the Court that J. C. Brooks, Thaddeus Leep and A. Buehmann be appointed Viewers and Eugene Chase Surveyor to view, survey and report upon said proposed County road and that they meet at the house of J. B. Woods on Thursday Aug. 24th 1882 and duly qualify before entering upon the discharge of their duties in this behalf.

In the matter of Extension }
 of time to Assessor to complete }
 assessment. } 3

Now at this time comes O. P. Goodall the assessor of Union County Oregon - and represents to the Court that he has been unable up to this time and will be unable to complete the assessment of said County within the time prescribed by Law. - It is therefore ordered that the time for completion of such assessment be extended to the first Monday in October 1882

in lieu thereof for such as may be ~~benefit~~
claimed by the payee thereof.

In the matter of Viewers }
Report on proposed County }
Road ~~~~~ }

Now at this time is presented the
viewers report on a certain proposed County
Road - petitioned for by A. P. Greener and
others - Numbered one - and the said
report is read the first time and laid
over for a second reading.

In the matter of Viewers }
report on proposed County }
Road ~~~~~ }

Now at this time is presented
the viewers report on a certain proposed
County road petitioned for by A. P. Greener
and others - numbered two - and the
said report is read the first time and
laid over for a second reading.

In the matter of proposed }
County Road - petitioned }
for by R. R. Knight & Others }

On this day came R. R. Knight, who
presents to the Court the petition of himself
and twenty four others, praying for the
location and establishment of a County
Road as follows, to wit: Commencing at a
point six rods south of the South West
corner of the North West Quarter of the
North West quarter of Section 23 Township
No 2. of R. 44 E. - Thence one half mile
East. Thence six rods North - thence East
1/4 of a mile. Thence South 3/4 of a mile -
Thence East 1/4 mile. Thence South one
mile or to a point intersecting the
present County Road leading from Alder
to Joseph, and it satisfactorily appearing
to the Court, from proof filed herein, that
due notice of the pendency of this proceeding

In the matter of proposed
County Road -
Viewers Report - 3

Now at this time is presented on second reading the viewers report in the matter of proposed County Road petitioned for by A. P. Green and others. No. 2. - and after due consideration it appearing to the satisfaction of the Court that the conditions herein are the same as in the last proceeding - entry made herein - viz. that the Court has not obtained jurisdiction herein - in this: -

That no notices have been given of the proposed petition as required by law -

That no such petition has been filed as required by law -

That no sufficient proof of posting of any notice has been filed -

Therefore it is ordered by the Court that the proceedings herein be dismissed and it is further ordered that the Bond herein be declared forfeited. -

In the matter of }
letting contract for }
building bridges } 3

Now at this time it appearing to the Court that no bids have been filed with the Clerk for building bridges for the County - pursuant to advertisements for same made by the Clerk - It is therefore ordered that the Clerk shall again advertise for bids for said work - to be received up to the hour of noon on the second Monday of October. -

In the matter of }
letting contract }
for desk & cabinet }
for Clerk's office }

Now at this time it appearing to the Court that a suitable desk - document file and a work case - should be provided for