

Road petitioned
for by
J. N. Smith et al
May - 1888

REVEREND
MAY 1888
LAW OFFICE
NEW YORK

1886

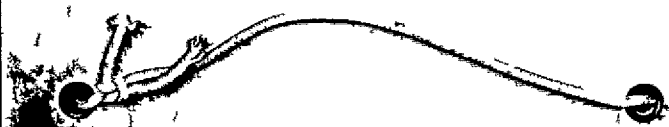
3111

292

Mar 9 ¹⁸⁸⁶ ³¹¹¹ ^{Journal D p 300} ^{see Viewers app'd}
 May 16 1st reading reports
 Journal D p 336
 May 17 ordered opened
 Journal D p 340

Road

Commencing at NW cor Sec 20 T 2 S
 R 39 E to NE cor of NW 1/4 S 10th Sec 17
 same T R + to vacate old road



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Petition for County Road.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned, householders of Union County, Oregon, residing in the vicinity 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:

Commencing at the N.W. corner of Sec 20, T 2 S R 39 E N. M. Running thence East 80 rods, thence North 160 rods to the County Road at the N.E. corner of T. 4 of S. 17 of Sec 17 Same Township and Range.

And that the following piece of Road viz Commencing at said N.W. corner of Sec 20 T. 2 S. R. 39 E. N. M. thence North 160 rods, thence East 80 rods to said N.E. corner of T. 4 of S. 17 of Sec 17 T 2 S R 39 E N. M. be vacated all of said points are in Union County State of Oregon

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

NAMES.

NAMES.

J. R. Smith

J. W. Lytle

J. J. Bondy

J. P. Galloway

Wm. German

E. T. Neville

G. W. Knuckmars

S. Cochran

J. L. Roe

R. M. Oliver

W. G. Neffle
Thos. Gilham
E. W. Oliver
James Moss

Filed March 7th 1888

A. P. Neill clerk

By J. P. Olin Deputy

To all Persons Concerned: You, and each and all of you, will take notice that the undersigned, householders for Union County, Oregon, residing in the vicinity 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 7th day of March 1888, 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:

Commencing at the NW corner of Sec 20 T 2 S R 39 E W 6
 Running thence East 80 rods thence North 100 rods to the county
 Road at the NE corner of NW 4 of SW 4 of Sec 17 same
 Township and range and that the following piece
 of Road viz: Commencing at said NW corner of
 Sec 20 T 2 S R 39 E W 6 thence North 100 rods thence
 East 80 rods to said NE corner of NW 4 of SW 4
 Sec 17 T 2 S R 39 E W 6 be vacated
 all of said points are in Union County
 State of Oregon
 And in duty bound your petitioners will ever pray

Names
 J. A. Smith
 J. W. Lytle
 J. Banley
 J. O. DeLong
 W. M. Geeman
 E. T. Neville
 G. W. Ruckman
 A. Cochran
 J. L. Roe
 R. M. Oliver

Names
 W. G. Nevill
 Thos. B. Gilham
 E. W. Oliver
 James Moss

Postal Jan 30, 1888
 N.D.

Filed March 7th 1886

A. J. Neill, clerk.

By J. Oliver DeJoy

STATE OF OREGON,
COUNTY OF UNION. } ss.

I J. N. Smith being first duly sworn, say that I posted three several notice, of which the notices hereto 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 at each end and one near the middle of the proposed road

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 27 day of January 1888, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: on the day of _____ 1888, 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 town of Union, in said County,~~ and that said notices remained posted thirty days previous to the presentation of said petition as I verily believe.

Subscribed and sworn to before me this 7 day of March, 1888
J. N. Smith
A. P. Neill, clerk
By J. Oliver Deputy

State of Oregon
County of Union

I, Turner Oliver, being first
duly sworn say that I posted the hereto attached
Notice on the Court house door in Union
on the 30th days of January 1888, and that I verily
believe that said notice has remained posted
continuously since said date till now.

This March 7th days of March 1888

Subscribed and sworn } Turner Oliver
to before me this Mar 7th 1888 }

A. Neill
Clerk

Filed Mar 7th 1888
A. Neill clerk
By J. J. Oliver Deputy

Know all Men by these Presents:

THAT ~~we~~, *J. N. Smith* -and
of the County of *Union*

and State of Oregon, are held and firmly bound unto the said County of *Union* in
the sum of *One Hundred* 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 *7th* day of *March* 188*8*

Now the condition of the above obligation is such, that whereas, if the County Road petitioned for by *J. N. Smith*
and others, and presented at the *March*

Term, 188*8* of the County Court of said *Union* County, commencing at *N.W. corner*
of sec 20 22 S.R. 39 E. T.M., thence East 80
rods, thence North 160 rods, to the County Road at
the N.E. corner of T.M. 5 of S.T. 17. Same Township
and Range and that the following piece of road
viz: Commencing at said N.W. corner of sec 20 22
S.R. 39 E. T.M. thence North 160 rods, thence East 80
rods to said N.E. corner of T.M. 5 of S.T. 17 22
S.R. 39 E. T.M. be vacated

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

J. N. Smith

STATE OF OREGON,

County of *Union* } ss.

J. N. Smith -and

each for himself say 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. N. Smith

Subscribed and sworn to before me, this *7th* day of *March* A. D. 188*8*

A. P. Neill Clerk,

By *James Oliver* Deputy.

Bond of Road Petitioners.

S. S. Keith. Olney
James Kelly view
J. M. Kintorrell

J. N. Smith
et al

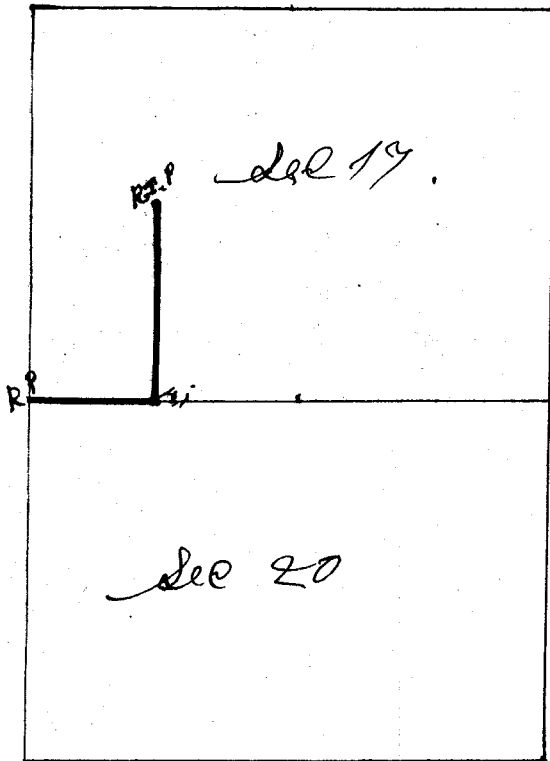
Petitioners.

Filed March 7th 1888

A. D. Neill
County Clerk.

By James Oliver
Deputy.

✓
Township Two South of Base
Thirty nine east of the will. mer



Surveyors Report to owners of a proposed
County Road Retentioned for by J. W. Smith
and others

commenced at R. Post at the North west
corner of Section 20 Township Two South of Range
Thirty Nine East of the Willamette -
Thence East 20 Chains to A Post at the $\frac{1}{2}$ $\frac{1}{2}$ cor
Thence North 40 Chains at which point established
R. T. Post. Mag. over - 20° East

State of Oregon
County of Union

I do hereby certify that the above field notes
and Plot is correct as surveyed by me on the
21st day of March 1888

Moses Austin
County Surveyor

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 7 day of *March*, 1888, appointed to view and lay out and alter the proposed County road, of which the survey hereto attached is a true and correct description, as petitioned for by *J. N. Smith*, et al, beg leave to report that on the 21 day of *March*, 1888, in pursuance with said appointment and order, after being duly sworn to faithfully and impartially discharge the duties of said appointment, we proceeded to view out said proposed road for the whole distance thereof, and that in our opinion 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 *much* to the convenience of the householders residing in the vicinity thereof, we therefore recommend that said proposed road be established as laid out *and* declared a public highway of said county.

W. R. Jasper
J. P. DeLong

May 16th 1888

Report of Viewers and

Surveyor - Road final time

and final for second reading

and done at the day of trial May 14th 1888

this term

May 15 / 1888

Road second term

this day

Asphell clerk

By Station Clerk

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Be it remembered that at a Regular Term of the County Court of the State of Oregon for Union County held at the Court House in the City of Union beginning on Wednesday March 7th 1888 when were present:-

The Hon O. P. Goodall	County Judge
John F. Chrisman	Commissioner
Elles Leep	"
A. D. Neill	Clerk
A. N. Hamilton	Sheriff

Said proclamation of the opening of Court having been made the following proceedings were had, to wit:-

In the Matter of the Proposed
County Road petitioned for
by J. N. Smith et al

Now comes J. N. Smith who presents to the Court the petition of himself and 13 others praying for the establishment of a County road described as follows to wit:- Commencing at the N.W. corner of sec 20 & 2 S R 39 E. N. M. running thence East 80 rods, thence North 160 rods to the County Road at the N.E. corner of N. 11th of S. 11th of Sec 17, same Township and range and that the following piece of Road viz:- Commencing at said N.W. corner of sec 20 & 2 S R 39 E. N. M. thence North 160 rods, thence East 80 rods to said N.E. corner of N. 11th of S. 11th Sec 17 & 2 S R 39 E. N. M. be vacated And it appearing to the Court that more than 12 of said petitioners are legal householders of Union County living in the vicinity of said proposed road. And proof having been filed herein from which it appears that legal notice of the pendency of this proceeding has been given, and a good and sufficient undertaking having been filed herein as provided by law, and no remonstrance having been filed herein or cause shown why such County road should not be surveyed. It is therefore considered and ordered by the Court that Jacob De Long, Oliver Shaffer and W. R. Jasper be appointed viewers and Moses Austin surveyor to view and survey said proposed road and that they meet at the house of John Smith on March 21st 1888 at 9 o'clock A.M. and that the viewers duly qualify before they proceed with their duties in this behalf.

First Judicial Day

Wednesday May 16th 1888

In the matter of the }
 Road petitioned for by }
 J. L. Hindman et al }

This matter came on to be heard at this time upon the reading of the reports of the viewers and surveyor heretofore appointed by the Court. And such reports having been read for the first time in open court, are laid over for further consideration on some other day of this term.

In the matter of the }
 Road petitioned for by }
 J. J. Chandler et al }

This matter came on for hearing on the petition filed herein and it appearing that proof of posting the notices has not been filed. It is ordered continued till Saturday, that proper proof may be filed herein.

In the matter of the }
 proposed County Road }
 petitioned for by J. N. }
 Smith et al }

This matter came on to be heard on the Reports of the viewers and surveyor heretofore appointed herein and the said Reports having been read in open court for the first time are passed over for a second reading on some other day of this term.

Thereupon it was ordered that Court be now adjourned till tomorrow morning at 9 o'clock.

Second Judicial Day

Thursday May 17th 1888

In the Matter of the County
Road petitioned for by E. D.
Neville and others

This matter came on & was heard at this time and it appearing to the court that D. H. Crawford Esq. atty for the petitioners, is absent from town and can not be in attendance at this term of court It is ordered that this cause be continued until the next regular term of this court.

In the Matter of the
Matter of the proposed
County Road petitioned
for by J. N. Smith et al

At this time is presented to the court the petition of J. N. Smith and 13 others for a County road described as follows, viz: Commencing at the N.W. corner of Sec 20 T2 S. R39 E. N.M. Thence East 80 rods, thence North 160 rods to the County road at the N.E. corner of N.W. 1/4 of N.E. 1/4 of Sec 17 same Township and Range and that the following piece of road, viz: Commencing at said N.W. corner of section 20 T2 S. R39 E. N.M. Thence North 160 rods, thence East 80 rods to said N.E. corner of N.W. 1/4 of S.E. 1/4 Sec 17 T2 S. R39 E. N.M. be vacated. And it appearing to the court, ^{from proof filed herein} that due and legal notice of the pendency of this proceeding has been given, that more than 12 of said petitioners are householders living in the vicinity of the proposed road, that a good and sufficient undertaking has been filed herein and no remonstrance has been filed herein, ^{because} shown why such petition be not granted. It is therefore considered and ordered that

In the Matter of the
proposed County road
petitioned for by J. N.
Smith et al

This cause came on for hearing at this time on the reports of viewers and surveyors heretofore appointed herein for a second reading, and it appearing to the court that such reports are favorable and having been read on two different days of this term and no remonstrance having been filed or cause shown why such reports be not accepted and the road ordered opened.

Second Judicial Day

Thursday May 17th 1888

It is therefore considered and ordered that such reports be placed on record and the proposed road be declared a public highway and opened according to Law.

Report of Viewers.

To the Honorable County Court for Union County, Oregon:

The undersigned viewers heretofore on the 7 day of March 1888, appointed to view and lay out and alter the proposed County road of which the survey hereto attached is a true and correct description as petitioned for by J. N. Smith, et al. beg leave to report that on the 21 day of March, 1888, in pursuance with said appointment and order, after being duly sworn to faithfully and impartially discharge the duties of said appointment, we proceeded to view out said proposed road for the whole distance thereof, and that in our opinion 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 much to the convenience of the house holders residing in the vicinity thereof, we therefore recommend that said proposed road be established as laid out and declared a public highway of said County

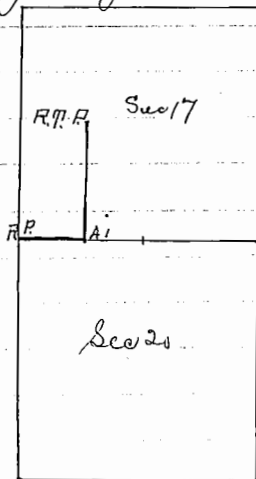
W. R. Jasper
J. P. De Long

Surveyors Report to Viewers of a proposed road petitioned for by J. N. Smith and others.

Commenced at F. post at the North West corner of section 20 Township Two South of Range Thirty Nine East of the Will. Mer. thence East 20 chains to A post 1 at the 1/4 cor., thence North 40 chains at which point established F. T. post. May over. 20° East

State of Oregon }
County of Union } I do hereby certify that the above Field Notes and Plat is correct as surveyed by me on the 21st day of March 1888.

Moses Austin
County Surveyor



Township Two South of
Range Thirty Nine East
of the Will. Mer.