

No 262

in
Circuit Court

J. J. Case and Co

Plaintiff &

vs

D. M. Keenon

Defendant

Action for Money

Docket A Page 442

Thos. Fitzgerald

Attorney for Plaintiff

Attorney for Defendant

RECEIVED
MAY 1 1890
U.S. DISTRICT COURT
NEW YORK

7899
 Mary Catherine Newens aff'd
 Journal D of 522
 July 3, 1st Reading Report
 Jul 3 pgs 77
 July's Order of proved
 Jul 3 of 592

⊗ Road ⊗
 commencing at or near center of N E 4
 Sec 29 T 5 S R 40 E to center of N E 4
 Sec 15 T 6 S R 39 E
 O D Thomblinson et al

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

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:

Beginning at a point on the County Road of C. H. Prescott and others at or near the center of the N. E. 1/4 Sec. 29 in T. 5 S. R. 40 E. 4th Mer. Oregon thence running South about 3/4 of a mile thence West on Sec. 30 line about 1/2 mile thence South West on the most practicable route on or near the present traveled road from Union to North Bend to the top of the Hill N. E. of the Old Stokes or Hager Ranch thence Southwest on the most practicable route to the N. E. Corner Sec. 12 in T. 6 S. R. 39 E. 4th Mer. thence South to within 80 feet of the Rail Road thence S. W. Parallel with 80 feet from and on the west side of the Rail Road about one mile to the North line of the S. W. 1/4 N. E. 1/4 Sec. 14 in T. 6 S. R. 39 E. 4th Mer. thence West on subdivision through the center of N. 1/2 Sec. 14 & 15 and ending at the center of N. E. 1/4 Sec. 15 in T. 6 S. R. 39 E. 4th Mer. Oregon all the above points and places being within Union Co. State of Oregon.

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

NAMES.

NAMES.

~~J. H. ...~~
~~J. P. ...~~
~~...~~
~~...~~
 O. D. Thomlinson
 Samuel Dye
 J. B. Miller
 J. S. Sanders
 A. L. Sawyer
 W. C. Nelson
 ...

J. E. Carroll
 ...
 Isaac ...
 Keegan & ...
 Stewart Williams
 D. Bevers ...
 Loren Stanford
 A. O. Garhan
 G. W. ...
 O. Schuler
 Geo. W. Robson

STATE OF OREGON,
COUNTY OF UNION. } ss.

I J. H. Kimbrell being first duly sworn, say that I posted ~~three~~^{two} several notice, of which the notices hereto attached is a true and correct copy, in ~~three~~^{two} public places in said County in the vicinity of the proposed road therein described, to-wit: One on store of Kellogg & Punch in North Powder and the other on J.W. Parker's fence, said points being in the

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 29th day of January 1889, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: on the day of ~~188~~, 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 4th day of March 1889
J.W. Kimbrell
Attest Clerk
By O. P. Hill Deputy

STATE OF OREGON,
 COUNTY OF UNION. } ss.

I, J. W. Kimbrell 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 the front of Kellogg, Panch & Co. Store in the town of North Powder and one on J. W. Parker's Fence and that ~~one~~ ^{one} posted by W. A. Cates on the Post office door at the town of Telocassette of my own knowledge more than 30 days prior hereto and that all of said notices were posted more than

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 29th day of January 1889, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: on the 29th 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

5th day of March 1889

J. W. Kimbrell
 Attest: W. H. Nill Clerk
 By James Oliver Deputy

Bill March 5th 1889

A. J. Well Clerk

By James Oliver

Deputy

To all Persons Concerned: You, and each and all of you, will take notice that the several designated householders of Union County Oregon residing in the vicinity where the road described was or is to be well at the next session of the County Court of Union County Oregon to be held on Wednesday the 6th day of March 1889. respectfully present to said Court a petition praying said Court to lay out and establish a county road within said County on the following line or route, to wit:

A County Road Beginning at a point on the County road of C. H. Prescott and others at or near the center of the $\frac{1}{4}$ sec 29, n. & 5 s. r. 40 e. T. 11 N. Oregon Thence running south about $\frac{2}{7}$ of a mile Thence west on sec line about $\frac{1}{2}$ mile Thence south west on the most practicable route on or near the present travelled road from Union to North Powder to the top of the hill N. E. of the old Stark or Heger ranch Thence S. W. on the most practicable route to the N. W. corner sec 12 n. & 6 s. r. 39 e. Thence south to within 80 ft. of the Rail Road Thence S. W. parallel with and 80 ft. from said side of the Rail Road about one mile to the north of the S. W. $\frac{1}{4}$ N. E. $\frac{1}{4}$ sec 14 n. & 6 s. r. 39 e. Thence south on subdivision line through the center of the N. E. $\frac{1}{4}$ sec 14 n. & 6 s. r. 39 e. and ending at the center of N. E. $\frac{1}{4}$ sec 15 n. & 6 s. r. 39 e. T. 11 N.

All of the above applicants and petitioners being in Union County Oregon.

C. D. Thomsen
 Samuel Dyer
 J. B. Miller
 W. M. Nelson
 James Dickerson
 J. E. Carroll
 R. H. Lloyd
 Alex. Reed
 Keegan Reed
 Stewart Williams
 D. Boner
 G. M. Stanford
 Geo. W. Dean
 O. Shredham
 Geo. H. Robins

Notice of Road Section

To all persons concerned you are each and all of you will take notice that the undersigned householders of Union County Oregon residing in the vicinity of where the hereafter described road is proposed to be well at the next session of the County Court for Union County Oregon to wit On Wednesday the 6 day of March 1889, respectfully present to the said Court a petition praying said Court to lay out and establish a county road within said County on the following line or route to wit A County Road beginning at a point on the County Road of C. H. Bennett and others at or near the center of the NE $\frac{1}{4}$ sec 29 on T5S R 40E W11 Oregon Thence running south about $\frac{3}{4}$ of a mile Thence west on sec line about $\frac{1}{2}$ mile Thence SW on the most practicable route on or near the present traveled road from Union to North Powder to the top of the hills NE of the old stables or Hager Branch Thence SW on the most practicable route to the NW corner of sec 12 on T6S R 39E W11 Thence south to within 80 ft of the Rail Road Thence SW Parallel with 75 ft from and on the west side of the Rail Road about one mile to the North line of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ sec 14 T6S R 39E W11 Thence west on subdivision line through center of the NE $\frac{1}{2}$ sec 14 & 15 and ending at the center of NE $\frac{1}{4}$ sec 15 T6S R 39E W11 All of the above points and plans being in Union County Oregon

Ed Thomas
Samuel Dyer
J. B. Miller

Jan 24

W. W. Nelson
James G. Kiser
J. C. Carroll
H. H. Bryant
A. C. Deane
Nancy Deane
Stewart Williams
D. Pennington
James Stamps
O. J. Stamps
Geo. Deane
Geo. H. Bobber

Know all Men by these Presents:

THAT WE, J. A. Sanders and

of the County of

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 1889

Now the condition of the above obligation is such, that whereas, if the County Road petitioned for by J. A.

Assessor Tomlinson and others, and presented at the March

Term, 1889 of the County Court of said Union County, commencing near Center

of NE 1/4 Sec 29 T 5 S. R 40 E 1/2 M to Center of NE 1/4 Sec
15 T 6 S R 39 E 1/2 M

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

J. A. Sanders

STATE OF OREGON,

County of Union } ss.

I, J. A. Sanders and

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. A. Sanders

Subscribed and sworn to before me, this 7th day of March A. D. 1889

A. S. Heild Clerk,

By J. A. Sanders Deputy.

Bond of Road Petitioners.

Petitioners.

Filed *Mary H* *1898*
At Nail

County Clerk.

By *James Oliver*

Deputy.

Sumnerville Or May 27th 1889
Received from R. C. Palmer the sum
of fifty dollars being the amount
in full of damage allowed me on Road
petitioned for by R. C. Palmer & others.
John Murchison

7th June 1918
A. S. S. S.
A. S. S. S.

March, The 23 1889

In the State of Oregon & the County of
Wagon

To Hon. C. D. Lovell, Judge

This is to certify that S. G. Brooks &
J. S. Clark was duly qualified before
Jus. Galins & made a full examination
of said road on the premises of John
Murchison & we apprais the damage
at fifty Dollars to be allowed
to John Murchison

S. G. Brooks
J. S. Clark

BE IT REMEMBERED, That at a Regular Term of the ^{County} Circuit Court of the State of Oregon,

for the County of Union, begun and held at the Court House in the City of Union, in said County and State, on ^{Wed} Monday, the 6 day of March A. D. 1889, the same being the 1st ^{of} Monday in said Month, and the time fixed by law for holding a regular term of said

Court, where present:

The Hon. O. P. Goodall, Judge, Presiding;
John McDonald, Geo. B. Ramehoff, Com Dist. Attorney.
A. Neill, Clerk,
A. M. Hornum, Sheriff.

When, on Wednesday, the 6 day of March A. D. 1889

or the First Judicial day of said Term, among others, the following

proceedings were had, to-wit:

On the matters of the proposed road petitioned for by J. E. Woodruff

This Matter came on to be heard at this time on the Reports of the Viewers and Surveyor heretofore appointed herein and said Reports having been read in open Court for the first time and laid over for a second reading on some other day of this term, and it appearing to the Court that a claim for damages has been filed herein by John. Murchison It is therefore ordered by the Court that O. E. Wade S. L. Brooks and Thos. S. Clark, be appointed to appraise the damages that will accrue to said John. Murchison by reason of the construction of said proposed road and that they meet at Sumnerville on Sat March 23 1889 at 10 o'clock am and after subscribing and oath to faithfully and impartially perform their duties in this behalf that they proceed to view the premises of said John. Murchison the whole distance through which the said proposed road will pass and report how much less valuable said premises will be rendered by reason of the construction of said proposed road, and that they ^{file their} report in writing before the next regular Term of this Court.

< Argued >

O. P. Goodall,
 County Judge

State Summerville March 23^d 1889

State of Oregon }
County of Union }

J. S. L. Brooks and
Thomas Clark personally
appeared before me
a Justice of the Peace, and was
duly sworn as appraisers of the damages
Road petitioned for by J. E. Wood & others
J. S. Brooks
Thomas Clark

Subscribed and sworn
to before me this 23^d Day of
March A. D. 1889.

James Collins
Justice of the Peace

Filed Mar 25th 1889
A. T. Neill Clerk
By James Oliver
Deputy

STATE OF OREGON, }
COUNTY OF UNION. } ss.

I, A. T. Neill Clerk of the
County Court of the State of Oregon, for the County of Union, do hereby certify
that the foregoing Copy of Journal Entry has been by me compared with the original Entry, made in the
above entitled Matter now remaining of record in my office; that it is a correct transcript
therefrom, and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand, and the seal of the
said Court, this 15 day of March A. D. 1889

A. T. Neill Clerk.
By James Oliver Deputy

REPORT OF VIEWERS.

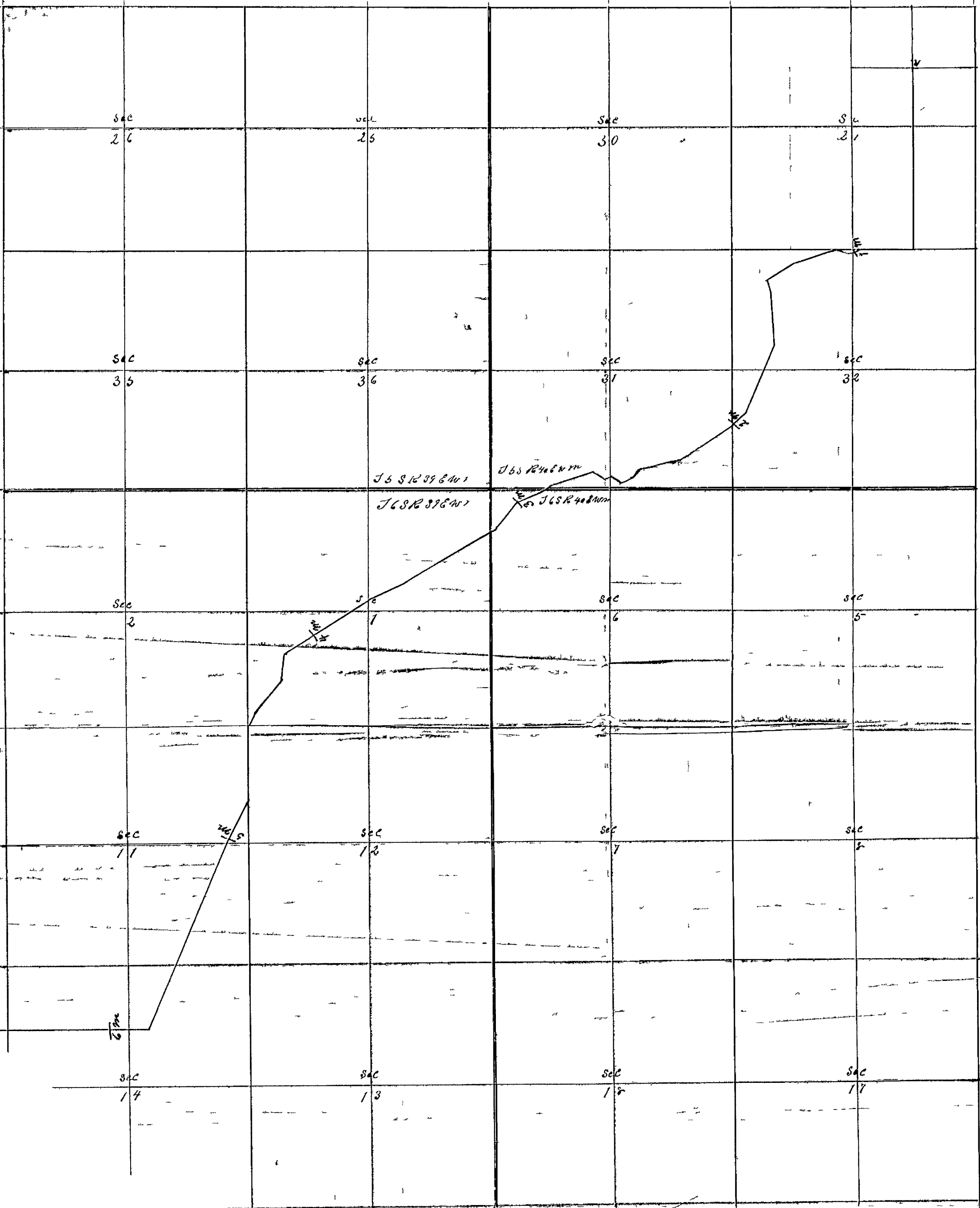


TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 6th day of *March*, 1889, 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 *O. D. Thomlinson*, et al, beg leave to report that on the 13th day of *March*, 1889, 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 _____ laid out *and* _____ declared a public highway of said county.

N. B. Bowman
Wm. Ashby
A. S. Blank

Filed April 2. 1889
At the clerk's
By O. P. Webb Deputy



Field Notes

Of Survey of The Proposed County Road of
 O. D. Thomlinson and Others Beginning
 at a Point about The Center of The N. E. $\frac{1}{4}$ Sec 29, T. 5 S. R. 40 E. W. M.
 I Planted ~~a~~ Stone 8 x 11 x 2.2 inches Marked R.

Thence I run South 247 Rods to A 1
 " West 71 " A 2
 " S 60° W 8 " A 3
 a Stone 8 x 12 x 23 in Marked 7 M.
 Thence S 85° W 8 Rods A 4
 " N 73° W 16 " A 5
 " S 72° 30' W 60 " A 6
 " S 58° W 39 " A 7
 " S 16° E 13 " A 8
 " S 4° E 64 " A 9
 " S 22° 45' W 98 " A 10
 " S 44° 30' W 22 " A 11
 a Stone 10 x 10 x 22 in Marked 2 M.
 Thence S 50° W 58 Rods A 12
 " S 72° W 14 Rods A 13
 " S 85° W 40 " A 14
 " S 30° W 24 " A 15
 " S 53° W 16 " A 16
 " N 74° W 16 " A 17
 " S 59° W 4 " A 18
 " N 67° W 16 " A 19
 " S 67° W 60 " A 20
 " S 43° 30' W 16 " A 21
 " S 60° W 56 " A 22
 a Stone 12 x 12 x 24 in Marked 3 M.

Thence S 38° W 44 Rods A 23
 " S 59° W 140 " A 24
 " S 65° W 52 " A 25
 " S 58° W 84 " a Stone
 10 x 12 x 24 in Marked 4 M.
 Thence S 58° W 46 Rods A 26
 " S 5° 30' W 32 " A 27
 " S 38° W 60 " A 28
 " S 28° 30' W 20 " A 29
 " South 105 " A 30
 " S 25° 45' W 57 " A 31
 a Stone 10 x 12 x 18 in Marked 5 M.
 Thence S 22° 15' W 272 Rods A 32
 " West 48 Rods a Stone 4 x 16 x 33 in
 " Marked 6 M.
 Thence West 223 Rods a Stone
 8 x 12 x 25 in Marked R. T.
 and Situated about The Center of The
 E $\frac{1}{4}$ Sec 15 T 6 S R 39 E W M
 J. W. Kimbrell Co. Surveyors

Filed April 2. 1889.

W. H. H. H. H.
W. H. H. H. H.
W. H. H. H. H.

W. H. H. H. H.

Second Judicial Day

Thursday March 7th 1889

Court met pursuant to adjournment

The same officers were present as on yesterday

Due proclamation of the opening of Court having been made the Journal of yesterday's proceedings was read approved and is here now signed

O. S. Goodall
County Judge

Thereupon the following proceedings were had, to wit:-

In the matter of the
Indebtedness of Wallowa
County to Union County

It appearing to the Court that Wallowa County has not contributed to Union County the portion of the indebtedness of Union County which the act creating said Wallowa County required said County to assume and pay. It is therefore considered and ordered by the Court that the clerk of Union County render to the County Court of Wallowa County a full and complete statement of the account between said Union and Wallowa Counties including the interest on the debt of Wallowa County from the date that ~~said~~ ^{the} act creating said County became a law, and the balance on the expense of the Board of Adjustment of the indebtedness as required by said Act. And also a bill of the expenses incurred by Union County in keeping and caring for Walker a County charge of Wallowa County.

In the matter of the
proposed County Road
petitioned for by O. D.
Thomlinson et al.

Comes now O. D. Thomlinson one of the petitioners for the above named proposed County road, and presents to the Court the petition of himself and others, praying for the location and establishment of a County road described as follows, to wit:-

Beginning at a point on the County Road of C. W. Prescott and others at or near the center of the NE^{1/4} of Sec 29 T5 S R 40 E. N. M. Thence running South about 3/4 of a mile. Thence West on Sec. line about 1/2 mile. Thence South West on the most practicable route on or near the present travelled road from Union to North

Second Judicial Day

Thursday March 7th 1889

Powder to the top of the hill North East of the Old Starks or Lager ranch, thence South west on the most practicable route to the N.E. corner of Sec 12 in T6 SR 39 E. N. M. Thence South to within 80 feet of the Rail road, thence S. W. parallel with, and 80 feet from and on the West side of the Rail Road about one mile to the North line of the S. W. of N.E. Sec 14 in T6 SR 39 E. N. M. Thence West on subdivision line through the center of N^o sections 14 & 15 and ending at the center of N.E. Sec 15. T6 SR 39 E. N. M.

And it appearing to the Court that said petition is signed by more than twelve householders of this County residing in the vicinity of said proposed road, and that said petition properly specifies the place of beginning, intermediate points and places of termination of said road, and it satisfactorily appearing to the Court that notice has been given by advertisement posted at the place of holding County Court, to-wit: at Court house door County of Union State of Oregon, and also in three public places in the vicinity of said proposed road, to-wit:-

One on the store of Kellogg & Church in North Powder, one on J. W. Parkers fence and the other on the Post Office Door at the Town of Telocasset for more than thirty days immediately prior to the presentation of said petition to this Court, notifying all persons concerned that application would be made to this Court at the present session of this Court, and that the notices so posted were in due form and duly signed by the petitioners, and that a bond for the cost of this proceeding has been duly given. It is Therefore Ordered that William Ashbey, N. B. Bowman and N. S. Blank be appointed Viewers of said road, and that J. W. Kimbrell be appointed Surveyor of said road, and that they meet at the beginning of said proposed road on the 12th day of March 1889 at the hour of 10 o'clock A. M. and after qualifying to view, survey and layout said road according to law.

In the Matter of the
Proposed County Road
petitioned for by J. W.
Slater and others

This matter came on to be heard at this time on the Viewers and Surveyors reports heretofore filed herein for a second reading as required by law. And it appearing to the Court that said reports are regular and that the Viewers Report the route prac

Wednesday July 3rd 1889

First Judicial Day

travelled on the bench land on the south side of the mountain to the opening at the top of said mountain at the place now claimed by W^m Ingram. Thence North or nearly North in a general direction following the old saw mill and mountain road ~~to~~ terminating at the bridge on Big Indian Creek at what is known as the Hubler and Thomas Saw mill on the SW^{1/4} of sec 29 in T¹ P. 1 S. R. 40 E. W. M. And it appearing to the Court that said petition is signed by more than twelve householders of this County residing in the vicinity of said proposed road, and that said petition properly specifies the place of beginning, intermediate points and place of termination of said road, and it satisfactorily appearing to the Court that notice has been given by advertisement posted at the place of holding County Court, to wit: At Union, County of Union, State of Oregon, and also in three public places in the vicinity of said proposed road, to wit: One at beginning of road, one just North of Geo Grays house and the 3rd on John Randal's house, for more than thirty days immediately prior to the presentation of said petition to this Court, notifying all persons concerned that application would be made to this Court at the present session of this Court; and that the notices so posted were in due form and duly signed by the petitioners, and that a bond for the cost of this proceeding has been duly given. It is therefore ordered that R. J. Childers, James McKenzie and H. C. Woodell be appointed Viewers of said road, and that J. M. Kimbrell be appointed Surveyor of said road, and that they meet at the beginning of the proposed road on the 22nd day of July 1889 at the hour of 10 o'clock A. M. and after qualifying, to view, survey and lay out said road according to law.

In the matter of the }
Road petitioned for by }
O. D. Thonlinson et al. }

This matter came on to be heard upon the Reports of the Viewers and Surveyor heretofore appointed herein, and it appearing to the Court that said Viewers and Surveyor have performed the duties for which they were appointed, and have filed their reports herein in writing, and said reports having been read in open Court for the first time and laid over for a second reading on some other day of this term.

First Judicial Day

Wednesday July 3rd 1889

appointed to view and lay out and alter the proposed County roads, of which the survey hereto attached is a true and correct description, as petitioned for by R. B. Palmer et al beg leave to report that on the 16 day of January 1889, 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 laid out and declared a public highway of said County

Henry Gressman
H. McDonald

In the Matter of the }
Proposed County Road }
petitioned for by O. D. }
Thomlinson et al. } This matter came on to be heard at this
time on the reports of the Viewers and Surveyor heretofore appointed
herein, and said reports having been read in open Court for the
first time are laid over for a second reading on some
other day of this term of Court.

Thereupon it was ordered that Court be now adjourned
until Friday morning July 5th at 9 o'clock A.M.

Second Judicial Day

Friday July 5th 1889

a large part of the transportation of the County must pass over that road. It is therefore ordered that the sum of \$300.00 be appropriated to apply on said road, provided the people living in the vicinity of the road will donate and expend thereon the sum of \$200.00 in addition to said sum of \$300.00. It is further ordered that J. E. Jones, Supervisor of said Road District be appointed to take charge of said work and superintend the expenditure of said appropriation together with the amount donated by the citizens interested therein.

In the Matter of the
Road petitioned for
by O. D. Thomlinson
and others

This matter came on to be heard at this time on the reports of the Viewers and Surveyor heretofore appointed herein for a second reading as required by law. And it appearing to the Court that all the proceedings herein have been regular and according to law, and that said Viewers report favorably and recommend that said proposed road be declared a public highway, and no remonstrance or claim for damages having been filed herein, or cause shown why said road be not declared a public highway and said reports having been now read on two different days of this term of the Court. It is therefore ordered that said reports be approved and that said Viewers Report be spread on this Journal and said Surveyor's Plat and Field Notes be placed on the County Road Plat Book, and that said proposed road be declared a public highway of Union County and opened up according to law, and that G. W. Prescott, Road Supervisor, be so notified.

Report of Viewers

To the Honorable County Court for Union County Oregon:-

The undersigned Viewers heretofore on the 6th day of March 1889, appointed to view layout and alter the proposed County road, of which the Surveyor's plat attached is a true and correct description, as petitioned for by O. D. Thomlinson et al. beg leave to report that on the 13th day of March 1889, 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 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

Second Judicial Day

Friday July 0^d 1889

in the vicinity thereof, we therefore recommend that said proposed road be laid out and declared a public highway of said county.

N. B. Bowman
Wm Ashby
N. S. Blaine

In the matter of the proposed
County Road petitioned for
by L. B. Rinehart

This matter came on to be heard on the Reports of the Viewers and Surveyor for a second reading as provided by law. And said reports having now been read on two different days of this term of this Court and no remonstrance having been filed or cause shown why said road be not declared a public highway, and it further appearing that said Viewers report favorably thereon and recommend that said road be established as a public highway of Union County, ^{as soon as made a good passible highway by petitioners} and all the proceedings herein having been regular and according to law. It is therefore ordered that said reports be approved and said Viewers Report be spread on this Journal and the Plat and Field Notes of Surveyor be placed in the County Road Plat Book and said Road declared a Public Highway of Union County and ordered opened according to law.

Report of Viewers

To the Honorable County Court for Union County, Oregon:-

The undersigned viewers heretofore on the 16 day of May 1889, 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 L. B. Rinehart et al. beg leave to report that on the 17 day of May 1889, 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 laid out and declared a public highway of said County as soon as made in good passible condition.

Jasper Gillaspay
Wm M. Stokes

In the matter of the
purchase of a Water
Right & ditch for the
County Poor Farm

It appearing to the Court that heretofore, to wit on May 1st 1889 an order of this Court was made for the purchase of an

First Judicial Day

Wednesday Nov. 6th 1889

In the matter of a
Settlement with J. F.
Gooch as Road Supervisor

This matter came on to be heard upon the Bill of J. F. Gooch for services as Road Supervisor and it appearing to the court that the Report of said Supervisor is regular it is ordered that the same be approved, and the bill of said Supervisor for \$80.00 for 40 days services as Road Supervisor is hereby audited and allowed.

In the matter of the
Appointment of L. S.
Kelley Road Supervisor

At this time it appearing to the Court that the office of Road Supervisor of Road Dist. No 25 is vacant since the resignation of J. F. Gooch, and that L. S. Kelley is a suitable person for such position. It is therefore considered and ordered that said L. S. Kelley be and he is hereby appointed Road Supervisor of Road Dist. No 25 for the remainder of the present year.

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In the matter of the
Proposed County Road
petitioned for by O. D.
Thomlinson and others

It appearing to the Court that the County road heretofore petitioned for by O. D. Thomlinson and others and heretofore declared a public highway and ordered opened according to law, has not yet been opened and placed in repair for travel. It is ordered that a copy of the order declaring said road a public highway and ordering the same opened and placed in repair for travel be sent to L. S. Kelley together with a copy of the petition and a copy of this order and that he be instructed to carry said order out and that copies of the same be also sent to L. B. Prescott and that he be ordered to place so much of said road as is in his district in repair for travel.