

Petition filed Mar

Viewers app Jul E page 327
Ordered open E 438

369

Petitioned for by
J. W. Kumbrell
et al

Commencing at A No 30 on
the O B Thomblinson Co Road
& terminating at the center
of N² Sec 20 T 6 S R 38 E

RECORDED
INDEXED
MAY 1 1900
F B I

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 4th day of March, 1891, 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. W. Kimball, et al, beg leave to report that on the 20th day of March, 1891, 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 materially add 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.

William Pearson
Clarence Nixon
John Shaw
VIEWERS.

16 March 24/1897

Journal of
Plover



Field Notes of the Survey of County Road
 Petitioned for by J W Kimball et al down Feb 20th
 1891 - Commencing at A No 30 on The County Road
 of Tazewell and others 5 1/2 Rods East of the 6 mile
 Stone and about 2 1/2 Rods East of the center of the
 North 1/2 of Sec 14 S. 6. S. Range 39 East Will Mer
 and 80 feet distant from the U P R R and running
 thence S 21° 30' W

- 80 Chs to A 1 and 1 mile station thence S 58° W
- 52 " " Center of "E" St in North Powder ^{A, 2} thence S 18° 30' W
- 4 " " A 3. thence 29° W
- 12 " " " 4 thence S 58° 30' E
- 5 25 " " The Bridge across North Powder and the Terminus
 of the 1st section of the Road
 thence from A. 2. in "E" St N 37° W
- 6 20 Chs to A 1 on 2nd St thence S 48° W
- 22 " " " 2 thence S 4° E
- 4 " " " 3 " S 87° W
- 29 50 " " " 4 thence S 10° E
- 4 " " " 5 " " 48 W
- 14 80 " " " 6 and 1 mile station thence S 55° W
- 20 " " " 7 " 562° W
- 50 " " " 8 " 840° W
- 10 " " 2 Mile Station " 840° W
- 28 " " A 9 " 572° W
- 19 " " " 10 " 65° W
- 14 " " " 11 " 568° W
- 19 " " " 12 and 3 mile station " 554 30' W
- 9 " " " 13 " 544° W

9	Chs to A 14	Thence S 88° W
6	" " " 15	" S 79° W
14	" " " 16	" S 81° W
8	" " " 17	" S 89.30' W
13	" " " 18	" N 74° W
14	" " " 19	" N 77° W
7	" " to 4 mile station	" N 77° W
83	" " A 20	" N 88° W
80	" " " 21	" N 81° 30' W
17	" " 5 mile station	" N 81° 30' W
16	" " A 22	" N 78° "
11	" " " 23	" N 74° 30' W
18	" " " 24	" N 77° "
12	" " " 25	" N 75° "
28	" " 6 mile station	" N 78° "
15	" " A 26	" N 69° "
7	" " " 27	" N 81° "
8	" " " 28	" N 74° "
9	" " " 29	" N 67° "
5	" " " 30	" N 61° "
7	" " " 31	" N 88° "
7	" " " 32	" N 88° "
10	" " " 33	" N 84° "
12	" " 7 mile station	" N 84° "
5	" " A 34	" S 88° "
11	" " A 35	" N 70° W
15	" " " 36	" N 72° "
6	" " " 37	" N 80° "
5	82 " " " 38	" S 87° W

- 1 Chs to A 39 Thence S 28° W
- 2 " " " 40 " S 2° E
- 10 " " The Centre of North Powder and the Terminus of the 3rd Section of the Road Thence from Angle 40 on Second Section N 56° W
- 3 Chs to A 1 Thence N 85° W
- 6 " " " 2 " N 62° "
- 8 " " " 3 " N 84° "
- 5 " " " 4 " N 36° "
- 5 " " " 5 " N 35° "
- 11 " " " 6 " N 50° "
- 23 " " " 7 " N 65° "
- 19 " " 1 Mile station " N 65° "
- 7 " " A 8 " N 40° "
- 25 " " " 9 " N 58° "
- 10 " " " 10 " N 44° "
- 8 " " " 11 " N 38° "
- 2 24 " " The Terminus of the 3rd Section of the Road at the Centre of the 1st of Sec 20 in T. 6. S Range 38 E Will Mer

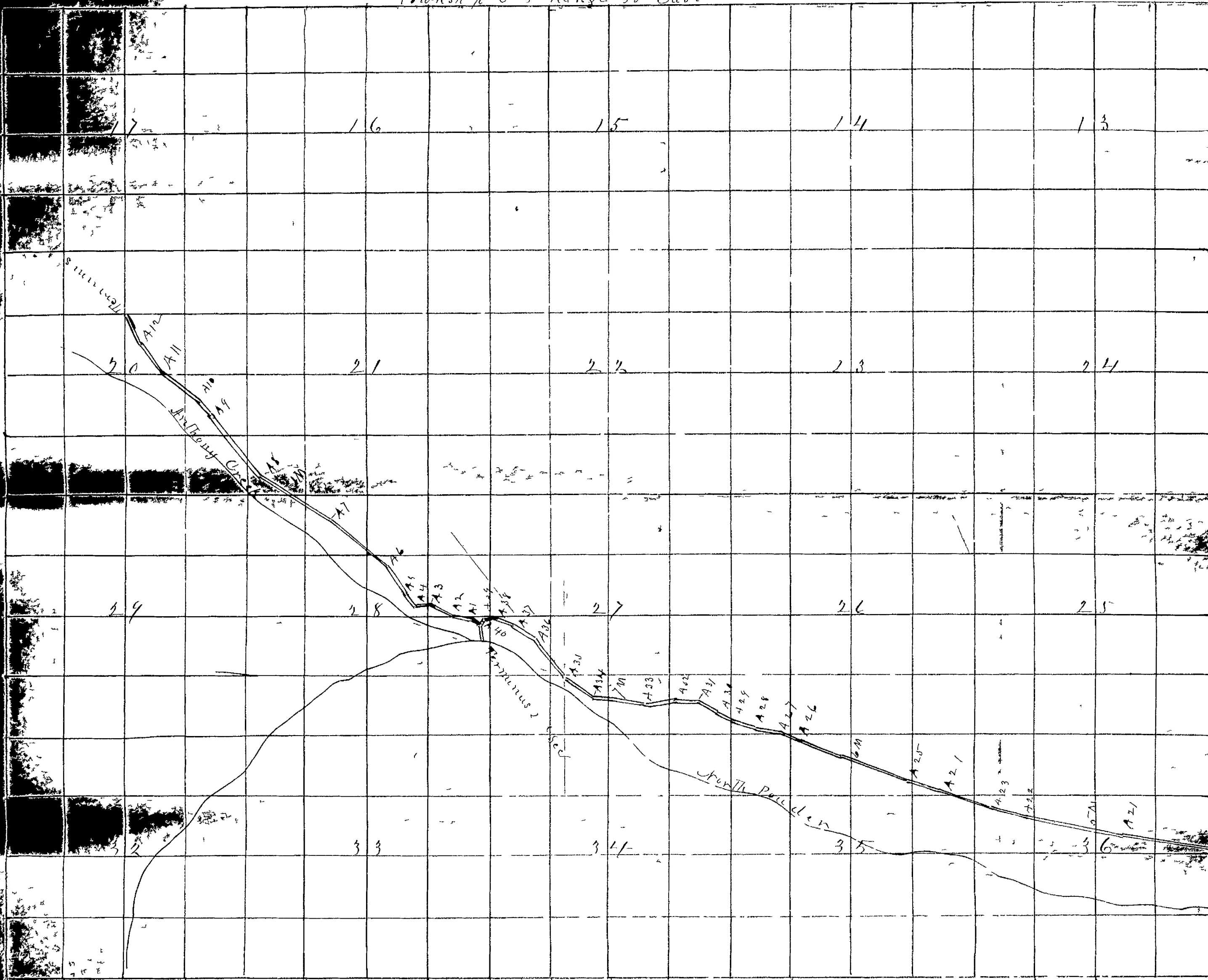
J. H. Curtis
Surveyor

FILED.

APR 8 1891

James Oliver,
County Clerk.

Township 6 S Range 38 East



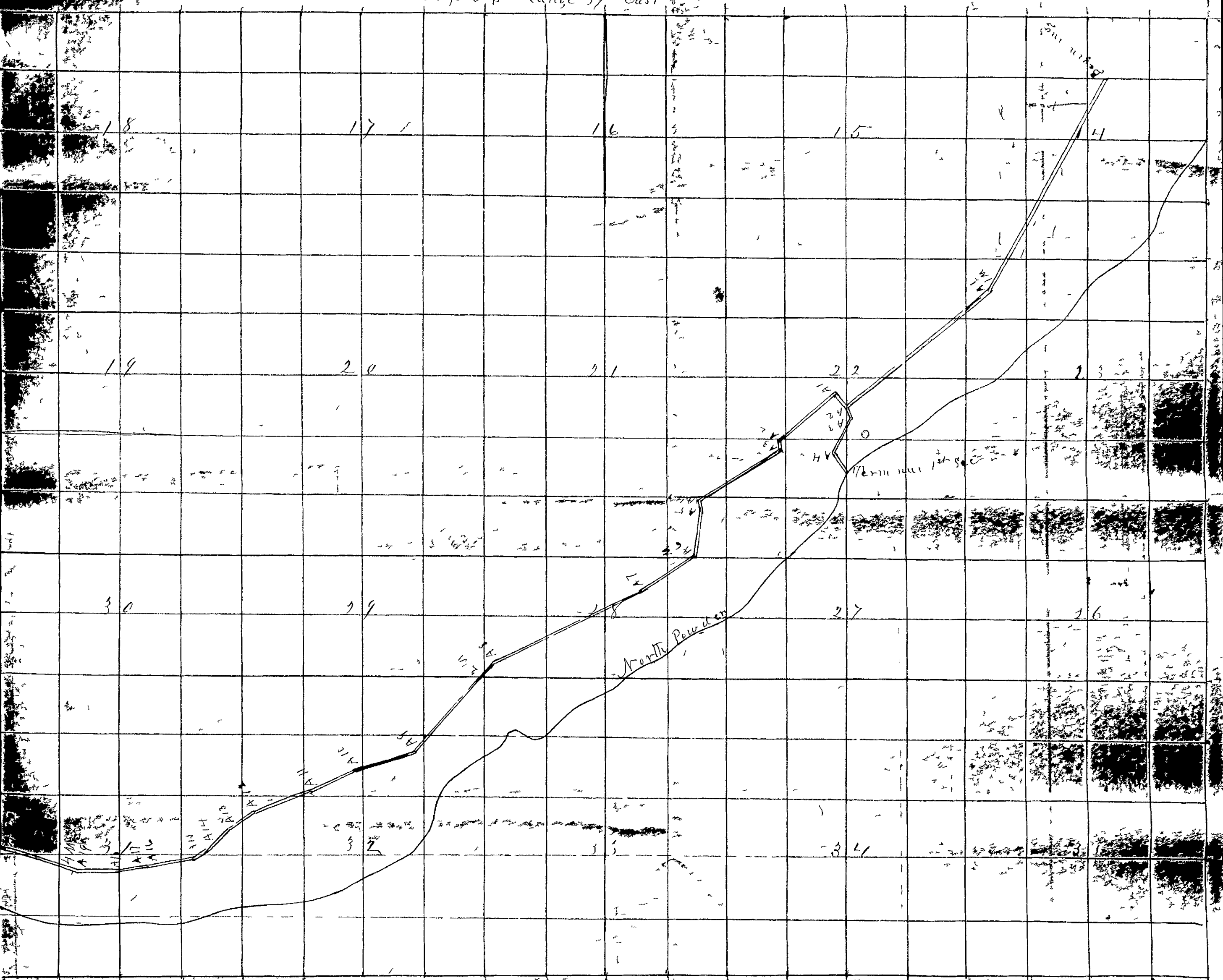
FILLED.

APR 9 1891

James Oliver
County Clerk

Township 6 S Range 39 East

0.5
1.5
2.5



HIT 1 D.

APR 9 1891

James Oliver,
County Clerk

HIT 1 D.
9 1891
From the records
of the Clerk

BILLING

MAY 15 1891

James Davis
County Clerk

STATE OF OREGON,
County of Union. } ^{ss.}

I, *Geo Benson*

being first duly sworn, say that I posted ~~three several notices, of which the notice hereunto 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~~

~~thirty days previous to the presentation of the road petition therein mentioned, to wit: On the _____ day of _____~~

~~18 _____, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned to wit: On the 26th day of January 1891, 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 City of Union, in said County and State, and that said notice remained posted thirty days previous to the presentation of said petition as I verily believe.~~

Geo Benson

Subscribed and sworn to before me this *4th* day of *March* 18*91*.

James Oliver *clerk*

FILED.

MAR 4 1891

James Owen

County Clerk.

Notice of Road Petition

1891

To all Persons Concerned

You and each and all of you will take notice that the undersigned house

holders 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 Fourth day of March A D 1891 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 A 30 on the County Road of O. B. Henderson and others as
 now on Record in the County Clerk's Office in Union Co Oregon at a point
 52 rods East of the 6 Mile Stake (or point) on a certain County Road and about 29 1/2
 rods East of the center N. 1/4 Sec 14 in T 6 S R 39 E W 1/4 and 80 feet west of the W. P. R.
 thence in a Southwesterly direction 80 feet from and parallel with said Rail Road
 through the lands of S. M. Walk and J. N. Sanders in Sec 14 and terminating
 the town of North Powder in Sec 22 in said T 6 S R 39 E at the Eastern terminus
 of 1st Street thence in a SW direction along 1st Street to E Street thence in
 a South westerly direction on the present traveled Road to the center of North Powder
 River in the W 1/4 S E 1/4 Sec 22 T 6 S R 39 E W 1/4 a County Road within said
 County of Union State of Oregon as follows to wit Commencing at the intersection of
 1st & E Street in Sec 22 in T 6 S R 39 E W 1/4 in the town of North Powder thence
 in a North westerly direction along E Street to 2nd Street thence in a Southwesterly
 direction along 2nd Street to the Western boundary of the town of North Powder
 thence in a westerly direction as near as may be most practicable a good road
 bed near the bluff on the North side of North Powder River bottom through
 Sec 22 = 27 = 28 = 29 = 31 S 2 T 6 S R 39 E and Sec 36 = 35 = 26 S 2 T to the center of
 North Powder River at the Biggs Bridge in the N E 1/4 S E 1/4 Sec 29 T 6 S R 39 E W 1/4
 a County Road within Union County Oregon as follows to wit 40 rods
 10 rods west of the 1/4 Sec corner set Sec 27 S 2 in T 6 S R 38 E W 1/4 thence
 in a Northwesterly direction as near as practicable along the present
 traveled Road through Sec 21 S 2 = 20 and terminating at the center
 N 1/2 Sec 20 in T 6 S R 38 E W 1/4

NAMES

NAMES

<i>J. M. Wilson</i>	<i>J. W. Kimbrell</i>
<i>J. B. Wilson</i>	<i>O. B. Henderson</i>
<i>M. R. Ketchum</i>	<i>A. J. Sanders</i>
<i>M. S. Sauter</i>	<i>S. M. Walk</i>
<i>Mary Mott</i>	<i>Miss Sarah Anthony</i>
<i>James Hibley</i>	<i>Joseph Rigg</i>
<i>L. K. Kelder</i>	<i>Wm. R. Rigg</i>
<i>Wm. R. Rigg</i>	<i>Wm. R. Rigg</i>
<i>Wm. R. Rigg</i>	<i>John Clark</i>
<i>Wm. R. Rigg</i>	<i>J. O. Olson</i>
<i>L. W. Rigg</i>	<i>Wm. Erickson</i>
<i>J. M. Rigg</i>	<i>S. Nilsson</i>
<i>J. H. White</i>	<i>B. Aiken</i>
<i>J. H. O. Garbner</i>	<i>John Cannon</i>
<i>J. B. Wolf</i>	<i>J. M. Thompson</i>
<i>J. B. Wolf</i>	<i>J. O. Carroll</i>

<i>Edw. Evans</i>	<i>Edw. Evans</i>
<i>Peter J. King</i>	<i>William Anthony</i>
<i>John Brown</i>	<i>John Henderson</i>
<i>D. L. Smith</i>	<i>W. W. Ellis</i>
<i>Jas. R. Gardner</i>	<i>Lyman Stapp</i>
<i>Edw. Evans</i>	

Found by
J. M. Rigg
Union, O.
1891

STATE OF OREGON,
County of Union. } ss.

I, *Lyman Stanford*

being first duly sworn, say that I posted three several notices, of which the notice hereunto 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 *on the front of the Post Office at North Powder* One *on the front of Joe Carroll's blacksmith shop* and "one on the front of Robie's Livery Stable. all in the town of North Powder in Union County

thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the *or about 25th* day of *Jan'y*, 1891, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the _____ day of _____ 18____, 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 City of Union,~~ in said County and State, and that said notices remained posted thirty days previous to the presentation of said petition as I verily believe.

Lyman Stanford

Subscribed and sworn to before me this *4th* day of *March* 1891.

James Oliver

HTII

MAR 1891

James Owen

County Clerk.

Know All Men by These Presents, That we Lyman Stanford
and Lorenzo S. Kelsey _____ 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 Ninth day of March A. D. 1891

NOW, the condition of the above obligation is such, That, whereas the above named Lyman
Stanford _____ and
Lorenzo S. Kelsey _____ and others,
have petitioned the County Court of said County of Union, at the March
Term, 1891, thereof, for a County Road, ~~commencing~~ described in the notice and pe-
tition hereto attached,

NOW, if the above named Lyman Stanford _____
and Lorenzo S. Kelsey _____
shall well and truly pay, or cause to be paid, all costs and expenses that may be incurred by reason of the view or
review of said Road, in case the prayer of said petitioners be not granted or allowed, then that this obligation shall
be void, otherwise to remain in full force and virtue.

L S Kelsey [L. S.]
Lyman Stanford [L. S.]

STATE OF OREGON, }
County of Union } ss.
I, Lyman Stanford
and, Lorenzo S. Kelsey _____ each for himself, says,
that I am worth the sum of One hundred _____ ~~Hundred~~ Dollars
over and above all debts and liabilities and property exempt from execution; that I am a resident and householder
in said County and State.

Subscribed and sworn to before me this 11 day of March A. D. 1891
James Oliver
Clerk.

Witnesses Wm Pearson
" Clarence Wilson
" John Shaw
" J F Lewis sumner

To meet at North Powder on March 20

In the County Court of the
State of Oregon.

— Almon — County.

IN THE MATTER OF THE

J. W. Sumner

ROAD.

BOND OF ROAD PETITIONERS.

Approved 188

COUNTY JUDGE.

Filed March 4 188

James Oliver
COUNTY CLERK.

By *J. D. Oliver*
DEPUTY

In the County Court of the State of
Oregon for Union County.

In the matter of the
County Road Petition
for by J. W. Kiebreck
et al.

Now at this time comes
B. M. Walk and alleges that
he is the owner and in
the possession of ~~S 2 7 1/4~~
S 2 7 1/4 + 7 1/2 S 1/4 + S 2 S 1/4 Sec 14
T 6 S. R. 39 E 1/4 M in Union
County Oregon through which
said proposed Road Peti-
tion for by J. W. Kiebreck
et al. ^{stands} That said proposed
road as surveyed and
viewed out extends through
said lands for a distance
of one half mile. That said
land through which said
proposed road extends is
all ~~general~~ well improved
meadow lands of the value
of \$25 ^{per acre}. That said proposed
road cuts said land in
a bad shape and cuts off
from the benefit of claim-
ants from about thirty acres

of said land and ~~respects~~
the same almost worthless
That said proposed road
appropriated from acres of
Claimant's said land
That the establishment of
said Road will necessitate
the building by Claimant
of at least one mile of
additional fencing in order
to keep his said lands
enclosed at a cost of about
\$5000 and that Claimant's
said lands will be render-
ed less valuable and ^{he} will
be damaged by establishing
of said road in the sum
of \$11000 which sum he
here now claims as dam-
ages.

E. M. Threlk
By J. Morrison
his attorney.

State of Oregon, ss.
County of Union, I E. M. Threlk
being first duly sworn say
that the Claimant above
named and that the foregoing

claim for damage is true
as I verily believe

J M Walk

Subscribed & sworn to before
me this April 8/91

James Oliver Clerk

Ernest Grant
Ernest Grant

Ernest Grant

Ernest Grant
Ernest Grant
Ernest Grant
Ernest Grant

Ernest Grant
Ernest Grant

Ernest Grant
Ernest Grant
Ernest Grant
Ernest Grant

Ernest Grant
Ernest Grant
Ernest Grant

In the County Court of the
State of Oregon for Union
County

In the matter of the
County Bond Petition of
for J. H. Kimball et al

True at this time comes
G. H. Hall a household
of the State of Oregon resi-
ding in the vicinity of
and on the line of said
proposed bond and moves
the court to strike from
the petition filed herein
the following names appear-
ing therein to wit R. H. Nelson
J. B. Nelson Murray with
James Wiley G. H. Durbin
B. Neff Sam Levi & H.
Salisbury Chas McLarry
P. L. Smith Jas R. Gault
Edna Evans James Riggs
John Glassie Olson
B. Aikin John Totten
J. M. Custer for the
reason that said petition
and each of them are
not householders of the State

of Oregon residing in the vicinity of said proposed road but were they such at the time they signed said petition

J. Morrison
Atty for G. W. Vulek

County Court
Union County

In the matter

of Court Petition
for J. J. Robertson
vs

Proline State
Revenue from
Petition

Filed April 27th 1891
James O'Leary
Clerk

J. Morrison
for petitioner

1 In the County Court of the
2 State of Oregon for Union County
3 In the matter of the
4 County Road Petition
5 for By J. W. Winbeck
6 et al

7
8 State of Oregon vs
9 County of Union (J. W. Winbeck
10 being first duly sworn say
11 I am a resident householder
12 of Union County Oregon that
13 I reside in the vicinity of
14 the above entitled proposed
15 County Road that said pro-
16 posed county road extends
17 through my lands as indi-
18 cated by said Petition
19 That the following persons
20 whose names appear on said
21 Return to the County Court
22 said Road and whose names
23 were stricken therefrom by the
24 Court at its March Term 1891
25 are each and every of them
26 householders of Union County
27 Oregon that they each reside
28 in the vicinity of said proposed
29 Road that they each reside
30 in the same Road District
31 with said proposed road
32 and if the same is declared

1 a public highway are subject
2 to road work and the town
3 and that they will have
4 to aid in opening and in
5 keeping said road in repair
6 as a public highway and
7 that each of them agree
8 respectively to wit Thomas
9 Burns Thomas Ruby John A
10 Worcham Miles Lee Samuel
11 Age Henry Seave William Shaw
12 Robert Timmoch J. H. Parker
13 Wm L. Wells Mrs O'Byrant
14 John N. Tice James Sweeney
15 Jas ~~the~~ Smith Henry Bauer
16 D. C. Sanders Charles Rice G. H.
17 Odian N. B. Bowman J. F. Green
18 F. A. Hutchinson John O'Byrant
19 John L. Buty James Gilkison
20 J. Mc Cormick Thomas Burns
21 Murray Sweeney J. H. Mahony
22 William Stout

23 I further state that since
24 said agreement in good
25 faith that I expected said
26 agreement to be acted
27 upon regularly by the court
28 upon the coming in of the
29 review report at the next term
30 of said court and that the
31 action of the court was without
32 objection to me. I at Wm

Subscribed and sworn to before me
March 7th 1891
Turner Oliver
Clerk

LEIGHORN ABSTRACT
FROM GEO. D. BARNARD & CO.
ST. LOUIS.

Grundy bank

Grundy bank

Wm. H. Waller

Dr. Geo. W. Bond

Dr. J. W. Bond

J. W. Bond

Wm. H. Waller

Dr.

Wm. H. Waller

Wm. H. Waller

James Bond

Bank

1 State of Oregon
2 County Union Co. I John O'Byard
3 being first duly sworn say
4 I am one of the Petitioners
5 who signed the remonstrance
6 against the county Road Petition
7 filed for by J. H. Stinson
8 et al at the March Term 1891
9 of the County Court for Union
10 County Oregon that I am a
11 resident household of Union
12 County Oregon that I reside
13 in the vicinity of said proposed
14 road and in the same
15 road district therewith and
16 about four miles from said
17 proposed Road

18 John O'Byard
19 subscribed sworn to
20 before me this March
21 11th 1891

22 John Edwards
23 Justice of the Peace
24 North Powder Precinct

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Miss Sarah Emily
James Oliver
Sparks

State of Oregon }
County of Union } ss. I Miles Lee being first
duly sworn say I am one of the Remonstrators
who signed the Remonstrance against the County
Road Petitioned for by J. W. Kimbrel et. al. at the
March Term 1891 of the County Court for Union
County Oregon That I am a resident Householder
of Union County Oregon That I reside in the vicinity
of said Proposed Road and in the same Road
district therewith and about two miles from
said Proposed Road Miles Lee

Subscribed and sworn to
before me this March 11th 1891.

John Edwards Justice of the Peace
for North Powder Precinct Union Co
Oregon

Filed April 8th 1891
James Oliver
Clerk

State of Oregon }
 County of Union } I S. Vandecar being first
 duly sworn say I am one of the remonstrators
 who signed the Remonstrance against The County
 Road Petitioned for by J. W. Kumbrel et al. at the
 March term 1891 of the County Court of Union County
 Oregon That I am a resident Householder of
 Union County Oregon That I reside in the vicinity
 of said Proposed Road and in the same
 Road district therewith and about one mile ^{or less}
 from said Proposed Road.

S Vandecar

Subscribed and sworn to
 before me this March 11th

1891

John Edwards Justice of the Peace
 for North Powder Precinct Union
 County Oregon

Filed April 8th 1891
James Oliver
Book

In the County Court of the
State of Oregon for Union
County.

In the matter of the
County Road Petition
for by J. W. Kimball
et al

State of Oregon, ss
County of Union (S. C. The
Hall being first duly sworn
say I am a resident
householder of the State of
Oregon and that I reside
in the vicinity of the above
entitled proposed road
that I circulated and ob-
tained the signature of the
Remonstrators to the remon-
strance filed against said
road and that each of
said Remonstrators are
householders of the State
of Oregon residing in the
vicinity of said proposed
road. That those Remonstrators
are William Miles in Lawrence
Wye James Eickman Wm. Summers
Wm. Shaw Sr. J. H. Parker Wm. L.
Wells Thomas O'Byrne John W.

Wm James Simonis Henry
Bauer G. H. Dolan M. B. Bowman
John Bryant J. Mc Carriak
Thomas Burns Wm Stout
John L. Baly & Murray Gilkison
are each householders and
reside in the same Road
dist with said proposed
road. That Thomas H. Byner
reside within 2 miles of said
proposed road James Dalton
within 2 miles J. F. Gootch within
3 miles F. A. Hutchinson within
4 miles J. B. Allen within 6 miles
of said proposed road and
each householders

That J. N. Mitchell W. H. Huffman
J. L. Pickley W. A. Bates A. Howard
& H. Lynch are each household-
ers of the State of Oregon
and reside within 4 to 8
miles of said road and
do and must travel said
road upon going to north
Powder. G. M. Math

Subscribed & sworn to
before me this Apr 8/1891

James Oliver
Clerk

George T. Grant
Zinn Grant

Am. Union

Brookfield
for G. T. Grant
see above

Official
Receipt of
Revenue

Dated April 28th 1891
James Oliver
Clerk

245
for Revenue

State of Oregon
 County of Union S^{ss}

We, L. S. Kelsey and Lyman Stanford
 being duly sworn say that the remonstrance
 heretofore filed against the road petitioned for
 by J. W. Kimbrell et al. contains the following
 names of persons who are not legal house
 holders living in the vicinity of the pro-
 posed road, to wit:

- | | | | |
|-----|---------------------|---|----------------------|
| | N. H. Chase | ✓ | Wm Plummer - 6 |
| | R. G. Yowell | ✓ | Jack Plummer |
| | J. N. Mitchell - 4 | | Wm Shaw Sr. - 7 |
| | W. A. Huffman - 5 | ✓ | Robert Junnack |
| | J. A. Hewitt | | J. H. Parker - 8 |
| | J. L. Hinckley - 7 | ✓ | Wm E. Wells - 9 |
| | C. F. Hinckley | ✓ | Burford Aiken |
| | Quincy Mitchell | ✓ | Thomas O'Bryant - 10 |
| | W. A. Cates - 6 | ✓ | John N. Rice - 11 |
| | A. Howard - 7 | ✓ | J. W. Samonlee |
| | H. Ellis | | James Simonis - 12 |
| | H. Lynch - 6 | ✓ | Miles Lee - |
| | Thomas H. Byrne - 1 | ✓ | James Dalton - |
| 1 - | Thomas Burkin | ✓ | R. M. Shaw |
| 2 - | John A. Worthan | ✓ | Henry Bauer - 13 |
| | Leroy Lomax | ✓ | B. C. Sanders |
| 3 - | Miles Lee | | Charlie Bell |
| | J. E. Yowell - 8 | ✓ | G. W. Dolan - 14 |
| 4 - | Samuel Dye | | M. B. Bowman - 15 |
| 5 - | James Kilguson | ✓ | J. F. Gooch - |
| | Henry Sears | ✓ | J. A. Hutchinson - |
| | W. C. Cusick - 5 | ✓ | J. E. Allen - |

16- John O' Bryant
17- J M Cornick
18- Thomas Burns
19- Wm Stout

✓ John L Baty - 20
Murray Gilkison - 21
Carlos Parker

L S Kelsey
Gives Stamp

Subscribed and sworn to before me this
4th day of March A.D. 1891

James Oliver Clerk
By J R Oliver Deputy

In the County Court of the State of
Oregon for the County of Union
In the Matter of the proposed
County Road petitioned for
by J. W. Kimbrell et al }

Now at this time come
Lyman Stanford and L. S. Kelsey and based
on the foregoing affidavit I move the
Court to strike out of the remonstrance
filed herein all the names therein mentioned
and set out as illegal remonstrators

L. S. Kelsey
Lyman Stanford

Friend March 4th 1891
James Oliver
Punk

State of Oregon
County of Union }
I, J. H. Parker being first duly
sworn say I am one of the Remonstrators
who signed the Remonstrance against ~~the~~ County
Road Petitioned for by J. W. Kimbrel et al. at the
March term 1891 of the County Court for Union County
Oregon. That I am a resident Householder of Union
County Oregon. That I reside in the vicinity of said
proposed Road and in the same Road district
therewith and about one mile from said proposed
Road

J H Parker

Subscribed and sworn to before me
this March 11th 1891

John Edwards

Justice of the Peace for
North Powder Precinct

Union County Oregon

Filed April 8th 1891
James Oliver
Clerk

In the County Court of the
State of Oregon for Union
County

On the matter of
County Petition
for J. W. Kimball
et al

Now at this time comes
G. M. Hall a purchaser
residing in the vicinity of
and issuing land through
which said proposed
County Road extends and
based upon the affidavits of
himself and others and
upon the record in this
case moves the court to
make and set aside
the order of the court made
on at the March term made
herein striking from the
return and filed herein
the name of fifty two
return against said
petition and says for the
reasons:

1st That there was no evidence
before the court to warrant
it justify said order

2nd That said order was made
without notice to said return-
holders or either of them

1 9th That said order was made
2 prematurely without authority
3 of law and without opening
4 Reventrative an opportunity
5 to be heard thereon.

6 4th That the court has no
7 jurisdiction or authority to
8 act upon a Reventrative
9 until the coming in of the
10 review report thereon and
11 that the action of the court
12 in making said order as
13 it did at the term at which
14 review were appointed was
15 a surprise upon reventrative
16 and that said order was
17 without authority of law
18 and void.

19 Messrs
20 Atty for G. M. Hark

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County Court

~~Wm. W. Miller~~

Wm. W. Miller

Wm. W. Miller

Wm. W. Miller

Wm. W. Miller

Wm. W. Miller

Wm. W. Miller

Wm. W. Miller

Filed March 7/1891

James Oliver

Deputy

State of Oregon }
County of Union } SS

I John Blize, Robert Shaw
and J. A. Jones having been appointed on
the 9th day of April 1891 to view and
appraise the damages that would accrue to
G. M. Walk by reason of the construction of
a proposed road petitioned for by J. W.
Kimbrell et al. being first duly sworn say
each for himself that I will faithfully and
impartially perform my duty and report to
the Court how much less valuable the said
premises of G. M. Walk will be rendered by
the construction of said proposed road

Subscribed and sworn to
before me this 25th day of
April 1891

John R. Blize
Robert Shaw
J. A. Jones

Turner Oliver Clerk
By J. P. Oliver Deputy

REPORT OF VIEWERS.



TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 1st day of April, 1891, appointed to view and lay out and after the proposed County road, of which the survey hereto attached is a true and correct description, as petitioned for by Wm. Smith, et al., beg leave to report that on the 25th day of April, 1891, 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 practicable and would add to the convenience of the horse-holders residing in the vicinity thereof, we therefore recommend that said proposed road be laid out declared a public highway of said county.

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

We, the undersigned viewers heretofore on the 9th day of April, appointed to view out and assess the damages claimed by Geo. M. Walk in the matter of the proposed county road, petitioned for by J. W. Kimbrell et al. beg leave to report that on the 25th day of April, 1891, we, after being duly sworn to discharge our duty faithfully and impartially, proceeded to view said proposed road the whole distance through the premises of Geo. M. Walk complainant, and to assess and determine how much less valuable said premises of said complainant would be rendered by the opening of said road, and we find that the premises of said complainant Geo. M. Walk would be rendered \$160⁰⁰ less valuable, and that the premises of complainant ~~_____~~ would be rendered \$ _____ less valuable, and the premises of the complainant ~~_____~~ would be rendered \$ _____ less valuable by the laying out and establishment of said proposed road as a public highway of said county, and recommend that \$160⁰⁰ be paid to said complainant - before laying out and establishing said road as a public highway.

J. A. Jones
Robert Shaw
John R. Blize

F.I.L.E.D.

APR 25 1891

James Owen

County Clerk

1 In the County Court of the
2 State of Oregon for Union County
3 In the matter of the
4 County Road petition
5 for by J. H. Stinson
6 et al

7 To the County of Union
8 and to Chas. F. Hyde Dist
9 attorney:

10 You and each of
11 you will take notice that
12 G. W. Hull complainant of
13 peace to the Circuit Court
14 of the State of Oregon for
15 Union County from the assess-
16 ment of damages made in
17 his favor by the viewers appoin-
18 ted therefor in the above entitled
19 cause wherein complainant's
20 damages were assessed at
21 the sum of \$160⁰⁰ which assess-
22 ment was on the 6th day
23 of May 1891 by said Court ad-
24 judged just and equitable
25 and the report of such assess-
26 ment accepted and the said
27 damages ordered paid by
28 said County Court of Union
29 County Oregon out of the
30 County Treasury of said County
31 and complainant appears from the
32 whole of said assessment to be

J. H. Stinson
atty for complainant

1 State of Oregon } ss
2 County of Union }

3 I hereby certify that I received
4 the within notice of appeal on the 18 day of
5 may 1891 and served the same in said
6 County and State by delivering a true copy
7 thereof certified to be such by me as Sheriff
8 to James Oliver Clerk of said Union
9 County on the 18th day of May 1891 to
10 him in person

11 J T Bolles Sheriff of Union
12 County Oregon
13 By W Blusher Deputy
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County Court
Union County

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MAY 18 1891

James Oliver
County Clerk

I have read
the within complaint

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

We the undersigned legal
voters and householders of Union County
Oregon and residing in the vicinity of
the proposed County road hereinafter
set forth do hereby remonstrate
against the establishing and locating
a county road in Union County Oregon
petitioned for by J. W. Kimbrell and others
and running as follows:

Commencing at A 30 on the Co road of
O. P. Thomson and others as now on record in the
Co Clerk's office in Union County Oregon at a point
52 rods East of the 6 Mile Stone (or point) on
aforesaid Co road and about 29 1/2 rods East of
the Center N^o Sec 14 in T^o 6 S R 39 E N^o 7^o
and 80 feet West of the U P R R thence
in a South westerly direction 80 feet from
and parallel with said Rail Road through
the lands of G M Walk and J. N. Sanders in
Sec 14 and intersecting the town of North
Powder in Sec 22 T^o 6 S R 39 E N^o 7^o
at the Eastern terminus of 1st Street thence in
a South West direction along 1st Street
to E. Street thence in a South westerly
direction on the present travelled road
to the Center of North Powder in the N^o 8 E
Sec 22 T^o 6 S R 39 E

And your remonstrators will ever pray
etc

Names

Names

x 1	W H Bhave	William Shain &	32
x 2	R B Towell	Geo Ho Richards	33
x 3	J W Mitchell	W S Chapman	34
x 4	W H Hoffman	Wm Boston	35
x 5	A A Leavitt	Wm Plummer	36
x 6	John O. Kinchley	Peter King	37
x 7	C G Hinckley	Robert Sumbach	38
x 8	Quincy Mitchell	Thomas Shaw	39
x 9	W A. ...	J H Parker	40
x 10	J Howard	W J Warden	41
x 11	H Ellis	Wm L Wells	42
x 12	J G ...	Buford Coker	43
x 13	Thomas J. Payne	Wm A. Bandy	44
x 14	Thomas R. ...	John A. ...	45
x 15	John A. ...	J W Harmon	46
x 16	John A.
x 17	J. Polk Childers	J. Vandear	47
x 18	Henry Long	Martha G. ...	48
x 19	J. W. Meyer	...	49
x 20	Wm Lee	...	50
x 21	Wm Lee	Henry B. ...	51
x 22	John Edwards	J. B. Adolph	52
x 23	J. E. Howell	Charlie B. ...	53
x 24	Samuel Day	G. W. ...	54
x 25	James Perkins	W. B. ...	55
x 26
x 27	J. J. ...	J. A. ...	56
x 28	Henry Leane	G. E. ...	57
x 29	Wm ...	B. B. ...	58
x 30	Jack ...	W. C. ...	59
x 31	J. W. ...	J. W. ...	60

Turn Over

1 In the County Court of the State of
2 Oregon for Union County
3 In the matter of the
4 County Road Petition
5 for by J. H. Stinson
6 et al

7 Now at this time
8 comes E. W. Tule a household
9 of the State of Oregon residing
10 in the vicinity of the above
11 entitled proposed road and
12 moves the court to set aside
13 the order of the court heretofore
14 at the March Term 1891 made
15 and entered in said
16 cause striking out certain
17 names on the remuneration
18 filed in said cause and
19 annulling and denying the
20 same for the reason that the
21 court acted prematurely
22 in said matter and without
23 jurisdiction and that said
24 remuneration be reinstated
25 and here now considered by
26 the court.

27 J. H. Stinson
28 Atty for Remunerator

Gravel bank

Vertical gravel

at the water level

at the gravel level

at the gravel level

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It is remembered that at a Regular Term of the County Court of the State of Oregon for Union County, begun and held at the Court house in the City of Union on Wednesday March 4th 1891 the same being the Wednesday after the first Monday in said month and the time fixed by law for holding a regular term of said Court when the following officers were present to wit:

Hon J. N. Sanders County Judge
 Hon John M Donald Commissioner
 Hon W. D. Arnold Commissioner
 Turner Oliver Clerk
 J. T. Bolles Sheriff

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

In the Matter of remitting the }
 Taxes of Jesse L Alberson }

At this time it appearing to the Court that Jesse L Alberson heretofore assessed on \$2,800⁰⁰ has been so unfortunate as to have his property destroyed by fire It is therefore ordered that the taxes on the property destroyed by fire be remitted and that the Sheriff take credit for all tax except that upon the mortgage of \$500⁰⁰

In the Matter of the }
 Road petitioned for by }
 J. W. Kimbrell et al }

Comes now this Matter on to be heard upon the petition of J. W. Kimbrell et al for a County Road and upon the remonstrance of N. H. Chase et al against said petition and on the motion and affidavit of L. S. Kelsey and Lyman Stanford to strike out of the remonstrance the names of the following persons to wit: N. H. Chase, R. G. Yowell, J. N. Mitchell, W. H. Hiffman

First Judicial Day

Wednesday March 4th 1891

F. A. Leavitt, J. L. Hinckley, G. F. Hinckley, Quincy Mitchell
 W. A. Cato, A. Howard, A. Ellis, A. Lynch, F. H. Byrne
 Thomas Burhn, John A. Worsham, Leroy Lomax, Miles Lee
 J. E. Yowell, Samuel Dye, James Gilkinson, Henry Sears, W. C.
 Cusick, Wm Plummer Jack Plummer, Wm Shaw Sr, Robert Junnock
 J. A. Parker, Wm L Wells, Buford Aiken, Thomas Bryant, John Nice
 G. W. Samonds, James Simons, Miles Lee, James Dalton, R. M. Shaw
 Henry Bauer D. C. Sanders, Charlie Bell, G. W. Bolan M. B. Bowman
 J. J. Dootch F. A. Keutchinson J. E. Allen, John Bryant, J. M. Cormick
 Thomas Burns, Wm Stout, John L. Baty, Murray Gilkison Carlos
 Parker. And it appearing to the Court from said affidavit
 that the said parties are not legal house holders living in the
 vicinity of the said proposed County road. It is therefore
 considered and ordered that said motion be allowed and
 that said names be stricken from said remonstrance
 and not counted against said petition.

In the Matter of Relief of
 of Mrs G. M. Bledsoe, a pauper

At this time it is ordered that a warrant
 be drawn on the Contingent fund for twenty dollars in favor of Mrs G. M.
 Bledsoe for aid as a County charge for the months of February and
 March and place the same in the hands of John M. Donald Co.
 Commissioners to be by him turned over to said pauper at Sumnerville

* In the Matter of the proposed
 County Road petitioned for by
 J. W. Kimbrell et al

Comes now J. W. Kimbrell one of the petition-
 ers 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: Commencing at a. No 30 on the

First Judicial day

Wednesday March 4th 1891

County Road of O. D. Thumlinson and others as now on Record in the County Clerk's Office in Union Co Oregon at a point 52 rods East of the 6 mile stone (or point) on aforesaid County Road and about 29½ rods east of the Center N½ Sec. 14 in T 6 S R 39 E. W. M., and 80 feet West of the U. P. R. R., thence in a South Westerly direction 80 feet from and parallel with said private road through the lands of G. M. Walk and E. N. Sanders in Sec 14 and intersecting the town of North Powder in Sec 22 in said T 6 S R 39 E at the Eastern terminus of 1st Street thence in a S. W. direction along 1st St. to E St thence in a South-westerly direction on the present travelled road to the center of North Powder River in the S. W. ¼ Sec 22 T 6 S R 39 E. W. M., a county road within said County of Union State of Oregon as follows to wit: Commencing at the intersection of 1st & E Streets in Sec 22 in T 6 S R 39 E. W. M. in the town of North Powder, thence in a N Westerly direction along E St. to 2nd Street thence in a S Westerly direction along 2nd St. to the Western boundary of the town of North Powder, thence in a Northerly direction as near as may be most practicable for a good road bed near the bluff on North side of North Powder River Bottom through Sec 22, 27, 28, 29, 31 & 32 T 6 S R 39 E. W. M. and Sec 36, 35, 26 & 27 to the center of North Powder River at the Riggs Bridge in the N. E. ¼ Sec 28 in T 6 S R 38 E. W. M., a county road within Union County Oregon as follows to wit: 40 feet wide commencing 10 rods west of the ¼ Sec corner bet. Sec 27 & 28 in T 6 S R 38 E. W. M. thence in a Northwesterly direction as near as most practicable along the present travelled road through Sec 28, 21 & 20 and terminating at the center N½ Sec 20 in T 6 S R 38 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

First Judicial Day

Wednesday March 4th 1891

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 the front of the Court House door in County of Union State of Oregon and also in three public places in the vicinity of said proposed road, to wit;

One on the front of the Post office at North Powder, One on the front of Joe Carrolle blacksmith shop, and one on the front of Bobiers Livory stable all in the town of North Powder in Union County 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 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. And the Remonstrance against said road having been heretofore overruled and denied

It is therefore ordered that W^m Pearson, Clarence Wilson and John Shaw be appointed Viewers of said road, and that J. L. Curtis be appointed surveyor of said road, and that they meet at North Powder on the 20th day of March 1891 at the hour of 10 o'clock AM and after qualifying, to view, survey and lay out said road according to law

In the Matter of the Proposed
County Road petitioned for
By James Farley et al

Come now James Farley one of the petitioners for the above named proposed County road, and presents to the Court the petition of himself and others, praying

First Judicial Day

Wednesday April 8th 1891

ordered that Jacob King, Frank Earney and Jas Bright be appointed Viewers of said road, and that J. L. Curtis be appointed Surveyor of said road, and that they meet at the House of Rudolph King on the 27th day of April 1891 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 Proposed
Road petitioned for by J. M. Kimbrell et al }

This Matter came on to be heard at this time on the Motion of J. A. Crawford Esq Atty for Remonstrators to set aside the order of the Court heretofore made overruling the remonstrance filed herein and after argument of Counsel and the Court being fully advised in the premises It is considered and ordered that said former order be set aside and that said remonstrance be reinstated, that the same may be again heard at this term.

In the Matter of the Road
petitioned for by J. E. Bowers et al }

This Matter came on to be heard upon the report of Viewers filed herein and it appearing from said report that the Viewers reported unfavorable herein, and no motion having been filed showing why said report should not be allowed, It is therefore ordered that said report be approved in all respects and said petition be dismissed

In the Matter of the Road
petitioned for by J. M. Kimbrell et al }

This Matter came on to be heard at this time on the report of Viewers for the first reading, and said report having been read in open Court as required by law it is ordered that said report be held for a second reading on some other day of this term of Court

Second Judicial Day

Thursday April 9th 1891

In the Matter of Cancellation
of County Warrants }

Comes now E. B. Brainard Co Treasurer and presents to the Court for cancellation 1057 County Warrants of the face value of \$23034²⁴ on which interest had accumulated to the amount of \$1273²² which warrants have been turned in on taxes and redeemed by said Treasurer It is therefore ordered that said warrants be cancelled in open Court and that the Treasurer have credit on his account as such with the amount of said warrants and interest so paid, to wit: \$24308²⁴

In the Matter of Cancellation
of Contingent Warrants }

Comes now E. B. Brainard Co Treasurer and presents to the County Court 29 contingent warrants of the face value of \$494²⁴ which warrants have been turned in and paid by the Treasurer It is therefore ordered that said warrants be cancelled in open Court and that the Treasurer have credit on his account as such with the amount of said warrants so paid to wit: \$494²⁴

In the Matter of the Road
petitioned for by J. O. Kimbrell et al }

This Matter came on to be heard at this time on the remonstrance filed herein and on the motion to strike out certain names from the remonstrance and on the motion to strike out certain names from the petition herein the petitioners appearing in person and the remonstrators appearing by R. Eakin and J. H. Crawford of Counsel and after argument of Counsel on the testimony introduced before the Court and the law in the premises and the Court being fully advised as to the law and the facts herein finds that the following named persons on said petition are not legal householders living in the vicinity of the said proposed road and are therefore not legal petitioners herein, to wit:

Second Judicial Day

Thursday April 9th 1891

A Rothchild, Murray Mott, James Nibley, William Torsey, B. Neff, Sam Levi, J. L. Smith, A. J. Sanders, James Riggs, Wesley Anthony, Millard Anthony, A. Neilson, It is therefore considered and ordered that said names be stricken off from said petition.

The Court further finds that the following persons whose names appear on said remonstrance are not legal householders living in the vicinity of said road, to wit: N. H. Chase, R. G. Yourell, J. N. Mitchell, W. H. Buffman, J. A. Leavitt, J. L. Kinckley, G. J. Kinckley, Quincy Mitchell, W. A. Cates, A. Howard, H. Ellis, H. Lynch, J. H. Byrnes, John A. Worshaw, Leroy Lomax, Miles Lee, J. E. Yowell, Jack Plummer, J. M. Curtman, Robert Junnock, Thomas Shaw, W. L. Wells, Buford Aiken, J. W. Samoniles, J. Lee, Jas. Dalton, R. M. Shaw, Henry Bauer, D. B. Sander, Charlie Bell, G. W. Dolan, D. J. Gooch, J. A. Hutchinson, G. E. Allen, W. C. Cuiack, J. L. Baty, James Kirkison, J. M. Cornick, Thomas Burns, Murry Kirkison, Carlos Parker, and William Stout, Wm. Banton, Van Plummer, and Peter King, and are not legal remonstrators herein, It is therefore considered and ordered that said names be stricken from the Remonstrance herein, And it appearing to the Court that there are more names on the petition than on the remonstrance who are legal householders living in the vicinity of the proposed road, It is therefore considered and ordered that said remonstrance be dismissed.

In the Matter of the Road }
petitioned for by J. W. Kimbrell et al. }

This Matter came on to be heard at this time on the claim of G. M. Walk for damages that would accrue to him by the establishment and opening up of the above entitled road as a public highway and it appearing to the Court that said G. M. Walk is the owner of the S²-NW⁴ & N²-SW⁴ & S²-SW⁴ Sec. 14 T 6 S R 39 E 4 W M across a portion of which the said proposed road would extend and the said G. M. Walk thinks he would be damaged thereby in the sum of \$1100. It is therefore considered and ordered by the Court that Robert Shaw, J. A. Jones and John Belize be appointed appraisers to

Second Judicial Day

Thursday April 9th 1891

view the premises of the said G.M. Walk the whole distance through which the said road would pass and report to this Court in writing how much less valuable the said premises of G.M. Walk would be rendered by the construction of said proposed road and that they meet at the Clerk's Office at Union Oregon on Saturday April 25th 1891 at 9 o'clock A.M. and subscribe an oath to faithfully and impartially discharge their duties in this behalf and that they then proceed to make the appraisement as above directed.

In the Matter of the Delinquent }
Tax of J.B. Smith }

It appearing to the Court that for the year 1888 J.B. Smith was assessed and charged taxes among other things on the following described property to wit:

S E⁴ Sec 24 T 2 S R 39 E, S² Sec 19 N² Sec 30 & SW⁴ Sec 20 T 2 S R 40 E
+ Beginning at NE corner SW⁴ Sec 20 thence N 34 rods, thence W 44 rods thence SW along center of a certain spring branch to S line of NW⁴ Sec 20 thence E 71 $\frac{1}{4}$ rods to place of beginning in T 2 S R 40 E,
also E² of NE⁴ Sec 25 T 2 S R 39 E & NW⁴ & N² NE⁴ Sec 25 T 2 S R 39 E & S² NE⁴ Sec 29 & SE⁴ Sec 20 & NW⁴ SW⁴ Sec 21 N² NE⁴ Sec 29 & SW⁴ SW⁴ Sec 21 T 2 S R 39 E & W.M. and that the same have not been paid and is still on the Delinquent Tax Roll of the County and that the said J.B. Smith has neglected and refused and still neglects and refuses to pay the taxes thereon It is therefore considered and ordered by the Court that a special warrant issue to the Sheriff commanding and directing him to lay on any personal property in Union County belong to J.B. Smith and sell the same to satisfy said taxes charged to wit: \$249⁶⁰ and if sufficient personal property can not be found to make the same then out of said real estate above described or so much thereof as may be necessary to satisfy said sum and necessary costs that he make said taxes and costs and the Court hereby guarantees to pay all necessary costs of this proceeding that might be by the Court adjudged against the Sheriff.

First Judicial Day

Wednesday May 6th 1891

the Court House door in the County of Union State of Oregon and also in three public places in the vicinity of said proposed road to wit: One on a tree at Hindmans Bridge, One on a gate post at the place of beginning of road petition and one on a gate post at the terminus of said road petitioned for 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 Saw Thompson John Graham Jr and J. F. Galloway be appointed viewers of said road, and that J. L. Curtis be appointed surveyor of said road and that they meet at John Elliotts old place on the 23 day of May 1891 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 J. W. Kintrell et al }

This Matter came on to be heard at this time on the Report of appraisers heretofore, on the 9th day of April 1891, appointed to view and report how much less valuable the lands of G. M. Walk would be rendered by reason of the construction of said proposed road, and it appearing to the Court from said report that the said lands of G. M. Walk would be rendered \$160 less valuable reason of the laying out and construction of said road, and it appearing from the report of the Viewers heretofore filed herein that this is a practicable route for a road and would add much to the convenience of householders living in the vicinity thereof ^{being of great public utility}. It is therefore considered and ordered by the Court that the Report of the appraisers herein be in all things approved, and the Clerk instructed to draw warrants in favor of G. M. Walk for the sum of \$160 ⁰⁰ damages.

First Judicial Day

Wednesday May 6th 1891

In the Matter of the proposed Road }
petitioned for by J. W. Kimbrell et al }

This Matter came on to be heard at this time on the Report of Viewers for the first reading and said report having been read in open Court as required by law It is ordered that said report be held for a second reading on some other day of this term of Court

In the Matter of the Road petitioned }
for by J. C. Oliver et al }

This Matter came on to be heard at this time on the Report of appraisers heretofore appointed on the 9th day of April 1891 to view and assess the damages that would accrue to Clyde Pennington, J. W. Lytle and R. D. Ruckman and to report to this Court how much less valuable the premises of each of the said named claimants would be rendered by reason of the laying out and construction of the said proposed Road

And it appearing to this Court from said report that the said premises of Clyde Pennington would be rendered \$50⁰⁰ less valuable and that the premises of J. W. Lytle would be rendered \$50 less valuable, and the premises of R. D. Ruckman would be rendered \$50 less valuable, and it further appearing to the Court that the laying out and construction of said road would be of great public utility and would add much to the convenience of the householders and residents living in the vicinity thereof It is therefore considered and ordered by the Court that the report of the appraisers filed herein be approved and the Clerk instructed to draw a warrant in favor of each of the said named claimants in the sum of \$50⁰⁰ to cover said damages

In the Matter of the Road }
petitioned for by J. B. Oliver et al }

This Matter came on to be heard at this

Second Judicial Day

Thursday May 7th 1891

no remonstrance or claim for damages having been filed herein and there having been no cause shown why this proposed road should not be declared a public highway and ordered open according to law, and the court being satisfied from the report of the viewers that such road will be of public utility it is therefore considered and ordered by the Court that said reports of the viewers and surveyor be approved and adopted by the Court, and that said proposed road be declared a public highway of Union Co, Oregon and ordered opened up and placed in repair for travel according to law. It is further ordered that the report of the Viewers be placed in record in this Journal, and that the surveyors plat of the proposed road and his field notes of the survey thereof, be placed on record in the book of plats of County roads of Union County, Oregon, and that E. E. Daylor Road Supervisor of road District, No 17, the same being the road district in which said road is located be furnished with a copy of the petition herein, and a copy of this decree and ordered to open up said road and place the same in repair for travel.

In the Matter of the proposed road,
petitioned for by J. N. Kimbrell et al.

This Matter came to be heard at this time on the reports of the Viewers and Surveyor heretofore appointed herein for a second reading as provided by law, and the Report of Viewers being in words following, to wit:

Report of Viewers.

To the Honorable County Court for Union County, Oregon:

The undersigned viewers heretofore on the 4th day of March 1891 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. Kimbrell et al., beg leave to report that on the 20th day of March 1891 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

Second Judicial Day

Thursday May 7th 1891

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 materially 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.

William Pearson

Clarence Wilson

John Shaw

And said report of the viewers and the report of the surveyors having been now publicly read in open court, on two several days of the present term of the court, and it appearing to the court that said viewers report favorably thereon, and recommend that said proposed road be established as a County road and be declared a public highway of Union County, Oregon, and all the proceedings herein having been regular, and according to law, and no remonstrance or claim for damages having been filed herein except such as have been heretofore disposed of by this Court and there having been no cause shown why this proposed road should not be declared a public highway and ordered open according to law and the court being satisfied from the report of the viewers that such road will be of public utility it is therefore considered and ordered by the Court that said reports of the viewers and surveyors be approved and adopted by the court, and that said proposed road be declared a public highway of Union Co. Oregon, and ordered opened up and placed in repair for travel according to law. It is further ordered that the report of the viewers be placed on record in this Journal, and that the surveyors plat of the proposed road and his field notes of the survey thereof, be placed on record in the book of Plats of County roads of Union County, Oregon, and that L. S. Kelvey Road Supervisor of road District, No 25, the same being the road district in which said road is located, be furnished with a copy of the petition herein.

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and a copy of this decree and ordered to open up said road and place the same in repair for travel

In the Matter of the proposed County
Road petitioned for by J. C. Oliver et al

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 provided by law and the Report of Viewers being in words following, to wit:

Report of Viewers

To the Honorable County Court for Union County Oregon;

The undersigned viewers heretofore on the 4th day of March 1891 appointed to view and out and alter the proposed County road of which the survey hereto attached is a true and correct description, as petitioned for by J. C. Oliver et al, beg leave to report that on the 14th day of March 1891, 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 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.

W. G. Hunter

John Morrison
James Hally

And said report of the viewers and the report of the surveyor having been now publicly read in open court, on two several days of the present term of the court and it appearing to the court that said viewers report favorably thereon, and recommend that said proposed road be established as a County road and be declared a public high-

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road 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 John Graham Sr. John Elliott and Joseph Becker be appointed Viewers of said road, and that J. L. Curtis be appointed Surveyor of said road, and that they meet at N. Darons house on the 15 day of June 1891 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 Report }
of the Grand Jury }

At this time is presented to the Court the final report of the last Grand Jury and the same having been read is laid over for further consideration at some other time by this Court

In the Matter of the Road }
petitioned for by J. W. Kimball & al }

This Matter came on to be heard at this time on the Mandate from the Circuit Court from which it appears that the writ of review heretofore from this Court was sustained by said Circuit Court and the proceedings had herein by this Court reversed, annulled and set aside. It is therefore considered and ordered by this Court that all the proceedings heretofore had herein be set aside and held for naught and L. S. Kelsay Road Supervisor be instructed to not open said road as heretofore ordered by this Court.