

Petition filed Aug 5 1891

Deborah Applegate (p 553)

West Reading Pa 597

Remonstrance 602

Deborah Applegate 608

Plotted

Note a portion of this road
has been again closed
opened by order to open
Road Number 1176

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

394

Petitioned for by
J W Ray et al

Commencing at the half mile
post between sections 17 &
20 T No 5 S R 39 E W M
and terminating at the 1/4
post between Sec 15 & 22
in T N 3 S R 38 E W M

Island City Or Sep 9th 1892

To The Honorable County Court
Union Co Oregon

The bridge on the south branch
of Grand Ronde River near Mrs
Garra House is not safe -

Height 10 feet Length 65 feet

Cost about (\$300⁰⁰) Three Hundred Dollars

Also the long slough bridge on the
road from Cove to La Grande is
rotten and unsafe

Height 8 feet Length 125 feet

Cost about (\$500⁰⁰) Five Hundred Dollars

Wm. M. Peach

Supervisor Dist No 4
Union Co Oregon.

F.I.L.E.D.

SEP 10 1892

James Oliver
County Clerk.

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 half mile post between sections seventeen (17) and twenty (20) Township No: three (3) south of Range thirty nine (39) east of the Willamette Meridian
Running thence due west as near as seems practicable four (4) miles to the half mile post between sections fifteen (15) and twenty two (22) in township three (3) south of Range thirty eight (38) east of the Willamette Meridian

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

NAMES:

NAMES:

1
2
3
4
5
6
7
8
9
10
11
12

J. W. Ray
H. C. Thomas
J. E. Reynolds
J. K. Howard
Joseph Spencer
John Bartmeso
D. A. McAlister
William Spencer
John A. Childers
J. H. Shambaugh

D. J. Harris
H. C. Lester
M. Reynolds
E. O. Cronwall
John Wilson

PAID.

AUG 8 1891

James Oliver
County Clerk.

STATE OF OREGON,
County of Union, } ss.

I, *J. E. Reynolds*

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 at the half mile post between sections 15 & 22. One at the half mile post between section 10 & 15 and one at the section corner of 11-12-13 & 14 all in township 3 South of Range thirty eight E. W. M.

thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 5th day of July 1891, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the 5th day of July 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 notices remained posted thirty days previous to the presentation of said petition as I verily believe.

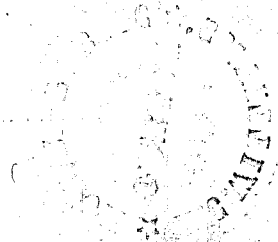
Subscribed and sworn to before me this 5th day of

J. E. Reynolds
August 1891.
A. Williams
Notary Public
in Oregon

FILLED.

AUG 6 1891

James Owen
County Clerk.



Notice of Road Petition.



To all Persons Concerned: You, and each and every 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 5th day of August

A. D. 1894, 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 half mile post between sections 17 and 20 Township No 3 South of Range 39 East T. 9N Running thence due west as near as seems practicable four (4) miles to the half mile post between sections fifteen and twenty two in Township three south of Range thirty eight East T. 9E.

NAMES:

NAMES:

J. W. Ray
H. W. Thomas
J. E. Reynolds
B. R. Howard
Joseph Spencer
John Bartones
D. S. McAlister
William Spencer

D. J. Harris
H. L. Cotner
M. Reynolds
E. O. Randall
John Wilson

J. A. Schaumbach

La Grande Aug 5 1891

Turner Oliver Union Cr

Dear Sir

on account of the change of time
I failed to get this on time
If there is any show put it through
and I will pay all expenses J E Reynolds

FILED

AUG 5 1891

James Oliver

County Clerk

240
230
230
130
110
930
270
150

BOND OF ROAD PETITIONERS.

Know All Men by These Presents, That we,

J. E. Reynolds

and ... of the County of Union and State of Oregon, are held and firmly bound unto said County of Union in the sum of Two 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 5th day of August A. D. 1897.

Now, the condition of the above obligation is such, That, whereas the above named

J. E. Reynolds and ... and others, have petitioned the County Court of said County of Union, at the August Term, 1897, thereof for a County Road, commencing at the half mile post between sections 17 and 20 Township No 3 South of Range 39 East W.M. Running thence due west as near as seems practicable four miles to the half mile post between sections fifteen and twenty two in township three south of Range thirty eight East W.M.

Now, if the above named J. E. Reynolds and ... 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.

J. E. Reynolds (L. S.) (L. S.)

STATE OF OREGON, } County of Union.

I, J. E. Reynolds and ... each for himself, says, that I am worth the sum of Four

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.

J. E. Reynolds

Subscribed and sworn to before me this 5th day of August A. D. 1897.

A. C. Williams Notary Public County Clerk. On for Oregon

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

IN THE MATTER OF THE

ROAD.

BOND OF ROAD PETITIONERS.

Approved: *Geo. S. & Co.* 1891
Geo. S. & Co.
County Judge.

Filed: 1891

County Clerk.

Deputy.

Geo. B. ...
Wm. ...
J. L. ...
Aug 1/91

FILED.

AUG 5 1891

James Oliver
County Clerk.

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 of - J. W. Ray et al
6

7
8 To the Hon County Court:

9 The undersigned
10 citizens & householders within the said
11 County & State residing within the vicinity
12 of the road petitioned for by J. W. Ray
13 J. E. Reynolds, J. R. Howard, Joseph Spencer
14 John Postum, D. A. McAlister, William Spencer
15 J. H. Shambaugh, D. J. Francis H. C.
16 Bolner, W. Reynolds, E. O. Brandall
17 John Wilson and to be located as follows:

18 Commencing at the half mile post between
19 sections thirteen and twenty Township No. Three
20 South of Range thirty and E. N. M. running
21 thence due west as near as could be practi-
22 cally four miles to the half-mile post between
23 sections fifteen & twenty two in Township
24 No. Three South of Range thirty eight E. N. M.
25 do protest and object to the said pro-
26 posed road being established

27 Edgar Shambaugh } L. Payson
28 Geo. Harmon } James McArthur
29 J. H. Mitchell } John H. Green
30 ~~Edgar Shambaugh~~ } E. J. Peckler
31 John Peckler }
32 O. W. Johnson } B. Williamson

~~Ames county~~

S. P. Gates

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32

R. J. Rogers

S. P. Gates

E. D. Baume

S. P. Gates

M. C. Ginnick

Dick Mitchell

Wm. Ansell

Charles [unclear]

T. F. [unclear]

Chas. McCallum

L. J. Ferguson

B. Grant

Leah Mahaffey

Ames County
Harrison County
Harrison County

Ames County
Harrison County
Harrison County

Harrison County

FILED

SEP 8 1891

Ames County

County Clerk

State of Oregon } ss
County of Union }

We J. W. Ray & E. Reynolds being duly sworn say that the following named persons whose names appear on the Remonstrance against the Road petitioned for by J. W. Ray et al and filed herein, are not legal householders living in the vicinity of the road town:

- Edgar Shambaugh
- Dick Mulholland
- Green Arnold
- E. O. Crave *Does not live in vicinity of road*
- Charles McConnell
- J. O. Gates
- W. P. Gates

The following named persons do not live in vicinity of the road and are so situated that the road would be of no material benefit to them town:

- George Harmon *three miles from road*
- T. H. Mitchell *2 1/2 " " "*
- John Pueler *3 " " "*
- J. W. Johnson *3 1/2 " " "*
- J. D. Poyner *3 " " "*
- James McClure *3 3/4 " " "*
- R. J. Rogers *4 " " "*
- John McCormick *4 " " "*
- J. F. Green *3 " " "*

J. W. Ray
J. E. Reynolds

1
2 Subscribed & sworn to before me this 10th
3 day of Sept a.d. 1891

4 J. W. Oliver Clerk

5 By J. R. Oliver Deputy
6

7 Based on the foregoing affidavits petitioners ask that
8 they be allowed to introduce proof on the foregoing
9 and that on the hearing thereof all the foregoing
10 names be stricken off the Remonstrance
11

12 J. W. Ray
13 J. E. Reynolds
14
15
16
17
18
19
20

21
22
23 J. W. Oliver
24 County Clerk
25
26
27

28
29
30
31
32
33
34
FILED
SEP 10 1891

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 5th day of August, 1897, 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. E. Reynolds et al, beg leave to report that on the 13th day of August, 1897, 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.

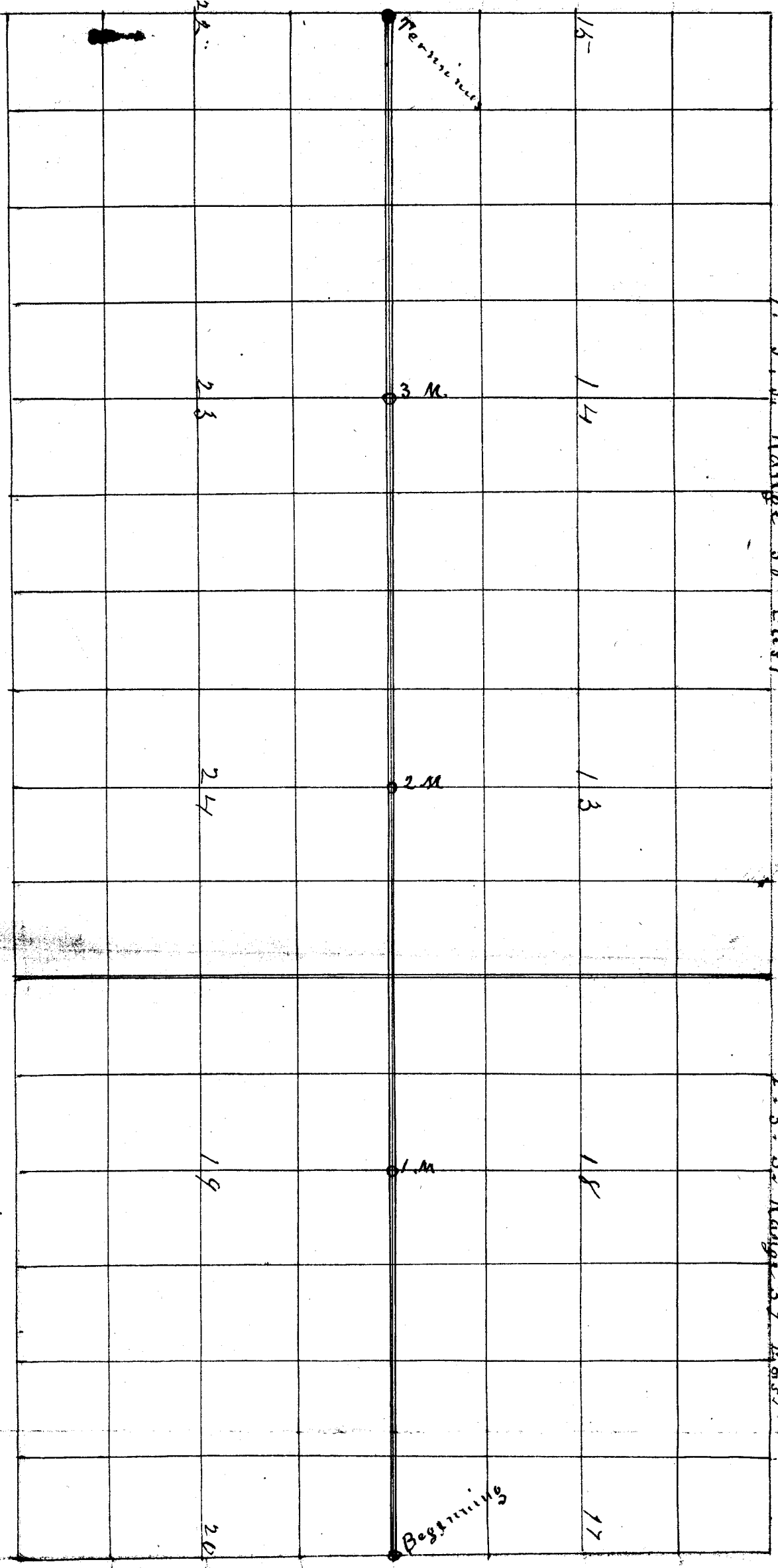
G. W. Bartness
W. M. Gilman

VIEWERS.

FILED

SEP 2 1891

James Owen
County Clerk



True Meridian 19080'

Scale 3 in to the Mile

PAID.

SEP 2 1891

James Owen
County Clerk

5

Field Notes

Of the Survey of a County Road as petitioned for by
J W Ray et al, Done Aug 12th 1891

Viz

J W Bartmess

Wm Gilman

Beginning at the $\frac{1}{4}$ Corner Post between Sects 17 and 20

Chs	5. S. South Range 39 East and running thence W
80 00	50 1 N Sta " "
80 00	" 2 " " " "
80 00	" 3 " " " "
77 50	" the Terminus of the Road at the $\frac{1}{4}$ sec Corner between Sec's 15 and 22 T. 3. S. R. 38. East

J L Curtis

Surveyor

FILLED.

SEP 2 1891

James Oliver
County Clerk

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 23rd day of June, 1892 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 Ray, et al, beg leave to report that on the 2nd day of July, 1892, 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.

G. J. Bartness
& Mulholland

VIEWERS.

1 To the Hon County Court of Union County Oregon
2 and the Viewers in the matter of a proposed County
3 Road as Petitioned for by J W Ray et al the following
4 Plot and Field Notes of the survey is respectfully
5 Submitted:

6 We commenced at the half mile Post between
7 Sec 17 & 20 T. 3. S. Range 39 East Will-Mer and set
8 Post 4'x4'x3 1/2 ft long marked "R." with Pits
9 mound of earth &c and running from thence
10 West on a line Var 20° E

80 09 Set Post 4'x4'x3 1/2 ft long with Pits mound of earth
12 &c for 1 mile Post thence west on a line Var 20° 30' E

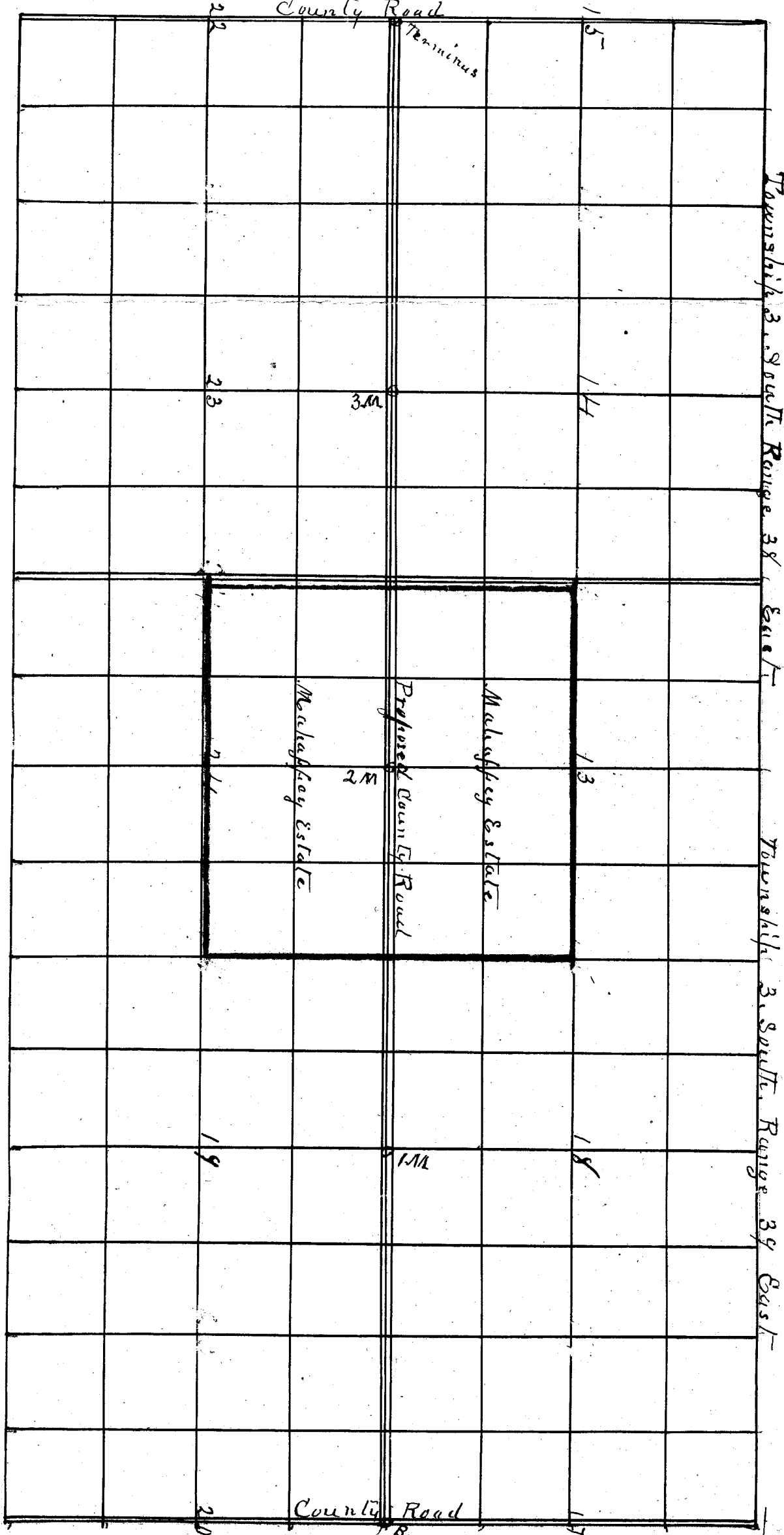
80 08 Set Post 4'x4'x3 1/2 ft long with Pits mound of earth &c
14 for 2 mile Post thence west on a line Var 20° 30' East

80 05 Set Post 4'x4'x3 1/2 ft long with Pits mound of earth &c
16 for 3 mile Post thence West on a line Var 20° 30' East

77 14 To the Terminus of the Road

18 Set Post 4'x4'x3 1/2 ft long at the point of intersection
19 with the County Road known as the Wallace Lane &
20 making the whole distance 3 miles and 309 Rods nearly

21 J L Curtis
22 County Surveyor
23
24
25
26
27
28
29
30
31
32



Var 20° 30' East

Scale 3 in to the Mile

Beginning

FILLED.

JUL 5 1892

James Owen

James Owen

BE IT REMEMBERED, That at a Regular Term of the 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 Monday, the 16th day of May A. D. 1892, the same being the Third Monday in said month, and the time fixed by law for holding a Regular Term of said Court, when were present:

The Hon. Morton H. Clifford Judge, Presiding.
Chas S Hyde District Attorney.
Dwight Oliver Clerk.
J. S. Bales Sheriff.

When, on Wednesday the 1st day of June A. D. 1892, or the Fourteenth Judicial Day of said Term, among others, the following proceedings were had, to-wit:

Leu Mataffey +
Maggie D. Mataffey +
Ernest P. Mataffey
by their Guardian
Leu Mataffey
15
Union County

Now at this time this cause came on for hearing upon the writ of Review heretofore issued out of this Court commanding the Clerk of the County Court of Union County Oregon, had in the matter of laying out and establishing a public highway petitioned for by J. W. Ray + others, commencing at the half mile post between sections 17 + 20 Twp No 3 S of Range 39 East of the Will, Mer, running due west as near as seems practicable 4 miles to the half mile post between sections 15 + 22 in Twp 3 South of Range 38 East Will Mer, and upon the answer to said writ. Refs appearing by H. Slater + Sons their attys, and Defs appearing by Chas S. Hyde District Attorney, and the matter having been submitted to the Court,

It is ordered, adjudged and decreed that the writ of Review be sustained and that the proceedings of said County Court be and they are

heretofore set aside and held for naught so far as said Court acted in adopting the report of the Viewers appointed to view said road and making the order of September 10th 1891 laying out and establishing said County Road over and across the lands of Ryls. And it is further ordered and decreed that this cause be remanded to the said County Court of Union County, Oregon with instructions to set aside said orders.

It is further ordered that Ryls. have and recover of and from Ryls. Union County their costs and disbursements of this suit to be taxed.

Signed: *Morton D. Clifford*
Circuit Judge

STATE OF OREGON,
County of Union

I, *Turner Oliver* County Clerk for Union County,

State of Oregon, and ex-officio Clerk of the Circuit Court for said County and State, do hereby certify that the foregoing Transcript of Journal Entry has been by me compared with the original entry, and that it is a true and correct copy of said original Journal Entry, and of the whole thereof, as the same appears of record in my office and custody.

WITNESS, my hand and Seal of the said Circuit Court, this

day of *June* 189*1*

Turner Oliver Clerk

By

Deputy.

IN THE COUNTY COURT OF UNION COUNTY OREGON,

IN THE MATTER OF LAYING OUT and
ESTABLISHING A COUNTY ROAD pe-
titioned for by J.W.Ray, et al.

Comes now Lou Mahaffey, in her own right and Maggie D.
Mahaffey and Ernest P Mahaffey by their duly appointed guardian
Lou Mahaffey and show to the Court.

That petitioner Lou Mahaffey is the Widow of P.A. Mahaffey
late of Union County Oregon deceased and the mother of the minor
petitioners Maggie D. Mahaffey and Ernest P Mahaffey.

That said last named petitioners are minors under the age of
twenty one years, *and that petitioner Lou Mahaffey is
their duly appointed and qualified guardian.*
That Petitioners are the owners in fee and in possession of the

following described land in Union County Oregon, to-wit:

South half of Section 13 and North half of Section 24 Tp 3
South of Range 38 east of Willamette Meridian, and that the said
lands are now enclosed.

That the road petitioned for by J.W. Ray and others if laid out
and established as prayed for will and does run directly
through the center of said lands.

That by the laying out of said road and the opening of the
same petitioners would be compelled to build two miles of extra
fence at an expense to petitioners of \$680.00

That the laying out of said road would take from petitioners
seven and one half acres of land of the value of \$30. per acre.

That the laying out of said road through said lands would
damage and injure the said premises of ~~petitioners~~ petitioners
in the sum of \$170.00 in inconveniencing the use thereof.

That the said lands would be damaged by the laying out of
said road in the following sums to-wit;

for extra fencing	\$ 680.00
For land taken	150.00
For general damage	<u>170.00</u>
Total	\$1000.00

Wherefore petitioners ask that viewers be appointed to assess the damages to said premises and that petitioners be allowed the said sum of \$1000.00 therefor.

J. H. Slater - Clerk
Ally for Petitioners

State of Oregon,
County of Union, ss.

I Lou Mahaffey being duly sworn say that
I am one of the petitioners above set out and that the facts set forth in the foregoing petition are true as I verily believe.

Lou Mahaffey

Subscribed and sworn to before me this 6th day of July A.D. 1892

J. B. Knowles
Justice of the Peace

STATE OF OREGON, }
County of } ss.

I,
being first duly sworn, depose and say that I am the
in the above entitled; and that the foregoing
is true, as I verily believe

Subscribed and sworn to before me this
day of 189 .

Notary Public for the State of Oregon.

STATE OF OREGON, }
County of } ss.

I,
one of attorneys, do hereby certify that I have
prepared the foregoing copy of and have
carefully compared the same with the original thereof; that it is a correct transcript
therefrom and of the whole thereof.

..... Oregon, dated the day of 189

STATE OF OREGON, }
County of } ss.

Due service of the within is hereby accepted in
..... County, Oregon, this day of
..... 189 , by receiving a copy thereof, duly certified to as such
by

Attorney for

Attorney for

No.

In the County Court,
OF THE STATE OF OREGON

For the County of Marion

See the ~~order~~ of the

my suit in highway Plaintiff

by J. W. Bradford

Defendant

Claims for damages

Filed July 17 1892

Thomas Oliver
Clerk.

By *J. A. Oliver*
Deputy.

Attorney for

First Judicial Day.

Wednesday Aug 5th 1891.

In the matter of the County
Road petitioned for by Geo.
Ray et al.

Comes now J. C. Reynolds 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: Commencing at the half mile post between Sections Brown-ten (17) and twenty (20) Township No Three (3) Range Thirty nine (39) East of the Willamette Meridian, Running thence due west as near as seems practicable four (4) miles to the half mile post between Sections fifteen (15) and twenty two (22) in Township Three (3) Range thirty eight (38) East of the Willamette Meridian. 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 advertisements posted at the place of holding County Court, to-wit: At the front of the Court house door in Union County of Oregon, State of Oregon, and also in three public places in the vicinity of said proposed road, to-wit: One at the half mile post between Sections 15 & 22 One at the half mile post between Sections 10 & 15, and one at the section corner of 11, 17, 13 & 24, All in Twp 3 South of Range Thirty eight E.M.M. 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 aforesaid 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 Geo.

First Judicial Dist.

Wednesday Aug 5th 1891.

Partners, Ann Gillman and J. A. Carriss to appointed Viewers of said road, and that J. L. Curtis be appointed Surveyor of said road, and that they meet at the beginning of the road on the 12th day of August 1891, at the hour of 10 o'clock A.M. and after qualifying, to view, survey and lay out said road according to Law,

Take notice of proposed
County Road petitioned for
by A. Linn et al

Comes now L. J. Kiley 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:

Commencing at the intersection of 1st and E Streets in the town of North Powder, in Union County, Oregon; thence in a southeasterly direction along the present traveled road to the center of North Powder River and terminating at the North Powder River bridge in the SW^{1/4} of SE^{1/4} Sec 36, T. 6, R. 39 E. W. 4. all above named points being in Union County, Oregon. 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 the front of the Court house door in Union, County of Union, State of Oregon, and, also in three public places in the vicinity of said proposed road, to-wit: one at the commencement of the road on corner of 1st & E. Sts. in North Powder, one at the terminus of the proposed road at North Powder Bridge and one at the Post Office in North Powder for more than thirty days immediately

First Judicial Day

Wednesday Sept 9th 1891

In the Matter of the Road }
petitioned for by A. Lunn et al }

This Matter came on to be heard at this time on the report of the Viewers and surveyors heretofore appointed herein, and said report having been read in open Court for the first time is laid over for further reading on some other day of this term of Court.

In the Matter of the Road pe- }
titioned for by E. Smith et al }

This Matter came on to be heard at this time on the report of the Viewers and surveyors heretofore appointed herein, and said report having been read in open Court for the first time is laid over for further reading on some other day of this term of Court.

In the matter of the Road pe- }
titioned for by J. W. Ray et al }

This matter came on to be heard at this time on the report of viewers and surveyors heretofore appointed herein, and said report having been read in open Court for the first time is laid over for further reading on some other day of this term of Court.

In the Matter of the Road pe- }
titioned for by S. W. Holmes et al }

This Matter came on to be heard at this time on the Report of Viewers and Surveyors appointed herein, and said report having been read in open Court for the first time is laid over for further reading on some other day of this term of Court.

Second Judicial Day

Thursday Sept 10th 1891

claimants Mrs Long & Noah Richards and appraise the damages that would accrue to them on account of the construction of said road and report to this Court how much less valuable the premises of each of said claimants would be rendered by the construction and opening up of said proposed road

In the Matter of cancelling }
old County Warrants }

at this time it appearing to the Court that pursuant to an act of the Legislature of the State of Oregon entitled "An act to require County Warrants to be cancelled after seven years from the date of issuance" the following County Warrants which have been regularly issued, receipted for and taken away and which have been outstanding now more than seven years and not presented for payment and have been advertised as provided by law, to-wit:

One in favor of P. F. Whisman No. 121 Class S for \$4.00

One in favor of W. H. Patten No. 838 Class S for \$2.00

One in favor of Willis Skiff No. 1104 Class S for 0.10

One in favor of W. J. Phelps No. 1510 Class S for 1.00

One in favor of Bohm No. 1641 Class S for \$2.00

One in favor of M. A. Ward No. 1679 Class S for \$2.00

One in favor of F. Nodine No. 1747 Class S for \$4.00

And none of said warrants having been presented for payment. It is considered and ordered by the Court that the same be now cancelled as provided in said act and that the payment will hereafter be refused.

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

This matter came on regularly to be heard at this time upon the report of Viewers heretofore

Second Judicial Day

Thursday Sept 10th 1891

filed herein, upon the Remonstrance and upon the affidavits of J.W. Ray and J.E. Reynolds as to the illegality of some of said remonstrators, and the Motion to strike certain names off the remonstrance, and said J.W. Ray and J.E. Reynolds having been duly sworn in open Court and having given testimony in favor of said affidavits and motion and having submitted to cross-examination by the Court the Court finds that Edgar Shambaugh, Dick Mulholland, Freeman Arnold, Charles M. Connell, S.O. Gates and W.O. Gates are not householders in the State of Oregon or in the vicinity of said proposed road and that E.O. Crane, George Kearson, D.W. Mitchell, John Peeler, J.W. Johnson, J.D. Payne, James McClure, R.J. Rogers, J.M. McCormick and J.S. Iken do not live in the vicinity of the proposed road and that none of said parties are legal remonstrators. It is therefore considered and ordered that said names be stricken off the Remonstrance herein and not counted as remonstrators, and it appearing to the Court that there is a greater number of legal householders represented on the petition than on the Remonstrance, It is therefore considered and ordered that said Remonstrance be dismissed.

In the Matter of Distribution of Road Funds }

This matter came on to be heard at this time on Distribution of Road Funds and it appearing to the Court that the following Districts have not yet received what they are justly entitled to under an equitable distribution It is therefore considered and ordered that Warrants be drawn on the Road fund as follows to wit:

- One in favor of Dan Ellege Supervisor of Road Dist No 1 for \$50⁰⁰
- One in favor of A. Shaw Supervisor of Road Dist No 12 for \$50⁰⁰
- One in favor of J.J. A. Morton Supervisor of Road Dist No 16 for \$50⁰⁰
- One in favor of E.E. Taylor Supervisor of Road Dist No 17 for \$50⁰⁰
- One in favor of L.S. Keley Supervisor of Road Dist No 20 for \$50⁰⁰

Second Judicial Day

Thursday Sept. 10th 1891

One on a board nailed to the fence on a street in the City of Union about 80 rods East from main St. One near the middle of the proposed road on a board nailed to a tree, and the third at the terminus of the road, on a board nailed to the fence by the road side. That each of said places of posting said notices were public places and were in the vicinity of said proposed 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 Robert Shaw, O. P. Goodall and J. J. Peebler be appointed Viewers of said road and that J. L. Curtis be appointed Surveyor of said road and that they meet at Union Oregon on the 25th day of Sept 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
County Road petitioned for by
J. W. Ray 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 5th day of August 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. E. Reynolds et al beg leave to report that on the 22nd day of August 1891 in pursuance with said appointment and order, after being duly sworn to faithfully and

Second Judicial Day

Thursday Sept. 10th 1891

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 opinions 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

G. W. Bartness

Wm. Tillman

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 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 what has been heretofore disposed of 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 on record in this Journal and that the surveyor's plat of the proposed road and his field notes of the survey thereof, be placed on record in

Secord Judicial Day

Thursday Sept. 10th 1891

the book of Plats of County roads of Union County, Oregon and that Ed Mulholland Road Supervisor of Road District No. 2, the same bring 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 County
Road petitioned for by S. N. Holmes et al.

This matter came on to be heard at this time on the report 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 15th day of August 1891 appointed to view and lay out and alter the proposed road of which the survey hereto attached is a true and correct description, as petitioned for by Lyman Stanford et al beg leave to report that on the 15th day of August 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 established as a public highway of Union County, Oregon. That the same is practicable and 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

John Shaw
John Edwards
A. P. Campbell

and said report of the viewers and the report of surveyor having been now publicly read in open court on two several days of the

Fifth Judicial Day

Thursday June 23rd 1892

to be repaired at once. It is therefore considered and ordered by the Court that H. L. Dougherty Road Supervisor of road districts Nos 6 & 7 be notified of the condition of said road and that he proceed forthwith to repair the same from Phys' point to what is known as the Red Bridge, that said Supervisor be instructed to employ teams and haul rock from the hill north of Phys' house and fill up the mud hole at the bridge across Mill Creek so that teams can pass safely over without danger.

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

It appearing to the Court that the County road petitioned for by J. W. Ray et al. was declared a public highway and ordered opened by this Court, and that afterwards Mrs. Lou Mahaffy sued out a Writ of Review, which Writ of Review was heard and decided by the Circuit Court on the 1st day of June 1892, and is in words and figures following, To-wit:

Lou Mahaffy and Maggie Mahaffy
Earnest Mahaffy by their Guar-
dian Lou Mahaffy.

vs

Union County

Now at this time this cause came on for hearing upon the Writ of Review heretofore issued out of this Court, commanding Deft. to certify to this Court the proceedings of the County Court of Union County, Oregon had in the matter of laying out and establishing a public highway petitioned for by J. W. Ray & others commencing at the half mile post between sections 17 & 20 T^{wp}. No 3, S. of Range 39, East of the Will. Mer. running due west as near as seems practicable 4 miles to the half mile post between sections 15 & 22 in T^{wp} 3, South of Range 38 East Will. Mer. and upon the answer of said writ Plffs appearing by J. B. Slater & Sons their attys, and Deft. appearing by Chas. F. Slyde District attorney, and the matter having been submitted to the Court. It is ordered adjudged and decreed that the writ of Review be sustained and that the proceedings of said County

Fifth Judicial Day

Thursday June 23rd 1892

Court be and they are hereby set aside and held for nought so far as said Court acted in adopting the report of the Viewers appointed to view said road and making the order of September 10, 1891 laying out and establishing said County Road over and across the lands of Plffs, and it is further ordered and decreed that this cause be remanded to the said County Court of Union County Oregon with instructions to set aside said orders. It is further ordered that Plffs have and recover of and from Deft, Union County, their costs and disbursements of this suit to be taxed

{ signed } Morton D Clifford

Circuit Judge

And it appearing to the Court from said decree and mandate of the Circuit Court that this Court was in error in approving the report of the Viewers and Surveyor and ordering said road opened and declared a public highway; that the Surveyors Field Notes were not made as provided by Law of this State It is therefore considered and ordered by the Court that said former order of this Court declaring said road to be a public highway be vacated and set aside and that G. W. Bartness, M. Tillman and Ed. Mulholland be appointed Viewers and J. L. Curtis Surveyor to view, survey and lay out said proposed road and that they meet at the beginning of said road on Saturday July 2nd 1892 and proceed to their duties in this behalf

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

Be it remembered that at a regular term of the County Court of Union County, State of Oregon, begun and held at the Court House in the City of Union in said County and State on Monday the 4th day of July A.D. 1892 and from day to day thereafter during the continuance of said term when on Wednesday the 6th day of July 1892 or the third Judicial Day of said term the said County Court opened for the transaction of business with the following officers present, to-wit:

- Hon J. N. Sanders County Judge
- " W. D. Arnold Commissioner
- " P. J. Brown Commissioner
- J. W. Bolles Sheriff
- Dwmer Oliver Clerk

Due 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. W. Ray et al }

This matter came on to be heard at this time on the Report of the Viewers and Surveyor heretofore appointed herein for first reading and said report having been read in open Court It is ordered that said report be laid over for a second reading on some other day of this term of Court

In the Matter of the proposed County Road petitioned for by W. S. Egill et al }

This matter came on to be heard at this time on the report of the Viewers and Surveyor heretofore appointed herein for first reading and said report having been read in open Court and it appearing to the Court that the Viewers did not meet on the day appointed for them to meet and view said road It is ordered that said report be continued for the term and that the viewers file an amended report by the next regular term of this Court

Fourth Judicial Day

Thursday July 7th 1892

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

This Matter came on to be heard at this time on the Report of the Viewers and Surveyor for a second reading, and on motion of J. D. Slater, attorney for the Claimant Mrs. Lou Mahaffey. It is considered and ordered that this matter be continued for the term.

In the Matter of }
Bills Disallowed }

At this time it is ordered that the bill of J. J. Harrison for \$64⁰⁰ for Board and care of Mrs. Hart & children be disallowed.

It is further ordered that the bill of D. E. Holmes for 6⁰⁰ for Guarding prisoners be disallowed.

It is further ordered that the bill of J. E. Carroll for 1⁰⁰ for medicine for Hart's wife be disallowed.

It is further ordered that the bill of D. Pearson for 8⁰⁰ for hauling Hart & wells to North O. be disallowed.

It is further ordered that the bill of W. M. Opperman for 12⁰⁰ searching for prisoners Hart et al be disallowed.

It is further ordered that the bill of Fred. Kane for 32⁰⁰ searching for Gale et al be disallowed.

It is further ordered that the bill of Jesse Dodson for 24⁰⁰ searching for Gale et al be disallowed.

It is further ordered that the bill of Henry Edwards for 6⁰⁰ for Guarding prisoners be disallowed.

It is further ordered that the bill of J. A. White for 36⁰⁰ special constable in State vs Gale et al be disallowed.

It is further ordered that the bill of L. S. Kelsey for 15⁰⁰ special constable in State vs Gale et al be disallowed.

It is further ordered that the bill of W. M. Duncan for 10⁰⁰ special constable in State vs Gale et al be disallowed.

It is further ordered that the bill of Frank Cowbey for 16⁰⁰ special constable in State vs Gale et al be disallowed.

It is further ordered that the bill of A. Warden for 7⁰⁰ for team in State vs Gale et al be disallowed.

It is further ordered that the bill of Henry Edwards for 3⁰⁰ for guarding Comstock et al be disallowed.

It is further ordered that the bill of W. M. Duncan for 44⁵⁰ special constable in State vs Gale et al be disallowed.

Third Judicial Day

Wednesday Aug 3rd 1892

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 the Court House, in the town of Union, County of Union, State of Oregon, and, also in three public places in the vicinity of said proposed road, to wit: One near the beginning of the road on side of a barn, one at the middle of the road on a pine tree and one at the terminus of the road posted on a fence post by the side of the 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 George Dimontou, John D. Snider and D. Hawes be appointed Viewers of said road and that J. L. Curtis be appointed Surveyor of said road and that they meet at Heilgard on the 20th day of August 1892, 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. N. Ray et al.

It appearing to the Court at this time that Mrs. Lou Mahaffey has filed a claim for damages in the sum of \$1000⁰⁰ on account of the laying out and establishing of the above entitled road, and no appearance having been made by the petitioners or cause shown why said claim for damages should not be granted and the Court not being fully advised as to the importance of said road or whether the petitioners desire to prosecute the same It is considered and ordered this matter be continued for the term and the petitioners requested to make a showing at the next regular term of this Court.

Third Judicial Day

Wednesday Oct 5th 1892

On the matter of the Road
petitioned for by J. W. Ray et al.

at this time it is considered and ordered by the Court that this matter be continued for the term

On the matter of the Road
petitioned for by J. J. Cline et al.

At this time it is considered and ordered by the Court that this matter be continued for the term

On the matter of the Tax
Levy for year 1892

at this time the Court having under consideration the tax Levy for the year 1892 and it appearing to the Court that the State Tax including military and University Tax will probably be about 5 mills It is considered and ordered that the tax levy for the year 1892 be as follows, to wit:

State Tax	5 mills
School Tax	5 mills
Contingent	3 mills
County Tax	10 mills
Road Tax	2 mills and a $\frac{1}{2}$ ¢

poll tax for road purposes under the act of the Legislature of 1889. It is ordered that the contingent levy of 3 mills include the fund to be raised for relief of indigent soldiers and that if the state tax when the levy is made is less than 5 mills that the overplus in this levy go into the contingent fund and in case the state levy is over 5 mills that the deficiency be made up out of the contingent fund and whereas by act of the Legislative Assembly of 1891 the State Board of Equalization will meet in Dec to equalize the taxable property in the different Counties in the State and may raise the taxable property in Union County It is considered and ordered that if such action does result that the deficiency may be made up out of the Contingent Fund

Fourth Judicial Day

Friday Nov 11th 1892

time on the Report of the Viewers and Surveyor heretofore appointed herein for first reading and said report having been read in open Court for the first time. It is considered and ordered that said report be laid over for a second reading on some other day of this term.

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

at this time it is ordered that this matter be continued for the term.

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

at this time it is ordered that this matter be continued for the term.

In the matter of Liquor License }
petitioned for by J. H. Scott }

This matter came on to be heard at this time on the petition of J. H. Scott for license to sell spirituous malt and vinous liquors in less quantities than one gallon in the precinct of Pine Valley for the period of six months and it appearing to the Court that said petition is signed by an actual majority of all the legal voters in said precinct, that the same was published as provided by law proof of which has been filed herein, that a good and sufficient bond has been filed herein which has been approved by this Court, that all the proceedings have been regular herein and according to law that said applicant has paid the County Treasurer the sum of \$2.00 and filed his receipt for the same with the County Clerk. It is therefore considered and ordered that said petition be granted and that license issue to the said J. H. Scott to sell spirituous, malt and vinous liquors in less quantities than one gallon in the Precinct of Pine Valley for the period of six months from Nov 5th 1892.

Be it 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 in said County and state on Monday the 5th day of December A.D. 1892 and from day to day thereafter during the continuance of said term when on Wednesday the 7th day of December 1892 or the 3rd judicial day of said term the said County Court opened for the transaction of business with the following officers present, to-wit:

The Hon J. N. Sanders County Judge
 Hon W. D. Arnold Commissioner
 Hon
 Turner Oliver Clerk
 J. J. Bolles Sheriff

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

In the Matter of the Road }
 petitioned for by M. Rayeral }

At this time it is ordered that this matter be continued for the term

In the Matter of Present }
 Ownerships Books }

This matter came on to be heard at this time on the several propositions for to make a Det of Present Ownership Books for Union County and the said propositions having been thoroughly considered It is ordered that the same be rejected

In the Matter of J. H. }
 Barrett a pauper }

This matter came on to be heard at this time on the affidavit of J. H. Cowan from which it appears that J. H. Barrett is destitute and unable to earn a living; that he is sick and cannot work and has no relatives living in the State of Oregon who are able to and willing to help him; that he has been in Oregon about 3 years and and has been in Union County about the same length of time; that he is a resident and inhabitant of

Third Judicial Day

Wednesday Febry 6th 1893

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

This matter came on to be heard at this time on the petition heretofore filed herein and the Court being thoroughly advised in the premises It is considered and ordered that the same be dismissed

In the matter of the Road }
petitioned for by N. S. Beach et al }

This matter came on to be heard at this time on the Report of Viewers and Surveyor heretofore appointed herein for first reading and the said Report having been read in open Court for the first time It is ordered that the same be laid over for a second reading on some other day of this term as by law required.

In the matter of Liquor License }
petitioned for by Elisha Ester }

At this time it is considered and ordered that this matter be continued for the term

In the matter of a Settlement }
with the County officers }

At this time it is considered and ordered that this matter be continued for the term

In the Matter of Delinquent }
School Tax of School Dist No 46 }

At this time comes the Sheriff into open Court and makes return of the Delinquent Tax List for School District No 46 from which it appears that the sum of \$27²⁷ was charged up as delinquent and that he has collected the same in full and returns the said list fully satisfied It is therefore considered and ordered that said report be approved and placed on file and that the Sheriff pay the costs incurred on said Delinquent List and pay the balance over to the Clerk of said School Dist No 46

In the Matter of Delinquent }
School Tax of School Dist No 61 }

At this time comes the Sheriff into open Court