

Viewers appⁿ June E 75-93
First Reading F 36
Ordered open T 41
Platted

399

CA Thorpe - Petitioner

Petition filed Aug 8 1891

Commencing at NW corner of
NW⁴ Sec 8 T² NR 40 E
Terminating at SE corner
NW⁴ Sec 6 T¹ NR 40 E

STATE OF OREGON,
County of Union,

I, *Geo Benson*

being first duly sworn, say that I posted ~~three~~ ^{one} ~~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 *8th* day of *Aug* 18 *91*, 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.

Geo Benson

Subscribed and sworn to before me this *9th* day of *September* 18 *91*:

Turner Oliver Clerk
By J.R. Oliver Deputy

Notice of Road Petition.



To all Persons Concerned: You, and each and all of you, will take notice that the undersigned, householders for Union County, Oregon, residing in the vicinity where the hereinafter described road is proposed to be, will at the next session of the County Court for Union County, Oregon, to-wit: on Wednesday, the 9 day of September

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 the North West corner of the South West quarter of Section 9 in Township 2 North of Range 40 East of W.M. and running thence East about 15 rods thence in a Southeastly direction to the center of said South West quarter of said section & thence East $\frac{1}{4}$ of a mile thence thence south $\frac{1}{4}$ mile to the Southeast corner of the Southwest quarter of section 29 in said Township thence East $\frac{1}{4}$ of a mile thence South $\frac{3}{4}$ of a mile thence East $\frac{1}{4}$ of a mile to section line between sections 20 and 21 in said Township thence south $1\frac{1}{4}$ miles to the southeast corner of section 29 thence West $\frac{1}{4}$ of a mile thence South $\frac{1}{4}$ mile thence West $\frac{3}{4}$ of a mile to Township line between 1 and 2 N of Range 40 East thence West $\frac{3}{4}$ of a mile on said Township line thence South $\frac{1}{2}$ mile thence West $\frac{1}{4}$ mile thence South $\frac{1}{2}$ mile more or less to what is called the Wallons Road at the southeast corner of the SW quarts of section 6 in Township 1 N of Range 40 East and there Terminates

And in Duty Bound your Petitioners Will ever Pray &c

NAMES:

NAMES:

C. C. Thorpe

A. Pyrdam

Wm. Cropper

J. J. Wagner

James Greer

G. Meilerburg

Samuel Minnich

James F. Vass

John Vass

John Patterson

Andrew Phillips

Leman Plunckard

J. H. Norton

A. Long

J. A. Bright

J. W. Blackworth

Julius Bendshadler

Dennis Madden

John Graham

Eric Cowen

J. Hill

G. E. Mayfield

A. Crawford

Frank Bremner

J. H. Cunningham

Charles Hall

J. T. Moore

J. A. Housaker

Filed Aug 8th 1891 by Geo. J. Jenson

STATE OF OREGON,
County of Union, } ss.

I, James T Vass

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 beginning of the road on a board fastened to the fence, one near center of road nailed on a tree and one at the terminus of the road nailed to a tree

~~thirty days~~ previous to the presentation of the road petition therein mentioned, to-wit: On the 3rd day of August 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.

James T Vass

Subscribed and sworn to before me this 13 day of August 1891.

Dwight Oliver clerk
By J. R. Oliver Deputy

PAID.

AUG 13 1891

James Owen
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 north west corner of the southwest quarter of Section 8 in Township 2 north of Range 40 East of W M and running thence East about 15 rods, thence in a southeasterly direction to the center of said southwest quarter of said Section 8, thence east $\frac{1}{4}$ of a mile; thence south $1\frac{1}{4}$ miles to the ^{West} southeast corner of southwest quarter of Section 17 in said Township, thence east $\frac{1}{4}$ of a mile; thence south $\frac{3}{4}$ of a mile; thence east $\frac{1}{4}$ of a mile to Section line between sections 20 + 21 in said Township, thence south $1\frac{1}{4}$ miles to the southeast corner of Sec 29; thence west $\frac{1}{4}$ of a mile, thence south $\frac{1}{4}$ mile; thence west $\frac{1}{4}$ mile, thence south $\frac{3}{4}$ of a mile to township line between Twp 1 + 2 N of Range 40 E. And in duty bound your petitioners will ever pray to thence west $\frac{3}{4}$ of a mile ^{NAMES} one past Twp line, thence south $\frac{1}{2}$ mile; thence west $\frac{1}{4}$ mile; thence south $\frac{1}{2}$ mile ^{NAMES} narrow bed to what is known as the Wallowa Road at the southeast corner of Sec 6 of Sec 6 in Twp 1 N of Range 40 East and there terminates

And in duty bound your petitioners will now pray
Names _____ Names _____

C. A. J. Hooper

John Graham

- Wm. Grammer
- J. J. Waggoner
- James Green
- G. Millerburg
- James T. Cass
- Samuel Mammock
- John Cass
- Pat Patterson
- Ernest Phillips
- Lewis Blanchard
- J. H. Minton
- A. Young
- J. A. Knight
- J. W. Bloodworth
- Julius Bondshadler
- Dennis Elbert

- Ernie Bowen
- John Hill
- G. E. Mayfield
- Arlo Crawford
- Frank Bremson
- J. H. Cunningham
- Charles Hall
- J. R. Moore
- J. A. Howaker

FILLED.

AUG 8 1891.

James Owen
County Clerk

BOND OF ROAD PETITIONERS

I now All Men by Their Presents, that we *James J. Cress*
 and *A. Byrdon* of the County of Union and State of Oregon are held and firmly
 bound unto 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 *30th* day of *August* A D 1891

Now the condition of the above obligation is such that whereas the above named *James J. Cress*
 and *A. Byrdon* and others have
 petitioned the County Court of said County of Union at the *Sept* term 1891 thereof for a
 County Road commencing at the North ^{West} Corner of the South West Quarter
 of section 8 in Township 2 North of Range 40
 East of Willamett Meridian and running thence East about
 15 Rod thence in a South Easterly direction to the center
 of said South West Quarter of said section 8
 thence one quarter of a mile thence South one and
 one quarter of a mile to the South ^{West} Corner of the
 South West quarter of section 17 in said Township
 thence East one quarter of a mile thence South three quarters of a mile thence East
 one quarter of a mile to section line between sections 20 and 21 in said Township thence
 South one and one quarter miles to the South East corner of section 29 thence West
 one quarter of a mile thence South one quarter of a mile thence West

three quarters of a mile - to Township line between
 Townships one and two - North of Range 40 East thence
 West three quarters of a mile - on said Township line
 thence South one half mile thence West one quarter mile
 thence South one half mile - more or less - to what is
 called the Wallonva Road - at its South East corner
 of the South West quarter of section 6 in Township 1
 North of Range 40 East and then terminates - and in
 satisfactory manner your petitioners will ever pay &c.

Subscribed and sworn to before me this *30th* day of *August* A D 1891

J. S. Snygar Notary Public
 County of Union

Now, if the above named *James J. Vass* and
A. Ryzdarn 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

James J. Vass
A. Ryzdarn

(L.S.)

(L.S.)



STATE OF OREGON }
County of Union }

James J. Vass

and

A. Ryzdarn

each for himself say that I am worth the sum of one -

Hundred Dollars over and above all debts and liabilities and property exempt from execution that I am a resident and householder
in said County and State

James J. Vass
A. Ryzdarn

day of August A D 1891

Subscribed and sworn to before me this

3rd

J. W. Snyder Notary Public
Beaverton Oregon County Clerk

RECORDED
INDEXED

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

IN THE MATTER OF THE

D. A. Starbuck
ROAD

BOND OF ROAD PETITIONERS.

Approved..... 189

County Judge.

Filed..... 189

County Clerk.

By.....
Deputy.

FILED.

AUG 8 1891

James Oliver
County Clerk.



REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON.

The undersigned viewers heretofore on the 7th day of October, 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 pe-

titioned for by C. A. Thorpe, et al, beg leave to report that on the 20th day of October, 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.

John W. White
John Graham Jr
J. H. Morton
VIEWERS.

FILLED.

OCT 31 1891

James Lewis
County Clerk.

Field Notes

Chy

Of the survey of Proposed County Road Petitioned for by
 Chas. H. H. H. H. Done Oct 20th 1891

Beginning at the N.W. corner of the SW 4 Sec 8, T. 2, R. 40, East

170		From thence East	
470	To A 1	"	S 33° 30' East
2852	" " 2	"	E
2000	" " 3	"	S
2978	"	1 Mile Sta	"
7018	" A 4	"	E
982	"	2 Mile Sta	"
1018	" A 5	"	S
6000	" " 6	"	E
982	"	3 Mile Sta	"
1018	" A 7	"	S
6982	"	4 M Sta	"
3180	" A 8	"	W
2012	" " 9	"	S
2000	" " 10	"	W
808	"	5 Mile Sta	"
1192	" A 11	"	S
6000	" " 12	"	W
808	"	6 M Sta	"
5192	" A 13	"	S
2868	"	7 M Sta	"
1075	" A 14	"	W
2000	" " 15	"	S
4050	" The Terminus of the Road at the intersection of the Williams Road at the SE corner of SW 4 Sec 6, T. 1, R. 40, East Whole Distance 7 Miles and 285 Rods		

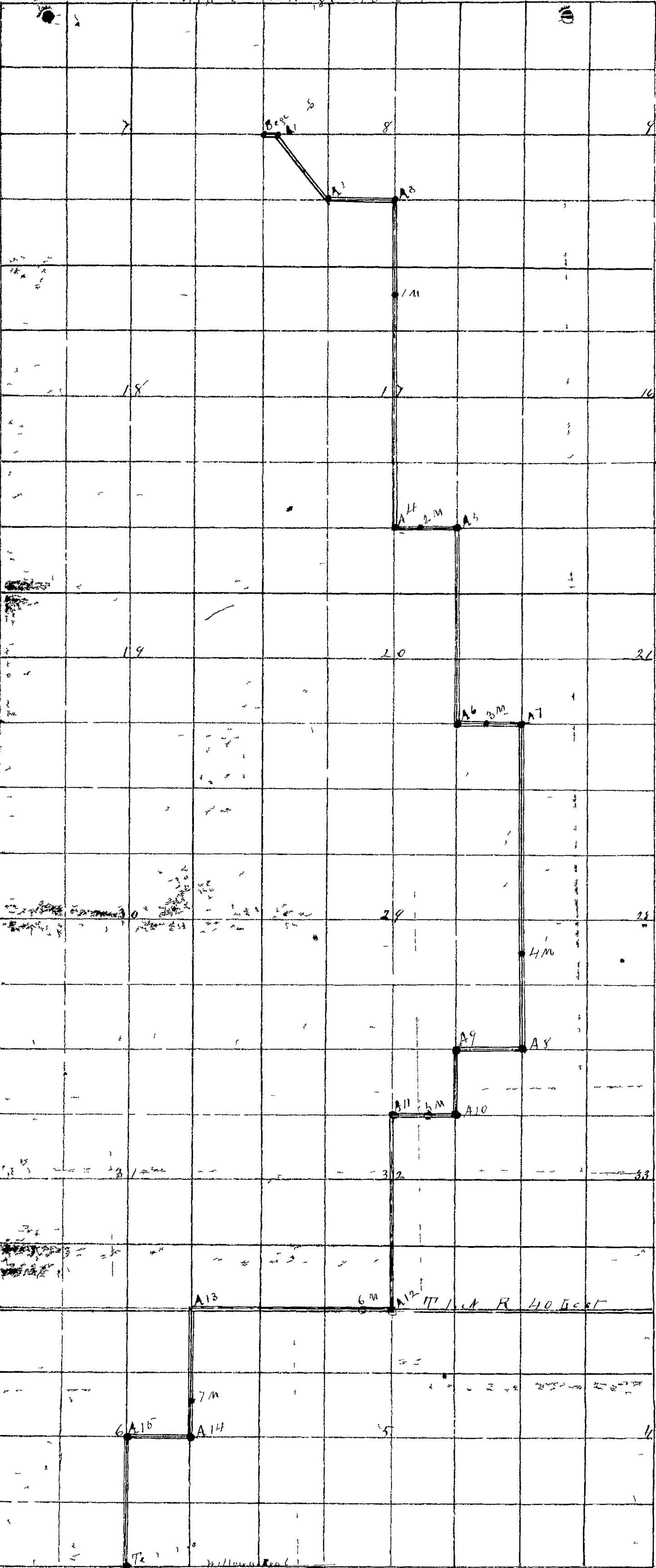
J. L. Curtis
 Surveyor

PAID

OCT 31 1891

James Davis
County Clerk

7 1/2 1/2 R 1/2 1/2



17 1/2 R 40 feet

Willow Road

1/2 mile

PL. T. D.

3010/1891

James Owen
County, Cal.

Be it remembered that at a term of the Honorable County Court of Union County, State of Oregon begun and held at the Court house in the town of Union in said County on the 9th day of Sept. A. D. 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 were present

Hon J. N. Sanders County Judge

Hon John McDonald Commissioner

Hon _____ 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 the proposed }
County Road petitioned for by }
C. A. Thorpe et al }

Comes now C. A. Thorpe, 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 North West corner of the South West quarter of Sec 8 in Township 2 North of Range 40 East of W.M. and running thence East about 15 rods thence in a southeasterly direction to the center of said South West quarter of said section 8 thence East $\frac{1}{4}$ of a mile, thence South $\frac{1}{4}$ miles to the South West corner of the South West quarter of Sec 17 in said Township, thence East $\frac{1}{4}$ mile, thence South $\frac{3}{4}$ mile thence East $\frac{1}{4}$ mile, to Sec. line between Secs 20 & 21 in said Township, thence South $\frac{1}{4}$ miles to the South East corner of Sec 29, thence West $\frac{1}{4}$ mile, thence South $\frac{1}{4}$ mile, thence West $\frac{3}{4}$ mile to T₂ line between T₁ & 2 N. R. 40 E, thence W $\frac{3}{4}$ mile on said T₂

First Judicial Day

Wednesday Sept 9th 1891

line, thence $S\frac{1}{2}$ mile, thence $W\frac{1}{4}$ mile, thence $S\frac{1}{2}$ mile more or less to what is known as the Wallowa Road at the South East corner of the $SW\frac{1}{4}$ Sec 6 Tps 1 N R. 40 E and there terminate 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 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 at the beginning of the road fastened to the fence One near the center of the road nailed on a tree and one at the terminus of the road nailed to a tree 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 petitioner, and that a bond for the cost of this proceeding has been duly given. It is therefore ordered that E. E. Taylor, John Elliott and N. Chandler be appointed Viewers of said road, and that J. L. Curtis be appointed surveyor of said road and that they meet at beginning of road on the 25 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.

Be it remembered that at a regular term of the County 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 Wednesday, the 7th day of October A.D. 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 were present:

The Hon J. N. Sanders Judge Presiding
 Hon John McDonald Commissioner
 " W. D. Arnold "
 Dummer 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 the Road,
 petitioned for by J. H. Slater et al

This matter came on to be heard at this time on the report of the Viewers and Surveyor heretofore filed herein for a first reading as required by law, and also upon the claim of J. L. Caviness for damages on account of the location and establishment of said proposed Road, and it appearing to the Court that said J. L. Caviness claims that he would be damaged in the sum of \$1025⁰⁰ on account of the location and establishment of said proposed Road. It is therefore considered and ordered that L. R. Holmes, M. B. Reese and H. L. Dougherty be appointed Viewers to examine the premises of said J. L. Caviness the whole distance through which said proposed road would pass and report to this Court how much less valuable the premises of said J. L. Caviness would be rendered by reason of the construction of the said proposed road and that they meet at La Grande Oregon on Oct 17th 1891 and after qualifying proceed to view and render their report accordingly.

In the Matter of the Road,
 petitioned for by C. A. Thompson et al

It appearing to the Court at this time that through some inadvertence or misunderstanding the viewers heretofore appointed to wit, on Sept 9th 1891

First Judicial Day

Wednesday Oct 7. 1891

to view and survey the road petitioned for by C. A. Thorpe et al. failed to meet at the time and place designated in said order nor at any subsequent time and that said proposed road has not yet been viewed and surveyed. It is therefore considered and ordered by the Court that John Graham Jr., J. A. Morton and John W. White be appointed viewers of said proposed road and J. L. Curtis Surveyor and that they meet at the house of G. Maulenborg on Tuesday the 20th day of October 1891 at 10 o'clock A.M. and having duly qualified to view and survey said proposed road as provided by law.

In the Matter of the Road
petitioned for by T. Glenn in his
own right

Comes now T. Glenn and files his duly verified petition to change the County Road on his own land and at his own expense from which it appears that T. Glenn is the owner of the S.E.^{1/4} of S.W.^{1/4} Sec. 18 and N.E.^{1/4} of N.W.^{1/4} Sec. 19 T. 1 S. R. 39 E. W. M. across which the present traveled County Road extends, and petitioner asks the Court to be permitted to change the County road on his own land at his own expense as follows, to wit: Commencing at a point where the County road crosses the line between the S.W.^{1/4} of S.W.^{1/4} Sec. 18 and the S.E.^{1/4} of S.W.^{1/4} Sec. 18 about 78 rods south from the center of said S.W.^{1/4} of S.W.^{1/4} Sec. 18 T. 1 S. R. 39 E. W. M., thence extending south to the S.W. corner of N.E.^{1/4} of N.W.^{1/4} Sec. 19, thence East about 42 rods more or less to the County road and to vacate all that portion of the County road between the beginning and ending points of this proposed road, the whole width of said proposed road to be on the lands of the petitioner to wit: on the west side of said S.E.^{1/4} of S.W.^{1/4} Sec. 18 and West and South edges of said N.E.^{1/4} of N.W.^{1/4} Sec. 19. And petitioner alleged that he is the owner of all the lands occupied by the present Co road between the points named, of all the lands that would be occupied by the proposed road as changed, that the County road would not be materially lengthened to the detriment of the public and that the ground is just as good for a road on the proposed route as that sought to be vacated.

Third Judicial Day

Wednesday Nov 4th 1891

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

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

In the Matter of the Road }
petitioned for by J. T. Glenn, junr }
his own right }

This Matter came on to be heard at this time on the reports of the viewers and surveyor heretofore appointed herein, and said report having been read in open Court for the first time are laid over for a second reading on some other day of this term of Court.

In the Matter of the Resurvey }
of Road in the Cove petitioned }
for by B.F. Wilson et al }

This matter came on to be heard at this time on the reports of the viewers and surveyor heretofore filed herein and it appearing to the Court that this is a proceeding to reestablish the monuments along the line of an old County Road and that some of the parties affected thereby desire to make a settlement with each other. It is therefore considered and ordered that this matter be continued for the term.

In the matter of the }
Road petitioned for by }
Chas Bechtel et al }

This matter came on to be heard at this time on the report of the appraisers heretofore appointed herein to assess the damages that would accrue to W^m Long and Noah Richards by reason of the location and establishment of the said road, and also upon the petition of a number of citizens that said damages be paid out of the County Treasury, and said report being in writing in words and figures following to-wit:

To the County Court of Union County Oregon:

Fourth Judicial Day

Thursday Nov. 5, 1891

Court met pursuant to adjournment

The same officers were present as on yesterday

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

Thereupon the following proceedings were had to-wit: County Judge

In the Matter of the proposed
County Road petitioned for by C.A.
Thorpe 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 7th day of Oct 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 C.A. Thorpe et. al. beg leave to report that on the 20th day of Oct 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 therefor recommend that said proposed road be laid out and declared a public highway of said County

John W. White
John Graham Jr
J. H. Morton

Fourth Judicial Day

Thursday Nov 5th 1891

and said report of Viewers and 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 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 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 J. H. Morton Road Supervisor of road District No 16 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 County Road, pe-
titioned for by T. J. Glenn
in his own right

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 5th day of Oct. 1891 appointed to view and lay out and alter the proposed