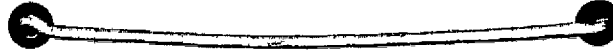


No

in

Court



Plaintiff

vs

Defendant

Action for

Docket

Page

Attorney for Plaintiff

Attorney for Defendant

REVEREND FREDERICK G. CHAMBERLAIN, JR.
105 W. LEXINGTON ST.
BOSTON, MASS.
ESTABLISHED 1880

Record of the Case.

Upwards app June 21 521
" Report 23
Ordered open 28
Platted

430

Petitioned for by
W T Bartmess
et al

Commencing at corner of
W T Bartmess' farm about
50 rods East of NW corner
Sec 24 Tp 35 R 36 E W 1/4
and terminating at 4
mile post on County road
in Sec 11 Tp 35 R 36 E

WITNESSES.

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

PETITION.

To the Honorable the County Court of Union County, State of Oregon:

We, the undersigned, householders of the County of Union State of Oregon, residing in the vicinity of the proposed Road hereinafter described, respectfully petition your Honorable Body to locate a County Road as follows, to-wit:

Commencing at the corner of about 500 rods east of the North west corner of Section 24 Twenty Four Township 3 Three South Range 36 Thirty Six East Thence in a Northwestly Course the most convenient Route to the $\frac{1}{2}$ one half mile Stake between Section 13 Thirteen and 14 Fourteen. Thence north $\frac{3}{4}$ Three Fourths of a mile Thence in a northerly direction in the most convenient Route to intersect with the County Road at the $\frac{1}{4}$ Four mile Stake in Section (11) Eleven in the same Township and Range

Dated this 28th day of Apr. 1893

NAMES	NAMES
W. J. Bartmes W. Williamson J. Williamson Wm Dixon James P. Young L. B. With D. Ferguson M. J. Glass W. A. Long	
A. B. Young C. J. Glass Geo. A. Brown Frank B. J. H. Holmes Ch. Sundman E. C. Endrup J. H. Endrup W. A. Lewis	

State of Oregon,

} ss.

County of

I,

being first duly sworn, on oath, say, that I posted..... notice (a copy of which is hereunto annexed) of the proposed road, in the following place....., to-wit:

.....
.....
.....
.....
.....

and one in the Court House door in..... in said.....

County and State of Oregon, thirty days prior to the presentation of petition herein, and that all of said petitioners are householders residing in the vicinity of said proposed road, in said.....

County and State of Oregon.

Subscribed and sworn to before me this..... day of..... A. D. 18.....

IN COUNTY COURT

PETITION

—FOR THE—

ESTABLISHMENT OF A COUNTY ROAD.

ET. AL.

IN THE MATTER OF THE

Road.

18

Filed

Clerk.

Deputy

62-GX

STATE OF OREGON,
County of Union, } ss.

I, *W. T. Bartness*

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 proposed road, nailed to the board fence, one at the middle of the proposed road, nailed to a post, and one at the terminus of the proposed road, nailed to a post.*

thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the *28th* day of *April* *1893*, 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.

W. T. Bartness

Subscribed and sworn to before me this *7* day of *June* 18*93*
James Oliver
Clerk

NOTICE OF PETITION FOR ROAD.

To all Persons whom it may Concern:—

Notice is hereby given that application will be made to the County Court of Union County, State of Oregon, at its next session, to-wit, at the June Term, 1873, of said County Court, asking said County Court to locate a certain County Road, described as follows, to-wit:

Commencing at the Corner of W. J. Bartmesses Fence about .50. rods East of the north west Corner of Section 24 Twenty Four Township 3 Three South Range 36 Thirty Six East Thence in a northwesterly Course the most Convenient Rout to the $\frac{1}{2}$ one half mile Stake Between Section 13 Thirteen and 14 Fourteen Thence North $\frac{3}{4}$ Three fourths of a mile Thence in a northerly direction in the most Convenient Rout to intersect with the county Road at the 4 Four mile Stake in Section (11) Eleven. In the Same Township and Range

Dated this 28 day of Apr. 1873

NAMES

NAMES

- W. J. Bartmess
- W. Williamson
- J. Williamson
- Wm Dixon
- James J. Young
- D. H. Ferguson
- At & Glass
- W. A. Longly
- A. B. ...
- E. J. Glass
- Geo. A. Brown
- L. B. North
- J. ... Bay
- J. H. ...
- A. Sundman
- E. C. Endrup
- P. ...
- W. ...

Noted April 29 1873
by Geo. W. Bernard.

IN COUNTY COURT.

IN THE MATTER OF THE

Road.

NOTICE OF POSTING.

Et AL.

Filed 18

Clerk.

By
Deputy.

S.GX

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

G. W. Emerson

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 29th day of April 1893, I posted ^{the herewith} 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.

G. W. Emerson

Subscribed and sworn to before me this 7th day of June 1893

James Oliver
Clerk

BOND OF ROAD PETITIONERS.

Know All Men by These Presents, That we, W. G. Bartness and A. A. McAlister, 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 June day of June - A. D. 1893

Now, the condition of the above obligation is such, That, whereas the above named W. G. Bartness and A. A. McAlister, and others, have petitioned the County Court of said County of Union, at the June Term, 1893 thereof for a County Road, commencing described in the herewith annexed petition and notice

Now, if the above named W. G. Bartness and A. A. McAlister 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.

W. G. Bartness (L. S.)
A. A. McAlister (L. S.)

STATE OF OREGON, }
County of Union. }

I, W. G. Bartness and A. A. McAlister, each for himself, says, that I am worth the sum of Two 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 7 day of June A. D. 1893

W. T. Bartness
A. A. McAlister
Turner Oliver County Clerk.
By J. R. Oliver Deputy

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

IN THE MATTER OF THE

W. A. Partridge

ROAD.

BOARD OF ROAD PETITIONERS.

Approved _____ 189__

County Judge.

Filed _____ 189__

James Oliver

County Clerk.

By *J. R. Oliver*

Deputy.

W

To The Hon County Court of Union County State of Oregon
 and The Viewers in the matter of a proposed County Road
 as Petitioned for by W. J. Bartness et al the following
 Plat and Field Notes of the Survey are hereby submitted.

Chs
 Commenced at the Corner of W. J. Bartness' Fence about
 50 Rods East of the NW Corner of Sec 24. T. 3. S. Range 36 East 12th
 and running from thence N 29° 30' W Var 20° East

13 30	To A No 1	" "	N 14° 30' W
6 00	" "	" 2	" " N 6° 30' W
2 63	" "	" 3	" " N 10° 30' W
16 00	" "	" 4	" " N
<u>41 27</u>	" 1 Mile Station	" "	" "
<u>27 80</u>	" A No 5	" "	" " N 31° 15' W
5 00	" "	" 6	" " N 9° W
6 80	" "	" 7	" " N 43 E
<u>2 85</u>	" The Terminus of the Road at the 4 Mile Station		
42 45	on the Hains Grade on the Road leading up The Grand Ronde River it being in Sec 11. T. 3. S. R. 36. East 12th Whole Distance 1 Mile 4 Furlongs and 10 Rods		

The Stations and Angles are designated by Rocks properly
 marked and placed in mounds of Rock in the
 center of the line of Road

Done June 17th 1893

J L Curtis
 County Surveyor

FITTING

JUN 1893

James Davis
County Clerk

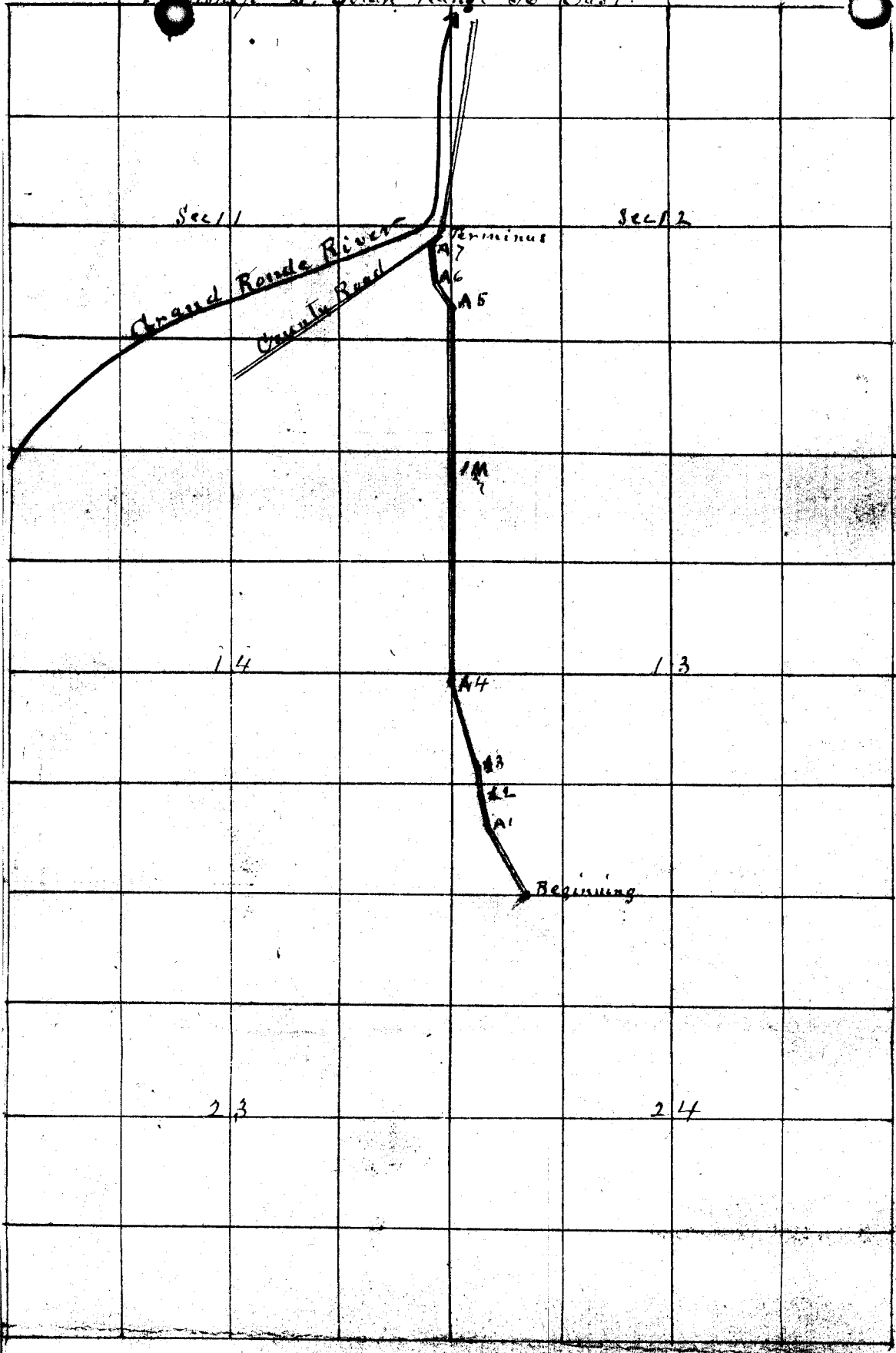
REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 5th day of June, 1893, 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 W. T. Bastman, et al, beg leave to report that on the 17 day of June, 1893, 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.

Frank Moore
D. Hamer
Robert Young
VIEWERS.

Township 2, South Range 36 East.



True Mer
Scale 3 in to 80 Ch

Filed June 30th 1894
Judson Oliver Clerk
By J. R. Oliver Secretary

Third Judicial Day

Wednesday June 7th 1893

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 proposed road on a board nailed to a fence post, one at the NE corner of NW^{1/4} Sec 8 T 4 S R 40 E on a board nailed to a post by side of public road and one at the terminus of the proposed road on a board nailed to the fence by side of public 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 Kelling, Wm Young and Warden Heathaway be appointed Viewers of said road, and that J. L. Curtis be appointed Surveyor of said road, and that they meet at Union on the 14th day of June 1893 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
W. S. Bartness et al

Comes now W. S. Bartness 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 corner of W. S. Bartness' fence, about 50 rods East of the NE corner of Sec 24 T 3 S 36 E 10 W thence in a Northwesterly course on the most convenient route to the 1/2 mile stake between Sec 13

Third Judicial Day

Wednesday June 7th 1893

4 14 thence $N\frac{3}{4}$ of a mile, thence in a Northerly direction in the most convenient route to intersect the County road at 4 mile stake in Sec 11 in same Township and Range 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 proposed road nailed to the board fence, one at near the middle of the proposed road nailed to a post and one at the terminus of the proposed road nailed to a post 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 J. H. Stawes Robert Young and Frank Moore be appointed Viewers of said road and that J. L. Curtis be appointed Surveyor of said road and that they meet at W. T. Bartness house on the 17 day of June 1893 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 proposed Road)
petitioned for by Isaac Curry et al.

This matter came on to be heard at this time on the Report of Viewers and Surveyor for first reading and the report having been read in open Court for the first time and the Court not being fully advised in the premises It was ordered that this matter be continued for the term

Second Judicial Day

Wednesday July 5th 1893

In the Matter of the }
 Petition for the Removal }
 of Road Master

This matter came on to be heard on the petition asking for the Removal of Road Master and the petition having been read in open Court and the Court being now fully advised in the premises It is considered and ordered that the said petition be overruled and dismissed

In the Matter of the }
 Road petitioned for by }
 Freddie Mayott et al }

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

In the Matter of the }
 Road petitioned for }
 by Isaac Curry et al }

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

In the Matter of the }
 Road petitioned for }
 by W. D. Bartness et al }

This matter came on to be heard at this time on the Report of the Viewers and Surveyor heretofore appointed herein and the said report having been read in open Court for the first time It is considered and ordered that the same be

Second Judicial Day

Wednesday July 5th 1893

laid over for a second reading on some other day of this term of Court as by law required

In the Matter of the }
Cancellation of Co. Warrant }
No 766 Class A.A. }

It appearing to the Court at this time that County Warrant No 766 Class A.A. in favor of D.P. McDaniel for \$200⁰⁰ was inadvertently issued for a larger amount than was due to said claimant and that a County Warrant No 767 Class A.A. was issued for the correct amount due It is therefore considered and ordered that said warrant No 766 Class A.A. be and the same is hereby cancelled.

In the Matter of the }
Affidavit of Henry Scherer }
for County Aid }

This matter came on to be heard at this time on the affidavit of Henry Scherer from which it appears that the said Henry Scherer is sick and destitute and not able to care for himself, that he has no relatives or friends living in the State of Oregon who are able and willing to help him, that the length of time he has been in Oregon is about 20 years and has been in Union County about 2 years It is therefore considered and ordered that the said Henry Scherer be admitted to the County Home and that he have such care and medical attendance as he may need until such time as he may be able to work and support himself It is further ordered that this order be entered inure pro tunc as of June 26th 1893

In the Matter of the petition }
of C.H. Finn for the Re- }
moval of J.W. Knowles as }
Justice of the Peace }

This matter came on to be heard at

Third Judicial Day

Thursday July 6th 1893

And said report of 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 have 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 and J. R. Silkison County Road Master having examined the said proposed road and reported favorably thereon as by law required It is therefore considered and ordered by the Court that said report of the viewers and surveyor be approved and adopted by the Court, and that said proposed road be declared a public highway of Union County, 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 H. L. Tarter, Road Supervisor of road District No 28: 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 petitioned for by
W. S. Bartness 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

Third Judicial Day

Thursday July 6th 1893

Report of Viewers

To the Honorable County Court for Union County, Oregon:
 The undersigned viewers heretofore on the 5 day of June 1893, 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 W. T. Bartness et al by leave to report that on the 17th day of June 1893, 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 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

Frank Moore

D Hawes

Robert Young

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 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, and J. R. Kilgison County Road Master having examined the said proposed road and reported favorably thereon as by law required It is therefore considered and ordered by the court that said report of the viewers and surveyor be approved and adopted by the Court and that said proposed road be declared a public highway of Union County, Oregon, and ordered opened up and placed in repair for travel according to law. It is

Third Judicial Day

Thursday July 6th 1893

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 G. F. Dunn, Road Supervisor of Road District No 85 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 petitioned for by
Freddie Mayott et al

This matter came on to be heard at this time on the Report of the Viewers and Surveyors 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 June 1893 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 Freddie Mayott et al, beg leave to report that on the 14th day of June 1893 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 and that portion of Road 233 between the commencement and terminus of this road be vacated as soon as the proposed change is open for travel

Wm Young
John Welling
Warden Hathaway