

No 73 Law  
IN  
Circuit Court,  
UNION COUNTY  
OREGON

J L Goodman

Plaintiff

vs

Chas Elliott

Defendant

Action for

Docket

Usage

J M Marsh  
Attorney for Plaintiff

Attorney for Defendant

Petition filed Aug 8 1947  
Kronmussel Journal 541

446

Petitioned for by  
J G Wesson et al

# 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 <sup>at the</sup> South West corner of Sec. 16 Township 3 S. R. 40 E. W. M. Running thence due North one & one half mile (1 1/2). Thence due west 80 ft. thence due North one half mile (1/2) thence due east 80 ft.; thence north on the Sec lines, between Sec. 4 + 5 + 32 + 33, 28 + 29 Town. of 2, South Range 40 E. W. M. Terminating at the South east corner of Sec. 20. + South west corner Sec. 21, in Township 2, <sup>J.R. 40</sup> E. W. M. Situated in Union Co Oregon

Cove Oreg July 2<sup>nd</sup> 1894

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

NAMES:

J. G. Wilson  
 W. Holmes  
 James Henderson  
 George W. France  
 L. A. A. Wilson  
 H. P. Stewart  
 B. B. Cameron  
 J. W. Chandler  
 D. Baswell  
 S. W. Proyer  
 F. M. Pelly  
 Otho C. Shultz

NAMES:

Matt. W. Mitchell  
 V. Kennedy  
 H. A. Mitchell  
 Merris Kerns  
 Henry Chamber  
 J. B. Pallant  
 L. E. Brancato  
 J. B. Kelly  
 J. M. Gasset  
 W. B. Gasset  
 W. R. Boothe  
 Ed. Kuff  
 J. Hall  
 Henry G. G. G.

Filed Aug 8 94  
J.P. Davis Clerk  
By Geo. B. Brown  
Deputy

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

I, *J. G. Wilson*

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 on a board nailed to the fence,* one *at the terminus on a board nailed to the fence* and one *end of board nailed to the fence by the side of the proposed road about 1 1/4 miles from the terminus*

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the *3* day of *July* 18*94*, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the *3* day of *July* 18*94*, 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.

*J. G. Wilson*

Subscribed and sworn to before me this *8* day of *Aug* 18*94*

*J. A. Oliver, Clerk*  
*By: E. W. Benson, Deputy*

Miss Aug 8<sup>th</sup> 1894

J. P. Oliver (W)  
By Mrs. Bernard W

# 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 8<sup>th</sup> 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 South West corner Sec. 16 Township 3. S. R. 40 E. W. 16.  
Running thence north one and one half miles (1 1/2)  
thence due west 28 ft. thence due north one  
half mile (1/2) thence due east 28 ft. thence due  
north on the Sec. lines between 4 + 5. T. 3. S. R. 40  
E. W. 16. 32 + 33. 28 + 29 of T. 2. S. R. 40 E. W. 16.  
terminating at S. E. corner Sec 20. + N. W. corner  
Sec 21. T. 2. S. R. 40 E. W. 16. Situated in Union  
County Oreg.  
 Cori Oreg July 2<sup>nd</sup> 1894

NAMES:

NAMES:

J. G. Wilson  
 Geo. H. Johns  
 James Henderson  
 L. A. Wilson  
 George W. Pearce  
 H. P. Stewart  
 J. C. Cornum  
 J. W. Chandler  
 D. Baswell  
 J. W. Roger  
 J. M. Pease  
 Otho Eckert  
 V. Kennedy  
 H. W. Mitchell

Walter W. Mitchell  
 Nelson Kerns  
 Henry Chamber  
 J. B. Tallent  
 J. C. Francis  
 J. M. Gasset  
 W. B. Gasset  
 W. R. Boothe  
 Ed. Huley  
 J. Huley  
 J. B. Dees  
 Henry Lynch

Miss Mary P. P.  
P. H. H. H.  
P. H. H. H.  
P. H. H. H.

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BOND OF ROAD PETITIONERS.

Know All Men by These Presents, That we,

*J. G. Wilson*

and \_\_\_\_\_, of the County of Union and State of Oregon, <sup>are</sup> 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~~ <sup>I</sup> bind ~~ourselves~~ <sup>myself</sup>, our heirs, executors and administrators firmly by these presents.

Signed this *8<sup>th</sup>* day of *July* A. D. 189*4*

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

*J. G. Wilson*

and \_\_\_\_\_, and others, have petitioned the County Court of said County of Union, at the *August* Term, 189*4*, thereof for a County Road, commencing *described in the notice and petition hereto attached*

Now, if the above named

*J. G. Wilson*

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. G. Wilson* (L. S.)

(L. S.)

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

I, *J. G. Wilson* and *Two*, each for himself, says, that I am worth the sum of

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. G. Wilson*

Subscribed and sworn to before me this *8<sup>th</sup>* day of *August* A. D. 189*4*

*J. R. Oliver*  
*Ray W. Benson* Deputy  
County Clerk.

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

IN THE MATTER OF THE

*J. G. Wilson*

ROAD.

**BOND OF ROAD PETITIONERS.**

Approved..... 189.

County Judge.

Filed August 8<sup>th</sup> 189. ✓

County Clerk.

By *J. W. Benson*

Deputy.

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

In the matter of the )  
road petitioned for by ) Claim of J.H. Corbin  
et al. ) for damages.

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TO THE HON. COUNTY COURT:

The undersigned claimant would respectfully represent to your Honorable body that he is the owner of the South half of the South half of Section twenty-nine (29) T. 2-S.R 40 E.W.M, in Union County, Oregon, That the road petitioner for by --- et al, runs along the east side thereof for a distance of a quarter of a mile, *and cuts off about 22 ft. the full length thereof.* running within a short distance of claimants house and cutting off a part of his yard and garden and a few shade trees, that part of the fence which claimant will be compelled to move on account of said road, is made of pickets, that by reason of the opening of said road claimant will be damaged in the sum of Three hundred (\$300) Dollars.

Wherefore, Claimant prays that your Honorable Court that three disinterested householders of Union County, Oregon, be appointed to view the premises of claimant and be assess the damages that should be awarded to him in case the road is ordered opened.

*J. H. Corbin*  
Claimant.

Wm. W. Smith  
Secy of the State  
of Oregon for room

Wm. W. Smith  
and  
J. S. Wilson

Wm. W. Smith  
for damages

Wm. W. Smith  
J. S. Wilson

Wm. W. Smith  
J. S. Wilson

Fourth Judicial Day.

Thursday Aug 9<sup>th</sup> 1894.

In the matter of  
a levee on the Grande  
Ronde River near Oro Delle

This matter came on to be heard upon an application of the City of Oro Grande for a levee on the Grande Ronde River near Oro Delle to protect the County roads in that vicinity, and the Court not being fully advised in the matter. It is therefore ordered that the same be continued for the term.

In the Matter of  
allowance to Mrs  
A Ingram

This matter came on to be heard at this time on the representation of P. J. Brown County Commission from which it appears that the said Mrs A Ingram is now able to partially support herself and family and that she can get along with an allowance of Ten dollars per month. It is therefore hereby ordered that the allowance of \$20<sup>00</sup> per month heretofore granted Mrs A Ingram be and the same is hereby reduced to \$10<sup>00</sup> per month until further ordered.

In the Matter of the proposed  
road petitioned for  
by  
T. G. Wilson et al

Come now T. G. Wilson one of the petitioners in the above named proposed County road and presents to the Court the petition of himself and others praying for the establishment of a County road described as follows, to wit: Commencing at the Southwest corner of Sec 16 Township 3 S R 40 E N M, running thence due North one and one half mile (1 1/2) Thence due west 8 ft. Thence due North one half mile (1/2) Thence due east 8 ft. Thence North on the line, between secs. 4 & 5 <sup>in Town 3 S R 40 E</sup> & 32 & 33, 21 & 29 Town of 2 South Range N E & N M. Terminating at the Southeast corner of Sec 20 & Southwest corner Sec 21 in Township 2 S R 40 E N M. Situated in Union Co Oregon. And it appearing to the Court that said petition is signed by more than twelve households of this County,

Fourth Judicial Day

Thursday Aug 9<sup>th</sup> 1894.

residing in the vicinity of said proposed road, and that said petition properly specifies the 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 on a board nailed to the fence, One at the terminus on a board nailed to the fence and one on a board nailed to the fence by the side of the proposed road about 1/4 miles from the terminus, 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. And it further appearing to this Court that this road has been petitioned for heretofore, and surveyed at different times and ordered opened up and placed in repair for travel, but the Road Supervisor of the District in which this road is located has been unable to carry out the orders of this Court heretofore made by reason of the property holders along said line of road filing claims for damages on the same and protesting against the opening of said road; that this County has already been to a great deal of expense in trying to get said road opened up and made a public highway of this County. It is therefore considered and ordered that this matter be continued for the term and that if the petitioners herein pay the expense of the last survey of said road heretofore made by the next regular term of this Court then viewers and Surveyor will be appointed herein: otherwise said petition will be dismissed.

In the Matter of Construction  
of a County Bridge over Grand  
Pond River at the Hears Crossing

This matter & It appearing to the Court at this time that the recent high waters in Grand Pond River destroyed and washed away the bridge over

Third Judicial Day

Wednesday Sept. 5th 1894.

It is therefore considered and ordered that the said bond be approved and placed on file.

In the Matter of letting }  
Contract for cutting Wood }

This Matter coming on to be heard at this time upon the bids of Elisham Bros, Azarah Jones & S. Jones and John W. Minniek and it appearing to the Court from said bids and propositions that Azarah Jones offers to saw the County's wood twice into for 60 cents per cord in County warrants, and that he is the best and cheapest bidder, that the said price is reasonable, that it is to the best interest of the County to accept said bid of Azarah Jones, It is therefore considered and ordered that the said Azarah Jones be awarded the contract for sawing the said wood.

In the Matter of the proposed }  
County Road petitioned for }  
by J. H. Wilson et al }

This Matter coming on to be heard upon the former order of this Court made and entered at the last regular term thereof, continuing said matter till this term and until the petitioners herein shall have paid the expense of surveying said road heretofore made; and it appearing to the Court that such payment has not been paid, It is therefore ordered that said petition be and the same is hereby dismissed.

In the Matter of the proposed }  
County Road petitioned for }  
by Wm. Hull et al }

Comes now Wm. Hull one of the petitioners for the above named <sup>proposed</sup> 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 Northeast corner of the Northwest quarter of Section 29 in Township 1 South of Range 39 East of Willamette Meridian, and running thence due east on the section line of about 90 rods; thence south across Grande Ronde River about 20 rods more or less to the North bank