

# 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 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:

Beginning at pine stump branched R 39 Rods South from the South east corner of the of the North east quarter of the N.W. 4 of section 28 Tp 2 N R 39 E.W.M in union County Oregon thence along the old road as now traveled in a Northly direction to a point 51 rods North and 7 1/2 Rods west from the S.W. corner of the Southeast quarter of section 28 Tp 2 N R 39 E.W.M. thence in a North westerly direction along the Old County Road vacated some 3 years ago to a point 9 Rods <sup>west</sup> and 60 Rods North from the center of the S.W. 4 of sec 28 Tp 2 N R 39 E.W.M and there terminates Said Road to be 60 ft wide

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

Dated at Clatsop this 18 day of May 1899

NAMES:

NAMES:

J N Roberts  
~~John Thompson~~  
A H Boyd  
John Boyd  
J F Loughary  
W B Loughary  
W C Casley  
E L Smith  
A L Smith  
Ben Ross  
W M. Tassal  
Jackson Levy  
Frank P. Brosius  
E. M. Clark

A J Seltzer  
W J. Hoast

Wm. J. Fenn 9. 1849

Wm. J. Fenn

Dr. Wm. J. Fenn

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

I, J.P. Oliver 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~~ \_\_\_\_\_, and that thereafter and thirty days previous to the presentation of said road  
petition therein mentioned, to-wit: On the 31 day of May 1899, I posted a true and  
the herewith attached road  
~~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 5 day of July 1899.

J.P. Oliver  
J.H. Benson  
Co. Clerk

**FILED**

JUL 5 1899

*W. H. Benson*  
County Clerk

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

I, John Christiansen 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 one at the beginning of the proposed road on a board nailed to a stump, one on a pine tree about the middle of the proposed road and one at the terminus of the road nailed to a board

Thirty days previous to the presentation of the road petition therein mentioned to-wit: On the 30 day of May 1899, and that thereafter and thirty days previous to the presentation of said road petition therein mentioned, to-wit: On the \_\_\_\_\_ day of \_\_\_\_\_, 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 5 day of July 1899.  
John Christiansen  
G.W. Benson Clerk  
By J.R. Oliver Deputy

**FILED**

JUL 5 1899

*W. H. Johnson*  
County Clerk

### 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 4 day of July A. D. 1897, 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:

beginning at pine stump Brandied R. 34 Rods south from the south east corner of the North east quarter of the N.W. 4 of section 33 Tp 2 N R 39 E.W.M. in Union County Oregon thence along the old road as now traveled in a northerly direction to a point 51 Rods North and 7 1/2 Rods west from the S.W. Corner of the south east quarter of section 28 Tp 2 N R 39 E.W.M. thence in a North westerly direction along the old road vacated some 2 years ago to a point 9 Rods west and 60 Rods North from the center of the S.W. 4 of section 28 Tp 2 N R 39 E.W.M. and there terminates Said Road to be 60 ft wide.

Dated at Helena, Oregon, the 28 day of May, A. D., 1897.

NAMES.

NAMES.

W. N. Roberts  
John Christensen  
A. H. Boyd  
Thos Boyd  
J. H. Longhary  
W. B. Longhary  
J. C. Gasley  
E. J. Smith  
W. B. Smith  
Ben Ross  
W. W. Vassor  
Jackson Lewis  
Frank P. Brosius  
E. H. Clark

A. J. Webster  
W. J. Hastell

Filed May 31, 1897  
J. H. Q.

**FILED**

JUL 5 1899

*W. J. Johnson*  
County Clerk



BOND OF ROAD PETITIONERS.

Know all Men by These Presents, That we, D. C. Smith and John Christensen, 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 18 day of May A. D. 1897

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

D. C. Smith and John Christensen and others, have petitioned the County Court of said County of Union, at the July Term, 1897 thereof for a County Road,

NOW, if the above named D. C. Smith and John Christensen 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.

D. C. Smith  
John Christensen

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

I, D. C. Smith and John Christensen, each for himself, says, 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.

D. C. Smith  
John Christensen

Subscribed and sworn to before me this 18 day of May A. D. 1897

[Signature]  
County Clerk.

4513

Road petitioned  
for by John Christman  
J. M. Roberts et al

Bond

Filed June 9, 1899  
G. W. Benson

Co. Clerk

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

The undersigned viewers heretofore on the 2<sup>nd</sup> day of June, 1899, appointed to view and lay out and alter the proposed county road, of which the survey hereto attached is a true and correct description, as petitioned for by J. N. Roberts, et al, beg leave to report that on the 20 day of June, 1899, 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 greatly 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.

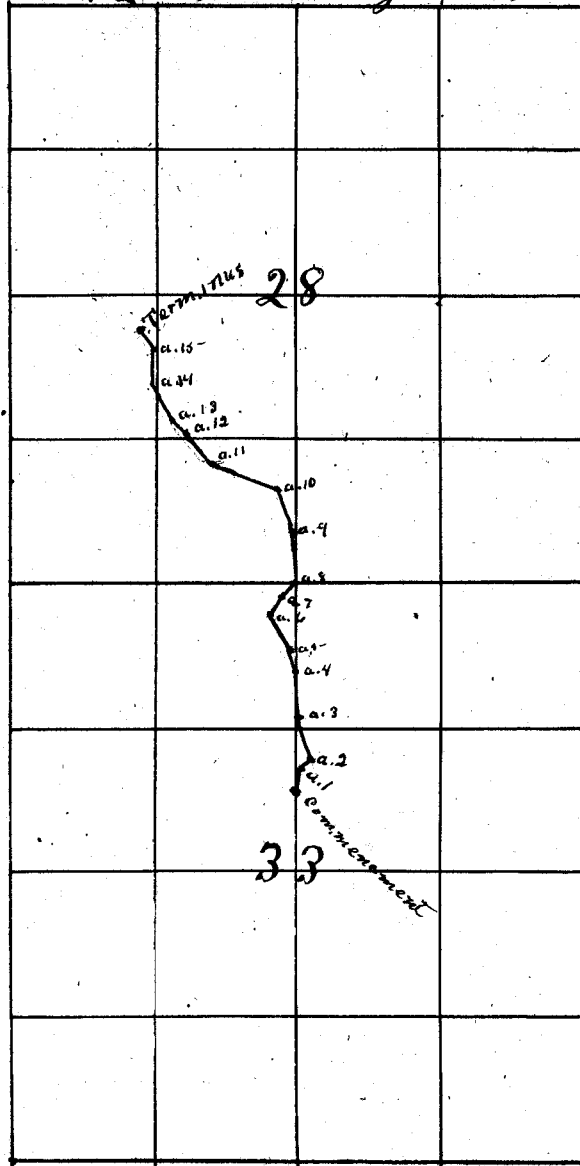
Wm. O'Connell  
M. S. Hillman  
A. J. Patton  
 VIEWERS.

**FILED**

AUG 8 1899

*W. H. Brown*  
County Clerk

Town. 2 North Range 39 E. W. M.



**FILED**

AUG 8 1899

*W. H. Benson*  
County Clerk

Field Notes of the Survey of Road  
 Petitioned for by J. N. Roberts et al.

Commencing at a point 34 rods South of the S. E. Cor.  
 of the N. E.  $\frac{1}{4}$  of the N. W.  $\frac{1}{4}$  of Sec. 33 T. 2 N. R. 39 E.  
 W. M. <sup>at a stump</sup> <sub>marked</sub> <sup>X</sup> Thence North  $8^{\circ}$  East; Var.  $19^{\circ} 30'$  East

Chains

2.75-	To Angle 1 a rock	; Thence North $55^{\circ}$ East
2.50	" " 2 " "	" " $15^{\circ}$ West
7.73	" " 3 " Tree	" " $2^{\circ}$ "
5.85	" " 4 " Rock	" " $14^{\circ} 30'$ "
3.45	" " 5 " Stake	" " $35^{\circ}$ "
4.70	" " 6 " rock	" " $29^{\circ}$ East
3.03	" " 7 " Tree	" " $48^{\circ}$ "
1.68	" " 8 " Rock <sup>1/2 Sec Cor.</sup> <sub>between Sec. 28-33</sub>	" " $4^{\circ}$ West
6.70	" " 9 " "	" " $18^{\circ}$ "
5.75-	" " 10 " Tree	" " $70^{\circ}$ "
10.60	" " 11 " Rock	" " $40^{\circ}$ "
5.83	" " 12 " "	" " $46^{\circ}$ "
2.01	" " 13 " Tree	" " $26^{\circ}$ "
3.45-	" " 14 " Rock	" " North
4.48	" " 15 " Rock	" " $57^{\circ}$ "
3.97	" Road Terminus a marked rock in mound of rocks all points are properly marked	

Arthur Curtis  
 County Surveyor

**FILED**

AUG 8 1899

*W. H. Benson*  
County Clerk



State of Oregon  
County of Union } P.P.

I hereby certify that the foregoing field notes made by me in the survey of the county road petitioned for by J. N. Roberts and others, are true and correct and that the plat accompanying the same is a true and correct representation of the course of said road together with the angles and distances

Arthur Curtis  
County Surveyor

**FILED**

AUG 8 1899

*W. H. Johnson*  
County Clerk

State of Oregon  
County of Union, ss.

I hereby certify that in the matter of the county road as petitioned for by J. N. Roberts and others, that the viewers and each of them heretofore appointed by the court to view and lay out said road, were duly sworn by me to faithfully and impartially perform the duties pertaining to the viewing laying out and establishing of said road before entering upon the discharge of their said duties in that behalf.

Arthur Curtis  
County Surveyor

**FILED**

AUG 8 1899

*W. H. Benson*  
County Clerk

# Report of Surveyor.

To the Hon. County Court of Union County, Oregon:

I, the undersigned, County Surveyor, appointed to survey the county road proposed by  
J. N. Roberts et al., beg leave to report that  
on the 20 day of July 1899, in pursuance of said appointment  
and order, I Surveyed said proposed road for the whole distance thereof, the following being  
the field notes of said survey:

attached

Arthur Curtis  
County Surveyor.

*Ordered opened  
Aug 10, 1899*

**FILED**

AUG 8 1899

*W. H. Benson*  
County Clerk

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

The undersigned householders of Union County Oregon residing in the vicinity of the road petitioned for by J.N. Roberts et-als. Respectfully remonstrate against the granting of the said petition for the following reasons:-

That it is not practicable to accomplish the said proposed work, without an expense exceeding the aggregate benefit

That the proposed road will not be of public utility or conveniense.

That the proposed road can never be made as good a road as the present road.

That the present road is on a water grade with but few rock to contend with.

That the present seasons work will make a good road out of the present road as now located.

That the proposed road passes over a long rocky hill which can not be avoided, and very steep, and will require a bridge which will cost the County at least \$200.00. being about 200 ft. long.

That the proposed change of road will be to the interest of but two or three persons, and it will be a damage and detriment to the general public.

The proposed change will locate the road on almost the same route as before it was changed two years ago, and not to exceed 1/2 mile away at any point.

That the road as now established and located is the best route and will continue to be the best road for the benefit of the travelling public.

Names

John Schram  
Howard Beech  
Anderson Hansen  
H. W. Grant  
A. L. Gilmore  
Albert Lewis  
Grant Eastman  
C. Eastman  
Oliver Taylor  
John M. Darr  
J. H. Coakley  
A. B. Alexander  
S. G. Van Horn  
J. B. Ross

Names.

C. Alexander  
J. Park  
L. R. Patten  
L. B. Johnson  
J. B. McIntyre  
G. W. ...

STATE OF OREGON, }  
COUNTY OF UNION, } 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 Oregon.



STATE OF OREGON, }  
COUNTY OF UNION, } ss.

I, \_\_\_\_\_ do hereby certify that I am  
\_\_\_\_\_ attorney herein; that the foregoing copy of  
\_\_\_\_\_ has been by me carefully compared with the original  
thereof; that it is a correct transcript therefrom and of the whole of such original.

Elgin, Oregon, dated the \_\_\_\_\_ day of \_\_\_\_\_ 189\_\_\_\_\_



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. 513

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

*P. C. McLeod*  
*Plaintiff*

*Special Road Building*  
*Company of Portland, Oregon*  
~~Plaintiff~~

~~Defendant~~

Filed *July 5* 189*9*

*W. H. Johnson*  
Clerk

By \_\_\_\_\_ Deputy

~~N. C. McLEOD,~~

~~ESQIN ORE.~~

~~Attorney for~~

~~Union Printers, Frank M. Stockm, Manager, Union, Oregon~~

Third Judicial Day

Thursday July 6th 1899

together with 30% penalty the amount required by law to be collected in case of redemption and has tendered the same to wit \$11.85 to the Clerk of this Court

It is therefor considered and ordered that the Clerk be authorized and instructed to accept the said \$11.85 in full payment of the Countys lien on said premises and to satisfy the same on the Delinquent Tax Sales record

In the matter of the proposed  
County Road petitioned for by  
J. N. Roberts et al.

Comes now John Christiansen 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: Beginning at a pine stump branded R. 34 road south from the south east corner of the NE 1/4 of NW 1/4 Sec 33 Tp 2 N R 39 E. W. M. thence along the old traveled road in a northerly direction to a point 51 rods north and 7 1/2 rods west from the SW corner of SE 1/4 Sec 28 Tp 2 N R 39 E. thence in a north westerly direction along the old County road vacated some 5 years ago to a point 9 rods west and 60 rods north from the center of the SW 1/4 Sec 28 Tp 2 N R 39 E. W. M. 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 proposed road on a board nailed to a stump, one on a pine tree about the

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Thursday July 6th 1899

middle of the proposed road and one at the terminus of the road nailed to a board 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 a J. Patton, Maskhelton and Wm. Chum be appointed viewers of said road and that Arthur Curtis be appointed surveyor of said road and that they meet at John Christianums <sup>house</sup> on the 20 day of July 1899 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 proposition  
of H. J. Lemons to redeem lots  
3+4 of Block 62 Chapline Addition  
to La Grande, Oregon

Comes now H. J. Lemons and presents to the Court his application to be allowed to redeem lots 3+4 of Block 62 Chapline addition to La Grande Oregon and it appearing to the Court that the said H. J. Lemons is the owner of said lots and entitled to redeem the same that the said lots were sold for delinquent taxes for the year 1892 on an assessment made to Wm. Coffey or unknown that at the sale of said property Union County became the purchaser at and for the sum of \$7<sup>16</sup> and it also appearing to the Court that said petitioner asks to be allowed to redeem said lots by the payment to the Clerk of the amount for which the same were sold to wit 7<sup>16</sup> and that the statutory penalty of 50% be remitted. It is therefore ordered that the said application be granted and that the Clerk be authorized and directed to accept the said sum of 7<sup>16</sup> for the redemption of said property and that he make the necessary satisfaction on the Delinquent Tax Sales Record

Page

Rec'd. 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 Monday the 1<sup>st</sup> day of August A.D. 1899 and from day to day thereafter during the continuance of said term when on Wednesday the 9<sup>th</sup> day of August 1899 or the 3<sup>rd</sup> judicial day of said term the said County Court opened for the transaction of business with the following officers present, to-wit:

Hon B F Wilson County Judge

" R. D. Langrell Commissioner

" Henry Herg Commissioner

H. W. Benson County Clerk

D. G. K. Deering 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. N. Roberts et al.

This matter came on to be heard at this time on the report of the viewers and surveyor heretofore appointed herein for the first reading as required by law and the said report having been now publicly 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.

In the matter of the  
application of J. R.  
Farrell for County aid.

This matter came on for consideration at this time on the application of J. R. Farrell for County aid and the Court not being fully advised in the premises it is considered and ordered that the same be continued until the next regular term of this Court.

In the matter of the application  
of Jane Connell for County aid.

This matter came on to be heard at this time on the application of Jane Connell for County aid and it appearing to the

Fourth Judicial Day

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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

B. G. Wilson  
County Judge

Thereupon the following proceedings were had to-wit:

In the matter of the purchase  
of a Typewriter for the Sheriff's  
office

It appearing to the Court that the Typewriter now in use in the Sheriff's office is worn out and that the work of said office is such that it is almost impossible to get along without the use of a Typewriter, that a new Smith Premier will cost \$100.00 and that the company selling the Smith Premier has left one in the said office for trial, that it is a good machine and the Sheriff is desirous of keeping the same It is therefore ordered that the Clerk issue a warrant on the contingent fund for \$100.00 in favor of L. M. Alexander in payment for said machine

In the matter of the proposed  
County road petitioned for  
by J. N. Roberts 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 3 day of June 1899 appointed to view and lay out and alter the proposed County road of which the survey hereto attached is a true and correct description as petitioned for by J. N. Roberts et al. beg leave to

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report that on the 20 day of June 1899 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 our 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 greatly 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.

Wm. Ohms

M. Shelton

A. J. Patten, viewers

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 reports 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 reports 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 County, Oregon, and ordered opened up and placed in repair for travel according to law. It is further ordered that the reports 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 Peter McShain & John Darr Road supervisors of road districts No 15 & 46 respectively the same being the road districts in which said road is located be furnished with a copy of the petition herein

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

In the matter of the cancellation of County and Contingent Warrants and of Credits to the County Treasurer

Comes now John Frawley County Treasurer and presents to the Court certain county and contingent warrants school vouchers and other vouchers and receipts showing that he has paid out certain moneys and the Court having duly examined the same and it appearing to the Court that all of said warrants have been duly and regularly issued and paid and that the money for which said vouchers were taken was properly paid out of the funds applicable thereto. It is therefore ordered that the said warrants be cancelled and the said vouchers filed and that the Treasurer have credit on his account for the aggregate amount of said warrants and vouchers as hereinafter set forth to-wit:

3 County Warrants	66.37	
Interest on same	24.13	
48 Contingent warrants	1164.69	
51 School Vouchers	2427.75	
2 Receipts School Dist No 1	17762.83	
1 " " " "	5	36.81
1 " " " "	23	15.23
1 " " " "	34	2.44
1 " " " "	40	81.59
1 " " " "	43	32.10
" " " "	53	5.38
" " City of La Grande	80.72	
" " W. Fugate Admr	12.80	\$21712.84

In the matter of the allowance of Bills and the issuance of Warrants for the same

At this time the matter of the allowance of miscellaneous bills against the County came on for consideration and the said bills having been submitted to the Court for consideration and the said Court having allowed each of the said bills as appears from the endorsement thereon. It is therefore considered and ordered that the said bills be allowed and