

EQUITY.

No 37

In CIRCUIT COURT

UNION COUNTY

John Albert Nauhorn

Plaintiff

vs

Alice Nauhorn

Defendant

N. C. M. Leod

Attorney for Plaintiff

Attorney for Defendant

THE IRWIN HOBSON COMPANY PR A S N RS

N 807 7

207-110

Presented April 4 1902

Denied Aug 6, 1901

Page No 554

PETITIONED PARTY

W J Hamilton, et al

Remains at the N. E. corner of the S. E. corner of Sec 2,

10, R 38, E 1/2 at a rock
marked R thence N 21 W 42 1/2
chs to a rock marked Angle 1,
thence N 31 W 10 06 chs to a
rock marked Angle 2, thence
N 38 W 21 50 chains to a rock
marked P 5 which is set in the
center of quarter road at a point
on the subdivision line 12 54 chs
south of the quarter sec corner
on the north side of Sec 2 R 1
10, R 38 E and there terminates

W. J. Hamilton
W. J. Hamilton
W. J. Hamilton

W. J. Hamilton

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 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 a point 8 chains West of the South-east corner of Section 2 in T 1 S R 38 E W M at a rock marked "R", thence North 21 $\frac{1}{2}$ West 42 15 chains to a rock marked Angle 1, thence North 51 degrees West 10 $\frac{1}{2}$ chains to a rock marked Angle 2, thence North 35 degrees West 21 50 chains to a rock marked "R T" which is set in the center of the county road at a point on the subdivision line 12 54 chains South of the quarter section corner on the North side of section 2 in T 1 S R 38 E W M, and there terminates

And in duty bound your petitioners will ever pray &c
 Dated at Summerville this 3rd day of February 1902

NAMES

NAMES

W. Hamilton
 George F
 W. E. Gammann
 B. G. Reisman
 R. W. Olwan
 W. Oliver
 B. Hubers
 W. Mills
 J. C. Bonnetta
 A. Strain
 W. Gammann
 E. H. Free
 G. Waelty
 W. O. Radshaw
 J. A. M. Roe
 John Vandenberg
 W. H. Fisher

A. Wright
 Frank R. Shear
 J. B. Hadler
 W. E. Drinn
 J. S. Baker
 L. D. Kelton
 John A. Marchison
 John Anderson
 John H. Lay
 Benjamin H. King
 J. W. Perstovast
 R. A. Valkerson
 J. H. Sellen
 J. H. Moore
 W. H. Fisher

Henry Stoops

W. H. Fisher
 E. E. Tricalls

J. S. Woodcock
 J. L. McGinnis
 M. Oliver
 J. M. Mastey
 J. G. Gearhart
 J. C. Richardson
 B. L. Buchanan
 D. H. Gearhart
 W. Walker
 E. Fisher
 C. Fisher

W. H. Fisher
 Geo. Sigler
 Geo. Gammann
 Wm. Puyet
 Harry Jones
 R. M. Hays
 Clint West

© Notice of Road Petition ©

To all Person 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 ascribed 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
March A D 1902 respectfully present to said Court a petition praying said Court to lay out

and establish a County road within said County on the following line or route to wit
 Commencing at a point 8 chains West of the South-east corner of section 2
 in T 1 S., R 28 E., N 12 W. at a rock marked "A", thence North 31 West, 42 1/2
 chains to a rock marked Angle 1, thence North 31 degrees West 10 06
 chains to a rock marked Angle 2, thence North 25 degrees West 21 50 chains
 to a rock marked "R T" which is set in the center of the county road at
 a point on the subdivision line 12 54 chains South of the quarter section
 corner on the North side of section 2 in T 1 S R 28 E W N, and there ter-
 minate.

Dated at Summerville

Oregon the 3rd day of February

A D 1902

NAMES

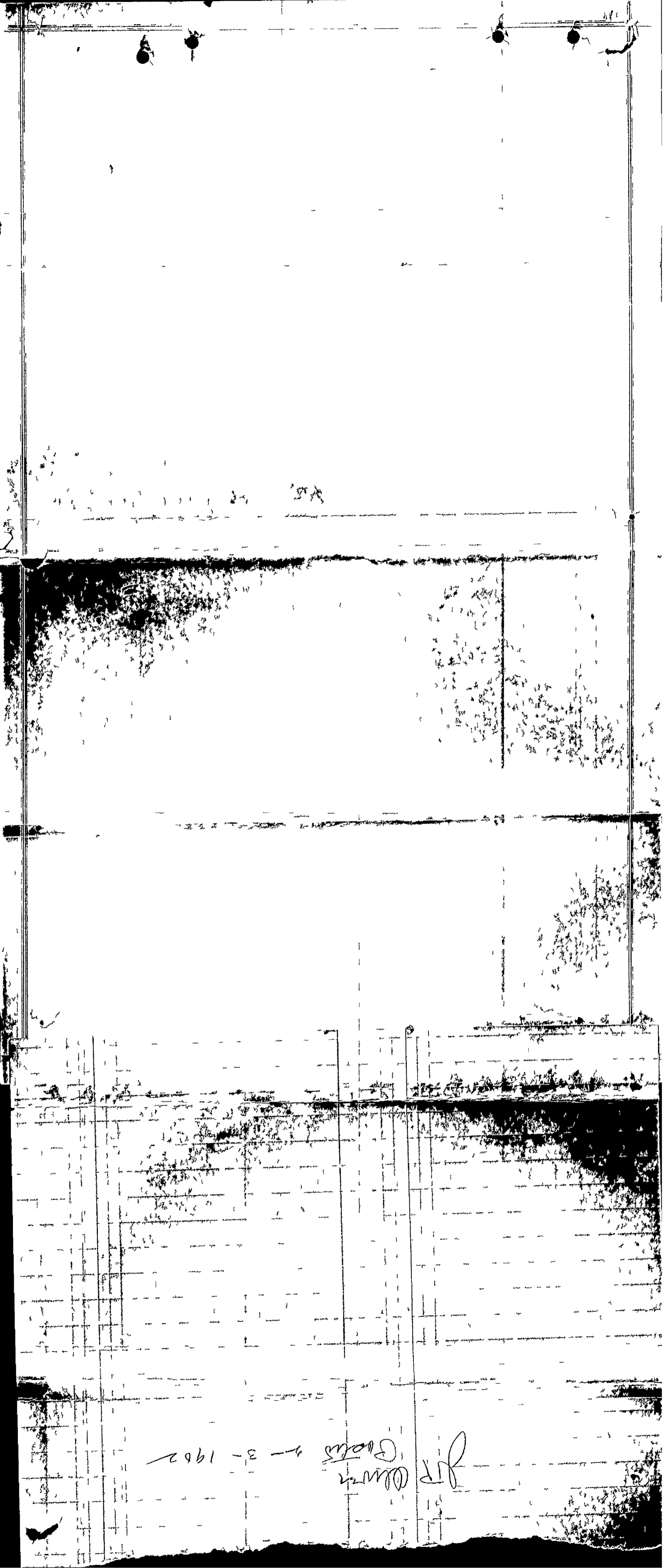
NAMES

W. Sommers
 George
 W. E. Gammann
 G. Y. Reisman
 W. W. Oliver
 C. W. Line
 B. W. Hubbs
 Wm. Mills
 J. A. Bonnette
 P. A. Shaw
 L. W. Gammann
 E. J. Tree
 G. Wacht
 W. O. Goodshen
 J. A. McRae
 John Vanderpool
 Joseph L. Foreman

A. Hing
 Fred R. Shear
 J. B. Harker
 R. S. Quinn
 J. W. Baker
 C. D. Kelburn
 John A. Murphison
 John Kuder
 J. M. Hays
 Benjamin King
 J. W. Perceast
 R. A. Wilkerson
 J. B. Sellen
 J. H. Hooper
 M. B. Bunch

Henry Stapp
 J. J. Woodell
 C. L. McKinis
 M. Oliver
 J. M. Master
 Doc Dearhart
 O. C. Buchanan
 Bull Buchanan
 Sam Glass
 D. Starkie
 O. Walker
 J. Walker
 E. Fisher
 G. Fisher

E. F. Arnold
 C. G. Nicols
 A. J. Strawn
 Geo. Sigler
 Geo. Jankins
 Wm. Jankins
 Harry Jankins
 R. Jankins
 C. Jankins



3-1962

John [unclear]

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

I, Chas W 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 on a tree at Dry creek school house and one on an old dead stump in front of Emory Fishers house, and one on a board in front of Van Loughs house, the board being nailed to the fence at the beginning of said proposed road, and all of said notices being posted by the side of the publicly traveled County road.

Thirty days previous to the presentation of the road petition therein mentioned, to-wit: On the 3rd day of February 1902, and that thereafter and thirty days previous to the presentation of said road petition

therein mentioned, to-wit: On the 4th day of March 1902, 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 4 day of March 1902

Chas W Oliver
Justice of the Peace
for Union County

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

I, J.P. Olwin being first duly sworn, say that I ~~posted three several notices, of which the notice herunto 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~~ 190~~1~~ and that thereafter and thirty days previous to the presentation of said road
petition therein mentioned, to-wit: On the 3 day of Feb 1902, I posted a true and
correct copy of said notice ^{hereto attached} at the place of holding Court for Union County, Oregon, to-wit: On the front ^{door} 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 March 1902
J.P. Olwin
E.W. Brunson
Clerk

Bond of Road Petitioners.

Know All Men by These Presents, That we, Ambrose Wright
and H. W. Oliver of the County of Union and State of Oregon,
are held and firmly bound unto said County 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 6 day of March A. D., 1902

Now, the condition of the above obligation is such, that, **Whereas,** the above-named
Ambrose Wright and H. W. Oliver and others
have petitioned the County Court of Union County, at the March term, 1902,
thereof, for a County road, described in the notice hereto attached.

Now, if the above-named Ambrose Wright and H. W. Oliver
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.

Ambrose Wright (Seal)
H. W. Oliver (Seal)

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

I, Ambrose Wright & H. W. Oliver, 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

Ambrose Wright H. W. Oliver
Subscribed and sworn to before me this 6 day of March 1902
By J. L. Ferguson County Clerk.
By Justice of the Peace Deputy.
In and for Sumner, Wash

Bond of Road Petitioners.

Road Petitioned for by

N. J. Hamilton et al.

Approved

County Judge.

Filed *Mar 6* 18*89*

J. H. Brown
County Clerk.

By Deputy.

IN THE COUNTY COURT OF UNION COUNTY OREGON.

1 IN THE MATTER OF THE ROAD PETITIONED
2 FOR BY W.S.HAMILTON, ET ALS.

3 Comes now J.R.Laramore, and represents that he is the
4 owner of an interest in the SE $\frac{1}{4}$ of Section 2, in township 1,
5 south of range 38, E.W.M. and in Union County, Oregon.

6 That the public road sought to be located, laid out and
7 established in the petition of W.S.Hamilton and others,
8 presented to the county court of Union County, Oregon, will
9 cross said lands.

10 That said land is ^{nearly} all under cultivation and planted to
11 crop. That to establish the said proposed road upon the line
12 set out in the petition, would injure his said farm and damage
13 him in the full amount and worth of \$750.00:

14 That the said road would not in any way benefit him, and
15 that he and the public have a way of easement by reason of the
16 road already traveled by the public, near the south side of
17 said tract of land. And said proposed road would not be either
18 a public or private benefit.

19 WHEREFORE he protests and remonstrates against the
20 establishment of said proposed road, and he hereby claims and
21 demands damages in the sum of \$750.00 for the establishment
22 and location of said proposed road across to said land as
23 set out in the petition therefor.

24
25 J.R.Laramore
Claimant for damages.

26 State of Oregon,
27 County of Union, SS:-I J.R.Laramore being first duly sworn
28 say, that I am the above named claimant and remonstrator and
that the foregoin ~~my~~ said remonstrance and claim for damages
is true as I verily believe.

29
30 Subscribed and sworn to before me this the 5 day of
31 May, A. D. 1902.

32 L.D. Dowell
Notary Public for Oregon.

In the County Court
of the
State of Oregon
for
Wasco County.

On the County and
Petitioners for by
M. J. Hamilton
et al.

Chas. of J. R.
Hamilton for
heirs &c.

Filed June 4, 1922.
W. W. Brown,
C. Clerk

IN THE COUNTY COURT OF UNION COUNTY, OREGON.

In the matter of the road petitioned for
by W.S.Hamilton, et als.

Comes now Anna Colt and represents that she is the owner
of the $W\frac{1}{2}$ $N\frac{1}{2}$ Section 2 twp. 1, south of range 38^{E.W.M.} in Union
County, Oregon.

That the public road sought to be located, laid out and
established in the petition of W.S.Hamilton and others
presented to the County Court of Union County Oregon, will cross
said lands in a diagonal manner:

That the same will, if the line set out in the petition,
is followed, run through valuable improvements, cause her to
remove her dwelling house and other buildings and destroy her
crops as well as to build expensive fencing:

That said land is all under cultivation and planted to crop:
that to establish the said proposed road upon the line set
out in the petition would injure her said farm and damage her
in the full amount and worth of \$1000.00:

That said road would not in any manner benefit her and
that she and the public have a way of easement by reason of
the road already traveled by the public on the ^{west} south side of
said tract of land. And said proposed road would not be either
a public or private benefit.

WHEREFORE she protests and remonstrates against the estab-
lishment of said proposed road and she hereby claims and demands
damages in the sum of \$1000.00 for the establishment and location
of said proposed road across to said land as set out in the
petition therefor.

Anna Colt
Claimant for damages.

State of Oregon,
County of Union, SS:-I- Anna Colt being first duly
sworn say that I am the above named claimant and remonstrator,
and that the foregoing, my said remonstrance and claim for
damages is true as I verily believe.

Anna Colt

Subscribed and sworn to before me this 5 day of May, A.D.
1902.

E.D. Dwyer
Notary Public for Oregon.

In the County Court of
the State of
Oregon
for Wasco County.

Shall read petition
of for by W. H. Merrill
son, et al.

Claim of Anna Bell
for same do.

Filed June 4, 1902.

E. M. Brown,
C. Clerk.

IN THE COUNTY COURT OF UNION COUNTY, OREGON.

IN THE MATTER OF THE ROAD PETITIONED

FOR BY W.S.HAMILTON, ET ALS.

Comes now Justus Wade and represents that he is the owner
and the undivided one third interest
of a life estate in the SE $\frac{1}{4}$ of Section 2 in township 1, south
of range 38, E.W.M. and in Union County, Oregon.

That the public road sought to be located, laid out and
established in the petition of W.S.Hamilton and others, pre-
sented to the County Court of Union County, Oregon, will cross
said lands.

That said land is all under cultivation and *partly* planted to crop.
That to establish the said proposed road upon the line set
out in the petition would injure his said farm and damage him
in the full amount and worth of \$1000.00:

That the said road would not in any way benefit him and
that he and the public have a way of easement by reason of
the road already traveled by the public, near the *and west* south side
of said tract of land. And said proposed road would not be
either a public or private benefit.

WHEREFORE he protests and remonstrates against the estab-
lishment of said proposed road, and he hereby claims and demands
damages in the sum of \$1000.00 for the establishment and location
of said proposed road across to said land as set out in the
petition therefor.

Justus Wade
Claimant for damages.

State of Oregon,
County of Union, SS:-I Justus Wade being first duly
sworn, say that I am the above named claimant and remonstrator
and that the foregoing, my said remonstrance and claim for
damages is true as I verily believe.

Justus Wade
Subscribed and sworn to before me this the 5 day of May,
A.D. 1902.
L. M. Dowell
Notary Public for Oregon.

In the County Court
of the
State of Oregon
Union County

Ex parte
Union County
Road by the Ham-
ilton, et al.

Claim of Justice
Made for amount

Filed June 4, 1902
G. H. Brown
Co. Clerk

REPORT OF VIEWERS.

TO THE HONORABLE COUNTY COURT FOR UNION COUNTY, OREGON:

We, the undersigned, viewers heretofore on the ^{5th} day of June, 1902, appointed to view out and assess the damages claimed by Justus Wade, Anna Calt J. R. Larramore in the matter of the proposed county road, petitioned for by W. E. Hamilton et al. we beg leave to report that on the 21st day of June, 1902, we, after being duly sworn to discharge our duty faithfully and impartially, proceeded to view said proposed road the whole distance through the premises of Justus Wade, Anna Calt, J. R. Larramore complainant, and to assess and determine how much less valuable said premises of said complainant would be rendered by the opening of said road, and we find that the premises of said complainant Justus Wade would be rendered \$ 2.25 less valuable, and that the premises of complainant Anna Calt would be rendered \$ 3.75 less valuable, and the premises of the complainant J. R. Larramore would be rendered \$ 2.75 less valuable by the laying out and establishment of said proposed road as a public highway of said county, and recommend that sums be paid to said complainant before laying out and establishing said road as a public highway.

George Jasper
J. C. Randall
Jack Ross Wright

State of Oregon }
County of Union } ss.

We, George Jasper, John Randall and Jackson Wright
heretofore appointed by the County Court of said County and State
to assess the damages that would accrue to the claimants
Gustav Wade, Anna Calt and J. R. Laramore, by reason of the
location and establishment of the proposed County Road
petitioned for by W. H. Stuffman, et al, being first duly
sworn, each for himself and rest one for the other, say,
that we will faithfully and impartially appraise the
damages that would accrue to each and all of
said claimants by reason of the location and
establishment of said proposed road
and render our report accordingly.

George Jasper
J. C. Randall
Jackson Wright

Subscribed and sworn to before me this
21 day of June, AD 1902.

C. M. Powell
Notary Public for Oregon

Filed July 24 1902

G. W. Benson, Clerk

By C. P. Schaw

copy

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

In the matter of the Road
petitioned for by W.S.Hamilton
et als-through Section 2 in Twp
1 S.Rge 38 E.W.M.

Come now A.J.Colt-et als-as remonstrators against the loca-
tion and establishment of said proposed road and show the court
by the attached affidavit that twelve of the signers of the
petition for said road are not qualified legal resident house
holders-and that their names should be stricken from said peti-
tion-or disregarded against a remonstrance.

They therefore move that that said names be disregarded
in consideration of the petition-especially against a remon-
strance-and that said petition be denied.

A.J.Colt-et als-remonstrators--per
C.H.Finn-their attorney.

Over


State of Oregon:

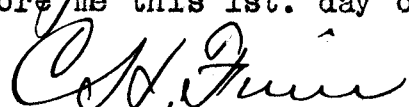
ss

County of Union:

I, A. J. Colt, being first duly sworn say that I reside in the vicinity of the proposed road petitioned for by W. S. Hamilton, and others, in Section 2, Tp.1, S. R. 38, and that I know personally all of the resident householders signing said road petition for the County Court Union County, Oregon, for the establishment and location of said proposed road; that I know C. W. Lanman, W. W. Bradshaw, C. Fisher, Fred R. Shearer, Benjamin Hug, the signers of said petition, and that neither of them is a householder; that further James L. Forman and J. H. Keller and J. H. Moore, ^{who} signed the said petition are out of the country and gone; that Henry Stoop, J. Walker and O. Walker are not residing in the vicinity of said road, the said Henry Stoop ^{living} ~~leaving~~ at Elgin nine miles away from said proposed road and the two Walkers are on Snake River 120 miles from said road, and none of these non-residents have any interest whatever in said proposed road; and R. A. Wilkison signing said petition resides near LaGrande at least fifteen miles distant from said proposed road, and I say that none of these parties are legal petitioners.

Subscribed and sworn to before me this 1st. day of July, A. D. 1902.





Notary Public for Oregon.

In County Court
Harrison D. Cooper

Director of
Roads and Highways
for the State of
Mississippi

Walter and
Arlene

Miss July 3, 1902
Wm. Brown

C. Clark

Attest
City Recorder

In the county court of the state of Oregon for the county of Union.

In the matter of the road petitioned
for by W.S.Hamilton et al.

Comes now the petitioners for the above
entitled road, by Ramsey and Oliver their attorneys, and move the court
to set aside the report of the appraisers heretofore appointed herein
for the reason that the damages found by them are manifestly excessive
and unfair and petitioners ask that new appraisers shall be appointed
by this court

Petitioners also further ask that said motion be granted for the
reason that J.R.Laramore, one of the claimants for damages, has no
interests in said lands, over which the said road is proposed.

Ramsey and Oliver

In the county court of the
State of Oregon for Union County

In the matter of the County
Road petitioned for by
W.S. Hamilton, et. al.

M O T I O N to set aside
Report of Appraisers and
appoint new

FILED MAY 31 18902.

[Signature]
County Clerk

[Signature]

[Signature]

To the Honorable County Court,
Union County, Oregon-

We, the undersigned householders and residents in the vicinity of the proposed road petitioned for by W.S. Hamilton and others to commence at a point 8 chains west of the SE cor-Sec. 2 in Twp 1 S. Rge 38 EWM-and residents of Union County, Oregon-do hereby remonstrate against the granting of said petition and the laying out, locating and establishing of said proposed road-as unnecessary and entailing more and unnecessary expense to the County and residents to open and maintain the same-and that there is another road traveled connecting the same county roads and within half a mile of this proposed road. Dated this the July A.D. 1902-

J. P. Sarasonne
J. D. Wade
B. S. Brooks
J. H. Trickett
H. L. West
W. D. Whinn
W. J. East
G. S. Rapp

Faint, mostly illegible text at the top of the page, possibly a header or introductory paragraph.

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

Complaint of
J. P. Lawrence, et al
against the owners of
certain lots situated
near Bay View, Hamilton, et al

Dated July 5, 1905
J. P. Lawrence, Clerk
By W. J. DeLoach
Deputy

To the Honorable County Court,
Union County, Oregon-

We, the undersigned householders and residents in the vicinity of the proposed road petitioned for by W.S. Hamilton and others to commence at a point 8 chains west of the SE cor-Sec. 2 in Twp 1 S. Rge 22 E2E and residents of Union County, Oregon do hereby remonstrate against the granting of said petition and the laying out, locating and establishing of said proposed road as unnecessary and entailing more and unnecessary expense to the County and residents to open and maintain the same and that there is another road traveled connecting the same county roads and within half a mile of this proposed road. Dated this the July 1, A.D. 1902.

Justin Wade
W. L. Engelt
J. C. Johnston
John Lewis
J. M. Lester
B. E. Slack
George Ott
C. D. McDowell
W. H. Berry
Chas. Thomas
J. M. Choate
J. J. Strain
H. J. Hunter
C. H. Bressel
Wm. Schoale
J. E. Myers

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

Remembrance of
Quatro Wade et al
against allowance of
County road petitioned
for by Washington
et al.

Filed July 5, 1902
J. W. Benson, Clerk
By E. J. Lehman
W. W. W.

F. H. Wodine
K. W. W.
O. W.

To the Honorable County Court,
 Union County, Oregon

We, the undersigned householders and proprietors in the
 vicinity of the proposed road petitioned for by W. B. Hamilton and
 others to procure at a point a certain west of the said road, a
 strip of land for a road to be laid out and maintained for the
 use of the public and to be known as the "Union County Road".
 The said road is shown on the map attached to this petition and
 the same is hereby laid out and established and the same is
 hereby dedicated to the use of the public and to be known as the
 "Union County Road".

A. B. Smith J. B. Clark G. B. Long O. B. King A. E. Lewis O. A. Reed J. A. Brown S. A. Myers J. B. Taylor E. G. Jackson W. M. Carter J. L. White A. F. Green	S. M. Bennett W. M. Hall J. J. Smith A. B. Johnson J. W. Little W. M. Tucker J. L. Slack Geo. Wall C. H. Arnold F. A. Barnes W. L. Hale Fred Green J. C. Baker
--	--

W. J. Underwood
 A. B. Dunkle
 W. J. Franklin

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

Administrance of
A J Coak et al
against allowance of
County roads patented
for by W. Hamilton, et al

Filed July 5 1902
C. W. Benson Clerk
B. C. Pritchard
Deputy

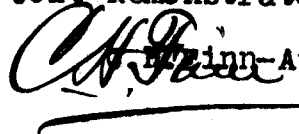
In County Court of Union County, Oregon-

In the Matter of the Road
petitioned for by W.S.Hamilton
et als-

Comes now Anna Colt-who remonstrated against prayer of petition of W.S.Hamilton et als for location of a public road across her land and filed claim for damages therefor-and moves the court to strike out the report of the viewers who first reviewed the proposed road-and whose report is favorable for the location of said proposed road and the establishment thereof-for the reason that the said viewers did not comply with Sec.4065 of Hill's Annotated Laws of Oregon-in this:-That they neither met at the time and place specified in the order of the County Court or within five days thereafter-and proceed to view,survey and layout said road-as shown by their report-and that their proceedings are therefore illegal and void-and should not be adopted by the county court.

And the remonstrator further moves the court to deny said petition for said reason.

Anna Colt-Remonstrator-by

-Attorney.

In County Court
Union Co. Ore

In the matter
of the road
to the town of
by Mrs. Howden
Shells

Motion by
administrator

This July 5 1902

L. W. Benson

Clerk

L. W. Benson
Att'y for Removist

State of Oregon
County of Union } ss

I hereby certify that in the matter of the County road petitioned for by W. S. Hamilton 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

REPORT OF VIEWERS.



To the Honorable County Court for Union County, Oregon:

The undersigned viewers heretofore on the 6th day of May 1902, appointed to view, 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. S. Hamilton, et. al., beg leave to report that on the 22nd day of May, 1902, 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.

Peter McDonald
J. A. Woodell
L. B. Messer

} Viewers.

State of Oregon }
County of Union } ss.

I hereby certify that in the matter of the
County road petitioned for by W. S. Hamilton and others,
that the field notes made by me are true and correct,
and that the Plat accompanying the same is a true
and correct representation together with angles and distances
of said road.

Arthur Curtis
County Surveyor

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
W. S. Hamilton et al., beg leave to report that
on the 22 day of May 1902, 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:

Commencing at a Rock marked R" at a
point 8 Chs, west of the South East Cor. of Sec. 2
T. 1 S. R. 38 E. N. M. Thence North 21° West
42.15 Chs. to angle 1" a rock; Thence North 34°
West, 10.06 Chs. to a rock marked Angle 2" Thence
North 35° West 21.50 Chs to a rock marked R. T
which is set in the center of the County Road at a
point on subdivision line, 12.54 Chs South $\frac{1}{4}$ Sec Cor
on North side Sec 2, T. 1 S. R. 38 E. N. M.

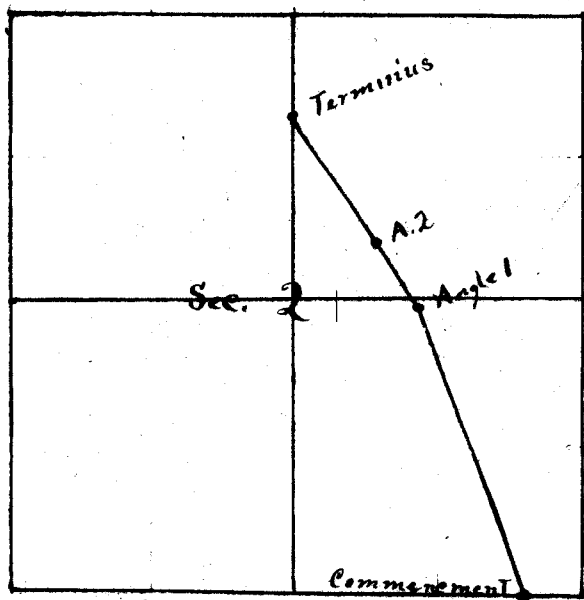
Arthur Curtis
County Surveyor.

Post Believes for
by W. J. Hamilton
and

Filed June 4, 1902.
by W. J. Hamilton
& Clerk

Road Petitioned for by W. S. Hamilton et. al.

Town. 1 South Range 38 East W. M



554

Third Judicial Day

Friday, April 4, 1902.

Court met pursuant to adjournment

Present same officers 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

By, Wilson County, Judge
Robert Blumentstein Commissioner

Thereupon the following proceedings were had, to wit

In the matter of the County Road }
petitioned for by W.S. Hamilton, et al }

Came now, W.S. Hamilton, 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 a point 8 chains west of the South east corner of Section 2, in Tp 1 S. R. 38 E. W. 4 at a rock marked "R" thence North 21° West 42.15 chains to a rock marked Angle 1, thence North 31° West 10.06 chains to a rock marked Angle 2, thence North 35° West 21.50 chains to a rock marked "C" which is set in the center of the County road at a point on the subdivision line 12.54 chains South of the quarter section corner on the North side of Section 2, Tp 1 S. R. 38 E. W. 4 and there terminates.

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 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 on a tree at Long Creek School House and one on an old dead stump in front of Enos Fisher's house and one on a board in front of Van Long's house, the board being nailed to the fence at the beginning of said proposed road and all of said notices being posted by the side of the publicly traveled County road for more than

Third Judicial Day

Friday, April 11, 1902.

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; that 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 T. J. Glenn, J. L. Woodell and L. S. McKernon be appointed viewers of said road and that Arthur Curtis be appointed Surveyor of said road, and that they meet at Summerville Oregon, on Thursday the 22 day of April, 1902 at the hour of 9 o'clock a. m. and after qualifying, to view, survey and lay out said road according to law.

In the matter of the petition of
David Beveridge for Liquor
License at North Powder, Oregon }

This matter came on to be heard at this time upon the petition of David Beveridge to sell spirituous, vinous and malt liquors in less quantities than one gallon in the precinct of North Powder for period of one year from the 6th day of April, A.D. 1902. And it appearing to the Court that the petition is signed by a majority of the legal voters of North Powder precinct and that due and legal notice thereof has been given as is evidenced by the affidavit of publication filed herein; said notice having been published in the Powder Valley Echo a weekly newspaper of general circulation published in North Powder, Oregon; that the applicant has paid the Treasurer of Union County, Oregon, the sum of Four Hundred Dollars (\$400.00) and has filed the receipt of said Treasurer with the Clerk of this Court. That no remonstrance or petition against the issuance of said license has been filed herein. It is therefore considered and ordered that a license issue to the said David Beveridge to sell spirituous, vinous and malt liquors in less quantities than one gallon in the precinct of North Powder for a period of one year from the 6th day of April A.D. 1902.

In the matter of the road petitioned
for by Cyrus Rusk, 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

First Judicial Day

Wednesday, May 7, 1901.

forty feet in width. 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 pasted 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 on the North side of Masonic Cemetery on the line of the proposed road on a post the same being in a conspicuous place and in plain view of the public; one on a post at the terminus of the road intersecting Washington Avenue, City of La Grande; One on a board at the Catholic Cemetery at the South terminus of the road in plain view where they might be seen and read, for more than 30 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 pasted 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 considered and ordered that B. F. Owsley, Wm Jasper and Geo. W. Moore, be appointed viewers of said road, ^{and that certain certificates be appointed a change of said road.} and that they meet at the beginning of road on Monday the 19th day of May, 1902, at the hour of 1st o'clock P.M. and after qualifying, to view, ^{survey and} lay out said road according to law.

In the matter of the County Road
petitioned for by W. H. Hamilton, et al.

Came now W. H. Hamilton, 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, bounded as follows, to wit: Commencing at a point 8 chains west of the southeast corner of Section 2, in Tp 1. R. 38 E. W. 4 and a rock marked "R" thence North 21.00° 42.15 chains to a rock marked Angle 1, thence North 31 degrees, west 1006 chains, to a rock marked Angle 2, thence North 35 degrees west 21.50 chains to a rock marked "R" which is ^{set in} the center of the County road at a point on a subdivision line 12.54 chains South of the quarter section corner on the North side of Section 2, in Tp 1. R. 38 E. W. 4 and there terminates

First Judicial Day.

Wednesday, May 7, 1902.

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 on a tree at Dry Gulch School House and one on an old dead stump in front of Erns Zischer's house and one on a board in front of Van Lang's house; the board being nailed to the fence at the beginning of said proposed road, and all of said notices being posted by the side of the publicly traveled County 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 Peter McDonald, J. Woodell and L. W. Kemmon be appointed Viewers of said road and that Arthur Curtis be appointed Surveyor of said road and that they meet at Seemerville on the 23rd day of May, 1902, at the hour of 9³⁰ o'clock A.M. and after qualifying to view, survey and lay out said road according to law.

In the matter of the petition of
 Kirkpatrick for a Liquor
 License in Island City.

This matter came on to be heard at this time on the petition of Kirkpatrick to sell spirituous, vinous and malt liquors in less quantities than one gallon in Island City for a period of six months from the 1st day of May, A.D. 1902. And it appearing to the Court that the petition is signed by a majority of the legal voters of said precinct and that due and legal notice thereof has been given as is evidenced by the affidavit of publication filed herein; that said notice was printed in the Lalsprand Chronicle a newspaper printed and published in Lalsprand, Oregon, and of general circulation throughout the State; that the applicant has paid to the Treasurer of Union County, Oregon, the sum of

First Judicial Day

Wednesday, June 11, 1902,

a public highway of Union County, Oregon, and all the proceedings herein having been regular and according to law, and no petition or claim for damages having been filed herein except the claims of A. W. Johnson, M. J. Anson, and J. C. Anson heretofore disposed of by this Court and there having been no cause shown why this proposed road should not be declared a public highway and ordered opened 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 report of the viewers and surveyor be approved and adapted 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, upon the payment by petitioners of the several sums awarded to the claimants for damages herein, viz. A. W. Johnson \$155.00, M. J. Anson, \$65.00, and J. C. Anson \$65.00; and it further appearing to the Court that said road will be of considerable public utility and that the County should pay part of said damages and that \$130.00 is a proper amount to be paid by the County therefor. It is therefore ordered by the Court that the sum of \$130.00 be appropriated and paid out of the County Treasury in payment of part of said damages; and that upon payment of the balance of said damages by the petitioners, the Clerk of this Court is authorized and directed to issue warrants upon the general funds of the County in favor of A. W. Johnson for \$155.00, M. J. Anson for \$65.00 and J. C. Anson for \$65.00 respectively. 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 the book of Plats of County Roads of Union County, Oregon, and that S. A. Jackson, road supervisor of Road Dist No. 21, 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 upon the compliance of the petitioners with the terms of this order.

In the matter of the proposed County road petitioned for by W. S. Hamilton 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 first reading, and said report having been read in open Court, as required by law, It is therefore ordered that said report be laid over for a second reading on some other day of the present term.

Second Judicial Day

Thursday, June 5, 1902.

Court met pursuant to adjournment,

Present same officers 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. F. Wilson County Judge
Robert Blumentein, Commissioner
Jos. A. Pitcher Commissioner

Whereupon the following proceeding were had, to wit:

In the matter of the proposed County
Road petitioned for by M. Hamilton, et al

This matter came on to be heard at this time on the report of the viewers and surveyor filed herein for its said reading as provided by law and also upon the claims of Justus Wade, Anna Calt and J. R. Larremore, for damages on account of the location and establishment of said proposed road, the same being described as follows, to wit: Commencing at a point 8 chains west of the Southeast corner of section 2, in Tp 10. N. R. 38. E. 10. W. at a rock marked 37, thence North 21° West 42.15 chains to a rock marked Angle 1, thence North 3° West 10.06 chains to a rock marked Angle 2, thence North 35° West 21.50 chains to a rock marked "B" which is set in the center of the County road at a point on the subdivision line 12.54 chains South of the quarter section corner on the North side of Sec 2, in Tp 10. N. R. 38. E. 10. W., and there terminate, and it appearing to the Court that Justus Wade, Anna Calt and J. R. Larremore claim to be the owners of land over and across which the above named proposed County road as viewed and surveyed extends; that Justus Wade and Anna Calt will each be damaged in the sum of \$1000.00 and J. R. Larremore in the sum of \$750.00 by the location and establishment of said road. It is therefore considered and ordered by the Court that George Jasper, John Pandall and Jackson Height be appointed appraisers to examine the premises of said claimants Justus Wade, Anna Calt and J. R. Larremore, the entire distance through which said proposed road will pass, and report to this Court how much less valuable the premises of the said claimants would be rendered by the location and establishment of said road and that they meet at Summerville, Oregon on Saturday, June 21, 1902, at 10 o'clock

Second Judicial Day

Thursday, June 5, 1902.

a. m. and after qualifying to proceed to view and assess the damages that would accrue to said claimants by reason of the location and establishment of said proposed road and render their report to this Court at the July term, 1902.

In the matter of the County Road } # 1
petitioned for by Geo Harmon, et al }

This matter came on to be heard at this time on the remonstrance of Geo O'Connor by O. B. Cochran his attorney, against location and establishment of a proposed County Road, petitioned for by Geo Harmon, et al, after hearing the arguments of Council and the Court being fully advised in the premises, It is hereby ordered that said remonstrance be overruled.

In the matter of the County Road } # 2
petitioned for by Geo Harmon, et al }

This matter came on to be heard upon the remonstrance of Geo O'Connor by O. B. Cochran his attorney, against the location and establishment of a proposed County Road petitioned for by Geo Harmon, et al, and after hearing the arguments of Council and the Court being fully advised in the premises. It is ordered that said remonstrance be overruled.

In the matter of the proposed
County road petitioned for } # 1
by Geo Harmon, 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 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 6th day of May 1902, appointed to view, lay out and alter the proposed County road, of which the survey hereto attached is a true and correct description, as petitioned for by Geo Harmon, et al, beg leave to report that on the 19th day of May, 1902, 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 said proposed road for the whole distance thereof, and that in our opinions said proposed road

First Judicial Day

Wednesday, July 2, 1908.

this time on the application of the Honorable County Judge of Baker County, Oregon, for reimbursement on account of expenses incurred by Baker County for medical attention and care given Alf Dawson an indigent person, claiming to be a resident of Union County Oregon, and it appearing to the Court that the said Dawson was sent to Baker County by Dr. W. T. Foxe, and that a doubt exists as to whether said Dawson was a resident of Union County at the time of his departure for Baker County. It is therefore considered and ordered by the Court that said application be and the same is hereby denied.

In the matter of the application }
of Inez Guild for County aid }

This matter came on to be heard at this time on the application of Inez Guild for county aid, from which it appears that petitioner is a resident of Union County, Oregon; that she is afflicted with rheumatism and unable to earn a living for herself; that she has an invalid daughter dependant upon her support; that she has no friends or relatives who are able or willing to render her any assistance. It is therefore considered and ordered by the Court that an allowance of \$12.00 be made her and it is further ordered that the Clerk of this Court issue a warrant in her favor for said amount and forward same to her address at Elgin, Oregon.

In the matter of the County road }
petitioned for by W. S. Hamilton et al }

This matter came on to be heard at this time on the report of the viewers and surveyor filed herein for a first reading and said report having been read in open court as provided by law, it is therefore ordered that said report be laid on the table for a second reading on some other day of this term.

In the matter of the application }
of George May for Co aid }

This matter came on to be heard at this time on the application of George May for County aid from which it appears that said applicant is a resident of Union County, Oregon that he is paralyzed and unable to earn sufficient money for his support; that he has no friends or relatives who are able or willing to render him any assistance. It is therefore ordered that a warrant be drawn in his favor in the sum of \$12.00 and forwarded to him at LaGrande, Oregon.

First Judicial Day

Wednesday, July 2, 1907

Class	Number	By whom ordered	For what issued	Am't
W	1863	Wm Smith	Conveying Carvers Jury to Ragans place here Ragans Bldg	4 00
"	1864	Robert Deal	Billing for County roads	62 60
"	1865	JW Knowles	Preparing affidavits Indg persons	4 00
"	1866	Frank Kempe	Services as Supvrs Rd Dist # 28	50 00
"	1867	Jas H Parity	Road Road Sacs. Rd Dist # 13422	15 75
"	1868	Pac States Tel & Telg	Tel rent and messages as per bill	2 50
"	1869	Mrs Elm Reason	Relief for July - 1907	12 00
"	1870	Mrs Aug Guild	" " " "	12 00
"	1871	George May	" " " "	12 00
"	1874	R B Butler	" " " June	12 74
				181 09

And the following bills were ordered paid by warrants drawn on the contingent fund

*	1580	John Frawley	Cash paid for stamps	1 50
*	1579	John McPherson	" " " "	2 50
"	1581	A. H. Downing	Cash paid for Tel Mess stamps as per bill	23 50
"	1584	E. E. Bragg	Travelling expenses as per bill	50 00
"	1583	A. H. Downing	Delivering Ballot boxes per bill	24 00
"	1584	G. W. Benson	Cash paid for work on Del Tax road	20 00
"	1585	G. W. Benson	Cash paid for stamps, Del Messengers, etc	12 35
"	1586	G. W. Benson	Judgment & Trial Fee, Baker County vs G. W. Benson, et al	88 50
"	1587	Alex Slater	Pauper Account	82 20
"	1588			304 60

In the matter of the proposed County road petitioned for by W. D. Hamilton, et al

This matter came on to be heard at this time on the report of the viewers heretofore appointed herein to assess the damages that would accrue to Justice Wade, Dunsberry and Barranmore by the reason of the location and establishment of said proposed road, which report in words and figures, as follows, to wit:

Report of Viewers

To the Honorable County Court for Union County, Oregon
 We, the undersigned, viewers heretofore on the 5th day of June, 1907, appointed to view and assess the damages claimed by Justice Wade, Dunsberry and Barranmore in the matter of the proposed county road, petitioned for by W. D. Hamilton, et al, we beg leave to report that on the 21st day of June, 1907, we, after being duly sworn to discharge our duty faithfully and impartially, proceeded to view said proposed road the whole distance through the premises of Justice Wade, Dunsberry & Barranmore complainants and to assess and determine how much less valuable said premises of said complainants would be rendered by the opening of said road, and we find that the premises of said complainant Justice Wade would be rendered \$275 less valuable, and the premises of Dunsberry & Barranmore would be rendered \$275 less valuable and the premises of complainant J. W. Barranmore would be rendered \$275 less valuable by the laying out and establishment of said proposed road as a public highway of said County and recommend that said sum be paid to said complainants before laying out and establishing said road as a public highway.

Chas. Jensen
 J. C. Raudall
 Jackson Long

Whereupon it was ordered that said report be accepted and Supervisor of the road district in which said road is situated ordered to open up said road for travel according to law, upon the payment of the amount of damages as assessed by said appraisers.

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

B. F. Trisler
 Robert Blumentritt
 Jas. A. Pilcher
 Just
 Commissioners
 Commissioners

Fifth Judicial Day

Tuesday, July 9, 1902

that Florence Dabbin claims to be owner of lands over and across which the above named proposed County road as located and surveyed extends; that Florence Dabbin will be damaged in the sum of \$2000⁰⁰ by the location and establishment of said road.

It is therefore considered and ordered by the Court that B. F. Owensby, D. A. McClinton and W. D. Campbell be appraisers to examine the premises of said claimant Florence Dabbin the entire distance through which said proposed road will pass, and report to this Court how much less valuable the premises of said claimant would be rendered by the location and establishment of said road, and that they meet at the beginning of said proposed road on Saturday, August 2, 1902 at 10 o'clock A. M., and after qualifying to proceed to view, and assess the damages that would accrue to said claimant by the reason of the location and establishment of said proposed road and to render their report to this Court at the August term, 1902.

In the matter of the proposed County road petitioned for by W. S. Hamilton, et al.

At this time is presented to the Court, the motion of Ramsey and Olson, Attorneys for petitioners, moving that the report of the appraisers heretofore appointed herein be set aside and dismissed for the reason that the damages as assessed by said appraisers are excessive and unfair, and the Court having taken said motion under advisement, and ^{being} fully advised in the premises, It is therefore considered and ordered by the Court that said motion be and the same is hereby denied.

In the matter of the proposed County road petitioned for by Ed. Burroughs

This matter comes 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 the viewers being in words and figures following, to wit:

Report of Viewers

To the Honorable County Court for Union County, Oregon.

The undersigned viewers heretofore on the 11th

Sixth Judicial Day

Wednesday, July 9, 1902.

Class	Number	To Whom Issued	For What Issued	Amount
LR	41	Dr. A. H. Richardson	Medical Attendance Pagan injured	5 00
"	42	F. S. Danahoe	Jurat Pagan Inquest	2 30
"	43	J. M. Hieto	Jurat Pagan Inquest	2 30
"	44	Geo. H. Curry	" " "	2 30
"	45	O. J. Carlidge	" " "	2 30
"	46	H. Hawthorn	" " "	2 30
"	47	E. J. Eckley	" " "	2 30
And the following bills were ordered paid by warrants drawn on the Contingent Fund:				18 80
C	1577	John M. Gilliam	Bills paid for stamps etc as per bill	2 50
E	1580	John D. Hunter	" " " " " " " "	1 50
P	1581	S. J. K. Deering	" " " " " " " "	23 50
E	1582	E. E. Parag	" " " " " " " "	50 00
E	1583	S. J. K. Deering	Traveling Exp	24 00
E	1584	E. W. Ransom	Carriage paid for work on Del. Exp. also lost	20 00
E	1585	E. W. Ransom	" " " " " " " "	12 38
E	1586	G. W. Ransom	Judgment & trial fee Bunker Co. m. Ransom	88 50
E	1587	W. H. G. G. G.	Stamp act for June 1901	32 20
C	1588	A. P. M. David	Rail road work on Ballou's Hill	12 50
C	1589	Clark & Buchanan	Invoices reporting County records	150 00
C	1590	Leon Brown	Cash paid for stamps, etc	10 13
				497 13

In the matter of the proposed County road petitioned for by W. S. Hamilton, et al

This matter came on to be heard at this time on examination and consideration of the proof furnished as to qualifications of persons signing petition in connection with objections thereto, and it appearing to the Court that said objections should be sustained. And it further appearing to the Court that the remonstrance contains a greater number of names than the petition, it is therefore considered and ordered that said petition be and the same is hereby dismissed.

Thereupon the journal of today's proceedings was read, approved and is here now signed, and it was further ordered that Court be now adjourned for the term,

M. A. Harrison County Judge
 Robert B. Blumenthal Commissioner
 Jas. A. Sulcher Commissioner

First Judicial Day

Wednesday, August 6, 1902

points above stated in Secs 17 & 20. Tp 5 S R 39 EWMO thence along County road, commencing at the NW corner of Sec 4. Tp 6 South of Range 39 EWMO; thence South on Section line to Wolf Creek County road to the NW corner of Section 16. Tp 6 S R 39, EWMO and to wester one mile on Tp line Sec 33, Tp 5 S R 39 EWMO. And it appearing to the Court that said petition is signed by more than twenty 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 is satisfactorily appearing to the Court that notice has been given by advertisement posted at the place of holding 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 on a board nailed to a stake at the commencement of said proposed road, one on a fence corner at the NW of NW^{1/4} of Sec 4. Tp 6 S R 39 EWMO at intermediate along line of proposed road and one at the terminal of said proposed road, all notices being in plain view of the public, for more than thirty days prior to the presentation of said petition to this County, notifying all persons concerned that application would be made to this Court at the present session of this Court; that all of said notices 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. A. Davis Ed Carnes and Wm Luskam be appointed Viewers of said road and that Arthur Curtis be appointed Surveyor of said road and that they meet at Mr. Coanman's residence on the 25th day of August, A.D. 1902, at the hour of 9 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. Hamilton, et al

And now at this time this matter came on to be heard upon motion and application of petitioners for order opening up and setting aside the order of dismissal heretofore made herein. The petitioners appearing by Turner Oliver of counsel and remonstrators by O. A. Finn of counsel, and the Court being fully advised in the premises said application and motion is hereby denied.

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