

No 31 Fair

in

Circuit Court

State of Oregon

Plaintiff

vs

D P McDaniel
A Shaw &
N. C. McLeod

Defendant

Action for Contempt of Court

Docket

Page

Attorney for Plaintiff

Attorney for Defendant

REVERE IS A DOCUMENT SERVICE
M F BR 41401 HP 2 N P 1170 MP Y
124 WAL ST: 1 CR N H
12 12 A 22 23

Record of the Case.

76

WITNESSES

1876
Mar 9 Pchto - rec Viewers app'd
Journal A p 470
Apr 3 1st reading a final
Journal B 1 4
Apr 4 ordered opened
Journal B p 6
May Correcting record
Journal B p 470

Road

Commencing at stake marked B in
Sec 2 T 1 R 4 E to Co Road -
near Dave Jarvis near Fish Trap

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

76

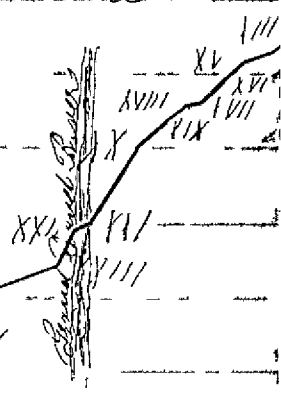
County of Union } ss
State of Oregon }

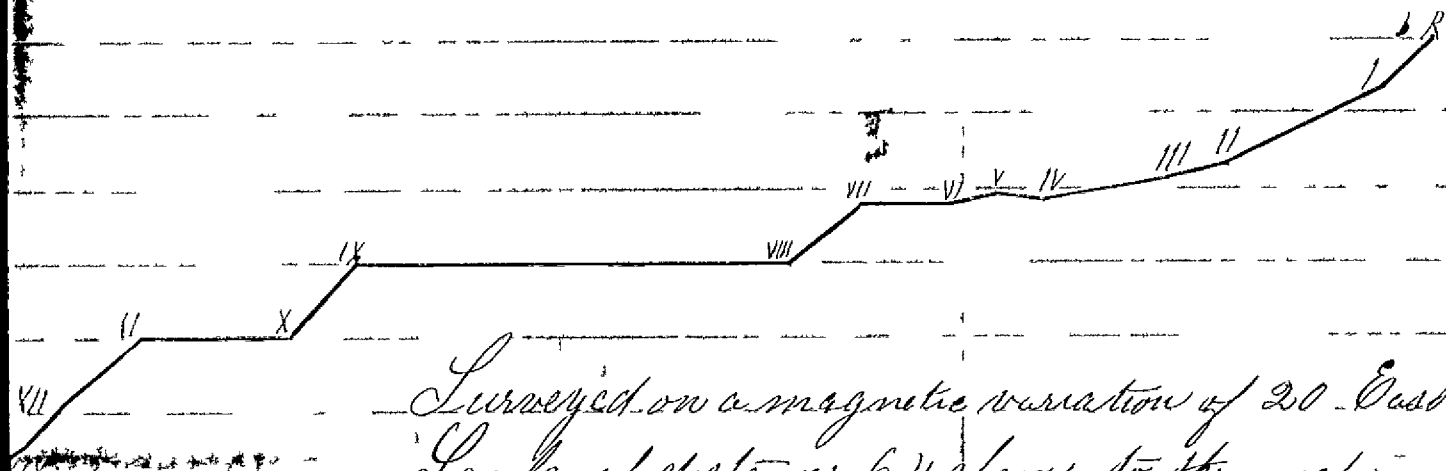
I Willis Shuff County Surveyor
in and for the County and State aforesaid
do hereby certify that the within field notes
of the survey of a proposed County road from
a post marked B in Sec 2 Town 1 North Range 40
East thence across Grand Rapids river to intersect
the County road leading from Summerville to
Indian Valley are correct as made by me
under the supervision of the viewers on
the 17th and 18th days of March 1876

Willis Shuff
County Surveyor

Report to members of the survey of the proposed County road from a post marked B in Sec 2, Town 1 North Range 40 East thence across Grand Round river to intersect the County road leading from Pannamsville through Indian Valley. Beginning at a post ^{marked} B R thence

S 66° W 57	1	Thence
S 77° W 20	2	Thence
S 90° W 46 chs	A III	Thence
N 85° W 17.50 chs	A IV	Thence
S 78° W 14 chs	A V	Thence
S 48° West 2850 chs	A VII	Thence
S 52° W 29.50	A VIII	Thence
West 140	A IX	Thence
S 43° W 30.50	A X	Thence
West 49.50 "	A XI	Thence
S 51° W 32	A XII	Thence
S 43° W 15	A XIII	Thence
S 55° W 13	A XIV	Thence
S 72° W 10	A XV	Thence
S 50° W 10	A XVI	Thence
S 45° W 10.50 "	A XVII	Thence
S 78° W 5 "	A XVIII	Thence





Surveyed on a magnetic variation of 20 East
 Scale of distances 64 chains to the inch
 Whole distance 9 miles and 850 chains

S 56° W	7.50 chs	to post marked	A XIX	Thence
S 48° W	11.50			at XX
S 33° W	26.50			at XXI
S 65° W	5.50	"		at XXII
S 26° W	11.50	"		at XXIII
S 70° W	50	"		at XXIV
N 85° W	7.50	"		at XXV
S 52° W	12	"		at XXVI
S 72° W	15	"		at XXVII
S 58° W	27	"		R. T. and

intersecting the Summersville and Indian Valley
 County road

Willis Shuff
 Co. Surveyor

Black

Need kind 3/24/96
P & Co
by White

To the Hon. County Court
 of Lincoln County, Or. Oregon
 We the undersigned Viewers
 Appointed to view out a proposed
 County road commencing at a post
 Marked B, in Section 2 Town 1 N
 Range 10, East thence across
 Grand Point river to intersect
 the County road leading from
 Siusnessville, would respectfully
 Submit the following report;
 we met on the day set in your
 Order and after being first duly
 Sworn in compliance with the
 Surveyor we proceeded to view
 Survey and lay out said road
 as directed and as shown by the
 Surveyors report and plat Submit
 Hereunto we find the road to be
 laid on good ground taking into
 Consideration the rolling Country
 Throo which it passes and not
 Experience to open it is laid as
 Near on the old bulover road as
 possible without Creating damage
 And as this road is absolutely
 Necessary to this section of the County
 we respectfully recommend its Establisht
 ment as such by your Hon Body

Viewers } J. W. White
 } J. Long
 } Andrew Donnelly

News report

Food April 5th 1937
100 lbs
C. Lane

-9

Know all men by these presents
that we Jackson Graham & William
Owby hereby undertake and do by
these presents bind ourselves to pay all
Expenses of the Survey & view of a
certain proposed County road commencing
at a stake marked B in Sec 2. T. 1 N.
of R 40 E & Ending near Dave Progs in
Union County Oregon

Sealed with our seals & dated the 8th day of March
1876

The condition of the above obligation is
such that if the above proposed Co-
Road is established & a County Road then
this obligation to be null & void otherwise
to remain in full force & effect

In presence of
R S Bates

William Owby (S S)
Jackson Graham (S S)

Board

Notice

Notice is here-by given that there will be a petition presented to the County Court of Union County, State of Oregon (Circuit Term) asking for the location of a County road in the County of Union, State of Oregon, Commencing at a stake marked B in Sec 2 S T P of R 24 E on the Wallowa road, thence on the most practical rout to the S.W. corner of Sec. 4 in said Township, thence west on the Sec line one and a half miles to a half mile stake, thence on the most practical rout (not doing material injury to any one) to a point near and North of Patterson's Dwelling thence on the most practical rout crossing the Grand Round river at or near the fish trap ford and intersecting the County road (leading to Somerswell) near Dave Troys.

This January 5th A D 1876

State of Oregon }
County of Union }

ss Jackson Graham
being duly sworn say

that four of the within notices have been
posted more than 30 days prior to this date
as follows one on the court house door
in Union in said county & 3 along the
route of said proposed road }

Subscribed & sworn to before
me this 8th day of March 1876 }

R S Calis }

J. C. Clark }

Jackson Graham

January 5th A D 1816

To the Honorable County Court of Olney
County State of Oregon (March Term)

We the undersigned House Holders Twelve
of whom are Citizens in the vicinity of the
proposed road, would respectfully ask your
Honorable Court to grant the location of
a County road in the County of Olney
State of Oregon, Commencing at a stake
marked B in Sec 2 T 1 N of R 40 E on
the Wallowa road, thence on the most prac-
tical rout to the S W. corner of Sec 4 in
said Township, thence west on the Sec line
one and a half miles to a half mile stake
thence on the most practical rout (not
doing material injury to any one) to a
point near and N North of Patterson
Dwelling, thence on the most practical
rout crossing the Grand Round river
at or near the fish trap ford and inter-
secting the County road (leading to some
mills) near Dave Troy's

For the grant of the above named

Names	Names
J. M. Barlett	W. A. Smith
Jackson Graham	M. Boly
William Ownley	James Patterson
John Graham	D. Long
J. C. Ownley	John S. Chismore
John Boly	John Weaver
J. Huffman	W. W. Hayden
J. W. Huffman	Christed Gordon
J. S. Barnes	J. F. Knight
C. A. White	J. R. Johnson
J. L. Fine	O. Holabird
Peter Baeyer	M. A. Stevenson
James Inkeris	W. J. Harper
W. Fine	James Boly

Filed March 27

1976

Reals
a Book

Frank J. Jarry
Boris Smolky

John Macis
50 West St

Mr. Denting

Blow the papers

Robert J. Jarry

Dear Mr

Frank Jarry

March 8th 1876

At a Regular Term of the County Court of Union County Oregon, begun and held at Union in said County on Wednesday March 8th 1876.

There was present Hon. O. B. Brainerd Co. Judge, Jesse Smiles
J. L. Curtis, Sheriff & R. S. Coates County Clerk

Due Proclamation of the opening of Court having been made the following proceedings were had, to wit

In the matter of
Road Petition

Now on this day come William Olmby, a presents, a Road petition signed by him and thirty others, all residents of Union County and living in the vicinity of said Road and asks the Court to have a county road, viewed, surveyed & established, as follows.

Commencing at a stake marked B in Sec 2 T 1 N of Range 40 East on the wallowa road thence on the most practical rout to the S W corner of Sec 4 in said Township thence west on the Section line one and half miles to a half mile stake, thence on a most practical rout (not doing material injury to anyone) to a point near and north of Pattersons dwelling, thence on the most practical Rout crossing the Grande Ronde River at or near the fish trap ford and intersecting the county Road, leading to Summerville near Dave Trapp.

The Petition for the above road was accompanied by satisfactory proof that four Notices had been posted according to law, also by Bond to pay all costs in case said road is not located, and it appearing to the Court that the said petitioners have proceeded according to law, it is therefore ordered that Jacob Long,

April 3rd 1876.

In the matter of
Road Viewers Report

Now on this day was read for the first time the Report of the viewers heretofore appointed viewers to view out a proposed County Road commencing at a post marked B in Section 2 Town one North Range 40 East thence, across Grande Ronde River to intersect the County Road leading from from Summerville. Report favorable.

In the matter of
Road viewers Report

Now at this time was read the first time the report viewers on the Road from the center of Sec 27 T 2 S R 38 E thence North to intersect the C Road. Report favorable

In the matter of
Justice of the Peace

Now on this day there was presented a petition, asking for the appointment of John McCall, as Justice of the Peace for Silver Lake Precinct.

It is therefore ordered that John McCall be and he is hereby appointed a Justice of the Peace in and for Silver Lake Precinct Union County Oregon, and that he be authorized to take his oath upon his filing a good & sufficient Bond and oath of Office, as required by law.

Court then adjourned until tomorrow morning, at 9 O'clock.

a good and sufficient bond has been filed. It is therefore ordered by the Court that L. A. Blacker, David Johnson and E. B. Hiltz be appointed viewers and Willis Skiff Surveyor to view, survey and report upon said proposed road and that they meet at the house of A. C. Cook on the 13th day of April 1876., and, duly qualify before entering upon the discharge of their duties in this behalf.

In the matter of }
Road Viewers Report }

Now on this day, read for the 3rd time the report of the Viewers on the Road or proposed road commencing at a post marked B in Sec 2 Town 1 North. Range 40 East thence across Grande Ronde River to intersect the County road leading from Summerville through Indian Valley, and the report being favorable and there being no remonstrance or petition for damages laid in. It is therefore ordered that said County Road be established in accordance with the Plat of the Survey which is, as follows.

Plat of Survey.

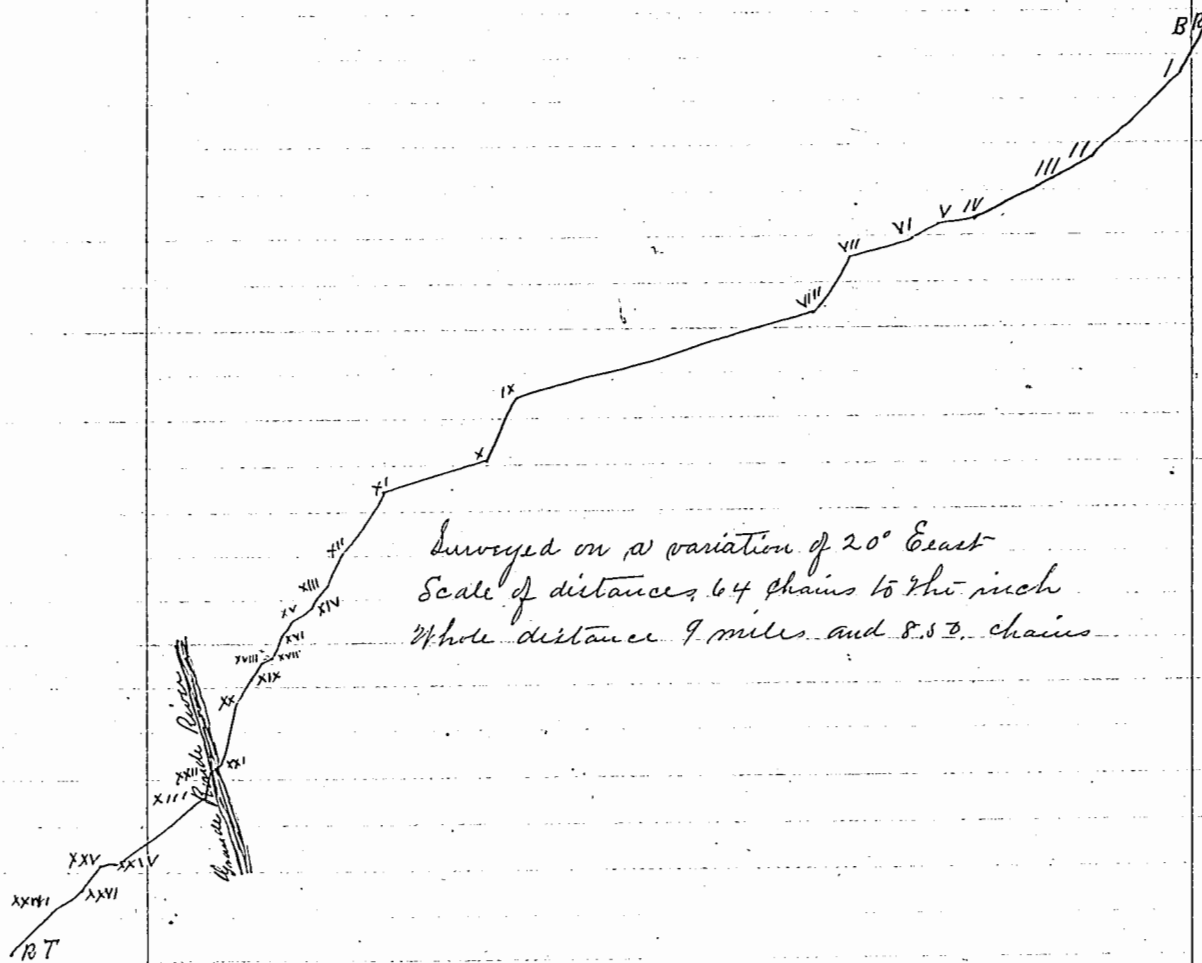
Report to viewers of the Survey of the proposed Co. Road from a Post marked B in Sec 2, T. 1 North. Range 40 East, thence, across Grande Ronde River to intersect the County leading from Summerville through Indian Valley, Beginning, at a post marked B. R. thence South 47° West 23^{ch} to post marked A 1

Thence South	66° W.	57.	chains	to post marked	A. 2.
"	"	77° W.	20.	"	" " " " III
"	"	80° W.	46	"	" " " " IV
"	North	83° W.	17.50	"	" " " " V
"	South	78° W.	14.	"	" " " " VI
"	West	28.50.	"	"	" " " " VII
"	South	52° W.	29.50	"	" " " " VIII
"	West	140.	"	"	" " " " IX
"	South	43° W	30.50	"	" " " " X
"	West	49.50	"	"	" " " " XI
"	South	51° W.	34.	"	" " " " XII

Thence South	43° W.	15	ch to post marked	A XIII
"	"	56° W.	13	" " " " XIV
"	"	72° W.	10	" " " " XV
"	"	58° W.	10	" " " " XVI
"	"	45° W.	10.50	" " " " XVII
"	"	78° W.	5.	" " " " XVIII
"	"	56° W.	7.50	" " " " XIX
"	"	48° W.	11.50	" " " " XX
"	"	33° W.	26.50	" " " " XXI
"	"	65° W.	5.50	" " " " XXII
"	"	28° W.	11.50	" " " " XXIII
"	"	70° W.	50.	" " " " XXIV
"	North	88° W.	7.	" " " " XXV
"	South	57° W.	14.	" " " " XXVI
"	"	72° W.	15.	" " " " XXVII
"	"	58° W.	27.	" " " " RT and

intersecting the Summerville, and Indian valley
County Road.

Willis Skiff, Co. Surveyor.



Surveyed on a variation of 20° East
Scale of distances 64 chains to 1 inch
Whole distance 9 miles and 8.50 chains

May 14. 1880

In the Matter of
Recording Report of
Viewers on the Town
Owsby County Road

3
3
3

Now at this
Time it appearing to the Court, that
the Viewers report on the above entitled
County Road, which said County Road
was established on April 4th 1876 and
entered on Page 6 & 7 Commissioners jour-
nal Vol. B Union County records, was
not recorded as by Law required -
It is therefore ordered, that the Clerk
of the Court, record said Viewers Report
and that said Report shall count of
Record as of that date, to wit:
April 4 - A. D. 1876, and of which said
Viewers Report the foll is the Copy
of the Original filed and ordered
to be entered here in:

To the Hon. County Com. of Union County
Oregon -

We the undersigned Viewers appointed
to view out a proposed County Road
Commencing at a Post marked B, in
Section 2 town 1 N Range 40 East, thence
across Grand Ronde River to intersect
the County Road leading from Sumner
ville, would respectfully submit the
following Report -

We met on the said in Your order
and after first being duly Sworn in
Company with the Surveyor we proceed
to view, survey and lay out said road
its direction and its shores by the survey-
ors Report & Plat submitted Here with
We find the Road to be laid on good
Ground taking into Consideration the
Rolling and not Contry, Throu which it
passes and not expensive to open it is
laid as near on the old Wilona Road
as possible without Crating damage -
And as this Road is absolutely Necessary
to this Section of the County, we respectfully

recommend its establishment as such by
Your Honor Body

Viewers } J. W. White
 } J. Long
 } Andrew Donally

In the Matter of
Appointment of Road
Supervisors of R. D.
No. 15

Now at this Time
it appearing that Warden Hathaway
the duly qualified Supervisor of Road
District No. 15 - has left the District
and that no person has been appoint-
ed to discharge the duties of said
Office.

It is therefore ordered, that
Ed. Bovais be and is hereby appointed
as Supervisor of said District for
the year ending Jan 1 - 1881. -

In the Matter
of
Damages appraised
on
Morelock's Co Road

Now at this Time
was considered the Report of the Appraisers
to assess the damages sustained herein
by said E. B. Morelock, and said Report
having been entered heretofore, and
Report having been adopted -
It was ordered and adjudged by
the Court, that Warrant issue on the
Co. Treasurer of this County, in favor
of said E. B. Morelock for the Am't
of \$50.00 Fifty Dollars for damages
sustained by reason of location of
said Co. Road. -