NAME OF CLAIMANT

#210 - Carickhoff, Jos. E.

Number of Acres: 46

Location:

Two miles east of Island Ford. Entirely within Park

area.

Roads:

Two miles over county road to Island Ford.

Soil:

Slope.

History of Tract and condition of timber: All merchantable timber has been

removed from this tract leaving nothing more than

fue Iwood.

Improvements:

Dwelling: 26x37x10', 7 rooms, porch 8' all around, metal roof, 12 story, walls, plastered, good condition, occupied by owner, water supply - well, solid foundation,

cellar 16x16'.

Barn: Metal, 24x30', good condition,
Smoke house: 12x12', metal roof, good condition.
Work shop: 10x29', paper roof, good condition.
Hen house: 10x17', paper roof, good condition.

Timber: 100 cords of fuelwood.

Orchard: 2 acres.

Acreage and value of types:

Types	Acreage		Value per acre	Total Value
Ridge:				400.00
Slope:	16	0	\$5.00	\$80.00
Cove:				
Grazing Land:				
Fields Restocking:				220 00
Cultivated Land:	. 28	0	35.00	\$1968.88
Orchard:	2	@	80.00 ·	*160:00
Minerals:				
Value of Land: \$3	1060.00			
Value of Improvem	nents: \$ 3235	.00		3235.09
Value of Orchard:	\$ 160.00			50.00
Value of Minerals:	\$			\$4505.00

Value of Fruit: \$

Value of Timber: \$

Value of Wood: \$ 50.00

Value per acre for tract: \$ 98.00

Incidental damages arising from the taking of this tract: \$ None.

Tro. IV. GEN CLERK

Claim ofe_re_ucttypect
In the Circuit Court of Rockingham County, Virginia, No. 1829, At Law. The State Commission on Conservation and Development of the State of Virginia, Peti-
tioner, vs. Cassandra Lawson Atkins, et als., and 52,561 acres
more or less, of land inRockinghamCounty, Virginia, Defendants. The undersigned, in answer to the petition of the State Commission on Conservation and Development of the State of Virginia, and in response to the notice of condemnation awarded upon the filing of said petition and published in accordance with the order of the Circuit Court ofRockingham County, Virginia, asks leave of the Court to file this
as his answer to said petition and to said notice.
My post office address is Elmen file It & # 4
I claim a right title estate or interest in a tract or parcel of land within the area sought
to be condemned, containing about 46-16 Polacres, on which there are the following buildings and improvements: House Smoke House Barn
Garage work Shop Chicken House
tros wells.
This land is located about 1/2 miles from Island Ford Virginia, in
the Himewall Magisterial District of said County.
I claim the following right, title, estate or interest in the tract or parcel of land described above: (In this space claimant should say whether he is sole owner or joint owner, and if joint owner give names of the joint owners. If claimant is not sole or joint owner, he should set out exactly what right, title, estate or interest he has in or to the tract or parcel of land described above.)
Tole owner
The land owners adjacent to the above described tract or parcel of land are as follows: North Land Owners adjacent to the above described tract or parcel of land are as follows:
South Unker & Sellers
h. 11 900
1200
West_WRR, Weaver
I acquired my right, title, estate or interest to this property about the year 1925 in the following manner:
I claim that the total value of this tract or parcel of land with the improvements thereon is \$8,000 I claim that the total value of my right, title, estate or interest,
in and to this tract or parcel of land with the improvements thereon is \$8,000 000.
I am the owner ofacres of land adjoining the above described tract of parcel of land but lying outside the Park area, which I claim will be damaged by the pro-
posed condemnation of lands within the Park area, to the extent of \$
Remarks:
Nemarks.
Kir ii
(Continue remarks if necessary on the back).
12 Completed.
STATE OF VIRGINIA, COUNTY OF Rockingform, To-wit:
The undersigned hereby certifies that before him and made oath that the matters and things appearing in his above answer are true to the best of his knowledge and belief,
this
Off Off Jamery
Clerk of the Court, or Special Investigator of Notary Public, or Justice of the Peace.

	Claim of J.E.Carrickhoff					
	In the Circuit Court ofRockinghamCounty, Virginia, No. 1829_, At Law The State Commission on Conservation and Development of the State of Virginia, Peti					
	tioner, vs. Cassandra Lawson Atkins, et als., and 52,561 acres					
	more or less, of land inRockinghamCounty, Virginia, Defendants. The undersigned, in answer to the petition of the State Commission on Conservation and Development of the State of Virginia, and in response to the notice of condemnation awarded upon the filing of said petition and published in accordance with the order of the Circuit					
	Court of Rockingham County, Virginia, asks leave of the Court to file this as his answer to said petition and to said notice.					
	My name is J.E. Carrickhoff					
	My post office address isElkton_VaR_F_D. #_4					
	I claim a right, title, estate or interest in a tract or parcel of land within the area sough					
	to be condemned, containing about 46 - 16 Polacres, on which there are the following buildings and improvements: House - Smoke House Barn					
	Garage, work shop. chicken House					
	two_wells.					
	This land is located about 1 2 miles from Island Ford Virginia, in					
	theStonewall_Magisterial District of said County.					
I claim the following right, title, estate or interest in the tract or parcel of scribed above: (In this space claimant should say whether he is sole owner or judy and if joint owner give names of the joint owners. If claimant is not sole or judy he should set out exactly what right, title, estate or interest he has in or to the parcel of land described above.) Sole owner						
	The land owners adjacent to the above described tract or parcel of land are as follows NorthM.H. Harrison					
	South Osher Sellers					
	EastM.H.Harrison					
	WestW.P.R.Weaver					
	I acquired my right, title, estate or interest to this property about the year_1920in the following manner:					
I claim that the total value of this tract or parcel of land with the improvements the on is \$8,000. I claim that the total value of my right, title, estate or interior and to this tract or parcel of land with the improvements thereon is \$8,000.						
	I am the owner ofacres of land adjoining the above described tract of parcel of land but lying outside the Park area, which I claim will be damaged by the pro-					
	posed condemnation of lands within the Park area, to the extent of \$ (In the space below should be set out any additional statements or information as to this claim which claimant desires to make; and if practicable he should also insert here a description of the tract or parcel of land by metes and bounds).					
	Remarks:					
	(Continue remarks if necessary on the back)					
	Witness my signature (or my name and mark attached hereto) thisday					
	of Feb , 1930. (Signed) J.E. Carrickhoff.					
	STATE OF VIRGINIA, COUNTY OF Rockingham, To-wit: The undersigned hereby certifies that J.B.Carrickhoff					
	the above named claimant personally appeared before him and made oath that the matters and things appearing in his above answer are true to the best of his knowledge and belief					
	thisday ofFeb, 1930.					
	W A Yancey					
	Clerk-of-the-Court,-or-Special Thvestigator of					

South E, Minchell F, Minchell

County: Rockinghma District: Stonewall

210 Joseph E. Carickhoff

Acreage Claimed: 46 A. 16 P. Assessed 46.16 A

Deed acquired 46.16 acres 1921 for \$922.00

Value Claimed: \$8000.00 " \$910.00

Location: 2 miles east of Island Ford. Entirely within Park area

Laps:

Soil: Slope

Roads: 2 miles over county road to Island Ford

History: All merchantable timber has been removed from this tract leaving nothing more than fuel wood.

Improvements: Dwelling 26 x 37 x 10, 7 rooms, porch 8' all around, metal roof, 1 1/2 story, walls, plastered, good condition, occupied by owner, water supply—well, solid foundation, cellar 16 x 16

Barn, metal, 24 x 30, good condition

Smoke house, 12 x 12, metal roof, good condition

Work shop 10 x 29, paper roof, good condition

Hen house, 10 x 17, paper roof, good condition

Timber: 100cds. of fuel wood 0 75¢ per cd.

75.00

Orchard: 2 acres 0

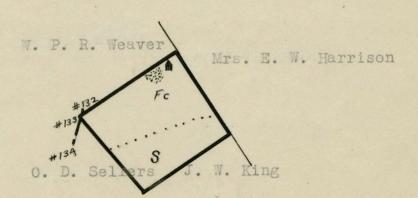
Value of land by types:

		Value	Total
Type Slope	Acreage	per acre	viue
Slope	16	\$ 5.00	\$ 80.00
FC	28	20.00	560.00
Orchard	2		Transaction of the second second second
	46		640.00

Total value of land: \$640.00
Total value of improveme nts 3025,00
Total value of orchard 100.00
Total value of timber 75.00
Total value of tract 3840,00
Average value per acre 72.60

County: Rockingham District: Stonewall

NA



LEGEND
Slope - Tillable
Orchard
Scale - 1" - 20 chains

0 IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA State Commission on Conservation and Development of the State of Virginia VS. Cassandra Lawson Atkins and others, and 52,501 acres of land in Rockingham County, Virginia Motion to set side and disapprove the report of the Board of Appraisal Commissioners. Comes now the claimant, Jos. E. Carickhoff, and asks and requests the Court to set aside, decline to accept and disapprove the report of the Board of Appraisal Commissioners filed in this cause with reference to this defendant in Tract No. 210, which said tract contains about 46 acres, and is situate near Island Ford, in Stonewall District, Rockingham County, Virginia; for the following reasons: (1) Because the value placed upon said land, timber and improvements by the Board of Appraisal Commissioners is grossly inadequate. (2) Because the findings in question are so manifestly inadequate when considered together with the evidence before the Court, as to justify a finding that in making such finding or findings, the Board of Appraisal Commissioners or some of them were affected or influenced by some mistake of law as to the nature and effect of the evidence, with reference to which such finding or findings were made. Wherefore, the said Jos. E. Carickhoff prays the Court that an order may be entered setting aside, declining to accept, and disapproving the report of the Board of Appraisal Commissioners in so far as it relates to or affects the said lands owned and claimed by the said Jos. E. Carickhoff. Said Jos. E. Carickhoff further moves the Court to exclude his said lands from the Park area and to release his said lands from

the said condemnation proceedings.

Your movant herewith files affidavits as to the value of the said land.

JOS. E. CARICKHOFF

By counsel

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA

State Commission on Conservation and Development of the State of Virginia

VS

Cassandra Lawson Atkins and others, and 52,501 acres of land in Rockingham County, Virginia

Affidavit to be read in connection with motion filed by Jos. E. Carrickhoff to have the finding of the Board of Appraisal Commissioners disapproved in connection with its finding No. 210.

State of Virginia,

County of Rockingham, to-wit:

This day personally appeared before me Moral Tues a Notary Public in and for the County of Rockingham, in the State Alanieckhoff, who being duly sworn of Virginia, 2 deposes and says as follows:

That he is well acquainted with the tract of land belonging to Jos. E. Carrickhoff, containing about 46 acres, situate near Island Ford, in Stonewall District, Rockingham County, Virginia, known as Tract No. 210, in the report of the Board of Appraisal Commissioners, and that the amount allowed by said Commissioners for said real estate is grossly inadequate; the same being well worth the sum of \$6,000.00; that he has determined the value of said tract of land as follows:

> 28 acres of cultivated land at \$50.00 per acre \$1,400.00 2 acres of orchard at \$100.00 per acre 200.00 16 acres of uncleared land at \$20.00 per acre Wood Improvements

320.00 80.00 4,000.00

To Marichay

\$6,000.00

Subscribed and sworn to before me this 20 day of September, 1932.

Notary Public

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA

State Commission on Conservation and Detelopment of the State of Virginia

VS

Cassandra Lawson Atkins and others, and 52,501 acres of land in Rockingham County, Virginia

Affidavit to be read in connection with motion filed by Jos.

E. Carrickhoff to have the finding of the Board of Appraisal

Commissioners disapproved in connection with its finding No. 210.

State of Virginia,

County of Rockingham, to-wit:

This day personally appeared before me M.A. Plance a Notary Public in and for the County of Rockingham, in the State of Virginia, <u>A.A. Bleusley</u>, who being duly sworn deposes and says as follows:

That he is well acquainted with the tract of land belonging to Jos. E. Carrickhoff, containing about 46 acres, situate near Island Ford, in Stonewall District, Rockingham County, Virginia, known as Tract No. 210, in the report of the Board of Appraisal Commissioners, and that the amount allowed by said Commissioners for said real estate is grossly inadequate; the same being well worth the sum of \$6,000.00; that he has determined the value of said tract of land as follows:

28 acres of cultivated land at \$50.00 per acre \$1,400.00 2 acres of orchard at \$100.00 per acre 200.00 16 acres of uncleared land at \$20.00 per acre 320.00 80.00 Improvements Total \$6,000.00

X, 9 Hursley

Subscribed and sworn to before me this 2/2 day of September, 1932.

Notary Public

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

State Commission on Conservation and Development of the State of Virginia

VS

Cassandra Lawson Atkins and others, and 52,501 acres of land in Rockingham county, Virginia

Affidavit to be read in connection with motion filed by Jos.

E.Carrickhoff to have the finding of the Board of Appraisal

Commissioners disapproved in connection with its finding No. 210.

State of Virginia,

County of Rockingham, to-wit:

a Notary Public in and for the County of Rockingham, in the State of Virginia, Carrick Of, who being duly sworn deposes and says as follows:

That he is well acquainted with the tract of land belonging to Jos. E. Carrickhoff, containing about 46 acres, situate near Island Ford, in Stonewall District, Rockingham County, Virginia, known as Tract No. 210, in the report of the Board of Appraisal Commissioners, and that the amount allowed by said Commissioners for said real estate is grossly inadequate; the same being well worth the sum of \$6,000.00; that he has determined the value of said tract of land as follows:

28 acres of cultivated land at \$50.00 per acre \$1,400.00 2 acres of orchard at \$100.00 per acre 200.00 16 acres of uncleared land at \$20.00 per acre 320.00 Wood Improvements 4,000.00 \$6,000.00

Subscribed and sworn to before me this 20 day of september, 1932.

Notary Public

196

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA .

State Commission on Conservation and Development of the State of Virginia

VS.

Cassandra Lawson Atkins and others, and 52,501 acres of land in Rockingham county, Virginia

Affidavit to be read in connection with motion filed by Jos. E. Carrickhoff to have the finding of the Board of Appraisal Commissioners disapproved in connection with its finding No. 210.

State of Virginia,

County of Rockingham, to-wit:

a Notary Public in and for the County of Rockingham, in the State of Virginia, Who being duly sworn deposes and says as follows:

That he is well acquainted with the tract of land belonging to Jos. E. Carrickhoff, containing about 46 acres, situate near Island Ford, in Stonewall District, Rockingham County, Virginia, known as Tract No. 210, in the report of the Board of Appraisal Commissioners, and that the amount allowed by said Commissioners for said real estate is grossly inadequate; the same being well worth the sum of \$6,000.00; that he has determined the value of said tract of land as follows:

28 acres of cultivated land at \$50.00 per acre \$1,400.00 2 acres of orchard at \$100.00 per acre 200.00 16 acres of uncleared land at \$20.00 per acre 320.00 Wood Improvements 4,000.00

#6,000.00

Subscribed and sworn to before me this 2/2 day of September, 1932.

Notary Public.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA Filed in the Clerk's Office State Commission on Conservation and Rockingham County, Va. Development of the State of Virginia OCT / 1932 Cassandra Lawson Atkins and others, and 52,501 acres of land in Rockingham County, Virginia Roll Multiple Clerk Motion to set aside and disapprove the report of the Board of Appraisal Commissioners. Comes now the claimant, Jos. E. Carickhoff, and asks and requests the Court to set aside, decline to accept and disapprove the report of the Board of Appraisal Commissioners filed in this cause with reference to this defendant in Tract No. 210, which said tract contains about 46 acres, and is situate near Island Ford, in Stonewall District, Rockingham County, Virginia; for the following reasons: (1) Because the value placed upon said land, timber and improvements by the Board of Appraisal Commissioners is grossly inadequate. (2) Because the findings in question are so manifestly inadequate when considered together with the evidence before the Court, as to justify a finding that in making such finding or findings, the Board of Appraisal Commissioners or some of them were affected or influenced by some mistake of law as to the nature and effect of the evidence, with reference to which such finding or findings were made. Wherefore, the said Jos. E. Carickhoff prays the Court that an order may be entered setting aside, declining to accept, and disapproving the report of the Board of Appraisal Commissioners in so far as it relates to or affects the said lands owned and claimed by the said Jos. E. Carickhoff. Said Jos. E. Carickhoff further moves the Court to exclude his said lands from the Park area and to release his said lands from

the said condemnation proceedings.

Your movant herewith files affidavits as to the value of the said land.

JOS. E. CARICKHOFF

By counsel

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA The State Commission on Conservation and Development of the State of Virginia Filed in the Clerk's Office Rockingham County, Va. NOV 5 1932 Cassandra Lawson Atkins and others, and Robert Sunty Herk 52,561 acres, more or less, of land in Rockingham County, Virginia In compliance with the order entered in the above entitled case on the 25th day of October, 1932, and in response thereto, your defendant respectfully states that the tract or parcel of land within the area sought to be condemned, ownership of which is claimed by him, and with reference to which he has filed his objections, is the same tract or parcel which was found by the Appraisal Commissioners to be land owned by him; being Tract No. 210, as shown and delineated on the map filed with the report; and exhibit sheets thereto attached, made by said Commissioners. JOS. E. CARICKHOFF By Counsel

STATEMENT

OF

) Ralph H. Bader, p.q.

JOS. E. CARRICKHOFF

Dilled 8/26/33

STATEMENT OF COSTS, POSTAGE, ETC.:

J. ROBERT SWITZER, CIERK

Circuit Court of Rockingham County
HARRISONBURG VIRGINIA

193

STATEMENT BY JOS. E. CARRICKHOFF

To the Honorable Philip Williams, Chairman of the Board of Arbitration for Shenandoah National Park Lands. Filed in the Clerk's Office Rockingham County, Va.

AUG 26 1933

Robert hutter Clerk

I am submitting the following statement in pursuance to the rules of procedure adopted at the meeting of Your Honorable Board at Front Royal, Virginia, on August 16, 1933.

- (a) My tract of land is No. 210, and is shown as such on the ownership map for Rockingham County.
- (b) This tract of land contains 46 acres and 16 poles, and I am the fee simple owner.
- (c) This land is situated about one mile from Island Ford, in Rockingham County. It crops well and takes readily to grass. The land is comparatively smooth, with a slight slope. There is a creek running through the entire place. Of this land, 30 acres are cleared and I value same at \$35.00 per acre, making a total of \$1,050.00. Sixteen acres have not been cleared and Ivalue the same at \$20.00 per acre, or \$320.00. The aggregate value of the entire tract is \$1,370.00.
- (d) There is a considerable amount of wood on the uncleared land and I value same at \$80.00.

My residence, which is made of stone, is 26 ft. x 37 ft.

It contains 8 rooms, has a metal roof, 7 foot porch on all side, and is fitted with a bath. There is a cellar 12 ft. x 24 ft. and a well on the porch near the kitchen door. I value my residence at \$3,300.00.

I have a smoke house, 10 ft. x 12 ft., built of stone, with metal roof, which is near the house. Value \$120.00.

Around the house and garden there are 34 fruit trees, -- apples plums, pears, cherries and also grape vines. I have apple and peach trees covering about 2 acres, altogether. Value, \$130.00.

I have a garage and shop, 10 ft. x 26 ft. The frame is wood, with boards up and down and paper roof. Value, \$100.00.

The chicken house, with feed room, is built of wood. It is 10 ft. x 18 ft. and has a paper roof. Value \$100.00.

My barn is 25 ft. x 34 ft. and has a wooden frame. The roof and sides are covered with corrugated, galvanized iron. This is a bank barn, with three sides built of rock. There is stable room for six cows and two horses. Near the barn there is a well for watering stock. Value \$800.00.

The following shows the different values given above:

30 acres of cleared land at \$35.00 per acre	\$1,050.00
16 acres of timber land at \$20.00 per acre	320.00
Wood	80.00
Residence	3,300.00
Smoke house	120.00
Orchard	130.00
Garage and shop	100.00
Chicken house, with feed room	100.00
Barn	800.00
Total	\$6,000.00

Method of Determining Controversy

If the Board of Arbitrators is unable to determine the value of my aforesaid real estate from the information now in its possession, I would suggest an oral hearing.

Respectfully,

State of Virginia,

County of Rockingham, to-wit:

Jos. E. Carrickhoff, having been first duly sworn, deposes and says that the foregoing statement is true and correct to the best of his knowledge and belief.

JE. Canideloff

Given under my hand this 25th day of August, 1933.

Notary Public

My commission expires on the 77/4 day of Ofu., 1935.

CARICKHOFF, J. E. 210
ROCKINGHAM COUNTY

Filed in the Clerk's Office Rockingham County, Va.

SEP 9 1933

Jashest Suntzer Clerk

IN RE. ARBITRATION AGREEMENTS submitted to the Governor arising in or out of Condemnation Proceedings pending in the Circuit Court of Virginia under authority of the Shenandoah National Park Act.

SUMMARY STATEMENT OF PETITIONER:

EXCEPTANT: Carickhoff, J. E.

ORIGINAL CLAIM: Acreage 14 A.16 P: Value \$8000 .: Inc. Damages , None

VALUE PLACED ON TRACT BY PETITIONER'S APPRAISERS:

TRACT NO. VALUE INCIDENTAL DAMAGES
210 \$3840.00 None

BOARD OF APPRAISAL COMMISSIONERS FINDINGS:

MAP NUMBER OF TRACT: 210

VALUE OF TRACT:

TRACT NO. VALUE INCIDENTAL DAMAGES
210 \$4505.00 None

The basic differences between Petitioner and this exceptant are as to the classification and value of the land, and improvements, buildings and timber values.

Although we believe the values reported by the Petitioner's appraisers were very liberal and that the findings of the Board of Appraisal Commissioners as to values are substantially too high, we have accepted and will not seek a lower valuation than their findings as shown on the above tables in this case.

As to the classification of the land and the other elements of value we submit that these matters are correctly set forth in the Work Sheet of the Board with reference to this case, and not as set forth in exceptant's statements. This Work Sheet is filed with the record and a copy of this Work Sheet is submitted with copy of the record tendered herewith, and additional copies of the Work Sheet in this case will be furnished if desired.

W. C. Armstrong, Attorney

for Petitioner.

Subscribed to and verified before me this the 8th day of September, 1933.

Emma K. Stokes, Notary Public.

? minformation as to valuation by comes.

Filed in the Clerk's Office Rockingham County, Va. AUG 19 1933 Robert Lunty Clerk

Joseph E. Carrickhoff Tract No. 210,

Copy of original claim and other papers required by the arbitrators in the public park condemnation proceedings pending in the Circuit Court of Rockingham County, Virginia.

RALPH H. BADER
ATTORNEY AT LAW
HARRISONBURG, VIRGINIA

Hon. Philip Williams, Chairman, Board of Arbitration, Winchester, Virginia.

Dear Sir:

I have appointed Mr. Ralph H. Bader, of Harrisonburg, Virginia, my attorney, to represent me in all matters connected with the acquisition of lands owned by me for the use of the Shenandoah National Park.

Yours very truly,

J. E. Carrickliof

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA The State Commission on Conservation and Development of the State of Virginia. VS. Cassandra Lawson Atkins and others, and 52,561 acres, more or less, of land in Rockingham County, Virginia. In compliance with the order entered in the above entitled case on the 23th day of October, 1932, and in response thereto, your defendant respectfully states that the tract or parcel of land within the area sought to be condemned, ownership of which is claimed/him, and with reference to which he has filed his objections, is the same tract or parcel which was found by the Appraisal Commissioners to be land owned by him; being Tract No. 210, as shown and delineated on the map filed with the report, and exhibit sheets thereto attached, made by said Commissioners. JOS.E. CARICKHOFF By Counsel