

NAME OF CLAIMANT

#297 -- Downs, W.J.

Number of Acres: 43

Location: U. S. Positions #214-215-216-217. Partly outside Park Area.

Roads: 2 miles via dirt road to Port Republic, the nearest shipping point.

Soil: Clay loam. Cove and slope type. Fairly smooth, moderate slopes.

History of Tract and condition of timber: There is about 25M bd.ft. of saw timber on 22 acres and about 3 cords of fuel wood per acre on 39 acres, (117 cords). Some timber has been removed since estimation was made.

Improvements: None.

Acreage and value of types:

Types	Acreage		Value per acre	Total Value
<b>Ridge:</b>				
Slope: ---	17	@	\$5.00	\$85.00
Cove: ---	22	@	7.00	154.00
				<hr/> \$239.00
<b>Grazing Land:</b>				
<b>Fields Restocking:</b>				
<b>Cultivated Land:</b>				
Orchard: -----	4	@	25.00	100.00
<b>Minerals:</b>				
Value of Land: \$ 239.00				
Value of Improvements: \$				
Value of Orchard: \$ 100.00				
Value of Minerals: \$				
Value of Fruit: \$				
Value of Timber: \$ 100.00				100.00
Value of Wood: \$ 50.00				50.00
Value per acre for tract: \$ 11.37				<hr/> \$489.00

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

*Geo. H. Pen* CLERK

# 297 W. J. Downs

Acreage Claimed: 369                      Assessed 164                      Deed No field sheet

Value Claimed: X                      "                      2540.00                      "

\$4500.00

Location: U. S. Positions 210+215-216-217. Part outside Park area.

Incumbrances, counter claims or laps: None known

Soil: Clay loam. Cove and slope type. Fairly smooth, moderate slopes.

Roads: 2 miles via dirt road to Port Republic, the nearest shipping point.

History of tract and condition of timber: There is about 25M bd.ft. of saw timber on 22 acres and about 3 cords of fuel wood per acre on 39 acres.

25M bd ft. saw timber @ \$4.00 per M                      \$100.00

117 cords wood @ 50¢ per cord                      58.25

158.25

Some timber has been removed since estimation was made.

Improvements: There is 4 acres of orchard in this tract. Trees are about 6 years old and in very poor condition 77 apple trees, 100 peach trees. Value of trees are included in price per acre of orchard.

Value of land by types:

Type	Acreage	Value per acre	Total value
Cove	22	\$ 5.00	110.00
Slope	17	3.00	51.00
Orchard	4	25.00	100.00
	<u>43</u>		<u>261.00</u>
Total value of land		\$ 261.00	
Total value of timber		<u>158.25</u>	
Total value of tract		419.25	
Average value per acre		9.75	

x -- This includes tract #297-a.

## NAME OF CLAIMANT

#297-a -- Downs, W. J.

Number of Acres: 353

Location: Brown's Gap, headwaters of Madison Run.

Roads: One mile very rough mountain road, and then 5½ miles fairly good mountain road to Grottoes.

Soil: Gravelly, shaley loam of moderate to shallow depth-fertile. Rock present everywhere in varying amounts. Very little rock out-crop. Slopes gentle to steep. Exposures N.E. and S.W.

History of Tract and condition of timber: Tract cut over at least once, and a large part cleared for farming and grazing. Last cut in 1930 removed all merchantable saw timber from most of area. Only firewood remains and ample reproduction. Mainly an oak stand with dead chestnut, scattered other hardwoods and pine. Farmland now in use.

Improvements: --DWELLING: frame, 18x22' with L 16x20', 5 rooms, shingle and paper roof, 2 flues of brick, porch 6x20', height 1½ and 2 stories, ceiled, spring water supply, solid foundation, with pillars under L. Poor condition, occupied by tenant.BARN -- Log, 16x20' shingle roof, poor condition----SPRING HOUSE:---- frame, 7x12', board roof, poor condition----GRANARY Frame, 14x14' with 8x16' lean-to, shingle roof, fair condition.HEN HOUSE: frame, 8x10', board roof, fair condition.HOG PEN Log, 8x16', no roof, poor condition.

Orchard:-- 92 peach trees-- 52 pear trees-- 86 apple trees.

## Acreage and value of types:

Types	Acreage		Value per acre	Total Value
Ridge:				
Slope: -----	256	@	\$3.00	\$768.00
Cove:				
Grazing Land: -----	97	@	20.00	1940.00
				<u>\$2708.00</u>
Fields Restocking:				
Cultivated Land:				
Orchard:				
Minerals:				
Value of Land: \$	2708.00			
Value of Improvements: \$	505.00			505.00
Value of Orchard: \$	300.00			300.00
Value of Minerals: \$				
Value of Fruit: \$				
Value of Timber: \$				
Value of Wood: \$	50.00			50.00
				<u>\$3563.00</u>
Value per acre for tract: \$	10.09			

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

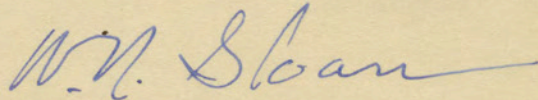
Geo. N. Pen? CLE RK

REPORT ON THE ACREAGE  
of the  
W. J. DOWNS TRACT #297-a.

Mr. P. B. F. Good made a survey of this tract, showing 369 acres.

We used his survey in making our map, changing it slightly to agree with the result of a field survey which we made of certain lines of the tract.

Our computation of the acreage by Mr. Good's survey, changed only as noted above, gives 353 acres as the area of the tract.



W. N. Sloan,

Chief Engineer, Park Service.

Claim of W. J. Downs  
In the Circuit Court of Rockingham County, Virginia, No. \_\_\_\_\_, At Law.  
The State Commission on Conservation and Development of the State of Virginia, Petitioner, vs. Two Parcels of Land, Dundore Hollow Boundary  
Also portion of Yost Farm at Port Republic Va  
more or less, of land in \_\_\_\_\_ County, 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 W. J. Downs

My post office address is Port Republic Va

I claim a right, title, estate or interest in a tract or parcel of land within the area sought to be condemned, containing about 369 1/2 acres, on which there are the following buildings and improvements: 7 Room house. Stable, 1 Garage 1 Poultry house  
1 Peach Orchard. 1 Apple Orchard, 1 Pear Orchard, also  
number Cherry trees. Track under fence  
This land is located about 7 miles from Port Republic Virginia, in the Sorewell Magisterial District of said County. This Dundore Hollow Track

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.)

Sole Owner of 2 Tracks  
W. J. Downs

The land owners adjacent to the above described tract or parcel of land are as follows:  
North \_\_\_\_\_  
South \_\_\_\_\_  
East \_\_\_\_\_  
West \_\_\_\_\_

I acquired my right, title, estate or interest to this property about the year 1904 in the following manner:

Purchased from William S. Downs Estate &  
Yost Track purchased of R. J. Murphy - purchased 1912

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 4500.00 one track. 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 \$ \_\_\_\_\_.

I am the owner of \_\_\_\_\_ acres of land adjoining the above described tract or parcel of land but lying outside the Park area, which I claim will be damaged by the proposed 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: I own 2 Tracks which will be in area 369 ac  
Track being in boundary. Yost Track being on Park line  
which I do not know exact acres as this cuts  
in boundary. acres of Yost Track not valued  
because do not know no traces (Continue remarks if necessary on the back).

Witness my signature (or my name and mark attached hereto) this 18 day of Feb, 1931.

STATE OF VIRGINIA, COUNTY OF Rockingham, To-wit: W. J. Downs

The undersigned hereby certifies that 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, this 2nd day of March, 1930.

Philip R. Coxon  
Clerk of the Court, or Special Investigator or Notary Public, or Justice of the Peace.

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

MAR 8 1931

MY COMMISSION EXPIRES  
MARCH 7 1934

County: Rockingham  
District: Stonewall

# 297-a W. J. Downs

Acreage Claimed: 369                      Assessed 180 A.                      Deed:

Value Claimed:     <sup>x</sup> \$4500.00                      "     \$200.00                      "

Location: Brown's Gap, headwaters of Madison Run.

Laps: None

Soil: Gravelly, ~~sandy~~ loam of moderate to shallow depth--fertile. Rock present everywhere in varying amounts. Very little rock outcrop. Slopes gentle to steep. Exposures N.E. and S. W.

Roads: One mile very rough mountain road, and then 5 1/2 miles fairly good mountain road to Grottoes.

History: Tract cutover at least once and a large part cleared for farming and grazing. Last cut in 1930 removed all merchantable saw timber from most of area. Only firewood remains and ample reproduction. Mainly an oak stand with dead chestnut, scattered other hardwoods and pine. Farmland now in use.

Improvements:

Dwelling--frame, 18 x 22 with L 16 x 20, 5 rooms, shingle and paper roof, 2 flues of brick, porch 6 x 20, height 1 1/2 and 2 stories, ceiled, poor condition, occupied by tenant, spring, solid foundation with pillars under L	\$ 450.00
✓ Barn--log, 16 x 20, shingle roof, poor condition	25.00
Spring house,-- frame, 7 x 12, board roof, poor cond.	10.00
Granary--frame, 14 x 14 with 8 x 16 lean-to, shingle roof, fair condition	50.00
Hen house--frame, 8 x 10, board roof, fair condition	15.00
Hog pen--log, 8 x 16, no roof, poor condition	5.00
Total bldgs.	<u>555 .00</u>
Orchard: 92 peach trees @ 1.75	161.00
52 pear trees @ 2.50	130.00
86 apple trees @ 3.25	279.50
TOTAL	<u>1125.50</u>

Value of land by types:

Type	Acreage	Value per acre	Total Value
Tillable	97	\$ 13.00	1261
S T	256	3.00	<u>7768</u>
	353		2029

Total value of land	\$2029.00
" " " improvements	1125.50
" " " timber	
(27M @ \$2.00 About 3 cds. per A. incl. land value)	54.00
Total value of tract	<u>3208.00</u>
Average value per acre	9.08

x -- This includes tract #297.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

THE STATE COMMISSION ON CONSERVATION AND  
DEVELOPMENT OF THE STATE OF VIRGINIA

Petitioner

v. #1829

CASSANDRA LAWSON ATKINS, ET AL, ETC.

Defendants

It appearing that on January 9, 1934, an order was entered herein for the <sup>disbursement</sup> ~~payment~~ of \$3,563.00, being the amount of the award set out in the award of condemnation for Tract No. 297-a, heretofore paid into Court, for reasons now appearing to the Court, it is ordered that the said order above referred to be vacated and set aside.

And thereupon, this 13 day of January, 1934, came W. J. Downs, and it appearing that on the 9th day of January, 1934, the said W. J. Downs filed his application for the payment to him of the said sum of \$3,563.00, the amount of the award set out in the award of condemnation for Tract No. 297-a, heretofore paid into Court:

And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause, and in the petition for judgment and condemnation entered herein on the \_\_\_ day of November, 1933, that in the opinion of petitioner, the said W. J. Downs is invested with a superior or better right or claim of title in and to the said tract of land No. 297-a, and that the record of this cause does not disclose any denial or dispute by any party or person in interest as to the title to the said Tract No. 297-a, or to the proceeds arising from the condemnation thereof, and that the said W. J. Downs is entitled to receive the proceeds arising from the condemnation of said Tract No. 297-a, and it further appearing to the Court that all taxes due or taxable upon said Tract No. 297-a are paid, except taxes for the year 1931 amounting to \$3.69, for the year 1932 amounting to \$2.43, and for the year 1933 amounting to \$1.99, the said amounts being a supplemental levy, and also for the year 1933, \$2.21; and it also fur-

ther appearing to the Court that the State Commission on Conservation and Development has filed a claim against the said Tract No. 297-a by reason of a contribution pledge by the owner, W. J. Downs, obligating the said owner to give 69 acres of his land within the Park Area to the Park Project, said pledge amounting to the sum of ~~xxx000~~ <sup>\$210.00</sup>, and that the said W. J. Downs has agreed to the said deduction of \$210.00 in writing, which is filed ~~herewith~~ with the said application:

Upon consideration whereof, it is considered and ordered by the Court that the said sum of \$3,563.00 paid into Court by petitioner as just compensation for Tract No. 297-a be paid as follows: To M. H. Harrison, County Treasurer of Rockingham County, the supplemental taxes for the years 1931, 1932, and 1933, aggregating the sum of \$8.11, and also the sum of \$2.21, the amount of taxes for the year 1933; to W. J. Downs, the sum of \$3,342.68, being the balance of said award remaining after deducting the amount of \$210.00, heretofore set out, said sums together aggregating the sum of \$3,563.00, the amount of the award set out in the judgment of condemnation for Tract No. 297-a; and the ~~Clerk~~ of this Court is directed to transmit ~~to the Treasurer of Virginia a certified copy of this order, the said Treasurer taking from~~ a certified copy of this order to the Treasurer of Virginia, who shall <sup>pay</sup> ~~disburse~~ the said <sup>sums</sup> ~~award of~~ \$3,563.00 as above set out, taking from the said M. H. Harrison, County Treasurer, and W. J. Downs receipt therefor and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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TO THE HON. H. W. BERTRAM, JUDGE OF THE CIRCUIT COURT OF  
ROCKINGHAM COUNTY, VIRGINIA

and

TO J. ROBERT SWITZER, CLERK OF THE CIRCUIT COURT OF ROCKINGHAM  
COUNTY, VIRGINIA.

You are hereby directed, in any orders that may be  
necessary to be entered, allow<sup>ing</sup> me to receive the award for  
No. 297-a, to deduct \$210.00 therefrom--I having heretofore  
agreed to give to the State Conservation Commission 69 acres  
of No. 297-a, which the commission values at \$210.00.

Given under my hand this 12<sup>th</sup> day of Jan.,  
1934.

W. J. Downs

STATE OF VIRGINIA,

COUNTY OF ROCKINGHAM, to-wit:

I, E. B. Wagner a notary public in and  
for the county and state aforesaid, whose commission expires  
20<sup>th</sup> day of May, 1937, do hereby certify that  
W. J. Downs whose name is signed to the foregoing writing  
bearing date of Jan 12<sup>th</sup>, 1934, personally ap-  
peared before me in my county and state aforesaid and ac-  
knowledged the same.

Given under my hand this 12<sup>th</sup> day of Jan.  
1934.

E. B. Wagner, Notary Public.

IN THE CIRCUITCOURT OF ROCKINGHAM COUNTY, VIRGINIA.

THE STATE COMMISSION ON CONSERVATION  
AND DEVELOPMENT OF THE STATE OF VIRGINIA

Petitioner

v. #1829

CASSANDRA LAWSON ATKINS, ET AL, ETC.

Defendants

This 9<sup>th</sup> day of January, 1934, came W. J. Downs, and on his motion leave is given him to file his application for the payment to him of the sum of \$3,563.00, the amount of the award set out in the award of condemnation for Tract No. 297-a, heretofore paid into Court.

And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause, and in the petition for judgment and condemnation entered herein on the \_\_\_ day of November, 1933, that in the opinion of petitioner, the said W. J. Downs is invested with a superior or better right or claim of title in and to the said tract of land No. 297-a, and that the record of this cause does not disclose any denial or dispute by any party or person in interest as to the title to the said Tract No. 297-a, or to the proceeds arising from the condemnation thereof, and that the said W. J. Downs is entitled to receive the proceeds arising from the condemnation of said Tract No. 297-a; and it further appearing to the Court that all taxes due or taxable upon said Tract No. 297-a are paid, except taxes for the year 1931 amounting to \$3.69, for the year 1932 amounting to \$2.43, and for the year 1933 amounting to \$1.99, the said amounts being a supplemental levy, and also for the year 1933, \$2.21:

Upon consideration whereof, it is considered and ordered by the Court that the said sum of \$3,563.00 paid into Court by petitioner as just compensation for Tract No. 297-a be paid as follows: To M. H. Harrison, County Treasurer of Rockingham County, the supplemental taxes for the years 1931, 1932, and

1933, aggregating the sum of \$8.11, and also the sum of \$2.21, the amount of taxes for the year 1933; and that the balance of said award, to-wit, the sum of \$3,552.68, be paid unto the said W. J. Downs; and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said M. H. Harrison, County Treasurer, the sum of \$8.11, supplemental taxes for the years 1931, 1932, and 1933, and also the sum of \$2.21, taxes for the year 1933, and to the said W. J. Downs the sum of \$3,552.68, said amounts totaling the sum of \$3,563.00, the amount of the award set out in the judgment of condemnation for Tract No. 297-a, taking from the said M. H. Harrison, County Treasurer, and W. J. Downs receipts therefor and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

Enter: AWB

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NOTE—This need not be filed until the record discloses that the awards have been paid into the custody of the Courts.

**Virginia: In the Circuit Court of Rockingham County**

The State Commission on Conservation and Development of the State of Virginia . . PETITIONER.  
V. At Law No. 1829

Cassandra Lawson Atkins and others, and Fifty-Two Thousand, Five Hundred and Sixty-One (52,561) Acres of land, more or less . . . . . DEFENDANTS.

Comes now the undersigned and shows to the Court:

That a judgment in rem has heretofore been entered in this proceeding condemning to the use of the Petitioner the fee simple estate in the tract(s) of land numbered as follows: Tract No. 297A.

Tract No. -----: Tract No. -----;

and described in the report of the Board of Appraisal Commissioners appointed herein and shown, numbered, and delineated on the County Ownership Map filed therewith, upon payment into the custody of the Court of the sum(s) set out in the said judgment as constituting the award(s) therefor, as follows:

Award on Tract No. 297A \$3563.00; on Tract No. ----- \$-----; on Tract No. ----- \$-----;

That the report of the said Board sets forth that the following named persons claim, or appear to have a claim to an interest in the said tract(s) of land or in the proceeds arising from the condemnation thereof;

*See myself only*

That the Petitioner has paid into the custody of the Court the said sum(s) set out in said judgment as constituting the award(s) for the fee simple estate in the said tract(s) of land;

That your undersigned, on the date of the said judgment in rem condemning the said tract(s) of land, owned or was (were) entitled to the following interest in the said tract(s) or in the proceeds arising from the condemnation thereof:—

*fee simple*

That no other person or persons than the undersigned are entitled to share in the distribution of the said award(s) except the following named persons whose interest in said tract(s) or in the proceeds arising from the condemnation thereof on the date of entry of said judgment was as follows:

*None*

Wherefore, your undersigned pray(s) that [he (they) be made a party (parties) herein under the provisions of Section 21 of the Public Park Condemnation Act, and that] an order be entered for the distribution of said sum(s) set forth in said judgment in rem as constituting the award(s) for the fee simple estate in the said tract(s) condemned as aforesaid, and for the payment to the undersigned of the said award(s) or of as much thereof as the Court may find that the undersigned is (are) entitled to

receive, and which the undersigned aver(s) is as follows: Tract No. 297A \$3563.00 Tract No. ----- \$-----: Tract No. ----- \$-----;

The undersigned further aver(s) that: (Leave this space blank unless there is some other pertinent matter to be brought specially to the attention of the court)

NAME

P. O. ADDRESS

W. J. Downs

Port Republic Va

STATE OF VIRGINIA, COUNTY OF ROCKINGHAM, to-wit:-----

This day personally appeared before me W. J. Downs and made oath that the statements contained in the above petition so far as made on his own information are true and so far as made upon information of others he believes them to be true. Given under my hand this 27th day of December, 1933.

*W. J. Downs*, Notary Public.

NOTE—A supply of this blank form has been placed in the Clerk's office for the convenience of interested parties. No one is required to use this form, as the form is not prescribed by law, and claimants can either change or modify it as they deem necessary, or present their motions in any form they may desire which meets with the approval of the Court. This blank form may not and probably will not cover all cases. It has been printed merely as a suggestion of a form of a motion which may be used, subject to the approval of the court in each case.

M. H. HARRISON

TREASURER OF ROCKINGHAM COUNTY

HARRISONBURG, VIRGINIA Jan-9th, 1934

To Whom It May Concern\*:-

This is to certify that the records of my office show that the taxes on 180 acres, belonging to W.J. Downs, situated in Stonewall District, County of Rockingham are due and not paid for the following years.

1931	tax and penalty	\$3,69
1932	" " "	2.43
1933	" " "	1.99
		<u>\$8.11</u>

The tax on 172 acres , 2 roods and 16 poles is due and unpaid for 1933 Tax and penalty \$2.21

The taxes for 1932 on 172 acres, 2 roods and 16 poles is paid.

All taxes prior to this date, if any unpaid, is a matter of record in the Clerks Office of the said County.

Given under my hand this 9th day of January 1934.

*M. H. Harrison*  
Treasurer of Rockingham County.

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STATE OF VIRGINIA

COUNTY OF ROCKINGHAM, to-wit:

I, J. Robert Switzer, Clerk of the Circuit Court of Rockingham County, Virginia, do hereby certify that the records in my office do not show any delinquent taxes against any land in Stonewall District assessed in the name of W. J. Downs.

Given under my hand this 27th day of December, 1933.

*J. Robert Switzer*  
Clerk of the Circuit Court of Rockingham County, Virginia

NOTE—This need not be filed until the record discloses that the awards have been paid into the custody of the Courts.

**Virginia: In the Circuit Court of Rockingham County**

The State Commission on Conservation and Development of the State of Virginia . . . PETITIONER.  
V. At Law No. 1829

Cassandra Lawson Atkins and others, and Fifty-Two Thousand, Five Hundred and Sixty-One (52,561) Acres of land, more or less . . . . . DEFENDANTS.

Comes now the undersigned and shows to the Court:

That a judgment in rem has heretofore been entered in this proceeding condemning to the use of the Petitioner the fee simple estate in the tract(s) of land numbered as follows: Tract No. 297-a :  
Tract No. \_\_\_\_\_ : Tract No. \_\_\_\_\_ ;

and described in the report of the Board of Appraisal Commissioners appointed herein and shown, numbered, and delineated on the County Ownership Map filed therewith, upon payment into the custody of the Court of the sum(s) set out in the said judgment as constituting the award(s) therefor, as follows:

Award on Tract No. 297-a \$ 3563.00, on Tract No. \_\_\_\_\_ \$ \_\_\_\_\_ ; on Tract No. \_\_\_\_\_ \$ \_\_\_\_\_ ;

That the report of the said Board sets forth that the following named persons claim, or appear to have a claim to an interest in the said tract(s) of land or in the proceeds arising from the condemnation thereof;

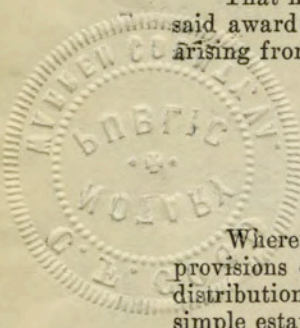
W. J. Downs

That the Petitioner has paid into the custody of the Court the said sum(s) set out in said judgment as constituting the award(s) for the fee simple estate in the said tract(s) of land;

That your undersigned, on the date of the said judgment in rem condemning the said tract(s) of land, owned or was (were) entitled to the following interest in the said tract(s) or in the proceeds arising from the condemnation thereof:—

By reason of contribution pledge, obligating the owner, W. J. Downs, to give 69 acres of his land within the Park Area to the Park Project.

That no other person or persons than the undersigned are entitled to share in the distribution of the said award(s) except the following named persons whose interest in said tract(s) or in the proceeds arising from the condemnation thereof on the date of entry of said judgment was as follows:



Wherefore, your undersigned pray(s) that [he (they) be made a party (parties) herein under the provisions of Section 21 of the Public Park Condemnation Act, and that] an order be entered for the distribution of said sum(s) set forth in said judgment in rem as constituting the award(s) for the fee simple estate in the said tract(s) condemned as aforesaid, and for the payment to the undersigned of the said award(s) or of as much thereof as the Court may find that the undersigned is (are) entitled to receive, and which the undersigned aver(s) is as follows: Tract No. 297-a \$ 210.00: Tract No. \_\_\_\_\_ \$ \_\_\_\_\_ : Tract No. \_\_\_\_\_ \$ \_\_\_\_\_ ;

The undersigned further aver(s) that: (Leave this space blank unless there is some other pertinent matter to be brought specially to the attention of the court)

NAME	P. O. ADDRESS
STATE COMMISSION ON CONSERVATION	_____
& DEVELOPMENT	_____
BY <u>Elliott Marshall</u>	_____

NOTE—A supply of this blank form has been placed in the Clerk's office for the convenience of interested parties. No one is required to use this form, as the form is not prescribed by law, and claimants can either change or modify it as they deem necessary, or present their motions in any form they may desire which meets with the approval of the Court. This blank form may not and probably will not cover all cases. It has been printed merely as a suggestion of a form of a motion which may be used, subject to the approval of the court in each case.

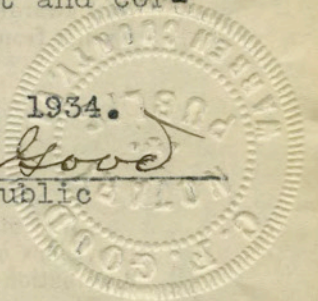
STATE OF VIRGINIA )  
COUNTY OF WARREN ) SS

Personally appeared before me the undersigned Notary Public in my said State and County, E. K. Stokes, who being duly sworn, deposed and said that she is an employee of the State Commission on Conservation and Development in immediate charge of the records of the Shenandoah National Park Division thereof having to do with claims of the Commission for distributive shares of condemnation awards in the Shenandoah National Park condemnation proceedings pending in the Circuit Courts of Virginia, by reason of contracts and agreements entered into with the owners of lands sought to be condemned in these proceedings, and that the within claim is just and correct.

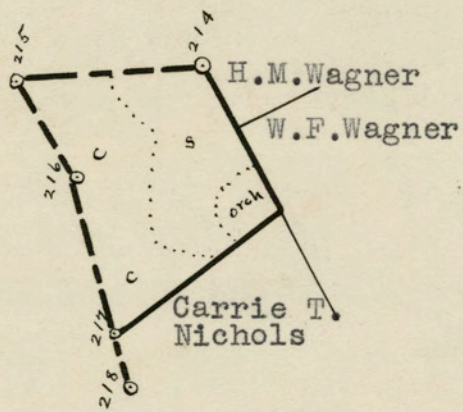
Witness my signature this 8th day of January, 1934.

*Charles K. Good*  
NOTARY PUBLIC Notary Public

My Commission Expires Sep. 8, 1934



#297- Downs, W.J.



LEGEND:

Slope Orchard

Cove

Scale - 1" = 20 chains



VIRGINIA. IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, IN VACATION.

The State Commission on Conservation & Development, of  
the State of Virginia, - - - - - Petitioner,

v.

Cassandra Lawson Atkins, et als, defendants.

In Re: Distribution of proceeds of condemnation of tract No. 297-a,  
W. J. Downs, \$210.00.

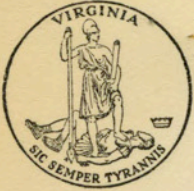
On this the 13<sup>th</sup> day of August, 1935, came the  
State Commission on Conservation & Development, by counsel, and  
moved the Court to enter an order requiring the Treasurer of Vir-  
ginia, to pay to said Commission, out of the funds in the hands of  
said Treasurer, to the credit of this Court in this proceeding,  
the sum of \$210.00 to be deducted from the award for tract No.  
297-a, W. J. Downs; and it further appearing that the said W. J.  
Downs consents to the payment out of the proceeds of condemnation  
for said tract and no objection to such payment being offered by  
any other person, it is accordingly adjudged and ordered that the  
Treasurer of Virginia, do out of the monies in his hands to the  
credit of this Court in this proceeding, pay to the State Commission  
on Conservation & Development, the said sum of \$210.00 and shall  
charge the same against the judgment in rem fixing the value and  
damages for said tract No. 297-2, W. J. Downs.

The Clerk of the Circuit Court of Rockingham  
County, will enter the foregoing order on the Common Law Order Book  
of his office as a vacation order.

Given under my hand this 13 day of August, 1935.

*J. W. Oberstrum*  
..... Judge  
of the Circuit Court of Rockingham Co. Va.

20  
385



JOHN M. PURCELL  
TREASURER OF VIRGINIA

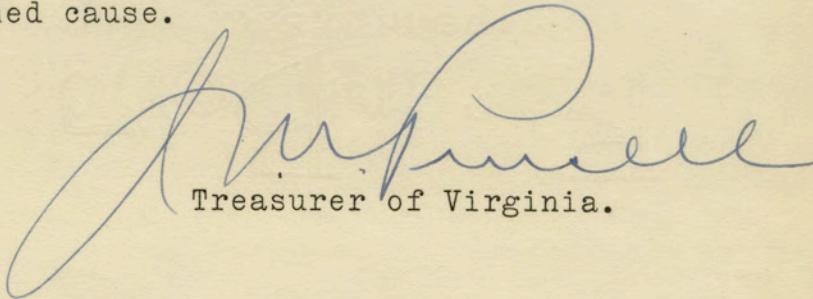
# Commonwealth of Virginia

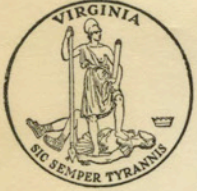
TREASURER'S OFFICE

RICHMOND, VA.

January 18, 1934

This is to certify that I, J. M. Purcell, Treasurer of Virginia have this 18 day of January in accordance with an order of the circuit court of Rockingham County dated 1/15/34 in the cause of the State Commission on Conservation and Development of the State of Virginia vs. Cassandra Lawson Atkins paid to W. J. Downs, Port Republic Virginia \$ 3,342.68 being in full settlement of tract # 297-a in the above mentioned cause.

  
Treasurer of Virginia.



JOHN M. PURCELL  
TREASURER OF VIRGINIA

# Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

January 18, 1934

JAN 22 1934

W. J. Downs

Port Republic, Virginia

Received of J. M. Purcell, Treasurer of Virginia, the sum of \$ 3,342.68, in accordance with an order of the Circuit Court of the county of Rockingham entered on the 15th day of January 1934, in the matter of the State Commission on Conservation and Development v \_\_\_\_\_ Cassandra Lawson Atkins and others, being full and complete settlement for the tract of land known in said proceeding as # 297-a.

W. J. Downs

Sign original and duplicate  
and return to the Treasurer  
of Virginia.



JOHN M. PURCELL  
TREASURER OF VIRGINIA

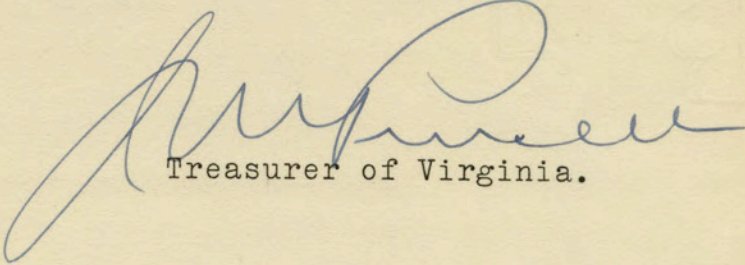
# Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

January 18, 1934

This is to certify that I, J. M. Purcell, Treasurer of Virginia have this 18 day of January in accordance with an order of the circuit court of Rockingham County dated 1/15/34 in the cause of the State Commission on Conservation and Development of the State of Virginia vs. Cassandra Lawson Atkins paid to M. H. Harrison, County Treasurer of Rockingham County Harrisonburg, Virginia \$ 2.21 being in full settlement of tract # 297-a in the above mentioned cause.

  
Treasurer of Virginia.



JOHN M. PURCELL  
TREASURER OF VIRGINIA

# Commonwealth of Virginia

TREASURER'S OFFICE  
RICHMOND, VA.

January 18, 1934

M. H. Harrison, County Treasurer of Rockingham County  
Harrisonburg, Virginia

Received of J. M. Purcell, Treasurer of Virginia, the sum of \$ 2.21, in accordance with an order of the Circuit Court of the county of Rockingham entered on the 15th day of January 1934, in the matter of the State Commission on Conservation and Development v Cassandra Lawson Atkins and others, being full and complete settlement for the tract of land known in said proceeding as # 297-a.

M. H. Harrison (Pres)

Sign original and duplicate  
and return to the Treasurer  
of Virginia.



# Commonwealth of Virginia

TREASURER'S OFFICE

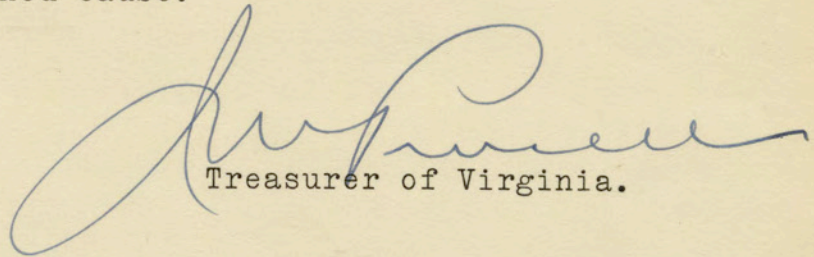
RICHMOND, VA.

JOHN M. PURCELL  
TREASURER OF VIRGINIA

January 18, 1934

This is to certify that I, J. M. Purcell, Treasurer of Virginia have this 18 day of January in accordance with an order of the circuit court of Rockingham County dated 1/15/34 in the cause of the State Commission on Conservation and Development of the State of Virginia vs. Cassandra Lawson Atkins

paid to M. H. Harrison, County Treasurer of Rockingham County  
Harrisonburg, Virginia  
\$ 8.11 being in full settlement of tract #297-a  
in the above mentioned cause.

  
Treasurer of Virginia.



JOHN M. PURCELL  
TREASURER OF VIRGINIA

# Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

January 18, 1934

M. H. Harrison, County Treasurer of Rockingham County

Harrisonburg, Virginia

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M. H. Harrison, Pres.

Sign original and duplicate  
and return to the Treasurer  
of Virginia.



JOHN M. PURCELL  
TREASURER OF VIRGINIA

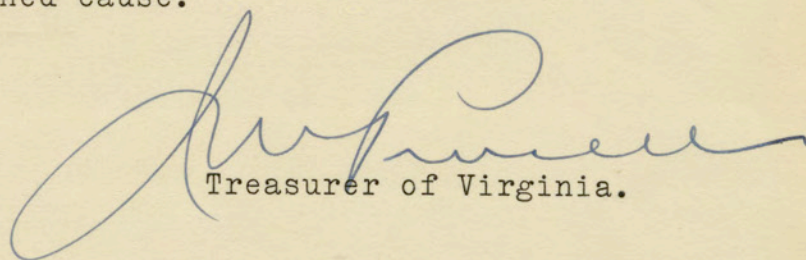
# Commonwealth of Virginia

TREASURER'S OFFICE

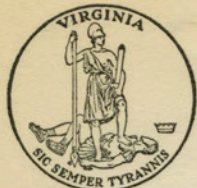
RICHMOND, VA.

January 18, 1934

This is to certify that I, J. M. Purcell, Treasurer of Virginia have this 18 day of January in accordance with an order of the circuit court of Rockingham County dated 1/15/34 in the cause of the State Commission on Conservation and Development of the State of Virginia vs. Cassandra Lawson Atkins paid to M. H. Harrison, County Treasurer of Rockingham County Harrisonburg, Virginia \$ 8.11 being in full settlement of tract #297-a in the above mentioned cause.

  
Treasurer of Virginia.





# Commonwealth of Virginia

TREASURER'S OFFICE

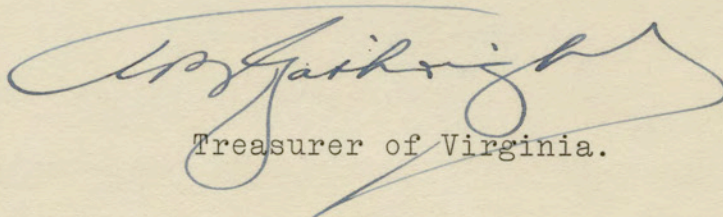
RICHMOND, VA.

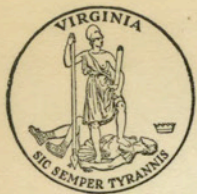
~~JOHN M. PURCELL~~  
TREASURER OF VIRGINIA

August 16, 1935

A. B. Gathright

This is to certify that I, ~~John M. Purcell~~, Treasurer of Virginia have this 16 day of August in accordance with an order of the circuit court of Rockingham County dated 8/16/35 in the cause of the State Commission on Conservation and Development of the State of Virginia vs. Cassandra Lawson Atkins and others paid to State Commission on Conservation & Development \$ 210.00 being in full settlement of tract # 297-a in the above mentioned cause.

  
Treasurer of Virginia.



~~XXXXXXXXXXXX~~  
TREASURER OF VIRGINIA

# Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

August 16, 1935

## State Commission on Conservation & Development

A. B. Gathright  
Received of ~~J. M. Purcell~~, Treasurer of  
Virginia, the sum of \$ 210.00, in accordance  
with an order of the Circuit Court of the county  
of Rockingham entered on the 13th day  
of August 1935, in the matter of the State  
Commission on Conservation and Development v \_\_\_\_\_  
Cassandra Lawson Atkins and others, being  
full and complete settlement for the tract of land  
known in said proceeding as # 297-a.

*W. C. Armstrong*

Attorney for State Commission on  
Conservation and Development

Sign original and duplicate  
and return to the Treasurer  
of Virginia.