

ROCKINGHAM COUNTY

NAME OF CLAIMANT

#223 - Helbert, J. T. and W. B.

Number of Acres: 46

Location: Southwest slope of High Top Mountain.

Roads: Four miles of fair dirt road via Sandy Bottom to Swift Run; thence four miles to Elkton.

Soil: Soil of good depth and fertility and a moderate amount of rocks with gentle slopes; northwest and southwest exposure.

History of Tract and condition of timber: Most of the tract was cleared many years ago, grazed since. The wooded portion has been cut over repeatedly. There is no merchantable timber.

Improvements:  
NONE.

Acreage and value of types:

Types	Acreage		Value per acre	Total Value
Ridge:				
Slope:	9	⊙	\$5.00	\$45.00
Cove:				
Grazing Land:	37	⊙	35.00	1295.00
	<u>46</u>			<u>\$1340.00</u>

Fields Restocking:

Cultivated Land:

Orchard:

Minerals:

Value of Land: \$ 1340.00

Value of Improvements: \$

Value of Orchard: \$

Value of Minerals: \$

Value of Fruit: \$

Value of Timber: \$

Value of Wood: \$

Value per acre for tract: \$ 28.79

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

*Geo. S. Pen.* CLERK. 27



County: Rockingham  
District: Stonewall

#223 - Helbert, J. T. & W. B.

Acreage Claimed: 50 A.                      Assessed 50 A.                      Deed: 50 A. in Rockingham Co. & 50 A. in Greene Co. in (1918) for \$3000.00

Value Claimed:     \$1500.                      "     \$810.00

Location:     Southwest slope of High Top Mountain.

Incumbrances, counter claims or laps:     None known.

Soil:             Soil of good depth and fertility and a moderate amount of rocks with gentle slopes; northwest and southwest exposure.

Roads:           Four miles of fair dirt road via Sandy Bottom to Swift Run; thence four miles to Elkton.

History of tract and condition of timber:     Most of the tract was cleared many years ago, grazed since. The wooded portion has been out over repeatedly. There is no merchantable timber.

Improvements:     None.

Value of land by types:

<u>Type</u>	<u>Acreage</u>	<u>Value per acre</u>	<u>Total Value</u>
Slope	2	\$3.00	\$6.00
Fg	37	30.00	\$1110.00
	<u>39</u>		<u>\$1116.00</u>

Total value of land                      \$1119.00

Total value of improvements             -----

Total value of tract                      1116.00

Average value per acre                      28.62



Claim of J. T. Heard Helbert  
In the Circuit Court of Rockingham County, Virginia, No. 1829, At Law.  
The State Commission on Conservation and Development of the State of Virginia, Petitioner, vs. Cassandra Lawson Atkins, and others, and 52,561 acres

more or less, of land in Rockingham 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 J. T. Helbert

My post office address is Broadway, 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 fifty acres, on which there are the following buildings and improvements:

This land is located about eleven miles from Elkton Virginia, in the Stonewall 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.)

Sole owner.

The land owners adjacent to the above described tract or parcel of land are as follows:

North \_\_\_\_\_

South Conley

East Greene County (J.T.Helbert land)

West Millers

I acquired my right, title, estate or interest to this property about the year 1918 in the following manner:

by deed from Crawford, to J. T. Helbert and W. B. Helbert, and 1/2 interest later conveyed to me by W. B. Helbert

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 1,500.00. 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 \$ 1,500.00.

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: This tract contains about 105 acres, lying partly in Greene County and partly in Rockingham County, about fifty acres thereof being in Rockingham County.

(Continue remarks if necessary on the back).

Witness my signature (or my name and mark attached hereto) this 18th day of February, 1930.

STATE OF VIRGINIA, COUNTY OF Rockingham, To-wit:

The undersigned hereby certifies that J. T. Helbert 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 18th day of February, 1930.

Margie Bauers, Deputy  
Clerk of the Court, or Special Investigator or Notary Public, or Justice of the Peace.

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

FEB 18 1931

Margie Bauers Clerk



My holdings on top of Blue Ridge is about 650 acres. I have had an opportunity to sell a part of it several years ago for considerable amount in advance of the amount of the purchase price; however, if the park acquires my entire possessions on the Blue Ridge, I am only asking the price for same that my deeds indicate.

J. T. Helbert

STATE OF ARIZONA, COUNTY OF COCHISE  
I, J. T. Helbert, do hereby certify that the above is a true and correct copy of the original as the same appears in my records.

Witness my hand and seal of office this 10th day of August, 1908.

J. T. Helbert  
County Clerk

Attest:  
J. T. Helbert  
County Clerk

Notary Public  
My commission expires this 10th day of August, 1908.

Notary Public  
My commission expires this 10th day of August, 1908.

Notary Public  
My commission expires this 10th day of August, 1908.



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 als, etc.

Defendants

On this, the 27 day of December, 1933, came  
J. T. Helbert, and on his motion leave is given him to file  
his application for the payment to him of the sum of \$ 1340.00,  
the amount of the award set out in the award of condemnation for  
Tract No. 223, 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 J. T. Helbert  
is invested with a superior or better right or claim of title in and  
to the said Tract of land No. 223, 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. 223, or to the  
proceeds arising from the condemnation thereof, and that the said  
J. T. Helbert is entitled to receive the proceeds arising  
from the condemnation of said Tract No. 223, and it further appear-  
ing to the Court that all taxes due or taxable upon said Tract No. 223  
have been paid;

Upon consideration whereof, it is considered and ordered by  
the Court that the said sum of \$1340.00 paid into Court by petition-  
er as just compensation for Tract No. 223 be paid unto the said  
J. T. Helbert; 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 J. T. Helbert the said sum of  
\$ 1340.00, the amount of the award set out in the judgment of  
condemnation for Tract No. 223, taking from the said J. T. Helbert  
\_\_\_\_\_ a receipt therefor and certifying such payment to the  
Clerk of this Court for appropriate entry thereof as required by law.

Ent  
17/13

20/6

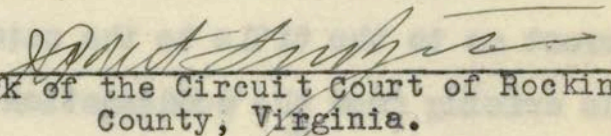


STATE OF VIRGINIA,

COUNTY OF ROCKINGHAM, to-wit:

I, J. Robert Switzer, Clerk of the Circuit Court of Rockingham County do hereby certify that the records in my office do not show any delinquent taxes against the tract of 50 acres in Stonewall District, Rockingham County, Virginia, assessed in the name of J. T. Helbert.

Given under my hand this 22d day of December, 1933.

  
Clerk of the Circuit Court of Rockingham  
County, Virginia.

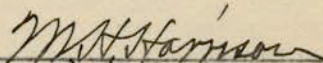
M. H. HARRISON  
TREASURER OF ROCKINGHAM COUNTY  
HARRISONBURG, VIRGINIA

To Whom It May Concern:

I hereby certify that the records of my office show that J. T. Helbert has paid the taxes for the years 1932 and 1933 on his tract of 50-0-0 acres of land situate in the Blue Ridge Mountains in Stonewall District, Rockingham County.

All taxes prior to that time, if any be unpaid, are a matter of record in the Clerk's Office of said County.

Given under my hand this 22nd day of  
December 1933.

  
\_\_\_\_\_  
Treasurer of Rockingham County.



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. 223 :

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. 223 \$ 1340.00; 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;

*J. T. Helfert + M. B. Helfert, M. B. Helfert + wife by deed dated Mar-4-1926, recorded in Rockingham Co. G. B. 134 page 417 deced this 1/2 interest to J. T. Helfert now the sole owner*

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*

*46 A taxed as 50 A*

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. \_\_\_\_\_ \$ \_\_\_\_\_: 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

J. T. Helfert

Broadway Va

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

This day personally appeared before me J. T. Helfert 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 26th day of December 1933.

Janet Smith, 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.





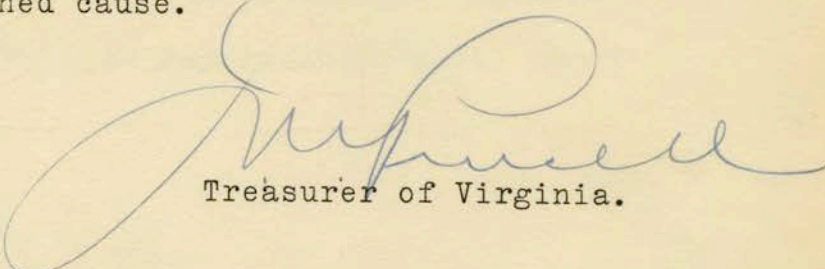
JOHN M. PURCELL  
TREASURER OF VIRGINIA

# Commonwealth of Virginia

TREASURER'S OFFICE  
RICHMOND, VA.

December 29, 1933

This is to certify that I, J. M. Purcell, Treasurer of Virginia have this 29 day of December in accordance with an order of the circuit court of Rockingham County dated 12/27/33 in the cause of the State Commission on Conservation and Development of the State of Virginia vs. Cassandra Lawson Atkins paid to J. T. Helbert, Broadway, Virginia \$ 1,340.00 being in full settlement of tract # 223 in the above mentioned cause.

  
Treasurer of Virginia.





JOHN M. PURCELL  
TREASURER OF VIRGINIA

# Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

December 29, 1933

J. T. Helbert

Broadway, Virginia

Received of J. M. Purcell, Treasurer of Virginia, the sum of \$1,340.00, in accordance with an order of the Circuit Court of the county of Rockingham entered on the 27 day of December 1933, 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 # 223.

J. T. Helbert

Sign original and duplicate  
and return to the Treasurer  
of 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. 223 :

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. 223 \$ 3.90 /; 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; **R. D. Crawford mineral right in said Tract No. 223 as per agreement with Crawford by Petitioner after payment into custody of Court of award for said Tract (see order of Court entered February 28, 1934, Common Law Order Book No. 20, page 121).**

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:—

- - - -

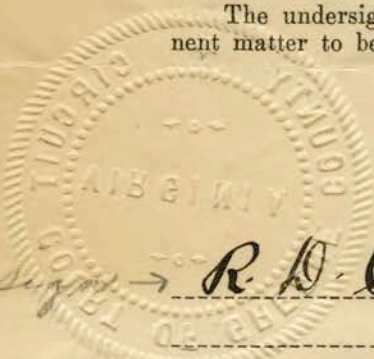
That no other person or persons than the undersigned are entitled to share in the distribution of the said award(s) except the following named persons whose interest in said tract(s) or in the proceeds arising from the condemnation thereof on the date of entry of said judgment was as follows:

- - - -

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~~ **mineral** ~~right~~ 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. 223 \$ 3.90 : 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

R. D. Crawford

Rockersville Va.

STATE OF VIRGINIA, COUNTY OF Greene, To-wit:

I, B. J. Bickens Clerk of the Circuit Court in and for the County of Greene, State of Virginia, do hereby certify that R. D. Crawford, whose name is signed to the foregoing writing, personally appeared before me in my County aforesaid, and made oath that the facts

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.

(over)



VIRGINIA: IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, ~~VIR~~

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

PETITIONER

V. #1829

CASSANDRA LAWSON ATKINS, ET ALS, ETC.

Defendants

On this 25 day of May, 1934, came R. D. Crawford, and on his motion leave is given him to file his application for disbursement of the sum of \$3.90, being the amount awarded him for mineral rights claimed by him in Tract No. 223, as ascertained and determined by the Board of Arbitration herein.

And it appearing from an order entered herein on February 28, 1934, that after the payment into the custody of this Court of the award on said Tract No. 223, the Petitioner thereafter entered into or confirmed an agreement with the said R. D. Crawford under the terms of which it agreed to submit questions as to the value of said mineral rights claimed in said tract by the said Crawford to arbitration, and that as a result of said arbitration the value of the mineral rights claimed by said Crawford in said tract No. 223 was ascertained and determined to be the said sum of \$3.90; and it further appearing that the said sum of \$3.90 has heretofore been paid into Court, evidenced by a check of The State Commission on Conservation and Development of the State of Virginia, payable to the Clerk of this Court and left with the said Clerk for payment of said amount to said applicant:

It is therefore ordered that the said sum of \$3.90 be paid unto the said R. D. Crawford by the Clerk of this Court, taking from the said Crawford a receipt therefor, which receipt the said Clerk shall properly enter in his records, as required by law.

Enter: AWB.

20 / 1934  
5/25/34

and statements contained in the foregoing writing are true to the best of his knowledge and belief.  
Given under my hand this 19th day of May, 1934.



May 19, 1934

Mr. R. D. Crawford  
Ruckersville, Va.

Dear Sir:

I have a letter from Mr. B. I. Bickers, Clerk of Greene County, relative to certain checks deposited with me by the State Commission on Conservation and Development, among them being a check for \$3.90 which is for mineral rights claimed by you in Tract No. 223, Rockingham County.

I have prepared a petition for you to sign and acknowledge, or swear to, before a Notary or some other officer. If you will sign same and make oath thereto and return it to me, I will prepare the order and present the petition to Judge Bertram for payment of this amount to you.

Very truly yours,

J. Robert Switzer, Clerk

JRS:mb



**B. I. BICKERS**  
CLERK OF GREENE COUNTY COURTS  
STANARDSVILLE, VIRGINIA

May 7th 1934

My Dear Mr. Switzer

R.D.Crawford of Ruckersville Virginia, had a letter from the Front Royal Office of the Park Condemnation proceedings, in which it is stated that you have in your possession, certain checks, as follows; Nos, 3817, 3818, 3819, 3820,, and what Mr.Crawford wishes to know, is either of these checks for him, as he had some mineral rights etc.

Will you please write Mr.R.D.Crawford, Ruckersville, Va, and let him know if either of the checks is his, and the amount, and if so what he must do to get them.

Thanking you in advance.

Yours truly.

*B I Bickers*