

NAME OF CLAIMANT

#213 - Yancey, T. L.

Number of Acres: 26

Location: One mile east of Yancey and on Gap Run. This is partly within the Park area.

Roads: Two miles over county road to Island Ford.

Soil: Slope.

History of Tract and condition of timber: The timber on this tract has been culled and cut over, but there is still some saw timber remaining.

Improvements:  
NONE.

Acreage and value of types:

Types	Acreage	Value per acre	Total Value
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Ridge:

Slope:	26	@ \$5.00	\$130.00
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Cove:

Grazing Land:

Fields Restocking:

Cultivated Land:

Orchard:

Minerals:

Value of Land: \$ 130.00

Value of Improvements: \$

Value of Orchard: \$

175.00

Value of Minerals: \$

Value of Fruit: \$

37.50  
\$342.50

Value of Timber: \$ 175.00

Value of Wood: \$ 37.50

Value per acre for tract: \$ 13.17

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

Geo. H. Pen. CLERK. 15

NAME OF CLAIMANT

#213-a -- Vancey, T. L.

Number of Acres: 111

Location: Hawksbill Creek, and is entirely within the Park area.

Note -- This tract was almost entirely surveyed and it is believed that he owns no more than the acreage given.

Roads: Eleven miles to Elkton over seven miles of county road and four miles over Spotswood Trail.

Soil: North and northwest slope of fair depth and fertility.

History of Tract and condition of timber:

The cleared land on this tract has been used for grazing purposes for many years. The wooded area has no merchantable saw timber on it.

Improvements:

Acreage and value of types:

Types	Acreage		Value per acre	Total Value
Ridge:				
Slope:	55	@	\$5.00	\$275.00
Cove:				
Grazing Land:	44	@	35.00	1540.00
Fields Restocking:	12	@	20.00	240.00
	<u>111</u>			<u>\$2055.00</u>

Cultivated Land:

Orchard:

Minerals:

Value of Land: \$ 2055.00

Value of Improvements: \$ 100.00

100.00

Value of Orchard: \$ 25.00

Value of Minerals: \$

25.00

Value of Fruit: \$

\$2180.00

Value of Timber: \$

Value of Wood: \$

Value per acre for tract: \$ 19.64

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

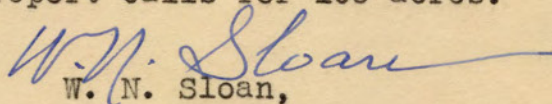
*Geo. H. Peni* CLERK.

REPORT ON THE ACREAGE  
of the  
T. L. YANCEY TRACT #213-a.

The deed to Mr. Yancey for this tract contains only a very general description without bearings or distances, but calls for 120 acres. I therefore made a field survey of this tract, running all of the lines except the west boundary. This west boundary was determined by calls of the Burke and Coleman tracts, for which the deeds contain surveys.

A computation of the area by the calls of my survey and the lines common to the Burke and Coleman tracts gives 111 acres.

The State's report calls for 106 acres.

  
W. N. Sloan,

Chief Engineer, Park Service.



#213-a -- Yancey, T. L.

Acreage Claimed: ;24½ x Assessed 122 A-67 P. Deed 124 A-67 P.

Value Claimed: \$24,000.00 " \$550.00 " Not given.  
 Area: 26 A.

Location: Hawksbill creek and is entirely within the Park area.  
 Note -- This tract was almost entirely surveyed and it is believed that he owns no more than the acreage given.

Incumbrances, counter claims or laps: None known.

Soil: North and northwest slope of fair depth and fertility.

Roads: Eleven miles to Elkton over seven miles of county road and four miles over Spotswood Trail.

History of tract and condition of timber: The cleared land on this tract has been used for grazing purposes for many years. The wooded area has no merchantable saw timber on it, an estimated amount of 350 cords of fuelwood valued at 50¢ per cord --- \$175.00.

Improvements: None.

Value of land by types:

Type	Acreage	Value per acre	Total Value
Slope	50	\$3.00	\$150.00
Fg	44	25.00	1100.00
Fr	12	6.00	72.00
	<u>106</u>		<u>\$1322.00</u>

Total value of land	\$1322.00
Total value of orchard	40.00
Total value of timber	175.00
Total value of tract	<u>\$1537.00</u>
Average value per acre	14.97

x -- This includes tract #213.

Claim of T. L. Yancey  
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. \_\_\_\_\_

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 T. L. Yancey  
My post office address is Elkton, 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 1.24 1/2 acres, on which there are the following buildings and improvements: Same land deeded to Mrs Emma Gibbons with Mineral Rights etc reserved.

This land is located about 2 miles from Yancey 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.)

Joint owners with S. M. Yancey, A. S. Yancey, H. W. Yancey, Mrs Emma Gibbons, Mrs Julia J. Estes, Mrs. W. K. Manry + W. L. Yancey heirs

The land owners adjacent to the above described tract or parcel of land are as follows:  
North Wernsberger & Sipe  
South Gibbons land  
East Bib survey  
West J. A. Sipe M. H. Sipe

I acquired my right, title, estate or interest to this property about the year 1914 in the following manner: Inherited

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 24000.00 Interest from sale. 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 \$ 3000.00 Interest from sale

I am the owner of .5 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: Mineral, water & Timber rights  
SHAFTS ALREADY SUNK, MAGANESE MINED AND GOOD ANALYSIS RENDERED BY CHEMIST.

(Continue remarks if necessary on the back).

Witness my signature (or my name and mark attached hereto) this 11th day of Feb, 1930.

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

The undersigned hereby certifies that T. L. Yancey 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 11th day of Feb, 1930.

T. L. Yancey  
Clerk of the Court, or Special Investigator or Notary Public, or Justice of the Peace.

My Commissioner expires Aug. 22, 1934.

Filed in the Clerk's Office  
Rockingham County, Va.  
FEB 17 1931

Clerk

Claim of T. L. YANCEY  
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 L. Atkins & others  
52,561 acres

140 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 T. L. YANCEY  
My post office address is ELKTON, 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 140 acres, on which there are the following buildings and improvements: Tenant house

This land is located about 4 miles from Beldor 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 B. P. YANCEY  
South R. M. BURKE  
East MRS. EMMA V. GIBBONS  
West R. M. BURKE & AM. SHIFFLETT

I acquired my right, title, estate or interest to this property about the year 1910 in the following manner:

Purchased from Geo. E. Sipe, Commissioner about 132 acres  
2 " B. P. Yancey " 6 "  
" " Herring Heirs " 2 "

I claim that the total value of this tract or parcel of land with the improvements thereon is \$7,000.00. 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 \$7,000.00.

I am the owner of 169 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 \$5,000.00.

(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: The above farm will "Net" \$70.00 per month during grazing season at pasture rental rates.

Due to the loss of this farm, I will have to discontinue cattle raising altogether, thereby causing a depreciation of \$5,000.00 to my River-bottom farm of 169 as stated above. (Continue remarks if necessary on the back).

Witness my signature (~~or my name and mark attached hereto~~) this 11th day of February, 1930.

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

The undersigned hereby certifies that T. L. Yancey 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 11th day of FEB, 1930.

T. L. Yancey  
Clerk of the Court, or Special Investigator or Notary Public, or Justice of the Peace.

My Commission expires Aug. 22, 1934.

2/14/31



JOHN M. PURCELL  
TREASURER OF VIRGINIA

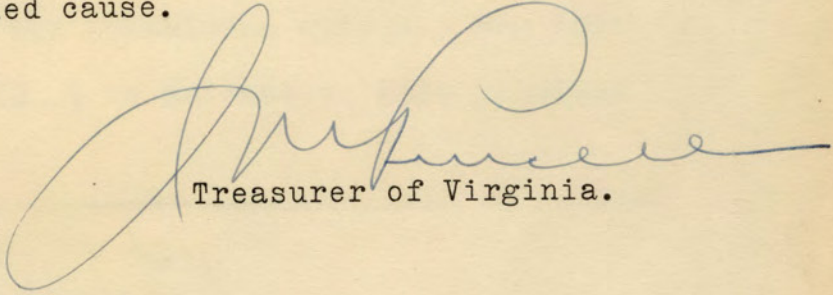
# Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

December 27, 1933

This is to certify that I, J. M. Purcell, Treasurer of Virginia have this 27 day of December in accordance with an order of the circuit court of Rockingham County dated 12/20/33 in the cause of the State Commission on Conservation and Development of the State of Virginia vs. Cassandra Lawson Atkins paid to Thomas L. Yancey, McGaheysville, Virginia \$2,180.00 being in full settlement of tract # 213-a in the above mentioned cause.

  
Treasurer of Virginia.





JOHN M. PURCELL  
TREASURER OF VIRGINIA

# Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

December 27, 1933

Thomas L. Yancey

McGaheysville, Virginia

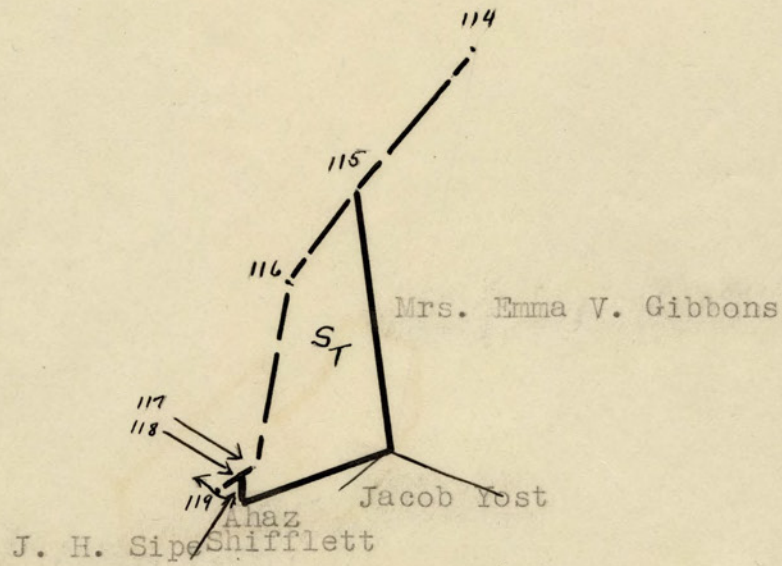
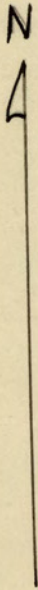
Received of J. M. Purcell, Treasurer of Virginia, the sum of \$ 2,180.00, in accordance with an order of the Circuit Court of the county of Rockingham entered on the 20th day of December 1933, in the matter of the State Commission on Conservation and Development v Cassandra Lawson Atkins and others, being full and complete settlement for the tract of land known in said proceeding as # 213-a.

*Thomas L. Yancey*

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

#213 - T. L. Yancey.

County: Rockingham  
District: Stonewall



LEGEND

Slope

Scale - 1" = 20 chains

CHAS. A. HAMMER  
ATTORNEY AT LAW  
HARRISONBURG, VA.

*Thos L Yancey*  
*Aug. 24 1933*

August 24/1933

To The  
Hon. Phillip Williams,  
Chairman of the Land Tract Arbitration Board.

I, Thos.L.Yancey, have employed Messrs. Hammer & Hammer of Harrison-  
burg to represent me in all condemnation proceedings in connection with my  
land tract #213, as shown upon the map filed in the Clerk's Office of Rock-  
ingham County.

Given under my hand this 24th day of August, 1933.

*Thos. L. Yancey*

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

vs.

CASANDRA LAWSON ATKINS, et als, and 52,561 Acres of  
Land in Rockingham County

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

AUG 28 1933

TO THE

HON. H.W. BERTRAM, Judge of the Circuit Court:

*J. Robert Switzer* Clerk

(1) The motion of Thomas L. Yancey, praying the Court to disapprove and to decline to accept the findings of the Board of Appraisal Commissioners heretofore appointed by the said Court in the above matter, wherein the said Board reported under #213 of its findings as filed in the Clerk's Office of the said Court, that moveant was only entitled to the sum of THREE HUNDRED AND FIFTY DOLLARS (\$350.00) for 26 acres of land which moveant owns in fee.

(2) The amount allowed for the said land is wholly inadequate, and amounts to taking moveant's property in violation of his constitutional rights, and without just compensation. This land is covered with a valuable growth of young saw timber, for which moveant has been offered ONE THOUSAND DOLLARS (\$1,000.00), and the land is of a type adapted for orchard purposes. It is practically level land, lies close to the railroad, and the amount of 26 acres taken is worth at least FORTY DOLLARS (\$40.00) per acre. The land is unimproved, and as stated is valuable (1) for the timber, and (2) for orchard or agricultural purposes. *Amount claimed \$1040.00*

Moveant prefers a trial by jury.

*Hammer & Hammer*  
Hammer & Hammer, Counsel

*T. L. Yancey*  
By Counsel

*Thos. L. Yancey*

VIRGINIA, CITY OF HARRISONBURG; TO-WIT:

I, Geo.L.Dovel, a notary public in and for the City of Harrisonburg, to Hereby certify that Thomas L.Yancey, whose name is signed on the margin hereof for the purpose of identification, this day personally appeared before me in my said City and made oath that the facts stated in the foregoing petition of his own knowledge are true, and those ~~made~~ upon information derived from others he believes to be true.

Given under my hand and seal this 24th day of August, 1933.

*Geo. L. Dovel*

Notary Public

NIBROC BON

YANCEY, T. L.  
213  
ROCKINGHAM COUNTY

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

SEP 9 1933

*Robert Lutz* 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: Yancey, T. L.

ORIGINAL CLAIM: Acreage 35 : Value \$4,200.00 : Inc.Damages \$500.00

VALUE PLACED ON TRACT BY PETITIONER'S APPRAISERS:

<u>TRACT NO.</u>	<u>VALUE</u>	<u>INCIDENTAL DAMAGES</u>
213	\$303.50	

BOARD OF APPRAISAL COMMISSIONERS FINDINGS:

MAP NUMBER OF TRACT: 213

VALUE OF TRACT:

<u>TRACT NO.</u>	<u>VALUE</u>	<u>INCIDENTAL DAMAGES</u>
213	\$342.50	

The basic differences between Petitioner and this exceptant are as to the classification and value of the land, 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  
W. C. Armstrong, Attorney  
for Petitioner

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

Emma K. Stokes  
Emma K. Stokes, Notary Public

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. 213-A  
Tract No. \_\_\_\_\_: Tract No. \_\_\_\_\_;

and described in the report of the Board of Appraisal Commissioners appointed herein and shown, num-  
bered, 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. 213-A \$ 2180<sup>00</sup>; 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;

*none except Thomas L. Yancey*

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. 213-A \$ 2,180<sup>00</sup>: Tract  
No. \_\_\_\_\_ \$ \_\_\_\_\_: Tract No. \_\_\_\_\_ \$ \_\_\_\_\_;

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

NAME	P. O. ADDRESS
<i>Thomas L. Yancey</i>	<i>McLeysville, Virginia</i>
<i>State of Virginia</i>	
<i>County of Rockingham, to-wit:</i>	

*I, the undersigned, personally appeared before me Thomas L. Yancey 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. Signed under my hand this 15th day of December 1933. J. A. [Signature]*

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.



Clerk's Office

**Circuit Court of Rockingham County**  
**Harrisonburg, Virginia**

HON. H. W. BERTRAM  
JUDGE  
J. ROBERT SWITZER  
CLERK

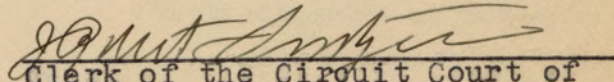
DEPUTIES  
W. EDGAR SIPE  
MARGIE BOWERS  
MARGARET BRANUM

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 122 acres 1 rood and 7 poles in Stonewall District, assessed in the name of T. L. Yancy, except for the tax year 1932, but which <sup>taxes</sup> by statement of M. H. Harrison, County Treasurer, shown herewith, have been paid in the County Treasurer's office, since the same was returned delinquent to my office.

Given under my hand this 15th 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 Thomas L. Yancey has paid the taxes for the years of 1932 and 1933 on his tract of 122-1-27 acres of land situate in the Blue Ridge Mountains Stonewall District, Rockingham County, and

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 15th day of  
December 1933.

M. H. Harrison, Treasurer

By E. A. Zigler  
Deputy

Witness:

M. H. Harrison Jr.

THE STATE COMMISSION ON CONSERVATION AND DEVELOPMENT <sup>of</sup> THE STATE OF VIRGINIA

VS.

CASSANDRA ATKINS AND OTHERS, AND FIFTY TWO THOUSAND FIVE HUNDRED AND SIXTY ONE (52,561) ACRES OF LAND IN ROCKINGHAM COUNTY.

Filed in the Clerk's Office  
Rockingham County, Va.  
SEP 30 1932  
Robert L. Yancey, Clerk

To the Honorable H. W. Bertram, Judge of the Circuit Court of Rockingham County.

The Petition of Thomas L. Yancey respectfully represents:

That he is the owner of a tract of forty four acres of land lying East of Yancey in Rockingham County and within the boundary of the proposed condemnation in the above entitled cause for park purposes. Of the forty four acres which he owns they propose to take twenty six acres for which they allow him the sum of Three Hundred Fifty Dollars which is wholly inadequate.

Petitioner paid for this property around Forty Dollars per acre at a time when land was low and it is worth that much per acre to him today. ~~rather~~ the land that they propose to take for Three Hundred Fifty Dollars is fairly worth One Thousand and Forty Dollars.

Your Petitioner asks the court to grant him a hearing on this before the Court or Jury to the end that justice may be done him. Evidently the Commissioners are in error as to its valuation or have been imposed upon. He therefore requests the Court give him a hearing on the value of this land at the bar of the Court or before a Jury,

All of which is respectfully submitted.

Thomas L. Yancey  
By Counsel

Robert L. Yancey  
Counsel

VIRGINIA,  
CITY OF HARRISONBURG, To\*wit:

*Thomas L. Yancey*

I, Bessie M. Cooke, a Notary Public in and for the City of Harrisonburg in the State of Virginia, do certify that Thomas L. Yancey whose name is signed on the margin hereof for the purpose of identification, this day personally appeared before me and made oath that the facts stated in the foregoing Petition or Exception are true.

Given under my hand this 30th day of September, 1932.

*Bessie M. Cooke*  
Notary Public.

VIRGINIA, IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY.

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

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

NOV 9 1932

vs.

CASSANDRA LAWSON ATKINS and others, and 53 ~~501~~ acres, <sup>Robert S. Smithey</sup> Clerk  
more or less, of land in Rockingham County, Virginia.

Statement made this 8th day of November, 1932, by  
Thomas L. Yancey, in response to an order entered  
in the above entitled cause on October, 25, 1932.

Your respondent says that he is the owner of a tract of  
forty four acres of land which he acquired from Emma V. Gibbons;  
that for this piece of land he paid the sum of One Thousand Dollars  
and that the park is taking twenty six acres of it and is only  
allowing him Three Hundred and Fifty Dollars; that this land is the  
only source for fuel and that the sum allowed him, namely Three  
Hundred and Fifty Dollars, is totally inadequate; that the number  
of this tract is 210.

Exceptant prays that his exception be sustained, and that  
he be granted the relief prayed for by him in the exceptions filed  
in this case. And having fully answered, he will ever pray, etc.

Robert S. Smithey  
Counsel.

Thomas L. Yancey  
By Counsel

SUPLEE ENVELOPE CO., UPPER DARBY, PA.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

PETITIONER

V. #1829 At Law

CASSANDRA LAWSON ATKINS, ET ALS, ETC.

DEFENDANTS

On this, the 20 day of December, 1933, came Thomas L. Yancey, and on his motion leave is given him to file his application for the payment to him of the sum of \$2,180.00, the amount of the award set out in the award of condemnation for Tract No. 213-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 Thomas L. Yancey is invested with a superior or better right or claim of title in and to the said Tract of land No. 213-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. 213-a, or to the proceeds arising from the condemnation thereof, and that the said Thomas L. Yancey is entitled to receive the proceeds arising from the condemnation of said Tract No. 213-a, and it further appearing to the Court that all taxes due or taxable upon said tract number 213-a have been paid:

Upon consideration whereof, it is considered and ordered by the Court that the said sum of \$2,180.00 paid into Court by petitioner as just compensation for Tract No. 213-a be paid unto the said Thomas L. Yancey; 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 Thomas L. Yancey the said sum of \$2,180.00, the amount of the award set out in the judgment of condemnation for Tract No. 213-a, taking from the said Thomas L. Yancey a receipt therefor and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

20/55

Enter: HWB

No. 213

RETURN IN FIVE DAYS TO  
**J. ROBERT SWITZER, CLERK**  
Circuit Court of Rockingham County  
HARRISONBURG · VIRGINIA

STATEMENT

OF ) Chas. A. Hammer, p.q.

THOMAS L. YANCEY

*Filed 8/28/33*

STATEMENT OF COSTS, POSTAGE, ETC.: