

CLAIMANT
NAME OF OWNER

#73-a Dwyer, Thos. B.

Number of Acres: 92

Location: Near head of Gid Brown Hollow on east side of Pignut Mountain.

Roads: It is approximately five miles over an unimproved dirt road to the Lee Highway thence 20 miles to Luray, the nearest shipping point.

Soil: The soil is a moist sandy loam of medium depth and fertility. Along the ridge tops the soil is not so fertile but the surface generally smooth and can be cultivated. The slopes are moderately steep and have a northeast exposure.

History of Tract and condition of timber: This tract has been completely logged over for all commercial species and products including locust pin wood. There is some dead chestnut on the tract which the owner is himself cutting for extract wood but owing to the distance from Luray, the nearest market point, this chestnut timber has been assigned no stumpage value. There is approximately 50 M. feet of saw timber. The tract has been used primarily for grazing and cultivation.

Improvements: One- 5 room frame house, letal roof in good condition. One barn, shingle roof, corn house, smoke house, all in fair condition. Work Shop.

Acreage and value of types:

Types	Acreage	Value per acre	Total Value
Slope:	26	@ \$3.00	78.00
Cove:			
Grazing Land:	58	@ 9.00	522.00
Cultivated Land:	8	@ 15.00	120.00
			<hr/> \$720.00

Orchard:

Minerals:

Value of Land: \$ 720.00	
Value of Improvements: \$ 800.00	800.00
Value of Orchard: \$ 75.00	75.00
Value of Minerals: \$	
Value of Timber: \$ 150.00	150.00
Value of Wood: \$	<hr/> \$1745.00
Value per acre for tract: \$ 18.96	

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

Geo. N. Pen CLERK

73-a

Claim of Y. B. Dwyer
In the Circuit Court of Keyser County, Virginia, No. 149, At Law.
The State Commission on Conservation and Development of the State of Virginia, Petitioner, vs. Clifton Dwyer et al \$ 37,400
acres

more or less, of land in Keyser 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 Keyser County, Virginia, asks leave of the Court to file this as his answer to said petition and to said notice.

My name is Y. B. Dwyer
My Post Office Address is Surrey, 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 78 acres, on which there are the following buildings and improvements: I think Park takes

about 42 acres - 1 - 6 room - this roof
house - Shop 12 x 14 - Barn 40 x 21 - 1 single roof - corn
crib 8 x 12 - meat house 8 x 12 - 1 old house -

This land is located about 8 miles from Washington Virginia, in the Haupt 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).

See simple

The land owners adjacent to the above described tract or parcel of land are as follows:
North Richard Dwyer
South Jones May
East Amrose Bailey
West

I acquired my right, title, estate or interest to this property about the year 1920 in the following manner: Bought of Sam Baldwin

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 4600. 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 \$ 4600.

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: There is probably 150 Apple trees
all aged

(Continue remarks if necessary on the back).

Witness my signature (or my name and mark attached hereto) this 7 day of June, 1930.

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

The undersigned hereby certifies that Y. B. Dwyer 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 7th day of June 1930.

Wm. H. DeBerg
Clerk of the Court, or Special Investigator or Notary Public, or Justice of the Peace.

and things appearing in his books and records are true to the best of his knowledge and belief
the above named defendant personally appeared before him and made oath that the matters
the undersigned hereby certifies that

STATE OF VIRGINIA COUNTY OF
of 1880

Witness my signature (or my name and mark attached hereto) this day

(Continue remarks if necessary on the back)

Remarks:
120 acres more or less

description of the tract or parcel of land by metes and bounds
this claim which claimant desires to make: and if practicable he should also insert here
(in the space below should be set out any additional statements or information as to
posed condemnation of lands within the Park area, to the extent of 2
parcel of land not lying outside the Park area, which I claim will be damaged by the pro-
I am the owner of
acres of land adjoining the above described tract or
in and to this tract or parcel of land with the improvements thereon is \$4000
on is \$4000 I claim that the total value of my right, title, estate or interest
I claim that the total value of this tract or parcel of land with the improvements there-

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

West

East

South

North

The land and interests in the above described tract or parcel of land are as follows:

Charles L. Swyer
S. B. Swyer

FILED IN
CLERK'S OFFICE
HARRISBURG COUNTY

1909
E. N. Selby, Clerk

tract of land described
he should set out
and if joint owner
stated above:
I claim the
the title, estate or interest in the tract or parcel of land de-
the District of said County.

This land is located
miles from
Virginia in
the
of
to be condemned, containing
acres, on which there are the following
I claim a right, title, estate or interest in a tract or parcel of land within the area sought

My Post Office Address is

My name is

as his answer to said petition and to said notice
Court of
upon the filing of said petition and order, in accordance with the order of the Circuit
appointment of the State of Virginia, and in response to the notice of condemnation awarded
The undersigned, in answer to the petition of the State Commission on Conservation and De-
more or less of land in
County, Virginia, Defendants.

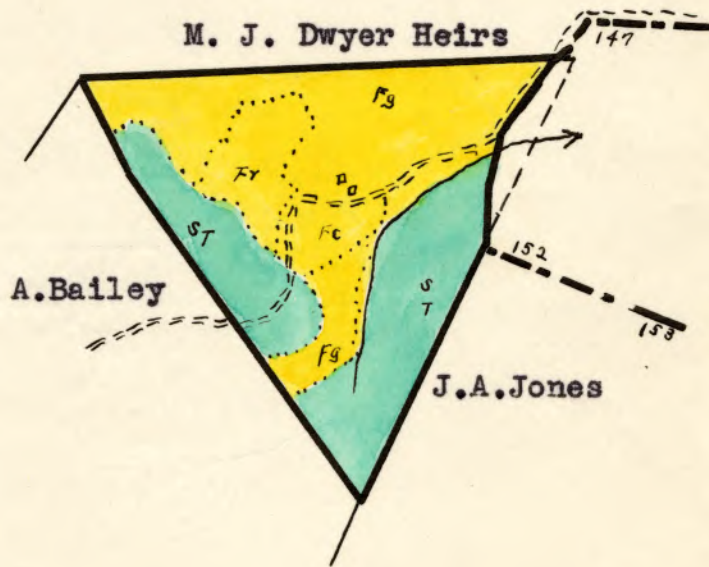
Honor, as

The State Commission on Conservation and Development of the State of Virginia, Pet-
in the Circuit Court of
County, Virginia, No.

Claim of

Handwritten notes and signatures at the bottom of the page, including a large signature that appears to be 'Charles L. Swyer' and other illegible markings.

#73^a - Dwyer, Thos. B.



LEGEND:

- | | |
|-------|-------------------|
| Cove | Orchard |
| Slope | Grazing Land |
| Ridge | Tillable Land |
| | Fields Restocking |
- Scale - 1" = 20 chains

said Thomas B. Dwyer the sum of \$10.00, the amount of the award set out in the judgment of condemnation for said Tract No. 73-b and certify such payment to the Clerk of this Court for appropriate entry thereof, as required by law.

The Clerk of the Circuit Court of Rappahannock County is directed to spread this order on the records of his office as a Recess Decree.

Given under my hand this October 30th, 1934.

J. P. H. Alexander, Judge.

VIRGINIA:

Clerk's Office of Rappahannock Circuit Court, Oct. 31, 1934.

The foregoing order was this day received in the said office and entered as therein directed.

Teste: *Jas. M. Settle*, Clerk.

STATE CONSERVATION COMMISSION

VS.) (ORDER OF DISTRIBUTION
TO THOMAS B. DWYER.

CLIFTON AYLOR, & C.

ENTER THIS:

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10/30/34

The foregoing order was this day received at the said office
and entered as therein directed.

James W. Clark
James W. Clark, Clerk.

FILED
OCT 31 1934
STATE CONSERVATION COMMISSION

Acreage Claimed:

Value Claimed:

Location: Near head of Gid Brown Hollow on east side of Pignut Mountain.

Incumbrances, counter claims or laps: None so far as known.

Roads: It is approximately five miles over an unimproved dirt road to the Lee Highway thence 20 miles to Luray the nearest shipping point.

Soil: The soil is a moist snady loam of medium depth and fertility. Along the ridge tops the soil is not so fertile but the surface generally smooth and can be cultivated. The slopes are moderately steep and have a northeast exposure.

History of tract and condition of timber: This tract has been completely logged over for all commercial species and products including locust pin wood. There is some dead chestnut on the tract which the owner is himself cutting for extract wood but owing to the distance from Luray, the nearest market point, this chestnut timber has been assigned no stumpage value. There is approximately 50 miles M feet of sawtimber worth \$3.00 per M feet. The tract has been used primarily for grazing and cultivation.

Improvements: There are the following improvements on the tract:

Dwelling--35' x 25', 5 rooms, ceiled, galvanized roof, two porches-----	\$650.00
Barn--22' x 45' frame shingle roof-----	200.00
Corn crib--8' x 12', shingle roof-----	25.00
Meat house--8' x 12', log board roof-----	25.00
Work shop--12' x 14', log board roof-----	40.00
	<u>\$940.00</u>

Orchard--There are approximately 50 bearing apple scattered around the building which are valued at \$75.00 for one acre.

Acreage and value by Types:

<u>Types:</u>	<u>Acreage</u>	<u>Value Per Acre</u>	<u>Total Value</u>
Slope	47	\$3.00	\$141.00
Grazing	46	10.00	460.00
Field restocking	12	5.00	60.00
Cultivated land	8	15.00	120.00
	<u>114</u>		<u>\$781.00</u>

Value of land:.	\$781.00
Value of improvements:	940.00
Value of timber:	150.00
Value of orchard:	75.00
	<u>\$1946.00</u>
Value per acre for tract:	17.07

IN THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY, VIRGINIA.

STATE COMMISSION ON CONSER-
VATION & DEVELOPMENT OF THE
STATE OF VIRGINIA.

VS.) (ORDER OF DISTRIBUTION.

CLIFTON AYLOR, &C.

On This, the 30 day of October, 1934, came R. M. Dwyer, Thomas B. Dwyer, Lucy Ann Dwyer and Dora Alice Dwyer, joint owners, and on their motion leave is hereby given them to file their application, in recess of the Court, for the payment of the sum of \$872.50, the amount of the award set out in the judgment of condemnation for Tract No. 68-I, which said award has heretofore been paid into Court.

And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in a petition for judgment and condemnation entered herein on the 13th day of November, 1933, that said tract No. 68-I is a lap on the lands of the heirs of William C. Overall, Deceased, and that the record in this cause does not disclose any denial or dispute by any other party or persons in interest as to the title of said tract No. 68-I, and that the said heirs of William C. Overall, Deceased, have heretofore disclaimed any and all interest, or claim, to said Tract No. 68-I in Rappahannock County, or the proceeds arising from the condemnation thereof; and it further appearing to the Court that all taxes due or exigible upon said tract have been paid, upon consideration whereof it is considered and ordered by the Court that the said sum of \$872.50, the amount paid into Court by petitioner as just compensation for said Tract No. 68-I be paid over to the said

R. M. Dwyer, Thomas B. Dwyer, Lucy Ann Dwyer and Dora Alice Dwyer, and that the Clerk of this Court, be, and he is hereby, directed, to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto Ford & Keyser, Luray, Virginia, attorneys of record for the said R. M. Dwyer, Thomas B. Dwyer, Lucy Ann Dwyer and Dora Alice Dwyer, the said sum of \$872.50, and certify such payment to the Clerk of this Court for appropriate entry thereof as required by law.

The Clerk of the Circuit Court of Rappahannock County is directed to spread this order on the records of his office as a recess order.

Given under my hand this October 30th, 1934.

Geo. H. Alexander, Judge

VIRGINIA:

Clerk's Office of Rappahannock Circuit Court, Oct. 31, 1934.

The foregoing order was this day received in the said office and entered as therein directed.

Teste: James M. Settle, Clerk.

STATE COMMISSION ON CONSER-
VATION & DEVELOPMENT OF THE
STATE OF VIRGINIA.

VS.)(ORDER OF DISTRIBUTION

CLIFTON AYLOR, &C.

the Treasurer of Virginia. who shall pay unto Ford & Weaver,
directed, to transmit a certified copy of this order to
Dwyer, and that the Clerk of this Court, be, and he is hereby,
R. M. Dwyer, Thomas H. Dwyer, Lucy Ann Dwyer and Doris Alice

Lucy; Virginia, returnive of record for the said R. M. Dwyer,
the said H. M. Dwyer, Lucy Ann Dwyer and Doris Alice; the said
sum of \$875.00; and certify such payment to the Clerk of this
Court for appropriate entry thereof as required by law.
The Clerk of the Circuit Court of Shenandoah County is
directed to spread this order on the records of his office as
a recess order.
Given under my hand this 20th day of Oct., 1934.

ENTER THIS: |

"H" Page 306

10/30/34

John M. Smith, Judge

Witness: *John M. Smith*, Clerk.

entered as therein directed.
The foregoing order was this day received in the said office and
Clerk's Office of Shenandoah Circuit Court, Oct. 27, 1934.
VIRGINIA:

STATE OF VIRGINIA
COMMISSION ON CONSERVATION & DEVELOPMENT

IN THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY, VIRGINIA.

STATE COMMISSION ON CONSERVATION
AND DEVELOPMENT OF THE STATE OF
VIRGINIA

VS.

)(

PETITION OF THOMAS B. DWYER, FOR
AN ORDER OF DISTRIBUTION.

CLIFTON AYLOR, &C.

TO THE HONORABLE J. R. H. ALEXANDER, JUDGE OF THE
CIRCUIT COURT OF RAPPAHANNOCK COUNTY, VIRGINIA.

Your petitioner, Thomas B. Dwyer, respectfully
represents unto Your Honor as follows:

That the said Thomas B. Dwyer is the owner in fee simple
of that certain tract or parcel of land, lying and being situate
in Rappahannock County, Virginia, within the bounds of the proposed
Shenandoah National Park, which is known and designated on the
Rappahannock County Ownership map filed in the above entitled
condemnation proceedings as Tract No. 73-b, containing one acre;
and

That the Special Investigators and Board of Appraisal
Commissioners heretofore appointed in these proceedings awarded
your petitioner the sum of \$10.00 as compensation and damages for
the taking of the aforesaid tract of land, as will more fully
appear from their report heretofore filed in these proceedings,
which said report has been duly confirmed as to the tract of land
aforesaid, and the award for the condemnation thereof ordered to
be paid into the custody of the Court pursuant to an order
entered herein on the 13th day of November, 1933; and

That the petition for condemnation in this cause states
that your petitioner is the apparent fee simple owner of said
tract No. 73-b, and that the record in this suit does not disclose

any denial or dispute of such statement or charge contained in the said petition; and

Your petitioner further alleges and avers that there are no liens or incumbrances of any kind whatsoever binding the tract of land aforesaid, nor are there any taxes due or exigible thereon.

WHEREFORE, your petitioner prays that the Court may make an order which shall be entered in this cause directing that the aforesaid sum of \$10.00 shall be forthwith paid over to your petitioner, the landowner as aforesaid.

Ford Keyser, jr.

*Thos. B. Hoyer
By Counsel*

STATE CONSERVATION COMMIS-
SION

VS.)(PETITION OF THOMAS B.
DwyER, FOR AN ORDER
OF DISTRIBUTION.

CLIFTON AYLOR, &C.

FORD & KEYSER

ATTORNEYS AND COUNSELLORS AT LAW

LURAY, VIRGINIA