

County: Madison
District: Roberson

Claimant #148 - R. S. Graves and Bros.

Acreage Found: 127

Assessed 300

Location: Rose River, U. S. Positions from #139 to #148. Partly outside the Park Area.

Incumbrances, counter claims or laps: None known.

Soil: Sandy loam of a good depth and fertility. Rocky over most of the area. Slopes are moderate to steep.

Roads: Four miles dirt road and eighteen miles hard surface road to Culpeper, the nearest shipping point.

History of tract and condition of timber: There has been saw timber removed from this tract at times for several years, but has never been completely cut over. Most of the poplar timber is young and averages about 18" DBH. The stand of saw timber consists of 45% poplar and 55% oaks.

Timber: 131 M. ft. poplar @ \$6.00 per M.-----	\$786.00
199 M. ft. oaks @ \$3.50 per M.-----	\$696.50
150 cords of stavewood @ \$2.50 per cord-----	\$375.00
204 tons chestnut oak bark @ \$1.00 per ton-----	\$408.00
	<u>\$2265.50.</u>

Improvements: None.

Value of land by types:

Type	Acreage	Value per acre	Total Value
Slope	93	\$5.00	\$465.00
Cove	33	\$6.00	\$198.00
Fc	1	\$10.00	\$10.00
	<u>127</u>		<u>\$673.00.</u>

Summary:

Total value of land.	\$673.00
Total value of timber.	\$2265.50
Total value of tract.	<u>\$2938.50.</u>

L. M. Farmer, Sec.

County: Madison
District: Rapidan

Claimant #148-a - R. S. Graves & Bros.

Improvements: con'd ---.

Spring house: Log, 6x8', paper roof, good condition.

Tenant house: Occupied by L. A. Woodward: Log and frame, 22x25', 1½ story, 4 rooms, stone chimney, solid foundation, shingle roof, fair condition.

Barn: Log, 15x20x10', shingle roof, fair condition.

Old meat house: Log, 8x10x6', shingle roof, poor condition.

Corn house: Log, 9x12x8', shingle roof, good condition.

Spring house: Log, 6x6', shingle roof, good condition.

Hog house: Log, 6x12', shingle roof, fair condition.

Average value of improvements -- \$1630.00.

Value of fruit trees -- \$ 50.00

Value of land by types:

Type	Acreage	Value per acre	Total Value
Slope (fenced)	324	\$5.00	\$1620.00
Cove	64	\$6.00	\$ 384.00
Fg	238	\$25.00	\$5950.00
Fc	6	\$25.00	\$ 150.00
	<u>632</u>		<u>\$8104.00.</u>

Summary:

Total value of land.	\$8,104.00
Total value of timber.	438.00
Total value of improvements	\$1,630.00
Total value of fruit trees.	50.00
Total value of tract.	<u>\$10,222.00</u>
Deducting amount paid for right of way Skyline Highway.	<u>-2,000.00</u>
Balance due claimant.	<u>\$ 8,222.00</u>

Note: # --- This tract was bounded on the south by a stream and on the north by a road both located by U. S. G. S. surveys. The E. & W. boundaries are determined by carvers tied in by base line surveys. The difference in acreage is due to the natural difference between surface and horizontal measurement with the exception of 2 A. sold to Mr. Hoover and a 7 acre lap on Lee Long aggregating 9 acres which has been deducted from the deeded acreage.

L. S. Farmer Sec.

County: Madison
District: Roberson

#148-a-I -- R. S. Graves & Bros.
Lap on Lee Long.

Acreage Found: 8 Assessed With other lands.

Location: Mill Prong of Rapidan River and is entirely within the Park Area.

Incumbrances, counter claims or laps: This is an apparent overlap on the Lee Long tract and a tract owned by R. S. Graves & Bros.

Soil: Sandy loam of good depth and fertility. Rocky along stream. Gentle and moderate slopes.

Roads: Ten miles to Stanley over eight miles of county road and two miles of macadam.

History of tract and condition of timber: There is no merchantable timber on this tract.

Improvements: None.

Value of land by types:

<u>Type</u>	<u>Acreage</u>	<u>Value per acre</u>	<u>Total Value</u>
Slope	8	\$5.00	\$40.00

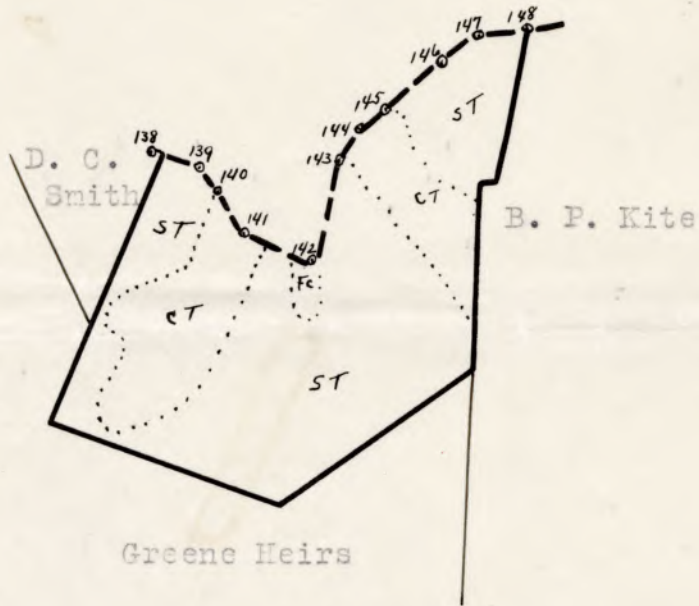
Summary:

Total value of land.	\$40.00
Total value of tract.	\$40.001

L. W. Farnner Sec.

#148 - R. S. Graves and Bros.

County: Madison
District: Roberson



LEGEND

Cover - Slope

Tillable

Scale - 1" = 20 chains

County: Madison
District: Roberson

#148 - R. S. Graves and Bros.

Acreage Claimed: Assessed 300 Deed No field sheet.
Value Claimed: " \$1500.00 " Area: 127 A.
Location: Rose River, U. S. Positions from #139 to #148. Partly outside the Park area.

Incumbrances, counter claims or laps: None known.

Soil: Sandy loam of a good depth and fertility. Rocky over most of the area. Slopes are moderate to steep.

Roads: Four miles dirt road and eighteen miles hard surface road to Culpeper, the nearest shipping point.

History of tract and condition of timber: There has been saw timber removed from this tract at times for several years, but has never been completely cut over. Most of the poplar timber is young and averages about 18" DBH. The stand of saw timber consists of 45% poplar and 55% oaks.

Timber: 131 M. ft. poplar @ \$6.00 per M. --- \$786.00 \$786
199 M. ft. oaks @ \$3.00 per M. --- 597.00 696.50
150 cords of stavewood @ \$1.50 per cord --- 225.00 375.++
204 tons chestnut oak bark @ \$1.50 per ton --- 306.00 408.++
\$1914.00
\$2265.50

Improvements: None.

Value of land by types:

Type	Acreage	Value per acre	Total Value
Cove	33	\$4.00	\$132.00
Slope	93	2.00	186.00
Tillable	1	8.00	8.00
	<u>127</u>		<u>\$326.00</u>

Total value of land \$326.00
Total value of timber 1914.00
Total value of tract \$2240.00
Average value per acre \$17.64

#148-a - R. S. Graves & Bros.

Copy
Note # ---- This tract was bounded on ^{the} south by a stream and on the north by a road both located by U. S. G. S. surveys. The E. & W. boundaries are determined by carvers tied in by base line surveys. The difference in acreage is due to the natural difference between surface and horizontal measurement with the exception of 2 A. sold to Mr. Hoover and a 7 acre lap on Lee Long aggregating 9 acres which has been deducted from the deeded acreage.

Carson

County: Madison
District: Rapidan

#148-a - R. S. Graves & Bros.

<u>Acreage Claimed:</u>	Assessed 682	# Deed 682 + 17
<u>Value Claimed:</u>	" \$2980.00	" Not avail- able. Area: 632 A.
<u>Location:</u>	Rapidan River and entirely within the Park area.	

Incumbrances, counter claims or laps: There is a small lap on Lee Long. The fishing rights belong to W. E. Carson. There are easements outstanding for telephone and power lines.

Roads: It is eleven miles over rough roads to Stanley, the nearest shipping point, or 30 miles *Antipater*

Soil: The soil is a sandy loam of good depth and fertility with considerable humus. The wooded area is (very) rocky with moderate to steep slopes. The first class grazing land has a good blue grass sod free of weeds. There is little rock and brush and a few logs. The surface is smooth with gentle slopes. The second class has some good sod, but there are patches of bare ground. A portion spews badly in winter. There are some weeds, rocks, brush, and logs. Slopes are gentle to moderate. The third class has little grass with many weeds, rocks, briars, brush and logs. Some of it is steep. The woodland grazing is largely dead chestnut with some grass scattered through it. The tillable land is steep and rocky.

History of tract and condition of timber: The tract was cut over about twenty years ago for bark, stave wood and other products. It has been cut for farm use since. (There has been no fire for many years.)

Poppy Timber on Report #181 RA + RS. Grass Br Timber on them the track reverse

Timber -- In the southeast corner there are a few white oak to 30" DBH of fair quality and some smaller hemlock with an occasional poplar and red oak.
On 50 acres the estimate is 50 M. saw timber valued at \$2.50 ----- (\$100.00/125)

Improvements:

Summer cottage: "Honeymoon Hut", Log, 27x31', 1½ story, porch 7x31', stone chimney, solid foundation, shingle roof, good condition -----	\$400.00
Tenant house occupied by Buracker; Log, weather-boarded, 16x33', 1½ story, 5 rooms, porch 8x21', stone chimney, solid foundation, shingle roof, fair condition -----	175.00
Barn: Log, 14x20', shingle roof, fair condition-----	30.00
Old school house: Log, 12x14', shingle roof, fair condition -----	30.00
Hen house: Log, 8x16', shingle roof, fair condition -----	15.00
Spring house: Log, 6x9', shingle roof, fair condition ---	10.00

(cont'd)

County: Madison
District: Roberson

#148-a-I -- R. S. Graves & Bros.
Lap on Lee Long.

Acreage Claimed: Assessed With other Deed
lands.
Value Claimed: Assessed Deed
Area: 8 A.
Location: Mill Prong of Rapidan River and is entirely within
the Park area.

Incumbrances, counter claims or laps: This is an apparent overlap
of the Lee Long tract and a tract owned by R. S. Graves
& Bros.

Soil: Sandy loam of good depth and fertility. Rocky along
stream. Gentle and moderate slopes.

Roads: Ten miles to Stanley over eight miles of county road and
two miles of macadam.

History of tract and condition of timber: There is no merchantable
timber on this tract.

Improvements: None.

Value of land by types:

<u>Type</u>	<u>Acreage</u>	<u>Value per acre</u>	<u>Total Value</u>
Slope	6	\$2.00	\$12.00
Cove	2	3.50	7.00
	<u>8</u>		<u>\$19.00</u>

Total value of land \$19.00
Total value of tract \$19.00
Average value per acre \$2.38

#148-A

#148-a
148-a-I

Claim of R. S. Graves & Bros
In the Circuit Court of Madison 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 _____ 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 Madison County, Virginia, asks leave of the Court to file this as his answer to said petition and to said notice.

My name is R. S. Graves & M. Graver & Elton Graver
My post office address is 5 Ymca

I claim a right, title, estate or interest in a tract or parcel of land within the area sought to be condemned, containing about 68.5 acres, on which there are the following buildings and improvements: Hedgely House & other out buildings

This land is located about 7 miles from 5 Ymca Virginia, in the Poplar 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.)

The land owners adjacent to the above described tract or parcel of land are as follows:
North C. G. Kowitz Estate
South Land owned by the President's Lodge
East R. S. & R. S. Graves Bros. 157 1/2 acres
West C. G. Kowitz & Lee Long

I acquired my right, title, estate or interest to this property about the year 1922 in the following manner:
By purchase of R. S. Graves

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 20550. 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 \$ 20550.

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: _____

(Continue remarks if necessary on the back).

Witness my signature (or my name and mark attached hereto) this 14th day of Aug, 1930.

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

The undersigned hereby certifies that R. S. Graves & Bros 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 14th day of Aug, 1930.

J. M. Samuel
Clerk of the Court, or Special Investigator or Notary Public, or Justice of the Peace.

#148

#148

Claim of R. S. Graves
In the Circuit Court of _____ 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 Madison 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 _____ County, Virginia, asks leave of the Court to file this as his answer to said petition and to said notice.

My name is R. S. Graves

My post office address is Syria

I claim a right, title, estate or interest in a tract or parcel of land within the area sought to be condemned, containing about 2.00 acres, on which there are the following buildings and improvements: about 400000 ft fine poplar timber
750 cords stave wood 100 cords fork

This land is located about 3 miles from Syria Virginia, in the Robtson 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.)

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

- North R. S. Graves
- South W. Miller & Co.
- East White Heir
- West Smiths

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

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 8000. 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 \$ 8000.

I am the owner of 2.00 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: _____

(Continue remarks if necessary on the back).

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

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

The undersigned hereby certifies that R. S. Graves
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 14th day of Aug, 1930.

J. F. Billingsley
Clerk of the Court, or Special Investigator or Notary Public, or Justice of the Peace.

Case of *R. S. Brown*

In the Circuit Court of the State of Virginia, County of *Spencer*

The undersigned, in answer to the petition of the State of Virginia and in response to the order of the Court upon the writ of habeas corpus and published in accordance with the order of the Court in this case, do hereby certify that the following is a true and correct copy of the original as the same appears in the files of the Court in this case.

My name is *R. S. Brown*
My last office address is *Spencer*
I have a copy of the original in a book of said title the size being 12 by 18 inches containing about 200 pages of original papers and improvements.

The land is located about 2 miles from *Spencer*, Virginia, in *Spencer* County, Virginia, District of said County. I claim the following right title estate or interest in the tract or parcel of land described above: In this regard should say whether it is sole owner or joint owner and if joint owner give names of the joint owner. If claimant is not sole or joint owner he should set out exactly what right title estate or interest he has in the tract or parcel of land described above.

The land owners adjacent to the above described tract or parcel of land are as follows:
R. S. Brown
W. H. Brown
W. H. Brown

I acquire my right title estate or interest in this property about the year *1931* to the following:
I claim the title value of this tract or parcel of land with the improvements thereon is *\$2,000*. I claim that the total value of my right title estate or interest in and to the tract or parcel of land with the improvements thereon is *\$2,000*. I claim all land adjoining the above described tract or parcel of land which I claim will be benefited by the proposed improvements within the Park area to the extent of *2* acres. I claim that I should be set out any additional statement or information as to the value of the land and the improvements thereon should also set out the value of the land or improvements thereon.

Filed Aug. 15, 1931.
W. H. Brown.
Atty. Gen. Care.
Clark.

Witness my signature and seal of office and hand attached hereto this *15th* day of *August* 1931.
STATE OF VIRGINIA, COUNTY OF *SPENCER*
The undersigned being sworn that the above named defendant personally appeared before him and made oath that the contents and things appearing in the above answer are true to the best of his knowledge and belief.

Notary Public in and for the State of Virginia.
My Commission Expires on *1st* day of *January* 1932.

VIRGINIA: IN THE CIRCUIT COURT OF MADISON COUNTY
AT MADISON, VIRGINIA

The State Commission on Conservation and Development
of the State of Virginia - - - - - Petitioner

V. AT LAW NO. 82

D. F. Anderson and Others, and Fifty-Five Thousand
(55,000) Acres, more or less, of Land in Madison
County, Virginia - - - - - Defendants.

On the 18 day of December, 1934, came the petitioner in the above styled proceeding, and exhibited the record therein, including the judgment in rem condemning to the use of the petitioner tract #148-a as described and numbered in the report of the Board of Appraisal Commissioners approved in this proceeding, and showed to the Court that under and pursuant to the said judgment, the petitioner has acquired the fee simple estate in said tract by the payment of the amount of the award for the taking thereof set out in said judgment.

Petitioner further showed to the Court that prior to the date of entry of said judgment, but after the filing of the said report, to-wit, in the year 1933, one Lloyd Woodward, whose Post Office address is Criglersville, Virginia, built a small dwelling and outhouses on said tract, of relatively small value, and that said Lloyd Woodward was a claimant to a right to occupy said land and to live thereon, under some form of agreement with the Graves family, claimants of the right of ownership in said tract.

Petitioner further showed to the Court that after an appraisal of the value of these buildings made at the request of the petitioner, petitioner is advised and believes that the fair market value of the buildings thus erected is

not in excess of \$ 200⁰⁰ .

Petitioner further showed to the Court that notwithstanding the fact that petitioner has acquired what it believes to be an unassailable fee simple estate in said tract, nevertheless, it appearing that said buildings were erected in good faith on said tract after the value of said tract has been reported by the said Board of Appraisal Commissioners and before the same were acquired as aforesaid by the petitioner, the petitioner desires by way of compromise of any claim, whether well founded or not, that has been or may hereafter be set up by the said Lloyd Woodward, for compensation for the taking of said buildings on said tract, to deposit the fair market value thereof, to-wit, \$ 200⁰⁰ with this Court for the use and benefit of the said Lloyd Woodward, his heirs, legal representatives, or assigns.

WHEREUPON, upon motion of the petitioner by counsel, leave is granted to the said petitioner to pay into the custody of this Court the said sum of \$ 200⁰⁰ for the use and benefit of said Lloyd Woodward, his heirs, legal representatives or assigns, by way of compromise settlement of all claims for compensation for the taking of said buildings, and to make such payment by paying over the said amount to the Clerk of this Court under authority of this order.

Not in excess of \$ 2000

Petitioner further showed to the Court that notwithstanding

standing the fact that petitioner has acquired what it believes to be an unassailable fee simple estate in said tract, nevertheless, it appearing that said buildings were erected

in good faith on said tract after the value of said tract has been reported by the said Board of Appraisal Commission

and before the same were acquired as aforesaid by the petitioner, the petitioner desires by way of compromise or

claim, whether well founded or not, that has been or hereafter be set up by the said Lloyd Woodward, for compensation for the taking of said buildings on said tract, to

BOOK 9
LAW-ORDER
PAGE 329

to wit, \$ 2000

with this Court for the and benefit of the said Lloyd Woodward, his heirs, legal representatives, or assigns.

*Entered
July 9*

WHEREFORE, upon motion of the petitioner by counsel, leave is granted to the said petitioner to pay into the custody

of this Court the said sum of \$ 2000 for the use

and benefit of said Lloyd Woodward, his heirs, legal representatives or assigns, by way of compromise settlement of all

claims for compensation for the taking of said buildings, and to make such payment by paying over the said amount to the

Clerk of this Court under authority of this order.

In the Circuit Court of Madison County, Virginia,

The State Commission on Conservation and
Development of the State of Virginia,

Petitioner -

Vs

D.F. Anderson and others, and 55,000 acres of land
in Madison County, Virginia,

Defendants -

On this, the 7th day of May, 1934, came R.S.Graves, F.M.Graves and Elvin Graves and on their motion, leave is granted them to file their application for the payment of the sum of \$9835.20, the amount of the award set out in the judgment of condemnation for Tract No. 148-a, and 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 December, 1933, that, in the opinion of petitioner, the said R.S.Graves, F.M.Graves and Elvin Graves are invested with a superior or better right or claim of title in and to the said Tract No. 148-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 said Tract No. 148-a, or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 148-a except as herein provided, and it further appearing to the Court that all taxes due or payable upon said Tract No. 148-a have been paid. Upon further consideration whereof, it is considered and ordered by the Court that the sum of \$9835.20, paid into Court as just compensation for said Tract No. 148-a, be paid out and distributed as follows:

- (1) To N.G.Payne, Atty. Madison, Virginia, fee and costs
- (2) To R.S.Graves, F.M.Graves and Elvin Graves, Syria, Va.

\$ 12.00
9373.20
~~9835.20~~
450.00

(2) To A. H. Lane, clerk
And the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay out said fund as above provided, the items set forth aggregating the award set out in the judgment of condemnation for Tract No. 148-a, taking from said parties to whom the fund is payable as aforesaid, receipts therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as provided by law.

proceeds of said tract, to be paid out and distributed as follows: (5) To H.S. Slaves, F.M. Slaves and Elvin Slaves, \$2118.75 (1) To H.S. Slaves, F.M. Slaves, Elvin Slaves, \$112.50

and the clerk of this court is directed to transmit a certified copy of this order to the Treasurer of Virginia, and shall pay out said funds as herein provided.

It is further ordered by the court that the sum of \$2832.50, being the net proceeds of said tract No. 148-a, be paid out and distributed as follows: (5) To H.S. Slaves, F.M. Slaves and Elvin Slaves, \$2118.75 (1) To H.S. Slaves, F.M. Slaves, Elvin Slaves, \$112.50

and the clerk of this court is directed to transmit a certified copy of this order to the Treasurer of Virginia, and shall pay out said funds as herein provided.

It is further ordered by the court that the sum of \$2832.50, being the net proceeds of said tract No. 148-a, be paid out and distributed as follows: (5) To H.S. Slaves, F.M. Slaves and Elvin Slaves, \$2118.75 (1) To H.S. Slaves, F.M. Slaves, Elvin Slaves, \$112.50

State Commission on Conservation and Development -
(Order for the Distribution of the Award - Tract No. 148-a) -
D.F. Anderson and others -

Enter -

Judge

[Signature]

LAW ORDER BOOK 9 PAGE 286

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 Madison County at Madison, Virginia

The State Commission on Conservation and Development of the State of Virginia . . PETITIONER.

V. At Law No. 82

D. F. Anderson and others, and Fifty-Five Thousand (55,000) Acres, more or less, of land in Madison County, Virginia 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. 148-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. 148-a \$ 10,222.00; 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;

R. S. Graves, F. M. Graves and Elvin Graves -

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:—

Your undersigned claim the entire fee simple interest in said land and in the award for the same -

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. 148-a \$ 10,222.00 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
<u>R. S. Graves</u>	<u>Syria, Va.</u>
<u>F. M. Graves</u>	<u>Syria, Va.</u>
<u>Elvin Graves</u>	<u>Syria, Va.</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.

MEMORANDUM OF AGREEMENT, made and executed this
22nd day of January, 1934.

WHEREAS, The Board of Appraisal Commissioners in
the condemnation cause of State Commission on Conservation and
Development of the State of Virginia vs. D. F. Anderson, &c.,
have reported that Tract No. 148-a-I is a lap on the lands of
Lee Long and R. S. Graves and Brothers, without any report as
to who has the better title to said lap; and

WHEREAS, the said lap contains eight acres and
is appraised at the sum of One Hundred and Forty Dollars
(\$140.00); and

WHEREAS, the said Lee Long and R. S. Graves and
Brothers, in order to avoid delay and litigation in reference
to this have agreed to divide the said sum of \$140.00 equally
between themselves:

NOW, THEREFORE, THIS CONTRACT WITNESSETH, That
we hereby mutually agree that the Circuit Court of Madison
County, Virginia, may enter an order directing the Treasurer
of the State of Virginia to pay the sum of Seventy Dollars
(\$70.00) to Lee Long, and the sum of Seventy Dollars (\$70.00)
to R. S. Graves and Brothers out of the amount awarded by the
said Board of Appraisal Commissioners, and condemned in rem
by an order of the Circuit Court of Madison County by an
order entered on the 6th day of November, 1933.

WITNESS OUR HANDS, this 22nd day of January,
1934.

R. S. Graves Brothers
By Elvin Graves

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA.

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

VS.) (PETITION OF LEE LONG, &C.

D. F. ANDERSON, &C.

TO THE HONORABLE LEMUEL F. SMITH, JUDGE OF THE CIRCUIT
COURT OF MADISON COUNTY, VIRGINIA.

Your petitioner, Lee Long, respectfully represents
unto Your Honor as follows:

That the aforesaid Lee Long is the owner in fee simple
of an undivided two-thirds interest in and to those certain
three tracts or parcels of land, lying and being situate in
Rapidan Magisterial District in Madison County, Virginia, and
within the bounds of the Shenandoah National Park, which are
respectively known and designated upon the Madison County owner-
ship map filed in the above entitled condemnation proceedings
as Tract No. 145, containing 516 acres, Tract No. 148a-I, contain-
ing 8 acres, and Tract No. 139-I, containing 5 acres; and

That the other undivided one-third interest in and to
said three tracts or parcels of land is vested in the said Lee
Long for and during his natural life, and after his death, the
said remainder, by that certain deed from M. A. Long to Thomas
B. Long, Trustee, which said deed is duly of record in the
Clerk's Office of Page County, Virginia, to be held by said
trustee as follows: "for the sole use and benefit of the said wife,
Gladys Long, his daughter Amanda Tyler Long, and any and all

other children which may hereafter be born to him by the said Gladys Long or any other wife"; and

That at this time the said M. A. Long and Gladys Long, his wife, have one other daughter, namely, Alice Long; and

That the said Thomas B. Long, trustee as aforesaid died several years ago and no substitute trustee has been appointed in his place; and

That the Special Investigators and Board of Appraisal Commissioners heretofore appointed in these proceedings awarded your petitioner the sum of Thirteen Thousand Seven Hundred (\$13,700.00) Dollars as compensation and damages for the taking of the aforesaid Tract No. 145, from which is to be deducted, however, the sum of Nine Hundred & Thirty-Nine Dollars & Sixty Cents (\$939.60), the value ascertained by said Appraisal Commissioners for the value of the land included in the right of way heretofore deeded by your petitioners to the Commonwealth of Virginia for the park roadway, known as the Skyline Drive, leaving the sum of Twelve Thousand, Seven Hundred and Sixty Dollars and Forty Cents (\$12,760.40), as the net compensation and damages for the land aforesaid, and the sum of \$140.00 for Tract No. 148-a-1, and the sum of Twenty-Five (\$25.00) Dollars for Tract No. 139-I, aggregating the sum of Twelve Thousand, Nine Hundred and Twenty-Five Dollars and Forty Cents (\$12,925.40) as compensation and damages for the taking of the aforesaid three tracts of land, as will more fully appear from their report 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 heretofore recently entered in this cause on the 6th day

November, 1933; and

That the petition for condemnation in this cause states that your petitioners are the fee simple owners of said Tract No. 145, and that the record in this suit does not disclose any denial or dispute of such statement or charge contained in the petition; but that the record of this suit discloses that Tract No. 148a-I is a lap on the lands of R. S. Graves & Bros., and that Tract No. 139-I is a lap on the lands of the C. G. Koontz Estate; and

Your petitioners allege and aver that notwithstanding the laps reported aforesaid, that they are the fee simple owners of said Tracts Nos. 148a-I and 139-I and that not only have they been in actual possession of said land for many years beyond the statutory period, but that their chain of title is derived from an older and senior patent; and

Your petitioners further allege and aver that there are no liens nor encumbrances of any kind whatsoever binding the aforesaid tracts or parcels of land, nor are there any taxes due or exigible thereon.

Wherefore, your petitioners pray that the Court may appoint Lee Long as a Special Receiver for the purpose of taking and holding the undivided one-third interest in said real estate, who shall hold and keep the same safely invested in legal interest bearing securities, and pay the income derived therefrom to himself for and during his natural life, and at his death the said corpus to be paid over to the said Gladys Long, Amanda Tyler Long, Alice Long and any and all other children which may hereafter be born to M. A. Long by the said Gladys Long or any other wife, and your petitioners further pray that an order may be

entered directing that the aforesaid sum of \$12,925.40 shall be disbursed as follows: two-thirds to the said Lee Long in his own right and the remaining one-third to the said Lee Long, Special Receiver as aforesaid.

Ford & Keyser, J.C.

Lee Long
Gladys Long
Amanda Tyler Long
Alice Long
By Counsel

STATE OF VIRGINIA,
COUNTY OF PAGE, TO-WIT:

W. V. Ford, being duly sworn, says, that he is the attorney for the petitioners named in the foregoing petition, and that he knows the contents thereof; that the facts and allegations therein contained are true, except such as are therein stated upon information and belief, and that as to such allegations he believes them to be true.

W. V. Ford

Subscribed and sworn to before me this 20th day of January, 1934.

Margaret Strickler Rothget

My commission expires,
February 4th, 1937.

I was commissioned notary
as Margaret Strickler

VIRGINIA. IN THE CIRCUIT COURT OF MADISON COUNTY.

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

v.

D. F. Anderson, et als, - - - - - Defendants.

In Re: Distribution of proceeds of condemnation for Tract No.
148-a, R. A. and R. S. Graves, \$450.00 - Skyline Drive Right of
Way Refund.

This day came the petitioner, by counsel, and
exhibited to the Court, its motion in writing heretofore filed
herein, requesting that out of the proceeds of condemnation of
Tract No. 148-a, claimed by R. A. and R. S. Graves, that it be
paid the sum of \$450.00, upon the grounds set forth in said
motion in writing;

Upon consideration whereof, it appearing to the
Court from an inspection of said motion in writing and of the deed
therein referred to, which was offered in evidence, and of the
whole of the record in this case, that Petitioner is entitled to
said sum of \$450.00 so claimed; and it further appearing that
by an order of this Court entered in this proceeding on May 7th,
1934, the sum of \$450.00 representing petitioner's claim, was
ordered to be paid to A. H. Cave, Clerk of this Court to be held
by him until the further order of the Court, and that said A.H.
Cave, Clerk now has in his hands said sum of \$450.00; it is
adjudged and ordered that said A. H. Cave, Clerk, do pay to
petitioner or to its attorneys, the said sum of \$450.00 and
take a receipt therefor.

July 18, 1936

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

v. D. F. Anderson, et als, defendants.

Order.

[Handwritten signature]

Upon consideration whereof, it appearing to the Court from an inspection of said motion in writing and of the deed thereon referred to, which was offered in evidence, and of the whole of the record in this case, that Petitioner is entitled to said sum of \$450.00 so claimed; and it further appearing that by an order of this Court entered in this proceeding on May 7th, 1934, the sum of \$450.00 representing petitioner's claim, was ordered to be paid to A. H. Cave, Clerk of this Court to be held by him until the further order of the Court, and that said A. H. Cave, Clerk now has in his hands said sum of \$450.00; it is adjudged and ordered that said A. H. Cave, Clerk, do pay to petitioner or to its attorneys, the said sum of \$450.00 and take a receipt therefor.

BOOK 9 LAW ORDER PAGE 373

In Re: Distribution of proceeds of condemnation for Tract No. 148-a, R. A. and R. S. Graves, \$450.00 - Evelyn Drive Right of Way Land.

D. F. Anderson, et als, - - - - - Defendants.
The State Commission on Conservation & Development of the State of Virginia, - - - - - Petitioner.

VIRGINIA. IN THE CIRCUIT COURT OF MADISON COUNTY.

State Commission on Conservation and Development
of the State of Virginia

Vs(Order March 15th 1935)

D. F. Anderson and others, and 55,000
acres of land in Madison county -

It appearing to the court from an order entered in this cause on the 18th day of December, 1934, and recorded in Law Order Book 9, page 329, that there was paid into court for Lloyd Woodward for improvements made by him to Tract No. 148-a, since the appraisement of the said property by the Board of Appraisal Commissioners, the sum of two hundred dollars which money is now in the hands of A. H. Cave, Clerk of this court; therefore the court doth adjudge, order and decree that the clerk of this court pay to N. G. Payne, Attorney for the said Lloyd Woodward, the said sum of \$200.00 heretofore paid into court.

State Commission on Conservation and Development of the State of Virginia

Vs (Order - Tract No. 148-a) - Lloyd Woodward -

D. F. Anderson and others -

Enter - *[Signature]* Judge

LAW ORDER
BOOK 9 PAGE 351

Order of land in Nelson county -

D. F. Anderson and others, and \$2,000

(asset that order 12th 1932)

of the State of Virginia

State Commission on Conservation and Development