

Claimant #139 - Charles G. Koontz - Estate.

Cont'd ---.

Total value of improvements in #1. \$155.00

#2 - Tenant house occupied by June Weakley; Log, shingled,
19x25', 1½ story, 6 rooms, porch 8x25', 2 rooms ceiled,
brick chimney, solid foundation, shingle and paper roof,
fair condition.
Barn: Log, 18x25x12', shingle roof, poor condition.
Spring house: Log, 8x12', shingle roof, fair condition.
Corn crib: Frame, 10x10x8', shingle roof, fair condition.
Total value of improvements in #2.

\$560.00

#3 - Tenant house occupied by Gordon Cave; Log-shingled,
14x35', 1½ story, 4 rooms, shed, 10x15', porch 6x17',
stone chimney, solid foundation, shingle roof, fair
condition.
Barn: Log, 11x14', shingle roof, fair condition.
Wood shed: Frame, 10x12', shingle roof, fair condition.
Hen house: Frame, 7x14', shingle roof, fair condition.
Cow shed: Frame, 7x10', shingle roof, fair condition.
Hog house: Frame, 7x10', shingle roof, fair condition.
32 apple trees, 35 years old, fair condition @ \$1.00. \$32.00
Total value of improvements in #3.

\$370.00

Improvements:

Total value of improvements @ T. B. Breeden.	\$155.00
Total value of improvements @ June Weakley.	\$560.00
Total value of improvements @ Gordon Cave.	\$370.00
Total value of all improvements.	<u>\$1,085.00.</u>

Total value of fruit trees -- \$55.00.

Value of land by types:

Type	Acreage	Value per acre	Total Value
Fg & Wg	490	\$22.50	\$11,025.
Fc	10	\$10.00	100.
Slope & Ridge	650	\$ 2.50	\$ 1,625.
	<u>1150</u>		<u>\$12,750.</u>

Summary:

Total value of land.	\$12,750.00
Total value of timber.	300.00
Total value of improvements.	1,085.00
Total value of orchard.	55.00
Total value of tract.	<u>\$14,190.00.</u>
Deducting 19 acres in Skyline Rt. of way @ \$12.34 average price.	<u>234.46</u>
Balance due claimant.	<u>\$13,955.54.</u>

(over)

Claimant #139 - Charles G. Koontz - Estate.

Cont'd ---

Summary of Squatters in Chas. G. Koontz Estate #139.

No.	Name	Acreage	Total Value
139-IV	Cave, Gordon	14	\$505.00
139-II	Breeden, Z. T.	30	\$315.00
139-V	T. W. Cave	20	\$320.00
139-III	Church		170.00

Note: If the above squatter claims are allowed, the values should be deducted from Chas. G. Koontz Estate.

64

1240.00

L. H. Tanner, Sec.

#139-I - Chas. G. Koontz - Estate.
Lap on Lee Long.

Acreage Found: 5

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

Incumbrances, counter claims or laps: This is a lap.

Soil: The sandy loam is of good depth and fertility. The streams are very rocky. The slopes are gentle to moderate.

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 remaining 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	5	\$5.00	\$25.00

Summary:

Total value of land.	\$25.00
Total value of tract.	\$25.00.

L. W. Tamm Co.

#139-II - Z. Thos. Breeden
on
Chas. G. Koontz Estate #139.

Acreage Found: 30

Location: West side of Gordonsville Turnpike near Fisher's Gap.

Incumbrances, counter claims or laps: Squatter on Charles G. Koontz
Estate #139.

Soil:

Roads: Eight miles over Gordonsville Turnpike to Stanley.

History of tract and condition of timber: Large part of tract cleared many years ago. Part of cleared land neglected for about past ten years, consequently grown up to brush, etc., remainder still cultivated. Woods cut over repeatedly, no merchantable timber.

Improvements: Dwelling and sheds: Log and frame, 13x35', 5 rooms, porch 6x25', shingle roof, 1½ story, fair condition, spring water supply, solid foundation.
Barn and shed: Frame, 12x30x10', shingle roof, poor condition.
Corn Crib: Log, 6x10', shingle roof, fair condition.
Hen house: Log, 6x8', shingle roof, fair condition.

Total value of improvements -- \$155.00.

Orchard: 5 trees @ \$1.00 - \$5.00.

Value of land by types:

Type	Acreage	Value per acre	Total Value
Fc	7	\$10.00	\$70.00
Fr	11	\$ 5.00	\$55.00
Slope	12	\$ 2.50	\$30.00
	30		\$155.00

Summary:

Total value of land.	\$155.00
Total value of improvements.	\$155.00
Total value of fruit trees.	\$ 5.00
Total value of tract.	<u>\$315.00.</u>

Note: If the above amount is allowed the said Z. T. Breeden, then and in that event, said \$315.00 should be deducted from the Chas. G. Koontz Estate #139.

L. M. Tanner Sec.

County: Madison
District: Roberson

#139-III - Dark Hollow Union Church
G. A. Cave, Trustee, Stanley, Va.

Acreage Claimed: None.

Location: On Chas. G. Koontz Estate in Dark Hollow.

Incumbrances, counter claims or laps: This building is on Chas. G.
Koontz Estate.

Value of Building. \$250.00.

Summary:

Total value of improvements.	\$250.00
Total value of property.	\$250.00.

L. W. Farnsworth

Claimant #139-IV-- Gordon Cave (Gurd)
on
Chas. G. Koontz Estate #139.

Acreage Found: 14

Location: South side of Gordonsville Turnpike near Dark Hollow -
not fenced.

Incumbrances, counter claims or laps: Squatter on C. G. Koontz Estate
#139.

Soil: Sand clay, good depth and fair fertility, moderate slopes,
northeast exposure.

Roads: Eight miles over Gordonsville Turnpike to Stanley.

History of tract and condition of timber: Cleared many years ago,
portion neglected for past five years, consequently grown
up to Briers, etc., remainder cultivated.

Improvements: Dwelling: Log, 14x35', 6 rooms, shed 10x15', porch
6x7', shingle roof, stone flues, 1½ story, fair condition,
occupied by tenant, spring, solid foundation.
Barn: Log, 11x14', shingle roof, fair condition.
Wood shed: Frame, 10x12', shingle roof, fair condition.
Hen house: Frame, 7x14', shingle roof, fair condition.
Cow shed: Frame, 7x10', shingle roof, fair condition.
Hog house: Frame, 7x10', shingle roof, fair condition.

Total value of improvements -- \$370.00.

Orchard: Fruit trees -- \$50.00.

Value of land by types:

Type	Acreage	Value per acre	Total Value
Fc	4	\$10.00	\$40.00
Fr	8	\$5.00	\$40.00
Slope	2	\$2.50	\$5.00
	<u>14</u>		<u>\$85.00</u>

Summary:

Total value of land.	\$85.00
Total value of improvements.	\$370.00
Total value of fruit trees.	50.00
Total value of tract.	<u>\$505.00.</u>

Note: If this claim is allowed to the said Cave, then and in that
event the above amount should be deducted from the Estate
of Chas. G. Koontz #139.

L. L. Turner & Co.

County: Madison
District: Rapidan

Claimant #139-V - T. W. Cave
Lap on
Charles G. Koontz.

Acreage Found: 20

Assessed:

Deed:

Location: At the head of Dark Hollow.

Incumbrances, counter claims or laps: This is that part of the Charles G. Koontz tract which is claimed by T. W. Cave.

Soil: The soil is clay loam of medium depth and fertility.

Roads: It is eight miles over the old Gordonsville Turn Pike to Stanley.

History of tract and condition of timber: Apparently the claimant in this case, T. W. Cave, bases his claim on the fact that he was allowed to erect a dwelling, and reside on this tract for a number of years without a protest from C. G. Koontz, whose deed includes this and several other areas claimed by squatters.

There is no merchantable timber on the tract, and the land which was formerly under cultivation is now grown up to brush, but has some grazing value.

Improvements: None.

Value of land by types:

<u>Type</u>	<u>Acreage</u>	<u>Value per acre</u>	<u>Total Value</u>
Slope	14	\$2.50	\$35.00
Fg & Wg	6	22.50	135.00
	<u>20</u>		<u>\$170.00</u>

Total value of land \$170.00

L. H. Tanner, Sec.

Claimant #139 - Charles G. Koontz - Estate.

Acreage Found: 1150 By survey. Assessed 1110 Deed 1111

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

Incumbrances, counter claims or laps: There is a small lap on Lee Long, also squatter claim of Gordon A. Cave, Thomas Breeden and Dark Hollow Union Church within and on this property.

Soil: The soil is a sandy loam of good depth and fertility. Most of the wooded area is steep and very rocky with numerous cliffs. The first class grazing land is level and gently rolling with a blue grass sod nearly free of rocks, logs, weeds, and brush. The second class south of June Weakley's house has gentle slopes with very little rock. The sod is good, but there is little blue grass, most of it being wild oat grass. Further east the soil is poorer and the surface rougher, but there is a fair turf and nearly one half is blue grass. There is considerable hazel and other brush together with fern, moss, logs, rock, and a small amount of laurel. On the Rapidan side there is good blue grass, but not a heavy sod and considerable rock, logs, hazel, sumac, fern, moss, and brush. Slopes are moderate. The third class is steep and rough with much rock, logs, brush, and fern. There are patches of blue grass, but a large area has no grass. The restocking has fair soil, but very little grass. It has a thick stand of sassafras, maple, locust, and other trees. The tillable land at June Weakley's is very good, but the remainder is very ordinary. The woodland grazing has patches of grass scattered among the rocks and trees.

Roads: Ten miles to Stanley.

History of tract and condition of timber: The tract was cut over many years ago for saw timber, bark and staves and there has been cutting for farm use since. There has been little fire in recent years and in some places there is good young growth. On the eastern end there is an open stand of basswood and red oak with some poplar, oak, and white oak. The trees are under 24" DBH and of only fair quality. Logging is difficult because of rocks and steep slopes. On 150 acres the estimate is 150 M. saw timber @ \$2.00 -- -\$300.00.

Improvements: #1 Tenant house occupied by Z. T. Breeden; Log and frame, 13x35', 1½ story, 5 rooms, porch 6x25', shingle roof, part solid foundation, fair condition.
Barn and shed: Frame, 12x30x10', shingle roof, poor condition.
Corn crib: Log, 6x10', shingle roof, fair condition.
Hen house: Log, 6x8', shingle roof, fair condition. 5 peach trees, 3 years old, fair condition @ \$1.00.
Total value of improvements. \$155.00

County: Madison
District: Roberson

#139 - Charles G. Koontz - Estate

Cont'd -----

Total value of land	\$7645.00
Total value of improvements	782.00
Total value of timber	300.00
Total value of tract	<u>\$8727.00</u>
Average value per acre	\$7.60

Note -- # -Includes a lap.

County: Madison
District: Roberson

#139 - Charles G. Koontz - Estate

Acreage Claimed: 1111 Assessed 1110 Deed [#] 1111
Value Claimed: \$35,000 " \$3433.00 { " Not available. }
Area: 1150A.

Location: Dark Hollow and Mill Prong of Rapidan River and entirely within the Park area.

Incumbrances, counter claims or laps: There is a small lap on Lee Long, also ^{2 Two Brecken} within and on the property of Gordon A. Carr, and Dark Hollow Union Church.

Soil: The soil is a sandy loam of good depth and fertility. Most of the wooded area is steep and very rocky with numerous cliffs. The first class grazing land is level and gently rolling with a (fine) blue grass sod nearly free of rocks, logs, weeds, and brush. The second class south of June Weakley's house has gentle slopes with very little rock. The sod is good, but there is little blue grass, most of it being wild oat grass. Further east the soil is poorer and the surface rougher, but there is a fair turf and nearly one half is blue grass. There is considerable hazel and other brush together with fern, moss, logs, rock, and a small amount of laurel. On the Rapidan side there is good blue grass, but not a heavy sod and considerable rock, logs, hazel, sumac, fern, moss, and brush. Slopes are moderate. The third class is steep and rough with much rock, logs, brush, and fern. There are patches of blue grass, but a large area has no grass. The restocking has fair soil, but very little grass. It has a thick stand of sassafras, maple, locust, and other trees. The tillable land at June Weakley's is very good, but the remainder is very ordinary. The woodland grazing has patches of grass scattered among the rocks and trees.

Roads: Ten miles to Stanley.

History of tract and condition of timber: The tract was cut over many years ago for saw timber ^{and shingles} and bark and there has been cutting for farm use since. There has been little fire in recent years and in some places there is good young growth. On the eastern end there is an open stand of basswood and red oak with some poplar, oak, and white oak. The trees are under 24" DBH and of only fair quality. Logging is difficult because of rocks and steep slopes. On 150 acres the estimate is 150 M. saw timber @ \$2.00 -- -\$300.00

#139 - Charles G. Koontz - Estate

Cont'd ---

*Left imp movmnt 1-2-3 & follow
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<u>Improvements:</u> #1		Tenant house occupied by E. B. Breeden: Log and frame, 13x35', 1 1/2 story, 5 rooms, porch 6x25', shingle roof, part solid foundation, fair condition --	\$125.00	\$155**
		Barn and shed: Frame, 12x30x10', shingle roof, poor condition ---	25.00	
		Corn crib: Log, 6x10', shingle roof, fair condition	10.00	
		Hen house: Log, 6x8', shingle roof, fair condition	5.00	
		5 peach trees, 3 years old, fair condition @ \$1.00.	5.00	
#2-		Tenant house occupied by June Weakley: Log, shingled, 19x25', 1 1/2 story, 6 rooms, porch 8x25', 2 rooms ceiled, brick chimney, solid foundation, shingle and paper roof, fair condition ----	215.00	\$560**
		Barn: Log, 18x25x12', shingle roof, poor condition.	50.00	
		Spring house: Log, 8x12', shingle roof, fair "	15.00	
		Corn crib: Frame, 10x10x8', shingle roof, fair "	15.00	
#3-		Tenant house occupied by Gordon Cave: Log-shingled, 14x35', 1 1/2 story, 4 rooms, shed, 10x15', porch 6x17', stone chimney, solid foundation, shingle roof, fair condition ----	150.00	\$370
		Barn: Log, 11x14', shingle roof, fair condition --	25.00	
		Wood shed: Frame, 10x12', shingle roof, fair condition ----	10.00	
		Hen house: Frame, 7x14', shingle roof, fair condition ----	5.00	
		Cow shed: Frame, 7x10', shingle roof, fair condition ----	5.00	
		Hog house: Frame, 7x10', shingle roof, fair condition ----	5.00	
		32 apple trees, 35 years old, fair condition @ 1.00	32.00	
		Church: Log, shingled, 19x22x12', ceiled, solid foundation, shingle roof, good condition ---	85.00	
		Shanty: dilapidated, no value	--	

mit *Hand house* *Total value from trees \$55*** \$782.00

Value of land by types:

Type	Acreage	Value per acre	Total Value
Cove	6	\$3.50	\$21.00
Slope	686	2.00	1372.00
Ridge	42	1.00	42.00
Grazing I	29	40.00	1160.00
Grazing II	140	22.00	3080.00
Grazing III	85	12.00	1020.00
Tillable	8	10.00	80.00
Restocking	54	5.00	270.00
Woodland grazing	100	6.00	600.00
	<u>1150</u>		<u>\$7645.00</u>

(Cont'd)

County: Madison
District: Roberson

#139-I - Chas. G. Koontz - Estate.
Lap on Lee Long.

Acreage Claimed: Assessed Deed
Value Claimed: Assessed Deed
Location: Mill Prong of Rapidan and is entirely within the Area: 5 A.
 Park area.

Incumbrances, counter claims or laps: *There is a lap*

Soil: The sandy loam is of good depth and fertility. The
 streams are very rocky. The slopes are gentle to
 moderate.

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 remaining 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	5	\$2.00	\$10.00

Total value of land	\$10.00
Total value of tract	\$10.00
Average value per acre	\$ 2.00

Squatter

County: Madison
District: Robertson

#139-II - Z. Thos. Breeden

Chas. G. Koontz Estate #139

Acres Claimed:

(Assessed)

(Deed)

Value Claimed:

Not assessed

No deed

(Assessed)

(Deed)

Area: 30 acres

Location: West side of Gordonsville Turnpike near Fisher's Gap.

Incumbrances, counter claims or laps: Squatter on Charles G.
Koontz Estate #139.

Soil:

Roads: Eight miles over Gordonsville Turnpike to Stanley.

History of tract and condition of timber: Large part of tract cleared many years ago. Part of cleared land neglected for about past ten years, consequently grown up to brush, etc., remainder still cultivated. Woods cut over repeatedly, no merchantable timber.

Improvements: Dwelling and sheds: Log and frame, 13x35', 5 rooms, porch 6x25', shingle roof, 1½ story, fair condition, spring water supply, solid foundation - \$125.00
Barn and shed: Frame, 12x30x10', shingle roof, poor condition -- 15.00
Corn crib: Log, 6x10', shingle roof, fair condition -- 10.00
Hen house: Log, 6x8', shingle roof, fair condition -- 5.00
Total value Impr \$155.00
Orchard: 5 trees @ \$1.00 = \$5.00.

Value of land by types:

Type	Acres	Value per acre	Total Value
Fc	7	\$10.00	\$70.00
Fr	11	5.00	55.00
Slope	12	2.00	24.00
	<u>30</u>		<u>\$149.00</u>

Total value of land \$149.00
Total value of improvements 155.00
Total value of fruit 5.00
Total value of tract \$309.00

Average value per acre \$10.30

COUNTY: MADISON
DISTRICT: ROBERSON

#139-III-Dark Hollow Union Church
Lap on

C. G. Koontz, Estate

Acreage Claimed:

Assessed:

Deed:

Value Claimed:

Assessed:

Deed:

Location: South side of the old Gordonsville Turnpike near
Dark Hollow.

Incumbrances, counter claims or laps: Lap

Soil:

Roads: Eight miles to Stanley over the old Gordonsville
Turnpike.

History of Tract and condition of timber:

Improvements: Consist of a log church 19x22x12, shingle roof in
good condition; ceiled; solid foundation,
value..... \$85.00

Value of land by types:

<u>Type:</u>	<u>Acreage</u>	<u>Value Per acre</u>	<u>Total Value</u>
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Total value of land

Total value of improvements..... \$85.00

Total value of tract..... \$85.00

#139-IV-- Gordon Cave (Gurd)

Total value of land.....	\$84.00
Total value of improvements.....	190.00
Total value of fruit	<u>32.00</u>
Total value of tract.....	\$306.00
Average value per acre.....	\$21.86

Squatter

County: Madison
District: Robertson

#139-~~IV~~ -- Gordon Cave (Gurd)

Chas G. Koontz Estate #139

Acreage Claimed:

(Assessed)

(Deed:)

Not assessed.

No deed.

Value Claimed:

(Assessed)

(Deed:)

Area: 14 acres

Location: South side of Gordonsville Turnpike near Dark Hollow -
not fenced.

Incumbrances, counter claims or laps: Squatter on C. G. Koontz
Estate #139.

Soil: Sand clay, good depth and fair fertility, moderate
slopes, northeast exposure.

Roads: Eight miles over Gordonsville Turnpike to Stanley.

History of tract and condition of timber: Cleared many years ago,
portion neglected for past five years, consequently grown
up to briars, etc., remainder cultivated.

Improvements: Dwelling: Log, 14x35', 6 rooms, shed 10x15', porch
6x17', shingle roof, stone flues, 1½ story, fair condi-
tion, occupied by tenant, spring, solid foundation -- \$150.
Barn: Log, 11x14', shingle roof, fair condition. 15.
Wood shed: Frame, 10x12', shingle roof, fair
condition -- 10.
Hen house: Frame, 7x14', shingle roof, fair
condition -- 5.
Cow shed: Frame, 7x10', shingle roof, fair
condition -- 5.0
Hog house: Frame, 7x10', shingle roof, fair
condition -- 5.
*Total value Impr \$370. ***
Orchard: (32 trees @ \$1.00 each = \$32.00.)
*Fruit trees \$50. ***
\$190.

Value of land by types:

Type	Acreage	Value per acre	Total Value
Fc	4	\$10.00	\$40.00
Fr	8	5.00	40.00
S	2	2.00	4.00
	14		\$84.00

County: Madison
District: Rapidan

#139-V - T. W. Cave
Lap on
Charles G. Koontz Estate

Acreage Claimed: Assessed: Deed:
Value Claimed: " "

Area: 20 Acres

Location: At the head of Dark Hollow.

Incumbrances, counter claims or laps: This is that part of the
Charles G. Koontz Tract which is claimed by T. W. Cave.

Soil: The soil is a clay loam of medium depth and fertility.

Roads: Eight miles over the old Gordonsville Turnpike to Stanley.

History of tract and condition of timber: Apparently the claimant in
this case, T. W. Cave, bases his claim on the fact that he
was allowed to erect a dwelling and resided on this tract
for a number of years without a protest from C. G. Koontz,
whose deed included this and several other areas claimed
by squatters. There is no merchantable timber on the tract
and the land which was formerly under cultivation is now
grown up to brush but has some grazing value.

Improvements: None.

Value of land by types:

<u>Type</u>	<u>Acreage</u>	<u>Value per acre</u>	<u>Total Value</u>
Fr	20	\$5.00	\$100.00

Total value of land \$100.00

Total value of tract \$100.00

Average value per acre \$5.00

Claim of R. D. Koontz, E. C. Koontz, C. M. Koontz and Vance H. Koontz:

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA

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

v.

*R. F. Anderson and others and
Fifty five (5-5-000) acres*

more or less, of land in Madison County,
Virginia, Defendants

NO. 82

AT LAW

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, ask leave of the Court to file this as their answer to said petition and to said notice.

Our names and post office addresses are as follows:

R. D. Koontz	Stanley, Page County, Virginia
E. C. Koontz	Stanley, Page County, Virginia
C. M. Koontz	Stanley, Page County, Virginia
Vance H. Koontz	Stanley, Page County, Virginia

We claim a right, title, estate or interest in a tract or parcel of land within the area sought to be condemned, containing about 1111 acres, on which there are the following buildings and improvements: Four dwelling houses, one known as the Gerd Cave house, another as the Tom Breeden house, another as the Newman Cave house, and the fourth, as the Stone Mill house. This land is located about twenty (20) miles from Madison Court House and is in Madison County, Virginia.

We claim the following right, title, estate or interest in the tract or parcel of land described above: We are joint owners of the fee simple and indefeasible title to the 1111 acres of land, subject to two-thirds of the mineral rights reserved in said property by W. E. Coons and C. A. Green, as hereinafter set out.

The land owners adjacent to the above described property are as follows:

North:

South: Lee Long

East: R. A. Graves

West: John Aleshire, Sam Aleshire, I. N. Long and Mrs. Philip Lamb.

We acquired the fee simple title to this property about the year 1929 in the following manner:

On the _____ day of December, 1929, C. G. Koontz died seised and possessed of said property; said C. G. Koontz died intestate, leaving the following heirs-at-law: A widow, Sallie E. Koontz; three sons, R. D. Koontz, E. C. Koontz and C. M. Koontz; and a grandson, Vance H. Koontz, who is an infant about eleven years of age. That since the death of the said C. G. Koontz, a chancery suit was instituted by the heirs-at-law of C. G. Koontz, in the Circuit Court of Page County, Virginia, and said Court, by proper decree, had dower in all the lands assigned to Sallie E. Koontz, widow of the said C. G. Koontz, in a tract or parcel of land owned by the said C. G. Koontz, known as the Home Tract in Page County, Virginia, and that the said Sallie E. Koontz now has no dower interest in the above described property of which the said C. G. Koontz died seised and possessed.

C. G. Koontz, C. A. Green and W. E. Coons were the owners of a certain tract or parcel of land in Madison County,

Virginia, known as Lot 7 of Shirley's Big Survey, being the same land conveyed to C. G. Koontz, C. A. Green and W. E. Coons, by James A. Hays, Special Commissioner, by deed dated the 13th day of September, 1897, and recorded in Deed Book 34, page 114, of the Clerk's Office of Madison County, Virginia. This said parcel of land was partitioned between the said C. G. Koontz, C. A. Green and W. E. Coons, and the said C. A. Green and W. E. Coons conveyed their two-thirds interest in the hereinafter described property to the said C. G. Koontz, by deed dated January 3, 1907, and recorded in the Clerk's Office of Madison County, Virginia, in Deed Book 39, page 557, 58 and 59.

In this deed from the said W. E. Coons and wife and C. A. Green to C. G. Koontz was the following reservation with reference to mineral rights: "It is covenanted and agreed between the parties that the parties of the first part (W. E. Coons and C. A. Green) in no way relinquish or convey their rights to any minerals under the lands hereby conveyed to party of the second part (C. G. Koontz), and the parties of the first part shall have the right of ingress and egress upon said land at any and all times for the purposes of prospecting and mining". Therefore, the heirs of C. G. Koontz, namely, R. D. Koontz, E. C. Koontz, C. M. Koontz and Vance H. Koontz, an infant, own the fee simple title to said hereinafter described property, subject to the mineral rights of the said W. E. Coons and C. A. Green in two-thirds of said land as herein set out.

We claim that the total value of this tract or parcel of land, with the improvements thereon, is \$35,000.00. We claim that the total value of our right, title, estate or interest in and to this tract or parcel of land with the improvements thereon is \$35,000.00.

The 1111 acres of land which the State Commission on

Conservation and Development of the State of Virginia, is undertaking to condemn, and of which your petitioners are the owners of the fee simple title, is described as follows, to-wit:

A certain tract of land situate on the Blue Ridge Mountain, in the County of Madison, State of Virginia, and South of the Blue Ridge Turnpike, and North of the "Mill Prong" of the Rapidan River, and bounded and described as follows, to-wit:

BEGINNING at a birch and butterwood at a large rock, a corner with Cristadora, as claimed by him, in the said Mill Prong; thence up the meanderings of said prong N. $82\frac{1}{2}^{\circ}$ W. 13 poles to an ash, surgar and ironwood; thence N. 35° W. 31.2 poles to an ash and maple; thence N. $16\frac{3}{4}^{\circ}$ W. 28.6 poles to an Ironwood; thence N. $60\frac{3}{4}^{\circ}$ W. 15.8 poles to an Ash; thence N. $31\frac{1}{2}^{\circ}$ W. 9 poles to two Butterwoods; thence N. $59\frac{1}{2}^{\circ}$ W. 56 poles to a birch and pine in Lee Long's line; thence S. $80\frac{1}{2}^{\circ}$ W. 10 poles to a rock planted in the Big Survey line; thence with the line of the Big Survey N. 9° E. 144 poles to a rock planted; thence N. 44° E. 40 poles to a rock planted; thence N. 4° E. 160 poles to a rock planted (formerly a white oak and chestnut) near Little Meadow Spring; thence N. 6° W. 220 poles to Big Meadow Spring; thence N. 44° E. 339 poles to a station in the Blue Ridge Turnpike; thence leaving the Big Survey line and running with the said pike due South 4.8 poles; thence S. $25-1/4^{\circ}$ W. 7.5 poles; thence S. 43° W. 19.4 poles; thence S. $5\frac{1}{2}^{\circ}$ W. 9.2 poles; thence S. 15° W. 23.7 poles; thence S. $41\frac{1}{2}^{\circ}$ W. 18.9 poles; thence due West 11.4 poles; thence S. 64° W. 7.2 poles; thence S. 88° W. 17.4 poles; thence S. $70\frac{3}{4}^{\circ}$ W. 17.7 poles; thence S. 52° W. 6 poles; thence S. 68° W. 22 poles; thence N. $81\frac{1}{2}^{\circ}$ W. 14 poles to turn; thence S. $60\frac{1}{2}^{\circ}$ E. 11.5 poles; thence S. 88° E. 34.5 poles; thence N. 55° E. 14.7 poles; thence S. 82° E. 14.3 poles to the Clore and Carpenter line; thence S. $47\frac{3}{4}^{\circ}$ E. 5.2 poles; thence S. $85-1/4^{\circ}$ E. 18.2 poles; thence S. 84° E. 16.7 poles; thence S. 58° E. 17.2 poles; thence due South 12 poles; thence S. $34-1/4^{\circ}$ W. 34 poles; thence S. 7° W. 29.6 poles; thence S. 1° E. 15.4 poles to the Clore and Carpenter East line, continuing the same course in all 34.2 poles; thence S. $5\frac{1}{2}^{\circ}$ E. 30.8 poles; thence S. 45° E. 21.6 poles; thence S. $14\frac{1}{2}^{\circ}$ E. 22.3 poles; thence S. $30\frac{1}{2}^{\circ}$ W. 9 poles; thence S. 59° W. 36 poles; thence S. $66\frac{1}{2}^{\circ}$ W. 19.6 poles; thence S. 12° E. 7.4 poles; thence S. $16\frac{1}{2}^{\circ}$ E. 31.5 poles; thence S. $13-1/4^{\circ}$ W. 19.2 poles; thence S. $80\frac{1}{2}^{\circ}$ E. 17.5 poles; thence S. $3\frac{3}{4}^{\circ}$ W. 19 poles to the Dark Hollow bridge; thence S. 81° E. 6 poles; thence N. $53\frac{3}{4}^{\circ}$ E. 35.6 poles; thence N. $72-1/4^{\circ}$ E. 23.4 poles; thence N. $86\frac{1}{2}^{\circ}$ E. 24 poles; thence S. $60-1/4^{\circ}$ E. 17.2 poles; thence N. $51\frac{3}{4}^{\circ}$ E. 22 poles; thence N. $7-1/4^{\circ}$ E. 22.4 poles; thence N. 50° E. 15.4 poles; thence N. $52\frac{1}{2}^{\circ}$ E. 30 poles; thence S. $58\frac{3}{4}^{\circ}$ E. 5.8 poles; thence S. $9-1/4^{\circ}$ W. 23 poles; thence S. 28° E. 5.4 poles; thence S. $74-1/4^{\circ}$ E. 17.2 poles; thence S. $37-1/4^{\circ}$ E. 17.5 poles; thence N. $69\frac{1}{2}^{\circ}$ E. 3 poles; thence N. $19\frac{1}{2}^{\circ}$ W. 19.2 poles; thence N. 45° W. 19 poles; thence N. 21° E. 23.5 poles; thence N. 3° W. 10.4 poles; thence N. $75\frac{3}{4}^{\circ}$ E. 3 poles; thence due South 26.6 poles; thence N. $71\frac{1}{2}^{\circ}$ E. 7.5 poles; thence S. $56\frac{1}{2}^{\circ}$ E. 10.5 poles; thence N. $84-1/4^{\circ}$ E. 38.6 poles; thence S. $62\frac{3}{4}^{\circ}$ E. 16.6 poles; thence S. $51-1/4^{\circ}$

E. 17.2 poles; thence S. $78\frac{1}{2}^{\circ}$ E. 17 poles; thence S. 52° E. 25 poles; thence S. $51-1/4^{\circ}$ E. 14 poles; thence S. 33° E. 20.8 poles; thence S. 76° E. 14.6 poles; thence S. $51-1/4^{\circ}$ E. 19.5 poles; thence S. 48° E. 18.5 poles; thence S. 55° E. 22.5 poles; thence S. $45\frac{1}{2}^{\circ}$ E. 33 poles; thence S. $59\frac{1}{2}^{\circ}$ E. 13.1 poles; thence S. $43\frac{1}{2}^{\circ}$ E. 39.5 poles; thence due South 7.8 poles; thence S. 31° E. 25 poles; thence S. 7° E. 8.8 poles; thence S. $25\frac{1}{2}^{\circ}$ W. 7.5 poles; thence S. $4-1/4^{\circ}$ W. 7.5 poles to a station in the said pike near a large flat rock in the line of the Heirs of J. M. Graves (dec'd), as claimed by them; thence with the line of said heirs S. 75° W. 92.5 poles to a locust near a pile of stones; thence S. $59\frac{1}{2}^{\circ}$ W. 98 poles to three chestnut oaks on the East side of Meadow Mountain, a corner of the Graves' Heirs, as claimed by them, with Coons and Green; thence continuing the same course with the line of Coons and Green 150 poles, in all 248 poles, to a bunch of chestnuts near a large flat rock, a corner with Coons and Green in the Cristadora line, as claimed by him; thence with the line of Cristadora N. $49\frac{1}{2}^{\circ}$ W. 7.4 poles to a large red oak (a rock to be planted) on the West side of Milan's Gap road; thence N. $25\frac{1}{2}^{\circ}$ W. 40 poles; thence N. $34\frac{1}{2}^{\circ}$ W. 22 poles; thence N. $38\frac{1}{2}^{\circ}$ W. 26 poles; thence N. $58\frac{1}{2}^{\circ}$ W. 20 poles to a white oak on the South west side of said road; thence N. $72\frac{1}{2}^{\circ}$ W. 50 poles; thence N. $88\frac{1}{2}^{\circ}$ W. 13 poles to a spanish oak (a rock to be planted) on the south west side of said road at a gate; thence S. $31\frac{1}{2}^{\circ}$ W. 320 poles to the BEGINNING, containing, less deeded lands, 1111 acres, deeded to other parties 473 acres of land included in this survey. Total number of acres in boundary 1584 acres.

The State of Virginia, through the State Commission on Conservation and Development of the State of Virginia, is undertaking to condemn property of Respondents not directly for the State's own purposes, but that it may be turned over to the Federal Government for use as a public park. Your Respondents allege and charge that the Federal Government has not the power of eminent domain to condemn lands in the State of Virginia for public park purposes, and the General Assembly of Virginia cannot vest in the Federal Government the power of eminent domain, this condemnation being undertaken not for the benefit of the State of Virginia, but for the benefit exclusively of the United States, and your Respondents allege and charge that the Act upon which the Petitioner, the State Commission on Conservation and Development of the State of Virginia, is proceeding is unconstitutional as repugnant to Sections 6, 11, 58, 63 and 88 of our State Constitu-

tion and to the Fourteenth Amendment to the Federal Constitution. It is further alleged and charged that the State of Virginia cannot exercise the right of eminent domain for the benefit of the Federal Government.

WITNESS our signatures this 16th day of May, 1931.

Brown & Price,
f. d.

R. D. Koontz,
E. C. Koontz
C. M. Koontz.

STATE OF VIRGINIA

COUNTY OF PAGE, to-wit:

The undersigned hereby certifies that R. D. Koontz, E. C. Koontz and C. M. Koontz, the above named claimants personally appeared before him and made oath that the matters and things appearing in their above answer are true to the best of their knowledge and belief, this 16th day of May, 1931.

My Commission expires
January, 16th, 1932

A. C. Linter
Notary Public

Circuit Court of Madison Co.

State Commission on Conserva-
tion and Development of the
State of Virginia, Petitioner

v.

No. 82; At Law.

Claim of R.D. Koontz, E. C.
Koontz, C. M. Koontz and
Vance H. Koontz

*Filed in open Court
May 23rd 1931
Jesse A. Price*

LAW OFFICES
BROUN & PRICE
ROANOKE, VA.

AMERICAN NATIONAL BANK BUILDING

139
139-I-II-III-IV

Claim of C. G. Kooritz Estate.
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 _____ 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.D. Kooritz, Admin of C. G. Kooritz dead,
My Post Office Address is Stanley 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 1111 acres, on which there are the following buildings and improvements: 4 Houses known as
Land Cave, Town Breders, Human Cave,
and the Slave mill House,

This land is located about 20 miles from Madison Court House Virginia, in the _____ 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).

Heirs to the Estate Sallie E. Kooritz Widow C.M. Kooritz
E. C. Kooritz R.D. Kooritz Sons and Vance N Kooritz

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

North _____
South Lee Long.
East R. A. Graves
West Phill Lane D M. Long & John Abshire & Sam

I acquired my right, title, estate or interest to this property about the year 1907 in the following manner:

my dad from C. A. Green & Co to C. G. Kooritz
dated Jan. 3, 1907 & recorded in Vol 39 p. 559

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 35000.00. 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 \$ 35000.00

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: _____

(Continue remarks if necessary on the back).

Witness my signature (or my name and mark attached hereto) this 23rd day of July, 1930.

STATE OF VIRGINIA, COUNTY OF _____, To-wit: R.D. Kooritz Admin of C. G. Kooritz dead

The undersigned hereby certifies that R.D. Kooritz Admin of C. G. Kooritz dead 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 23rd day of July, 1930.

My Commission Expires Jan 6, 34

J. D. Price Notary Public
Clerk of the Court, or Special Investigator or Notary Public, or Justice of the Peace.

L. L. Hunt Estate

Claim of _____
In the Circuit Court of _____ County, Virginia, No. _____
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 _____ County, Virginia, asks leave of the Court to file this as his answer to said petition and to said notice.

My name is _____
My Post Office Address is _____

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

*1. 1111 _____
2. _____
3. _____
4. _____
5. _____
6. _____
7. _____
8. _____
9. _____
10. _____*

_____ is located about _____ miles from _____ County, Virginia, in _____

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, should set out exactly what right, title, estate or interest he has in or to the tract or parcel of land described above.)

1. 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, 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 _____
East _____
West _____
South _____

I acquired my right, title, estate or interest to this property about the year 1947 in the following manner:

1. I acquired my right, title, estate or interest to this property about the year 1947 in the following manner:
2. I claim that the total value of this tract or parcel of land with the improvements thereon is \$32,000.00.

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 \$32,000.00.

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: _____

(Continue remarks if necessary on the back).

Witness my signature (or my name and mark attached hereto) this _____ day of _____, 1980.

STATE OF VIRGINIA, COUNTY OF _____

The undersigned hereby certifies that _____ the above named claimant personally appeared before him and made oath that the matters and things appearing in his above answer are true to the best of his knowledge and belief, this _____ day of _____, 1980.

Notary Public, or Justice of the Peace.
Clerk of the Court or Special Investigator or _____

*C. L. Hunt Estate
Filed July 24-1980
State of Virginia*

Rev. J. A. Pars

Claim of _____
In the Circuit Court of Madison County, Virginia, No. 82, At Law.
The State Commission on Conservation and Development of the State of Virginia, Petitioner, vs. W. H. Anderson et al

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 Madison County, Virginia, asks leave of the Court to file this as his answer to said petition and to said notice.

My name is J. A. Pars
My post office address is Stanley, Va Route 2

I claim a right, title, estate or interest in a tract or parcel of land within the area sought to be condemned, containing about 15 acres, on which there are the following buildings and improvements: 7 Room Dwelling & out buildings

This land is located about 9 miles from Pyra Virginia, in the Robinson 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 R. L. County Estate
South _____
East _____
West Saraloba Mining Co

I acquired my right, title, estate or interest to this property about the year 1923 in the following manner:
From father who cleared and built up this property. I have lived here since I was born 47 yrs ago

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 800^{xx}. 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 \$ 800^{xx}.

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 26th day of June, 1930.

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

The undersigned hereby certifies that J. A. Pars 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 26th day of June, 1930.

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

H. A. Carr

70

W. A. Anderson et al.

Filed June 29, 1931.

Trick
D. H. Carr, Clerk.

Claim of Rev. T. W. Cave
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. Anderson and others and 55,000 acres of land,

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 Madison County, Virginia, asks leave of the Court to file this as his answer to said petition and to said notice.

My name is Rev. T. W. Cave
My Post Office Address is Novum, 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 20 acres, on which there are the following buildings and improvements:
About 75 apple trees thereon - Dwelling burned a few years ago -

This land is located about 10 miles from Criglersville, Virginia, in the Robertson 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 fee simple title to said land, having been in adverse possession thereof for about fifty years -

The land owners adjacent to the above described tract or parcel of land are as follows:
North _____
South This land loes on both sides of the Blue Ridge
East Furnpike, on top of the Blue Ridge -
West _____

I acquired my right, title, estate or interest to this property about the year 1880 in the following manner:
By going upon the said land, clearing it up and building thereon, and occupying the same adversely for a period of more than twenty years -

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

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 26th day of February, 1932, 1930.

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

The undersigned hereby certifies that N.G. Payne, Atty. for T.W. Cave 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 26th day of February, 1932, 1930.

A. H. Cave
Clerk of the Court, or Special Investigator or Notary Public, or Justice of the Peace.

this 28th day of February, 1932, before me

the above named claimant personally appeared before him and made oath that the matters

The undersigned hereby certifies that

STATE OF VIRGINIA, COUNTY OF MONTGOMERY

of February, 1932, before me

Witness my signature (or my name and mark attached hereto) this 28th day

(Continue remarks if necessary on the back.)

Remarks:

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 a

(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 but 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 \$

on is \$ 200.00 I claim that the total value of this tract or parcel of land with the improvements there-

I claim that the total value of this tract or parcel of land with the improvements there-

Improvements, and occupying the same adversely for a period of

By notice upon the said land, clearing it up and building

following manner:

I acquired my right, title, estate or interest to this property about the year 1880 in the

West _____

East _____

South _____

North _____

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

Claim of Rev. T. W. Cave

to 20 acres of land on top of Blue Ridge Mountains

Filed Feb. 27, 1932.
T. H. Carey
Clerk

My Post Office Address is _____

My name is _____

as his answer to said petition and to said notice.

County, Virginia, asks leave of the Court to file this

upon the filing of said petition and published in accordance with the order of the Circuit

The undersigned, in answer to the petition of the State Commission on Conservation and De-

more or less of land in _____ County, Virginia, Defendants.

tioner, vs. _____ and others and 25,000 acres of land.

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

itioner, vs. _____ and others and 25,000 acres of land.

County, Virginia, No. _____ At Law.

Claim of _____

VIRGINIA. IN THE CIRCUIT COURT OF MADISON COUNTY.

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

v.

D. F. Anderson and others, and fifty-five Thousand
(55,000) acres, more or less, of land in Madison County,
Virginia, Defendants.

The answer of Samuel R. Price, guardian ad litem, for
Vance H. Koontz, an infant, appointed by the Circuit Court of Madison County,
Virginia, to represent and defend the interests of the said infant in the
above styled proceeding.

This respondent for answer to said petition says: That
the said Vance H. Koontz is a son of Glynn Koontz, deceased, who
was a son of Charles G. Koontz, also deceased; said Charles G. Koontz,
was the owner of a tract of approximately 1111 acres, in Madison County,
Virginia, which tract is sought to be condemned in the above styled proceeding;
the interest of the said Vance H. Koontz in said tract is a 1/4 interest.

A claim for the value of the said tract has been filed
in the above styled proceeding by the other interested parties and testimony
has been taken in support thereof and submitted to the Board of Appraisal
Commissioners; ^{and he adopts the answer filed by R. H. Koontz et al.} this respondent requests that said testimony so taken be
considered in support of the interests of the said Vance H. Koontz. He prays
that no order may be entered to the detriment of the said infant and that he may
may have the protection of the court.

And now having fully answered he prays to be hence dis-
missed, etc.

S. R. Price

Guardian ad Litem for Vance H. Koontz.

Subscribed and SWORN to before me Era Palmer, a
Notary Public in and for the City of Roanoke, Virginia, this 27th day of
January, 1932.

Era Palmer

Notary Public.

My commission expires
April 8th, 1935.

as this answer & prays that it be
be read as part of the answer

VIRGINIA. IN THE CIRCUIT COURT OF MADISON COUNTY.

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

v.

D. F. Anderson and others, and fifty-five
Thousand (55,000) acres, more or less, or
land in Madison County, Virginia, defendants.

The answer of Vance H. Koontz, an infant under the
age of twenty-one years, to the petition of the State Commission on Conser-
vation & Development of the State of Virginia, filed against him and
others in the Circuit Court of Madison County, Virginia, seeking to
acquire by condemnation certain lands, set forth in said petition in said
County of Madison.

This respondent for answer to said petition, answering
by and through Samuel R. Price, his guardian ad litem, answers and says:

That he is an infant of tender years and is, therefore,
incapable of knowing or defending his rights in the premises. He therefore
submits his interests to the protection of the court and prays that no order
may be entered to his prejudice.

And now having fully answered he prays that he may
be hence dismissed.

Vance H. Koontz

By

S. R. Price

Guardian ad litem.

VIRGINIA, IN THE CIRCUIT COURT OF MADISON COUNTY.

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

Respondent and other, and fifty-five
other persons, Petitioners, vs.
The State of Virginia, Defendant.

The answer of James H. Roark, an infant under the
guardian ad litem of the State Commission on Conservation
and Development, to the petition of the State of Virginia, filed against him and
others, is that the State of Virginia, seeking to
acquire by condemnation certain lands, set forth in said petition in said

answer, is a respondent for answer to said petition, answered

by and through Samuel H. Price, his guardian ad litem, answers and says:

That he is an infant of tender years and is, therefore,

incapable of knowing or defending his rights in the premises. He therefore

submits his interests to the protection of the court and prays that no order

may be entered to his prejudice.

And now having fully answered he prays that he may

be hence dismissed.

James H. Roark

S. H. Price

Guardian ad litem.

VIRGINIA
IN THE CIRCUIT COURT OF MADISON COUNTY

STATE COMMISSION ON CONSERVATION
AND DEVELOPMENT

v.

ORDER

D. F. ANDERSON et als

On this 2nd day of February, 1934, again came R. D. Koontz, E. C. Koontz, C. M. Koontz, Vance H. Koontz, an infant, and S. R. Price, guardian ad litem for the said infant, Vance H. Koontz, who by leave of court filed their application for the payment to them of their share of the sum of \$12,778.00, the amount of the award set out in the judgment of condemnation for tract #139, which said sum has heretofore been paid into court.

And it appearing to the court from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered therein on the 4th day of December, 1933, that in the opinion of the petitioner, the C. G. Koontz estate is invested with a superior or better right or claim of title in and to said tract of land #139 or to the proceeds arising from the condemnation thereof, and it appearing from the application of the said R. D. Koontz, E. C. Koontz, C. M. Koontz, Vance H. Koontz, an infant, and S. R. Price, guardian ad litem for the said infant, Vance H. Koontz, for the distribution of the proceeds arising from the condemnation of the aforesaid tract #139, that R. D. Koontz, E. C. Koontz, C. M. Koontz and Vance H. Koontz, an infant, are the sole heirs-at-law of C. G. Koontz, deceased, and it further appearing from the application of

of the State Commission on Conservation and Development claiming a share in the proceeds arising from the condemnation of the aforesaid tract, that the State Commission on Conservation and Development is entitled to receive \$54.48, and it, therefore, appearing to the court that the said R. D. Koontz, E. C. Koontz, C. M. Koontz and Vance H. Koontz are invested with a superior or better right or claim of title in and to said tract #139 or to the proceeds arising from the condemnation thereof and are, therefore, entitled to receive the proceeds arising from the condemnation of said tract #139, except the sum of \$54.48 which they admit is justly due the State Commission on Conservation and Development;

And it further appearing from the application of R. D. Koontz, E. C. Koontz, C. M. Koontz, Vance H. Koontz, an infant, and S. R. Price, guardian ad litem for the infant, Vance H. Koontz, that there is now pending in the Circuit Court of Page County a chancery suit entitled Sallie E. Koontz, E. C. Koontz, R. D. Koontz and C. M. Koontz v. Vance Koontz, that Vance Koontz, the defendant in that suit is an infant, that the purpose of that suit was to assign the dower of Sallie E. Koontz, wife of C. G. Koontz, deceased, sell the lands of C. G. Koontz, deceased, and otherwise settle the estate of C. G. Koontz, deceased, that the cause has been referred to a Commissioner of the Page County Circuit Court and the debts of the said C. G. Koontz, deceased, have been fixed and determined in that cause, that the property of the said C. G. Koontz, deceased, situated in the County of Page, has been sold pursuant to the order of the Page County Circuit Court, that S. R. Price is the bonded Commissioner appointed by the Page County Circuit Court to receive the monies derived from the sale of the land

of C. G. Koontz, deceased, situated in the County of Page, Virginia, that the said Sallie E. Koontz, wife of C. G. Koontz, deceased, is now dead, and that there are no judgments in Madison County against C. G. Koontz, deceased, or any of his heirs;

And it further appearing to the court that there are 1933 taxes of record in the office of the Treasurer of Madison County, Virginia, against the aforesaid tract of land #139 in the amount of \$63.08, and that there are delinquent taxes of record in the office of the Clerk of this Court against the aforesaid tract of land #139 in the amount of \$147.49, that the total amount of taxes due or exigible against the aforesaid tract of land #139 is \$210.57.

Upon consideration whereof and on motion of R. D. Koontz, E. C. Koontz, C. M. Koontz, Vance H. Koontz, an infant, and S. R. Price, guardian ad litem, by Counsel, it is considered and ordered by the Court that the said sum of \$12,778.00 paid into court by the Petitioner as just compensation for the said tract #139 be paid as follows: That the sum of \$12,512.95 be paid unto S. R. Price, bonded Commissioner of the Page County Circuit Court in the suit herein above described as pending therein, that the sum of \$54.48 be paid unto the State Commission on Conservation and Development, that the sum of \$147.49 be paid unto A. H. Cave, Clerk of this Court, for delinquent taxes against the aforesaid tract #139, and that the sum of \$63.08 be paid unto B. S. Utz, Treasurer of Madison County, Virginia, for 1933 taxes against said tract #139, 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 S. R. Price, bonded Commissioner of the Page County Circuit Court, 410-14 State & City Bank

Building, Roanoke, Virginia, the sum of \$12,512.95, unto the
State Commission on Conservation and Development the sum of
\$54.48, unto A. H. Cave, Clerk of the Circuit Court, Madison,
Virginia, the sum of \$147.49, and unto B. S. Utz, Treasurer,
Madison, Virginia, the sum of \$63.08, which said sums to-
gether represent the sum of \$12,778.00, the amount of the award
set out in the judgment of condemnation for said tract #139, and
certify such payment to the Clerk of this Court for appropriate
entry thereof as required by law.

Amount - Price

C. S. Keady, Est.

Encls.

BOOK & PRICE
BOANOE, VA.
LAW OFFICE

BOOK 9 PAGE 138

LAW ORDER

This is to certify that there are 1933 taxes of record
in my office to the amount of \$63.08 against the tract of land
owned by C. G. Koontz Estate

..... which is
designated as Tract No. 139 ; Tract No. ; Tract No.
on the County Ownership Map filed in my Office in the action
at Law pending in the name and style of the Commission on
Conservation &c., vs. W. D. Anderson, and others.

Given under my hand this 12th day of January, 1934 ..

B. S. Utz

Treasurer, Madison County, Virginia

By J. B. Fray Deputy
Treasurer

VIRGINIA

IN THE CIRCUIT COURT OF MADISON COUNTY

STATE COMMISSION ON CONSERVATION
AND DEVELOPMENT

v.

D. F. ANDERSON et als

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 of land #139, 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 set out in said judgment as constituting the award therefor as follows:

Award on tract #139 - \$12,778.00.

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 of land or in the proceeds arising from the condemnation thereof:

G. G. Koontz' estate

That the Petitioner has paid into the custody of the court the said sum set out in said judgment as constituting the award for the fee simple estate in said tract of land.

That your undersigned on the date of the said judgment in rem condemning said tract of land owned or were entitled to the following interest in the said tract or in the proceeds arising

from the condemnation thereof:

Fee simple, except a certain right-of-way for the Skyline Drive owned by the State Commission on Conservation and Development.

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

The State Commission on Conservation and Development has heretofore filed a claim of \$54.48 which your undersigned admits is justly due the aforesaid Commission by contract on account of a certain right-of-way acquired by the said Commission for the construction of a certain road known as the Skyline Drive, and that the sum of \$54.48 claimed by the aforesaid Commission and the sum of \$12,723.52 claimed by your undersigned, as hereinafter set out, together represent the sum of \$12,778.00, the total amount of the award set out in said judgment of condemnation.

Your undersigned further aver that they are the sole heirs-at-law of C. G. Koontz, deceased, that there is now pending in the Circuit Court of Page County, a chancery suit entitled Sallie E. Koontz, E. C. Koontz, C. M. Koontz and R. D. Koontz v. Vance Koontz, that Vance Koontz, the defendant in said suit, is an infant, that the purpose of that suit was to assign the dower of Sallie E. Koontz, wife of C. G. Koontz, deceased, and sell the lands of C. G. Koontz, deceased, and otherwise settle the estate of the said C. G. Koontz, deceased, that the cause has been referred to a Commissioner of the Page County Circuit Court and the debts of the said C. G. Koontz, deceased, have been fixed and de-

terminated in that cause, that the property of the said C. G. Koontz, deceased, situated in the County of Page, has been sold pursuant to the order of the Page County Circuit Court, that S. R. Price is the bonded Commissioner appointed by the Page County Circuit Court to receive the monies derived from the sale of the lands of C. G. Koontz, deceased, that the aforesaid Sallie E. Koontz, wife of C. G. Koontz, deceased, is dead, and that there are no judgments in Madison County against C. G. Koontz, deceased, or any of the undersigned heirs of C. G. Koontz.

WHEREFORE, your undersigned pray that they may be made 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 set forth in said judgment in rem as constituting the award for the fee simple estate in said tract condemned as aforesaid, and for the payment to the undersigned, as hereinafter set out, of the said award or as much thereof as the Court may find that the undersigned are entitled to receive and which the undersigned aver is as follows:

Tract #139 - \$12,723.52.

Your undersigned further pray that the proceeds arising from the condemnation of the aforesaid tract which your undersigned are entitled to receive be paid unto S. R. Price, bonded Commissioner of the Page County Circuit Court, to be disbursed under the orders of the said Court, and that the proceeds arising from the condemnation of the said tract which the said Commission on Conservation and Development is entitled to receive be paid to the said State Commission on Conservation and Development.

R. D. Koontz
E. C. Koontz

C. M. Kountz

Vance H. Kountz

By Counsel.

STATE OF VIRGINIA

COUNTY OF Madison, to-wit:

This day personally appeared before me, S. R. Price
Bertha W. Pattie, ~~Deputy Clerk of the Circuit Court~~ Notary Public in and for the County aforesaid
in the State of Virginia, S. R. Price, who having
been duly sworn deposes and says that the matters and things con-
tained in the foregoing petition are true and correct.

GIVEN under my hand this 2nd day of February,
1934.

~~My commission expires~~

Bertha W. Pattie,
~~Notary Public~~
Deputy Clerk of the
Circuit Court of Madison
County.

Measure & Price

to 5. Looney, Et.

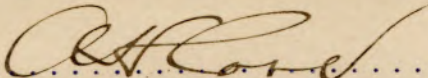
Tract # 139

Pop Council

This is to certify that there are delinquent taxes of record in my office to the amount of \$ 147.49 .. against the tract of land owned by .. C. G. Koonts

..... which is designated as Tract No. 139 ...; Tract No.; Tract No. on the County Ownership Map filed in my Office in the action at Law pending in the name and style of the Commission on Conservation &c., vs. W. D. Anderson, and others.

Given under my hand this 12 . day of . January , 1934 .

.....  Clerk..
Circuit Court, Madison County, Virginia

By Deputy
Clerk

Page 2
In the Circuit Court of Madison county, Virginia:

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

Vs(Order September 4th 1934)

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

On the _____ day of January, and the _____ day of February, 1934, came R. D. Koontz, C. M. Koontz, Vance H. Koontz, and others, heirs at law of the late Chas. K. Koontz, owners of Tract No. 139-11, ##### in person and also by S. R. Price, their attorney, and also came Z. Thomas Breeden, squatter on said Tract No. 139-11, and on their motion leave is granted them to file their applications for the ##### distribution of the sum of \$315.00, the amount of the award set out in the judgment of condemnation for Tract No. 139-11, and heretofore paid into court, and after hearing the evidence of witnesses for the claimants of the said award, and arguments of counsel, the court took the matter under advisement.

And this cause came on again to be heard this the 4th day of September, 1934, and after a careful consideration of the evidence in this cause, the court is of the opinion and doth decide that the heirs of Chas. G. Koontz are entitled to the value placed upon the land, to-wit: the sum of \$155.00 and that Z. Thomas Breeden is entitled to the value of the improvements and fruits trees, to-wit: the sum of \$160.00; and it further appearing to the court that there is a chancery cause pending in the circuit court of Page county under the style of Sallie E. Koontz, E. G. Koontz, R. D. Koontz and C. M. Koontz vs # Vance Koontz, and that S. R. Price is the bonded commissioner in said cause; and it further appearing that no taxes have been paid by the said Z. Thomas Breeden on the buildings on the said land, or by the estate of Chas. G. Koontz, and that the taxes on said improvements for the past three years amount to the sum of \$ 8.13 .

And it further appearing that in the opinion of the petitioner, the said Chas. G. Koontz and the said Z. Thomas Breeden are invested with a

superior or better claim of title in and to the said tract No. 139-11, 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. 139-11, or to the proceeds arising from the condemnation thereof.

Upon consideration whereof, it is considered and ordered by the court that the sum of \$315.00, paid into court as just compensation for said Tract No. 139-11, be paid out and distributed as follows:

- 1 - To A. H. Cave, clerk, Madison, Va., costs - - - - - \$ 2.00
- 2 - To B. S. Utz, Treasurer, Madison, Va., taxes - - - - - 8.13
- 3 - To S. R. Price, ~~#####~~ Commissioner in the suit
of Koontz vs Koontz, Roanoke, Va., - - - - - 155.00
- 4 - To N. G. Payne, Attorney for Z. Thomas Breeden,
Madison, Va. - - - - - 149.87

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. 139-11, 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.

State Commission on Conservation and Development -

(Order for the Distribution
Vs (of the award -- Tract No.
(139-11 -

D. F. Anderson and others

Enter

Judge

*We have seen this order.
Brown & Price
attys for R.D. Kony
et al.*

LAW ORDER

BOOK 9 PAGE 299

In the Circuit Court of Madison County, Virginia:

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

Vs (Order September 4th, 1934)

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

On the the day of January, and the day of February, 1934,
came R.D. Koontz, C.M. Koontz, Vance H. Koontz, and others, heirs at
law of the late Chas. K. Koontz, owners of Tract No. 139-111 in per-
son and also by S.R. Price, their attorney, and also came G. A. Cave,
Trustee for Dark Hollow Union Church, squatter on said Tract No. 139-111,
and on their motion leave is granted them to file their applications for
the distribution of the sum of \$250.00, the amount of the award set out
in the judgment of condemnation for Tract No. 139-111, and heretofore
paid into Court, and after hearing the evidence of witnesses for the
claimants of the said award, and arguments of counsel, the Court took
the matter under advisement.

And this cause came again to be heard this the 4th day of September,
1934, and after a careful consideration of the evidence in this cause,
the Court is of the opinion and doth decide that the Trustees of Dark
Hollow Union Church are entitled to the value of the buildings, to-wit:
the sum of \$250.00; and it further appearing to the Court that there is
a chancery cause pending in the circuit court of Page County under the
style of Sallie E. Koontz, E. G. Koontz, R.D. Koontz and C. M. Koontz
vs Vance Koontz, and that S. R. Price is the bonded commissioner in this
cause; and it further appearing to the Court that there are no taxes due
or payable on the buildings on the said land.

And it further appearing that in the opinion of the petitioner, the
said Trustees of Dark Hollow Union Church are invested with a superior
or better claim of title in and to the said Tract No. 139-111, 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. 139-111, or to the proceeds arising from the condemnation thereof.

Upon consideration whereof, it is considered and ordered by the Court that the sum of \$250.00 paid into Court as just compensation for said Tract No. 139-111, be paid out and distributed as follows:

- | | | |
|-----|--|---------|
| (1) | - To A.H.Cave, Clerk, <u>Madison, Virginia</u> , costs - - - - | \$ 2.00 |
| (2) | - To N.G.Payne, Attorney for Trustees of Dark Hollow
Union Church, <u>Madison, Virginia</u> , balance - - - - | 248.00 |

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. 139-111, 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.

State Commission on Conserva-
tion and Development -

(Order for the Distribution
Vs
(of the award for Tract No.
(139-111 -

D. F. Anderson and others -

Enter -

D.F.S.

Judge -

*We have seen this order
Brown & Price
attys for R.D. Kootz
et als.*

LAW ORDER

BOOK 9 PAGE 300 & 301

In the Circuit Court of Madison County, Virginia:

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

Vs (Order September 4th, 1934)

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

On the the day of January, and the day of February, 1934,
came R.D. Koontz, C.M. Koontz, Vance H. Koontz, and others, heirs at
law of the late Chas. K. Koontz, owners of Tract No. 139-111 in per-
son and also by S.R. Price, their attorney, and also came G. A. Cave,
Trustee for Dark Hollow Union Church, squatter on said Tract No. 139-111,
and on their motion leave is granted them to file their applications for
the distribution of the sum of \$250.00, the amount of the award set out
in the judgment of condemnation for Tract No. 139-111, and heretofore
paid into Court, and after hearing the evidence of witnesses for the
claimants of the said award, and arguments of counsel, the Court took
the matter under advisement.

And this cause came again to be heard this the 4th day of September,
1934, and after a careful consideration of the evidence in this cause,
the Court is of the opinion and doth decide that the Trustees of Dark
Hollow Union Church are entitled to the value of the buildings, to-wit:
the sum of \$250.00; and it further appearing to the Court that there is
a chancery cause pending in the circuit court of Page County under the
style of Sallie E. Koontz, E. G. Koontz, R.D. Koontz and C. M. Koontz
vs Vance Koontz, and that S. R. Price is the bonded commissioner in this
cause; and it further appearing to the Court that there are no taxes due
or payable on the buildings on the said land.

And it further appearing that in the opinion of the petitioner, the
said Trustees of Dark Hollow Union Church are invested with a superior
or better claim of title in and to the said Tract No. 139-111, 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. 139-111, or to the proceeds arising from the condemnation thereof.

Upon consideration whereof, it is considered and ordered by the Court that the sum of \$250.00 paid into Court as just compensation for said Tract No. 139-111, be paid out and distributed as follows:

- | | | |
|-----|--|---------|
| (1) | - To A.H.Cave, Clerk, <u>Madison, Virginia</u> , costs - - - - | \$ 2.00 |
| (2) | - To N.G.Payne, Attorney for Trustees of Dark Hollow
Union Church, <u>Madison, Virginia</u> , balance - - - - | 248.00 |

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. 139-111, 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.

State Commission on Conserva-
tion and Development -

(Order for the Distribution
Vs
(of the award for Tract No.
(139-111 -

D. F. Anderson and others -

Enter -

D.F.S.

Judge -

*We have seen this order
Brown & Price
attys for R.D. Kootz
et als.*

LAW ORDER

BOOK 9 PAGE 300 & 301

In the Circuit Court of Madison County, Virginia:

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

Vs (Order September 4th 1934)

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

On the ____ day of January, and the ____ day of February, 1934,
came R.D. Koontz, C.M. Koontz, Vance H. Koontz, and others, heirs at
law of the late Chas. K. Koontz, owners of Tract No. 139-1V, in person
and also by S. R. Price, their attorney, and also came Gordon Cave (Gurd)
squatter on said Tract No. 139-1V, and on their motion leave is granted
them to file their application for the distribution of the sum of \$505.00,
the amount of the award set out in the judgment of condemnation for Tract
No. 139-1V, and heretofore paid into Court, and after hearing the evidence
of witnesses for the claimants of the said award, and arguments of coun-
sel, the Court took the matter under advisement.

And this cause came on again to be heard this the 4th day of September,
1934, and after a careful consideration of the evidence in this cause, the
court is of the opinion and doth decide that the heirs of Chas. G. Koontz
are entitled to the value placed upon the land, to-wit: the sum of \$85.00
and that Gordon Cave (Gurd) is entitled to the value of the improvements
and fruit trees, to-wit: the sum of \$420.00; and it further appearing
to the court that there is a chancery cause pending in the circuit court
of Page County under the style of Sallie E. Koontz, E.G. Koontz, R. D.
Koontz and C. M. Koontz vs Vance Koontz, and that S. R. Price is the
bonded commissioner in this cause; and it further appearing that no taxes
have been paid by the said Gordon Cave (Gurd) on the buildings on the
said land, or by the estate of Chas. G. Koontz, and that the taxes on
said improvements for the past three years amount to the sum of \$19.44.

And it further appearing that in the opinion of the petitioner, the
said Chas. G. Koontz and the said Gordon Cave (Gurd) are invested with
a superior or better claim of title in and to the said Tract No. 139-1V,

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. 139-1V, or to the proceeds arising from the condemnation thereof.

Upon consideration whereof, it is considered and ordered by the Court that the sum of \$505.00, paid into Court as just compensation for said Tract No. 139-1V, be paid out and distributed as follows:

(1) - To A.H.Cave, Clerk, Madison, Virginia, costs	\$ 2.00
(2) - To B.S.Utz, Treas. Madison, Virginia, taxes	19.44
(3) - To S.R. Price, Commissioner in the suit of Koontz vs Koontz, Roanoke, Va. - - - - -	85.00
(4) - To N.G.Payne, attorney for Gordon Cave (Gurd), Madison, Virginia, - - - - -	398.56

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. 139-1V, 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.

State Commission on Conserva-
tion and Development -

(Order for the Distribution of
Vs
(the award - Tract No. 139-1V -

D. F. Anderson and others -

Enter -

D.F.

Judge -

We have seen this order -

*Brown & Price
attys for R.D. County
et als.*

308 056
10.44
BOOK 9 301-
302

In the Circuit Court of Madison County, Virginia:

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

Vs (Order September 4th, 1934)

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

On the _____ day of January, and the _____ day of February, 1934,
came R. D. Koontz, C.M. Koontz, Vance H. Koontz, and others, heirs at
law of the late Chas. G. Koontz, owners of Tract No. 139-V, in person
and also by S. R. Price, their attorney, and also came T. W. Cave,
squatter on said Tract No. 139-V, and on their motion leave is grant-
ed them to file their application for the distribution of the sum of
\$170.00, the amount of the award set out in the judgment of condemnation
for Tract No. 139-V, and heretofore paid into Court, and after hearing the
evidence of witnesses for the claimants of the said award, and arguments
of counsel, the Court took the matter under advisement.

And this cause came on again to be heard this the 4th day of September,
1934, and after a careful consideration of the evidence in this cause,
the Court is of the opinion and doth decide that the heirs of Chas. G.
Koontz are entitled to the value placed upon the land, to-wit: the sum
of \$170.00 and that there are no buildings upon said Tract No. 139-V;
and it further appearing to the Court that there is a chancery cause
pending in the circuit court of Page County under the style of Sallie
E. Koontz, E.G. Koontz, R.D. Koontz and C.M. Koontz vs Vance Koontz, and
that S. R. Price is the bonded commissioner in this cause; and it fur-
ther appearing that all taxes due or payable upon said land have been
paid.

And it further appearing that in the opinion of the petitioner, the
said Chas. G. Koontz is invested with a superior or better claim of title
in and to the said Tract No. 139-V, and that the record of this cause
does not disclose any denial or dispute by any party or person in inter-
est as to the title to the said Tract No. 139-V, or to the proceeds a-

rising from the condemnation thereof.

Upon consideration whereof, it is considered and ordered by the Court that the sum of \$170.00, paid into Court as just compensation for said Tract No. 139-V, be paid out and distributed as follows:

(1) - To A.H. Cave, Clerk, Madison, Va. costs \$ 2.00

~~## - #####~~

(2) - To S.R. Price, Commissioner in the suit of Koontz vs Koontz, Roanoke, Va. \$ 168.00

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. 139-V, 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.

State Commission on Conservation and Development -

(Order for the Distribution
Vs
(of the award - Tract No.

(139-V -

D. F. Anderson and others -

Enter -

Judge -

~~See~~

We have seen this
order -

Brown & Price

attys for R.D. County
et als

LAW ORDER

9

PAGE 1302 V 303

Tract No. 139-V, be paid out and distributed as follows:
that the sum of \$170.00, paid into Court as just compensation for said
upon consideration whereof, it is considered and ordered by the Court
rising from the consideration thereof.