COUNTY: MADISON DISTRICT: RAPIDAN.

#191-c-I - Madison Timber Corporation

Lap on

W. A. McDaniel Tract #205-a.

Acreage Found: 40.

Location: Conway River, entirely within the Park Area.

Incumbrances, counter claims or laps: This tract is an apparent lap of the Madison Timber Corporation Tract #191-c on the W. A. McDaniel Tract #205-a.

Soil: Sandy loam of a good depth and fertility. Slopes are moderate. Most of the area is covered by growth of Mountain laurel.

Roads: 11 miles dirt road; and 9 miles hard surface road to Barboursville.

History of tract and condition of timber: Part of this tract has been cut over years ago. The remaining stands consist of 80% oak, 15% poplar, and 5% others. It is estimated to cut as follows:

55	M. bd. feet		. @	\$3.50.	\$192.50
38	Tons Chestnut	Oak Bark	@	\$1.00	38.00
	Cds Locust		@	\$5.00	30.00
13	" Pulpwood		@	\$1.00	13.00
					\$273.50.

Improvements: None.

Value of land by types:

		Value	Total
Type	Acreage	per acre	Value
Type Slope	31	\$3.00	\$93.00
Grazing	6	\$35.00	\$210.00
Fc	3	\$12.50	\$ 37.50
	40		\$340.50

Summary:

Total value of land. \$340.50
Total value of timber. \$273.50
Total value of tract. \$614.00

L'Ser, Farmer Sec.

COUNTY: MADISON DISTRICT: ROBERSON.

#191-a MADISON TIMBER CORPORATION.

Acreage Found: 160.

Location: Little Tom Mountain and entirely within the Park Area.

Incumbrances, counter claims or laps: None known.

Soil:

The soil is a sandy loam of good depth and fertility, with a large amount of humus except on the north end. There is considerable rock, both outcrops and broken, and slopes are moderate and steep. The north portion is very steep and rocky. The restocking is steep and rocky, with a thick stand of locust and other species.

Roads:

It is 25 miles over good roads, of which 18 is paved, to Culpeper, the nearest shipping point.

History of tract and condition of timber: The northern part has been cut over and has no merchantable timber. The remainder has been culled at various times, and some bark and poplar were cut about 1926. The north portion was severely burned about 1924, but there has been little fire elsewhere. There is considerable laurel.

Part of this tract was also cut over in 1931 in connection with the H. B. Fray tract adjoining. The estimate is with the following values.

The estimate is with the following values.

130 M. feet merchantable saw timber @ \$3.50. \$455.00

160 Tons C. O. Bark @ \$1.50 \$240.00

20 Cds Locust @ \$5.00. \$100.00

53 " Pulpwood @ \$1.00. 53.00

Improvements: None.

Acreage and value of land by types:

1			Value	Total
Type		Acreage	per acre	Value
Slope		124	\$2.50	\$310.00
Cove		8 *	\$5.00	40.00
Ridge		20	\$1.00	20.00
Fr	91	8-	\$5.00	40.00
		160		\$410.00

Summary:

Total value of land.
Total value of timber.

\$410.00 \$848.00 \$125**8.00**.

L. M. Tamer Su

#191b - Madison Timber Corporation.

Acreage Found: 30

Area: 30 A.

Location: South side of German Ridge; wholly in Park Area.

Incumbrances, counter claims or laps: None known.

Soil:

Sandy loam; slopes moderate to steep and rocky.

Roads:

Twelve miles northeast to Madison.

History of tract and condition of timber: Pophar, oaks, and miscellaneous species culled out, 8 to 10 years ago on lower slopes. The remaining timber on this tract is

90% chestnut oak, estimated to cut as follows:

30 M. bd. ft. merchantable saw timber @ \$3.50.

50 Tons Bark. @ \$1.50.

2 Cds Locust. 11 Cds Pulpwood @ \$1.50. 75.00 @ \$5.00 10.00 @ \$1.00 11.00

\$201.00.

\$105.00.

Improvements: None.

Acreage and value of land by types:

Type Slope Acreage

Value per acre \$3.50

Total Value \$105.00

Summary:

Total value of land Total value of timber. Total value of tract.

\$105.00 \$201.00 \$306.00

L. Sn. Tanner Sec.

#191c - Madison Timber Corporation. (continued)

Improvements: Con'td.

Total value of improvements -- \$1,025.00.

Orchard: 9 acres @ \$65.00.

\$585.00.

Value of land by types:

managed and the state of the st		Value	Total
Туре	Acreage	per acre	Value
Slope	979	\$2.50	\$2447.50
Slope (burned)	342	\$1.50	513.00
Ridge	260	\$1.00	260.00
Cove	251	\$5.00	1255.00
Fc	100	\$15.00	1500.00
Fg	32	8.00	256.00
Fg	. 71	5.00	355.00
Orchard	9	\$65.00	\$6,586.50
	2044		

Summary: "

Total	value	of	land.	\$6,586.50
Total	value	of	timber	\$14,458.50
Total	value	of	improvements	1,025.00
Total	value	of	orchard.	585.00
Total	value	of	tract.	\$22,655.00.

L. In. Farmer Sec.

#191c - Madison Timber Corporation.

Acreage Found: 2044

Assessed: See 191.

Area -- 2044 Acres.

Location: Conway River. Entirely within the Park Area.

Incumbrances, counter claims or laps: This tract laps 40 acres on the W. A. McDaniel tract #205-A, reported separately as lap report #191-C-I.

Soil:

Sandy, clay loam of medium depth and fertility.

Roads:

Twenty miles to Somerset over six miles of mountain road and six miles of county road to Wolftown; thence fourteen miles over improved road, of which eight miles is paved.

History of tract and condition of timber: Approximately 400 acres of the timbered portion of this tract was burned over last year, doing a great deal of damage to the reproduction and in many places killing merchantable timber. That portion of this tract lying below and south of George Jarrell has been cut over, also an area next to the river and lying between Jarrell and the Kean farm. Chestnut oak predominates on the upper slopes, with some nice poplar and other hardwoods in the hollows and low slopes. The remaining area is estimated to cut as follows:

2,525 M. bd. ft. (other than

chestnut)@ \$3.50. \$8,837.50 1,055 M. bd. ft. Chestnut @ \$1.00 1,055.00 2,400 T. C. O. Bark @ \$1.00. 2,400.00 306 Cds Locust @ \$5.00 1,530.00 636 " Pulpwood @ \$1.00 636.00 \$14,458.50.

Improvements: Dwelling: Log, 25x31', 7 rooms, porch 8x25', shingle roof, stone flues, 1½ story, log finish, fair condition, occupied by tenant, spring water supply, solid foundation, cellar.

Barn and sheds: Log, 30x60', shingle roof, poor condition.

Meat house: Log, 12x14', shingle roof, poor condition.

Saw mill shanty: Frame, 18x26', shingle roof, fair condition.

Corn crib and sheds: Log, 18x18', shingle roof, poor condition.

(continued).

#191-c-II -- Eagle Hardwood Lumber Company
Lap on
Madison Timber Corporation

Acreage Found: 11

Location: Near the head of Middle River.

Incumbrances, counter claims or laps: This is that part of the

Madison Timber Corporation on Tract #191-c, which is also

claimed by the Eagle Hardwood Lumber Company.

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

are moderate to steep with some loose rocks.

Roads: The road along Middle River is narrow and rocky above

Kinderhook. Below that point the road is in fair

condition to the Spottswood Trail.

History of tract and condition of timber:

This tract is not suitable for agricultural purposes. The estimate of merchantable timber is: 14,000 feet

В. М. @ \$3.50.....\$49.00.

Improvements: None.

Value of land by types:

			Value	Total
Type:	Acreage:		per acre	Value
Slope Restocking	10	@	\$2.50 \$5.00	\$25.00 5.00 \$30.00

Summary:

Total value of land: \$30.00
Total value of timber: 49.00
Total value of tract: \$79.00

Incidental damages resulting from the taking of this tract: NONE.

L'In Farmer See.

County: Madison District: Rapidan & Roberson

#191 - Madison Timber Corporation. (continued)

Summary:

Total	value	of land.	\$7,355.00
Total	value	of timber	\$15,776.00
Total	value	Cabinet Camp	5,600.00
Total	value	of other improvements	965.00
Total	value	of Orchard.	450.00
Total	value	of tract.	\$30,146.00.

L. In Farmer &c.

COUNTY: MADISON DISTRICT: RAPIDAN.

#191-d MADISON TIMBER CORPORATION.

Acreage Found: 11

AREA: 11.

Location: E and W slopes of Kantuck Ridge, wholly in Park Area.

Incumbrances, counter claims or laps:

Soil: Sandy loam of moderate depth and fertility. On ridge,

some outcrop.

Roads: 25 miles to Somerset nearest railroad- 6 miles county

road, 17 miles State Highway.

History of tract and condition of timber: Land cut over clean by

West Va. Timber Company in 1920. Only a few scattered

cull C. O. remain. Restocking poorly to hickory, oak,

etc. No merchantable timber or bark. Not burned in

recent years.

1 Cd Locust @ \$5.00. 4 " Pulpwood @ \$1.00. \$5.00 \$4.00 \$9.00.

Improvements: None.

Acreage and value of land by types:

Type Slope Acreage

Value per acre \$3.00

Total Value \$33.00

Summary:

Total value of land.
Total value of timber.
Total value of tract.

\$33.00 \$ 9.00 \$42.00.

* Assessment included in entire Ward-Rue holdings.

L In Tanner Sec

#191-e MADISON TIMBER CORPORATION.

Acreage Found: 206

AREA: 206.

Location: Garth Run, entirely within the Park Area.

Incumbrances, counter claims or laps:

Soil: Sandy loam of fair depth and fertility. Rocky over most of the area. Slopes are moderate.

Roads: Three miles dirt road to Wolftown-14 miles sand and gravel road to Somerset, the nearest shipping point.

History of tract and condition of timber: This tract was cut over about ten years ago, and the best of the timber removed. At lower elevation the timber was almost all removed, but at higher elevation there are patches of chestnut oak and red oak which were not culled very heavily.

Most of the slopes are covered by mountain laurel, and at lower elevation where timber was culled heavier there is a thick stand of restocking to various species. The remaining stand of saw timber consists of 80% oaks, mostly chestnut oak of fair quality, 13% poplar of poor quality, and 7% hickory of fair quality. There is estimated to remain on this tract as follows:

182 M. bd. ft.	@ \$3.50.	\$637.00
262 Tons C. O.		262.00
5 Cds Locust	@ \$5.00.	25.00
48 Cds Pulpwoo	od @ \$1.00.	48.00
26 M. ft. Ches	stnut @ \$1.00.	26.00
		\$998.00

Improvements: None.

Value of land by types:

Type Acreage per acre Value Total per acre Value \$3.00 \$618.00

Summary:

Total value of land. \$618.00
Total value of timber. \$998.00
Total value of tract. \$1616.00

L. In. Farmer See,

COUNTY: MADISON DISTRICT: RAPIDAN.

#191-F MADISON TIMBER CORPORATION.

Acreage Found: 410.

AREA: 410.

Location: Extending across Garth Run, wholly within the Park Area.

Incumbrances, counter claims or laps: None known.

Soil: Sandy loam of fair depth and fertility. Slopes are moderate to steep and upper slopes rocky.

Roads: 23 miles to Somerset the nearest railroad station, 6 miles county road, and 17 miles State Highway.

History of tract and condition of timber: Land culled for poplar and oak in 1920 by the owners. Some scattered mature C. O., hickory and poplar. Land burned over in the spring of 1931. Much of the young timber was destroyed.

Restocking to poplar and oak. There is a scattered stand, chiefly chestnut oak remaining on the tract.

It is estimated to cut as follows: 100 M. bd. feet (other than chestnut) @ \$2.50. \$250.00 75 M. " Chestnut @ \$1.00. 75.00 120 Tons C. O. Bark @ \$1.00. \$120.00 41 Cds Locust. @ \$5.00. \$205.00 135 " Pulpwood. @ \$1.00 \$135.00 785.00.

Improvements: None.

Value of land by types:

mann a		Value	Total
Type Slope	Acreage	per acre	Value
Cove	402	\$3.00	\$1206.00
0006	470	\$5.00	40.00
	410		\$1246.00

Summary:

Total value of land. \$1246.00
Total value of timber. 785.00
Total value of tract. \$2031.00

L'An Farmer Sec

#191g - Madison Timber Corporation.

Acreage Found: 368.

Assessed:

Deed: 391 A.

Area -- 368 Acres.

Location: On the eastern slope, and partly on the western slope of Allen's Mountain, near Park Positions #591 and #592 and all inside the Park Area.

Incumbrances, counter claims or laps: None known.

Soil: Over most of the tract the soil is clay loam of good depth and fertility. Most of this tract is very steep and rocky.

Roads: Two miles over fair dirt road to Wolftown; thence fourteen miles of good sand-gravel road to Somerset, nearest shipping point.

History of tract and condition of timber: The southern and southwestern part of the tract was cut over about ten or fifteen
years ago. The northern part of the tract was culled over
during the same period. The present stand on the northern
portion of the tract is largely short bodied one log
chestnut oaks with some poplar and red oaks scattered
throughout. The timber ranges from 4" to 20" D. B. H.
over the northern part of the tract and from 4" to 12"
D. B. H. over the cut over area. The remaining stand is
estimated to cut as follows:

		(other than Chestnut @	chestnut)	@	\$3.50.	\$1,099. 62.
	Tons C. O.			0	\$1.00	320.
10	Cds Locust.			@	\$5.00	50.
90	" Pulpwoo	od		@	\$1.00.	90.
						\$1,621.

Improvements: None.

Value of land by types:

		. 2	Value	Total
Type Slope	-	Acreage	per acre	Value
Slope		338	\$2.50	\$845.00
Cove		30	\$5.00	\$150.00
		368		\$995.00

Summary:

Total value of land. \$995.00
Total value of timber. \$1621.00
Total value of tract. \$2616.00.

L'An Framer Se

#191-h - Madison Timber Corporation.

Acreage Found: 223.

Location: On east slope of Allen's Mountain, near Park Positions #569 to #576. Partly outside.

Incumbrances, counter claims or laps: None known.

Soil: Clay soil, deep and fertile in cove, good depth and fair fertility on slopes. Moderately rocky. Steep

to moderate slopes. Southeast and northwest exposure.

Roads: Two miles over fair dirt road to Wolftown; thence fourteen miles of good sand gravel road to Somerset,

nearest shipping point.

History of tract and condition of timber: The tract was rather heavily cut over about twelve years ago. The central portion of the tract was severely burned in 1930 and all young timber on that portion was killed. The present stand consists of young mixed oaks, with poplar and hickory predominant in the coves and on the better soils. This young stand ranges from 2" to 8" D. B. H. The mature timber now present on the tract consists of short one log chestnut oak, red oaks and hickory. In the upper end of the cove there is a thrifty stand of yellow poplar, ranging from 10" to 18" D. B. H. The remaining timber is very scattered. It is estimated to cut as follows:

93	M.	bd.	feet	(other	than	chestnut)	@	\$3.50.	\$325.50
----	----	-----	------	--------	------	-----------	---	---------	----------

23 M. bd. feet Chestnut	@ \$1.00	23.00
50 Tons C. O. Bark	@\$1.00	50.00
14 Cds Locust	@ \$5.00	70.00
58 " Pulpwood	@ \$1.00	58.00
10251000	- H	\$526.50

Improvements: None.

Value of land by types:

		Value	Total
Type	Acreage	per acre	Value
Slope (burn)	131	\$3.00	\$393.00
" (burn)	56	\$2.00	\$112.00
Cove	36	\$5.00	\$180.00
	223		\$685.00

Summary:

Total value of land.
Total value of timber
Total value of tract.

\$685.00 \$526.50 \$1211.50

L. In, Tarmer Sec.

COUNTY: MADISON DISTRICT: RAPIDAN.

#191-I - MADISON TIMBER CORPORATION Lap on C. E. KITE - #210.

Acreage Found: 34

Location: Rapidan River and entirely within the Park Area.

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

Soil: The soil is a rocky sandy loam of good depth and fertility, with a large amount of humus. There are many boulders and outcrops; slopes are steep with a northern exposure.

Roads: Five miles over rough roads to Graves Mill, and thence twenty-five miles to Somerset, the nearest shipping point, 12 miles of which is paved.

History of tract and condition of timber: The tract was cut

over about 1923, and there is no merchantable timber.

There has been no fire for many years, and there is

good young poplar, and red and chestnut oak to 12"

DBH.

There is estimated to be on this tract as follows:
4 Cords Locust @ \$5.00. \$20.00
11 "Pulpwood @ \$1.00 \$11.00

Value of land by types:

		Value	Total
Type Cove	Acreage	per acre	Value
	20	\$5.00	\$100.00
Slope	14	\$2.50	35.00
	34		\$135.00.

Summary:

Total value of land
Total value of timber.
Total value of tract.

\$135.00
31.00
\$166.00

L. In, Farmer Sec.

#191-i - Madison Timber Corporation.

Acreage Found: 87

Assessed: 98

Location: Allen Mountain. Entirely within the Park Area.

Incumbrances, counter claims or laps: Survey description contained in deed for this tract will not close. This, no doubt, explains the shortage in acreage.

Soil:

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

Roads:

Fourteen miles dirt road to Wolftown and fourteen miles sand and gravel road to Somerset, the nearest shippint point.

History of tract and condition of timber: A part of this tract
was cut over about ten years ago, taking the best
of the timber off this area, but was not clear cut.
There is some merchantable saw timber on this area.
Unculled portion has a stand of good quality chestnut
oak of good size and height. Most of the areasis
covered by a growth of mountain laurel which would
hinder logging and bark peeling operations to some
extent. The restocking area has good stand of young
poplar up to 10" D. B. H.

Some 13 acres of the tract has also been recently cut; the remaining stand is estimated to cut as follows:

32 190 16	ft. O.	Chestnut Bark	chestnut)	000	\$3.50. \$1.00. \$1.00 \$5.00 \$1.00	\$1,015. 32. 190. 80. 35.	
					n	\$1,352.	

Improvements: Dwelling: Log, 14x24', 4 rooms, shingle roof, stone flues, 1½ story, abandoned, pillar foundation. \$15.00.

Value of land by types:

		Value	Total
Туре	Acreage	per acre	Value
Type Slope	77	\$2.50	\$192.50
Fc	6	\$12.50	75.00
Fir	4	5.00	20.00
	87		\$287.50.

Summary:

Total	value	of	land.	\$287.50
Total	value	of	timber	\$1352.00
Total	value	of	improvements	15.00
Total	value	of	tract.	\$1,654.50.

L. In Framer Se.

COUNTY: MADISON DISTRICT: RAPIDAN.

#191-j MADISON TIMBER CORPORATION.

Acreage Found: 24

Location: W. side Garth Run, wholly within the Park Area.

Incumbrances, counter claims or laps: None known.

Soil: Sandy loam of moderate depth and fertility.

Roads: 23 miles to Somerset, the nearest railroad- 6 miles County road to Wolftown, thence 17 miles State Highway.

History of tract and condition of timber: Timber cut clean by

West Virginia Timber Company in 1920. Land burned

over in spring of 1931 by damaging fire. Top soil

laid bare over much of area. No merchantable timber

or bark.

Improvements: None.

Acreage and value of land by types:

Type Acreage per acre Value Total Slope (burned) 24 \$3.00 \$72.00

Summary:
Total value of land \$72.00
Total value of tract. \$72.00.

L. In Farmer &c

COUNTY: MADISON DISTRICT: RAPIDAN.

#191-k MADISON TIMBER CORPORATION.

Acreage Found: 5

Location: On Garth Run, wholly within the Park Area.

Incumbrances, counter claims or laps: None known.

Soil: Sandy loam of good depth and fertility. Bottom land

near stream with only slight slope.

Roads: 25 miles to Somerset the near railroad - 7 miles to county road, and 18 miles State Highway.

History of tract and condition of timber: Area acquired through exchange with T. S. Huffman. Used as headquarters for logging operations by West Virginia Timber Company in 1920. No timber, all grazing.

Improvements: Dwelling, log, 28x28', 6 rooms, shingle roof,

paper roof, lastory, walls log, solid foundation,
spring water, poor dondition, occupied by tenant
(weatherboarded)
Old kitchen 16x16, log, shingle roof, poor condition.
Old meat house 12x12, log, shingle roof, poor condition.
Total value of improvements -- \$180.00.

3 peach trees at \$1.00 each.....\$3.00.

Acreage and value of land by types:

Type Acreage per acre Value Total Value Grazing 5 \$25.00 \$125.00

Summary:

Total value of land. \$125.00
Total value of improvements \$180.00
Total value of fruit trees \$3.00
Total value of tract. \$308.00.

L In Franner Le

Supplemental Report

Cabinet Officers Camp
on
#191 MADISON TIMBER CORPORATION.

The following are descriptions of the buildings making up what is known locally as the "Cabinet Camp" located upon the Rapidan River on tract #191 Madison Timber Corporation.

CABINET CAMP: Frame, 14x42, with two ells 10x12;
3 rooms, porch 12x42, paper roof, chimney 3x6x18', walls unfinished; one tub bath and one shower bath; good condition.

DINING HALL AND KITCHEN: Dining room 16x30; kitchen 16x18; hall 8x12; 2 chimney 3x6x16; porch 8x30, paper roof.

SERVANT QUARTERS: 16x20, one room and bath (shower)

WATER AND SEWERAGE: Including concrete reservoir 9x15.

DWELLING: Two rooms and bath, size 18x36, ell 12x14 good condition, paper roof, porch 12x36, chimney 3x6x18.

Total value of the above improvements.

\$5,600.00.

Note: The evidence before the Appraisal Commission is that the above improvements were put upon the lands of the Madison Timber Corporation without formal lease or understanding. They are claimed by the Madison Timber Corporation and no evidence was offered to the contrary, consequently their value is included in the value of tract #191 Madison Timber Corporation.

County: Madison District: Rapidan & Roberson

#191 - Madison Timber Corporation. (continued)

of chestnut oak to 50" D. B. H. with some good poplars.

There is estimated to be on this entire tract as follows:

2,956 M. bd. feet of merchantable saw timber	
(other than chestnut) @ \$3.50	\$10,346.
1500 Tons Chestnut Oak Bark @ \$1.00	1,500.
300 " Hemlock Bark @ \$1.00.	300.
346 Cds Locust @ \$5.00.	1,730.
887 " Pulpwood @ \$1.00	887.
1,013 M. Chestnut @ \$1,000.	\$ 1,013.
	\$15,776.

Improvements:

Tenant house: Occupied by Martin J. Buracker, log, 13x181, Iz story, on pillars, fair condition. Barn: Log, 12x15x8', shingle roof, poor condition. Kitchen: Log, 12x15', 12 story, porch 6x15', shingle roof, fair condition. Corn crib: Log, 10x11x6', shingle roof, fair condition. Hen house: Log, 6x8', shingle roof, fair condition. Reed house: Log, 12x16x10', shingle roof, poor condition. Few poor apple trees valued with the land. Tenant house: Occupied by Ben Shifflett, log and frame, weatherboarded, 18x19', 2 story, with T 24x27', 12 story, 7 rooms, porch 9x19', 2 rooms, plastered, stone chimney, shingle and paper roof, solid foundation, fair condition. Kitchen: Frame, 12x16', ceiled, paper roof, fair condition. Barn: Log, 18x42x12', poor condition, poor shingle roof.

Spring house: Frame, 10x12', shingle roof, poor condition.

Apple house: Log, 18x30'.

Meat house: Frame, 12x14x10', shingle roof, fair condition.

Hen house: Frame, 8x11'.

Corn house and shed: 15x20', paper roof, fair condition. Abandoned tenant house: Log weatherboarded, 22x28!, $1\frac{1}{2}$ story, 4 rooms, stone chimney, solid foundation, no doors or windows, poor condition. Barn: Log, 12x48x10', shingle roof, dilapidated. Corn house: Log, 9x12x8', shingle roof.
Hen house: Log, 10x14x8', shingle roof, fair condition.

Average value of improvements -- \$965.00.

Orchard: 10 acres @ \$45.00. \$450.00.

Value of land by types:

Type Acreage per acre Value Cove 445 \$5.00 \$2,225.00 Slope 1354 \$2.50 \$3,385.00 Ridge 740 \$1.00 740.00	
Slope \$2.50 \$3,385.00	
Slope \$2.50 \$3,385.00	
TO J T	
Fg & Fc 45 \$15.00 675.00	
66 5.00 330.00	Name and Address of the Owner, where the Owner, which is the Owner, where the Owner, which is the Owner, where the Owner, which is the Owner, which i
Orchard \$45.00 #7,355.0	0

County: Madison District: Rapidan & Roberson

#191 - Madison Timber Corporation.

Acreage Found: 2,660.

Rapidan River extending over on Hog Camp Branch, Finks Location: Hollow and Wilson Run and entirely within the Park Area.

Incumbrances, counter claims or laps: There are two laps on this tract, #191-I of 34 acres on C. E. Kite and #188-I of 157 acres on State of Virginia, on which are separate reports. There are outstanding easements for telephone and power lines. The fishing rights are leased to W. E. Carson.

Roads: There is an improved gravel road through the Rapidan River area of this tract. Fair dirt roads in the Wilson Run and Hog Camp Branch areas. Timber from the Rapidan River area may be taken out either via Criglersville and thence to Culpeper or via Graves Mill, Wolftown and Somerset. The Wilson Run area would go out over dirt roads to Wolftown and thence over improved roads to Somerset. The Hog Camp Branch and Finks Hollow areas would go out via Syria and thence to Culpeper.

The soil varies from a deep fertile sandy loam with Soil: much humus to very thin and rocky. Small areas are free of rock and large areas have only small amounts of broken rock, but the tract as a whole is very rocky with loose rock, boulders, and high cliffs. Most of the tract is steep, but some gently sloping land is found along the larger streams. The restocking is gently sloping to steep with fairly good soil. Some portions have good reproduction of poplar and locust, but there is little grass.

History of tract and condition of timber: The Hog Camp Branch watershed has been cut over both for commercial and farm use. There is some nice young chestnut oak and a few scattered white pines. Much of the area has been badly damaged by fire. The Finks Hollow watershed has also been cut over, but a few large trees are found along the streams and some patches of chestnut and red oak higher up. is estimated

> The major portion on the north side of the Rapidan River Area has been cut over and most of the timber is under 18" D. B. H., with occasional larger trees. There has been no fire for about thirty years. Southeof the Rapidan is Sugar Hollow and above which there has been little cutting and some good timber up to 40" D. B. H. and of good height is found. Below the Cold Spring Branch the timber has been culled for many years for farm purposes and most of it was cut over about 1923. There is some good timber from 16" to 24" D. B. H. with scattered larger trees. There has been little fire for many years on this side of the river.

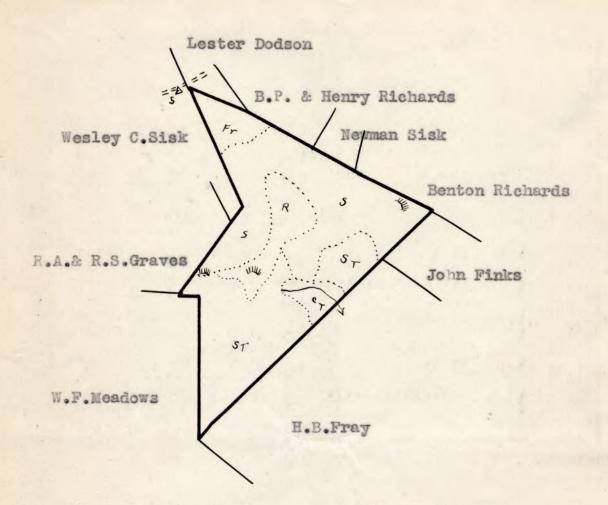
On Wilson Run the timber has not been cut and there has been little fire for many years. There is a good stand

WRITTEN OR PRINTED EVIDENCE

Filed Hor. 312, 1932.

Till Mor. 312, 1932.

#191a- Madison Timber Corporation

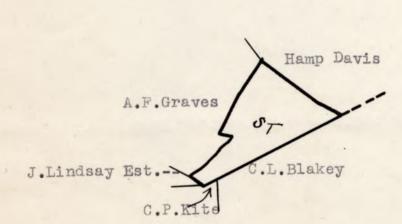


LEGEND:

Slope Cove Ridge Restocking Scale - 1" = 20 chains

7

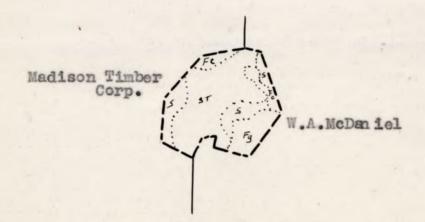
#191b- Madison Timber Corporation



LEGEND:
Slope
Scale - 1" = 20 chains

#191-c-I--Madison Timber Corporation Lap on

W.A.McDaniel Tract #205-a



LEGEND:

Slope Grazing
Tillable
Scale -1" == 20 chains

Scale: 1" = 20 Chains

M.T.001p.

(----

100 T.M

#191-0-II Eagle Hardwood Lbr. Co. Lop

#191d- Madison Timber Corp.

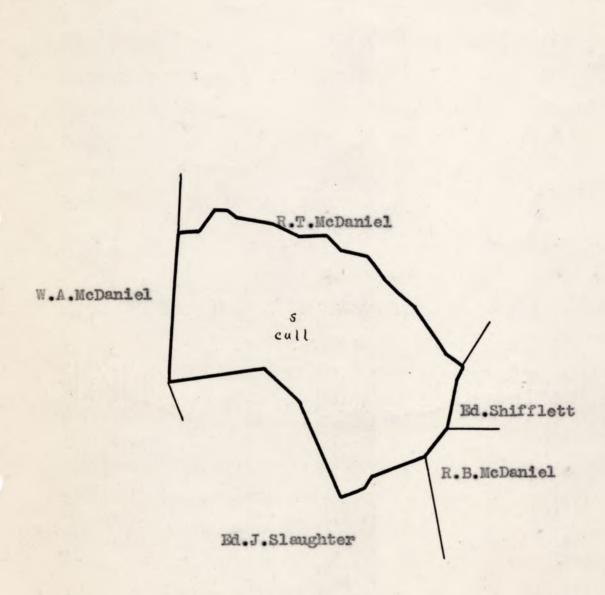
R.B.McDaniel

T.S. Huffman

LEGEND:

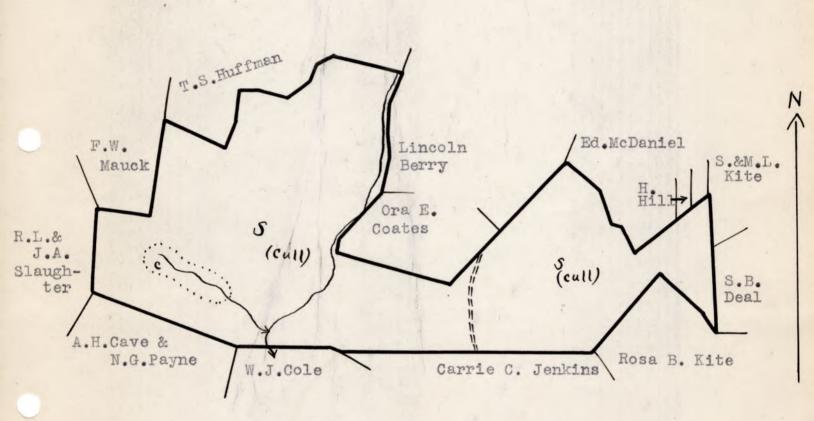
Scale - 1 = 20 chains

#191-e Madison Timber Corporation



Slope Scale - 1" = 20 chains

#191f- Madison Timber Corp.

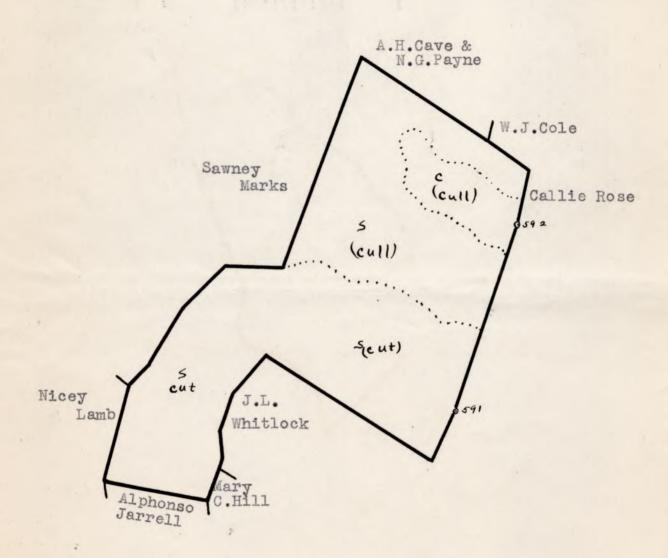


Slope Cove
Scale - 1" = 20 chains

50.3

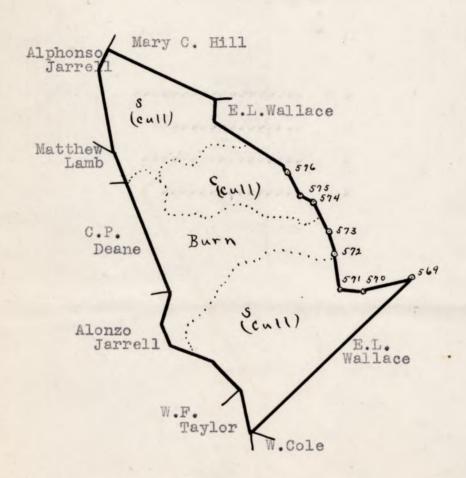
County: Madison District: Rapidan

#191g- Madison Timber Corp.



Slope Cove Scale - 1" = 20 chains

#191-h Madison Timber Corporation

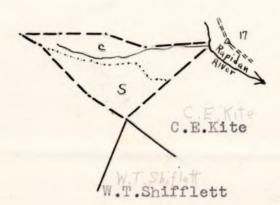


LEGEND:

Slope Slope Burn Cove Scale - 1 = 20 chains #191-I Madison Timber Corporation Lap on C.E. Kite

County: Madison
District: Rapidan

#191-I-- Madison Timber Corporation

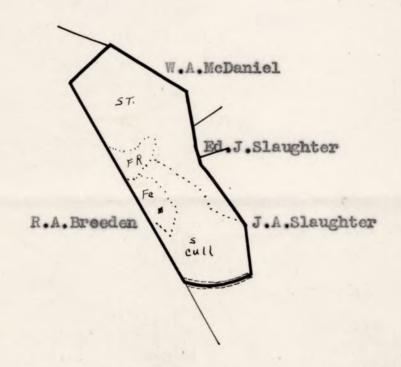


LEGEND:

Slope Cove Scale - 1" = 20 chains

#191-i Madison Timber Corporation

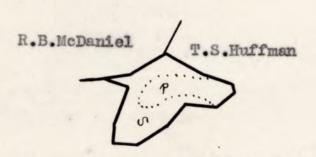
E 20 E



LEGEND:

Slope Tillable
Fields restocking
Scale - 1" = 20 chains

#191j- Madison Timber Corp.



Scale - 1 = 20 chains

#191k- Madison Timber Corporation

T.S. Huffman

Lincoln Berry

Grazing
Scale - 1" = 20 chains

County: Madison District: Rapidan & Roberson

5090.00

#191 - Madison Timber Corporation. (continued)

History of tract and condition of timber: Cont'd --

The south side) of the Rapidan River has been cut over and most of the timber is under 18" D. B. H., with occasional larger trees. There has been no fire for about thirty years. South of the Rapidan is Sugar Hollow and above there has been little cutting and some good timber up to 40" D. B. H., and of good height is found. Below the Cold Spring Branch the timber has been culled for many years for farm purposes and most of it was cut over about 1923. There is some good timber from 16"to 24" D. B. H. with scattered larger trees. There has been little fire for many years on this dide of the river.

on 800 acres the estimate is -630 M. chestnut oak @ \$2.00 ---\$1260.00 400 M. red oak @ \$2.00 800.00 165 M. poplar @ \$5.00 325.00 -300 M. hemlock @ \$2.00 600.00 50 M. white oak @ \$2.00 11 G 10 100.00 240 M. miscellaneous @ \$2.00 ---480.00 1785 M. \$4065.00 950 T. chestnut oak bark @ 50g ---\$475.00 300 T. hemlock bark @ 50¢ 150.00 168 TH 8000 locust posts @ 5g 400.00

On Wilson Run the timber has not been cut and there has been little fire for many years. There is good stand of chestnut oak to 50" D. B. H. with some good poplars.

On 72 acres the estimate is
300 M. chestnut oak @ \$2.00 -- \$600.00

50 M. peplar @ \$4.00 -- 200.00

20 M. red oak @ \$1.00 -- 20.00

5 Mi miscellaneous @ \$1.00 -- 5.00

\$825.00

350 T. chestnut oak bark @ \$1.50 - 525.00

42.00

\$1372.00

On 1026 acres timber 2365 M. saw timber - \$5580.00 1500 T. chestnut oak bark 1200.00 300 T. hemlock bark - 150.8940 locust posts - 447.00 \$7377.60

#191 - Madison Timber Corporation. (continued)

Improvements:		
. Tenant house: Occupied by Martin J. Buracker, lo	g.	
13x18', 12 story, or pillars, fair condition - \$	100.00	
Barn: Log. 12x15x8*, shingle roof, poor		
condition	5.00	
Kitchen: Log. 12x15', 15 story, porch 6x15',		
shingle roof, fair condition	40.00	
Corn crib: Log. 10x11x6', ahingle roof, fair		
condition	30.00	
Hen house: Log. 6x8', shingle roof, fair		
condition	5.00	
Feed house: Log. 12x16x10*, shingle roof, poor		
condition	5.00	
Few poor apple trees valued with the land.	3	
Tenant house+Occupied by Ben Shifflett, log and		
frame, weatherboarded, 18x19', 2 story, with T		
24x27', la story, 7 rooms, porch 9x19', 2 rooms,		
plastered, stone chirmsy, shingle and paper roof		
	300.00	
Kitchen: Frame, 12x16', cciled, paper roof,	40.00	
Barn: Log. 18mgx12, poor condition, poor	-20.00	
shingle rock	10.00	
Spring house: Frame, 10x12*, shingle roof,	20000	
poor condition	5.00	
Apple house: Log. 18x30.	10.00	
Reat house: Frame, 12x14x10, shingle roof,	20000	
fair condition	10.00	
Hen house: Frame, Sxll',	5.00	
Corn house and shed: 15x20, paper roof, fair		
condition	20000	. 20.00
· Abandoned tenant house: Log weatherboarded,		
22x28 , 12 story, 4 rooms, stone chirmey, solid		
foundation, no doors or windows, poor condition.	50.00	
Barn: Log. 12x48x10*, shingle roof, dilapidated.		
Corn house: Log. 9x12x8', shingle roof, "		
(no value)		
Hen house: Log. 10x14x8, shingle roof, fair		
condition - (no value)-		
	620.00	
Orchards: At Shifflett place 8 acres apples @		
	320.00	
At abandoned place 90 apple trees, 35 years		
old. poor to fair condition - 2 acres @ \$40.00:_		
3	400.00	

month 4

County: Madison District: Rapidan & Roberson

#191 - Madison Timber Corporation.

Acreage Claimed: 6951.89 & Timber rights.
Value Claimed: \$500,000.

Assessed: 62012 Deed 62012 + Timber rights. Assessed: \$18.034.Deed: \$30.000 (Bldgs.\$278.) (1926)

Area -- 2660 A.

Location:

Rapidan river extending over on Hog Camp Branch, Pinks Hollow and Wilson Run and entirely within the Park area.

Incumbrances, counter claims or laps: There are several laps
which are located in separate reports. There are
outstanding easements for telephone and power lines.
The fishing rights ore leased to W. B. Carson.

Roads:

It is four to eight miles over rough roads to Graves Mill and thence twenty-one miles to Somerset, the nearest shipping point. About eight miles of this is paved.

Soil:

The soil varies from a deep fertile sandy loan with much humas to very thin and rocky. Small areas are free of rock and large areas have only small amounts of broken rock, but the tract as a whole is very rocky with loose rock, boulders, and high cliffs. Mest of the tract is steep, but some gently sloping land is found along the larger streams. The restocking is gently sloping to steep with fairly good soil. Some portions have good reproduction of poplar and locust, but there is little grass.

History of tract and condition of timber: The Mog Camp Branch watershed has been cut over both for cormercial and farm use. There is some nice young chestnut oak and a few scattered white pines, (but the only merchantable timber consists of several large poplars near the house.) Much of the area has been badly damaged by fire.

The estimate is 5 M. poplar saw timber @ \$3.00 - \$15.00 The Finks Hollow watershed has also been cut aver, but a few large trees are found along the streams and some patches of chestnut and red oak higher up.

on 154 acres the estimate is ---

110 M. chestnut cak @ \$3.50 --- \$385.00
50 M. red cak @ \$3.50 --- 175.00
30 M. poplar @ \$3.50 --- 105.00
10 M. miscellaneous @ \$2.50 --- 25.00
200 T. chestnut cak bark @ \$1.00 - 200.00

100 locust posts @ 5d

3.00

Claims of Ward-Rue Lumber Co. Madison Lumber Corporation. Pattern. Et. No. 4 - Mandle.

(cont'd)

COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Zounty: Madison District: Rapidan & Roberson

5.91

#191 - Madison Timber Corporation. (continued)

Value of land	by types:		1 1
Type Cove Slope Ridge Grazing Tillable Restokking Orchard	Acreage 445 1354 740 28 17 36 10 2660	Value per acre \$5.00 2.50 1.00 15.00 15.00 40.00	Total Value 2225.00 2225.00 3385.00 3385.00 740.00 740.00 215.00 255.00 330.00 330.00
Total value of Total	f orchatds f land.l f timber f improvements f tract per acre	7355 7377 620 15752	.00 400 .00 7355 .00 7377

Note * Includes laps and other tracts.

Hellow sheet

MADISON TIMBER CORPORATION TRACT #191
Report on Cabinet Officers Buildings on

MADISON TIMBER CORPORATION TRACT #191.

The following are descriptions and appraisals of the Cabinet officers buildings on Madison Timber Corporation Tract #191, which were not included in the original report.

WATER AND SEWERAGE mounding concrete reservoir 9 x 15 ... 500.00

July may

vs. D. F. Anderson, et al

COUNTY: MADISON DISTRICT: BOBERSON

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

#191-a MADISON TIMBER CORPORATION

Ex. No. 5- March. - Sheets 3.

*Acreage Claimed:

Assessed:

Deed:

Value Claimed:

Assessed:

Deed:

160 acres

Location:

Little Tom Mountain and entirely within the Park area.

Incumbrances, counter claims or laps: None known.

Soil:

The soil is a sandy loam of good depth and fertility, with a large amount of humus except on the north end. There is considerable rock, both outcrops and broken, and slopes are moderate and steep. The north portion is very steep and rocky. The restocking is steep and rocky, with a thick stand of locust and other species.

Roads:

It is 25 miles over good roads, of which 18 is paved, to Culpeper, the nearest shipping point.

History of Tract and condition of timber:

The northern part has been cut over and has no merchantable timber. The remainder has been culled at various times, and some bark and poplar were cut about 1926. The north portion was severely burned about 1924, but there has been little fire elsewhere. There is considerable laurel.

TIMBER:

The timber is now being cut, but an estimate is given in a supplemental report attached hereto.

Improvements: None

Acreage and value by types:

Type:	Acreage	Value Per Acre	Total Value
Cove Slope Ridge Restocking	8 124 20 8	\$3.50 1.75 .75 4.50	\$28.00 217.00 15.00 36.00
	160		\$296.00

Total value of land...... \$296.00

Total value of tract..... 296.00

Average value per acre..... \$1.85

SUPPLEMENTAL REPORT

COUNTY: MADISON DISTRICT: ROBERSON

TIMBER ON

#191-a MADISON TIMBER CORPORATION

There is an open stand of chestnut oak to 24" DBH much of which is defective. An occasional poplar of fair quality is found.

On	166 acres the estimate is-	
80	M Chestnut Oak @ \$2.00	\$160.00
40	M Poplar @ \$6.00	240.00
10 130	M Miscellaneous @ \$2.00	20.00 \$420.00
160	Tons Chestnut Oak Bark @ \$1.00	160.00
600	Locust posts @ 50	30.00

#191c - Madison Timber Corporation (continued)

Improvements	: Cont'd	Am't forward -\$	400.00
·Spring	house: Frame.	8x10', shingle roof	200.00
condit	ion	, 2001	\$5.00
· Dwelli	ng: Log and fra	me, 20x23', 3 rooms	90.00
shingl	e roof, stone fl	ues, lg story, log	,
finish	. Door condition	, abandoned, spring	
water	supply, pillar	foundation	05 00
· School	house Frome T	.6x16', shingle roof	25.00
00070	ondition (no v	oxio, sningle rooi	,
. 01d dw	elling. Tog lo	041	
ahando	ned, poor condit	24', shingle roof,	
. Thurs 17 i	nee los and for	ton - no value.	
ghingl	e roof stone of	e, 22x26', 4 rooms,	
finiah	foir condition	ues, 1 story, log	
anning	, lair condition	, occupied by tenant	,
(E11 6:	water supply, p	illar foundation	175.00
(DIL 0.	ALG.)		
ord ba.	tu: nog, szxze,	shingle roof, poor	
Condit.	ion ((no v	alue) .	
nen not	ise: Frame, 8x12	', poor condition.	5.00
· Gorn no	ouse: Log, Sx18'	, shingle roof, fair	
condit:	ion		15.00
· Meat no	buse: Frame, 12x	16', shingle roof,	
Iair co	ondition		30.00
Spring	house: Log, 6x2	O', shingle roof,	
poor co	ondition		5.00
DWellin	lg: Log, 16x20*	, 5 rooms, shingle	7
roor,	12 Story, Stone	flues, log finish.	
abandor	led, spring wate	r supply, pillar	
Ioundar	ion T 1	2x20' -	35.00
Barn:	Log, 20x24x10',	shingle roof, poor	
conditi	.On		10.00
Corn no	use: Log. 8x12x	8', shingle roof,	
poor co	ndition		5.00
Hen hou	se: Log, 8x10',	shingle roof, poor	
conditi	on f- no value.		
Control of the Control	The second second	3	710.00
Orchard	: 9 acres of ore	chard @ \$40.00\$	360.00
		1	
Value of land	by types:		
Marrie /		Value	Total
Type	Acreage	per acre	Value
Fc -	100	\$10.00	\$1000.00
Fr	71	4.00	284.00
S (burn)	342	1.00	342.00
Cove	251	3.50	878.50
Slope	979	2 00	3050 00

979

32

60

200

9 2044

Slope

R (burn)

Orchard

Fg

R

(continued)

2.00

8.00

1.00

.75

1958.00

256.00

200.00

\$4963.00

#191c - Madison Timber Corporation. (continued)

Total value	of	land34963.00
Total value	of	improvements 710.00
Total value	of	orchard 360.00
Total value	of	tract\$6033.00
Average valu	ie]	per acre \$2.95

#191c - Madison Timber Corporation.

Acreage Claimed:

Assessed: See 191

Deed:

Value Claimed:

Assessed:

Deed:

Area -- 2044 acres.

Location: Conway River. Entirely within the Park area.

Incumbrances, counter claims or laps:

Soil:

Sandy, clay loam of medium depth and fertility.

Roads:

Twenty miles to Somerset over six miles of mountain road and six miles of county road to Wolftown; thence fourteen miles over improved road, of which eight miles is paved.

History of tract and condition of timber: Approximately 400 acres of the timbered portion of this tract was burned over last year, doing a great deal of damage to the reproduction and in many places killing merchantable timber. (About 1200 acres of this tract is so rough, rocky and inaccessible that the small amount of saw timber on it is not of a sufficient quality and quantity to justify its operation. About ten acres just below where McDaniel now lives was cut over several years ago. The southern portion of this tract was also heavily culled a few years ago. Actual cutting and logging is now in progress on an area just east of the George Jarrell tract. Timber: (See attached table) This has not been included in the valuation of this tract because an operation on the tract is now in progress.

Improvements: Dwelling: Log, 25x31', 7 rooms, porch 8x25', shingle roof, stone flues, la story, log finish, fair condition, occupied by tenant, spring water supply, solid \$250.00 foundation, cellar Barn and sheds: Log, 30x60', shingle roof, 75.00 . Meat house: Log, 12x14', shingle roof, poor State Commission on Conservation vs. D. F. Annerson, et al condition ---15.00 3 . Saw mill shanty: Frame, 18x26', shingle roof, Claims of Ward-Rue Lumber (Madison Lumber Corporation, g fair condition ---40.00 Gorn crib and sheds: Log, 18x18', shingle roof, poor condition ----20.00 Ex No. 7- mand

(continued)

IN THE ORCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

Paterinens

Supplemental Report

County: Madison District: Rapidan

#191c - Madison Timber Corporation.

(Supplemental report on timber now being cut by owners and not included in valuation.)

Timber:								
Red oak	490	H.	10	\$1.00	****		es ex	\$490.00
Chestnut oak	834	M.	0	\$1.00	***		-	834.00
Popler and basswood	pd531	11.	0	\$3.00	-		-	993.00
Hickory, pine and								
others	300	H.	10	\$1.00	-		***	300.00
(Oak and others								
culled area	154	H.	6	.50	MS 400		-	77.00
	2109			23	otal	6145		\$2694.00
	2400	T.	br	ark 0	50¢		ess-45	1200.00
								\$5894.00

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No.

vs. D. F. Angerson, et al

Claims of Ward-Rue Lumber Co. and

Madison Lumber Corporation.

Ceneral Report on the Claim of Timber Rights

Ez No. 3 - marsh - Cayo 3.

of the Ward-Rue Lumber Company.

intangible assets of a going concern.

This claim covers timber rights on 1805 acres, the value of a contract with the Madison Timber Corporation whereby the latter agrees to sell its timber for \$5.00 per M feet stumpage, the value of physical properties within the area sought to be condemned, consisting of 8 sawmills and miscellaneous logging tools and equipment, the cost of development including roads, camps, timber cruising, protection from fire and trespass, and title examination, the value of contracts to loggers and haulers, on part of which money has been advanced, and the good will and

TIMBER RIGHTS:

The timber rights lie on small scattered tracts on the watersheds of the Rapidan and Robinson Rivers, 15-20 miles from shipping points on the Southern Railway. They were purchased from the owners of the land in 1916-18, with the exception of a few acquired during the period of 1927-31. The tracts range in size from 24 to 195 acres, and are scattered over an area 9 miles long and 6 miles wide. Practically all of the land has been cut over or culled in the last fifteen years or is now being cut.

HISTORY:

The West Virginia Timber Company, predecessors to the Ward-Rue Lumber Company, had a band mill at Orange with a logging rail-road to the upper Rapidan and its principal tributaries, as indicated on the map. This railroad was in operation for approximately five

marsh 3

CLAIM OF

THE WARD-RUE LUMBER COMPANY, INCORPORATED.

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

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

Petitioner

At Law

No. 82.

D. F. ANDERSON, ET AL. AND 55,000 ACRES, MORE OR LESS, OF LAND IN MADISON COUNTY, VIRGINIA,

V.

Defendants.

The undersigned, the Ward-Rue Lumber Company, Incorporated, by way of supplemental 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 pursuant to an order of the Circuit Court of Madison County, Virginia, asks leave of the Court to file this, its supplemental answer to said petition and to said notice:

The claimant repeats separately and severally each of the allegations set out in its answer heretofore filed in this proceeding and further shows to the Court that through inadvertence one parcel of land upon which claimant owns the timber rights and easments as described in said answer heretofore filed was omitted, said parcel of land being described as follows:

A tract of land known as the W. L. Utz tract being 68.13 more or less of timber rights conveyed June 12, 1916, by the Eagle Hardwood Lumber Company, Incorporated, of Charlottsville, Virginia,

A tract of land of 165 acres more or less in Madison County, Virginia, above Syria, on or near Struthers Run, adjoining the lands of Chilton, Finks and others and being all of the tract of 285 acres that was conveyed to H. B. Fray by A. J. Carpenter and wife by a deed dated January 9, 1884, recorded in Deed Book of Madison County, Virginia, No. 29, page 119, save about 91.66 acres heretofore sold and conveyed by said H. B. Fray to Thomas B. Finks, 54 acres to Ohmar Finks, 23 9/16 acres to K. D. Finks, 33 3/4 acres to Wesley Y. Smith, 20 acres, 4 7/8 acres and 42 acres to W. F. Medows, and an orchard tract of about 26 acres, said contract granting the timber rights on the above described property being dated March 20, 1931, and recorded in the records of Madison County, Virginia, Deed Book No. 50, page 263, on March 31, 1931, together with a right of way and easement over the lands of K. D. Fink in accordance with a contract with said K. D. Fink and claimant herein dated March 31, 1931, and rights to the Chestnut Oak Bark on about 5 acres of land on the ridge between the two main hollows of H. B. Fray timber.

The P. R. Davis tract located on German Ridge near Wolftown, Virginia, containing 50 acres, more or less, owned by said P. R. Davis and adjoining the lands of J. T. Kite, S. B. Deal, and others, such timber rights being conveyed to the claimant herein by a contract dated January 25, 1930, and recorded on May 12, 1931, in the records of Madison County, in Deed Book 50,

Further repeating the allegations and matters of fact set forth in its original answer heretofore filed herein, claimant herein further shows to the Court that the additional timber rights acquired by claimant herein and sought to be condemned by these proceedings are reasonably worth the sum of five thousand dollars (\$5,000.00), and that if deprived of its said additional properties as the result of these condemnation proceedings the claimant herein will suffer a loss as a result thereof of said sum of five thousand dollars (\$5,000.00), for which sum it prays that an award be made in addition to the sums heretofore claimed in the original answer heretofore filed herein.

WITNESS the signature of the claimant herein by its President and its Secretary and the seal of said claimant duly affixed hereto.

THE WARD-RUE LUMBER COMPANY, INC.

y: / accept

Attest:

Secretary.

Destrict of Colembia.
STATE OF VIRGINIA
COUNTY OF MADISON, to wit:

The undersigned hereby certifies that Matthew L. Rue, the President of the above named claimant, personally appeared before him and made oath that the matters and things appearing in the above answer are true to the best of his knowledge and belief, this /3 day of June, 1931.

May Lout H. Bijungton motory Public V my commission expires October 13/933

N. G. Payne, Madison, Virginia.

Herman J. Galloway, 728 - 17th St., N.W., Washington, D. C.

Attorneys for the Ward-Rue Lumber Company, Inc.

Ceitrest Medemlies

and understand hereby certifies that Autines L. Aus, the Freeisent of the above nemed claiment, personally appeared before him end made cath that the matters and tologs appearing in the above anewer are true to the best of his hapmledge and

belief, suis Ad day of Plas, L

Alle th. 27/19
al-102lock 7.W.
Milling

.clubech, Virginia.

728 - 17th St., 1.0., Machington, 17 C.

successed for the Ward-Aue library Company, Inc.

CLAIM OF

THE WARD-RUE LUMBER COMPANY, INCORPORATED.

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

THE STATE COMMISSION ON CONSERVATION AND DEVELOPMENT, OF THE STATE OF VIRGINIA,)
Petitioner	At Law
٧.	No. 82.
D. F. ANDERSON, ET AL. AND 55,000 ACRES, MORE OR LESS, OF LAND IN MADISON COUNTY, VIRGINIA, Defendants.)

The undersigned, the Ward-Rue Lumber Company, Incorporated, 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 pursuant to an order of the Circuit Court of Madison County, Virginia, asks leave of the Court to file this, its answer to said petition and to said notice:

The claimant's name is the Ward-Rue Lumber Company, Inc.

Claimant's post office address is care of Matthew L. Rue,

815 - 15th Street, N. W., Washington, D. C.

claimant herein is a corporation duly organized, existing and doing business under and by virtue of the laws of the State of Virginia and has an office in Culpeper, Virginia, and in the city of Washington, D. C.

Claimant herein claims the ownership of certain timber rights to certain tracts or parcels of land within the area sought to be condemned herein, said tracts aggregating 1650.21 acres of land, more or less, in Madison County, Virginia, Said acreage stated herein is approximate only and it is believed that a survey or measure of said tracts of land will prove in some cases an increase and in some cases a decrease of the acreage stated, and the claimant herein prays the right upon the offering of proof in this

case to prove the actual acreage in said tracts of land.

All of said lands are located at various distances from Madison, Virginia, and all are within the magisterial district of said Madison County, Virginia, except as noted in the descriptions which hereinafter follow.

Said timber rights generally consists of the right to cut and remove the merchantable timber on said tracts of land; the right to locate on said lands such mills, camps, etc., as may be necessary or desirable for the production and manufacture of timber from said lands or other lands; the rights of ingress and egress over said lands for the cutting and removal of timber and manufactured products thereof from said lands or other lands; and generally speaking any and all rights necessary for the cutting, logging, manufacture and removal of the timber upon said tracts of land and other lands, which said tracts of land are described as follows:

23.75 acres of timber rights, etc., conveyed March 16, 1918, by A. J. Berrey and wife Drucilla to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 392, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of D. C. and T. J. Berrey, Walter May, and James Hay and others.

79.75 acres of timber rights, etc., conveyed March 18-22, 1918, by Edgar Marshall, widower, and James H. Utz and wife, Rosie L., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, page 396, et seq., on lands situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of W. A. Gallihugh, James H. Utz, Wm. H. Aylor, Bruster Blankenbaker, Mary A. Marshall and others.

ll2 acres of timber rights, etc., conveyed March 26, 1918, by George E. Aylor and wife, Annie L. to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 419, et. seq., on lands situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Harriet Blakey, George E. Aylor, Blankenbaker and Crigler, and others.

54.4 acres of timber rights, etc., conveyed July 7-27, 1917, by Nicey Lamb and wife Mattie E. to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 231 et. seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by Grayson's Branch, the lands of Sawney Mark, and others.

lll.66 acres of timber rights, etc., conveyed Aug. 31-Sept. 5, 1916, by J. P. Goodall, his wife, Lillian, and Annie Goodall, single, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, page 526, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of W. L. Utz, W. A. Gallihugh, C. E. Kite and others.

175 acres of timber rights, etc., conveyed Sept. 12, 1917, by D. C. Berry, his wife C. A., Thomas J. Berry and his wife, Sallie F., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, page 253, et. seq., on lands situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Dock Jarrell, L. P. Taylor Berrye, Waller May and others.

6 acres of timber rights, etc., conveyed Sept. 12, 1917, by D. C. Berry, his wife, C. A., Thomas J. Berry and his wife, Sallie F., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, page 253, et seq., on lands situate, lying and being in the County of Madison in the State of Virginia, and bounded by the lands of Berry and others.

37.9 acres of timber rights, etc., conveyed June 12, 1916, by The Eagle Hardwood Lumber Company, Incorporated, of Charlottes-ville, Virginia, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 213, et seq., bounded by the lands of Thomas Clore and others.

60.95 acres of timber rights, etc., conveyed June 12, 1916, by The Eagle Hardwood Lumber Company, Incorporated, of Charlottes-ville, Virginia, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 213, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of A. Hawkins and others.

248.8 acres of timber rights, etc., conveyed June 12, 1916, by The Eagle Hardwood Lumber Company, Incorporated, of Charlottes-ville, Virginia, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 213, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Utz, John B. Graves and others.

March 23, 1917, by A. F. Graves and Belle L., his wife, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 115, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of James Lindsay, Hamp Davis and others.

All of which tracts were acquired by claimant herein by a deed from the West Virginia Timber Company to Ward-Rue Lumber Company, Incorporated, dated Feb. 10, 1926, and recorded in Deed Book 47, page 375, et. seq., of Madison County, Virginia.

A tract of land estimated at 100 acres, more or less, known as the Grayson tract of land, which said tract was owned and in possession of Alphonso Jarrell on the 5th day of September, 1927, on which said day said Jarrell duly executed an agreement conveying the timber rights on said tract to claimant herein.

A tract of land of 100 acres, more or less, near Graves Mill, Virginia, upon which C. P. Kite and his wife, C. M. Kite, resided on the 30th day of April, 1928, on which date said C. P. Kite and C. M. Kite executed a contract conveying such rights to claimant herein, which said contract is recorded in Deed Book 48, page 393, of Madison County, Va.

A tract of land estimated at 100 acres, more or less, known as the Utz tract situated in Madison County, Virginia, about three miles west of Graves Mill, adjoining the lands of Goodall, et. al., and being the land on which one D. L. Breeden resided on March 22, 1928, on which date said Breeden and his wife executed a contract conveying the rights to claimant herein which said contract is recorded in Misc. Lien Book 1, page 124, of Madison County, Va.

A tract of land estimated at 100 acres, more or less, which said tract was owned on December 22, 1927, by one George S. Deal, and which lies and is situate in the County of Madison, above Ruth, adjoining the lands of Bawd Blakey, Howard Berrey, and others, and which said rights were acquired by contract between claimant and said George S. Deal and his wife on said 22nd day of December, 1927, which contract is recorded in Deed Book 48, page 423, of Madison County, Va.

A tract of land of 110 acres, more or less, owned on July 15, 1929, by Mrs. R. B. Kite, Mrs. L. P. Graves, and J. P. Kite, said tract of land being situate and lying in Madison County, Virginia, near Graves Mill Post Office, the timber rights being acquired by claimant herein by contract with said Mrs. R. B. Kite, Mrs. L. P. Graves, and J. P. Kite dated July 15, 1929, and consisting of all the timber which they own on the east side of the Rapidan River with the exception of 6 acres known as Pine Hill running in a strip along the line of P. R. Davis, said lands on which said timber is located adjoining the lands of P. R. Davis, H. O. Estes, George Deal, et. al.

A tract of land of 50 acres, more or less, being a tract of land which was owned by G. C. Jenkins and Blanche Jenkins, his wife, on May 15, 1929, and upon which on said date they resided, said rights being acquired by claimant herein by contract dated May 15, 1929, between said Jenkins and his wife and claimant herein, which said contract is recorded in Deed Book 49, page 218, of Madison County, Virginia, the timber rights in said land including all of the timber land on said farm that lies on the east side of the main ridge running from the cleared land by said farm to the top of Jones Mountain; the same adjoining the lands of W. H. Jenkins, E. D. McDaniel, et. all.

A tract of land of 80 acres, more or less, which on May 15, 1929, was owned by W. H. Jenkins and Carrie Jenkins, his wife, and upon which on said date they resided, the same being located near Graves Mill, Madison County, Virginia, which said rights were acquired by claimant herein by contract dated May 15, 1929, between said W. H. Jenkins and his wife and claimant herein, which said contract is recorded in Deed Book 49, pages 219 and 220, of Madison County, Virginia, the said timber rights containing all of the timber on said farm and tract of land all of which lies on Jones Mountain and which adjoins the land of Annie Kinsey, P. R. Davis, G. C. Jenkins, et. al.

A tract of land of 100 acres, more or less, lying and being in Greene County, Virginia, on Middle or Conway River adjoining the lands of W. H. Booton, A. P. Taylor, et. al., and being the same tract of land which was conveyed to Charles P. Deane by a deed dated June 4, 1929, from Bettie J. Taylor, Haywood M. Taylor, et al., which said tract lies on the Northwest side of the Eastern boundary line of the proposed Shenandoah National Park, which said rights were conveyed by Charles P. Deane and his wife, Iona M. Deane, to the claimant herein by deed dated June 11, 1929, and recorded in Deed Book 21, page 276, of Greene County, Va.

A tract of land of 40 acres, more or less, which on May 15, 1929, was owned by A. P. Taylor and Mattie A. Taylor, his wife, which said tract of land lies and is situate in Greene County, Virginia, near Fletcher's Post Office, and known as the Eddins Tract. The boundary of the timber constitutes all the timber lands on the Eddins Tract and runs in a strip up the mountain between the lands of Mrs. Bettie J. Taylor and Mrs. L. W. Fletcher, which said rights were conveyed to claimant herein by a deed by said A. P. Taylor and his wife dated May 15, 1929, and recorded in Deed Book No. 21, pages 278-279, of Greene County, Va.

Claimant herein believes and, therefore, asserts that a few acres of the tracts or parcels of land above described may be outside of the area sought to be condemned herein, but that if claimant herein is deprived of the ownership of the property it owns within the area sought to be condemned, its loss and the demages which it will suffer concerning the few acres which may lie outside of the area sought to be condemned will be as great as if all of said property was within such area so sought to be condemned.

Claimant herein also owns the following property located upon lands within the area sought to be condemned, and which is used in connection with the operation of its business on such lands, and which will be a total loss to claimant if it is deprived of the ownership, possession, custody, and rights in and to such rights and the timber thereon, towit:

Five heavy type circular saw mills with edgers, trim saws, log haul-ups, boilers, engines, the necessary camp buildings and camping equipment, all necessary log equipment, a large amount of transportation facilities, miscellaneous logging tools, and equipment, wooden tramways, and all equipment necessary for the operation of a large logging and lumber manufacturing project.

Three medium type circular saw mills complete including boilers, engines, camp building and equipment, logging equipment, miscellaneous logging tools and equipment, and all necessary equipment and facilities for the operation of a medium sized logging and timber manufacturing project.

Claimant herein has developed and for some years past has been and is now operating a large logging and lumber production operation upon lands and timber rights which it owns within the area sought herein to be condemned. In the development of this project, claimant has spent large sums of money among other things

in the improvement of roadways, the locating of camp sites and building of camps, in the examination of the timber and the lands for planning operation, locating mills, etc., in the cruising of the timber, and the making of maps and reports thereof, in the examination of titles and records affecting the lands and timber rights which it owns, in the organization and maintenance of corporate structures for the operation and holding of its business and properties, in fire and trespass protection, in creating and building up a market for its products from the lands and timber herein involved and in creating and building up a market and good will for the products of Virginia timber in general, and other miscellaneous expenses incurred in the production of a going concern.

All of the above expenditures will be a total loss to claimant herein in the event that it is deprived of its property rights in the land and timber which it is sought to be condemned by the proceedings herein.

In the operation of its business, claimant herein has found it desirable to make contracts with other persons, firms, or corporations for the doing and performing of certain services and work in connection with its business such as cutting, manufacture, and hauling timber and lumber, and in the course of such transactions has advanced to various of the persons, firms, or corporations with whom it made contracts as aforesaid, certain moneys to be used in the purchase of equipment, payment of labor, or the performance of work and services in connection with said contracts, such advances to be recouped from time to time out of moneys due from the claimant herein to such contractors. If the lands and timber rights sought to be condemned herein are taken away from the claimant, there will be no more payments due to such contractors and a large part of the advances so made will be wholly uncollectable, and become a total loss to the claimant herein.

Claimant herein has a contract dated Jan. 21, 1929, with the Madison Timber Company whereby and wherein claimant is given the right to cut and manufacture the timber on vast areas of land which said Madison Timber Company either owns or upon which it has a right to cut and remove the timber together with all necessary rights of ingress and egress and location and operation of mills and camp sites for the cutting, logging, and removal of timber, and the manufacture, production and removal of timber products not only from said lands but also from other lands. Said contract claimant believes, and, therefore, asserts the fact to be, will be an extremely profitable contract for the claimant herein and if the lands included within the area sought to be condemned in these proceedings are taken away from said Madison Timber Company, all of the claimant's valuable rights under said contract with said Madison Timber Company will also be taken and destroyed, and claimant herein will be deprived of the valuable rights which it now owns by virtue of said contract.

Claimant herein by virtue of the properties which it owns including its large acreage of timber rights, its rights under its contract with the Madison Timber Company as above set forth, its rights of ingress and egress, its rights of locating and operating mills and camp sites, its large operating mills and plants, and its complete facilities of operation including not only an available supply of raw material for timbering and lumber manufacturing purposes but also the necessary plants and facilities for the production and manufacture thereof, and the necessary facilities for the sale and disposition thereof, has built up a large and growing business and is now and has been for some years past a going concern holding not only large amounts of physical properties, but having a large going concern and good will value. This value has been built up as the result of long expensive and painstaking efforts, and with the accumulation of the properties and facilities as above set forth. Practically the entire basis of this going concern value is the right to cut and remove timber.

Claimant herein now has the right by virtue of the properties which it owns and the contracts which it has to remove timber from a very large area of land which will furnish claimant with its supplies of such material for many years to come. This timber supply is practically all of virgin forests with a large amount of hardwood trees thereon most of which are of such size that makes their use in the production of lumber exceedingly profitable. The timber to which claimant has rights as aforesaid is among the most valuable timber in the part of the country where it is situated, and the large amount thereof which claimant owns or controls enables large, economical and profitable operations and is especially desirable. Similar areas, amounts, and tracts of timber rights are very scarce on the Eastern Seaboard of the United States, if indeed they can be found at all.

The source of raw material and supplies which claimant now has, the aggregation of its facilities, the planning of its operations including the cruising of the timber, the locating of camp sites, the organization of its force for its disposition of its products, and all of the arrangements for the operation of its business required a long time and a large expense for the planning and bringing of the organization to an operating point, and it is only as a result of long effort, and work and great expense that claimant has organized its business and properties to its present state of operation and efficiency. If the lands sought to be condemned herein are taken away from their present owners, all of claimant's organization, all of the expense which it has incurred and the moneys which it has expended in the production of its business as a going concern will be entirely taken away from it and a total loss to the claimant herein. The going concern value of its business will be entirely destroyed. It will be deprived of its source of raw materials and supplies, and it is believed that it will not be able to build up a similar business structure even with the same expenditures of time, money, and effort which it has put forth in the production of its present business, due especially to the lack of adequate supplies of raw material in the form of timber lands.

Claimant claims that the total value of the properties which it owns which is sought to be condemned in the proceedings herein pending, and the loss which it will sustain as the result of the condemnation of the properties sought to be condemned is the sum of Five Hundred Thousand Dollars (\$500,000).

WITNESS the signature of the claimant herein by its President and its secretary and the seal of said claimant duly affixed hereto.

THE WARD-RUE LUMBER COMPANY, INC.

Attest:

W. M. Whelan

STATE OF VIRGINIA COUNTY OF MADISON, to wit:

The undersigned hereby certifies that Matthew L. Rue, the President of the above named claimant, personally appeared im and made oath that the matters and things appearing in the above answer are true to the best of his knowledge and belief, this 20 day of July, 1930.

Butha M. Pathie, Deputy
Clark of Madisan Co. Cir.

N. G. Payne, Madison, Virginia.

Herman J. Galloway, 728 - 17th St., N. W., Washington, D. C.

Attorneys for The Ward-Rue Lumber Company, Inc.

IN TH CIRCUIT COURT OF MY ISON COUNTY AT MADISON, VIRGINIA.

At Law, No. 82.

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

V.

D. F. ANDERSON, ET AL, AND 55,000 ACRES, MORE OR LESS, OF LAND IN MADISON COUNTY, VIRGINIA,

Defendants.

Filed July 25; 1920.
Teste: A. Care,
Clark.

CLAIM OF

THE WARD-RUE LUMBER COMPANY, INC.

47

County: Madison District: Roberson Timber Rights of Ward Rue Lumber Company on #166 - Fray, H. B.

Acreage Claimed: Not definite. Assessed: Transferred Deed: Not 1931. available. Value Claimed: " " Assessed: Deed:

Area: 150 acres by actual survey.

Location: Finks Hollow and partly outside the Park area.

Roads: Culpeper, the nearest shipping point is twenty-four niles distant, eighteen of this being over paved roads.

Timber:

The tract was culled over many years ago, but except for an area on the northern part, there is a good stand. The bulk of this is chestnut oak up to 36" D. B. H., of fair quality; the many trees are defective. There is a large amount of poplar up to 36" D. B. H., and four logs in height much of which is of good quality though there is a large percentage of sapl. The slopes are steep with some rock and considerable laurel is found, but logging conditions are good. This is now being cut over for lumber and the best of the bark only is being peeled.

On 123 acres the estimate is

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The same of the sa

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation. vs. D. F. Angerson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Patitioners . Phuts 1.

County: Madison District: Roberson

Ward Rue Timber Rights on #183-a - Clore, T. B.

Acreage Claimed:

37

Assessed - Not

Deed

Value Claimed:

Assessed

Deed

Area: 31 A. Timber Rights.

Total area of tract 228 A.

Location: Rapidan River.

Expiration date: October 5, 1927 with option to extend thine limit five years.

Boil:

Roads:

History of tract and condition of timber: This area has been culled and severely burned, but there is some chestnut oak timber left which is to defective for lumber, but the bark is merchantable.

21 tons bark @ \$1.50 --- \$31.50.

Improvements:

value of land by types:

Acreage

Value per acre Total Value

Total value of timber 331.50

Average -value per acre

31.01

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Amierson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitionens Ex. No. 48 - Marsle. Pheets 1.

49

County: Madison District: Roberson

Ward-Rue Timber Rights

#188 - on

State of Virginia.

Acreage Claimed:

Assessed - Not

Deed

Value Claimed:

Assessed Deed Area: 132 A. Timber Rights. Total area of tract 180 A.

Location: Rapidan River.

incumbrances, counter claims or laps: -

Soil:

Roads:

History of tract and condition of timber: This tract was purchased by Alex. Stuart, Tr., for the State of Virginia, from H. V. Seal.

All the merchantable saw timber was removed from this tract in 1927 and was severely burned in 1928, damaging the remaining stand very much. There is no timber that can be considered as merchantable remaining. (Timber rights expired 9/6/27, but purchaser may have right to extend time to 9/6/32.)

Improvements: -

Value of land by types:

Type

Acreage

Value per acre Total Value

Total value of land ---

Total value of tract --

Average value per sore --

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anorrson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Ex. No. 49-marsh - Plants 1.

County: Madison District: Roberson

\$100 - Ward Rue Timber Rights

C. B. Hawking.

Screage Claimed:

Appended

Deed

Value Clained:

2100.00

Area: 132 timber rights. Total area of tract 177 A.

Location: Rapidan River.

Empiration date: June 20, 1927 with option to extend time limit

Doil:

Roada:

History of tract and condition of timber: A part of this tract was out over and a part has been severely burned over, killing all timber. There is 50 acres that has not been culled or burned over. (on 50 acres there is estimated to be 62 M. oak saw timber and 100 tons 0124.00

62 H. saw timber @ 92.00 per M.

Improvements:

value of land by types:

Agrenge

Value per sore

Total

Total value of timber \$274.00

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Amerson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitioners Ex No. 50- marsh- Pheto!

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No.

vs. D. r. Ancerson, et al

Claims of Ward-Rue Lumber Co. and

Madison Lumber Corporation.

Petitioners Ex. No. 3 - march - Cages 3.

General Report on the Claim of Timber Rights of the Ward-Rue Lumber Company.

marsh 3

CLAIM:

This claim covers timber rights on 1805 acres, the value of a contract with the Madison Timber Corporation whereby the latter agrees to sell its timber for \$5.00 per M feet stumpage, the value of physical properties within the area sought to be condemned, consisting of 8 sawmills and miscellaneous logging tools and equipment, the cost of development including roads, camps, timber cruising, protection from fire and trespass, and title examination, the value of contracts to loggers and haulers, on part of which money has been advanced, and the good will and intangible assets of a going concern.

TIMBER RIGHTS:

The timber rights lie on small scattered tracts on the watersheds of the Rapidan and Robinson Rivers, 15-20 miles from shipping points on the Southern Railway. They were purchased from the owners of the land in 1916-18, with the exception of a few acquired during the period of 1927-31. The tracts range in size from 24 to 195 acres, and are scattered over an area 9 miles long and 6 miles wide. Practically all of the land has been cut over or culled in the last fifteen years or is now being cut.

HISTORY:

The West Virginia Timber Company, predecessors to the Ward-Rue Lumber Company, had a band mill at Orange with a logging rail-road to the upper Rapidan and its principal tributaries, as indicated on the map. This railroad was in operation for approximately five

years, from 1917 to 1923, and during this period operations were conducted on what are now the timber rights tracts of the Ward-Rue Lumber Company, and on other lands adjacent.

The more accessible parts of the area operated by the West Virginia Timber Company, were cut closely, but many of the tracts where logging conditions were difficult, or where there were patches of more or less inaccessible timber, were only partially cut. There are many patches of Chestnut Oak timber scattered through the cutover area, at the higher elevations or on rough ground.

TIMBER:

Scattered blocks of Chestnut Oak timber comprise over 50% of the stand remaining. It appears that during the period from 1917 to 1923, when the price of bark was high, in fact as high as \$22.40 per ton during 1919-20, that the operation of the bark in connection with the logging might have been quite profitable.

With the declining price of the past five years, and a market for any considerable quantity of this product almost lacking, it can be assigned only a very slight or nominal stumpage value. Chestnut Oak timber, which occurs on the poorer sites and at the higher elevations is notoriously unsound and defective, and in this case expensive to log, since as a rule it must be skidded through a cut over area for a considerable distance, to roads or mill seats.

The remainder of the stand is composed of scattered trees of poplar and basswood, white and red oak, pine and hemlock, and inferior species.

Repeated forest fires have in some cases severely damaged or almost destroyed the reproduction and injured the mature timber.

VALUE OF PHYSICAL PROPERTIES ETC.

There are no sawmills on the lands of the Company within the Park area, although several are in operation outside, as at Wolftown, Syria, and on the Aylor Tract.

No value has been assigned to this property or to the intangible assets claimed by the Company, since under the law this valuation is limited to real estate within the Park area.

SUMMARY:

Reference is made to the reports on individual tracts for more detailed information, a summary of which is given below.

SUMMARY OF TIMBER RIGHTS

Tract No.	Owner of Tract	Area of T.R.	Value of Timber
166-	H. B. Fray.	150- (Being cut)	None *
183-a	T. B. Clore	31.	\$31.50-31.50
188.	State of Virginia	132 •	None .
189.	C. E. Hawkins	132.	274.00
211.	J. P. Goodall	120-	50.00-
212+	D.L.Breeden & H.H.Hicks	(168*	215.00)-
	-,	1 195*	775.00).
235.	A. F. Graves	73-	None.
238.	C. P. Kite	60 -	11 0
254	Geo. E. Aylor	129.	11 +
264	Ed. Marshall & J. H. Utz	80.	11. 6
281.	P. R. Davis	604	n s
289 •	D. C. & T. J. Berry	144.	280.50
305-a	Rosa B. Kite	20	None
305-b•	11 11 11	17.	11 4
326	Alphonso Jarrell	72.	17 4
330	Rosa J. Graves	284	11 4
331	James P. Kite	18.	n •
333 -	A. J. Berry	24 .	74.75 74.75
339	Nicey Lamb	55	None
000		1708	\$1700.05
	10 0015		\$100.45

1700,75

^{*} Owner claims Timber Rights, expired on this area.

Ward Rue Tumber Company Timber Rights on #211 -- Goodall, J. P.

History of tract and condition of timber: This was cut over about 1928, but some chestnut oak was left on the upper slopes. (The bark is given a nominal value only, on account of its inaccessibility.

On 120 acres the estimate is 100 tons chestnut oak bark 50g -- \$50;00.

Per acre 42g

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitionero Ex. No. 51 - Marsh. Phielo 1.

State Commission on Conservation vs. D. F. Anderson, et al

County: Madison District: Rapidan

Ward-Rue Lumber Company Timber Rights on #212 -Breeden & Hicks.

Aoreage Glaimed:

Assessed

Deed

Value Claimed:

Location:

Expiration date: On 168 acres east of the Rapidan the rights expired tember 6, 1927 with option of renewal for five years.

History of tract and condition of timber: The 168 seres east of the river was cut over in 1928 with the exception of about sixteen acres(which was left because of the poor market for ties and bark. On this area there is an open stand of chestnut oak to 26" D. B. H. with a few small poplars. on 16 agres the estimate is \$50.00 Chestnut oak - 25 M. @ \$2.00 \$65.00 5 Poplar

On 100 acres there is defective chestnut oak and the bark is estimated at -150 T. @ \$1.00 - \$150.00

The 195 acres west of the river was also out over about 1928 except for some 20 scres up on the ridge. Buch chestnut oak, largely defective was left and some fair poplar and henlock of small and medium sizes. on 195 acres the estimate is ----

chestnut oak 75 H. 8 \$2.00 - \$150.00 180.00 60 8 \$3.00 Poplar 90.00 45 0 \$2.00 Henlock 20 0 \$2.00 2/0 0 \$2.00 40.00 Red oak 3480.00 -\$480.00 Miscellaneous -- 225 T. 0 31.00 Chestnut oak bark

-- 3225.00 -- 45 @ \$1.00 45.00 Henlock bark 25.00 0 .05 -- 500 Locust posts

Surmany on 363 acres:

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

inens

5

Chestnut oak Poplar Henlock Red oak Riscellaneous	100 M. 65 45 20 10	800	\$2.00 \$3.00 \$2.60 \$2.00 \$2.00	-	\$200.00 195.00 90.00 40.00 20.00 \$545.00
Chestnut oak bark Henlock bark Locust posts	375 T 45 500	. 0	\$1.00 \$1.00 .05		\$375.00 45.00 25.00 \$990.00

County: Endison

\$235 - Graves, A. F.

Area -- 73 A. Timber Rights 108 A. Entire tract.

Location: South side of German Ridge above Graves Mill between Park positions \$682 to \$683.

Expiration date: March 23, 1937 with option to extend time

Boads: Five miles of dirt road and fifteen miles of improved sand and clay and macadam road to Someract, the nearest railroad point.

History of tract and condition of timber: The lower slopes have been cut over. On the upper slopes there is a scattered stand of hickory, shestnut oak, and poplar. The area has been protected from fire for several years, except on about three acres which was severely burned in 1931.

The present stand consists of small chestnut oak, hickory, and poplar which is not considered merchantable.

Total value of timber -- ne value.

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation:

Petitioners Phuto 1.

Ward-Rue Timber Rights #238 - Kite, C. P.

Area: 60 A. (by actual survey)

Location: Rapidan River and is partly inside and partly outside of the Park area.

History of tract and condition of timber: (All the merchantable saw timber was removed from this tract about three or four years ago.

> IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

EL No. 5 H- March. Phuts 1. Petitioners

Ward-Rue Timber Rights on \$254 - Aylor, George E.

> Area -- 129 A. Timber rights 264 A. Entire tract.

Ruth Hollow near Ruth, Post Office. Entirely within Location: the Fark area.

Expiration date: March 26, 1938, with option to extend time limit five years.

Sandy, clay losm of medium depth and fortility. Soil:

R oads: Nine miles to Madison over county road; thence sixteen miles to Culpeper over state highway.

History of tract and condition of timber: (This tract was completely out over approximately six years ago. Benaining trees are either overnature and defective or else so widely scattered that they are not considered merchantable.

> THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation:

EI. No. 55- marsh. Pluto.

Ward-Rue Timber Rights on #264 - Harshall, Ed & J. H. Utz.

Area -- 80 acres.

Location: Two miles south of Aylor, Virginia, and is entirely within the Park area.

History of tract and condition of timber: This tract of
woodland was completely cut over during the year
of 1930 and the small amount of scattered timber
remaining cannot be considered merchantable and
allowed a stumpage value, but is included in the
soil value.

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Angerson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber t orporation.

Petitioners Ex. No. 56- Marsh.

Phiets 1.

Ward-Rue Timber Rights on #281 - Davis, P. R.

Area: 60 A. in Park.

Location: West side of German Ridge between Wolftown and

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

History of tract and condition of timber: (The Ward-Rue
Lumber Company own the timber rights on a part of the
P. R. Davis tract, 60 acres of which is within the
Park area. This information is in accordance with
advice from officials of the company, the deed not
having been recorded at the time this report was
written. Logging operations are in progress and
the indications are that all merchantable timber
will be removed within a few months.

IN THE CHE CIT COURT OF MADISON COUNTY, VIEGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Angerson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitioners Ex. No. 57- marsh. Pheets 1.

Ward Rue Timber Rights T. J. Berry Tract.

Adrenge Claimed:

Assessed

Beed

Value Claimed:

Area: 144 A. Timber rights. Bil acres total.

Location: --

Expiration date: September 12, 1937, with option to extend time limit five years.

Soil:

Roads:

History of tract and condition of timber: (All the accessible merchantable timber has removed from 78 acres of this tract about 1927. Some scattering scrubby oaks left on the higher and rough part. He market volue.. The remining timber on 48 acres of this tract consisting of poplar, red oak, chestnut oak, black oak and a small ensure of white oak will out by cotimate 83 M. bd. ft. and 21 cords of bark. 83 N. 0 93.00 per M. \$349.00 21 cords bark @ \$1.50 per tor. 31.50

Improvementa:

Value of land by types:

Type

Agreeme

Value per acre Total

Total value of timber 0280.50

Note -- This report covers only that portion of the timber right areas which are inside the lark area. In the circuit court of Madison COUNTY, VIRGINIA. At Law, No. 82

> State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitioners Ex. No. 58-marsh. Phiets!

Jard-Rue Timber Rights 305-a - Kite, Rose D.

Area -- 20 acres.

Location: Sapidan Siver near Ozaves Sill. Fartly inside and partly outside of the Park area.

History of tract and condition of timber: (All the merchantable may timber was removed from this tracts bout two years DE0.

> IN THE CHE DIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitioners Ex. No. 59. Marsh. Shuts 1.

Ward-Rue Timber Rights on #305-b - Kite Rosa B.

Area -- 17 acres.

Location: Rapidan River. Partly inside and partly outside of the Park area.

History of tract and condition of timber: All the merchantable timber was removed from this tract about two years ago.

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Maoison Lumber Corporation.

Petitioners Ex. No. 60-marsh. Pheeto 1.

#326 -Jarrell, Alphonso

Area -- 72 acres.

Location: Western slope of Allan's mountain, near Park positions #516 - #517 - #518.

Expiration date: (Unknown. Timber rights purchased September 5.

Roads: Seven miles of fair dirt road to Stanardsville; thence nine miles over Spotswood Trail to Barboursville, nearest chipping point.

Mistory of tract and condition of timber: Tract has been out

over since timber rights were purchased. There are

some defective chestnut cake, ranging from 8" to

14" D. B. H., and some young poplars, from 6" to

14" D. B. H., scattered over the tract. No merchantable timber.

Total value of timber -- no value.

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Mautson Lumber Corporation.

Retitioners Ex. No. 61-marale. Phuts 1

62

County: Madison District: Rapidan

Ward-Rue Timber Rights on #330 - Graves, Rose J.

Area -- 28 acres.

Location: Rapidan River near Graves Mill. Partly inside and partly outside of the Park area.

History of tract and condition of timber: All the merchantable saw timber was removed from this tract about two or three years ago.

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA: At Law, No. 82

State Commission on Conservation vs. D. F. Angerson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation;

Petitioners
1. No. 62-marsh - Phaets

Ward-Rue Timber Rights #331 - Kite, J. P.

Area -- 18 acres.

Location: Rapidan River. Partly inside and partly outside of the Park area.

History of tract and condition of timber: All the merchantable timber was removed from this tract approximately two years ago.

> IN THE CHROUPT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber orporation.

Bx. No. 63- marsh. Bleets !

Ward Rue Timber Rights on #333 - Berry, A. J.

Acreage Claimed:

Assessed

Deed

Value Claimed:

rea: 24 A. Timber rights Total 69 acres.

Location: Near top of German Ridge about two miles from Wolftown.

Expiration date: 3/16/38 with option to extend time limit five years.

History of tract and condition of timber: The timbered area of this tract has been culled over several years ago, before purchase by Ward Rue. / The remaining stands consist of some nice second growth poplar up to 22" and some scattering mature trees of red and chestnut oak, located on steep rough ground. It will cut by estimate 25 M. bd. ft. and six cords of bark. 25 M. ft. saw timber @ \$2.75 --- 6 cords of bark @ \$1.00 per cord --\$68.75 6.00

improvements: --

Value of land by types:

Type

Acreage

Value per acre Total Value

Total value of timber \$74.75

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. It. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber turporation.

Petitioners Bx. No. 64- Marsh. Phieto!

SUPPLEMENTAL REPORT

COUNTY: MADISON DISTRICT: RAPIDAN

WARD-RUE TIMBER PICHTS

OH

#339 - NICHY LANS

Location: West slope of Allen's Mountain, near Park Positions #507 to #516. Timber Right entirely within the Pork area.

Expiration Date:

July 22, 1927, option until July 27, 1932.

Roads: Nine miles of fair dirt road to Stanardsville, thence nine miles over Spotswood Trail to Barbours-ville.

Condition of Tipher: The morehantable timber has been cut from this tract. (No timber having any merchantable value remains, although there are a few large red oaks which were not cut when the crea was logged, and in places a fair stand of small trees of merchantable species too small to be operated profitably.

Total value of timber: None

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. American, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitioners Ex. No. 65- Marsh. Phulo 1. not 3 h

states

WRITTEN OR PRINTED EVIDENCE

Filet Nor. 3 nd, 932. Disto: Coston sent.

Exhabite

(H. V. Seal tract)

County: Madison District: Roberson

#188-I - State of Virginia lap on Madison Timber Corporation. #191

Acreage Claimed:

Assessed

Deed

Value Claimed:

Assessed

Deed Area: 157 A.

Location: Rapidan River. Entirely within the Park area.

Incumbrances, counter claims or laps: This tract is a lap of the

State of Virginia tract on Madison Timber Corporation.

Soil: Sandy loam of a fair depth and fertility. Slopes

are moderate to steep. Rocky over most of the area.

Roads: Twenty-three miles hard surface road to Culpeper.

History of tract and condition of timber: This tract has been

heavily culled and severely burned. There is estimated to be 35 M. ft of chestnut oak, saw timber and 86 tons tanbark scattered over the area, but the saw timber cannot be operated at a profit.

Improvements: None.

Value of land by types:

Type Acreage per acre Value Slope 157 \$1.50 \$235.50

Total value of land \$235.50

Total value of bark 86 tons @ \$1.00 \$86.00

Total value of tract \$321.50

Average value per acre \$2.05

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Peterson - Phuls 2.

Gounty: Madison
District: Roberson
Madison Timber Corporation Bimber Rights on
#190 - Hawkins, Annie V.

Acreage Claimed: 100.28

Assessed

Deed

Value Claimed:

Area: 104 A. Timber Rights. Total area of tract 145 acres.

Accation:

Rapidan River.

Expiration date: October 15, 1937 with option to extend time limit five years from that date.

Soil:

Roads:

Type

History of tract and condition of timber: A part of this tract has been cut over, a part has been culled and a part has not had any timber removed from it. 90% of the Stand is chestnut oak. (The timber that was removed was of various species. On 25 acres of culled timber land there is estimated to be 65 M. saw timber and 65 tons of bark.

On 20 acres of uncut there is 31 M. saw timber and 49 tons of bark.

96 M. saw timber \$ \$2.00 per M. --- \$192.00

114 tons bark @ \$1.50 per ton. --- \$171.00

The deed from Fannie L. Hawkins to David Jameson dated October 15, 1917 is not clear as to the acreage involved in the transaction. If it was the intention of the vendors to convey title to the timber on only 1/7 of a tract of 100.28 acres it typers that the remainder of the tract owned by Annie V. Hawkins astate was cut over by mistake and the Ward Rus map is incorrect so far as this tract is concerned.

Value of land by types:

Acreage

Value per acre Total Value

Total value of timber

\$363.00

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Annerson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Fettimers Ex. No. 19-march. Phils

#191-c-II -- Eagle Hardwood Lumber Company Lap on Madison Timber Corporation

Acreage Claimed:

Assessed:

Deed:

Value Claimed:

Area; 11 Acres.

Location: Near the head of Middle River.

Incumbrances, counter claims or laps: This is that part of the Madison Timber Corporation Tract #191-c, which is also claimed by the Eagle Hardwood Lumber Company.

Soil: The soil is a clay loam of medium fertility. The slopes are moderate to steep with some loose rocks.

Roads: The road along Middle River is narrow and rocky above Kinderhook. Below that point the road is in faor condition to the Spottswood Trail.

Improvements: None.

Value of land by types:

Туре	Acreage	value per acre	Total Value
Slope Restocking	10,	\$2.00 4.00	\$20.00 4.00 \$24.00

Lla Fr

marsh 2

COUNTY, VIRGINIA. ALLAW, No. 32

State Commits-rom on Conservation vs. D. L. Ancerson, et al

GENERAL REPORT OF THE CLAIM OF THE MADISON TIMBER CORPORATION.

Chains of Ward-Rue Lamber Co. and Martison Lamber verporations.

No Petitioners, marsh r.

Claim. The claim covers fee lands amounting to 6952 acres, timber rights on 3293 acres, and the value of a contract with the Ward-Rue Dumber Co. whereby the latter agrees to "cut, remove, and purchase all the timber owned by said claimant and to pay to the claimant therefor the sum of \$5.00 per M. feet as such timber is so cut and removed as aforesaid."

FEE LANDS The tracts appearing in the claim are as follows:

Area of tracts included in claim of the

Madison Timber Corporation -

Madison Co.				Greene Co.
124 181.5 106.4 305.5 250.9375 56.5 98.5				540 * 188 109.48 700.00 1537.48
35.5				
7.5		Madison Co.	6660	
2787.45 347.6	. 73,	Greene Co.	1537	
290.		Total	8197	
* 667. 281.85 167.34 750.04	15	10002		
6660.				

This tract listed as 855 A.lies in Mad.& Greene Cos. It is described in a conveyance from G.H. Taylor, Tr. to Wm.K. Keen - Nov. 24, 1898. We find 667 A.in Madicon & 188 A. in Greene.

Page - 2 -

The area claimed includes about 63 acres that was sold to T.S.Huffman. This is by deed of August 7,1918, from David Jameson, Trustee, to T.S.Huffman. A tract of 7 ½ acres was not located and probably lies outside the park area.

231 acres is in laps. Making these deductions as shown there appears to be a shortage of 131 A. in the acreage claimed for Madison County.

231 A. is included in laps, which may be held by the Madison Timber Corporation. Making these deductions as indicated below there appears to be a shortage of 131 A. in the Madison Timber Corporation holdings in Madison Co. on the basis of an area of 6660 A., which from the list of tracts appearing in the claim seems to be the figure that should properly be used -

AREA (face of claim) 6952

AREA of tracts listed in claim (adjusted) 6660.

Less -- Sold to Huffman - - - - - 63

Not located(probably outside		
area) 7	70	
	6590	
Less 3 laps	231	
*.	6359	_
Area found	6228	OFFICE AND ADDRESS OF THE PARTY
Shortage	131	

DESCRIPTION

The bulk of the fee lands is in two large tracts of 2660 and 2044 acres respectively. The remaining 10 scattered tracts range in size from 5 to 410 acres and have been cut over or culled, and only three have any appreciable stand. They are 15- 25 miles from the railroad and in most cases, are some distance from County roads.

The largest tract, #191, lies on the Rapidan and Rose River watersheds, and is 25-30 miles from the railroad. Only 8 miles of the remaining distance is over very poor roads. Large areas are steep and rocky and covered with laurel, and have no merchantable timber. The lower and most accessible timber was cut several years ago. The remaining stand has some high grade timber but it is scattered over rough terrain, and the cost of operation is high.

Tract #191-c is on the head of the Conway River, reached only by very rough roads. Large areas are steep, rocky, covered with A part of laurel, and burned so that there is no merchantable stand. A the lower and more accessible portion was cut over several years ago, of the Southern port of the tract and the remainder is now being operated.

TIMBER RIGHTS.

The timber rights cover 28 tracts ranging in size from 3 to 736 acres and scattered over German Ridge, Allan Mountain and Wilson Run. All but two of these have been cut over or culled. Small blocks of timber, mostly Chestnut Oak have been left scattered through the cut-over areas. In general, the remaining stand is confined to steep, rough ground, and much of the area has sufficient laurel to impede logging operations. Chestnut Oak, mostly defective or in small trees, comprises the bulk of the stand.

The distance to shipping points on the Southern Railway ranges from 15 to 25 miles.



FEE LANDS

Tract No.		Acres	Va Y ue Land	Value Improvements	Value Timber	Value of Tract
191.		2660.	67355.	\$1020.	\$7198.	\$15752.00
191-a-		160-	.296.	en en		296.00
191-b.		30.	•90.		36:	126.00
191-c.	1	2044	. 4963.	1070.		6033.00
191-d.		11.	•33.			33.00
191-e.		206 •	.412.		636	1048.00.
191-f.		410 4	.1246.		110.	1356.00
191-g.		368	.965.		997.	1962.00
191-h.		223.	.527.		87.	614.50.
191-1.		87	•230.	15.	1058.	1303.00.
191-1		24.	•72.	an au	-	72.00
191-j.		5	100.	163.		263.00 •
TOT-K	Totals	6228	16,289.	\$2,268.	\$10,122.	\$28,838.50

VALUE OF TIMBER ON TRACTS NOW BEING CUT.

191-a	610.
191-c	3894.
	4504.

The following laps are not included in above table:

-191-I on C.E.Kite #210 34	\$118.			\$118.00
McDaniel #205a 40 . 188-I State of Vir-	302.	1-11	\$170.	472.00
ginia Lap on #191- 157. Totals- 231	236. \$656.		86. \$256.	32 1.5 0-

SUMMARY OF TIMBER RIGHTS

Tract No.	Owner of Land.	Area of Timber Rights.	Value of Timber & Products
~190/	Annie V. Hawkins	104-	\$363.00.
V195.	Shiflett & McDaniel	264,	334.00-
v196.	G. W. Kinsey	524	None
×209 ·	W.T.Shiflett	56•	405.00
+213·	B. W. Fincham	30.	57.40.
1233	T. R. Daniel	335•	451.004
¥ 239 ·	C. L. Blakey	55.	None.
V242.	H. D. Aylor	150-	Being Cut
√267-a.	A.H.Cave & N.G.Payne	67.	66.00.
V 282V	S. B. Deal	36.	62 3.5 0.
285.	R. W. Herndon	106.	None.
288.	Mrs. Edgar Marshall	724	123.00-
291	D. S. Wilhoite	51.	102.00.
×2921	L. P. Taylor	96.	255.004
296.	R. T. McDaniel	98.	None.
298.	R. B. McDaniel	50.	170.00-
301.	Lincoln Berry	39.	None.
302.	Ora E. Coates	35 •	None.
3071	W. R. Cole.	98.	17.50
\$ 307-a4	W.R.Cole	25.	84.00 >
308	Carrie Cole Jenkins	82 (None.
× 30.9+	J. G. Cole,	89.	235.00
311.	T. S. Huffman	45.	None •
/ 311-a.	T. S. Huffman	3 •	15.00.
× 316.	E. L. Wallace	82	271.50.
× 318	L. S. Walker	70	154.50
V343.	Sawney Marks	280 •	310.00
V 347	F. W. Mauck Est. 5m		None
	Tot	als 2951	\$3889.40
	· ·		\$4037,00
28 Gas	4		

Summary

Of Ward-Rue and Madison Timber Corporation Timber Rights & Fee Lands.

NAME	TIMBER RI	GHTS FEE	TOTAL.
Ward-Rue	1700.75	\$	\$1700.75
Madison Timber Corpore	ation 4037.40	\$28,858.50	32895.90
Total	4037,30		34596.65
Present value of Timb	er now being cut	Fee Lands	4504.00
Present value of Timbe	er now being cut	Timber Rights	3111.00
Value of Laps			911.50
Gr	and Total		\$ 43123.15

#191b- Madison Timber Corporation

Acreage Claimed:

Assessed: No record

Deed: No Record

record

Assessed:

Deed:

Value Claimed:

Area: 30 A.

Location: South side Jerman Ridge; wholly in Park area.

Incumbrances, counter claims or laps: None known.

Soil: Sandy loam; slopes moderate to steep and rocky.

Roads: Twelve miles northeast to Madison

History of tract and condition of timber: Poplar, oaks, and miscellaneous species culled out, 8 to 10 years ago on lower slopes; logs left in woods on account of difficult logging

conditions.)

Improvements:

24 M. It. 90% Chestnut oak at \$1.50----

\$36.00

Acreage and value of land by types:

Types:

Acreage:

Slope 30

Value per A.

Total

\$3.00

\$90.00

Total value of land:

\$90.00

Total value of timber 36.00

Total value of tract: \$126.00

Average value per acre: \$8.29

TO THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitioners Ex. No. 6 - Marsh - Shorts 2. IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

COUNTY: MADISON DISTRICT: RAPIDAN

State Commission on Conservation vs. D. F. Anderson, et al

#191-c-I - Madison Timber Corporation

Claims of Ward-Rue Lumber Co. and Madison Lumber torporation.

Lap on

Petitioners Ex. No. 18-March- Phuto 2. W. A. McDaniel Tract #205-a

Acreage Claimed:

Assessed:

Deed:

Value Claimed:

Assessed:

Deed:

ocation:

Conway River, entirely within the Park area.

Incumbrances, counter Claims or laps: This tract is an apparent lap of the Madison Timber Corporation Tract #191-c on

the W. A. McDaniel Tract #205-a.

Soil:

Sandy loan of a good depth and fertility. Slopes

are moderate. Most of the area is covered by

growth of Mountain laurel.

Roads:

11 miles dirt road, and 9 miles hard surface

road to Barboursville.

History of Tract and condition of timber: Part of this tract
has been cut over years ago. The remaining stands
concists of 80% oak, 15% poplar, and 5% others.

44 M ft. saw timber @ \$3.00 per M.....\$132.00

38 Tons Chestnut oak bark @ \$1. per ton... 38.00

Improvements: None

Value of land by types:

Type: Slope	Acreage 31	Per Acre	Value
Grazing	6	35.00	210.00
Tillable	3	10.00	30000
			\$ 302.00

#191-d MADISON TIMBER CORPORATION

Acreage Claimed: *

Assessed: *

Deed:

Value Claimed:

Assessed:

Deed:

AREA: 11

Location: E and W slopes of Kantuck Ridge, wholly in Park area.

Incumbrances, counter claims or laps:

Soil:

Sandy loam of moderate depth and fertility. On

ridge, some outcrop.

Roads:

25 miles to Somerset nearest railroad- 6 miles county

road, 17 miles State Highway.

History of tract and condition of timber: Land cut over clean by Ward-Rue in 1920. Only a few scattered cull C.O. remain. Restocking poorly to hickory, oak, etc. No merchantable timber or bark. Not burned in recent years.

Improvements: No improvements.

Acreage and value of land by types:

Type: Acreage: Value Total Per Acre Value Slope 11 \$3.00 \$33.00

Total value of land.....\$33.00

Total value of tract.....\$33.00

Average value per acre..... \$3.00

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Citizoners Ex. No. 8-march - 2 Sheets

^{*} Assessment included in entire Ward-Rue holdings.

#191-0 MADISON TIMBER CORPORATION

Acreage Claimed:

Assessed:

Deed:

Value Claimed:

Assessed:

Deed:

AREA: 206

Location: Garth Run, entirely within the park area.

Incumbrances, counter claims or laps:

Soil:

Sandy loam of fair depth and fertility. Rocky over

most of the area. Slopes are moderate.

Roads:

Three miles dirt road to Wolftown-14 miles sand and gravel

road to Somerset, the nearest shipping point.

History of tract and condition of timber: This tract was cut over

about ten years ago, and the best of the timber removed.

At lower elevation the timber was almost all removed,

but at higher elevation there are patches of chestnut oak IN THE CIRCUIT COURT OF MADE At Law, No. 82 and red oak which were not culled very heavily. Most of

State Commission on Conservation

COUNTY, VIRGINIAL

Petitioners

vs. D. F. Anderson, et al

the slopes are covered by mountain laurel, and at lower elevation where timber was culled heavier there is a thick

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Br. No. 9-marsh - Phuts -

stand of restocking of various species. The remaining

stand of saw timber consists of 80% oaks, mostly chestnut

oak of fair quality, 13% poplar of poor quality, and 7%

hickory of fair quality.

127 M ft. oaks and hickory @ \$2.50 per M......\$317.00

19 M " poplar @ \$3.00 per M...... 57.00 262.00 262 Tons bark @ \$1.00 per ton......

636.00

Acreage and value of land by types:

Type: Slope Acreage

Value Per Acre

Total Value 412.00

Total value of land........\$412.00 Total value of timber...... 636.00 Total value of tract..... \$1048.00 Average value per Acre \$5.09

#191-f MADISON TIMBER CORPORATION

Acreage Claimed: Assessed: Deed:

Value Claimed:

Assessed:

Deed:

AREA: 410

Location: Extending across Earth Run, wholly within the Park area.

Incumbrances, counter claims or laps: None known.

Sandy loam of fair depth and fertility. Slopes are Soil:

moderate to steep and upper slopes rocky.

23 miles to Somerset the nearest railroad station-Roads:

6 miles county road, and 17 miles State Highway.

History of tract and condition of timber: Land culled for poplar

and oak in 1920 by the owners. Some scattered mature

C. O., Hickory and Poplar. Land burned over in the

Spring of 1951. Much of the young timber was destroyed.

Restocking to Poplar and Oak. There is a scattered stand, chiefly Chestnut Oak remaining on the tract (aggregating 50 M and 120 Tons of bark. It has only a nominal value.)

Acreage and value of land by types:

Type:	Acreage	Value Per Acre	Total Value
Slope Cove	402 8 410	\$3.00	\$1206.00 40.00 \$1246.00

Total value of timber 50 M @ \$1.-\$50.

120 T @ 50d -- 60. 110.00

Total value of tract..... \$1356.00 Average value per acre \$3.30

COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitioners - March - Aluts 2

#191g - Madison Timber Corporation (continued)

Total	value	of	land	.1	 	 		 \$965.00
								\$997.00
								1962.00
Averag	ge valu	10	per a	cre	 	 	 	\$5.33

#191g - Madison Timber Corporation.

Acreage Claimed:

Assessed:

Deed: 391 A.

Value Claimed:

Deed:

Area -- 368 Acres

Location:

On the eastern slope, and partly on the western slope of Allen's mountain, near Park Positions #591 and #592 and all inside the Park area.

Incumbrances, counter claims or laps: None known.

Soil:

Over most of the tract the soil is clay loam of good depth and fertility. (Moderately rocky, excepting for small areas where there are some rock outcropping. Northeast -- southeast and southwest exposure. Steep to moderate slopes.

Roads:

Two miles over fair dirt road to Wolftown: thence fourteen miles of good sand-gravel road to Somerset, nearest shipping point.

History of tract and condition of timber: The southern and OMadison Lumber Corporation of Catterners of southwestern part of the tract was cut over about ten or fifteen years ago. The northern part of the tract was culled over during the same period. The present stand on the northern portion of the tract is largely short bodied one log chestnut oaks with some poplar and red oaks scattered through out. The timber ranges from 4" to 20" D. B. H. over the northern part of the tract and from 4" to 20"

from 4" to 12" D. B. H., over the cut over area. Total volume Value per M. Total values Chestnut oak 156,000 33.00 Red oak 23,000 \$3.00 69.00 Poplar 25,000 35.00 125.00 Hickory 5,000 \$3.00 15.00 \$677.00 Chestnut oak bark 320 tons \$1.00 320.00

D. B. H., over the northern part of the tract) and

Improvements: None.

Value of land by types:

*		Value	Total
Type	Acreage	per acre	Value
Cove	30	\$4.00	\$120.00
Slope	338	2.50	845.00
	368		\$965.00

#191-h - Madison Timber Corporation

Acreage Claimed:

Assessed:

Deed:

Value Claimed:

Assessed:

Deed:

Area -- 223 acres.

Location:

On east slope of Allen's mountain, near Park Positions \$569 to \$576. Intirely within Park area.

Incumbrances, counter claims or laps: None known.

Soil:

Clay soil, deep and fertile in cove, good depth and fair fertility on slopes. Moderately rocky. Steep to moderate slopes. Southeast and northwest exposure.

Roads:

Two miles over fair dirt road to Wolftown: thence fourteen miles of good sand gravel road to Somerset. nearest shipping point.

History of tract and condition of timber: The tract was rather heavily cut over about twelve years ago. The central portion of the tract was severely burned last surmer and all young timber on that portion was killed. The

soil fertility was impaired by the fire.

The present stand consists of young nixed oaks. with poplar and hickory predominant in the coves and on the better soils. This younger stand ranges from 2" to 8" D. B. H. The nature timber now present on the tract consists of short one log chestnut oak, red oaks and hickory. In the upper end of the cove there is a thrifty stand of yellow poplar, ganging from 10" to 18" D. B. H.

On account of the scattered condition of the timber it cannot be operated at a profit. It has been given a nominal value of \$1.00 per M., for timber and

50g per ton for bark. Species Total volume

Value per H. Total value 20,000 \$1.00 \$1.00 12,000 \$12.00 30,000 31.00 \$30.00 Chestnut oak bark 50 tons .50 25.00

Improvements: None.

Chestnut oak

Red oak

Poplar

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

(continued)

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitionera Ex. No. 12 - Marsh. Shuts 3.

#191-h - Madison Timber Corporation (continued)

Value of Land by types:

Type	Acreage	Value per acre	20000
Slope	131	\$2.50	\$327.50
Slope (burn)	56	1.00	56.00
Cove	36	4.00	144.00
	223		\$527.50

Total value	of	land\$527.50
Total value	of	timber 87.09
Total value	of	tract\$614.50
Average valu	ie j	per acre \$2.75

16

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation. COUNTY: MADISON DISTRICT: RAPIDAN

REI NO. 16 - March - Ahutoz. #191-I - MADISON TIMBER CORPORATION Lapon C. E. Kite#210

Acreage Claimed:

Assessed:

Deed:

Value Claimed:

Assessed:

DeedL

Area: 34 A

Location: Rapidan River and entirely within the Park area.

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

Soil: The soil is a rocky sandy loam of good depth and fertility, with a large amount of humus. There are many boulders and outcrops; slopes are steep with a northern exposure.

Roads: Five miles over rough roads to Graves Mill, and thence twenty-five miles to Somerset, the nearest shipping point, 12 miles of which is paved.

History of Tract and condition of timber: The tract was cut over about 1923, and there is no merchantable timber. There has been no fire for many years, and there is good young poplar, and red and chestnut oak to 12" DBH.

Improvements: None

Value of land by Types:

 Type:
 Acreage
 Per Acre
 Value
 Total

 Cove
 20
 \$4.50
 \$90.00

 Slope
 14
 2.00
 28.00

 \$118.00

Total value of land.....\$118.00

Total value of tract.....\$118.00

Average value per acre..... \$3.47.

#191-i - Madison Timber Corporation (continued)

Total value	of	land\$230.00
Total value	of	improvements 15.00
Total value	of	timber1058.00
Total value	of	tract\$1303.00
Average val	ue j	per acre \$14.96

#191-1- Madison Timber Corporation:

Acreage Claimed:

Assessed: 98

Deed:

Value Claimed:

Assessed:

Deed:

rea -- 87 acres.

Location: Allen mountain. Entirely within the Park area.

Incumbrances, counter claims or laps: Survey description contained in deed for this tract will not close. This, no doubt, explains the shortage in acreage.

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

Four miles dirt road to Wolftown and fourteen miles Roads: sand and gravel road to Somerset, the nearest shipping point.

History of tract and condition of timber: A part of this tract was cut over about ten years ago, taking the best of the timber off this area, but was not clear cut. There is some merchantable saw timber on this area. Unculled portion has a stand of good quality chestnut oak of good size and height. Most of the area is covered te Commission on Conservation D, F. Anuerson, et al Claims of Ward-Rue Lumber Co. Madison Lumber Corporation. by a growth of mountain laurel which would hinder logging and bark peeling operations to some extent. The restocking area has good stand of young poplar up to 10" D. B. H. The stand consists of 90% chestnut oak, 5% red oak and 5% poplar. No. 13 - 7h 252 M. chestnut oak @ \$3.00 per M.

\$756.00 14 M. red oak @ \$3.00 per M. -42.00 14 M. poplar @ \$5.00 per M. 70.00 190 tens chestnut oak bark @ \$1.00 per ton -190.00

Improvements: Dwelling: Log, 14x24', 4 rooms, shingle roof, stone flues, 12 story, abandoned, pillar foundation. \$15.

Value of land by types:

\$2.00 10.00 4.00 \$230.00

(continued)

#191-j MADISON TIMBER CORPORATION

Acreage Claimed: Assessed: Deed:

Malue Claimed: Assessed: Deed:

Area: 24

Location: W. side Garth Run, wholly within the Park area.

Incumbrances, counter claims or laps: None known.

Soil: Sandy lam of moderate depth and fertility.

Roads: 23 miles to Somerset, the nearest railroad- 6 miles County road to Wolftown, thence 17 miles State Highway.

History of tract and condition of timber: Timber cut clean by Ward-Rue in 1920. Land burned over in Spring of 1931 by damaging fire. Top soil laid bare over much of area.

No merchantable timber or bark.

Improvements: None

Acreage and value of land by types:

Type: Acreage Per Acre Value Total Value Slope 24 \$3.00 \$72.00

Total value of land...... \$72.00

Total value of tract..... \$72.00

Average value per acre..... \$3.00

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Patitioners Ex. No. 14- March. Phuto 2.

COUNTY: MADISON DISTRICT: RAPIDAN

#191-k MADISON TIMBER CORPORATION

Acreage Claimed:

Assessed:

Deed:

Value Claimed

Assessed:

Deed:

Area: 5 acres

Location: On Garth Run, wholly within the Park area.

Incumbrances, counter claims or laps:/ None known.

Soil: Sandy loam of good depth and fertility. Bottom land near stream with only slight slope.

Roads: 25 miles to Somerset the near railroad - 7 miles to county road, and 18 miles State Highway.

History of tract and condition of timber: Area acquired through exchange with T. S. Huffman. Used as headquarters for logging operations by Ward-Rue in 1920. No timber, all grazing.

Improvements: Dwelling, log, 28x28', 6 rooms, shingle roof, paper roof, lastory, walls log, solid foundation, spring water, poor condition, occupied by tenant (Weatherboarded)

Old Kitchen 16x16, log, shingle roof, poor con.... 5.00

Old meat house 12x12, log, shingle roof, poor con.... 5.00

3 peach trees at \$1.00 each..... \$3.00

Acreage and value of land by types:

Type: Grazing	Acreage 5
Total value	of land\$100.00 of improvements160.00 es @ \$1.00 each3.00 of tract\$263.00
Average val	ue per acre \$52.60

Value Per Acre \$20.00

IN THE CIRCUIT COURT OF MAINSON COUNTY, VIRGINIA. At LAW, NH. 82

Total

Value

State Commission on Conservation vs. D. F. Ancerson, et at

Claims of it as there investors in and Marison I resulted organization. Petrioner Ex. No. 15 - March. Chals 2.

COUNTY: MADISON DISTRICT: RAVIDAN

AREA: 264

MADISON TIMBER CORPORATION RIGHTS

ON

#195 - SHIFFLETT & MCDANIEL

Location: Both sides of Wilson Run.

Expiration Date: (June 12, 1936, five year option.)

Roads:

Ten miles of rough dirt road to Wolftown, thence 14 miles over good sand clay road to Somerset, the nearest shipping point.

History:

Wooded area was cut over about ten years ago. The present stand consists of mixed Oaks and some Hickory on the slopes, and poplar and ash in the cove. In the north central portion of the tract there is a pure stand of chestnut oak very crooked and defective, ranging from 3" to 24" D.B.H. Has only a Bark value. There are some short bodied, one log red oaks and ash scattered along the main stream in the western portion of the tract and in the northeastern part of the tract. There are crooked defective cheatnust oaks of Bark value only scattered over the entire wooded area.

The estimate of timber and the value is as follows:

Average value per acre..... \$1.63

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. - At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Patitioners Ex. No. 20-Marsh. Shuls 1.

SUPPLEMENTAL REPORT

COUNTY: MADISON DISTRICT: RAPIDAN

TIMBER OWNED BY THE MADISON TIMBER CORP.

#196 - G. W. KINSEY TRACT

AREA: 524 A

(All) of the accessible saw timber was removed from this tract in 1922 and 23. The remaining stand consists of Chestnut oak, Basswood, Red Oak, and Poplar, and is located on the steep, rough upper slopes of the tract. It will cut by estimate, 112 M bd. ft, about 70% Chestnut Oak, 15% Basswood, 10% Red Oak, and 5% Poplar, and 123 tons of bark. The most of the timber is scrubby, scattering and damaged by fire. Most of this area is covered by a dense growth of laurel, and also has loose rock and some outcrops. The quality of the timber and the logging conditions are such that it has no value.

Chestnut Oak Red Oak Basswood Poplar

BM

123 tons

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber t orporation.

Metitioners Ex. No. 21-march. phuts 1

22

COUNTY: MADISON DISTRICT: RAPIDAN

MADISON TIMBER CORPORATION RIGHTS

ON

#209 - W. T. SHIFFLET

Expiration date: January 5, 1938, with option to extend time

This covers 56 acres and has not been cut over except for farm use. There is a good stand of chestnut oak to 50" DBH, much being defective. An occasional red oak is found. There is considerable Laurel and steep rough slopes make logging rather difficult.

On 56 acres the estimate is

160 T Chestnut oak bark at \$1.50..... 240.00

Value per acre \$7.23

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Ex. No. 22 march. Phuts

Madison Timber Corporation Timber Rights on #213 - Fincham, B. W.

Area --- 30 A.

Location: Timber rights expire March 20, 1938 with option of renewal for five years.

Timber description: Area culled over for poplar and oak. Many chestnut logs in woods. Timber is chestnut oak and scattered poplar and hickory. Land not burned recently.

27 M. ft. @ \$1.20 --- \$32.40

50 T. bark @ .50 --- \$25.00

Total value of timber and bark -- \$57.40

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber torporation.

Petitioners E. No. 23-march. Phuto,

Supplemental Report Timber Rights

24

County: Madison District: Rapidan

#233 - T. R. Daniel.

Acreage Claimed: No record

Assessed No record

T. R. Deed 369 A.

Value Claimed:

Area: 335 A. Timber rights 351 A. in entire tract.

Expiration date: October 5, 1936 with option to extend time limit five years.

Timber description: Lower slopes have been culled for poplar and oak. On upper slope is tature poplar and chestnut cak with scattered red oak and hickory. Land not burned in recent years.

107 M. chestnut oak @ \$1.00 - \$107.00

18 M. poplar @ \$5.00 - 90.00

54 M. others @ \$1.00 - 54.00

200.00

Value of land by types:

Type

Acreage 335 Value per acre Total Value

Total value of timber Total value of tract Average value per acre

\$451.00 \$451.00 \$1.35

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Magison Lumber Corporation.

Ex. No. 24- march. Phuts 1

25

County: Madison

Bistrict: Rapidan

Madison Timber Corporation Timber Rights on

#239 - C. L. Blakey.

Acreage Claimed:

Assessed

Deed

Value Claimed:

Location: Head of Courtney Hollow.

Timber Rights. 7Area: 55 A. total area

Expiration date: 9/26/36 with option to extend time limit five years from that date.

Soil:

Incumbrances, counter claims or laps:

Roads:

has been removed from the 55 acres covered by the timber rights of the Eadison Timber Corporation. What nature timber was left from recent logging operations is too and macausally scattered to be operated at a profit.

Improvements:

Value of land by types:

Туре

Acreage

Value per acre Total Value

Total value of land ;

Total value of improvements

Total value of timber

Total value of tract

Average value per acre.

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitioners Ex. No. 25- Marsh. Plusto 1

County: Madison District: Roberson

andison Timber Corporation - Timber Rights on #242 - N. D. Aylor.

> Area: 150 Acres - Timber Rights. 150 acres total area.

Location: Bast side of German Ridger near Aylor, Virginia.

Partly inside and partly outside the Park area.

Expiration date: Soptember 14, 1937 with the option to extend the time limit five years.

History of tract and condition of timber: (This tract is estimated to out 327,000 bd. ft. of merchantable saw timber of the following species:

White oak -- 5.000 bd. ft.

Chestnut oak -- 2d2,000 bd. ft.

Red oak -- 60,000 bd. ft.

Poplar -- 20.000 bd. ft.

Total 327,000 bd. ft. 0 33.00 per H. 3981.00

300 tons of bark 8 \$1.50 per ton 3450.00

Total value of timber \$1631.00

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Maoison Lumber Corporation.

Ex. No. 26 - march. Phuts 1.

SUPPLEMENTARY REPORT

County: Madison District: Rapidan

Madison Timber Corporation Timber Rights

(267a) ---- Cave & Payne

AREA: 67 A. Timber Right 67 A. Total Area of Tract

Expiration Date: August 15, 1937, with option to extend time

Incumbrances, counter claims or laps: Madison Timber Co.-67 A.

Expires 8/15/37 with 5 yr. option of renewal.

History of tract and condition of timber: Poplar and Oak culled closely over entire tract. In Cove, good stand of merchantable 2nd growth Poplar; (heavy stand of dead chestnut on upper slope) Land restocking with poplar, locust, hickory, maple and oak, with poplar occurring in pure stand in Cove. Land not burned recently.

15 M. ft. Poplar) 7 M. ft. Misc.) @ \$3.00-- \$66.00

Improvements: None.

Value of Land by types:

Total value of Timber: \$66.00

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitioners Ex. No. 27- Marsh. Phuls 1.

Supplemental Report

County: Madison District: Rapdian

Radison Timber Corporation Timber Rights

§282 **•** or

Deal. S. B.

Acreage Claimed:

Assessed

Deed

Value Claimed:

Area: 36 Acres.

Total area 120 acres.

Expiration date: 10/27/36 with option to extend time limit five

Location:

8011:

Roads:

History of tract and condition of timber: The combined acreage of the two detached areas covered by timber rights in this case is 36 acres. (All of the merchantable timber has been removed from the smaller timber right area at the north end of the tract. No timber has been cut by the present owners from the other area where the estimated stand of merchantable timber is.

142 M. ft. B. M. 0 04.00 --- 0500.00

37 tone chootnut on bark at 01.50 -- 055.50. Making a total of 0523.50.

aprovements:

Value of land by types:

Type

Acresse

Value per acre

The tracker has well !

Total Value

Total value of timber \$623.50.

re

County: Madison District: Rapidan

#285 - Madison Timber Corporation Timber Rights on

R. W. Herndon.

Acreage Claimed:

Assessed

Deed

Value Claimed:

Area: 106

Location: On the west side of German Ridge between U. S. Positions #390 and #394 and partly outside the Park area.

Expiration date: April 27, 1936 with option to extend time limit five years.

Boil:

Roads:

the owners of the timber rights were completed on this tract about 1927. The timber that was left is located on the higher and rougher slopes (and cannot be considered as having any market value)

Improvements: --

Value of land by types:

Type

Acreage

Value per acre Total Value

Total value of land Total value of improvements Total value of tract Average value per acre

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Ki. No. 29 - march. Phuts 1.

County: Medison
District: Rapiden

288 Medison Timber Corporation Timber Rights. on
\$288 - Mrs. Edgar Marshall.

Agreage Claimed:

Assessed

7. R. Deed 93.125 A.

Value Claimed:

Area: Timber rights - 72 serce.

Total area - 188 acres.

Location:

Northeast side of German Ridge in fear detached lots between U. S. Positions #341 and #348, and partly outside the Park area.

Expiration date: 9/26/37 with option to extend time limit five years.

3011:

Roads:

History of tract and condition of timber: Most of the perchantable

timber was removed from these areas on which the Madison

Timber Corporation own the timber rights about (two) years

ago. The remaining timber consists of chestnut oak, red

oak and yellow poplar located on the two relatively small

areas in the south and west portions of the Marshall

tract. (The total estimated stand of merchantable timber

now on the areas described above is:

36 M. ft. B. M. @ \$3.00 ---- \$108.00

10 tons of chestnut bark @ \$1.50 - 15.00

Improvemente: None.

Value of land by types:

Type Aergage

Value per sere Total Value

Total walue of timber 0123.00

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

F.x. No. 30- march. Phuto 1.

#291 - Timber Rights of Madison Timber Corporation

on Wilhoite, D. S.

Acreage Claimed:

Assessed

Deed

Value Claimed:

Area: 51 A. Timber rights. 51 A. Total area.

On west side of German Ridge between U. S. Positions Location: #370 and #376 and partly outside the Park area.

Expiration date: October 27, 1936 with option to extend time limit five years.

Boil:

Roads:

History of tract and condition of timber: This tract has been heavily culled; some recent cutting of poplar. The remaining stand consist of second growth poplar and red oak with a few mature trees on the northern part of the tract. Last cutting of poplar in 1930. Merchantable stand is estimated et at 34 M. bd. ft. @ \$3.00 --- \$102.00.

Improvements:

Value of land by types:

Type

Acreage

Value per acre Total Value

Total value of timber \$102.00 34 M. ft. @ \$3.00 per M.

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitioners Ex. No. 31-march - Rhuts 1. County: Madison
District: Rapidan
Madison Timber Corporation Timber Aights on
#292 - L. P. Taylor.

Acreage Claimed:

Assessed

Deed

Value Claimed:

area: Timber rights - 96 acres.

Total area - 96 acres.

Location: At extreme south end of German Ridge between U. 8.

Positions #361 and #366.

Expiration date: September 1, 1937 with option to extend time limit five years.

Soil:

Roads:

History of tract and condition of timber: The timber on the northeast side of this tract was cut about 1927. The remaining timber is located on the southwest side of the tract.

(on an area of approximately 38 acres) and consists of some good black and white oak with some scattering red oak, poplar and chestnut oak. Satimated to cut 85 bd. ft. 6 33.00 per M. -- \$255.00.

Improvements: None.

Value of land by types:

Type Acreage

Value per acre Total Value

Total value of timber - \$255.00

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Angerson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitioners Ex. No. 32. March. Phiets 1.

Ison 3

County: Madison District: Rapidan

SUPPLEMENTAL REPORT

AREA: 98 A.

#296---- R.T.McDaniel

EXPIRATION DATE: ----

laurel.

All the accessible saw timber was removed from this area bout 1920; the remaining timber consisting of scrubby chestmut oak and red oak, is located on the rough steep slopes.

Some of the area is covered with a dense growth of

The quality of the timber and the logging conditions are/so bad that it has no market value,

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Celitioners Ex. No. 33-marsh. Aluts 1,

Madison Timber Corporation Timber Rights On #298- R. B. McDaniel

AREA: 51 A.

Timber Rights expire 4/16/36 with option of renewal for five years.

History of tract and condition of timber:

About 10 acres has been cut over by Ward-Rue. The remainder supports a stand of scattered mature Chestnut

Oak in open stand. Land was severely burned in spring of

1931, damaging much of the timber. Heavy laurel covers

ground. (Reproduction is scant.)

60 M. ft. C.O. @ \$2.00---- \$120.00

50 tons Bark @ \$1.00 50.00 \$170.00

Total value of timber and bark:

\$170.00

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Felilianers Ex. No. 34-marsh. Phut 1.

#301 - Berry, Lincoln

Area: (39) A. Timber Rights 169 A. in entire tract.

Expiration Date:

September 8, 1936, with option to extend time limit five years.

The Madison Timber Corporation owns the timber rights on a part of this tract.

(A) On the southwest corner of the tract on an area of about 30 acres all the timber has been cut. Cutting was close, practically all merchantable timber taken. On upper slope was left scattered chestnut oak deformed and defective. Not sufficient chestnut oak to have value for bark. Land is restocking with poplar, maple, hickory and oak. Not burned over recently.

(B) On the eastern part of the tract on about 35

(B) On the eastern part of the tract on about 35 acres there is a scattered stand of red oak, white oak, poplar and chestnut oak.

The estimate and values is as follows:

30 M. ft. 41.50 --- \$45.00 25 T. bark 50¢ --- 12.50 300 locust posts 5¢ --- 15.00

Madison Timber Corporation on #302 -Coates, Ora E.

Acreage Claimed:

Assessed:

Deed:

Value Claimed:

Assessed:

Deed:

Area: 35 A. Timber rights 40 A. in entire tract.

Location:

Expiration date: September 2, 1936 with option to extend time limit five years.

Soil:

Roads:

History of tract and condition of timber: Timber on this land cut (over) in 1920 by (Ward Rue. (Only scattered cull ties of chestnut oak, poplar, oaks, left. Much young poplar coming back, also hickory and maple.

Bark too scattered to have value.) No merchantable timber.

Improvements: None.

Value of land by types:

Type Acreage

Value per acre Total Value

Total value of timber -- no value.

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Angerson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitioners Ex. No. 36-Marsh. Phito.

Madison Timber Corporation Timber Rights on

#307 - Cole, W. R.

Acreage Claimed:

Assessed

Deed

Value Claimed:

Area: 98 A. Timber Rights: 160 A. Total area of tract.

Location:

Expiration date: The timber rights on 50.4 A. expire May 10, 1936
with five years option of renewal. The timber rights
on 47.8 A. expire October 31, 1936 with five years
option. 50.4

98.2

Soil:

Roads:

History of tract and condition of timber: Land cut over in 1920.

Scattered chestnut oak left. On upper slope chestnut oak is defective. Land restocking with poplar, hickory, locust, maple, etc.

7 M. chestnut oak @ \$2.50 --- \$17.50.

Bark too scattered to be of value.

Improvements: None.

Value of land by t ypes:

Type Acreage

Value per acre Total Value

Total value of timber

\$17.50

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Pelitioners Ex. No. 37. March - Phuts 1.

Madison Timber Corporation Rights on #307a - Cole, W. R.

Acreage Claimed:

Assessed:

Deed:

Value Claimed:

Assessed:

Deed:

Location:

Area: 25 A.

Eastern slope of Allan's Mountain, near Park Positions
#584 to #589. Timber rights entirely within Park area.

Expiration date: October 31, 1931. Additional five year option.

Soil:

Sand clay, good depth and fertility over large portion of tract. Large rock outcrop along northern side of tract. Northeast and southeast exposure.

Roads:

Two miles of fair dirt road to Wolftown; thence fourteen miles over good sand-gravel roads to Somerset, nearest shipping point.

History of tract and condition of timber: Choice timber was removed from the tract over a period of years up until about ten years ago. The present stand consists of mixed oaks, some hickory and poplar, ranging from 4" to 26"

D. B. H. The present mature timber is predominantly short bodied chestnut oaks, a large percentage of which is defective and consequently having only a bark value.

Species Strip tally - Average per A. - Acres - Total value -Chestnut oak 1140 407 10,175 25 Red oak 370 10 132 3,300 Hickory 230 82 11 2,050 Totals 1740 621 19 15,525 Chestnut oak bark 2.66 tons .95 24 tons

Value per M. -- Total value Chestnut oak \$3.00
Red oak \$3.00
Hickory \$3.00
Totals \$3.00 \$48.00

Totals \$3.00 \$48.00 Chestnut oak bark \$1.50 \$36.00

Improvements: None. Value of land by types: ----

Total value of timber \$84.00 Average value per acre \$3.36

SUPPLEMENTAL REPORT

County: Madison District: Rapidan

Wadison Timber Corporation Timber Rights on #308- Carrie Cole Jonkins

> ARRA: 82 A. Timber Rights 139 A. Area of Tract

EXPIRATION DATE: July 12th, 1936, with option to extend Time limit 5 years.

Soilies

Roads:----

History of tract and condition of timber: 'Only cull trees

left on land. Land is slowly restocking with

Poplar, Hickory, Maple, etc. from 1 to 3 ins.

diameter. Land not burned recently.

Chestmut Oak too scattered to have value for bark. No merchantable timber.

Improvements: None.

Acreege and value of land by types:

STATE CATE AND STATE OF THE PARTY AND

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitioners Ez. No. 39 - march. Shuts 1.

Supplemental Report

County: Madison District: Rapidan

Madison Timber Corporation Timber Rights on #309 - Cole, J.G.

Acreage ClaimedL:

Assessed

Deed

Value Claimed:

Area: 89 A. Timber Rights 118 A. in entire tract.

Location:

Expiration date:

July 12,1936 with option to extend time limit

five years.

Soil:

Roads:

History of tract and condition of timber: Slope on north side facing Garth Run cut over clean in 1920 by (Ward-Rue).

On south side stand has been culled. Scattered chest -nut oak and white oak left. (Rather heavy stand dead chestnut on upper slope.) On north side restocking is poplar, locust, hickory, etc.

M.ft. chestnut oak
M.ft. white oak
M.ft. miscelleneous
M.ft. @ \$3.50
Tons C.O.Bark A \$1.00

\$ 175.00 60.00 \$ 235.00

Improvements:

None.

Value of land by types:

Type Acreage Value per acre Total value

Total value of timber # 235.00

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitioners Ex. No. 40-marsh. Sheets 1.

Fadison Timber Corporation on #311-a - Buffman, T. S.

Ares -- 3 acres.

TIMER

This tract is estimated to have 5 H. bd. ft. of white, red, black, and chestnut oak, valued @ \$3.00 per H. 5 H. oak @ \$3.00 \$15.00

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitioners Ex. No. H2. March. Shutol.

Madison Timber Corporation on #311 - Huffman, T. S.

Area -- 45 acres.

TIMBER

The timber on this tract was cut by the Madison Timber Corporation in 1920. No merchantable timber remains on the tract.

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Pelitimens Phuto 1.

Madison Timber Corporation- Timber Rights on

#316 Wallace, E. L.

Area -- 82 acres.

Location: Eastern slope of Allen's Mountain.

Expiration date: April 20, 1937, with option to extend the time limit five years.

Two miles of fair dirt road to Wolftown; thence fourteen Roads: miles over good sand gravel road to Somerset, nearest shipping point.

History of tract and condition of timber: The choice timber was removed over a period of years up until about ten years ago. (The present stand consists largely of mixed oaks, poplar and white pine, ranging from 2" to 10" D. B. H. The present mature stand consists of short bodied one log chestnut oaks and red oaks with occasional white pines scattered over the tract. The mature timber ranges from 10" to 30" D. B. H. A large percentage of the chestnut oak of the larger diameters are very crooked and defective and consequently have only a bark value. The estimate ---

Species Chestnut oak Red oak	Total stand - Value 19,512 11,644	\$3.00	-Total value
White oak	39,520	\$3.00	5120.00 (nearest M
Chestnut oak be	Pk / www.manusaaaaa		271.50

Total value of timber and bark --- \$271.50 3.31 Average value per acre

> IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitionens Ex. No. 43 - March, Phietol

Wadison Timber Rights on #318 -Walker, L. S.

Acreage Claimed:

Assessed

Deed

Value Claimed:

area: 74 A. #-See foot note

Location: Near Positions #554 to #560, timber rights.

Expiration date: October 23, 1936, option of renewal for five years.

Roads: Five miles of fair dirt road to Stanardsville; thence nine miles over Spotswood Trail to Barboursville.

Description of timber: The tract was rather heavily out over up until about ten years ago. The present stand consists mostly of young mixed oaks, poplar and hickory from 2° to 10° D. B. H. The present mature timber consists of short, one log trees, predominantly chestnut oak with some red oak, poplar and hickory. The chestnut oak ranges from 8° to 20° D. B. H. A large percentage of the chestnut oak is unfit to manufacture into lumber and has only a bark value.

Chains - 73 Strip acreage # 7.3

Species Strip tally Average per A. Total Total

Acreage:stand on

emperatura contrata contrata de la contrata del contrata del contrata de la contrata del la contrata de la contrata del la contrata de la contrata de la contrata de la contrata de la con	VACOU U
Chestnut oak 1110 ba. ft	70 10,640 bd. ft
Red oak 1010 bd. ft	70 9,660 "
Poplar 320 bd. ft	70 3,080 "
Hickory 470 bd.Ft.	70 49480 "
Totals 2910 bd. ft	70 27,860 -
rounded to 28,000 bd. ft.	
Chestnut oak bark 4.90 to	70 47 tons.

Due to the comparatively small amount of saw timber and the fact that it is scattered over the entire tract the total volume of all species is used as a whole and the total value calculated accordingly.

Value of timber 28,000 bd. ft. @ \$3.00 per M. --- \$84.00 47 tons of chestnut oak bark © \$1.50 per ton --- \$70.50

Total value of timber \$154.50 Average value of timber & bark only \$2.21

#Note - The timber rights of the Madison Timber Corporation cover 99% acres now owned by L. S. Walker. Part of this tract is outside of the Park area.

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Fellowers.
Ex. No. 44 - Wardel.

45

SUPPLEMENTAK REPORT

COUNTY: MADISON DISTRICT: RAPIDAN

AREA 280

MADISON TIMBER CORPORATION RIGHTS

ON

#343 - SAWNEY MARKS

Location: West slope of Allen's Mountain.

Timber Rights: Expiration date, June 12, 1936, with five year option.

Roads:

One mile of steep rough road to County road near Fletcher's Store, thence nine miles over fair dirt road to Stanardsville, thence nine miles over Spotswood Trail to Barboursville, the nearest shipping point.

History:

The area on which the Madison Timber Corporation has Timber Rights, was cut over about 10 to 15 years ago. All accessible timber was removed at the time with the exception of Chestnut oak bark. The present stand on the slopes consists of crooked defective chestnut oaks, with a dense undergrowth of Laurel. There are some short bodied white pine and other species scattered over the tract. The chestnut oak is confined to the eastern and western portions of the tract. The central portions was completely cut over. (The portions on which the chestnut oak is found are estimated to cut an average of 12 tons of chestnut oak bark per acre, or a total of

IN THE CITA UPT COURT OF MADISON COUNTY, VIRGINIA. At Law, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rue Lumber Co. and Madison Lumber Corporation.

Petitioners plants 1.

Total value of timber \$310.00

Average value per acre \$1.11

46

County: Madison District: Repiden

Madison Timber Corporation Timber Rights on #347- Mauck, -P.W., Estate

> AREA: 9 A. (Timber Rights)

Location: Garth Run. Entirely within the Park Area.

EXPIRATION DATE: Timber rights on this area expires Oct. 9,1941.

History of tract and condition of timber: The merchantable timber was removed from this tract about 10 years ago. The remaining stand was burned very severely a short time ago, damaging it greatly, and killing some.

No timber value can be assigned to the tract.

Owner by P. H. Roy

IN THE CIRCUIT COURT OF MADISON COUNTY, VIRGINIA. ALLAW, No. 82

State Commission on Conservation vs. D. F. Anderson, et al

Claims of Ward-Rus Lumber Co. and Macison Lumber Corporation.

Ex. No. 46 - march. Sheets 1

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

AT LAW, No. 82.

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

Petitioner.

V.

D. F. ANDERSON, ET AL. AND 55,000 ACRES, MORE OR LESS, OF LAND IN MADISON COUNTY, VIRGINIA, Defendants.

MOTION TO SET CASE FOR HEARING OR TO DISMISS.

Filed Feb- 11- 1931.

Justi:

a. H. Care. Clurk.

Filed by:

Norman G. Payne, Herman J. Galloway, Attorneys. IN THE CIRCUIT COURT OF MADISON COUNTY AT MADISON, VIRGINIA.

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

Petitioner

V.

D. F. ANDERSON, ET AL. AND 55,000 ACRES, MORE OR LESS, OF LAND IN MADISON COUNTY, VIRGINIA, At Law

No. 82.

MOTION TO SET CASE FOR HEARING OR TO DISMISS.

Defendants.

Comes now the defendant, The Ward-Rue Lumber Company, in the above entitled cause and moves the Court that its claim herein be set down for final hearing and determination at the next session of this Honorable Court, or in the alternative, that the proceedings in so far as they relate to said defendant, The Ward-Rue Lumber Company, and/or the properties, rights and interests owned by it, be dismissed for want of prosecution.

Said Ward-Rue Lumber Company in support of the above motion shows to this Honorable Court that the statutes under which this proceeding is instituted contemplate and require an early and expeditious hearing and determination. That said defendant owns a large amount of property involved in these proceedings, in which properties it has invested a large sum of money. That among the principal purposes of defendant in acquiring said properties was to cut and remove the timber therefrom and to sell said lands either before or after the removal of said timber. That the cutting and removal of timber from the lands involved would seriously lessen the desirability

thereof for public park purposes. That as to some of such properties, the right of said defendant herein consists of the right to remove the timber within a given time, the time limits on some of said property expiring within a short time, and as to some thereof there can be a renewal upon the payment of additional moneys, and as to others there can be no renewal. That the officers, agents, and representatives of defendant herein were promised by the officials of petitioner herein prior to the institution of these proceedings that the claims of said defendant would be expeditiously considered. determined and disposed of. That relying upon said representations of said officers, agents, and representatives of said petitioner herein, relying also upon the purpose, spirit and requirements of the statutes under which these proceedings were instituted for procuring a speedy hearing and determination, and having in mind the desirability of leaving upon the properties herein involved the timber if at all possible, said defendant herein has for some time past refrained from cutting and removing timber therefrom. That among the property owned by said defendant and used in connection with the property sought to be condemned herein, and as a part of its going concern and operation, and which will be seriously damaged and affected by these condemnation proceedings is a large amount of personal property including among other things horses, mules, automobile trucks and machinery. That the expense of maintaining such property is great and a part of such expense continues whether such property is used or idle. That if the properties herein sought to be condemned are not taken by the plaintiff

herein all of such property will be used by defendant in its operations on the real estate herein involved. That a sale of this property and a later repurchase of similar property would result in great and irreparable loss and damage to defendant herein. That other large expenses including taxes, interest on money invested and other similar charges continue to accrue and must be paid although said defendant is deprived of procuring any income from said property because of the pendency of these proceedings.

That because of all of the above facts, the delay in these proceedings is causing said defendant herein great and irreparable loss and damage. The pendency of these proceedings creates and casts a cloud upon the title of defendant herein, hinders and prevents the making of definite financial plans, the cutting, removing, and sale of timber, and the disposition of any of its said properties. That the existence of the above facts requires the speedy and early hearing and determination of the claim of said defendant herein.

That the petition herein was filed on June 2, 1930, and notice was published requiring the filing of claims on or before July 25, 1930. That said defendant duly filed its claim herein on July __, 1930. That since said time, so far as this defendant is advised and informed, said petitioner has taken no steps to bring said proceeding to a final hearing and determination. That the attorneys and representatives of said defendant have conferred with the attorney representing the petitioner herein in an effort to bring about a final hearing and determination of this matter, but said attorneys representing petitioner

herein advised that they could and would give no assurance as to when any such a hearing could be held. Said defendant further shows to the Court that further delay will greatly increase and add to the irreparable damage and loss which it is now, and has been for some time suffering, and that the interests of and justice to all parties concerned require that this case should be at once set down for a final hearing and determination or dismissed for want of prosecution by petitioner herein.

WARD-RUE LUMBER COMPANY,

By: /.h.

Attest:

CITY OF WASHINGTON)
DISTRICT OF COLUMBIA)

N. G. Payne, Madison, Virginia.

Herman J. Galloway, 728 Seventeenth St., Washington, D. C. Ry commission efferes. Qelohr 13, 1933.

Attorneys for Ward-Rue Lumber Co.

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

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

Petitioner

V.

D. F. ANDERSON, ET AL. AND 55,000 ACRES, MORE OR LESS, OF LAND IN MADISON COUNTY, VIRGINIA, Defendants.

At Law

No. 82.

MOTION TO SET CASE FOR HEARING OR TO DISMISS.

Filed Feb. 11-1931-Teste: a. A. Care, Clark.

Filed by:

Norman G. Payne, Herman J. Galloway, Attorneys. 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, ET AL. AND 55,000 ACRES, MORE OR LESS, OF LAND IN MADISON COUNTY, VIRGINIA,

Defendants.

MOTION TO SET CASE FOR HEARING OR TO DISMISS.

Comes now the defendant, The Madison Timber Corporation, in the above entitled cause and moves the Court that its claim herein be set down for final hearing and determination at the next session of this Honorable Court, or in the alternative, that the proceedings in so far as they relate to said defendant, The Madison Timber Corporation, and/or the properties, rights and interests owned by it, be dismissed for want of prosecution.

Said Madison Timber Corporation in support of the above motion shows to this Honorable Court that the statutes under which this proceeding is instituted contemplate and require an early and expeditious hearing and determination. That said defendant owns a large amount of property involved in these proceedings, in which properties it has invested a large sum of money. That among the principal purposes of defendant in acquiring said properties was to cut and remove the timber therefrom and to sell said lands either before or after the removal of said timber. That the cutting and removal of timber

from the lands involved would seriously lessen the desirability thereof for public park purposes. That as to some of such properties, the right of said defendant herein consists of the right to remove the timber within a given time, the time limits on some of said property expiring within a short time, and as to some thereof there can be a renewal upon the payment of additional moneys, and as to others there can be no renewal. That the officers, agents, and representatives of defendant herein were promised by the officials of petitioner herein prior to the institution of these proceedings that the claims of said defendant would be expeditiously considered, determined and disposed of. That relying upon said representations of said officers, agents, and representatives of said petitioner herein, relying also upon the purpose, spirit and requirements of the statutes under which these proceedings were instituted for procuring a speedy hearing and determination, and having in mind the desirability of leaving upon the properties herein involved the timber if at all possible, said defendant herein has for some time past refrained from cutting and removing timber therefrom. That some of the property owned by said defendant herein and involved in these proceedings is very valuable and desirable for summer home or camp site purposes. That there is now and has been for some time past a good market for such lands for said purposes. That the existence of these condemnation proceedings causes prospective purchasers of said lands to decline to buy the same all to the great damage and injury of said defendant. That large expenses including taxes, interest on

money invested and other similar charges continue to accrue and must be paid although said defendant is deprived of procuring any income from said property because of the pendency of these proceedings.

That because of all of the above facts, the delay in these proceedings is causing said defendant herein great and irreparable loss and damage. The pendency of these proceedings creates and casts a cloud upon the title of defendant herein, hinders and prevents the making of definite financial plans, the cutting, removing, and sale of timber, and the disposition of any of its said properties. That the existence of the above facts requires the speedy and early hearing and determination of the claim of said defendant herein.

That the petition herein was filed on June 2, 1930, and notice was published requiring the filing of claims on or before July 25, 1930. That said defendant duly filed its claim herein on July __, 1930. That since said time, so far as this defendant is advised and informed, said petitioner has taken no steps to bring said proceeding to a final hearing and determination. That the attorneys and representatives of said defendant have conferred with the attorney representing the petitioner herein in an effort to bring about a final hearing and determination of this matter, but said attorneys representing petitioner herein advised that they could and would give no assurance as to when any such a hearing could be held. Said defendant further shows to the Court that further delay will greatly increase and add to the irreparable damage and loss which it is now, and has

been for some time suffering, and that the interests of and justice to all parties concerned require that this case should be at once set down for a final hearing and determination or dismissed for want of prosecution by petitioner herein.

MADISON TIMBER CORPORATION,

CITY OF WASHINGTON SS: DISTRICT OF COLUMBIA

Before me, the undersigned, a notary public in and for said District of Columbia, personally appeared said Matthew L. Rue, the President of the above named Madison Timber Corporation, and made oath that the matters and things appearing in the above motion are true to the best of his knowledge and belief this 5 day of February, 1931.

N. G. Payne, Madison, Virginia.

Herman J. Galloway, 728 Seventeenth St., N.W., Washington, D. C.

May Low Public. Dynighton My commission eightes. Qetaber 13, 1933.

Attorneys for Madison Timber Corporation.

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

At Law, No. 82.

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

V.

D. F. ANDERSON, ET AL, AND 55,000 ACRES, MORE OR LESS, OF LAND IN MADISON COUNTY, VIRGINIA, Defendants.

Filed July 25, 1930.
Teste:
a. H. Caver
Clush.

CLAIM OF

THE MADISON TIMBER CORPORATION.

IN THE CIRCUIT COURT OF MADISON COUNTY AT MADISON, VIRGINIA. THE STATE COMMISSION ON CONSERVATION) AND DEVELOPMENT, OF THE STATE OF) VIRGINIA, Petitioner At Law) V. No. 82.) D. F. ANDERSON, ET AL, AND 55,000 ACRES, MORE OR LESS, OF LAND IN) MADISON COUNTY, VIRGINIA, Defendants. The undersigned. The Madison Timber Corporation, 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 pursuant to an order of the Circuit Court of Madison County, Virginia, asks leave of the Court to file this, its answer to said petition and to said notice: The claimant's name is The Madison Timber Corporation. Claimant's post office address is care of Matthew L. Rue, 815 Fifteenth Street, Northwest, Washington, District of Columbia. Claimant herein is a corporation duly organized, existing and doing business under and by virtue of the laws of the State of Virginia and has an office in Culpeper, Virginia, and in the city of Washington, D. C. Claimant herein claims the fee simple title in and to certain tracts or parcels of land within the area sought -1-

CLAIM OF

THE MADISON TIMBER CORPORATION.

to be condemned containing approximately 6951.8875 acres, more or less, in Madison County, Virginia. The number of acres above stated, as well as those hereinafter stated, are approximate only and it is believed that an actual survey or measure of said lands will show in some cases increases and in other cases decreases in said acreage so stated. The claimant herein prays the right to more fully and definitely state and prove the actual acreage upon the offering of proof in this proceeding.

All of said land is located at various distances from Madison. Virginia, and all, except as indicated in the descriptions hereinafter set forth, are within the magisterial district of Madison County, Virginia.

Said 6951.8875 acres, more or less, of land in said Madison County, Virginia, are described as follows:

124 acres of land conveyed July 7-27, 1917, by Nicey Lamb and wife Mattie E., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, page 231, et seq., situate, lying and being in the county of Madison in the State of Virginia, bounded by the lands of Goodall, Robert Taylor, John Jarrell, Fountain Jarrell, and others.

A five-sixth (5/6) undivided interest in 181.5 acres of land conveyed July 7-27, 1917, by Nicey Lamb and wife Mattie E., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 231 et seq., situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Marcellus Jarrell, May, Estes, Hunton Tract, Goodall and others:

106.4 acres of land conveyed July 7,-27, 1917, by Nicey Lamb and wife Mattie E., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 231, et seq., situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Sawney Mark, and others.

305.5 acres of land, conveyed June 12-July 12, 1916, by Rapidan Lumber Company, a West Virginia Corporation, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 493, et seq., situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of William J. Cave's estate, B. F. T. Conway, Carter, M. T. Wallace and others.

250.9375 acres of land conveyed June 12-July 12, 1916, by Rapidan Lumber Company, a West Virginia corporation, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 493, et seq., situate, lying and being in the County of Madison, in the State of Virginia, bounded by the lands of G. W. Kinsey, James Estes, Delph, Saunders and Shaw, Mauck and Kirtley, and others.

56.5 acres of land conveyed August 21, 1917, by
Fountain Jarrell to David Jameson, Trustee, per deed recorded
in Madison County Deed Book 43, pages 241, et seq., situate,
lying and being in the County of Madison in the State of
Virginia, bounded by the lands of Nicey Lamb Tract, John Jarrell,
Claude Goodall and others.

98.5 acres of land, conveyed August 8-10, 1917, by J.A. Slaughter, his wife Edith D., E. J. Slaughter, his wife, S. F.

R. L. Slaughter, single, Mary Beazley, her husband N. F., Lucy A. Slaughter, single, W. P. Slaughter and his wife, A. J., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 236, et seq., situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Marked (or "Mauck"), Rush Tract, Frank Graves, Ed. Slaughter, Allen Slaughter, and others.

A one-sixth (1/6) undivided interest in 181.5 acres of land conveyed July 3-24, 1917, by Eliza Breeden, widow, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 229, et seq., situate, lying and being in the County of Madison in the State of Virginia, bounded as described in Tract VIII, supra, the five-sixths undivided interest there described, together with the one-sixth undivided interest here conveyed, constituting the entire fee simple estate in said land.

35.5 acres of land conveyed Aug. 7-8, 1916, by A. F. Graves and his wife, Belle L., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 514, et seq., situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Abram Graves, Charley Blakey, C. E. Kite and others.

7.5 acres of land conveyed June 16-July 14, 1916, by Guy A. Porter, his wife Mary C., E. T. Crawford and his wife, Katherine B., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 491, et seq., situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of B. F. Goodall, Frances Fincham, Ed McDaniel, F. Seldon Graves and others.

6 acres of land conveyed June 16-July 14, 1916, by Guy A. Porter, his wife Mary C., E. T. Crawford and his wife, Katherine B., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 491, et seq., situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of W. J. Cole, Saunders and Shaw and others.

540 acres of land conveyed December 31, 1916-August 15, 1917, by E. M. Averill, Special Commissioner of the Circuit Court of Greene County, Virginia, to David Jameson, Trustee, per deed recorded in Greene County Deed Book 18, pages 229-231, situate, lying and being in the County of Greene in the State of Virginia, bounded by the lands of James Beasley patent, W. M. Moyers, John E. Roller, Alex Walker patent, C. G. Harnsberger, G. L. Kite, James S. Walker patent, Samuel, and others.

2787.45 acres of land conveyed June 12, 1916, by The Eagle Hardwood Lumber Company, Incorporated, of Charlottesville, Virginia, to David Jameson, Trustee, per deed recorded in Madi-

son County Deed Book 43, pages 213, et seq., situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Eddins, Joseph Rogers, Mark Stowers, Zachariah Lewis, Durrett, McDaniel, Michael Wilhoit, John Stancifer, Molton Cristopher, Utz heirs, Clore and others; John Hawkins, Garrett Lands, and others.

347.6 acres of land conveyed June 12, 1916, by The Eagle Hardwood Lumber Company, Incorporated, of Charlottesville, Virginia, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 213, et seq., situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Walker Berry, James Estes, Richard Lancaster, Mrs. Noel May's dower, Miss Kirtley, Kite, Silas Deal and others.

290. acres of land conveyed June 12, 1916, by The Eagle Hardwood Lumber Company, Incorporated, of Charlottesville. Virginia, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 213, et seq., situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of William Kirtley's grant, Nicholson, John Booton and others.

196.16 acres of land conveyed July 18-August 5, 1916, by I. H. Saunders and J. H. Shaw, Trustees, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 521, et seq., situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of A. Kirtley, E. Slaughter, James Estes, and others.

855. acres of land, conveyed June 12, 1916, by The Eagle Hardwood Lumber Company, Incorporated, of Charlottesville, Virginia, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 209, et seq., situate, lying and being in the Counties of Madison and Greene in the State of Virginia, and bounded by the lands of the "Wm. K. Skinker Tract" and the "John Jarrell Tract", and others.

109.48 acres of land, conveyed June 12, 1916, by The Eagle Hardwood Lumber Company, Incorporated, of Charlottesville, Virginia, to David Jameson, Trustee, per deed recorded in Greene Deed Book 18, page 96, et seq., situate, lying and being in the County of Greene in the State of Virginia, on the upper waters of the Conway or Middle River.

281 acres, 3 roods, 16 poles, more or less, of land conveyed January 19, 1926, by David Jameson, Trustee, to the Ward-Rue Lumber Company, Inc., per deed recorded in Madison County, Virginia, situate, lying and being in the County of Madison, in the State of Virginia, known as "Gibralta", lying on Allen's Mountain and adjoining the lands of Sawney Marks, H. L. Rose, W. R. Rose,

Eloise Cave and others, according to a survey made by Thomas A. Chapman, and bounded as follows: Beginning at a Locust stump in a pile of stone, corner with Eloise Cave and Andrew Rose; thence N 16 2 E 261 poles to a chestnut and hickory on the North side of a branch, corner to Rose and William Cole; thence N 58 4 W 68 poles to two small poplars and a sassafras on the South Bank of a branch; thence N 60 4 W 108 poles to a double chestnut in Sawney Marks' line; thence S 17 4 W 190 poles to six rocks planted, a corner to the said Marks and Nicey Lamb; thence S 7 2 W 72 poles to a chestnut oak on the West side of Bushes Bluff; thence S 59 1 E 170 poles to the beginning, and is the same land heretofore conveyed by I. H. Saunders and J. H. Shaw to The Eagle Hardwood Lumber Company, Incorporated, and by W. M. Early, Special Commissioner, to I. H. Saunders, Trustee, by deed dated the 3rd day of June, 1919, and recorded in Deed Book 44, page 202, of the land records of Madison County, Virginia; and being the same land conveyed to David Jameson, Trustee, by I. H. Saunders, Trustee, et als., by deed dated July 1, 1919, to be borswith recorded, to which said deeds reference is hereby made.

Chapman and others to the WARPER OF THE FILE Part, per deed Chapman and others to the the first part, per deed recorded in Madison County Deed Book 46, pages 324, et seq., being all that certain tract or parcel of land lying and being in the County of Madison in the State of Virginia, adjoining the lands of Geo. W. Kinsey, Claude Goodall, Big Survey and J.D. Fray, on Terrell's Bluff, containing one hundred and sixty-seven and thirty-four hundredths acres more or less, and bounded as follows: Beginning at a chestnut oak and chestnut on South side of a mountain, corner with Geo. W. Kinsey and running with his line N 56° 30' W 74.1 poles to a hickory and spanish oak on the West side of a hollow, corner with same; thence S 66° W 41 poles to a chestnut oak and spanish oak on the west side of a hollow, corner with same; poles to a chestnut oak and spanish oak on top of a ridge leading to the Bluff; thence with the line of Claude Goodall N 28° 15' W 14 poles to two chestnuts on a point; thence N 140 15' W 44 poles to a hickory and spanish oak all down on top of the mountain; thence S 390 45' W 34 poles to a corner with The West Virginia Timber Company; thence with the line of the Big Survey N 25° E 52 poles to a locust and spanish oak (blazed); thence N 70° E 28 poles to a locust and two chestnuts; thence N 25° E 176 poles to a post in the line of J. D. Fray at or near the corner of the Big Survey; thence with the line of said Fray S 160 E 35 poles to a white oak and chestnut oak on top of the mountain, a corner with Fray and Kinsey; thence with Kinsey's line S 180 45 E 9.1 poles to a chestnut on a cliff of rock; thence S 85° 15' E 36.4 poles to a hickory at a shelving rock at the head of Jones' Run; thence S 5° 15' W 250 to the beginning; the said tract of land being in all respects the same identical land which was granted to the late Thomas A. Chapman and the said E. F. Benedum by grant from the Commonwealth of Virginia, dated the 27th day of October, 1921, and recorded in the Clerk's office of the Circuit Court of the County of Madison in Deed Book 46 at page 150, to which reference is made for a further description.

An equal undivided one-half part or interest in and to 1500.09 acres, more or less, of land, conveyed December 18, 1918, by G. O. Chilton and wife to West Virginia Timber Company, of West Virginia, by deed recorded in Madison County Deed Book 44, at page 139 et seq., and conveyed by last named grantees to the Ward-Rue Lumber Company, Inc., by deed dated February 6, 1926, recorded in the said Clerk's office, the said land being situated in the County of Madison in the State of Virginia, and being the same land which was conveyed by W. E. Coons and wife to G. O. Chilton, by deed bearing date September 16, 1913, and recorded in the Circuit Court Clerk's Office of Madison County, Virginia, in deed book 42, page 49, etc., and being the same land which was conveyed to C. A. Green and W. E. Coons by C. G. Koontz and wife by deed bearing date June 12, 1905, recorded in Deed Book 39, page 39, etc., in the Clerk's Office of Madison County, Virginia. The said last referred to deed containing descriptions by metes and bounds of the said tract of land, and reference is hereby made to each of the said deeds referred to for more complete description of the said tract of 1500.09 acres, more or less, of land herein referred to, and being part of Lot No. 7, of "Shirley's Big Survey." By virtue of partition proceedings in the Circuit Court of Madison County Virginia about 855 acres of the above tract was set off in severalty to claimant herein or its predecessor in title Ward-Rue Lumber Company, Inc.

Seven hundred acres, more or less, lying in Greene County, on the head waters of South River, on the Blue Ridge, and being the same property conveyed to Ward-Rue Lumber Company, Inc., by deed from the Estate of John E. Roller, by George G. Grattan, Jr., and R. E. Cabell, Executors, by deed of date May 1, 1928, duly of record in the Clerk's Office of Greene County, Virginia, in Deed Book 21, page 182, and being the same land conveyed to John E. Roller by deed from Sallie A. Mitchell and others, by deed of date September 8, 1900, duly of record in the Clerk's Office of Greene County, Virginia, in Deed Book 12, page 150, and being the same land originally granted by Joseph Johnson, Esquire, Governor of Virginia, to John Simms, Sr., under Survey No. 1855, by Land Office Treasury Warrant No. 2824, which grant is recorded in the Clerk's Office of Greene County Court, Greene County, Virginia, in Deed Book No. 9, page 213, to which deed and grant reference is hereby made for more complete description of the property herein described.

All of said property was acquired by claimant herein by a deed from Ward-Rue Lumber Company, Inc., to claimant herein, dated January 21, 1929, and recorded in Deed Book 49, pages 192 et seq. of Madison County, Virginia, and in Deed Book 21, pages 281 et seq. of Greene County, Virginia, with the exception of the last described tract of 700 acres, more or less, which was acquired by claimant herein by a deed from Ward-Rue Lumber Company, Inc., dated January 21, 1929, and recorded in Deed Book 21, page 257 of Greene County, Virginia.

Claimant herein claims the ownership of certain timber rights in certain tracts or parcels of land within the area sought to be condemned herein, said tracts aggregating 3292.779 acres of land, more or less, in Madison County, Virginia. Said acreage stated herein is approximate only and it is believed that a survey or measure of said tracts of land will prove in some cases an increase and in some cases a decrease of the acreage stated and the claimant herein prays the right upon the offering of proof in this case to prove the actual acreage in said tracts of land. All of said lands are located at various distances from Madison, Virginia, and all are in the magisterial district of said Madison County, Virginia, except as are noted in the descriptions which hereinafter follow. Said timber rights generally consist of the right to cut and remove the merchantable timber on said tracts of land, the right to locate on said lands such mills, camps, etc., as may be necessary or desirable for the production and manufacture of timber from said lands or other lands, the right of ingress and egress over said lands for the cutting and removal of timber and the manufactured products thereof from said lands and other lands, and generally speaking, any and all rights necessary for the cutting, logging, manufacture and removal of the timber upon said tracts of land and other lands, which said tracts of land are described as follows:

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100.28 acres of timber rights, etc., conveyed Oct.
4-15, 1917, by Fannie 1. Hawkins to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 280, et seq., on a one-seventh undivided interest in lands situate, lying and being in the County of Madison in the State of Virginia bounded by the lands of Alpheus Hawkins, Charles Seal and others.

31.8 acres of timber rights, etc., conveyed March 20, 1918, by B. F. Goodall and wife, Ella G., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 410, et seq., on lands situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Utz, R. T. Daniel, Arrington, and others.

26, 1918, by Rosie Taylor, her husband Mathew, W. E. Jarrell, his wife Lelia and John S. Chapman, Commissioner, to David Jameson, Trustee, per deed recorded in Greene County Deed Book 18, pages 312 and 313, situate, lying and being in the County of Greene in the State of Virginia, bounded by the lands of Thomas Breeden, W. K. Skinker, Scott Roach, Mathew Taylor and others.

35.6429 acres of timber rights, etc., conveyed Oct. 23-27, 1916, by S. B. Deal and wife, Marion Elizabeth, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 579, et seq., on land situate, lying and being in the County of Madison in the State of Virginia bounded by the lands of R. W. Sparks, James P. Kite, Charles E. Kite and others.

15.8556 acres of timber rights, etc., conveyed Oct. 23-27, 1916, by S. B. Deal and wife, Marion Elizabeth, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 579, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Davis, S. B. Deal, Saunders, Shaw and others.

67.0561 acres of timber rights, etc., conveyed Oct. 23, 1916-April 20, 1917, by E. L. Wallace, his wife, Julia P. F., Howison N. Wallace, single, E. M. Wallace, single, Louisa B. Wallace, single, and Harriett E. Wallace, single, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 129, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Wallace, Winston, Conway and others.

7.7248 acres of timber rights, etc., conveyed Oct.
23, 1916-April, 20, 1917, by E. L. Wallace, his wife, Julia P.
F., Howison N. Wallace, single, E. M. Wallace, single, Louisa
B. Wallace, single, and Harriett E. Wallace, single, to David
Jameson, Trustee, per deed recorded in Madison County Deed Book
43, pages 129 et seq., on land situate, lying and being in the
County of Madison in the State of Virginia, bounded by the lands
of Wallace and others.

7.3456 acres of timber rights, etc., conveyed Oct.
23, 1916-April 20, 1917, by E. L. Wallace, his wife, Julia P. F.
Howison N. Wallace, single, E. M. Wallace, single, Louisa B.
Wallace, single, and Harriett E. Wallace, single, to David
Jameson, Trustee, per deed recorded in Madison County Deed Book
43, pages 129 et seq., on land situate, lying and being in the
County of Madison in the State of Virginia, bounded by the lands
of Wallace, Simpson and others.

48 acres timber rights, etc., conveyed January 5, 1918, by John Gallihugh, single, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 333, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Utz, Will Shiflett, and others.

44.7125 acres of timber rights, etc., conveyed June 12-July 12, 1916, by Rapidan Lumber Company, a West Virginia corporation, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 493, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Kirtley, Mauck and others.

50.69375 acres of timber rights, etc., conveyed June 12-July 12, 1916, by Rapidan Lumber Company, a West Virginia corporation to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 493, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Abraham R. Kirtley and others.

50.41875 acres of timber rights, etc., conveyed June 12-July 12, 1916, by Rapidan Lumber Company, a West Virginia corporation, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 493, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of G. W. Cole, James Kite, and others.

66.8 acres of timber rights, etc., conveyed June 12-July 12, 1916, by Rapidan Lumber Company, a West Virginia corporation, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 493, et seq., on land situate, lying ang being in the County of Madison in the State of Virginia, bounded by the lands of W. J. Cole and others.

16.13125 acres of timber rights, etc., conveyed June
12-July 12, 1916, by Rapidan Lumber Company, a West Virginia
corporation, to David Jameson, Trustee, per deed recorded in
Madison County Deed Book 42, pages 493, et seq., on land situate,
lying and being in the County of Madison in the State of Virginia,
bounded by the lands of Kite, Saunders and Shaw, and others.

July 12, 1916, by Rapidan Lumber Company, a West Virginia corporation, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 493, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Saunders and Shaw, C. W. Cole and others.

63.1 acres of timber rights, etc., conveyed June 12July 12, 1916, by Rapidan Lumber Company, a West Virginia
corporation, to David Jameson, Trustee, per deed recorded in
Madison County Deed Book 42, pages 493, et seq., on land
situate, lying and being in the County of Madison in the State
of Virginia, bounded by the lands of Silas Deal, M. Berry and
others.

29.0534 acres of timber rights, etc., conveyed Oct. 26-31, 1916, by Lucy C. Darnold, W. J. Cole, his wife Emma Jane, Judson G. Cole, William R. Cole, John G. Cole, his wife Fannie, and W. M. Cole to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 584, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of R. W. Rose and others.

Aug. 15, 1917, by J. L. Fincham and wife, Lucy M., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 239, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of A. L. Rose, W. J. Cole, Mrs. F. M. Mauck, Saunders and Shaw and others.

80.16875 acres of timber rights, etc., conveyed July 24-Nov. 11, 1916, by Mary T. Jenkins, her husband J. L., J. T. Jenkins and his wife, H. B., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 28, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Kinney, McDaniel, Kinsey, Goodall and others.

79.6306 acres of timber rights, etc., conveyed Oct. 26-27, 1916, by D. S. Wilhoit, widower, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, page 581, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Early and others.

47.86 acres of timber rights, etc., conveyed Oct. 26-31, 1916, by W. J. Cole, his wife, Emma Jane, Judson G. Cole, William R. Cole, John G. Cole, his wife, Fannie, and W. M. Cole, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, page 576, on land situate, lying and being in the County of Madison in the State of Virginia, bounded by Garth's Run, the lands of Cole and others.

50 acres of timber rights, etc., conveyed Oct. 10, 1916, by William F. Harrison and his wife, E. A., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, page 563, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Mrs. Banks' dower, Dr. A. W. Graves, Capt. W. A. Rose, Richards and others.

Jameson, Trustee, per deed recorded in Madison County Deed Book 42, page 559, on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of A. F. Graves. Goodall and others.

7.7 acres of timber rights, etc., conveyed October 5, 1916, by Reuben T. Daniel and his wife, Mary A., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 559, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of A. F. Graves, Goodall and others.

99.47 acres of timber rights, etc., conveyed October 23, 1916, by R. H. Weaver and his wife, Fannie S., to David

Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 570, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Joe Cole, McDaniel tract, Groom and Long tract, Mrs. Clark, and others.

35.3875 acres of timber rights, etc., conveyed Sept. 2, 1916, by Ora E. Coats and her husband, Thomas Coats, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 530, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Pattie, Willis and others.

19.4375 acres of timber rights, etc., conveyed Sept. 2-8, 1916, by John W. Delph, his wife, Josie, Frank D., his wife, M. L., R. C. Hoffman (widow of W. H. Delph, deceased), and her husband S. J., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 532, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Ora E. Coats, Lancaster, Pattie and others.

30.51875 acres of timber rights, etc., conveyed Sept. 2-8, 1916, by John W. Delph, his wife, Josie, Frank D., his wife, M. L., R. C. Hoffman (widow of W. H. Delph, deceased), and her husband, S. J., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 532, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of John W. Delph and others.

9.36875 acres of timber rights, etc., conveyed Sept. 1-9, 1916, by F. W. Mauck and Cora A., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, page 528, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Lancaster and others.

69.9375 acres of timber rights, etc., conveyed August 30-Sept. 26, 1916, by Charles Blakey and his wife, Belle, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 550 et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of A. F. Graves, Hamp Davis, C. E. Kite and others.

688.53 acres of timber rights, etc., conveyed Sept. 2-8, 1916, by George W. Kinsey and his wife, M. F., to David Jameson, Trustee, per deed recorded in Madison County Deed Book 42, pages 534, et seq., on lands in the water-shed of Jones Run, situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Reuben McDaniel, Fray, Kirtley and others.

Greens

570 acres of timber rights, etc., conveyed August 17-19, 1916, by Morris D. Brown and his wife, Olive LeJeune, to David Jameson, Trustee, per deed recorded in Greene County Deed Book 18 at pages 105 to 108, on land situate, lying and being in the County of Greene in the State of Virginia, bounded by the lands of Basil Haney, Basil Shiflett, Mitchell, Jarrell and others.

47.5 acres of timber rights, etc., conveyed Sept. 26, 1917, by Sallie J., and Walter May, husband and wife, A.C. May, single, Bertie May, single, and Nellie B. May, single, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 249, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of D. C. and T. J. Berrey and others.

7.875 acres of timber rights, etc., conveyed Sept. 26,1917, by Sallie J., and Walter May, husband, and wife, A.C. May, single, Bertie May, single, and Nellie B. May, single, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 249, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of D. C. and T. J. Berrey, James Hay, and A. J. Berrey and others.

31 acres of timber rights, etc., conveyed Sept. 26, 1917, by Sallie J., and Walter May, husband and wife, A. C. May, single, Bertie May, single, and Nellie B. May, single, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 249, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of James Hay, T. B. Smith and others.

6.75 acres of timber rights, etc., conveyed Sept. 26, 1917, by Sallie J., and Walter May, husband and wife, A. C. May, single, Bertie May, single, and Nellie B. May, single, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 249, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of May, and others.

169 acres of timber rights, etc., conveyed Sept. 6-14, 1917, by W. R. Reynolds and his wife, Louisa Margaret, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 245, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of George E. Aylor, Harriett Blakey, Charlie Blakey, Dr. W. J. Smith, F. H. Aylor, and others.

94.25 acres of timber rights, etc., conveyed August 29-Sept.1, 1917, by Lizzie P. Taylor to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 243, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Dock Jarrell, Barrey, W. M. Pattie and others.

174.1 acres of timber rights, etc., conveyed June 12, 1916, by The Eagle Hardwood Lumber Company, Incorporated, of Charlottesville, Virginia, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 213, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Sawney Marks and others.

171.08 acres of timber rights, etc., conveyed June 12, 1916, by The Eagle Hardwood Lumber Company, Incorporated, of Charlottesville, Virginia, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 213, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of W. E. McDaniel, William T. Shiflett and others.

53 acres of timber rights, etc., conveyed August 7, 1918, by T. S. Hoffman and Clara B., his wife, to David Jameson, Trustee, per deed recorded in Madison County Deed Book 43, pages 567, et seq., on land situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Graves, Walker and others.

27 acres of timber rights, etc., conveyed January 19, 1926, by David Jameson, Trustee, to the Ward-Rue Lumber Company, Inc., per deed recorded in Madison County, Virginia, being all the right, title and interest of the party of the first part in and to all the timber of every character now standing or which may be standing or otherwise, during the term specified in the deed from Graves and wife to Saunders & Shaw, Trustees, on land situate, lying and being in the County of Madison in the State of Virginia, bounded and described as follows:
Beginning at "A", two chestnuts, corner to Estes', thence S 5½
W 12-2/3 P. to "B", a chestnut on side of Road; thence with east side of road S 18" 8 P., S 23 E 14 P., S 12 E 18 P.,
S 17 E 4 P., to corner 1 on plot, two chestnut pointers; thence a new line S 51 W 7 P., to 2, a poplar; S 62 W 5-3/5 P. to 3, a chestnut; N 77½ W 11-3/5 P. to 4, two persimmons;
N 53½ W 5-4/5 P. to 5, a locust; N 11 W 9-4/5 P. to 6, a locust; S 83 W 7 P. to 7, a locust; S 34 W 12½ P. to 8, two locusts; N 76 W.9 P. to 9, a poplar and ash; N 60½ W 21½ P. to 10, two poplars; S 68½ W 6-1/5 P. to 11, a locust; S 36 W 6 P. to 12, a locust; S 70 W 5 P. to 13, two persimmons; S 17½ W 7 P. to 14, a locust; S 71 E 14½ P. to 15, a locust; S 27½ E 38-1/3 P. to 16, a locust; S 18 W 4 P. to 17, two chestnut oaks; S 5½ E 17-3/5 P. to 18, a locust; S 42½ E 7-1/3 P. to 19, three chestnuts; S 62½ E 5 P. to 20, a locust; S 65 E 31-2/3 P. to 21, a stake in old line; thence with old line

S 15½ W 3 P. to 22, a chestnut; S 58½ W 24 P. to 23, large C. O. and chestnut Cor. to Slaughter Hrs.; N 42 W 6 P. to 24, a chestnut; N 88½ W 10 P to 25, two chestnuts; N 52 W 22 P. to 26, two hickories; N 6½ W 46 P. to 27, a hickory and locust stump on the west side near a spring; N 53 W 75 P. to 28 three chestnut oaks in a cliff of rocks; N 48 E 7 P. to 29, a chestnut oak; S 81½ E 39-2/10 P. to 30, a chestnut oak and mahogany; N 81½ E 50 P. to 31, two chestnuts, one down; thence N 28½ E 48 P. to the beginning, containing 27 acres; being a part of the land formerly conveyed to A. F. Graves by James W. Estes and wife by deed dated December 12, 1906, and recorded in Deed Book ______, page ______, et seq., in the Clerk's Office of Madison County, Virginia, and being the same land conveyed to David Jameson, Trustee, by I. H. Saunders, Surviving Trustee, by deed dated July 1, 1919, duly recorded and reference is hereby made to said deeds.

About 140 acres of timber rights, etc., conveyed May 28, 1921, by J. L. Whitlock and wife to Ward-Rue Lumber Company, Inc., per deed recorded in Madison County Deed Book 45, Pages 344, et seq., on lands situate, lying and being in the County of Madison in the State of Virginia, bounded by the lands of Marie C. Hill, Sawney Marks, and others, being the timber standing, lying and being on the western portion of a tract of 280 acres, beginning at a point in the line of Mary C. Hill, at or near the dwelling of the said Hill, and running thence with the fence in a Northwesterly direction to the land of W. J. Cole and sons; thence with the lines of said Cole and sons to the land of Rose; thence with the outside boundary lines of the said 280 acre tract conveyed to said J. L. Whitlock by Eloise M. Cave and A. H. Cave and wife by their deed dated the 13th day of April, 1921, to the point of beginning near the dwelling of said Marie C. Hill, which said boundary is supposed to contain about 140 acres.

All of said rights, title and interests were acquired by claimant herein by a deed from Ward-Rue Lumber Company, Inc. to claimant herein dated January 21, 1929, and recorded in Deed Book 49, pages 192, et seq. of Madison County, Virginia, and in Deed Book 21, pages 281 et seq. of Greene County, Virginia.

Claimant herein also owns the following improvements located on the tracts of land above described of which it is the owner in fee simple, to wit:

Four frame dwelling houses of about five or six rooms each, together with all necessary out-buildings, such as barns, spring houses, wood sheds, etc., and fencing and all other necessary improvements for the use of said houses as farm homes.

Four new buildings recently erected as camp properties, including baths and a complete plumbing system, together with a complete water system constructed on said real estate for the purpose of supplying said four new camp buildings.

Four apple orchards consisting of about ten acres each of mature bearing apple trees.

Claimant owns the right to locate and operate upon the properties hereinabove described mills and plants for the production and manufacture of timber and timber products not only from the timber upon such lands but also from the timber upon other lands. Claimant also owns the right of ingress and egress upon such lands for the cutting, logging and manufacture of timber products and for the removal of timber and timber products not only from the timber upon such lands but also from the timber upon other lands. Such rights are of great value but will be completely taken by plaintiff herein in these condemnation proceedings and claimant will thereby lose and be deprived of such rights. Said rights will be completely destroyed by the condemnation of the lands sought to be condemned herein and the value thereof to claimant will be completely lost.

January 21, 1929, between the Ward-Rue Lumber Company, Inc., and claimant herein wherein and whereby said Ward-Rue Lumber Company, Inc., agrees to cut, remove and purchase all the timber owned by said claimant and to pay to the claimant therefor the sum of \$5.00 per 1,000 feet as such timber is so cut and removed as aforesaid.

claimant herein believes and therefore asserts that a few acres of some of the tracts or parcels of land above described may be outside of the area sought to be condemned herein but that if claimant herein is deprived of the ownership of the property it owns within the area sought to be condemned its loss and the damages which it will suffer concerning the few acres which may lie outside of the area sought to be condemned will be as great as if all of said property was within such area so sought to be condemned.

Claimant claims that the total value of the properties which it owns which are sought to be condemned in the proceedings herein pending and the loss which it will sustain as a result of being unable to carry out said contract with said Ward-Rue Lumber Company, Inc., if the properties herein involved are condemned, and the loss which it will suffer as a result of its properties which are sought to be taken herein being taken away from it is the sum of Five Hundred Thousand Dollars (\$500,000).

WITNESS the signature of the claimant herein by its President and its secretary and the seal of said claimant duly affixed hereto.

Attest:

The Madison Timber Corporation

President

W. M. Whelan Secretary

STATE OF VIRGINIA COUNTY OF MADISON, to wit:

The President of the above named claimant, personally appeared before him and made oath that the matters and things appearing in the above answer are true to the best of his knowledge and belief, this 25 day of July, 1930.

Burtha M. Pallie

Cir Of Official Title

N. G. Payne, Madison, Virginia.

Herman J. Galloway, 728 - 17th St., N.W., Washington, D. C.

Attorneys for Madison Timber Corporation.

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 Tousand (55,000) acres, more or less of land in Madison County, Virginia, - - - Defendants.

to the Court the record of the above styled proceeding including the motion of the Madison Timber Corporation, claimant of Tract No. 191
shown and delineated on the County Ownership Map returned and filed with the report of the Board of Appraisal Commissioners, to withdraw its several exceptions, objections and motions with respect to the findings of said Board of Appraisal Commissioners as to said Tract No. 191, which said motion to withdraw was filed in the Clerk's Office on the _____ day of _____ 1934, and thereupon came said claimant by counsel, and asked the Court to treat his said motion filed as aforesaid as a withdrawal of all objections to the motion of petitioner by counsel, this day submitted to over-rule and dismiss the several exceptions, objections and motions of said claimant with respect to said Report of Board of Appraisal Commissioners as to said tract.

Amd thereupon the matter was argued by counsel:

Upon consideration whereof, it is adjudged and ordered that the motion of petitioner to over rule and dismiss said several respective exceptions, objections and motions of said claimant be sustained and said several respective exceptions, objections and motions are hereby over-ruled and dismissed.

LAW OFFICES
WEAVER & ARMSTRONG

Feb: 21-75-

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

V.

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

Defendants.

Order.

Enter:

Judge

LAW ORDER

BOOK 9 PAGE 176

State Commission on Conservation and Bevelopment

WILLIAM E. CARSON, CHAIRMAN, RIVERTON COLEMAN WORTHAM, VICE-CHAIRMAN RICHMOND JUNIUS P. FISHBURN, ROANOKE E. GRIFFITH DODSON, NORFOLK RUFUS G. ROBERTS, CULPEPER THOMAS L. FARRAR, CHARLOTTESVILLE LEE LONG, DANTE

RICHARD A. GILLIAM

EXECUTIVE SECRETARY AND TREASURER

RICHMOND, VA.



TELEPHONE 3-0303

BUREAUS OF THE COMMISSION

GEOLOGICAL SURVEY
WATER RESOURCES AND POWER
FOREST SERVICE
PARKS AND LANDSCAPE ENGINEERING
ARCHAEOLOGY AND HISTORY
STATE PUBLICITY

Front Royal, Va. August 25, 1933

Mr. A. H. Cave, Clerk of the Court, Madison, Virginia.

Dear Mr. Cave:

If the Madison Timber Corporation has filed an exception to the First Supplemental Report of the Board of Appraisal Commissioners treating part of Tract #191 which was included within the revised boundary line and referred to in exception two of the First Supplemental Report, and also referred to in the Dismissal Order as a tract of sixty-seven acres, and a part of Tract #191, I would appreciate it if you would send me a copy of such exception or statement which they may have filed in this connection. Their original exception made no reference to this tract owing to the fact that it was filed before the First Supplemental Report above referred to was filed by the Commissioners.

Very sincerely yours

S. H. Marsh

m.

Copies Certifica Sept- 12, 1935-Charge

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 this the 2/ day of January, 1935, came the petitioner in the above styled proceeding by counsel, and exhibited the record therein to the Court, and moved the Court to direct and order the Clerk of the Court to admit to record in his deed book, so much of the orders, judgments and proceedings in the above styled proceeding, as have been had since the entry of a former recordation order in Law Order Book 9 of this Court on the 28th day of June, 1934, as shall show the condemnations had in the said proceeding under the judgment in rem entered herein on November 5th, 1934, and to index the same in the name and style of this proceeding, and also in the name of the petitioner, under authority of the provisions of Section 14 of the Public Park Condemnation Act, the same to be read together with the matters and things set forth in Deed Book No. 53, Page 1 et seq., in the office of the Clerk of this Court, pursuant to the abovementioned recordation order entered in this proceeding as aforesaid on the 5th day of toverber, 1934:

WHEREUPON, it appearing to the Court that pursuant to the said recordation order entered as aforesaid on the 5th day of Nevember, 1934, the hereinafter designated orders, judgments, and parts of the proceedings in the above styled proceeding, showing the condemnations theretofore had therein, and including a description of the lands and of the estate or interest therein

theretofore condemned to the use of the petitioner and acquired by it by the payment of the awards adjudged therefor into the custody of the Court, have been admitted to record in Deed Book No. 53, at Page 1 et seq., in the office of the Clerk of the Circuit Court of Madison County, State of Virginia: - to-wit,

- (A) Said recordation order entered the 28th day of June, 1934.
- (B) The petition in the above styled proceeding filed under authority and in pursuance of Section 6 of the Public Park Condemnation Act, the 2nd day of June, 1930, but not including the map and other exhibits, filed with said petition.
- Board of Appraisal Commissioners filed in the above styled proceeding, the 3rd day of June, 1932, including the supplemental report made a part thereof by the said Special Investigators and Board, filed the 19th day of October, 1932, and the second supplemental report also made a part thereof by the said Special Investigators and Board, filed the 3rd day of November, 1932, but not including the exhibits filed therewith except the five tables thereto attached and the County Ownership Map filed with and made a part of the said report setting forth and delineating under their respective numbers the several tracts of diverse ownership contained within the area described in the petition as found, described and numbered by the said Special Investigators and Board of Appraisal Commissioners in their said report.
- (D) The judgment in rem entered the 4th day of December, 1933.

- (E) The judgment in rem entered the 5th day of March, 1934.
- January, 1934, and the 17th day of May, 1934, under authority of Section 41 of the Public Park Condemnation Act, setting forth the fact of payment by the petitioner into the custody of the Court of the sums stated or set out in the above mentioned judgments in rem as constituting the awards for the several tracts of land included in the tables of numbered tracts set out in said orders, and expressly relieving the petitioner from any further obligation or duty with regard thereto.
- (G) The separate plats of the numbered tracts set forth in the tables included in the said orders entered respectively the 17th day of January, 1934, and the 17th day of May, 1934, the awards for which have been paid into the custody of the Court as set forth in the said orders, each of said plats identified with the number under which it was numbered and described in the above mentioned report of said Special Investigators and Board of Appraisal Commissioners and under which it is shown and delineated on the above mentioned County Ownership Map.
- under authority of Section 22 of the Public Park Condemnation Act, dismissing the above styled proceeding in respect of the lands therein mentioned, and specifically in respect of each of the numbered tracts shown and delineated on the above mentioned County Ownership Map other than the several numbered tracts set forth in the tables of numbered tracts set out in the above mentioned orders entered respectively the 17th day of January,

1934, and the 17th day of May, 1934, with the exception of tracts numbered 186, 187, 191, 194, 194-I, 201, 202, 204, 206, 207, 207-I, 207-II, 208, 210, 214, and setting forth the boundary line between the numbered tracts thus dismissed and the numbered tracts set forth in the said tables of numbered tracts in the said orders.

AND IT FURTHER APPEARING TO THE COURT that the orders, judgments and parts of the proceedings in the above style d proceeding, thus admitted to record in the land records of Madison County, Virginia, in the said deed book in the office of the Clerk of the Circuit Court of said County, read together with the hereinafter designated orders, judgments and parts of the proceedings in the above styled proceeding, show the condemnations had therein since the date of the entry of said recordation order on November 5th, 1934, of all the numbered tracts excepted from the dismissal order mentioned in the foregoing subsection "H", except Tract #191, a part of which was condemned under the above mentioned judgment entered the 5th day of March, 1934, in subsection "C" thereof, the proceeding having theretofore been dismissed with respect to the rest of said Tract #191 by an order entered the 13th day of June, 1933, and spread in Law Order Book 9, page 56, et seq., and include a description of the lands and of the estate or interest thus condemned to the use of the petitioner, and acquired by it by the payment of the awards adjudged therefor into the custody of the Court, it is considered that the Clerk of this Court should and it is adjudged and ordered that he shall admit to record in his deed book in the land records of Madison County, Virginia, in his office, the hereinafter designated orders, judgments and parts of the proceedings in the above styled proceeding, and

index the same in the name of this proceeding and also in the name of the petitioner.

The judgments, orders and parts of the proceedings in the above styled proceeding which the Clerk of this Court is directed to admit to record in his deed book pursuant to this order are designated as follows, for entry in his said deed book in the relative order in which they are thus designated:-

- (A) This recordation order entered the 2/ day of January, 1935.
- (B) The judgment in rem entered the 5th day of November, 1934.
- (C) The order entered the 21 day of January, 1935, under authority of Section 41 of the Public Park Condemnation Act, setting forth the fact of payment by petitioner into the custody of the Court of the sums stated or set out in the above mentioned judgment in rem as constituting the awards for the several tracts of land included in the table of numbered tracts set out in said order, and expressly relieving the petitioner from any further obligation or duty with regard thereto.
- (D) The separate plats of the numbered tracts set forth in the table included in the said order entered on the 21 day of January, 1935, and mentioned in the foregoing subsection "C" hereof, the awards for which have been paid into the custody of the Court as set forth in the said order, which plats were submitted and filed with the above mentioned report of the said Special Investigators and Board of Appraisal Commissioners herein:— in the recording of which plats the said Clerk, when practicable, shall insert in his said deed book the

original plats, submitted as aforesaid, which the said Clerk is authorized and directed to withdraw from the record of this proceeding for that purpose.

Enter P. K.

#300 Recordation Order -LAW ORDER
BOOK 9 PAGE 155 + 337-Circuit Court of Madison County.

Recorded Deed Book 53

Page 337, 938 and 339