

County: Madison
District: Robertson

Claimant #4 - Nicholson, Lewis K.

Acreage Found: 3 - Assessed 10 ✓ Deed 10

Location: Hannah Run, cut by Rappahannock and Madison county line.

Incumbrances, counter claims or laps: None. Timber rights reserved by Arnold and Neda F. Nicholson in deed of conveyance.

Soil: Loam of medium fertility and rocky. Gentle slopes.

Roads: Twenty four miles over rough mountain and dirt country road to Culpeper.

History of tract and condition of timber: All but one small corner cleared for orchard and grazing land is now brushy.

Improvements: The buildings are in Rappahannock county.

Orchard: 25 improved apples coming into bearing; 2 old apples; 1 cherry -- \$25.00

Value of land by types:

<u>Type</u>	<u>Acreage</u>	<u>Value per acre</u>	<u>Total Value</u>
Fc	3	\$10.00	\$30.00

Summary:

Total value of land.	\$30.00
Total value of orchard.	\$25.00
Total value of tract.	<u>\$55.00.</u>

L. M. Fanner, Sec.

NOTE—This need not be filed until the record discloses that the awards have been paid into the custody of the Courts.

Virginia: In the Circuit Court of Madison County at Madison, Virginia

The State Commission on Conservation and Development of the State of Virginia . . . PETITIONER.
V. At Law No. 82

D. F. Anderson and others, and Fifty-Five Thousand (55,000) Acres, more or less, of
land in Madison County, Virginia DEFENDANTS

Comes now the undersigned and shows to the Court:

That a judgment in rem has heretofore been entered in this proceeding condemning to the use of the
Petitioner the fee simple estate in the tract(s) of land numbered as follows: Tract No. 4 :
Tract No. : Tract No. ;

and described in the report of the Board of Appraisal Commissioners appointed herein and shown, num-
bered, and delineated on the County Ownership Map filed therewith, upon payment into the custody of
the Court of the sum(s) set out in the said judgment as constituting the award(s) therefor, as follows:

Award on Tract No. 4 \$ 55.00 ; on Tract No. : \$; on Tract No.
: \$;

That the report of the said Board sets forth that the following named persons claim, or appear to
have a claim to an interest in the said tract(s) of land or in the proceeds arising from the condemnation
thereof;

Lewis K. Nicholson

That the Petitioner has paid into the custody of the Court the said sum(s) set out in said judgment
as constituting the award(s) for the fee simple estate in the said tract(s) of land;

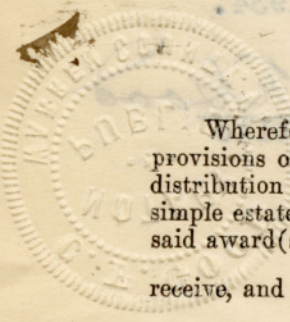
That your undersigned, on the date of the said judgment in rem condemning the said tract(s) of
land, owned or was (were) entitled to the following interest in the said tract(s) or in the proceeds
arising from the condemnation thereof:—

By reason of Contribution pledge, obligating the owner,
Lewis K. Nicholson, to give 2 acres of his land within the
Park Area to the Park Project.

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

Wherefore, your undersigned pray(s) that [he (they) be made a party (parties) herein under the
provisions of Section 21 of the Public Park Condemnation Act, and that] an order be entered for the
distribution of said sum(s) set forth in said judgment in rem as constituting the award(s) for the fee
simple estate in the said tract(s) condemned as aforesaid, and for the payment to the undersigned of the
said award(s) or of as much thereof as the Court may find that the undersigned is (are) entitled to
receive, and which the undersigned aver(s) is as follows: Tract No. 4 : \$ 16.00 : Tract
No. : \$: Tract No. : \$;

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



NAME	P. O. ADDRESS
STATE COMMISSION ON CONSERVATION	
& DEVELOPMENT	
BY <u>Clement Marshall</u>	

NOTE—A supply of this blank form has been placed in the Clerk's office for the convenience of interested parties. No one is required to use this form, as the form is not prescribed by law, and claimants can either change or modify it as they deem necessary, or present their motions in any form they may desire which meets with the approval of the Court. This blank form may not and probably will not cover all cases. It has been printed merely as a suggestion of a form of a motion which may be used, subject to the approval of the court in each case.

Filed 1/9/34

Justice O. S. ...

Virginia: in the Circuit Court of Madison County at Madison, Virginia

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

Comes now the undersigned and shows to the Court:

Petitioner the fee simple estate in the tract(s) of land numbered as follows:

STATE OF VIRGINIA)
COUNTY OF WARREN) SS

and described in the report of the Board of Appraisal Commission

Personally appeared before me the undersigned Notary

Public in my said State and County, E. K. Stokes, who being

duly sworn, deposed and said that she is an employee of the

State Commission on Conservation and Development in immediate

charge of the records of the Shenandoah National Park Division

thereof having to do with claims of the Commission for dis-

tributive shares of condemnation awards in the Shenandoah

National Park condemnation proceedings pending in the Circuit

Courts of Virginia, by reason of contracts and agreements en-

tered into with the owners of lands sought to be condemned in

these proceedings, and that the within claim is just and cor-

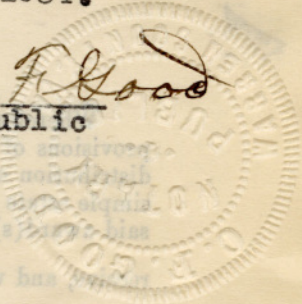
rect.

Witness my signature this 8th day of January, 1934.

Charles F. Good

NOTARY PUBLIC Notary Public

My Commission Expires Sep. 8, 1934



and which the undersigned avers (s) is as follows: Tract No. ...

The undersigned further avers (s) that: (Leave this space blank unless there is some other parti-

P. O. ADDRESS

NAME

STATE COMMISSION ON CONSERVATION

& DEVELOPMENT

Charles F. Good

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In the Circuit Court of Madison County, Virginia:

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

Petitioner -

Vs

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

Defendants -

On this, the 20th day of February, 1934, came Lewis K. Nicholson and on his motion, leave is given him to file his application for the payment of the sum of \$55.00, the amount of the award set out in the judgment of condemnation for Tract No. 4 and heretofore paid into Court. And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and Condemnation entered herein on the 4th day of December, 1933, that, in the opinion of petitioner the said Lewis K. Nicholson is invested with a superior or better right or claim of title in and to the said Tract of land No. 4 and that the record of this cause does not disclose any denial or dispute by any party or person in interest as to the title to said Tract No. 4 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 4, and it further appearing to the Court that all taxes due or payable upon said Tract No. 4 have been paid except for the years 1930, 1931, 1932, and 1933. Upon consideration whereof it is considered and ordered by the Court that the said sum of \$55.00, paid into Court as just compensation for Tract No. 4 be paid out and distributed as follows:

- | | |
|--|---------|
| (1) To N. G. Payne, atty. Madison, Va. fee and costs | \$ 7.33 |
| (2) To N. G. Payne, adm'r. d. b. n. c. t. a. of Miss J. H. Bradford
bond and interest, secured by deed of trust | 31.97 |
| (3) To A. H. Cave, Clerk, Madison, Va. delinquent taxes | 12.95 |
| (4) To B. S. Utz, Treas. Madison, Va. taxes for 1933 | 2.75 |

And the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay out said fund as above provided, the items set forth aggregating the award set out in the judgment of condemnation for Tract No. 4, taking from said parties to whom the fund is payable as aforesaid receipts therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof, as provided by law.

of, as provided by law.
 The such payment to the Clerk of this Court for appropriate entry there-
 to whom the fund is payable as aforesaid receipts therefor, and certify-
 the judgment of condemnation for Tract No. 4, taking from said parties
 as above provided, the items set forth aggregating the award set out in
 of this order to the Treasurer of Virginia, who shall pay out said fund
 and the Clerk of this Court is directed to transmit a certified copy
 (4) TO B.S. DICKINSON, TREASURER, MADISON, VA. TAXES FOR 1933 2.75
 (2) TO A.H. STACE, CLERK, MADISON, VA. DEFENDMENT TAXES 15.00

State Commission on Conserva-
 tion and Development -

(Order for the Distribution of
 VS
 (the award - Tract No. 4

D. F. Anderson and others -

Enter
[Signature]
 Judge

LAW ORDER
 BOOK 9
 PAGE 660

*All funds subject
 to Superior Court
 to Donald H. H.*

Donald H.

of, and is therefore entitled to receive the proceeds arising from the
 said Tract No. 4 or to the proceeds arising from the condemnation there-
 of or to dispute by any party or person in interest as to the title to
 of land No. 4 and that the record of this cause does not disclose any
 a superior or better right or claim of title in and to the said Tract
 the opinion of petitioner the said Lewis K. Nicholson is invested with
 condemnation entered herein on the 14th day of December, 1933, that in
 heretofore filed in this cause and in the petition for judgment and
 and it appearing from the report of the Board of Appraisal Commissioners,
 judgment of condemnation for Tract No. 4 and heretofore paid into Court,
 payment of the sum of \$25,000, the amount of the award set out in the
 and on this motion, leave is given him to file his application for the
 on on this, the 15th day of February, 1934, came Lewis K. Nicholson
 land in Madison County, Virginia, Defendants -
 D. F. Anderson and others, and 25,000 acres of
 VS
 Development of the State of Virginia, Petitioner -
 The State Commission on Conservation and
 in the Circuit Court of Madison County, Virginia:

This is to certify that there are 1933 taxes of record
in my office to the amount of \$ 2.75 .. against the tract of land
owned by Lewis K. Nicholson

..... which is
designated as Tract No. 4 .. ; Tract No. ; Tract No.
on the County Ownership Map filed in my Office in the action
at Law pending in the name and style of the Commission on
Conservation &c., vs. W. D. Anderson, and others.

Given under my hand this 15th day of .. February .., 1934 ..

.....
B. S. Utz

Treasurer, Madison County, Virginia

By

J. B. Fry
Treasurer

..... Deputy

This is to certify that there are delinquent taxes of record in my office to the amount of \$.12.95. . . against the tract of land owned by Louis K. Nicholson which is designated as Tract No. 4; Tract No.; Tract No. on the County Ownership Map filed in my Office in the action at Law pending in the name and style of the Commission on Conservation &c., vs. W. D. Anderson, and others.

Given under my hand this . 10 . day of . January , 193 . 4 .

..... *A. H. Care* Clerk..
Circuit Court, Madison County, Virginia
By *Bertha N. Pattie* Deputy
Clerk

NOTE—This need not be filed until the record discloses that the awards have been paid into the custody of the Courts.

Virginia: In the Circuit Court of Madison County at Madison, Virginia

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

V. At Law No. 82

D. F. Anderson and others, and Fifty-Five Thousand (55,000) Acres, more or less, of land in Madison County, Virginia DEFENDANTS

Comes now the undersigned and shows to the Court:

That a judgment in rem has heretofore been entered in this proceeding condemning to the use of the Petitioner the fee simple estate in the tract(s) of land numbered as follows: Tract No. 4 : Tract No. _____ : Tract No. _____ ;

and described in the report of the Board of Appraisal Commissioners appointed herein and shown, numbered, and delineated on the County Ownership Map filed therewith, upon payment into the custody of the Court of the sum(s) set out in the said judgment as constituting the award(s) therefor, as follows:

Award on Tract No. 4 \$ 55.00 ; on Tract No. _____ \$ _____ ; on Tract No. _____ \$ _____ ;

That the report of the said Board sets forth that the following named persons claim, or appear to have a claim to an interest in the said tract(s) of land or in the proceeds arising from the condemnation thereof;

Lewis K. Nicholson -

That the Petitioner has paid into the custody of the Court the said sum(s) set out in said judgment as constituting the award(s) for the fee simple estate in the said tract(s) of land;

That your undersigned, on the date of the said judgment in rem condemning the said tract(s) of land, owned or was (were) entitled to the following interest in the said tract(s) or in the proceeds arising from the condemnation thereof:—

The entire fee simple interest -

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

Your undersigned conveyed on December 18, 1933, the said land to N.G. Payne, d.b.n.c.t.a. of Miss J.H. Bradford to secure the payment of a bond for \$31.62 with interest thereon from the 18th day of Dec. 1933 which deed is recorded in the Clerk's office of Madison County, Va.

Wherefore, your undersigned pray(s) that [he (they) be made a party (parties) herein under the provisions of Section 21 of the Public Park Condemnation Act, and that] an order be entered for the distribution of said sum(s) set forth in said judgment in rem as constituting the award(s) for the fee simple estate in the said tract(s) condemned as aforesaid, and for the payment to the undersigned of the said award(s) or of as much thereof as the Court may find that the undersigned is (are) entitled to receive, and which the undersigned aver(s) is as follows: Tract No. 4 \$ 55.00 : Tract No. _____ \$ _____ : Tract No. _____ \$ _____ ;

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

There are some taxes due on this land -

NAME	P. O. ADDRESS
<i>Lewis K. Nicholson</i>	Syria, Virginia
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