





Claim of Tinie E Nicholson  
In the Circuit Court of Madison County, Virginia, No. \_\_\_\_\_, At Law.  
The State Commission on Conservation and Development of the State of Virginia, Petitioner, vs. Tinie E Nicholson  
W. D. Middleton & Sons

more or less, of land in Madison County, Virginia, Defendants.  
The undersigned, in answer to the petition of the State Commission on Conservation and Development of the State of Virginia, and in response to the notice of condemnation awarded upon the filing of said petition and published in accordance with the order of the Circuit Court of Madison County, Virginia, asks leave of the Court to file this as his answer to said petition and to said notice.

My name is Tinie E Nicholson  
My Post Office Address is Syria Va.

I claim a right, title, estate or interest in a tract or parcel of land within the area sought to be condemned, containing about 13 acres, on which there are the following buildings and improvements: Good dwelling house  
1 barn 1 Corn house  
one young orland, about 75 lbs 10 years old  
This land is located about 1 miles from Oldoag Virginia, in the R. R. Ford Magisterial District of said County.

I claim the following right, title, estate or interest in the tract or parcel of land described above: (In this space claimant should say whether he is sole owner or joint owner, and if joint owner give names of the joint owners. If claimant is not sole or joint owner, he should set out exactly what right, title, estate or interest he has in or to the tract or parcel of land described above).

I claim and own the above named  
parcel of land in my own name

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

North Big Survey  
South Edward Meyer  
East "  
West "

I acquired my right, title, estate or interest to this property about the year 1915 in the following manner:

I bought the said land from  
G. H. Meyer

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 700.00. I claim that the total value of my right, title, estate or interest, in and to this tract or parcel of land with the improvements thereon is \$ 700.00.

I am the owner of \_\_\_\_\_ acres of land adjoining the above described tract or parcel of land but lying outside the Park area, which I claim will be damaged by the proposed condemnation of lands within the Park area, to the extent of \$ \_\_\_\_\_.

(In the space below should be set out any additional statements or information as to this claim which claimant desires to make; and if practicable he should also insert here a description of the tract or parcel of land by metes and bounds).

Remarks: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(Continue remarks if necessary on the back).

Witness my signature (or my name and mark attached hereto) this 10<sup>th</sup> day of July, 1930.

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

The undersigned hereby certifies that Tinie E Nicholson the above named claimant personally appeared before him and made oath that the matters and things appearing in his above answer are true to the best of his knowledge and belief, this 10<sup>th</sup> day of July, 1930.

J. H. Nelson, J. P.  
Clerk of the Court, or Special Investigator or Notary Public, or Justice of the Peace.

*Vertical handwritten note on the left margin, partially illegible.*

Claim of *James E. Nicholson*

In the Circuit Court of *Madison County, Virginia*, No. *13*  
The State Commission on Conservation and Development of the State of Virginia, Fall

more or less of land in *Madison County, Virginia*, Defendants  
The undersigned, in answer to the petition of the State Commission on Conservation and De-  
velopment of the State of Virginia, and in response to the notice of condemnation awarded  
upon the filing of said petition and published in accordance with the order of the Circuit

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

My name is *James E. Nicholson*  
My Post Office Address is *Dr. James E. Nicholson*

I claim a right, title, estate or interest in a tract or parcel of land within the area sought  
to be condemned, containing about *1.3* acres, on which there are the following

buildings and improvements: *One dwelling house*

*1 farm 1 Government building*

This land is located about *1* miles from *Orange*  
the *Madison* Magisterial District of said County.

I claim the following right, title, estate or interest in the tract or parcel of land de-  
scribed above: (In this space claimant should say whether he is sole owner or joint owner,  
and if joint owner give names of the joint owners. If claimant is not sole or joint owner,  
he should set out exactly what right, title, estate or interest he has in or to the tract or  
parcel of land described above.)

*I claim the same as the above named*

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

*South Park*

my right, title, estate or interest to this property about the year *1910* in the

*the same as above named*

that the total value of this tract or parcel of land with the improvements there-  
on is *\$2,000*. I claim that the total value of my right, title, estate or interest

in this tract or parcel of land with the improvements thereon is *\$2,000*.

the owner of *the same as above named*

land but lying outside the Park area, which I claim will be damaged by the pro-  
vision of the Park area to the extent of *\$*

information of lands within the Park area, and if practicable he should also insert here  
the space below should be set out any additional statements or information as to  
which claimant desires to make; and if practicable he should also insert here a  
description of the tract or parcel of land by metes and bounds.

(Continue remarks if necessary on the back.)

Witness my signature (or my name and mark attached hereto) this *10* day  
of *July*, 1930.

To-wit: *James E. Nicholson*

The undersigned hereby certifies that *James E. Nicholson*  
the above named claimant personally appeared before him and made oath that the matters  
and things appearing in his above answer are true to the best of his knowledge and belief

this *10* day of *July*, 1930.

*James E. Nicholson*

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

*Filed July 12-1930  
with Clerk's Office*

*James E. Nicholson*

In the Circuit Court of Madison County, Virginia:

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 \_\_\_\_ day of January, 1934, came Ernest T. Nicholson also known as E. Tiney Nicholson and on his motion, leave is given him to file his application for the payment of the sum of \$600.00, the amount of the award set out in the judgment of condemnation for Tract No. 96, and heretofore paid into Court. And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the \_\_\_\_ day of December, 1933, that in the opinion of petitioner the said Ernest T. Nicholson is invested with a superior or better right or claim of title in and to the said Tract No. 96 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. 96 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of Tract No. 96, except as hereinafter provided. And it further appearing to the Court that all taxes due or payable upon said Tract No. 96 have been paid, upon further consideration whereof it is considered and ordered by the Court that the sum of \$600.00, paid into Court by petitioner as just compensation for Tract No. 96 be paid out and distributed as follows:

- |  |          |
|--|----------|
| (1) To N.G. Payne, atty. Madison, Va. fee and costs  | \$12.00  |
| (2) To Ernest T. Nicholson, Syria, Virginia, balance | \$588.00 |

And the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay out said fund as above provided, the items set forth aggregating the award set out in the judgment of condemnation for Tract No. 96, 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.

appropriate entry thereof, as provided by law.

therefor, and certifying such payment to the Clerk of this Court for  
From said parties to whom the fund is payable as aforesaid receipts  
ward set out in the judgment of condemnation for Tract No. 96, taking  
said fund as above provided, the items set forth aggregating the a-  
copy of this order to the Treasurer of Virginia, who shall pay out

And the Clerk of this Court is directed to transmit a certified

(2) To Ernest T. Nicholson, Sylla, Virginia, balance \$588.00

(1) To H.C. Payne, Atty. Madison, Va. fee and costs \$12.00

No. 96 be paid out and distributed as follows:

\$800.00, paid into Court by petitioner as just compensation for Tract  
tion whereof it is considered and ordered by the Court that the sum of  
payable upon said Tract No. 96 have been paid, upon further considera-  
provided. And it further appearing to the Court that all taxes due or  
arising from the condemnation of Tract No. 96, except as hereinafter

condemnation thereof, and is therefore entitled to receive the proceeds  
to the title to said Tract No. 96 or to the proceeds arising from the

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

(Order of Distribution for  
Vs (the award- Tract No. 96 -  
D.F. Anderson and others -

Enter.

Judge -

disclose any denial or dispute by any party or person in interest as  
and the said Tract No. 96 and that the record of this cause does  
Nicholson is invested with a superior or better right or claim of title  
of December, 1933, filed in the opinion of petitioner the said Ernest  
petitioner for judgment and condemnation entered herein on the  
of Appraisal Commissioners heretofore filed in this cause and in  
thereof the date into Court. And it appearing from the report of the  
the award set out in the judgment of condemnation for Tract No. 96,  
the said application for the payment of the sum of \$800.00, the amount  
known as E. Tiney Nicholson and on his motion, leave is given him to

On this the \_\_\_ day of January, 1934, came Ernest T. Nicholson also  
land in Madison County, Virginia,  
D.F. Anderson and others, and \$2,000 acres of  
Defendants -

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

In the Circuit Court of Madison County, Virginia:

Petitioner -

LAW ORDER

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This is to certify that there are no 1933 taxes of record  
in my office to the amount of \$0.00 against the tract of land  
owned by E. Tiney Nicholson

(paid on 13 acres December 4, 1933 for 1933) which is  
designated as Tract No.       ; 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 24<sup>th</sup> day of January, 1934

B. S. Utz

**Treasurer, Madison County, Virginia**

By J. B. Gray Deputy  
**Treasurer**

This is to certify that there are .No... delinquent taxes of record in my office to the amount of \$..... against the tract of land owned by .Ernest T. Nicholson..... which is designated as Tract No.<sup>96</sup>.....; 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....., 1934.

..... *A. H. Case* ..... Clerk..  
Circuit Court, Madison County, Virginia

By ..... *Bertha W. Patten* ..... 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. 96-----:

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. 96----- \$600.00-----; 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;

**Tiney Nicholson, whose correct name is Ernest T. 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 interest in fee simple in the said award of \$600.00

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

None -

The said land having been conveyed to the undersigned by Geo. W. Dyer and wife by deed dated July 2nd 1912, and recorded in D.B.41, p. 253 -

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. 96----- \$600.00-----: 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)

That there are no liens against the said land, and the taxes thereon have been paid up to and including the year 1933 -

NAME	P. O. ADDRESS
<u>Tiney Nicholson</u>	<u>Syria, Virginia -</u>
<u>Ernest T. Nicholson</u>	-----
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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.