

County: Madison
District: Roberson

Claimant #61 - Old Rag School.

Acreage Found: 1

Location: Near Old Rag P. O. Entirely within the Park Area.

Incumbrances, counter claims or laps: None known.

Improvements: School: 21x37x12. Paper roof. \$375.00.

Value of land by types:

<u>Type</u>	<u>Acreage</u>	<u>Value per acre</u>	<u>Total Value</u>
Fg	1	\$25.00	\$25.00

Summary:

Total value of land.	\$25.00
Total value of improvements	\$375.00
Total value of tract.	<u>\$400.00.</u>

Note: H. J. Berry, Old Rag, Virginia, Trustee.

L. W. Farmer, Sec.

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County: Madison
District: Roberson

#61, Old Rag School

Acreage claimed: $\frac{1}{2}$

Assessed

Value claimed:

Location: Near Old Rag P. O. Entirely within the Park Area

Incumbrances, counter claims or laps: None known

Improvements: School: 21x37x12, Paper roof. ~~\$375~~ (\$235.00)

Value of land by types:

<u>Type</u>	<u>Area</u>	Value per acre	Total Value
	$\frac{1}{2}$ A	\$50	\$25
Total value of land		\$25.00	
Total value of improvements		235.00	
Total value of tract		260.00	

Claim of 61 - School Old Rag
In the Circuit Court of Madison County, Virginia, No. 82, At Law.
The State Commission on Conservation and Development of the State of Virginia, Petitioner, vs. Anderson et als

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 for School at Old Rag
My Post Office Address is Old Rag

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 acres, on which there are the following buildings and improvements: School Building

This land is located about 0.5 miles from Old Rag Virginia, in the Robeson Magisterial District of said County.

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

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

- North Elmer Dyer
- South John Butler
- East Elmer Dyer
- West _____

I acquired my right, title, estate or interest to this property about the year 1925 in the following manner:
Gift

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 300. 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 \$ 300.

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: Building sub on by community

(Continue remarks if necessary on the back).

Witness my signature (or my name and mark attached hereto) this 30th day of April, 1930.

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

The undersigned hereby certifies that H. J. Berry, Trustee 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 30th day of April, 1930.

John M. Daniels
Clerk of the Court, or Special Investigator or Notary Public, or Justice of the Peace.

Claim of _____
in the Circuit Court of _____ County, Virginia, No. _____
The State Commission on Conservation and Development of the State of Virginia, Petitioner, vs. _____

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

My name is _____
My Post Office Address is _____

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

This land is located about _____ miles from _____ Virginia, in the _____ Magisterial District of said County.

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

The land owners adjacent to the above described tract or parcel of land are as follows:
North _____
South _____
East _____
West _____

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

I claim that the total value of the tract or parcel of land with the improvements thereon is \$_____. I claim the total value of my right, title, estate or interest in and to this tract or parcel of land with the improvements thereon is \$_____.
I am the owner of _____ acres of land adjoining the above described tract or parcel of land but lying outside the Park area, which I claim will be damaged by the proposed condemnation of lands within the Park area, to the extent of \$_____.
(In the space below should be set out any additional statements or information as to this claim which claimant desires make; and if practicable he should also insert here a description of the tract or parcel of land by metes and bounds.)
Remarks: _____

(Continue remarks if necessary on the back.)
Witness my signature (or my name and mark attached hereto) this _____ day _____ 1930.

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

The undersigned hereby certifies that the above named claimant personally appeared before him and made oath that the matters and things appearing in his above answer are true to the best of his knowledge and belief.
this _____ day of _____ 1930.

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

Robert - Old Rap
Anderson et al.

Filed May 2 - 1931.

Attest:
A. H. Lane, Clerk

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 21st day of ~~January~~ ^{February}, 1934, came Howard J. Berrey,
Trustee, and on his motion, leave is given him to file his application
for the payment of \$400.00, the amount of the award set out in the
judgment of condemnation for Tract No. 61 and heretofore paid into
Court. And it further 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 petitioners the said
Howard J. Berrey, Trustee, is invested with a superior or better
right or claim of title in and to the said Tract No. 61, and that the
record of this cause does not disclose any denial or dispute by any
person in interest as to the title to said Tract No. 61, or to the
proceeds arising from the condemnation thereof, except as herein
provided, and it further appearing to the Court that all taxes due or
payable upon said Tract No. 61 have been paid, upon consideration
whereof, it is considered and ordered by the Court that the sum of
\$400.00, paid into Court as just compensation for Tract No. 61, be
paid out and distributed as follows:

- | | |
|--|----------|
| (1) To N.G. Payne, atty., Madison, Va. fee and costs | \$12.00 |
| (2) To Howard J. Berrey, Trustee, Oldrag School,
Oldrag, Virginia | \$388.00 |

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. 61,
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 required by law.

this Court for appropriate entry thereof as required by law.

receipts therefor, and certifying such payment to the Clerk of taking from said parties to whom the fund is payable as aforesaid award set out in the judgment of condemnation for Tract No. 61, said fund as above provided, the items set forth aggregating the 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

Oldrag, Virginia

\$388.00

(2) To Howard J. Berry, Trustee, Oldrag School,

(1) To N.G. Payne, atty., Madison, Va. fee and costs \$12.00

paid out and distributed as follows:

\$400.00, paid into Court as just compensation for Tract No. 61, be whereof, it is considered and ordered by the Court that the sum of payable upon said Tract No. 61 have been paid, upon consideration provided, and it further appearing to the Court that all taxes due or proceeds arising from the condemnation thereof, except as herein person in interest as to the title to said Tract No. 61, or to the

Judge -

[Signature]

Enter -

State Commission on Conservation and Development -

(Order of Distribution for Tract No. 61)
Vs (the award Tract No. 61)
D.F. Anderson and others

record of this cause does not disclose any denial or dispute by any right of claim of title in and to the said Tract No. 61, and that the Howard J. Berry, Trustee, is invested with a superior or better day of December, 1933, that, in the opinion of petitioners the petition for judgment and condemnation entered herein on the Appraisers' Commission's report before filed in this cause and in the Court, and it further appearing from the report of the Board of Judgment of condemnation for Tract No. 61 and heretofore paid into for the payment of \$400.00, the amount of the award set out in the Trustee, and on his motion, leave is given him to file his application

LAW ORDER
BOOK 9 PAGE 173

[Signature]

On this, the 21st day of January, 1934, came Howard J. Berry,

land in Madison County, Virginia, Defendants -
D. F. Anderson and others, and 25,000 acres of

vs
Development of the State of Virginia, Petitioner -
State Commission on Conservation and
In the Circuit Court of Madison County, Virginia,

This is to certify that there are ^{no} 1933 taxes of record
in my office to the amount of \$ against the tract of land
owned by Oldrag School House

. which is
designated as Tract No. 61 ; 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.

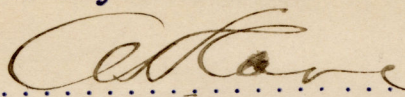
Given under my hand this 24th day of January, 1934 .

. B. S. Utz
Treasurer, Madison County, Virginia

By J. B. Fray 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 Howard J. Berrey, Trustee for Old Rag School. which is designated as Tract No. 61.....; 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 .. 17 day of .. January....., 1934.


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

By 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. 61 : 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. 61 \$ 400.00 ; 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;

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:—

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. 61 \$ 400.00 : Tract No. _____ \$ _____ : Tract No. _____ \$ _____ ;

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

NAME	P. O. ADDRESS
<i>Howard J. Berry</i> <i>Trustee</i>	<u>Oldrag, Virginia -</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.