

County: Madison
District: Roberson

Claimant #34 - Shivers, Dr. Chas H.

Acreage Found: 31

Assessed 29

Deed 29.

Location: Within the exterior boundary of the Christadora tract #63
and entirely within the Park Area.

Incumbrances, counter claims or laps: None known.

Soil: Sandy loam of a fair depth and fertility. Scattering
loose rock and some outcrops over the entire area. The
grazing land is fairly well sodded.

Roads: Secondary dirt road fourteen miles and ten miles of hard
surface to Culpeper.

History of tract and condition of timber: Merchantable timber all de-
stroyed by fire.

Improvements: Dwelling: Log, 17x25', 4 rooms, shingle roof, fair
condition, vacant, spring, post foundation.
Barn: Log, 11x20', shingle roof.
Hen house: Log, 8x12x4', shingle roof.
Cellar & shed: Log, 9x13x12', shingle roof.

Total value of improvements -- \$360.00.

Value of land by types:

Type	Acreage	Value per acre	Total Value
Slope	15	\$2.50	\$37.50
Fg	6	\$15.00	\$90.00
Fc	2	\$12.00	\$24.00
Fr	8	\$ 5.00	\$40.00
	<u>31</u>		<u>\$191.50.</u>

Summary:

Total value of land.	\$191.50
Total value of improvements.	\$360.00
Total value of tract.	<u>\$551.50.</u>

L. H. Fanner, Sec.

County: Madison
District: Roberson

#34 - Shivers, Dr. Chas. H.

Acreage Claimed: 29 A.

Assessed 29 A.

Deed 29 A.

Value Claimed: \$1200.00

" \$266.00

1924
" \$800.00

Location: Within the exterior boundary of the Christadora tract
#63 and entirely within the Park area.

Incumbrances, counter claims or laps: None known.

Soil: Sandy loam of a fair depth and fertility. Scattering
loose rock and some outcrops over the entire area. The
grazing land is fairly well sodded.

Roads: Secondary dirt road fourteen miles and ten miles of hard
surface to Culpeper.

History of tract and condition of timber: Merchantable timber all
destroyed by fire.

Improvements: Dwelling: Log, 17x25', 4 rooms, shingle roof, fair
condition, vacant, spring, post foundation -- (\$100.00
Barn: Log, 11x20', shingle roof, -- 10.00
Hen house: Log, 8x12x4', shingle roof, -- 5.00
Cellar & shed: Log, 9x13x12', shingle roof, -- 5.00
Total value Imp - \$360.00 (120.00)

Value of land by types:

Type	Acreage	Value per acre	Total Value
Slope	15	\$1.00	\$15.00
Fg	6	15.00	90.00
Fc	2	8.00	16.00
Fr	8	3.00	24.00
	<u>31</u>		<u>\$145.00</u>

Total value of land \$145.00
Total value of improvements 120.00
Total value of tract \$265.00
Average value per acre 8.55

#34

Claim of Charles H. deT. Shivers
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. Charles H. deT. Shivers, 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 Charles H. deT. Shivers,

My Post Office Address is No. 121 S. Illinois Ave., Atlantic City, New Jersey.

I claim a right, title, estate or interest in a tract or parcel of land within the area sought to be condemned, containing about 29 acres, on which there are the following buildings and improvements: a cabin containing four rooms, a stable, gold cellars, a corn - crib, a wood - shed, privy, a pig - sty, and a partly constructed barn (the cabin being fully furnished).

This land is located about two miles from Skyland, 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).

As the sole owner in fee simple.

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

North - east, G. B. Nicholson.

South Wm. Corbin.

East Unknown.

West Unknown.

I acquired my right, title, estate or interest to this property about the year 1926 in the following manner:

By purchase from Christine Bernard.

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 1200.00. 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 \$ 1200.00.

I am the owner of no 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 14th day of July, 1930.

STATE OF Virginia, COUNTY OF Atlantic, To-wit:

The undersigned hereby certifies that Charles H. deT. Shivers, 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 14th day of July, 1930.

A. M. Lewis
Clerk of the Court, or Special Investigator or Notary Public, or Justice of the Peace.

Master in Chancery of New Jersey.
My commission is unlimited.

C.R. No 2 Shivers

Filed July 16 - 1930
State of New Jersey

Claimant: Charles H. Shivers
In the Circuit Court of Madison County, Virginia, No. At Law
The Commission on Conservation and Development of the State of Virginia, Petitioner
vs.
Charles H. Shivers, et al.

more land of land in Madison County, Virginia, Defendant.
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 Charles H. Shivers.
My Office Address is No. 131 E. Illinois Ave., Atlantic City, New Jersey.

I claim a right, title, estate or interest in a tract or parcel of land within the area sought to be condemned, containing about 29 acres, on which there are the following buildings and improvements: a cabin containing four rooms, a stable, cold cellars, a corn crib, a wood shed, privy, a pig sty, and a partly constructed barn (the cabin being fully furnished). This land is located about two miles from Skyland, 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).

As the sole owner in fee simple.

The land owners adjacent to the above described tract or parcel of land are as follows:
North - east - G. B. Nicholson.
South - east - Corbin.
East - Jackson.
West - Unknown.

I acquired my right, title, estate or interest to this property about the year 1928 in the following manner:
By purchase from Christine Bernard.

I claim that the total value of this tract or parcel of land with the improvements thereon is \$1200.00. 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 \$1200.00. I am the owner of 29 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 14th day of July, 1930.

To-wit: Charles H. Shivers

The undersigned hereby certifies that Charles H. Shivers 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 14th day of July, 1930.

Master in Chancery of New Jersey
Notary Public or Justice of the Peace
Clerk of the Court or Special Investigator or
My commission is unexpired.

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 7th day of May, 1934, came Charles H. de T. Shivers, and on his motion, leave is given him to file his application for the payment of the sum of \$551.50, the amount of the award set out in the judgment of condemnation for tract no. 34 and heretofore paid into the 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 heretofore entered, that Charles H. de T. Shivers is the owner of this said tract No. 34, subject to a claim of Folsom and Brown, the owners of the Cristadoro land, there being a dispute as to title of this land between these two parties; and it appearing that N. G. Payne, Attorney for Folsom and Brown, owners of the Cristadoro land, has agreed on their behalf to accept the sum of \$62.00 in full settlement of their claim to this said tract, and to release all their said claims in consideration of this said sum; and it further appearing that the only lien on this land at this time is that for taxes in the amount of \$4.96 due to B. S. Utz, Treasurer of Madison County, and that no other person or party has any other claim or interest in the title to said Tract No. 34-- or to the proceeds arising from the condemnation thereof, except as hereinafter provided; upon consideration whereof, it is considered and ordered by the court that the sum of \$551.50 paid into court as just compensation for said tract No. 34 be paid out and distributed as follows:

WILLIAM A. COOKE
ATTORNEY AT LAW
LOUISA AND
MADISON, VA.

1---	To B. S. Utz, Treasurer, for taxes --- Madison, Virginia.	\$ 4.96
2---	To A. H. Cave, Clerk, for costs----- Madison, Virginia.	2.00
3---	To N. G. Payne, Attorney for Folsom and Brown----- Madison, Virginia.	62.00
4---	To William A. Cooke, Attorney for Charles H. de T. Shivers ----- Madison, Virginia.	482.54
	Total -----	\$ 551.50

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 above set forth aggregating the award set out in the judgment of condemnation for Tract No. 34 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.

Enter--

 Judge.

WILLIAM A. COOKE
ATTORNEY AT LAW
LOUISA AND
MADISON, VA.

WILLIAM A. COOKE
ATTORNEY AT LAW
FIDELITY AND
MORTGAGE CO.

W. A. Cooke

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

V. At Law No. 82--

D. F. Anderson and others, etc.

Order for payment of award for Tract No. 34 in Park suit

*Endu
P.S.*

LAW ORDER
BOOK 7 PAGE 228

To H. C. ...	65.00
To A. H. Cave, Clerk, for costs	5.00
To H. C. ...	4.95

Page No. 3--

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. 34 :
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. 34 \$ 551.50 ; 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;

Charles H. de T. Shivers

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:—

Fee simple interest in the whole tract and

entitled to the full amount of the proceeds received from
the condemnation

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

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. 34 \$ 551.50 : 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

Charles H. de T. Shivers

121 S. Illinois Avenue
Atlantic City, N.J.

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 de-
sire 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.

William A. Cooke, Atty -

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 *Chas. H. deT. Shiver*.....
..... which is
designated as Tract No. 34; 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 1st day of ... May, 1934.

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

By *Bertha W. Pattie* Deputy
Clerk

This is to certify that there are 1933 taxes of record
in my office to the amount of \$ 4.96.. against the tract of land
owned by ... DR. Chas H. DeT. Shivers.....
..... which is
designated as Tract No... 34. ; 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 30. day of April....., 193. 4

.....
Treasurer, Madison County, Virginia

By Deputy
Treasurer