

County: Madison
District: Roberson

#158 - Sisk, Newman.

Acreage Found: 24 Assessed 73 Deed 69 A.

Location: South side of Rose River, wholly within the Park Area.

Incumbrances, counter claims or laps: None known (Pays taxes on 73 acres, see tax and deed sheet)

Soil: Sandy loam, moderate to steep, northern slope and rocky.

Roads: 7 miles to Criglersville, then 17 miles to Culpeper the nearest R. R.

History of tract and condition of timber: Timber cut off, restocking to locust, poplar etc. Not burned in recent years.

Improvements: None except 8 apple trees at \$1.00 each. \$8.00.

Value of land by types:

Type	Acreage	Value per acre	Total Value
Slope	10	\$3.00	\$30.00
Fr	6	\$6.00	\$36.00
Fc & Fg	8	\$10.00	\$80.00
	<u>24</u>		<u>\$146.00</u>

Summary:

Total value of land.	\$146.00
Total value of fruit trees.	\$8.00
Total value of tract.	<u>\$154.00.</u>

L. W. Fanner Sec

County: Madison
 District: Roberson

158 Siak, Newman

<u>Acreage claimed</u> None	Assessed 73	Deed 69 A
<u>Value claimed</u> "	" \$352.00	" \$368.00 1906-1920

Location: South side of Rose River, wholly within the Park area
 AREA: 24¹/₄ A. by actual survey:

Incumbrances, counter claims or laps: None known (Pays taxes on 73 acres, see tax and deed sheet)

Soil: Sandy loam, moderate to steep, northern slope and rocky

Roads: 7 miles to Criglersville then 17 miles to Culpeper the nearest R. R.

History of tract and condition of timber: Timber cut off, restocking to locust, poplar etc. Not burned in recent years

Improvements: None except 8 apple trees at \$1 each \$8.00

Value of land by types:

<u>Type</u>	<u>Acreage</u>	<u>Value per acre</u>	<u>Total Value</u>
Tillable	6	\$ 8.50	\$51.00
Grazing	2	7.00	14.00
Restocking	6	6.00	36.00
Slope	10	2.00	20.00
	24		

Total value of land	\$127.00
Total value of trees	8.00
Total value of tract	135.00
Average value per acre	5.62

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
v in Madison County, Virginia,

Defendants -

On this, the 31st day of May, 1934, came B.S. Utz, by his attorney N.G. Payne, and on his motion leave is granted him to file his application for the payment of the sum of \$154.00, the amount of the award set out in the judgment of condemnation for Tract No. 158 and heretofore paid into Court. And it appearing to the Court that Newman Sisk has had written notice of said application 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 ____ day of December, 1933, that, in the opinion of petitioner the said Newman Sisk and B.S. Utz are invested with a superior or better right or claim of title in and to the said tract# of land No. 158, 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. 158, or to the proceeds arising from the condemnation thereof, and are therefor entitled to receive the proceeds arising from the condemnation of said tract No. 158 except as hereinafter provided. Upon consideration whereof it is considered and ordered by the Court that the said sum of \$154.00 be paid out and distributed as follows:

- | | |
|---|----------|
| (1) To N.G. Payne, Atty. Madison, Va. fee and costs | \$ 12.50 |
| (2) To B.S. Utz, Madison, Va. payment on bond <i>dated 4/6/30</i> | 141.50 |

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. 158, 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.

March 31

State Commission on Conservation and Development -

(Order For the Distribution

Vs (Of the award - Tract No. 158

D.F. Anderson and others -

Enter -

P. H. H.
Judge

the sum of \$154.00, the amount of the award set out in the judgment of condemnation for Tract No. 158 and herebefore paid into Court. And appearing to the Court that Newman Sisk has had written notice of the application and its further appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and the petition for judgment and condemnation entered herein on the 10th day of December, 1934, the opinion of the said Newman Sisk and B.S. Ute are invested with a superior or better right or claim of title in and to the said tract of land No. 158, and that the record of the cause does not disclose any essential or disputed by any party or person in interest as to the

title to said tract No. 158, or to the proceeds arising from the condemnation thereof, and are therefore entitled to receive the proceeds arising from the condemnation of said tract No. 158 except as hereinafter provided. Upon consideration whereof it is considered and ordered by the Court that the said sum of \$154.00 be paid out and distributed as follows:

- (1) To K.E. Payne, Atty. Madison, Va. fee and costs \$ 12.50
- (2) To B.S. Ute, Madison, Va. payment on bond *with 10/100* 141.50

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. 158, taken 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.

In the Circuit Court of Madison County, Virginia,

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

Petitioner -

D.F. Anderson and others, and 85,000 acres of land in Madison County, Virginia,

Defendants -

On this, the 31st day of May, 1934, came B.S. Ute, by his attorney K.E. Payne, and on his motion leave is granted him to file his application for

judgment of condemnation for Tract No. 158 and herebefore paid into Court.

And appearing to the Court that Newman Sisk has had written notice of the application and its further appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and the petition for judgment and condemnation entered herein on the 10th day of December, 1934, the opinion of the said Newman Sisk and B.S. Ute are invested with a superior or better right or claim of title in and to the said tract of land No. 158, and that the record of the cause does not disclose any essential or disputed by any party or person in interest as to the

Handwritten notes:
This certified
to note \$ 350.00
4/16/2001
BOOK 9
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To Newman Sisk:

You are hereby notified that I shall on Thursday, May 31st 1934, at 10 o'clock, A. M., or as soon thereafter as counsel can be heard, move the circuit court of Madison county, at Madison, Virginia, to enter an order for the distribution of the award for Tract No. 153 in the Park Area, in the sum of \$154.00. The undersigned has a deed of trust upon the said tract of land, and will ask the court to enter an order for the distribution of the said award, and will ask that so much of the said award as may be necessary shall be applied to the payment of the bond, or bonds secured by said deed of trust.

Given under my hand this the 28th day of May, 1934 -

N. G. Payne, p. q.

B. S. Utz,

By counsel -

[Handwritten notes and signatures]

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. 158 : Tract No. : 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. 158 \$ 154.00 ; 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;

Newman Sisk -

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 on the 6th day of April, 1920, the said Newman Sisk (known as Newman H. Sisk) conveyed the said land to G.H. Taylor, trustee, to secure to B. S. Utz the payment of a bond for \$350.00, with interest from April 6th 1920 - See D.T.B. 3, page 408 -

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:

Newman Sisk and the undersigned -

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. 158 \$ 154.00 : 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 no payment has been made on the said \$350.00 bond -

NAME	P. O. ADDRESS
<u>B. S. Utz</u>	<u>Madison, Virginia -</u>
<u>By N. G. Rogers</u>	_____
<u>his attorney</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.