

County: Madison
District: Roberson

Claimant #65 - Smith, James E.

Acreage Found: 115 *by survey* Assessed 130 A.

Location: U. S. Position 15-16-17. Part outside the Park Area.

Incumbrances, counter claims or laps: None known.

Soil: Sandy loam slope and ridge types, steep and rocky.

Roads: 10 miles via dirt and 10 miles via hard surface road to Culpeper, the nearest shipping point.

History of tract and condition of timber: There is about 15 M. bd. ft. of poplar @ \$2.50 per M. on this tract, the remaining is badly damaged by fire and has no market value. \$37.50.

Improvements: No improvements.

Orchard: 130 apple trees, poor condition, age 30 yrs. \$150.00.

Value of land by types:

Type	Acreage	Value per acre	Total Value
Slope	97	\$2.50	\$242.50
Ridge	9	\$1.00	9.00
Fc	1	\$12.50	12.50
Fr	5	\$5.00	25.00
Orchard	3	\$50.00	\$289.00
	<u>115</u>		

Summary:

Total value of land.	\$289.00
Total value of timber.	\$37.50
Total value of orchard.	\$150.00
Total value of tract.	<u>\$476.50.</u>

L. W. Farmer, Sec.

County: Madison
District: Roberson

65 Smith, James E.

Acreage claimed 75A Assessed 130A Deed 35 and 95
Value claimed \$2250.00 " \$460.00 1903-~~\$176.00~~
1878-~~\$100.00~~

Location: U. S. Position 15-16-17 part outside the Park area

Incumbrances, counter claims or laps: None known

Soil: Sandy loam slope and ridge types, steep and rocky

Roads: 10 miles via dirt and 10 miles via hard surface road to
Culpeper the nearest shipping point

History of tract and condition of timber: There is about 15 M
bd. ft. of poplar @ \$2⁵⁰ per M on this tract, the remaining is badly
damaged by fire and has no market value. \$37.50

Improvements: No improvements (except timber)

(15 M bd. ft. of poplar @ \$2 per M) \$30.00
Orchard 130 apple trees, ~~fair~~ condition, age 30 yrs \$150.00

Value of land by types:

Type	Acreage	Value per acre	Total Value
Slope	97	\$1.50	\$145.50
Ridge	9	.75	6.75
F. C.	1	10.00	10.00
F. R.	5	4.00	20.00
Orchard	3	50.00	
	<u>105</u>		
Total value of land	115 - By Survey		\$182.25
Total value of orchard			150.00
Total value of timber			30.00
Total value of tract			362.25
Average value per acre			3.15

Claim of J. E. Smith
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. W D Anderson & Co

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 J. E. Smith
My Post Office Address is Nethers 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 7.5 acres, on which there are the following buildings and improvements: orchard and wood land

This land is located about 1 miles from Nethers Virginia, in the Roberts 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 Festus Hudson & Mary Lillard
South J. M. Jernigan
East " "
West J. M. Jernigan

I acquired my right, title, estate or interest to this property about the year 1880 in the following manner:

by buying

I claim that the total value of this tract or parcel of land with the improvements thereon is \$2250.00. 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 \$_____.

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 9th day of July, 1930. J. E. Smith

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 9th day of July, 1930.

[Signature]
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 last known 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 claim that the total value of my right title estate or interest in the _____ in the _____ manner:

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

Filed July 9, 1930
Book: Cat. Can and.

J. E. Smith

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

In the Circuit Court of Madison County, Virginia

The State Commission on Conservation
and Development

Petitioner -

Vs

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

Defendants -

On this, the 29th day of March, 1934, came Anna Jenkins and Ella Smith, heirs at law of James E. Smith, and on their motion, leave is given them to file their application for the payment of the sum of \$476.50, the amount of the award set out in the judgment of condemnation for Tract No. 65, which tract was owned by James E. Smith at the time of the appraisal thereof by the Board of Appraisal Commissioners and the said James E. Smith has since died intestate, leaving as his only heirs at law, the following children: Anna Jenkins, Ella Smith and Jack Smith. 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 Anna Jenkins, Ella Smith and Jack Smith are invested with a superior or better right or claim of title in and to the said Tract No. 65, 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. 65, or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of Tract No. 65, except as herein provided. And it further appearing to the Court that all taxes due or payable upon said Tract No. 65 have been paid except for the year 1933. Upon further consideration whereof it is considered and ordered by the Court that the sum of \$476.50 be paid out and distributed as follows:

- | | |
|----------------------------------------------------------------------------------------------|---------|
| (1) To B.S. Utz, Treas. Madison, Va. taxes for 1933 | \$ 8.45 |
| (2) To N.G. Payne, atty. Madison, Va. fee and costs | 12.00 |
| (3) To Mrs. Anna Jenkins, Nethers, Va. 1/3 of balance | 152.02 |
| (4) To Ella Smith, Winston, Virginia 1/3 of balance | 152.02 |
| (5) To N.G. Payne, General Receiver of the Circuit Court of
Madison County 1/3 of balance | 152.01 |

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. 65, 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.

The State Commission on Conservation and Development

Petitioner -

Vs

D.W. Anderson and others and 25,000 acres of land in Madison County, Virginia

Defendants -

On this, the 29th day of March, 1934, came Anna Jenkins and Elia Smith, heirs at law of James E. Smith, and on their motion, leave is given them to file their application for the payment of the sum of \$476.50, the

award of the award set out in the judgment of condemnation for Tract No. 65, which tract is owned by James E. Smith at the time of the reapportionment

of the Board of Appraisal Commissioners and the said James E. Smith being as his only heirs at law, the following

heirs, Anna Jenkins, Elia Smith and Jack Smith. And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in

the case and the petition for judgment and condemnation entered herein on the 1st day of December, 1933, that, in the opinion of the

honorable the said Anna Jenkins, Elia Smith and Jack Smith are invested with a superior or better right or claim of title in and to the said Tract No.

State Commission on Conservation and Development -

(Order for the Distribution

Vs (of the award - Tract No. 65

D.W. Anderson and others -

Entered

[Handwritten Signature]

Judge

LAW ORDER
BOOK 9 PAGE 213

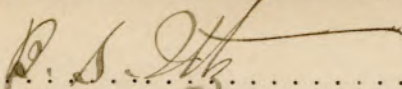
65, and that the record of this cause does not disclose any denial or dispute by any party or person in interest as to the title to said Tract No. 65, or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of Tract No. 65, except as herein provided. And it further appearing to the Court that all taxes due or payable upon said Tract No. 65 have been paid except for the year 1933. Upon further consideration whereof it is considered and ordered by the Court that the sum of \$476.50 be paid out and distributed as follows:

- (1) To R.S. Hutz, Treasurer, Madison, Va. taxes for 1933 \$ 8.46
- (2) To N.C. Payne, Atty. Madison, Va. fee and costs 12.00
- (3) To Mrs. Anna Jenkins, Nethers, Va. 1/3 of balance 152.02
- (4) To Elia Smith, Winston, Virginia 1/3 of balance 152.02
- (5) To N.C. Payne, General Receiver of the Circuit Court of Madison County 1/3 of balance 152.01

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 representing the award set out in the judgment of condemnation for Tract No. 65, 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.

This is to certify that there are 1933 taxes of record
in my office to the amount of \$ 8.45.. against the tract of land
owned by James E. Smith
..... which is
designated as Tract No. 65. . . ; 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 3rd. day of March, 1934 .


.....
Treasurer, Madison County, Virginia

By 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 James E. Smith..... which is designated as Tract No. 65.....; 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 3 day of March, 1934.

A. H. Care Clerk..
Circuit Court, Madison County, Virginia
By Bertha H. Patten, Deputy
Clerk