

County: Rappahannock
District: Hampton

#72-I -- Clatterbuck, Joseph - Lap on
William C. Overall Heirs.

Acreage Claimed: Assessed: 100 Deed: 100
Value Claimed: Assessed: \$350.00 Deed: \$300
Area: 80 Acres. in 1893

Location: West of Little Devil Stairs Run at the head of Gid Brown Hollow.

Incumbrances, counter claims or laps: This is that portion of the land claimed by Joseph Clatterbuck which lies within that part of the Overall Survey which was assigned to the heirs of William C. Overall.

Soil: Sandy clay loam of medium depth and fertility. The surface is steep and some what rocky.

Roads: About six miles of fair dirt road to Lee Highway; thence twenty miles to Luray, nearest shipping point.

History of tract and condition of timber: Tan bark removed from area about thirty years ago. Some other timber products have been removed from the area at various times. That portion of the tract along Little Devil Stairs Run supports some scattered short boled chestnut oak of doubtful merchantability. The western portion of the tract supports a fair stand of red, chestnut and white oaks, with some basswood, poplar and ash scattered throughout.. This portion of approximately ten acres will cut by estimate a total of 30 M feet Bm., valued at \$3.00.

Improvements: None.

Value of land by types:

| <u>Type</u> | <u>Acreage</u> | <u>Value per acre</u> | <u>Total Value</u> |
|------------------------------|----------------|-----------------------|--------------------|
| Slope | 80 | \$2.50 | \$200.00 |
| Total value of land | | \$200.00 | |
| Total value of timber | | 90.00 | |
| Total value of tract | | <u>\$290.00</u> | |
| Average value per acre | | \$3.65 | |

X -- This includes the area in tract #72 and lap #72-II.
NOTE:- The deed for 100 acres contains no metes and bounds description. This tract is surrounded by tracts for which there are more accurate boundary descriptions.

Rappahannock County

NAME OF CLAIMANT

#72-I -- Clatterbuck, Joseph
Lap on Wm. C. Overall Heirs.

Number of Acres: 80

Location: West of Little Devil Stairs Run at the head of Gid Brown Hollow.

Roads: About six miles of fair dirt road to Lee Highway; thence twenty miles to Luray, nearest shipping point.

Soil: Sandy clay loam of medium depth and fertility. The surface is steep and somewhat rocky.

History of Tract and condition of timber: Tan bark removed from area about thirty years ago. Some other timber products have been removed from the area at various times. That portion of the tract along Little Devil Stairs Run supports some scattered short boled chestnut oak of doubtful merchantability. The western portion of the tract supports a fair stand of red, chestnut and white oaks, with some basswood, poplar and ahs scattered throughout. This portion of approximately ten acres will cut by estimate a total of 30 M. feet Bm.

Improvements:

Improvements: None.

Acreege and value of types:

| Types | Acreege | Value per acre | Total Value |
|--------|---------|----------------|-------------|
| Ridge: | | | |
| Slope: | 80 @ | \$2.50 | \$200.00 |

Cove:

Grazing Land:

Fields Restocking:

Cultivated Land:

Orchard:

Minerals:

Value of Land: \$ 200.00

Value of Improvements: \$

Value of Orchard: \$

Value of Minerals: \$

Value of Fruit: \$

Value of Timber: \$

Value of Wood: \$

Value per acre for tract: \$ 2.50

Incidental damages arising from the taking of this tract: \$ None.

Geo. H. Perry
CLERK

IN THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY, VIRGINIA.

STATE COMMISSION ON CONSER-
VATION & DEVELOPMENT OF THE
STATE OF VIRGINIA.

VS.) (PETITION OF R. M. DWYER FOR AN ORDER
OF DISBURSEMENT.

CLIFTON AYLOR, &C.

TO THE HONORABLE J. R. H. ALEXANDER, JUDGE OF
THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY, VIRGINIA:

Your petitioner, R. M. Dwyer, respectfully
represents unto Your Honor as follows:

That the said R. M. Dwyer is the owner in fee
simple of those certain two tracts or parcels of land, lying and
being situate in Rappahannock County, Virginia, and within the
bounds of the proposed Shenandoah National Park, which are
respectively known and designated upon the Rappahannock County
ownership map filed in the above entitled condemnation proceed-
ings as Tract No. 72-I, containing 80 acres, and Tract No.
72-II, containing 56 acres; and

That at the time these condemnation proceedings
were instituted said two tracts or parcels of land stood in the
name of Joseph Clatterbuck's Estate, but that during the
pendancy hereof said land has been purchased by your petitioner,
R. M. Dwyer, and that the same have been conveyed to him by
Special Commissioner of the Circuit Court of Rappahannock County,
Virginia, in that chancery cause brought for the purpose of
partitioning the real estate of which the said Joseph Clatter-
buck died seized and possessed, all of which will more fully
appear from the said deed which is duly of record in the Clerk's
Office of Rappahannock County, Virginia; and

That the Special Investigators and Board of Appraisal Commissioners heretofore appointed in these proceedings awarded your petitioner the sum of Two Hundred (\$200.00) Dollars for Tract No. 72-I, and the sum of One Hundred Forty (\$140.00) Dollars for Tract No. 72-II, aggregating the sum of Three Hundred Forty (\$340.00) Dollars, as compensation and damages for the taking of the aforesaid two tracts of land, as will more fully appear from their report filed in these proceedings, which said report has been duly confirmed as to the tracts of land aforesaid, and the award for the condemnation thereof ordered to be paid into the custody of the court pursuant to an order heretofore entered in this cause on the 13th day of November, 1933; and

That the petition of condemnation in this cause and the report of the Special Investigators and Board of Appraisal Commissioners discloses that Tract No. 72-I is a lap on the William C. Overall Heirs' land and that Tract No. 72-II is a lap on the Mary Ann Roy Heirs' land.

Your petitioner further alleges and avers that notwithstanding the laps aforesaid that he is the fee simple owner of said Tracts Nos. 72-I and 72-II, and that not only has he been in actual possession for many times the statutory period but, that his chain of title is derived from an older and senior patent; and further, that the heirs of the said William C. Overall and the heirs of the said Mary Ann Roy have disclaimed any and all claim or interest in or to said tracts of land/or to the proceeds arising from the condemnation thereof.

Your petitioner further alleges and avers that there are no liens or encumbrances of any kind whatsoever binding the aforesaid two tracts or parcels of land, nor any taxes due or exigible thereon.

Wherefore, your petitioner prays that the Court may order and decree that he has the best claim to the tracts or parcels of land aforesaid, and that an order be entered in this cause directing that the aforesaid sum or sums shall be forthwith paid over to him as the true and lawful owner of said tracts or parcels of land.

R. M. Dwyer
By Counsel

Ford & Keyser, per.

STATE COMMISSION ON CONSER-
VATION & DEVELOPMENT OF THE
STATE OF VIRGINIA.

VS.)(PETITION OF R. M.
Dwyer

CLIFTON AYLOR, &C.

FORD & KEYSER
ATTORNEYS AND COUNSELLORS AT LAW
LURAY, VIRGINIA