

NAME OF CLAIMANT

#364 - Lam, Elmer

Number of Acres: 13

Location: Top Blue Ridge Mountain. One mile south of Swift Run Gap.

Roads: One mile fair mountain road to Swift Run Gap and eight miles hard surface road to Elkton.

Soil: Sandy clay of a fair depth and fertility. Rocky over a part of the area.

History of Tract and condition of timber: All the merchantable timber has been removed from this tract. Cleared land has been cleared many years and has been grazed and cultivated extensively since.

Improvements:

None.

Acreage and value of types:

Types	Acreage		Value per acre	Total Value
Ridge:				
Slope:				
Cove:				
Grazing Land:	7	@	\$25.00	\$175.00
Fields Restocking:	6	@	15.00	90.00
				<u>\$265.00</u>
Cultivated Land:				

Orchard:

Minerals:

Value of Land: \$ 265.00

Value of Improvements: \$

Value of Orchard: \$

Value of Minerals: \$

Total amount \$265.00

Value of Fruit: \$

Value of Timber: \$

Value of Wood: \$

Value per acre for tract: \$ 20.38

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

*Geo. V. Pen* CLERK. 69

*Cover*

County: Rockingham  
District: Stonewall

County: Greene  
District: Stanardsville

#364 - Lam, Elmer - Rockingham Co.  
#184 - Lam, Elmer - Greene County.

Acres Claimed: 75                      Assessed: 75                      Deed: 75  
Value Claimed: \$500.00                      Assessed: \$475.00                      Deed: \$1000.00  
in 1922.

Area: - Rockingham 13 A.  
Greene 78 A.  
91 A.

Location: Top Blue Ridge Mountain. One mile south of Swift Run Gap.

Incumbrances, counter claims or laps: Deed for this tract calls for 75 Acres more or less, but from ties obtained it is found to contain 91 acres in both counties.

Soil: Sandy clay of a fair depth and fertility. Rocky over a part of the area.

Roads: One mile fair mountain road to Swift Run Gap and eight miles hard surface road to Elkton.

History of tract and condition of timber: All the merchantable timber has been removed from this tract. Cleared land has been cleared many years and has been grazed and cultivated extensively since.

<u>Improvements:</u>	<u>Dwelling:</u> Log, 15x18', 4 rooms, shingle roof, 1 1/2 story, stone flues, poor condition, occupied by owner, spring, valued at ----	\$150.00
	<u>Stable:</u> Log, 12x16x7', shingle roof, poor condition --	15.00
	<u>Smoke house:</u> Frame, 10x16x12', shingle roof, (shed 10x10', (hen house)) fair condition --	35.00
	<u>Stable:</u> Frame, 12x16x8', shingle roof, poor condition --	5.00
	<u>Stable:</u> Frame, 12x16x8', shingle roof, poor condition --	10.00
	<u>Dwelling:</u> Log, 16x20', 4 rooms, porch 6x12', shingle roof, stone flues, arched roof, finished, fair condition, occupied by tenant, spring water supply, pillar foundation ----	175.00
	<u>Stable, corn crib and sheds:</u> Log and frame, 21x12', shingle roof, fair condition --	20.00
	<u>Hen house:</u> Log, 6x12x7', shingle roof, poor condition --	10.00
		<hr/> \$420.00

County: Rockingham  
 District: Stonewall

County: Greene  
 District: Stanardsville

#364 - Lan, Elmer - Rockingham Co.  
 #184 - Lan, Elmer - Greene County.

Value of land by types: (Rockingham Co.)

Type	Acreage	Value per acre	Total Value
F.R.	6	\$6.00	\$36.00
Grazing	7	25.00	175.00
	<u>13</u>		<u>\$211.00</u>

Total value of land \$211.00

Value of land by types: (Greene County)

Type	Acreage	Value per acre	Total Value
Slope	31	\$2.50	\$77.50
F.R.	11	6.00	66.00
Fertile	17	12.00	204.00
Grazing	19	15.00	285.00
	<u>78</u>		<u>\$632.50</u>

Total value of land \$632.50  
 Total value of improvements 420.00  
 Total value of fruit trees 78.00  
 Total value of tract \$1130.50

Summary of acreage and value by counties.

	<u>Greene Co.</u>	<u>Rockingham Co.</u>	<u>Total</u>
Total value of land	\$632.50	\$211.00	\$843.50
Total value of improvements	420.00	-	420.00
Total value of fruit trees	78.00	-	78.00
	<u>\$1130.50</u>	<u>\$211.00</u>	<u>\$1341.50</u>

Average value per acre for entire tract \$14.74

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 Rockingham County**

The State Commission on Conservation and Development of the State of Virginia . . . PETITIONER.

V. At Law No. 1829

Cassandra Lawson Atkins and others, and Fifty-Two Thousand, Five Hundred and Sixty-One (52,561) Acres of land, more or less . . . . . 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. 364-----:

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. 364----- \$ 265.00; 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;

Elmer Lam

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:—

By reason of contribution pledge, obligating the owner, Elmer Lam, to give 1 acre of his land within the Park Area to the Park Project.

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. 364----- \$ 6.00-----: 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

STATE COMMISSION ON CONSERVATION

& DEVELOPMENT

BY

*Elliot Marshall*

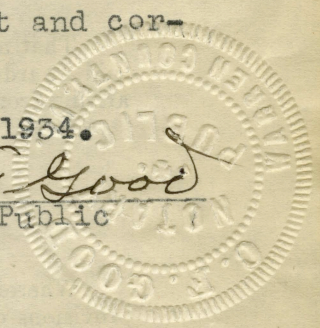
NOTE—A supply of this blank form has been placed in the Clerk's office for the convenience of interested parties. No one is required to use this form, as the form is not prescribed by law, and claimants can either change or modify it as they deem necessary, or present their motions in any form they may 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.

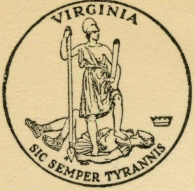
STATE OF VIRGINIA ) SS  
COUNTY OF WARREN )

Personally appeared before me the undersigned Notary Public in my said State and County, E. K. Stokes, who being duly sworn, deposed and said that she is an employee of the State Commission on Conservation in immediate charge of the records of the Shenandoah National Park Division thereof having to do with claims of the Commission for distributive shares of condemnation awards in the Shenandoah National Park condemnation proceedings pending in the Circuit Courts of Virginia, by reason of contracts and agreements entered into with the owners of lands sought to be condemned in these proceedings, and that the within claim is just and correct.

Witness my signature this 8th day of January, 1934.

*Chas F. Good*  
NOTARY PUBLIC Notary Public  
My Commission Expires Sep. 8, 1934





JOHN M. PURCELL  
TREASURER OF VIRGINIA

# Commonwealth of Virginia

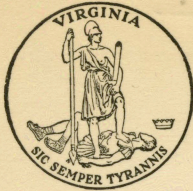
TREASURER'S OFFICE  
RICHMOND, VA.

April 21, 1934

This is to certify that I, J. M. Purcell, Treasurer of Virginia have this 21 day of April in accordance with an order of the circuit court of Rockingham County dated 4/16/34 in the cause of the State Commission on Conservation and Development of the State of Virginia vs. Cassandra Lawson Atkins and others paid to R. A. Breedon, Stanardsville, Virginia \$ 265.00 being in full settlement of tract # 364 in the above mentioned cause.

*J. M. Purcell*  
Treasurer of Virginia.

*By W. G. Young*  
DEPUTY TREASURER OF VIRGINIA



JOHN M. PURCELL  
TREASURER OF VIRGINIA

# Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

April 21, 1934

R. A. Breeden

Stanardsville, Virginia

Received of J. M. Purcell, Treasurer of Virginia, the sum of \$ 265.00, in accordance with an order of the Circuit Court of the county of Rockingham entered on the 16th day of April 1934, in the matter of the State Commission on Conservation and Development v Cassandra Lawson Atkins and others, being full and complete settlement for the tract of land known in said proceeding as # 364.

*R. A. Breeden*

Sign original and duplicate  
and return to the Treasurer  
of Virginia.

VIRGINIA. IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY.

The State Commission on Conservation & Development  
of the State of Virginia, - - - - - Petitioner,

v.

Cassandra Lawson Atkins, et als, defendants.

In Re: Distribution of proceeds of condemnation for tract No.364.

This day came the State Commission on Conservation & Development by counsel, and moved the Court to enter an order directing the Treasurer of the State of Virginia, to pay to it, out of the proceeds of condemnation of Tract No. 364, the sum of of \$6.00 representing the amount of a certain pledge made by Elmer Lam, who claimed to be the owner of said tract to said Commission on Conservation & Development as a contribution for the establishment of Shenandoah National Park, and in support of its said motion, the said Commission exhibited to the Court, its motion in writing setting forth all the facts in relation thereto, which has been heretofore filed herein.

Upon consideration whereof, it appearing to the Court, that the claim of said Commission is not based upon any lien either on the land condemned or on the proceeds of condemnation, and that said Commission has failed to obtain the consent of the parties entitled to the proceeds of condemnation to the payment of its claim, it is accordingly adjudged and ordered that the motion of the Commission for the payment of said claim out of the proceeds of condemnation for said tract, be and the same is hereby denied.

*Eufgwa*

*20/371 6/20/35*