

NAME OF ~~OWNER~~ CLAIMANT

#81 - Lam, E.C. & E.E.

Number of Acres: 1/8 - Lot.

Location: Adjoining the Swift Run Church lot and on the opposite side of the Spotswood Trail from L. C. Meadows Store.

Roads: On the Spottswood Trail which is now a hard surfaced road.

Soil: --

History of Tract and condition of timber: This lot has been used for about ten years as the site for a blacksmith and automobile repair shop.

Improvements: GARAGE OR REPAIR SHOP---30x36', concrete block walls, concrete floor, metal roof, nearly new. BLACKSMITH SHOP----15x21x8' tile, metal roof, fair condition.

Acreage and value of types:

Types	Acreage	Value per acre	Total Value
-------	---------	----------------	-------------

Ridge:

Slope:

Cove:

Grazing Land:

Fields Restocking:

Cultivated Land:

Orchard:

Minerals:

Value of Land: \$ 100.00

Value of Improvements: \$ 1400.00

Value of Orchard: \$ \$1500.00 - - TOTAL

Value of Minerals: \$

Value of Fruit: \$

Value of Timber: \$

Value of Wood: \$

Value per acre for tract: \$

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

Geo. N. Pen.

CLERK

Claim of _____
In the Circuit Court of Rockingham County, Virginia, No. _____, At Law.
The State Commission on Conservation and Development of the State of Virginia, Petitioner, vs. E. E. Lam
Lot of land 30 X 144 feet
more or less, of land in Rockingham 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 Rockingham County, Virginia, asks leave of the Court to file this as his answer to said petition and to said notice.

My name is E. E. Lam
My post office address is Swift Run Virginia

I claim a right, title, estate or interest in a tract or parcel of land within the area sought to be condemned, containing about 30 X 144 feet acres, on which there are the following buildings and improvements: A public Garage Building and Black-smiths shop

This land is located about Four miles from Elkton Virginia, in the Stonewall 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.)

~~I am joint owner, my interest being one half~~
of the value of the property.

The land owners adjacent to the above described tract or parcel of land are as follows:
North L. C. Meadows
South Bizzie Williams
East E. C. Lam
West United Brethren Church Property

I acquired my right, title, estate or interest to this property about the year 1918 in the following manner:

By deed from G. A. Lawson

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 5177.92. 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 \$ 2588.96.

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 19th day of February, 1930. E. E. Lam

STATE OF VIRGINIA, COUNTY OF Rockingham, To-wit:
The undersigned hereby certifies that E. E. Lam 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 19th day of February, 1930.

M. G. Gentry N. P.
Clerk of the Court, or Special Investigator or Notary Public, or Justice of the Peace.

Filed in the Clerk's Office of Rockingham County, Va.

FEE \$6.11

Clerk

Claim of _____
In the Circuit Court of Rockingham County, Virginia, No. _____, At Law.
The State Commission on Conservation and Development of the State of Virginia, Petitioner, vs. E. E. Lam
Lot of land 30 x 144 feet

more or less, of land in Rockingham 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 Rockingham County, Virginia, asks leave of the Court to file this as his answer to said petition and to said notice.

My name is E. E. Lam

My post office address is Swift Run Virginia

I claim a right, title, estate or interest in a tract or parcel of land within the area sought to be condemned, containing about 30 x 144 feet ~~acres~~, on which there are the following buildings and improvements: A public Garage Building and Black-smiths shop

This land is located about four miles from Elkton Virginia, in the Stonewall 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.)

I am joint owner, my interest being one-half

of the value of the property

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

North L. C. Meadows

South Lizzie Williams

East E. C. Lam

West United Brethren Church Property

I acquired my right, title, estate or interest to this property about the year 1918 in the following manner:

By deed from G. A. Lawson

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 5177.92. 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 \$ 2588.96.

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 19th day of February, 1930.

E. E. Lam

STATE OF VIRGINIA, COUNTY OF Rockingham, To-wit:

E. E. Lam

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 19th day of February, 1930.

H. B. C. Gentry, N. P.

Filed in the Clerk's Office
Rockingham County, Va.
Feb. 19, 19

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

Clerk

Claim of
 in the Circuit Court of
 The State Commission on Conservation and Development of the State of Virginia, Petitioner vs. E. C. & E. E. Lam
 Lot of land 20 x 160 feet
 more or less of land in
 The undersigned in answer to the petition of the State Commission on Conservation and Development of the State of Virginia, Defendant.

County: Rockingham
 District: Stonewall

#81 - Lam, E. C. & E. E.

Acreage Claimed: Assessed: 20/160 A. Deed: 2880 sq. ft.
Value Claimed: Assessed: \$320.00 Deed: \$ Not given.

Location: Adjoining the Swift Run Church lot and on the opposite side of the Spotswood Trail from L. C. Meadow's Store.

Incumbrances, counter claims or laps: None so far as known.

Soil:

Roads: On the Spotswood Trail which is now a hard surfaced road.

History of tract and condition of timber: This lot has been used for about ten years as the site for a blacksmith and automobile repair shop.

Improvements: Garage of repair shop 30x36', concrete block walls, concrete floor, metal roof, nearly new. --- \$1100.00
 Blacksmith shop: 15x21x8', tile, metal roof, fair condition -- 100.00
 \$1200.00

Value of land by types:

<u>Type</u>	<u>Acreage</u>	<u>Value per acre</u>	<u>Total Value</u>
	1/8		\$100.00
Total value of land			\$100.00
Total value of improvements ...			<u>1200.00</u>
Total value of tract			\$1300.00
Average value per acre			\$10400.00

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

Filed in the Clerk's Office
Rockingham County, Va.

vs.

SEP 28 1932

Cassandra Lawson Atkins and others, and 52,501 acres
land in Rockingham County, Virginia.

Robert H. Hunt Clerk

To the Honorable H. W. Bertram, Judge of said Court:

On motion of E. C. and E. E. Lam praying said Court to disapprove and decline to accept the findings of the Board of Appraisal Commissioners heretofore appointed by said Court in the above matter, wherein said Board reported under No. 81 of its findings as filed in the Clerk's Office of said Court that the 1/8 acre lot of land improved by a garage or repair shop and ~~blacksmith~~ shop found by the said Board to be the property of the movants, situate in Rockingham County, was valued at only \$1500.00. The grounds of said motion are as follows:

(1) That the price for said land and improvements is so manifestly inadequate and confiscatory, as more fully appears from the affidavits hereto attached, and asked to be read in support of this exception, as to justify a finding, that in arriving at such price the Board fell into some error, mistake or misapprehension of facts as to the identity of the property with reference to which such price was made, or some mistake of law as to the nature and effect of the evidence produced before the Board with reference to which such price was made;

(2) That the price found by the Board for the land and improvements ~~does~~ not give to the owners the present fair market value of the same; does not take into consideration the fact that ^{one of} the owners will be deprived of this method of making a living;

(3) That the finding of said Board is apparently, from

the statements contained in its report, made without taking into consideration, or at least without giving effect in its final decision to the value of the land and the improvements thereon, and to the income producing capacity of the property, all of which will more readily appear from the affidavits attached hereto and which are asked to be read in support of this exception;

(4) That the price allowed for the property violates Article 5 of the Constitution of the United States, wherein it states: "Nor shall private property be taken for public use without just compensation";

(5) The finding of said Board violates Section 58 of the Code of Virginia, wherein it is said: That the General Assembly of Virginia shall not enact any law whereby private property shall be taken or damaged for public uses without just compensation.

E. C. Lamm

E. E. Lamm

By Counsel

E. J. Hill
Counsel.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

vs.

Cassandra Lawson Atkins and others, and
52,501 acres of land in Rockingham County,
Virginia.

Affidavit of E. C. Lam to

be read in connection with the motion filed by E. C. and E. E.
Lam to have the findings of the Board of Appraisal Commissioners
disapproved in connection with its finding No. 81.

District of Columbia
City of Washington, to-wit:

E. C. Lam this day personally
appeared before me _____ a Notary
Public in and for the City aforesaid in the District of Columbia,
and being duly sworn deposes and says:

That he is one of the owners of a lot of land
described in the finding of the Board of Appraisal Commissioners
as containing one-eighth of an acre adjoining the Swift Run
Church lot on the opposite side of the Spotswood Trail from
L. C. Meadows' store; that the lot has thereon a blacksmith
shop 15 x 21 x 8, built out of tile; that ^{on} said blacksmith shop
is a metal roof in fair condition; that under the said blacksmith
shop is a cement foundation; that on said lot there is also an
automobile repair shop 30 x 36 feet, constructed out of concrete
blocks, the height of the said concrete block walls being 9 feet
4 inches - that on top of the concrete walls are two gables
at front and back - fully three feet high; that the gables are
made of corrugated tin over weatherboard; that said building
rests upon a cement foundation; that it contains a concrete
floor; that it is covered with a metal roof, nearly new;
that there is a room in the building 15 feet by 11 feet 5 inches

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

vs.

Cassandra Lawson Atkins and others, and
52,501 acres of land in Rockingham County,
Virginia.

Affidavit of E. E. Lam to
be read in connection with the motion filed by E. C. and E. E.
Lam to have the findings of the Board of Appraisal Commissioners
disapproved in connection with its finding No. 81.

State of Virginia,
City of Harrisonburg, te-wit:

E. E. Lam this day personally
appeared before me Teresa Sullivan a Notary
Public in and for the City aforesaid in the State of Virginia,
and being duly sworn deposes and says:

That he is one of the owners of a lot of land
described in the finding of the Board of Appraisal Commissioners
as containing one-eighth of an acre adjoining the Swift Run
Church lot on the opposite side of the Spotswood Trail from
L. C. Meadows' store; that the lot has thereon a blacksmith
shop 15 x 21 x 8, built out of tile; that ^{on} said blacksmith shop
is a metal roof in fair condition; that under the said blacksmith
shop is a cement foundation; that on said lot there is also an
automobile repair shop 30 x 36 feet, constructed out of concrete
blocks, the height of the said concrete block walls being 9 feet
4 inches - that on top of the concrete walls are two gables
at front and back - fully three feet high; that the gables are
made of corrugated tin over weatherboard; that said building
rests upon a cement foundation; that it contains a concrete
floor; that it is covered with a metal roof, nearly new;
that there is a room in the building ¹⁵
15 feet by 11 feet 5 inches

in size, made out of good lumber; that there are thirteen windows in said building; 5 feet 6 inches by 3 feet 9 inches, and one large plate glass window 8 feet by 5 feet; arranged on the inside so that the upper part of the same could be cut up into three rooms; there are two big doors and four small doors in said garage; said garage is wired for electricity; that the lot on which this building stands has been used for the site of a blacksmith and automobile repair shop for ten years; that it is thirteen miles in one direction and four and one-half miles in the other direction to the nearest competitor's place of business; that the situation of the property makes it extremely valuable as a business site; that ^{at} the least the property is worth \$ 3,000.00; that said property is not for sale; and it is hereby requested that the same be omitted from the contemplated Park Area; that the taking of this property would mean the depriving of one of the owners of the means of making a living, to-wit, E. E. Lam.

E. E. Lam.

Subscribed and sworn to before me this
28th day of September, 1932.

Teresa Sullivan
Notary Public.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

vs.

Cassandra Lawson Atkins and others, and
52,501 acres of land in Rockingham County,
Virginia.

Affidavit of A. M. Gooden to be read in connection
with the motion filed by E. C. and E. E. Lam to have the
findings of the Board of Appraisal Commissioners disapproved
in connection with its finding No. 81.

State of Virginia,

City of Harrisonburg, to-wit:

A. M. Gooden this day personally appeared before me,
Teresa Sullivan, a Notary Public in and for the City aforesaid
in the State of Virginia, and being duly sworn deposes and says:

I am 51 years of age; I am a contractor by occupation;
I reside at Elkton, Virginia; On Saturday, September 24th, 1932,
I made a personal inspection of the garage or automobile repair
shop and blacksmith shop situate at Swift Run in Rockingham
County, Virginia, the property of E. C. and E. E. Lam, and am of
the opinion that it would cost \$1643.88 to replace the cement block
garage or automobile repair shop, and that it would cost \$367.49
to replace the tile blacksmith shop; that the lot on which the
aforesaid buildings stand is worth \$500.00, the total value of said
lot with the improvements thereon is therefore \$ 2511.37. I
regard this as a conservative estimate of the value of this lot with
the improvements thereon.

A. M. Gooden.

Subscribed and sworn to before me this 26th day of September, 1932.

Teresa Sullivan
Notary Public.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

vs.

Cassandra Lawson Atkins and others, and
52,501 acres of land in Rockingham County,
Virginia.

Affidavit of L.A.Hensley to be read in
connection with the motion filed by E. C. and E. E. Lam to have
the findings of the Board of Appraisal Commissioners disapproved
in connection with its finding No. 81.

State of Virginia,
County of Rockingham, to-wit:

L.A.Hensley this day personally appeared
before me, H.B.C.Gentry a Notary Public in and for
the County aforesaid in the State of Virginia, and being duly sworn
deposes and says:

I am 38 years of age; I am a contractor by occupation;
I reside near Elkton, Virginia; On Saturday, September 24th, 1932,
I made a personal inspection of the garage or automobile repair shop
and blacksmith shop situate at Swift Run in Rockingham County,
Virginia, the property of E. C. and E. E. Lam, and am of the
opinion that it would cost \$ 1,743.00 to replace the cement
block garage or automobile repair shop, and that it would cost
\$ 320.00 to replace the tile blacksmith shop; that the lot
on which the aforesaid buildings stand is worth \$ 400.00; the
total value of said lot with the improvements thereon is therefore
\$ 2,463.00. I regard this as a conservative estimate of
the value of this lot with the improvements thereon.

L. A. Hensley

Subscribed and sworn to before me this 27 day of September, 1932.

H. B. C. Gentry
Notary Public.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

vs.

Cassandra Lawson Atkins and others, and
52,501 acres of land in Rockingham County,
Virginia.

Affidavit of H. B. C. Gentry to be read in connection
with the motion filed by E. C. and E. E. Lam to have the
findings of the Board of Appraisal Commissioners disapproved in
connection with its finding No. 81.

State of Virginia

City of Harrisonburg, to-wit:

H. B. C. Gentry this day personally appeared before
me, Teresa Sullivan, a Notary Public in and for the City
aforesaid in the State of Virginia, and being duly sworn
deposes and says:

I am 79 years of age; I am a real estate dealer and
agent for fire insurance by occupation; I reside at Elkton,
Virginia; I am familiar with the lot of land improved by a
garage or automobile repair shop and blacksmith shop situate
at Swift Run in Rockingham County, Virginia, owned by E. C.
and E. E. Lam; that considering the location of the lot and
its availability as a business site, it is, in my opinion,
worth, at a conservative estimate, \$500.00; that I am not
familiar with the costs of the construction of the buildings
which ^{are} ~~is~~ erected thereon, and therefore can express no opinion
as to ^{their} ~~its~~ value.

H. B. C. Gentry

Subscribed and sworn to before me
this 26th day of September, 1932.

Teresa Sullivan
Notary Public.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

vs.

Cassandra Lawson Atkins and others, and 52,501 acres of land in Rockingham County, Virginia.

Filed in the Clerk's Office Rockingham County, Va.

SEP 28 1932

J. Robert Swartz Clerk

To the Honorable H. W. Bertram, Judge of said Court:

The motion of E. C. Lam praying said Court to disapprove and decline to accept the findings of the Board of Appraisal Commissioners heretofore appointed by said Court in the above matter, wherein said Board reported under No. 368 of its findings, as filed in the Clerk's Office of said Court, that the lot of land situate near the Swift Run Church along the Spotswood Trail and opposite L. C. Meadows Store to be the property of the movant, was valued at only \$1300.00. The grounds of said motion are as follows:

(1) That the price for said land and improvements is so manifestly inadequate and confiscatory, as more fully appears from the affidavits hereto attached and asked to be read in support of this exception, as to justify a finding that in arriving at such price the Board fell into some error, mistake or misapprehension of facts as to the identity of the property with reference to which such price was made, or some mistake of law as to the nature and effect of the evidence produced before the Board with reference to which such price was made;

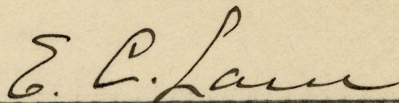
(2) That the price found by the Board for the land and improvements does not give to the owner the present fair market value of the same; ~~inasmuch as the Board has not taken into consideration the fact that the owner will be deprived of this method of ~~making a living~~~~

(3) That the finding of said Board is, apparently, from the statements contained in its report, made, without

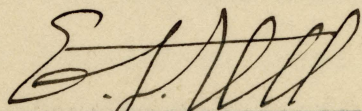
taking into consideration, or at least without giving effect in its final decision to the value of the land and the improvements thereon, and to the income producing capacity of the property, all of which will more readily appear from the affidavits attached hereto and which are asked to be read in support of this exception;

(4) That the price allowed for the property violates Article 5 of the Constitution of the United States, wherein it states: "Nor shall private property be taken for public use without just compensation;"

(5) The finding of said Board violates Section 58 of the Constitution of Virginia, wherein it says: That the General Assembly of Virginia shall not enact any law whereby private property shall be taken or damaged for public uses without just compensation.



By Counsel



Counsel.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

vs.

Cassandra Lawson Atkins and others, and
52,501 acres of land in Rockingham County,
Virginia.

Affidavit of E. E. Lam to be read in connection with
the motion filed by E. C. Lam to have the findings of the
Board of Appraisal Commissioners disapproved in connection
with its findings No. 368.

State of Virginia,
City of Harrisonburg, to-wit:

E. E. Lam, brother of E. C. Lam, this day
personally appeared before me, Teresa Sullivan, a Notary
Public in and for the City aforesaid in the State of
Virginia, and being duly sworn deposes and says:

I have been in charge of the filling station
for my brother, E. C. Lam, described in the findings No.
368, and have operated the said filling station for about
three years, and while I have kept no accurate records of
the business done by me, selling gas, oil, automobile
accessories, cigars, candies, etc., I feel that I am
justified in saying that I consider the location of this
filling station one of the best on the Spotswood Trail, and
in my opinion, the lot on which the filling station stands and
which surrounds it and the filling station are worth, at a
conservative estimate, \$3,000.00. I have not taken in
account, in my estimation, the value of the gasoline pumps
and gasoline storage tanks on and under said lot.

E. E. Lam.

Subscribed and sworn to before me
this 28th day of September, 1932.

Teresa Sullivan Notary Public.

property of E. E. and E. C. Lam, the pump costing \$125.00 and the tank costing \$75.00. There is likewise another tank on the same lot belonging to E. C. Lam which cost \$60.00. There are two more pumps on the said lot and one tank (underground) which belong to Maphis & Chapman; that the location of this filling station near Swift Run Church, just before the ascent of the mountain is begun, and being the only filling station between that point and the top of the mountain some four miles away, makes it an extremely valuable property; that the income producing value of said property is hard to estimate, because no accurate records have been kept of the same; that he has been offered \$5,000.00 for said property; that the lot with the improvements thereon is worth at the lowest estimate \$3000.00; that the said property is not for sale; and I hereby request that the same be omitted from the contemplated Park Area.

E. C. Lam.

Subscribed and sworn to before me this _____ day of _____, 1932.

Notarial Seal

Notary Public.

This is to certify that I took the above statement to E. C. Lam on the 27th day of September, 1932, he being a patient in Sibley Hospital, Washington, D. C., and he read and signed the same, but the Hospital authorities would not allow me to get a Notary Public so that I might get his affidavit thereto.

E. E. Lam.

Virginia, City of Harrisonburg, to-wit:

This day E. E. Lam personally appeared before the undersigned, Teresa Sullivan, a Notary Public in and for the City aforesaid in the State of Virginia, and made oath that the foregoing statement is true. Given under my hand this 28th day of September, 1932.

Teresa Sullivan
Notary Public.

My commission expires March 20, 1935.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

vs.

Cassandra Lawson Atkins and others, and
52,501 acres of land in Rockingham County,
Virginia.

Affidavit of A. M. Gooden to be read in connection with
the motion filed by E. C. Lam to have the findings of the Board
of Appraisal Commissioners disapproved in connection with its
finding No. 368.

State of Virginia,

City of Harrisonburg, to-wit:

A. M. Gooden this day personally appeared before me,
Teresa Sullivan, a Notary Public in and for the City aforesaid
in the State of Virginia, and being duly sworn, deposes and says:

I, am 51 years of age; I am a contractor by occupation;
I reside at Elkton, Virginia; On Saturday, September 24, 1932, I
inspected carefully the filling station near Swift Run Church,
situate along the Spotswood Trail, opposite L. C. Meadows' store,
owned by E. C. Lam, and the said filling station, which is
constructed of stone with a front over gas pumps 17 x 20 feet,
supported by two stone columns 25 x 25 x 11 feet could not be
replaced today for less than \$1073.39; that the lot on which the
filling station stands and which surrounds it, and which I am
advised contains 3815 square feet, is in my opinion worth
\$1,000.00, that this makes a total estimate of \$2073.39 for the
buildings and the lot, which I consider very conservative; that
I have not taken in account, in my estimation, ~~xx~~ the value of
the gasoline pumps and gasoline storage tanks on or under the
said lot.

A. M. Gooden.

Subscribed and sworn to before me this 26th day of
September, 1932.

Teresa Sullivan
Notary Public.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

vs.

Cassandra Lawson Atkins and others, and
52,501 acres of land in Rockingham County,
Virginia.

Affidavit of L.A.Hensley to be read in
connection with the motion filed by E. C. Lam to have the findings
of the Board of Appraisal Commissioners disapproved in connection
with its finding No. 368.

State of Virginia,
County of Rockingham, to-wit:

L.A.Hensley this day personally
appeared before me, H.B.C.Gentry, a Notary Public
in and for the County aforesaid in the State of Virginia, and being
duly sworn, deposes and says:

I, am 38 years of age; I am a contractor by
occupation; I reside near Elkton, Virginia; On Saturday, September
24, 1932, I inspected carefully the filling station near Swift Run
Church, situate along the Spotswood Trail, opposite L. C. Meadows'
store, owned by E. C. Lam, and the said filling station, which is
constructed of stone with a front over gas pumps 17 x 20 feet,
supported by two stone columns 25 x 25 x 11 feet could not be
replaced today for less than ~~\$11127.00~~ that the lot on which the
filling station stands and which surrounds it, and which I am
advised contains 3815 square feet, is in my opinion worth
\$ 1000.00; that this makes a total estimate of
\$ 2,127.00 for the buildings and the lot, which I
consider a very conservative figure; that I have not taken in
account, in my estimation, the value of the gasoline pumps and
gasoline storage tanks on or under the said lot.

L. A. Hensley

Subscribed and sworn to before me this 27th day of
September, 1932.

H. B. C. Gentry Notary Public.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

vs.

Cassandra Lawson Atkins and others, and
52,501 acres of land in Rockingham County,
Virginia.

Affidavit of H. B. C. Gentry to be read in connection
with the motion filed ~~with the motion~~ by E. C. Lam to have the
findings of the Board of Appraisal Commissioners disapproved
in connection with its finding No. 368.

State of Virginia,

City of Harrisonburg, to-wit:

H. B. C. Gentry this day personally appeared before me,
Teresa Sullivan, a Notary Public in and for the City aforesaid in
the State of Virginia, and being duly sworn, deposes and says:

I am 79 years of age; I am a dealer in real estate and
fire insurance agent by occupation; I reside at Elkton, Virginia;
I am familiar with the lot situate at Swift Run in Rockingham
County, along the Spotswood Trail, opposite L. C. Meadows' store,
improved by a filling station, and said to contain 3815 square feet,
and have known the same for 50 years; that considering the location
of the lot, said lot is in my opinion, worth today at a conservative
estimate \$1,000.00; that I am not familiar with the costs of the
construction of such buildings as are erected thereon, and therefore
can form no opinion as to their value.

H. B. C. Gentry

Subscribed and sworn to before me this 26th day of September, 1932.

Teresa Sullivan
Notary Public.

LAW OFFICES
E. DULANEY OTT
HARRISONBURG, VA.
FIRST NATIONAL BANK BUILDING

October 27, 1933.

Honorable J. Robert Switzer
Clerk of the Circuit Court of Rockingham County,
Harrisonburg, Virginia.

Dear Sir:

Please summon for the defendants in the
E. C. Lam and E. E. and E. C. Lam cases, set
for hearing on Friday, November 3rd, 1933,
the following witnesses: -

Howard Hensley

D. A. Comer

K. E. Comer

W. E. Kite

Very truly yours,

E. Dulaney Ott

A. M. Gooden

C. Owen Maples

A. E. Wyatt

L. H. Bruce

COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

You are hereby commanded to summon C. J. Hensley,
and H. B. C. Gentry,
A. M. Gooden, L. A. Hensley, H. E. Monger, to appear before
the Board of Arbitrators, at the Court House of Rockingham
County, Virginia, on the ~~thirtieth day of October~~ 3d day of November,
1933, at 10 a. m.,
to testify and the truth to say on behalf of Defendants in the
condemnation proceedings of State Commission on Conservation
and Development of the State of Virginia v. E. C. Lam, and
State Commission on Conservation and Development of the State
of Virginia v. E. E. and E. C. Lam.

And have them and there this writ.

In witness whereof, I hereunto set my hand as
the Clerk of the Circuit Court of Rockingham County,
Virginia, at the Court House thereof, this, the 24th
day of October, 1933, and in the 158th year of the
Commonwealth.

J. Robert Switzer
J. Robert Switzer, Clerk.
By *Margie Bauere, D.C.*

Handwritten notes in left margin:
The Board of Arbitrators...
The State Commission on Conservation and Development of the State of Virginia...
The State Commission on Conservation and Development of the State of Virginia...

Handwritten notes in right margin:
1
4
4
12

executed Oct 26 1933 by delivering a true copy of the

within summons to C. J. Hensley, H. B. C. Gentry, L. A. Hensley,
H. E. Monger.
in person
Witnessed as for
L. R. Stanley S. R. L.

COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

You are hereby commanded to summon G. J. Hensley,
and H. B. Gentry,
A. M. Gooden, I. A. Hensley, H. E. Monger, to appear before

the Board of Arbitrators, at the Court House of Rockingham
County, Virginia, on the ~~24th day of~~ 24 day of November,
1933, at 10 a. m.,

to testify and the truth to say on behalf of Defendants in the

condemnation proceedings of State Commission on Conservation

and Development of the State of Virginia v. E. C. Lam, and

State Commission on Conservation and Development of the State

of Virginia v. E. E. and E. C. Lam.

And have them and there this writ.

In witness whereof, I hereunto set my hand as

the Clerk of the Circuit Court of Rockingham County,

Virginia, at the Court House thereof, this, the 24th

day of October, 1933, and in the 158th year of the

Commonwealth.

Clerk.

[Handwritten signature]
[Handwritten signature]

*Spec. for Dependents
witnesses*

*Shake Com's and Conservation
Development of St. of Va.*

1933

*Oct. 31
Mon. 3*

Oct 26 1933

executed by delivering a true copy of the

with summons to

to person

[Handwritten notes and signatures]

THE COMMONWEALTH OF VIRGINIA:

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

You are hereby commanded to summon Howard Hensley,

D. A. Comer, K. E. Comer, and W. E. Kite, to appear before the Board of Arbitrators, at the Court House of Rockingham County, Virginia, on Friday, the 3d day of November, 1933, at 10 a. m., to testify and the truth to say on behalf of the Defendants in the condemnation proceedings of State Commission on Conservation and Development of the State of Virginia v. E. C. Lam, and State Commission on Conservation and Development of the State of Virginia v. E. E. and E. C. Lam.

And have then and there this writ.

IN WITNESS WHEREOF, I hereunto set my hand, as the Clerk of the Circuit Court of Rockingham County, Virginia, at the Court House thereof, this, the 28th day of October, 1933, and in the 158th year of the Commonwealth.

J. Robert Switzer, Clerk.
By: *Margie Bowers, D.C.*

executed *Oct 30 - 33* by delivering a true copy of the

within Summons to *Dabamer & Bamer*

and in person. *W. E. Kite.*
W. Edwards S. J. For
C. R. Fawley S. R. C.

MAI O C I AM SUD
E C I AM SUD
E E SUD
E C I AM SUD

STATE COMMISSION ON CONSERVA-

F. C. LAM and
E. E. and E. C. LAM
ADS.

STATE COMMISSION ON CONSERVA-
TION AND DEVELOPMENT OF THE
STATE OF VIRGINIA

Development of the State of Virginia v. E. E. and E. C. Lam.
Virginia v. E. C. Lam, and State Commission on Conservation and
Commission on Conservation and Development of the State of Vir-
Defendants in the condemnation proceedings State Com-
to e. m., to testify and the truth to say on behalf of
County, Virginia, on Friday, the 24 day of November, 1933,
the Board of Arbitrators, at the Court House of Rockingham
A. Comer, K. E. Comer, and W. E. Kite, to appear before
You are hereby commanded to summon Howard Hensley,

THE COMMONWEALTH OF VIRGINIA:

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

You are hereby commanded to summon Howard Hensley,

Development of the State of Virginia v. E. E. and E. C. Lam.
Virginia v. E. C. Lam, and State Commission on Conservation and
Commission on Conservation and Development of the State of Vir-
Defendants in the condemnation proceedings State Com-
to e. m., to testify and the truth to say on behalf of
County, Virginia, on Friday, the 24 day of November, 1933,
the Board of Arbitrators, at the Court House of Rockingham
A. Comer, K. E. Comer, and W. E. Kite, to appear before
You are hereby commanded to summon Howard Hensley,

And have them and there this writ.

and in the 158th year of the Commonwealth.
the Court House thereof, this, the 28th day of October, 1933,
Clerk of the Circuit Court of Rockingham County, Virginia, at
IN WITNESS WHEREOF, I hereunto set my hand, as the

Clerk.

Robert Hensley
W. E. Kite

executed by delivering a true copy of the

within Summons to

W. E. Kite
W. E. Kite
W. E. Kite

THE COMMONWEALTH OF VIRGINIA:

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

You are hereby commanded to summon ~~XXXXXX~~

L. H. Bruce to appear before the Board of Arbitrators, at the Court House of Rockingham County, Virginia, on Friday, the 3d day of November, 1933, at 10 a. m.; to testify and the truth to say on behalf of the Defendants in the condemnation proceedings of State Commission on Conservation and Development of the State of Virginia v. E. C. Lam, and State Commission on Conservation and Development of the State of Virginia v. E. E. and E. C. Lam.

And have then and there this writ.

IN WITNESS WHEREOF, I hereunto set my hand, as the Clerk of the Circuit Court of Rockingham County, Virginia, at the Court House thereof, this, the ^{2d} ~~20th~~ day of ^{November} ~~October~~, 1933, and in the 158th year of the Commonwealth.

J. Robert Smitzer, Clerk.
By Margie Bowers, D.C.

Executed November 2-33 By Smitzer a true copy of writ served to L.H. Bruce and in Person Wednesday S. R. For
L. R. Fawcett S. R. L.

STATE OF VIRGINIA
COMMISSION ON CONSERVATION AND DEVELOPMENT OF THE STATE
V. E. C. LAM
V. E. E. AND E. C. LAM
NOV 3 1933
D. O. P.
H. Bruce
Smitzer
Margie Bowers

Executed

THE COMMONWEALTH OF VIRGINIA:

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

You are hereby commanded to summon ~~XXXXXX~~

J. H. Bruce to appear before the Board of Arbitrators, at the

Court House of Rockingham County, Virginia, on Friday, the 3d

day of November, 1933, at 10 o'clock, to testify and the truth

to say on behalf of the friends of the condemnation pro-

ceedings of State Commission on Conservation and Development

of the State of Virginia v. E. C. Lam, and State Commission on

Conservation and Development of the State of Virginia v. E. E.

and E. C. Lam.

And have then and there this writ.

IN WITNESS WHEREOF, I hereunto set my hand, as the

Clerk of the Circuit Court of Rockingham County, Virginia, at

the Court House thereof, this ^{3d} day of ^{November} October, 1933,

and in the 158th year of the Commonwealth.

Robert L. ...
Clerk.

*Spent November 2-33 by leaving a
true copy of writ given to J.H. Bruce
and in given to J.H. Bruce
J.R. ...*

E. C. LAM
E. E. and E. C. LAM
ADS.

STATE COMMISSION ON CONSERVA-
TION AND DEVELOPMENT OF THE
STATE OF VIRGINIA

Nov. 5, 1933

THE COMMONWEALTH OF VIRGINIA:

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

You are hereby commanded to summon C. Owen Maphis

to appear before the Board of Arbitrators, at the Court House of Rockingham County, Virginia, on Friday, the 3d day of November, 1933, at 10 a. m., to testify and the truth to say on behalf of the Defendants in the condemnation proceedings of State Commission on Conservation and Development of the State of Virginia v. E. C. Lam, and State Commission on Conservation and Development of the State of Virginia v. E. E. and E. C. Lam.

And have then and there this Writ.

IN WITNESS WHEREOF, I hereunto set my hand, as the Clerk of the Circuit Court of Rockingham County, Virginia, at the Court House thereof, this, the 2d day of November, 1933, and in the 158th year of the Commonwealth.

m J. Robert Switzer, Clerk.
By Margie Bauers, D.C.

executed Nov 2 - 1933 by delivering a true Copy of the

within Summons to C. Owen Maphis

phue in person.

S. F. Newman Deputy for
C. R. Fawley S.P.C.

ADS.
E. E. and E. C. Lam
E. C. Lam
STATE COMMISSION ON CONSERVATION AND DEVELOPMENT OF THE STATE OF VIRGINIA

E. C. LAM
E. E. and E. C. LAM
ADS.

STATE COMMISSION ON CONSERVA-
TION AND DEVELOPMENT OF THE
STATE OF VIRGINIA

and E. C. Lam.

Conservation and Development of the State of Virginia v. E. E.

the State of Virginia v. E. C. Lam, and State Commission on

Conservation and Development of the State of Virginia v. E. E.

Conservation and Development of the State of Virginia v. E. E.

Conservation and Development of the State of Virginia v. E. E.

Conservation and Development of the State of Virginia v. E. E.

Conservation and Development of the State of Virginia v. E. E.

Conservation and Development of the State of Virginia v. E. E.

Conservation and Development of the State of Virginia v. E. E.

Conservation and Development of the State of Virginia v. E. E.

Conservation and Development of the State of Virginia v. E. E.

Conservation and Development of the State of Virginia v. E. E.

Conservation and Development of the State of Virginia v. E. E.

Conservation and Development of the State of Virginia v. E. E.

Conservation and Development of the State of Virginia v. E. E.

Conservation and Development of the State of Virginia v. E. E.

Conservation and Development of the State of Virginia v. E. E.

Conservation and Development of the State of Virginia v. E. E.

Conservation and Development of the State of Virginia v. E. E.

You are hereby commanded to summon G. Owen Mathis

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

THE COMMONWEALTH OF VIRGINIA:

appear before the Board of Arbitrators, at the Court
House of Rockingham County, Virginia, on Friday, the 24 day
of November, 1933, at 10 a. m. to testify and the truth to
say on behalf of the defendant in the condemnation proceed-
ings of State Commission on Conservation and Development of
the State of Virginia v. E. C. Lam, and State Commission on
Conservation and Development of the State of Virginia v. E. E.

Witness:
G. Owen Mathis

D. Ott, P. q.

NOV. 8 1933

And have then and there this Writ.

IN WITNESS WHEREOF, I herewith set my hand, as the
Clerk of the Circuit Court of Rockingham County, Virginia, at
the Court House thereof, this, the 24 day of November, 1933,
and in the 158th year of the Commonwealth.

Robert [unclear]
By [unclear]
Clerk.

Mr. F. [unclear]
G. Owen Mathis
Executed by delivering a true copy of the
within summons to
G. Owen Mathis
1933-1-282
place in person.

Dec 31

W. O. May

10 Ann.

J. P. Hockman

Page County

E. C. Lamm

C. J. Hensley

E. E. and E. C.

A. M. Gooden

Lamm

L. A. Hensley

H. E. Monger

around Elkton



E. E. Lamm

THE COMMONWEALTH OF VIRGINIA:

TO THE SHERIFF OF ROCKBRIDGE COUNTY, GREETING:

You are hereby commanded to summon A. M. Gooden to appear before the Board of Arbitrators, at the Court House of Rockingham County, Virginia, on Friday, the 3d day of November, 1933, at 10 a. m., to testify and the truth to say on behalf of the Defendants in the condemnation proceedings of State Commission on Conservation and Development of the State of Virginia v. E. C. Lam, and State Commission/^{on} Conservation and Development of the State of Virginia v. E. E. and E. C. Lam.

And have then and there this Writ.

IN WITNESS WHEREOF, I hereunto set my hand, as the Clerk of the Circuit Court of Rockingham County, Virginia, at the Court House thereof, this, the 28th day of October, 1933, and in the 158th year of the Commonwealth.

_____, Clerk.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

Filed in the Clerk's Office
Rockingham County, Va.

Vs.

1829

NOV 8 1932

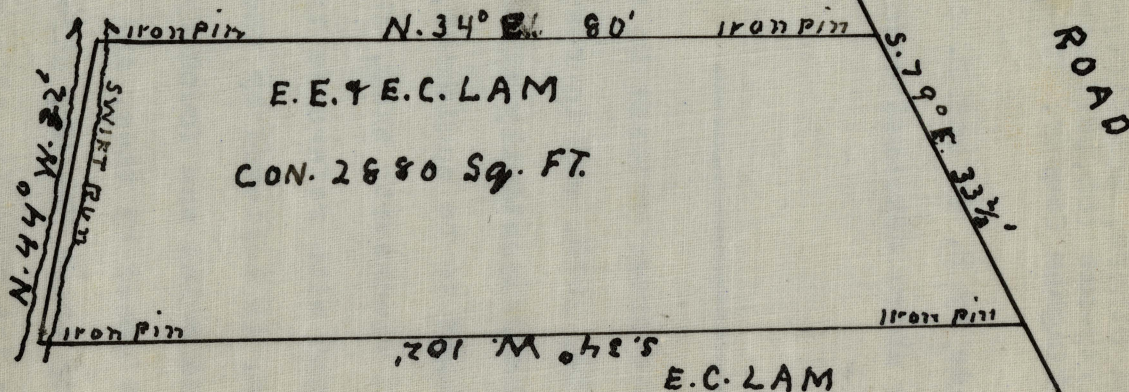
Cassandra Lawson Atkins and Others, and fifty-two
five hundred and sixty-one (52,561) acres, more or
less of land in Rockingham County, Virginia.

Robert Smith Clerk

Written Statement made by E. E. and E. C. Lam, pursuant
to a decree entered in the above entitled cause on October
25, 1932.

In compliance with the order entered in the above
entitled cause on October 25, 1932, and in response thereto,
the said E. E. and E. C. Lam respectfully state that the lot
of land within the area sought to be condemned, improved by
a garage or repair shop and blacksmith shop, the ownership of
which is claimed by them, and with reference to which they
have filed their objections, is believed by them to be the
same tract or parcel of land which was found by the Appraisal
Commissioners to be the lot owned by them, and to contain
one-eighth of an acre, being tract No. 81, adjoining the Swift
Run Gap Church and being on the opposite side of the Spottwood
Trail from L. C. Meadows' Store, as shown and delineated on the
map filed with the report and exhibit sheets thereto attached
made by said Commissioners, but in as much as neither on the
map filed with the report, nor ^{on} the exhibit sheets thereto
attached made by said Commissioners is shown the boundary
lines of the said tract of land, or the square feet contained
in said lot, the said boundary lines ^{as well as the square feet contained in said} are herewith shown by a plat 18t
herewith filed, marked "Exhibit Plat", which is asked to be
read as a part hereof. These boundary lines were obtained by

U. B. CHURCH LOT



PLAT

E. E. &
 OF E. C. LAM'S LOT SITUATED ON THE
 S. W. SIDE OF THE OLD SWIFT RUN GAP
 ROAD SWIFT RUN VIRGINIA
 NOV. 8th 1932 A. R. MYERS SCALE 1" = 20'

"Exhibitor's Plat"

a survey of said land this day made by A. R. Myers, Surveyor.

Given under our hands this 8th day of November, 1932.

E. E. Lam.

E. C. Lam.

E. H. W.

Counsel

VIRGINIA, IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY.

THE STATE CORPORATION COMMISSION ON CONSERVATION
AND DEVELOPMENT OF THE STATE OF VIRGINIA

v.

CASSANDRA LAWSON ATKINS and others, and 53,561 acres,
more or less, of land in Rockingham County, Virginia.

Filed in the Clerk's Office
Rockingham County, Va.

NOV 9 1932

Robert Luntz Clerk

Statement made this 8th day of November, 1932, by A. L.

Moubray and J. F. Moubray, in response to an order entered
in the above entitled cause on October 25, 1932.

Your respondents say that they are the owners of a tract or around
one hundred and one acres of land lying east of Yancey about a mile and a half
to two miles, in what is known as Piney Gap, which is a tract of land obtained
by exceptants from the executors of the estate of John E. Roller, deceased,
which tract of land is also known as the Sipe Tract, and is numbered as No.
166 upon the map filed by the Board of Appraisal Commissioners for this
district; and that said land adjoins the lands of Yancey, Charles Catlett,
Trustee, and others.

And exceptants pray that their exceptions be sustained, and that they
be granted the relief prayed for by them in their exceptions filed in said suit.
And having fully answered, they will ever pray, etc.

W. A. Harrison
Counsel

A. L. Moubray
J. F. Moubray
By Counsel

transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto E. D. Ott, Attorney for said E. E. and E. C. Lam the said sum of \$2009.80, the amount of said award set out in said judgment of condemnation for said lot of land with the improvements thereon above designated, taking from said E. D. Ott, Attorney for said E. E. and E. C. Lam, a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof, as required by law.

Enter

HWA

20
188
5/23/34

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

State Commission on Conservation and
Development of the State of Virginia

Petitioner

vs.

Cassandra Lawson Atkins, et als. etc.

Defendants.

To the Honorable H. W. Bertram

Judge of the Circuit Court of Rockingham County, Virginia

Your petitioners, E. E. and E. C. Lam, respectfully
represent:

That a judgment in rem has heretofore been entered
in this proceeding condemning to the use of the State
Commission on Conservation and Development of the State
of Virginia the fee simple estate in that certain lot
of land with the improvements thereon, numbered as follows,
Tract No. 81, 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 set out in the said judgment as constituting
the award therefor as follows; award for tract No. 81,
\$2009.80; that the said State Commission on
Conservation and Development has paid into the custody of
the Court the said sum set out in said judgment as
constituting the award for the fee simple estate in said lot
of land with the improvements thereon; that the undersigned
petitioners on the date of the said judgment in rem
condemning the said lot of land with the improvements thereon
were the owners of the said land in fee simple; that no other
person or persons than the undersigned are entitled to share
in the distribution of said award.

Your petitioners further show the Court that all
taxes against said property have been paid to and including
the year 1933, and they herewith file certificates to that

effect from M. H. Harrison, Treasurer of Rockingham County, Virginia, and J. Robert Switzer, Clerk of the Circuit Court of Rockingham County, Virginia, which certificates are prayed to be read as a part hereof, said certificates are marked "Exhibit Certificate No. 1", and "Exhibit Certificate No. 2".

Wherefore your petitioners pray that they may be made parties herein and be allowed to file their petition in this proceeding, and that an order may be entered in this proceeding for the distribution of said sum set forth in said judgment in rem as constituting the award for the fee simple estate in said lot of land with the improvements thereon condemned as aforesaid, and for the payment to the undersigned or their attorney of record, of the said award; and that your petitioners may have such other, further and general relief as the nature of the case may require.

E. E. Lam.

E. C. Lam.

State of Virginia,
City of Harrisonburg, to-wit:

This day E. E. Lam personally appeared before me, Teresa Sullivan, a Notary Public in and for the City of Harrisonburg in the State of Virginia, in my City aforesaid, and being duly sworn, deposes and says: that I have read the above petition, and state that the matters of fact contained therein are true to the best of my knowledge and belief.

Given under my hand this 12th day of May, 1934.

E. E. Lam.

Subscribed and sworn to before me
in my City aforesaid this 12th
day of May, 1934.

Teresa Sullivan
Notary Public.

State of Virginia,
City of Harrisonburg, to-wit:

This day E. C. Lam personally appeared before me
Teresa Sullivan a Notary Public in and
for the City of Harrisonburg, in the
State of Virginia, in my
City aforesaid, and being duly sworn,
deposes and says:

That I have read the above petition, and state that
the matters of fact contained therein are true to the best
of my knowledge and belief.

Given under my hand this 12th day of May, 1934.

E. C. Lam

Subscribed and sworn to before me
in my City aforesaid this
12th day of May, 1934.

Teresa Sullivan
Notary Public.

M. H. HARRISON
TREASURER OF ROCKINGHAM COUNTY
HARRISONBURG, VIRGINIA

May 2nd, 1934

To Whom It May Concern:-

I hereby certify that the record of my office shows that E. E. & E. C. Lam have paid the taxes for the year 1933 on their tract of land, 20 poles, situated in Stone wall District, County of Rockingham.

Given under my hand this 2nd day of
May, 1934

M. H. Harrison

Treasurer of Rockingham County.

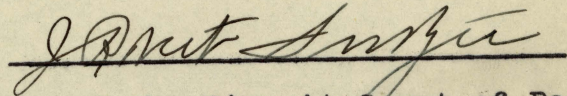
"Exhibit Certificate No. 1"

State of Virginia

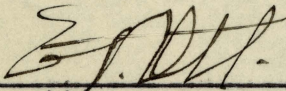
County of Rockingham, to-wit:

I, J. Robert Switzer, Clerk of the Circuit Court of Rockingham County do hereby certify that the records in my office do not show any delinquent taxes against the tract of 20 poles of land situate in Stonewall District, Rockingham County, assessed in the name of E. E. and E. C. Lam.

Given under my hand this 22d day of May, 1934.



Clerk of the Circuit Court of Rockingham County, Virginia.



Attorney.

, O. K.

"Exhibit Certificate No 2"

LAW OFFICES
E. DULANEY OTT
HARRISONBURG, VA.
FIRST NATIONAL BANK BUILDING

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

Filed in the
Clerk's Office
Rockingham County, Va.
Sep 28 1932
J. Robert Switzer, Clerk

vs.

Cassandra Lawson Atkins and others, and
52,501 acres of land in Rockingham County, Virginia.

To the Honorable H. W. Bertram, Judge of said Court:

On motion of E. C. and E. E. Lam praying said Court to disapprove and decline to accept the findings of the Board of Appraisal Commissioners heretofore appointed by said Court in the above matter, wherein said Board reported under No. 81 of its findings as filed in the Clerk's Office of said Court that the 1/8 acre lot of land improved by a garage or repair shop and blacksmith shop found by the said Board to be the property of the movants, situate in Rockingham County, was valued at only \$1500.00. The grounds of said motion are as follows:

(1) That the price for said land and improvements is so manifestly inadequate and confiscatory, as more fully appears from the affidavits hereto attached, and asked to be read in support of this exception, as to justify a finding, that in arriving at such price the Board fell into some error, mistake or misapprehension of facts as to the identity of the property with reference to which such price was made, or some mistake of law as to the nature and effect of the evidence produced before the Board with reference to which such price was made;

(2) That the price found by the Board for the land and improvements does not give to the owners the present fair market value of the same; does not take into consideration the fact that one of the owners will be deprived of this method of making a living;

(3) That the finding of said Board is apparently, from

the statements contained in its report, made without taking into consideration, or at least without giving effect in its final decision to the value of the land and the improvements thereon, and to the income producing capacity of the property, all of which will more readily appear from the affidavits attached hereto and which are asked to be read in support of this exception;

(4) That the price allowed for the property violates Article 5 of the Constitution of the United States, wherein it states: "Nor shall private property be taken for public use without just compensation";

(5) The finding of said Board violates Section 58 of the Code of Virginia, wherein it is said: That the General Assembly of Virginia shall not enact any law whereby private property shall be taken or damaged for public uses without just compensation.

E. C. Lam

E. E. Lam

By Counsel

E. D. Ott

Counsel.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA

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

vs.

Cassandra Lawson Atkins and others, and
52,501 acres of land in Rockingham County,
Virginia.

Affidavit of E. C. Lam to be read in connection with
the motion filed by E. C. and E. E. Lam to have the findings
of the Board of Appraisal Commissioners disapproved in
connection with its finding No. 81.

District of Columbia
City of Washington, to-wit:

E. C. Lam this day personally appeared before me
_____ a Notary Public in and for the City
aforesaid in the District of Columbia, and being duly sworn
deposes and says:

That he is one of the owners of a lot of land
described in the finding of the Board of Appraisal Commissioners
as containing one-eighth of an acre adjoining the Swift Run
Church lot on the opposite side of the Spotswood Trail from
L. C. Meadows' store; that the lot has thereon a blacksmith
shop 15 x 21 x 8, built out of tile; that on said blacksmith
shop is a metal roof in fair condition; that under the said
blacksmith shop is a cement foundation; that on said lot there
is also an automobile repair shop 30 x 36 feet, constructed
out of concrete blocks, the height of the said concrete block
walls being 9 feet 4 inches- that on top of the concrete walls
are two gables at front and back - fully three feet high; that
the gables are made of corrugated tin over weatherboard; that
said building rests upon a cement foundation; that it contains
a concrete floor; that it is covered with a metal roof, nearly
new; that there is a room in the building 15 feet by 11 feet 5
inches in size, made out of good lumber; that there are thirteen

windows in said building; 5 feet 6 inches by 3 feet 9 inches, and one large plate glass window 8 feet by 5 feet; arranged on the inside so that the upper part of the same could be cut up into three rooms, there are two big doors and four small doors in said garage; said garage is wired for electricity; that the lot on which this building stands has been used for the site of a blacksmith and automobile repair shop for ten years; that it is thirteen miles in one direction and four and one-half miles in the other direction to the nearest competitor's place of business; that the situation of the property makes it extremely valuable as a business site; that at the least the property is worth \$3000.00; that said property is not for sale; and it is hereby requested that the same be omitted from the contemplated Park Area.

E. C. Lam

Subscribed and sworn to before me this
_____ day of September, 1932.

Notary Public

This is to certify that I took the above statement to E. C. Lam on the 27th day of September, 1932, he being a patient in Sibley Hospital, Washington, D. C. and he read and signed the same, but the Hospital authorities would not allow me to get a Notary Public so that I might get his affidavit thereto.

E. E. Lam

Virginia, City of Harrisonburg, to-wit:

This day E. E. Lam personally appeared before the undersigned, Teresa Sullivan, a Notary Public in and for the City aforesaid in the State of Virginia, and made oath that the foregoing statement is true.

Given under my hand this 28th day of September, 1932.

Teresa Sullivan
Notary Public.

My commission expires March 20, 1935.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA

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

vs.

Cassandra Lawson Atkins and others, and
52,501 acres of land in Rockingham County,
Virginia.

Affidavit of E. E. Lam to be read in connection with
the motion filed by E. C. and E. E. Lam to have the findings of
the Board of Appraisal Commissioners disapproved in connection
with its finding No. 81.

State of Virginia,
City of Harrisonburg, to-wit:

E. E. Lam this day personally appeared before me
Teresa Sullivan a Notary Public in and for the City aforesaid
in the State of Virginia, and being duly sworn deposes and
says:

That he is one of the owners of a lot of land described
in the finding of the Board of Appraisal Commissioners as
containing one-eighth of an acre adjoining the Swift Run Church
lot on the opposite side of the Spotswood Trail from L. C.
Meadows' store; that the lot has thereon a blacksmith shop 15 x 21
x 8, built out of tile; that on said blacksmith shop is a metal
roof in fair condition; that under the said blacksmith shop is
a cement foundation; that on said lot there is also an automobile
repair shop 30 x 36 feet, constructed out of concrete blocks,
the height of the said concrete block walls being 9 feet 4 inches -
that on top of the concrete walls are two gables at front and back -
fully three feet high; that the gables are made of corrugated tin
over weatherboard; that said building rests upon a cement foundation;
that it contains a concrete floor; that it ~~is~~ covered with a metal
roof, nearly new; that there is a room in the building 15 feet by
11 feet 5 inches in size, made out of good lumber; that there are
thirteen windows in said building; 5 feet 6 inches by 3 feet 9 inches,

and one large plate glass window 8 feet by 5 feet; arranged on the inside so that the upper part of the same could be cut up into three rooms; there are two big doors and four small doors in said garage; said garage is wired for electricity; that the lot on which this building stands has been used for the site of a blacksmith and automobile repair shop for ten years; that it is thirteen miles in one direction and four and one-half miles in the other direction to the nearest competitor's place of business; that the situation of the property makes it extremely valuable as a business site; that at the least the property is worth \$3,000.00; that said property is not for sale; and it is hereby requested that the same be omitted from the contemplated Park Area; that the taking of this property would mean the depriving of one of the owners of the means of making a living, to-wit, E. E. Lam

E. E. Lam

Subscribed and sworn to before me this
28th day of September, 1932.

Teresa Sullivan
Notary Public

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

vs.

Cassandra Lawson Atkins and others, and
52,501 acres of land in Rockingham County,
Virginia.

Affidavit of A. M. Gooden to be read in connection
with the motion filed by E. C. and E. E. Lam to have the findings
of the Board of Appraisal Commissioners disapproved in connection
with its finding No. 81.

State of Virginia,

City of Harrisonburg, to-wit:

A. M. Gooden this day personally appeared before me,
Teresa Sullivan, a Notary Public in and for the City aforesaid
in the State of Virginia, and being duly sworn deposes and says:

I am 51 years of age; I am a contractor by occupation;
I reside at Elkton, Virginia; O_n Saturday, September 24th, 1932,
I made a personal inspection of the garage or automobile repair
shop and blacksmith shop situate at Swift Run in Rockingham County,
Virginia, the property of E. C. and E. E. Lam, and am of the
opinion that it would cost \$1643.88 to replace the ~~tile-blacksmith~~
cement block garage or automobile repair shop, and that it would
cost \$367.49 to replace the tile blacksmith shop; that the lot
on which the aforesaid buildings stand is worth \$500.00, the
total value of said lot with the improvements thereon is therefore
\$2511.37. I regard this as a conservative estimate of the value
of this lot with the improvements thereon.

A. M. Gooden

Subscribed and sworn to before me this 26th day of September, 1932.

Teresa Sullivan.
Notary Public

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

vs.

Cassandra Lawson Atkins and others, and
52,501 acres of land in Rockingham County,
Virginia.

Affidavit of L. A. Hensley to be read in connection
with the motion filed by E. C. and E. E. Lam to have the findings
of the Board of Appraisal Commissioners disapproved in connection
with its finding No. 81.

State of Virginia,
County of Rockingham, to-wit:

L. A. Hensley this day personally appeared before me,
H. B. C. Gentry a Notary Public in and for the County aforesaid
in the State of Virginia, and being duly sworn deposes and says:

I am 38 years of age; I am a contractor by occupation;
I reside near Elkton, Virginia; On Saturday, September 24th, 1932,
I made a personal inspection of the garage or automobile repair
shop and blacksmith shop situate at Swift Run in Rockingham County,
Virginia, the property of E. C. and E. E. Lam, and am of the
opinion that it would cost \$1,743.00 to replace the cement block
garage or automobile repair shop, and that it would cost \$320.00
to replace the tile blacksmith shop; that the lot on which the
aforesaid buildings stand is worth \$400.00; the total value of
said lot with the improvements thereon is therefore \$2,463.00. I
regard this as a conservative estimate of the value of this lot
with the improvements thereon.

L. A. Hensley

Subscribed and sworn to before me this 27th day of September, 1932.

H. B. C. Gentry
Notary Public

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

vs.

Cassandra Lawson Atkins and others, and
52,501 acres of land in Rockingham County,
Virginia.

Affidavit of H. B. C. Gentry to be read in connection
with the motion filed by E. C. and E. E. Lam to have the
findings of the Board of Appraisal Commissioners disapproved in
connection with its finding No. 81.

State of Virginia

City of Harrisonburg, to-wit:

H. B. C. Gentry this day personally appeared before
me, Teresa Sullivan, a Notary Public in and for the City
aforesaid in the State of Virginia, and being duly sworn
deposes and says:

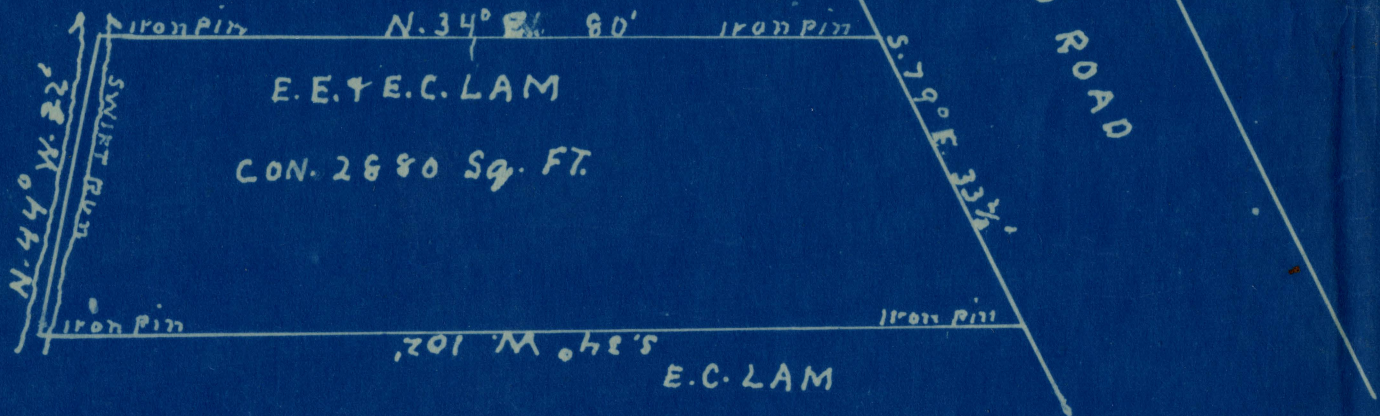
I am 79 years of age; I am a real estate dealer and
agent for fire insurance by occupation; I reside at Elkton;
Virginia; I am familiar with the lot of land improved by a
garage or automobile repair shop and blacksmith shop situate
at Swift Run in Rockingham County, Virginia, owned by E. C.
and E. E. Lam; that considering the location of the lot and
its availability as a business site, it is, in my opinion,
worth, at a conservative estimate, \$500.00; that I am not
familiar with the costs of the construction of the buildings
which are erected thereon, and therefore can express no opinion
as to their value.

H. B.C. Gentry

Subscribed and sworn to before me
this 26th day of September, 1932.

Teresa Sullivan
Notary Public

U. B. CHURCH LOT



PLAT

E. E. &
 OF E. C. LAM'S LOT SITUATED ON THE
 S. W. SIDE OF THE OLD SWIFT RUN GAP
 ROAD SWIFT RUN VIRGINIA

"Exhibitor's Plat"

NOV. 8th 1932 A. R. MYERS SCALE 1" = 20'

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

The State Commission on Conservation and Development
of the State of Virginia Filed in the Clerk's Office
Rockingham County, Va.
vs. 1829 Nov. 8, 1932

J. Robert Switzer, Clerk
Cassandra Lawson Atkins and Others, and fifty-two thousand,
five hundred and sixty-one (\$52,561) acres, more or less
of land in Rockingham County, Virginia.

Written Statement made by E. E. and E. C. Lam, pursuant
to a decree entered in the above entitled cause on October
25, 1932.

In compliance with the order entered in the above
entitled cause on October 25, 1932, and in response thereto,
the said E. E. and E. C. Lam respectfully state that the lot
of land within the area sought to be condemned, improved by a
garage or repair shop and blacksmith shop, the ownership of which
is claimed by them, and with reference to which they have filed
their objections, is believed by them to be the same tract or
parcel of land which was found by the Appraisal Commissioners to
be the lot owned by them, and to contain one-eighth of an acre,
being tract No. 81, adjoining the Swift Run Gap Church and being
on the opposite side of the Spotswood Trail from L. C. Meadows'
Store, as shown and delineated on the map filed with the report
and exhibit sheets thereto attached made by said Commissioners,
but in as much as neither on the map filed with the report,
nor on the exhibit sheets thereto attached made by said
Commissioners is shown the boundary lines of the said tract of
land, or the square feet contained in said lot, the said boundary
lines as well as the square feet contained in said lot are
herewith shown by a plat herewith filed, marked "Exhibit Plat",
which is asked to be read as a part hereof. These boundary
lines were obtained by a survey of said land this day made by
A. R. Myers, Surveyor.

Given under our hands this 8th day of November, 1932.

E. D. Ott
Counsel

E. E. Lam
E. C. Lam

Cassandra Lawson Adkins and Others.

Re: E. E. and E. C. Lam claim.

Statement in writing called for by Judge Philip Williams, Chairman of the Board of Arbitrators by letter of August 8, 1933, in which it is asked to give -

(1) The grounds of your exceptions, especially in so far as they raise any question as to damages or of the value of lands and improvements sought to be condemned.

(2) The number or numbers of the tract or tracts shown on the various county ownership maps filed in said proceedings which are claimed by you or in which you claim an interest.

(3) The authority of Counsel to act in these proceedings.

Answering Paragraph No. (1) reference is first made to the grounds of said exception, which are set out in said exception. To state the matter of the exception in a general way, E. E. and E. C. Lam contend that the finding of the Board of Appraisal Commissioners allowing them the amount of \$1500.00 for their property consisting of a lot containing 2880 square feet, situate near Swift Run Church, improved by a garage or automobile shop and blacksmith shop, and being on the opposite side of the Spotswood Trail from L. C. Meadows' store, the blacksmith shop thereon being 15 x 21 x 8 feet built out of tile with metal roof, and the automobile repair shop thereon being 30 x 36 feet constructed of concrete blocks with metal roof, nearly new, this being the site of an automobile repair shop and blacksmith shop for ten years, and being the only automobile repair shop and blacksmith shop for thirteen miles in one direction and four and one-half miles in the other direction, is not just compensation.

E. E. and E. C. Lam say that the amount of

\$1500.00 allowed them by the Appraisal Board was not such a sum as would put them in as good a position pecuniarily as they would have been in if their property had not been taken; neither was it such an amount as would be a full and perfect equivalent of the property taken; neither did such amount take into consideration the income producing value of the property. The amount of \$1500.00 was not just compensation for said property as can be readily seen on the inspection of said property, and from the affidavits filed by E. C. Lam, E. E. Lam, A. M. Gooden, contractor, L. A. Hensley, contractor, and H. B. C. Gentry, real estate man.

Answering Paragraph No. (2) - the number of the tract shown on the County ownership map filed in the condemnation proceedings claimed by E. E. and E. C. Lam is 81.

Answering Paragraph No. (3), there is affixed to this statement the authority of counsel to speak for E. E. and E. C. Lam.

Aug 15, 1933

E. E. Lam.

E. C. Lam.

To Judges Williams, Alexander and Bertram,
Arbitrators appointed by the Governor of
Virginia in pursuance of the terms of the
agreement signed by the undersigned and
the State Commission on Conservation and
Development.

This is to certify that we have
employed as counsel, E.D. Ott of Harrisonburg,
Virginia, to represent the undersigned with
reference to the tract of land owned by the
undersigned, and designated as No. 81
on the County ownership map filed in the
proceedings of the State Commission on
Conservation and Development of the State of
Virginia vs. Cassandra Lawson Adkins, etc. (a
case pending in the Circuit Court of Rockingham
County, Virginia) in all proceedings before the
above mentioned arbitrators touching said tract
of land.

Aug 15, 1933

E. E. Lam.
E. C. Lam.

(original)

LAW OFFICES

E. DULANEY OTT

HARRISONBURG, VA.

FIRST NATIONAL BANK BUILDING

In the Circuit Court of Rockingham County, Virginia

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

Vs.)

1829

Cassandra Lawson Adkins and others

TP:EE+E. C. Lam claim

(Arbitration)

200590-1 Rockingham, VA Documents 1933

500
E.D.

Claim of E. C. Lam
In the Circuit Court of Rockingham County, Virginia, No. 1829, At Law.
The State Commission on Conservation and Development of the State of Virginia, Petitioner,
vs. Cassandra Lawson Adkins and Others and
52,501 acres

more or less, of land in Rockingham 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 Rockingham County, Virginia, asks leave of the Court to file this as his answer to said petition and to said notice.

My name is E. C. Lam
My post office address is 1430 W Street, N.W. Apt. 20, Washington, D.C.

I claim a right, title, estate or interest in a tract or parcel of land within the area sought to be condemned, containing about 2880 Square feet on which there are the following buildings and improvements: an automobile garage or repair shop
and a blacksmith shop

This land is located about 4 1/2 miles from Elkton Virginia, in the Stonewall Magisterial District of the 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.)
I have an undivided one-half interest in the property described above. E. E. Lam owns the other undivided one-half interest

The land owners adjacent to the above described tract or parcel of land are as follows:
North E. C. Meadows
Lizzie Williams
South E. C. Lam
East United Brethren Church Property
West United Brethren Church Property

I acquired my right, title, or estate or interest to this property about the year _____ in the following manner:
By deed from E. E. Lam and wife

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 3000. 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 \$ 1500

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 land 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: See Plat of land filed by the undersigned for description of lot of land by metes and bounds

(Continue remarks if necessary on the back.)

Witness my signature (or my name and mark attached hereto) this 16th day of August, 1933.

E. C. Lam

STATE OF VIRGINIA, COUNTY OF WARREN, To-wit:

The undersigned hereby certifies that E. C. Lam the above named claimant personally appeared before me and made oath that the matters and things appearing in his above answer are true to the best of my knowledge and belief, this 16th day of August, 1933.

My commission expires March 21, 1935.

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

THE STATE COMMISSION ON CONSERVATION AND DEVELOPMENT
OF THE STATE OF VIRGINIA.

Vs.

CASSANDRA LAWSON ADKINS AND OTHERS, AND 52,501 ACRES
MORE OR LESS OF LAND IN ROCKINGHAM
COUNTY, VIRGINIA.

Filed in the Clerk's Office
Rockingham County, Va.

NO. 1829 AT LAW.

AUG 25 1933

Re: Statement of E. E. and E. C. Lam, Owners
(Arbitration)

J. Robert Hunter Clerk

We, E. E. and E. C. Lam are the joint
in fee simple
owners of a lot of land shown on the county owner-
ship map filed in the condemnation proceedings as
No. 81, which contains 2880 square feet; the value
of which lot is \$400.00, and the value of the
improvements thereon is \$2600.00, making a
total aggregate value of the lot with the improvements
thereon of \$3000.00, which we consider justly
due us for said property. Said lot adjoins the filling
station property owned by E. C. Lam, individually, on
the east, and is situate almost on the Spotswood Trail
near where you begin the ascent of the Blue Ridge
Mountain; there is thereon a blacksmith shop 15 feet
5 inches x 21 feet 2½ inches x 7 feet, built out of
tile, roofed with galvanized metal, in good condition,
set on a cement foundation, having one door in the end
about 12 feet wide and 7 feet high, built out of good
lumber, and two doors on the sides of the shop 3 feet
wide x about 6½ feet high; on said lot there is also
an automobile repair shop or garage 35 feet 2½ inches
x 30 feet x 9 feet 8 inches, constructed of concrete
building blocks; that the building is on a cement
foundation, has a concrete floor with a nearly new
roof, constructed of galvanized metal; that the

building has two gables 30 feet x 12 feet in center, the gables being constructed of galvanized metal; the garage has an office room 15 feet x 11 feet 5 inches, sealed with No. 1 lumber. There are thirteen windows in said building 5 feet 6 inches x 3 feet 9 inches, and one large plate glass window 8 feet x 5 feet. There is an upper floor of which the supporting timbers are all swung from the roof, and the studding has been set thereon for three rooms. At both the front and back end of the building is one folding door about 12 feet in width x 9 feet 8 inches in height, on a track. There are four small doors, 2 feet 8 inches x 6 feet 8 inches, located at various points in the building. Said garage is wired for electricity.

The above property has been used for the site of a blacksmith and automobile repair shop for ten years, and it is thirteen miles in one direction and four and one-half miles in the other direction to the nearest competitor's place of business.

The situation of said property makes it extremely valuable as a business site.

We respectfully ask the Arbitrators for the opportunity to be heard orally with witnesses for the purpose of substantiating the reasonableness of our claim.

E. E. Lam

E. C. Lam

Owners.

State of Virginia

City of Harrisonburg, to-wit:

This day personally appeared before the undersigned, a Notary Public in and for the City aforesaid in the State of Virginia, E. E. and E. C. Lam who made oath that the facts set out in the foregoing statement are true to the best of their knowledge and belief.

Given under my hand this 24th day of August, 1933.

Teresa Sullivan
Notary Public

My commission expires on the 20th day of March, 1935.

STATEMENT OF

E. C. AND E. E. LAM

(ARBITRATION)

LAW OFFICES
E. DULANEY OTT
HARRISONBURG, VA.

FIRST NATIONAL BANK BUILDING

Filed in the Clerk's Office
Rockingham County, Va.

SEP 9 1933

J. Robert Lintz Clerk

LAM, E. C. and E. E.
81
ROCKINGHAM COUNTY

IN RE. ARBITRATION AGREEMENTS submitted to the Governor arising in or out of Condemnation Proceedings pending in the Circuit Court of Virginia under authority of the Shenandoah National Park Act.

SUMMARY STATEMENT OF PETITIONER:

EXCEPTANTS: Lam, E. C. and E. E.

ORIGINAL CLAIM: Acreage Lot : Value \$5,177.92 ; Inc.Damages, None

VALUE PLACED ON TRACT BY PETITIONER'S APPRAISERS:

<u>TRACT NO.</u>	<u>VALUE</u>	<u>INCIDENTAL DAMAGES</u>
81	\$1,300.00	None

BOARD OF APPRAISAL COMMISSIONERS FINDINGS:

MAP NUMBER OF TRACT: 81

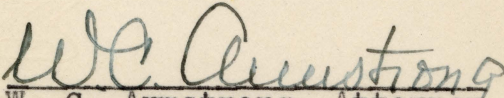
VALUE OF TRACT:

<u>TRACT NO. :</u>	<u>VALUE</u>	<u>INCIDENTAL DAMAGES</u>
81	\$1,500.00	None

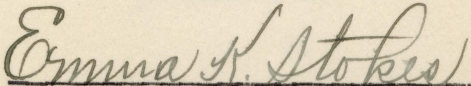
The basic differences between Petitioner and these exceptants are as to the classification and value of the land, and improvements and buildings.

Although we believe the values reported by the Petitioner's appraisers were very liberal and that the findings of the Board of Appraisal Commissioners as to values are substantially too high, we have accepted and will not seek a lower valuation than their findings as shown on the above tables in this case.

As to the classification of the land and the other elements of value we submit that these matters are correctly set forth in the Work Sheet of the Board with reference to this case, and not as set forth in exceptants' statements. This Work Sheet is filed with the record and a copy of this Work Sheet is submitted with copy of the record tendered herewith, and additional copies of the Work Sheet in this case will be furnished if desired.


W. C. Armstrong, Attorney
for Petitioner

Subscribed to and verified before me this the 8 day of September, 1933.


Emma K. Stokes, Notary Public

103²⁰ Ave -
No. 20

30 of Harrisonburg
250
\$ 7.50

363

J. ROBERT SWITZER
ATTORNEY AT LAW
HARRISONBURG, VA.

Mr. Switzer
George Washington
W. S. Switzer

COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

4
6
9
12
15

You are hereby commanded to summon C. J. Hensley, A. M. Gooden, L. A. Hensley, H. E. Monger, and H. B. C. Gentry, to appear before the Board of Arbitrators, at the Court House of Rockingham County, Virginia, on the ~~3d~~ day of November, 1933, at 10 a. m., to testify and the truth to say on behalf of Defendants in the condemnation proceedings of State Commission on Conservation and Development of the State of Virginia v. E. C. Lam, and State Commission on Conservation and Development of the State of Virginia v. E. E. and E. C. Lam.

And have then and there this writ.

In witness whereof, I hereunto set my hand as the Clerk of the Circuit Court of Rockingham County, Virginia, at the CourtHouse thereof, this, the 24th day of October, 1933, and in the 158th year of the Commonwealth.

Robert Switzer, Clerk.

After Five Days Return to
H. B. C. GENTRY
Dealer in Real Estate, Insurance, Collections
Deeds, Contracts and Wills
ELKTON, VA.



Mr. J. Robert Switzer Clerk of Court
Harrisonburg Va.

LAW OFFICES

E. DULANEY OTT
HARRISONBURG, VA.

FIRST NATIONAL BANK BUILDING

In the Circuit Court of Rockingham County, Virginia

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

vs)

1829

Cassandra Lawson Adkins and others

Pl:

E. E. T

E. C.

Lam claim

(Arbitration - Statement)

No. 81

Filed 8/25/33

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

State Commission on Conservation and Development
of the State of Virginia

Vs.

Cassandra Lawson Atkins and 52,501 acres of land
in Rockingham County, Virginia.

This is to certify that E. E. and E. C. Lam
who have filed exceptions to the report of the Board
of Appraisal Commissioners appointed in the above
styled proceedings within the time prescribed by law,
have agreed to submit any and all questions arising in
the course of said proceedings as to damages and values
of land and improvements sought to be condemned therein,
belonging to them, jointly, to arbitration in accordance
with the arbitration agreement proposed by the Governor
on July 18, 1933, this applying to tract of land ^{and improvements} belonging
to the undersigned, designated as No. 81 on the
County ownership map filed in the above styled proceedings.

Given under ^{my} hands this 12th day of November
1933.

Filed in the Clerk's Office
Rockingham County, Va.

NOV 6 1933

Robert Switzer Clerk

E. E. Lam.

E. C. Lam.



Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

JOHN M. PURCELL
TREASURER OF VIRGINIA

May 25, 1934

This is to certify that I, J. M. Purcell, Treasurer of Virginia have this 25 day of May in accordance with an order of the circuit court of Rockingham County dated 5/23/34 in the cause of the State Commission on Conservation and Development of the State of Virginia vs. Cassandra Lawson Atkins paid to E. D. Ott, Attorney for said E. E. and E. C. Lam First National Bank Building, Harrisonburg, Virginia \$ 2,009.80 being in full settlement of tract # 81 in the above mentioned cause.

J. M. Purcell
Treasurer of Virginia.
W. W. Young
DEPUTY TREASURER OF VIRGINIA



JOHN M. PURCELL
TREASURER OF VIRGINIA

Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

May 25, 1934

E. D. Ott, Attorney for said E. E. and E. C. Lam
First National Bank Building
Harrisonburg, Virginia

Received of J. M. Purcell, Treasurer of Virginia, the sum of \$ 2,009.80, in accordance with an order of the Circuit Court of the county of Rockingham entered on the 23rd day of May 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 # 81.

E. D. Ott, Attorney
for E. E. and E. C. Lam

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