

## NAME OF CLAIMANT

#277 - Clark, D. M.

Number of Acres: 18

Location: Deep Run. Entirely within the Park area.

Roads: Three and one-half miles via dirt roads to Port Republic, the nearest shipping point.

Soil: Slope type, sandy loam of a fair depth and fertility.

History of Tract and condition of timber: All the merchantable saw timber has been removed from this tract; the remaining stand consists of small oaks and short leaf pine. About 30 cords of fuelwood per acre.- 54 cords wood.

Improvements: None.

## Acreage and value of types:

Types	Acreage		Value per acre	Total Value
Ridge:				
Slope:	18	@	\$5.00	\$90.00
Cove:				
Grazing Land:				
Fields Restocking:				
Cultivated Land:				
Orchard:				
Minerals:				25.00
Value of Land:	\$ 90.00			\$115.00
Value of Improvements:	\$			
Value of Orchard:	\$			
Value of Minerals:	\$			
Value of Fruit:	\$			
Value of Timber:	\$			
Value of Wood:	\$ 25.00			
Value per acre for tract:	\$ 6.38			
Incidental damages arising from the taking of this tract:	\$	None.		

Geo. H. Ben CLERK.



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County: Rockingham  
District: Stonewall

#277 - D. M. Clark

Acreage Claimed:                      Assessed 18                      Deed 18  
Value Claimed:                      "                      \$240.00                      "                      \$675.00 (1923)

Location: Deep Run. Entirely within the park area.

Incumbrances, counter claims or laps: None known.

Soil: Slope type, sandy loam of a fair depth and fertility.

Roads: 3 $\frac{1}{2}$  miles via dirt roads to Port Republic, the nearest shipping point.

History of tract and condition of timber: All the merchantable saw timber has been removed from this tract; the remaining stand consists of small oaks and short leaf pine.  
About 30cds. of fuel wood per acre -----  
54 cds. wood @ 50¢ ----- \$27.00

Improvements: None.

Value of land by types:

<u>Type</u>	<u>Acreage</u>	<u>Value per acre</u>	<u>Total Value</u>
Slope	18	\$3.00	\$54.00

Total value of land                      \$54.00

Total value of improvements

Total value of timber                      27.00

Total value of tract                      81.00

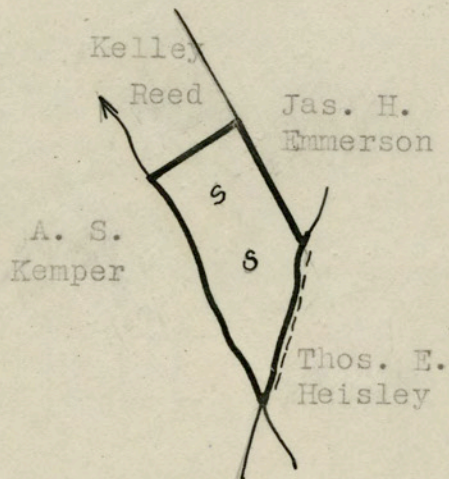
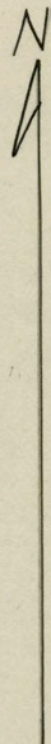
Acreage ~~per~~ value per acre                      4.50



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#377 - D. M. Clark.

County: Rockingham  
District: Stonewall



LEGEND

Slope

Scale - 1" = 20 chains



EDWARD A. KELLY  
3D DIST. ILLINOIS

HOME ADDRESS:  
CHICAGO, ILL.

COMMITTEES:

WORLD WAR VETERANS' LEGISLATION  
PATENTS  
EDUCATION  
INDIAN AFFAIRS  
PENSIONS

Congress of the United States  
House of Representatives  
Washington, D. C.

12 September  
1932.

Mr. J. Robert Switzer,  
County Clerk,  
Harrisonburg, Virginia.

My dear Mr. Switzer:

At the direction of Mr. S. H. Marsh, Supervisor, Shenandoah National Park Division, Front Royal, Virginia, I am writing you in the interest of Mr. D. M. Clarke, 2142 West 107th Place, Chicago, Illinois, who owns a tract of land on the west slope of the Blue Ridge Mountains in Rockingham County, Virginia.

I understand from Mr. Marsh that the report of the Commissioners relative to the exact boundary line for the proposed Shenandoah National Park has been filed with you. Therefore, I should appreciate being advised if the property owned by Mr. Clarke is within the boundary of this Park and if so, if the Government intends to purchase the land from him.

A prompt reply from you in this connection will be deeply appreciated. Kindly forward same to my office, Room 124, House Office Building, Washington, D. C.

Cordially yours,

*Edward A. Kelly*  
EDWARD A. KELLY. M.C.

115-20  
18A

Z/n

*[Handwritten initials]*



## COMMONWEALTH OF VIRGINIA

Stonewall District

VIRGINIA, Dr.

To GEO. B. KEEZELL, Treasurer of Rockingham County

	Real Estate & Tang. Per. Prop.	Mach. & Tools	Merchants' Capital
County Levy	\$ .37	\$ .37	.....
County School Levy	.83	.83	.....
County Road Levy	.20	.20	.....
District Road Levy	.35	.35	.....
..... Levy	.....	.....	.....
Total	\$1.65	\$1.75	\$1.1

Personal Property...Page.....Line.....

Income.....Page.....Line.....

Land.....Page.....Line.....

## State Taxes and Local Levies---1931

SUBJECTS OF TAXATION		VALUE	State Rate on \$100	State Taxes	FOR LOCAL TAXATION ONLY	VALUE	Local Rate on \$100	Local Levies
<b>FOR STATE TAXATION ONLY</b>								
State Capitation Tax				\$ 1 50	Tangible Personal Property	\$	\$1.65	\$
Bonds, Notes and other Evidences of Debt	\$	\$ .50			Machinery and Tools		1.75	
Money		.20			Merchants' Capital		1.13	
Moneyed Capital in Competition with National Banks		1.00			Real Estate 18-0-0 Acres	240	1.65	
Capital Not Otherwise Taxed		.75			Real Estate		1.65	
Income: 1½% on first \$3,000; 2½% on next \$2,000; 3% on excess over \$5,000					Real Estate		1.65	
<b>TOTAL STATE TAXES</b>					<b>TOTAL LOCAL LEVIES</b>			
<b>CREDITS</b>								
Date	Account	Amount			State Taxes brought forward			
					State Taxes and Local Levies			
					5% Penalty December 6, 1931			
					Total Taxes, Levies and Penalty			
					5% Penalty June 16, 1932			
					Total Taxes, Levies and Penalties to June 16, 1932			
					6% Interest from June 16, 1932, to date of payment			
					Total Taxes, Levies, Penalties and Interest			
Received Payment								
Date				Treas.				



Virginia, City of Harrisonburg, to-wit;

This day P. B. F. Good personally appeared before me, J. P. [Signature], a notary public in and for the City of Harrisonburg, in the State of Virginia, and after being first duly sworn on his oath says: that he is the County Surveyor for Rockingham County, Virginia; that he is familiar with the 18 acre tract of land <sup>owned by D. M. Clarke,</sup> situate in said county and lying within the area now sought to be condemned for a public park; that in his opinion the wood on said premises will average from 6 to 7 cords to the acre, and should yield an average of \$5.00 per acre, or an aggregate of \$90.00; and that the land itself should be worth at least \$15.00 per acre, making a total value of \$360.00, which affiant believes is a conservative estimate of the gross value of said property. Affiant further says that the soil on said land is particularly adaptable to fruit growing and trucking; and that said land is situate less than two miles from Lynwood, Va., a shipping point on the N. & W. Ry.

Given this 6 day of October, 1932.

J. P. [Signature]  
NOTARY PUBLIC

My commission expires Feb-12-1936.



In the Circuit Court of Rockingham County, Va.

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

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

OCT 1 1932

v.) Condemnation

*J. P. Anger* Clerk

Cassandra Lawson Atkins, &c.

Now comes the undersigned defendant, D. M. Clarke, and moves the Court to decline to accept the report of the board of appraisal commissioners heretofore filed in this proceeding, with respect to claim #277, and to disapprove the findings of fact therein contained, on the following grounds:

That the allowance or award made for the land of the undersigned, to-wit, the sum of ~~115~~115.00, is grossly inadequate - so inadequate as to indicate that said board was affected or influenced by some error, mistake or misapprehension of facts as to the identity of said land, or some mistake of law as to the nature and effect of the evidence considered.

As evidenced by the tax ticket hereto attached, the undersigned has been paying taxes on said property on the basis of an assessment of \$240.00.

D. M. CLARKE

By *Hamida Neas*, Atty.



State of Illinois )  
Cook County ) ss

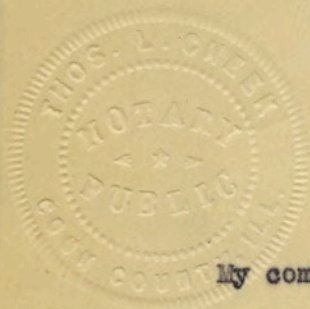
This day D. M. Clarke personally appeared before me, \_\_\_\_\_

Thos L Cheek, a notary public in and for the County of Cook,  
in the State of Illinois, and after being first duly sworn on his  
oath says that he is the owner of the 18 acre tract of land situated  
in Rockingham County, Virginia, and lying within the area now sought  
to be condemned for the Shenandoah National Park; that said land was  
purchased by him in the year 1923 for the price of \$675.00; that he  
has for a number of years been paying taxes on the said land assessed  
at \$240.00; that affiant feels that the sum of \$115.00 allowed him  
in the report of the board of appraisal commissioners, filed in the  
condemnation proceeding aforesaid, is grossly inadequate and confis-  
catory. Even in this period of depression, affiant believes that  
said land is conservatively worth on the market the sum of \$350.00

Given under my hand and notarial seal this 12 day of Oct. 1932.

Thos L Cheek  
NOTARY PUBLIC

My commission expires Nov 5-1932





No. 277

RETURN IN FIVE DAYS TO  
J. ROBERT SWITZER, Clerk  
Circuit Court of Rockingham County  
HARRISONBURG · VIRGINIA

STATEMENT

OF ) Hamilton Haas, p.q.

D. M. CLARKE

*Filed 8/28/33*

STATEMENT OF COSTS, POSTAGE, ETC.:



AUG 28 1933

IN RE: Arbitration of Shenandoah National Park Condemnation Case - *Robert Hunter* Clerk

The undersigned D. M. Clarke, an exceptant to the report filed by the Board of Appraisal Commissioners in the Shenandoah National Park condemnation case, pending in the Circuit Court of Rockingham County, respectfully shows as follows:

(a) That the tract claimed by said exceptant is shown on the map filed in said proceeding as tract #277.

(b) That the acreage claimed by said exceptant in said tract is 18 acres and that exceptant is the owner of the fee simple title thereto.

(c) That exceptant values said land as follows:

18 acres	Slope	@ \$15.00	\$ 270.00
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(d) That the timber on said land is valued on the basis of 6.5 cords of wood to the

acre, yielding \$5.00 per acre		90.00
	Total	\$ 360.00

And in addition to the above, exceptant is informed and believes that there are valuable deposits of iron and manganese in said land, on which no value can be definitely placed at this time.

Given this 28th day of August, 1928.

D. M. CLARKE

By *Hamilton Haas*, his atty.

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

This day Hamilton Haas personally appeared before me, the undersigned notary public in and for the City of Harrisonburg, in the State of Virginia, and after being duly sworn, on his oath says that he is the attorney for the above named D. M. Clarke, and that the matters and things set forth in the foregoing statement were received by him from reliable sources of information and that he believes the same to be true and correct.

Given under my hand this 28th day of August, 1933.

*Janet Sprinkel*, N. P.

My term of office expires *Sept. 19, 1934*.



CLARK, D. M.  
277  
ROCKINGHAM COUNTY

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

SEP 7 1933

*Robert Switzer* Clerk

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:

EXCEPTANT: Clark, D. M.

ORIGINAL CLAIM: Acreage - : Value \$ - : Inc. Damages -

VALUE PLACED ON TRACT BY PETITIONER'S APPRAISERS:

<u>TRACT NO.</u>	<u>VALUE</u>	<u>INCIDENTAL DAMAGES</u>
277	\$81.00	

BOARD OF APPRAISAL COMMISSIONERS FINDINGS:

MAP NUMBER OF TRACT: 277

VALUE OF TRACT:

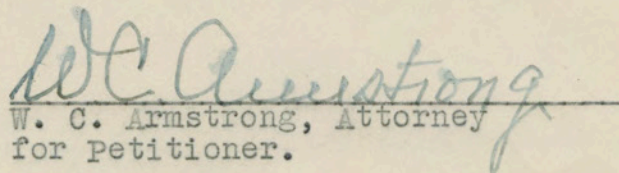
<u>TRACT NO.</u>	<u>VALUE</u>	<u>INCIDENTAL DAMAGES</u>
277	\$115.00	



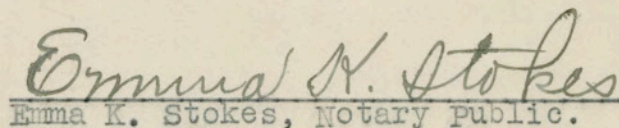
The basic differences between Petitioner and this exceptant are as to the classification and value of the land, timber values and mineral rights.

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 exceptant's 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 8th day of  
September, 1933.

  
Emma K. Stokes, Notary Public.