

## NAME OF CLAIMANT

#66 - McDaniel, Chas. A.

Number of Acres <sup>26</sup> 6

Location: On Elk Run and entirely within the Park area.

Roads: One mile over good road to Spotswood Trail; thence four miles to Elkton, the nearest shipping point.

Soil: Loam of good depth and fertility, with a small amount of loose and some large rock. In the south portion the slopes are steep with south-west exposure. The tract has been under cultivation for many years, but is in fairly good condition.

History of Tract and condition of timber: The wooded portion has been cut over and there is no merchantable timber left. There is an open stand of hardwood up to 14" DBH. and the estimate is 40 cords of fuelwood.

Improvements: None.

## Acreage and value of types:

Types	Acreage		Value per acre	Total Value
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## Ridge:

Slope: --	4	@	\$5.00	\$20.00
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## Cove:

## Grazing Land:

## Fields Restocking:

Cultivated Land:--	$\frac{22}{26}$	@	30.00	$\frac{660.00}{\$680.00}$
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## Orchard:

100.00

## Minerals:

30.00

Value of Land: \$ 680.00

Value of Improvements: \$

 $\frac{\$810.00}{}$ 

Value of Orchard: \$

Value of Minerals: \$

Value of Fruit: \$ 100.00

Value of Timber: \$

Value of Wood: \$ 30.00

Value per acre for tract: \$ 31.15

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

Geo. D. Pen CLERK

NAME OF CLAIMANT

#66-a - McDaniel, Chas. A.

Number of Acres: 164

Location: North of Spotswood Trail near Hensley Hollow

Roads: Five miles over Spotswood Trail to Elkton.

Soil: Sandy clay of good depth and fertility, steep to moderate slopes; northwest and southwest exposure.

History of Tract and condition of timber: Large portion of tract cleared many years ago, grazed and cultivated since. Wooded area cut over repeatedly in the past. Present stand consists of mixed oaks, some poplar, and hickory.

IMPROVEMENTS: DWELLING---Log and frame 16x22', kitchen 12x22x8', 5 rooms, metal roof, brick flues, 1½ story, ceiled, fair condition, occupied by owner. BARN---Log 16x22x12', shingle roof, fair condition--  
~~Improvements:~~  
 PLUNDER HOUSE----Log 10x16x8', shingle roof, poor condition---  
 GRANARY--Log 18x22x10', shingle roof,---STABLE---Log 18x22x10', shingle roof, poor condition--HEN HOUSE--Log 6x10x6', shingle roof, poor condition--BARN--Log 20x20x12', shingle roof, with shed 8x20', poor condition  
 Acreage and value of types: BARN HOUSE--Log 10x12x10', shingle roof, fair cond'n.

Types	Acreage		Value per acre	Total Value
Ridge:				
Slope: --	38	@	\$5.00	\$190.00
Cove:				
Grazing Land: --	88	@	30.00	2640.00
Fields Restocking: --	10	@	15.00	150.00
Cultivated Land: --	28	@	25.00	700.00
	<u>164</u>			<u>\$3680.00</u>

Orchard:

Minerals: 890.00

Value of Land: \$ 3680.00

Value of Improvements: \$ 890.00

Value of Orchard: \$ 50.00

Value of Minerals: \$

Value of Fruit: \$ 50.00 100.00

Value of Timber: \$ 100.00 50.00

Value of Wood: \$ 50.00 \$4770.00

Value per acre for tract: \$ 29.08

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

Geo. H. Pen CLERK

#66-A

Claim of C. S. McDaniel  
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. \_\_\_\_\_

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 C. S. McDaniel  
My post office address is Swift Run, Va.

I claim a right, title, estate or interest in a tract or parcel of land within the area sought to be condemned, containing about 3 tracts 200 acres, on which there are the following buildings and improvements: Dwelling, 5-rooms; barn and grainery.

This land is located about 3 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.)

Sole owner

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

North G. N. McDaniel  
South Asburn Deane  
East T. L. Deane  
West O. E. Smith

I acquired my right, title, estate or interest to this property about the year 5 in the following manner:

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 13500.00. I claim that the total value of my right, title, estate or interest, in and to this tract or parcel of land with the improvements thereon is \$ 13,500.00.

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 24th day of August 1930 1930. C. S. McDaniel

STATE OF VIRGINIA, COUNTY OF \_\_\_\_\_, To-wit:

The undersigned hereby certifies that \_\_\_\_\_ the above named claimant personally appeared before him and made oath that the matters and things appearing in his above answer are true to the best of his knowledge and belief, this 24th day of August, 1930.

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

h/

Claim of B. S. McDaniel  
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. \_\_\_\_\_

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 B. S. McDaniel  
My post office address is Luray

I claim a right, title, estate or interest in a tract or parcel of land within the area sought to be condemned, containing about 2.00 acres, on which there are the following buildings and improvements: Dwelling 5 rooms Barn & grainary

This land is located about 3 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.)

Sole owner

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

North J. N. McDaniel  
South Ashbury Dean  
East T. L. Dean  
West O. E. Smith

I acquired my right, title, estate or interest to this property about the year 5 in the following manner:

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 13,500.00. I claim that the total value of my right, title, estate or interest, in and to this tract or parcel of land with the improvements thereon is \$ 13,500.00.

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 24<sup>th</sup> day of Aug., 1930.

STATE OF VIRGINIA, COUNTY OF \_\_\_\_\_, To-wit:

The undersigned hereby certifies that \_\_\_\_\_ the above named claimant personally appeared before him and made oath that the matters and things appearing in his above answer are true to the best of his knowledge and belief, this 24 day of Aug., 1930.

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

*Copied*

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

Petitioner

v. #1829

Cassandra Lawson Atkins, et als, etc.

Defendants

On this, the 2 day of January, 1934,  
came C. S. McDaniel, and on his motion leave is given him to file  
his application for the payment to him of the sum of \$4770.00,  
the amount of the award set out in the award of condemnation for  
Tract No. 66A, heretofore paid into Court.

And it appearing from the report of the Board of Apprais-  
al Commissioners heretofore filed in this cause, and in the peti-  
tion for judgment and condemnation entered herein on the \_\_\_ day  
of November, 1933, that in the opinion of petitioner, the said  
C. S. McDaniel is invested with a superior or better right or  
claim of title in and to the said Tract of land No. 66A, and that  
the record of this cause does not disclose any denial or dispute  
by any party or person in interest as to the title to the said  
Tract No. 66A, or to the proceeds arising from the condemnation  
thereof, and that the said C. S. McDaniel is entitled to receive  
the proceeds arising from the condemnation of said Tract No. 66A,  
and it further appearing to the Court that all taxes due or taxable  
upon said Tract No. 66A have been paid, except the taxes for the  
tax year 1933, amounting to \$12.35:

Upon consideration whereof, it is considered and order-  
ed by the Court that the said sum of \$4770.00, paid into Court by  
petitioner as just compensation for Tract No. 66A, be paid as  
follows: To M. H. Harrison, County Treasurer of Rockingham County,  
the sum of \$12.35, taxes for the year 1933; and the balance of said  
sum, to-wit, the sum of \$4757.65, to the said C. S. McDaniel; and  
the Clerk of this Court is directed to transmit a certified copy  
of this order to the Treasurer of Virginia, who shall pay unto the  
said M. H. Harrison, County Treasurer, the sum of \$12.35, taxes  
for the year 1933, and to C. S. McDaniel the sum of \$4757.65, the  
balance of the amount of the award set out in the judgment of



NOTE—This need not be filed until the record discloses that the awards have been paid into the custody of the Courts.

**Virginia: In the Circuit Court of Rockingham County**

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

V. At Law No. 1829

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

Comes now the undersigned and shows to the Court:

That a judgment in rem has heretofore been entered in this proceeding condemning to the use of the Petitioner the fee simple estate in the tract(s) of land numbered as follows: Tract No. 66A-----:

Tract No. -----: Tract No. -----;

and described in the report of the Board of Appraisal Commissioners appointed herein and shown, numbered, and delineated on the County Ownership Map filed therewith, upon payment into the custody of the Court of the sum(s) set out in the said judgment as constituting the award(s) therefor, as follows:

Award on Tract No. 66A --- \$ 4770.00 ; on Tract No. ----- \$-----; on Tract No. ----- \$-----;

That the report of the said Board sets forth that the following named persons claim, or appear to have a claim to an interest in the said tract(s) of land or in the proceeds arising from the condemnation thereof;

*myself only*

That the Petitioner has paid into the custody of the Court the said sum(s) set out in said judgment as constituting the award(s) for the fee simple estate in the said tract(s) of land;

That your undersigned, on the date of the said judgment in rem condemning the said tract(s) of land, owned or was (were) entitled to the following interest in the said tract(s) or in the proceeds arising from the condemnation thereof:—

*fee simple*

That no other person or persons than the undersigned are entitled to share in the distribution of the said award(s) except the following named persons whose interest in said tract(s) or in the proceeds arising from the condemnation thereof on the date of entry of said judgment was as follows:

*none*

Wherefore, your undersigned pray(s) that [he (they) be made a party (parties) herein under the provisions of Section 21 of the Public Park Condemnation Act, and that] an order be entered for the distribution of said sum(s) set forth in said judgment in rem as constituting the award(s) for the fee simple estate in the said tract(s) condemned as aforesaid, and for the payment to the undersigned of the said award(s) or of as much thereof as the Court may find that the undersigned is (are) entitled to receive, and which the undersigned aver(s) is as follows: Tract No. 66A--- \$ 4770.00 Tract No. ----- \$-----: Tract No. ----- \$-----;

The undersigned further aver(s) that: (Leave this space blank unless there is some other pertinent matter to be brought specially to the attention of the court)

NAME *R. S. McDaniel* P. O. ADDRESS *Swift Run Va*  
STATE OF VIRGINIA, COUNTY OF ROCKINGHAM, to-wit:-----

This day personally appeared before me C. S. McDaniel and made oath that the ~~statements contained in the above petition so far as made on his own information are true and so far as made upon information of others he believes them to be true.~~ Given under my hand this 30th day of December, 1933.

*C. S. McDaniel*, Notary Public.

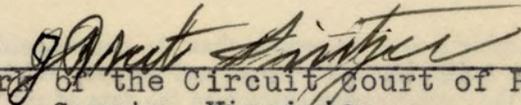
NOTE—A supply of this blank form has been placed in the Clerk's office for the convenience of interested parties. No one is required to use this form, as the form is not prescribed by law, and claimants can either change or modify it as they deem necessary, or present their motions in any form they may desire which meets with the approval of the Court. This blank form may not and probably will not cover all cases. It has been printed merely as a suggestion of a form of a motion which may be used, subject to the approval of the court in each case.

STATE OF VIRGINIA,

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 tracts of land in Stonewall District, assessed in the name of Chas. S. McDaniel and containing respectively 42 acres and 25 poles, 21 acres 2 roods and 2 poles, and 101 acres and 1 rood, except for the tax year 1932, but which taxes by statement of M. H. Harrison, County Treasurer, shown herewith, have been paid in the County Treasurer's office, since said tract was returned delinquent to my office.

Given under my hand this 30th day of December, 1933.

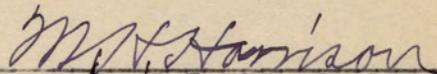
  
Clerk of the Circuit Court of Rockingham  
County, Virginia.

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

To Whom It May Concern:

I hereby certify that the records of my office show that the 1933 taxes, on the several tracts of land in the name of Chas. S. McDaniel, containing 42-0-25, 21-2-2- and 101-1-0 acres respectively, situate in the Blue Ridge Mountains, in Stonewall District, Rockingham County, amounting to \$ 12.35, have not been paid.

Given under my hand this 30th day of  
December 1933.

  
\_\_\_\_\_  
Treasurer of Rockingham County

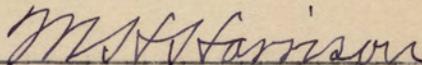
**M. H. HARRISON**  
**TREASURER OF ROCKINGHAM COUNTY**  
**HARRISONBURG, VIRGINIA**

To Whom It May Concern:

I hereby certify that the records of my office show that the taxes for the year 1932 assessed in the name of Chas. S. McDaniel, against his several tracts of land containing 42-0-25, 21-2-2 and 101-1-0, respectively, situate in the Blue Ridge Mountains in Stonewall District, Rockingham County, have been paid.

All taxes prior to that time, if any be unpaid, are a matter of record in the Clerk's Office of said County.

Given under my hand this 30th day of  
December 1933.

  
\_\_\_\_\_  
Treasurer of Rockingham County



JOHN M. PURCELL  
TREASURER OF VIRGINIA

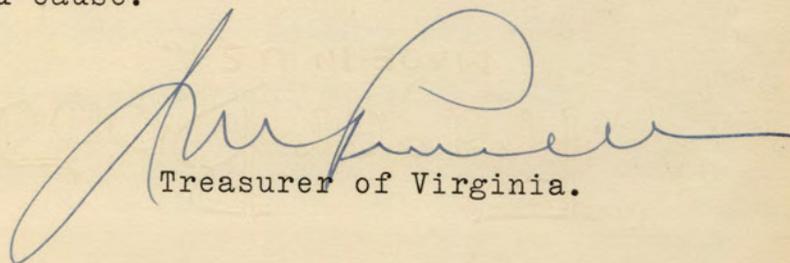
# Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

January 5, 1934

This is to certify that I, J. M. Purcell, Treasurer of Virginia have this 5 day of January in accordance with an order of the circuit court of Rockingham County dated 1/3/34 in the cause of the State Commission on Conservation and Development of the State of Virginia vs. Cassandra Lawson Atkins paid to C. S. McDaniel \$ 4,757.65 being in full settlement of tract # 66-a in the above mentioned cause.

  
Treasurer of Virginia.





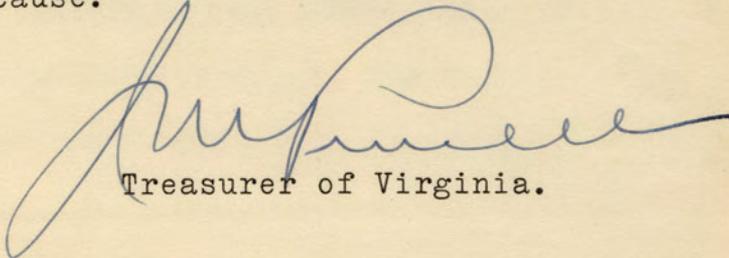
JOHN M. PURCELL  
TREASURER OF VIRGINIA

# Commonwealth of Virginia

TREASURER'S OFFICE  
RICHMOND, VA.

January 5, 1934

This is to certify that I, J. M. Purcell, Treasurer of Virginia have this 5 day of January in accordance with an order of the circuit court of Rockingham dated 1/3/34 in the cause of the State Commission on Conservation and Development of the State of Virginia vs. Cassandra Lawson Atkins paid to M. H. Harrison, County Treasurer \$12.35 being in full settlement of tract # 66-a in the above mentioned cause.

  
Treasurer of Virginia.



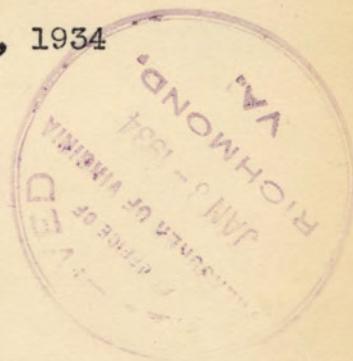
JOHN M. PURCELL  
TREASURER OF VIRGINIA

# Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

January 5, 1934



M. H. Harrison, County Treasurer

Received of J. M. Purcell, Treasurer of Virginia, the sum of \$ 12.35, in accordance with an order of the Circuit Court of the county of Rockingham entered on the 2nd day of January 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 # 66-a.

M. H. Harrison (Treas)

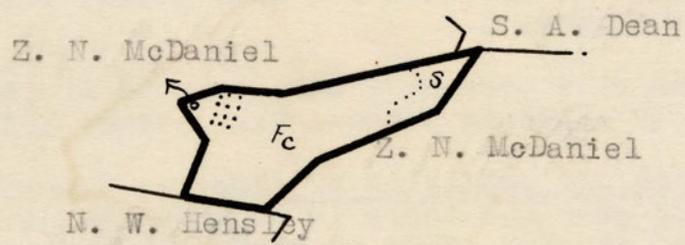
Sign original and duplicate  
and return to the Treasurer  
of Virginia.





#66 - McDaniel, Charles S.

County: Rockingham  
District: Stonewall



LEGEND

Slope-Tillable  
Scale - 1" = 20 chains