

ROCKINGHAM COUNTY

NAME OF CLAIMANT

#196-a - Hickie, Ella (Now Ralph Baden)

Number of Acres: 98

Location: Head of Hawksbill Creek, Entirely within the Park area.

Roads: Seven miles of good dirt road to Yancey, the nearest shipping point.

Soil: (See reverse side for soil information)

History of Tract and condition of timber: The timber land has been cut over at various times and there is no merchantable timber left. There is a few basswoods, yellow poplar and white pine up to 16" DBH. Much of the material on the tract was severely burned about 1927.

Improvements:
(See reverse side for improvements)

Acreage and value of types:

Types	Acreage		Value per acre	Total Value
Ridge:				
Slope:	69	@	\$3.00	\$207.00
Cove:				
Grazing Land:	28	@	30.00	840.00
Fields Restocking:				
Cultivated Land:	<u>1</u>	@	30.00	<u>30.00</u>
	98			\$1077.00

Orchard:

Minerals:

Value of Land: \$ 1077.00	240.00
Value of Improvements: \$ 240.00	
Value of Orchard: \$	
Value of Minerals: \$	<u>50.00</u>
Value of Fruit: \$	\$1367.00
Value of Timber: \$	
Value of Wood: \$50.00	
Value per acre for tract: \$ 13.94	

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

Geo. N. Pen: CLERK. 96

NAME OF CLAIMANT

Wise - a - Hicks, Ella (Now Ralph Baker)

SOIL: Sandy loam of fair depth and fertility; somewhat shaley and there are some cliffs and few outcrops. The wooded area has much large loose rocks. On the cleared land the slopes are gentle and moderate but steep on the wooded land, with west exposure. The first class grazing land has thin blue grass sod with considerable sheep sod and there is some moss in the sod. The third class grazing land has much rock and weeds and little sod.

Roads: Seven miles of good dirt road to Yancey, the nearest shipping point.

IMPROVEMENTS: Tenant house: Log, 14x20', 2 rooms, 1 1/2 story, not ceiled, solid foundation, shingle roof, fair condition. (See Soil: Barn: Log, 12x14', shingle roof, poor condition. Corn crib: Log, 6x12', shingle roof, good condition. Hen house: Frame, 8x10', shingle roof, good condition.

History of Tract and condition of timber: The timber land has been cut over at various times and there is no merchantable timber left. There is a few basswoods, yellow poplar and white pine up to 16" DBH. Much of the material on the tract was severely burned about 1927.

Improvements:

(See reverse side for improvements)

Acres and value of types:

Types	Acres	Value per acre	Total Value
Ridge:			
Slope:	89	\$5.00	\$207.00
Cove:			
Grazing Land:	28	\$20.00	\$560.00
Fields Restocking:			
Cultivated Land:	1	\$30.00	\$30.00
Orchard:	28		\$1077.00
Minerals:			
Value of Land: \$			\$1077.00
Value of Improvements: \$			\$240.00
Value of Orchard: \$			
Value of Minerals: \$			
Value of Fruit: \$			
Value of Timber: \$			
Value of Wood: \$			\$80.00
Value per acre for tract: \$			\$13.95

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

W. W. Baker

Claim of Edla F. Hickle Est.
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. Geo. W. Hickle, Lulu A. Hickle and Ernest A. Hickle heirs

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 Geo. W. Hickle
My post office address is Edlington, Va. R.F.D. #4

I claim a right, title, estate or interest in a tract or parcel of land within the area sought to be condemned, containing about 9.8 acres, on which there are the following buildings and improvements: tenant house 3 rooms, hen house, corn house, stable and fences, improved fruit trees and timber.
This land is located about 8 miles from Island Ford 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.)

joint owner. Geo. W. Hickle, Lulu A. Hickle and Ernest A. Hickle joint owners.

The land owners adjacent to the above described tract or parcel of land are as follows:
North Warren Shiflett and Mrs. Samuel Moore
South J. C. Armstrong
East Mrs. Samuel Moore
West Big Survey

I acquired my right, title, estate or interest to this property about the year 1928 in the following manner:

By inheritance from our mother.

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 4190.00. I claim that the total value of ~~my~~ ^{our} right, title, estate or interest, in and to this tract or parcel of land with the improvements thereon is \$ 4190.00.

I am the owner of 9.8 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 \$ 100.00 per year.

(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: The loss of this pasture will be quite a loss to us as we have practically no pasture land on the home tract and hence we can not keep but very few cattle compared to what we have kept. (Continue remarks if necessary on the back).

Witness my signature (or my name and mark attached hereto) this 10th day of Jan, 1936.

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

The undersigned hereby certifies that Geo. W. Hickle 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 10th day of Jan, 1936.

W. J. [Signature]
Clerk of the Court or Special Investigator or Notary Public, or Justice of the Peace.

Claim of Ella F. Hickle Est.
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. Geo. W. Hickle, Lulus A. Hickle and Ernest A. Hickle heirs
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 Geo. W. Hickle

My post office address is Edilton, Va. R.F.D. #4

I claim a right, title, estate or interest in a tract or parcel of land within the area sought to be condemned, containing about 34 1/2 acres, on which there are the following buildings and improvements: tenant house but would like to move same.

This land is located about 1 1/2 miles from Island Ford Virginia, in the Steuersville 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.)

Joint owners. Geo. W. Hickle, Lulus A. Hickle and Ernest A. Hickle joint owners

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

North Big survey

South Madame Shiflett

East Big survey

West Wm. S. Selmer

I acquired my right, title, estate or interest to this property about the year 1928 in the following manner:

Inherited from mother

I claim that the total value of this tract or parcel of land with the improvements thereon is \$ 1390.00. I claim that the total value of ~~my~~ ^{one} right, title, estate or interest, in and to this tract or parcel of land with the improvements thereon is \$ 1390.00.

I am the owner of 12 1/2 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 \$ 700.00.

(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: This damage of \$700.00 is due to the fact that the only permanent water is on this tract to water the home tract of 12 1/2 acres as the wells go dry, and our fire wood is on this tract also. (Continue remarks if necessary on the back).

Witness my signature (or my name and mark attached hereto) this 10th day of Jan, 1939.

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

The undersigned hereby certifies that Geo. W. Hickle 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 10th day of Jan, 1939.

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

County: Rockingham
District: Stonewall

#196 - Hickle, Ella F. - *Ashby Morris*

Acreage Claimed: 34 $\frac{1}{2}$ A. Assessed: Deed:

Value Claimed: \$1390.00 " AREA: 41 A. "

Location: Two miles east of Island Ford and near Yancey.

Incumbrances, counter claims or laps: None known.

Soil: Slope.

Roads: Two miles to Island Ford over county road.

History of tract and condition of timber: All merchantable timber
has been removed from this tract leaving nothing more
than fuelwood.

Improvements: Dwelling: Frame 14x20', 2 rooms, 2 kitchens, - one
10x14', the other 10x12', shingle roof, 1 story, occupied
by tenant, spring, solid foundation -- \$100.00
Hen house: Frame 6x10', shingle roof, poor
condition -- 5.00
\$105.00
Fuelwood: 280 cord valued @ 50¢ -- \$140.00

Value of land by types:

Type	Acreage	Value per acre	Total Value
Slope	40	\$3.00	\$120.00
F c	1	20.00	20.00
	41		140.00

Total value of land \$140.00

Total value of improvements 105.00

Total value of timber 140.00

Total value of tract 385.00

Average value per acre 9.39

Note -- This tract is entirely within the park area.

District: Stonewall

#196-a - Hickle, Ella F. - Estate

Assessed: 106 A.-140 P. Deed: Inherited.

TT \$320.00

Location: Head of Hawksbill Creek. Entirely within the Park area.

Incumbrances, counter claims or laps: None known.

Soil: Sandy loam of fair depth and fertility; somewhat shaley and there are some cliffs and few outcrops. The wooded area has much large loose rocks. On the cleared land the slopes are gentle and moderate, but steep on the wooded land, with west exposure. The first class grazing land has thin blue grass sod with considerable sheep sod and there is some moss in the sod. The third class grazing land has much rock and weeds and little sod.

Roads: Seven miles of good dirt road to Yancey, the nearest shipping point.

History of tract and condition of timber: The timber land has been cut over at various times and there is no merchantable timber left. There is a few basewoods, yellow poplar and white pine up to 16" DBH. Much of the material on the tract was severely burned about 1927. The estimated amount is 280 cords of fuelwood valued at 25¢ -- \$70.00.

<u>Improvements:</u>	<u>Tenant house:</u> Log 14x20', 2 rooms, 1½ story, not ceiled, solid foundation, shingle roof, fair condition -	\$200.00
	<u>Barn:</u> Log 12x14', shingle roof, poor "	20.00
	<u>Corn crib:</u> Log 6x12', shingle roof, good "	25.00
	<u>Hen house:</u> Frame 8x10', shingle roof, good "	5.00
	<u>Orchard:</u> 10 assorted fruit trees - 15 years old, fair condition --	20.00
		<u>270.00</u>

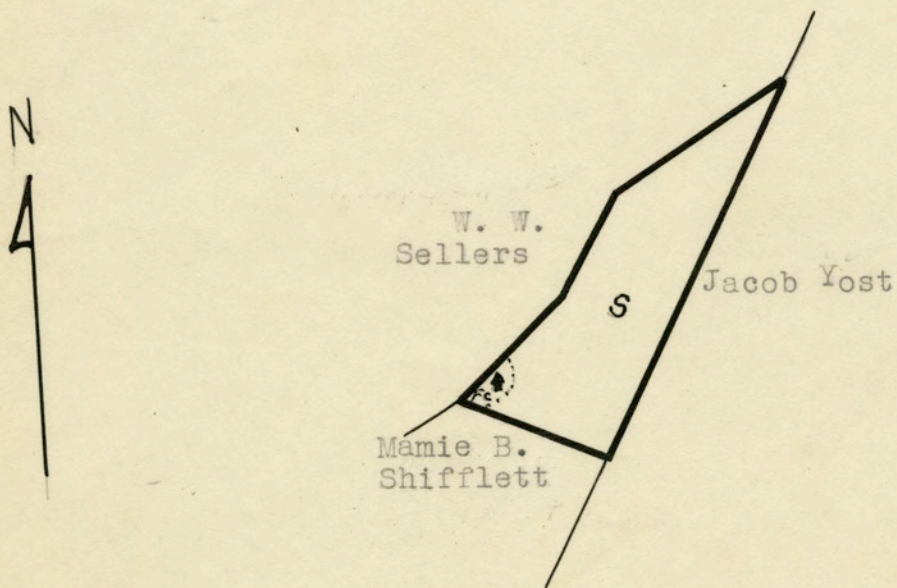
Value of land by types:

<u>Type</u>	<u>Acreage</u>	<u>Value per acre</u>	<u>Total. Value</u>
Slope	69	\$2.00	\$138.00
Fg I	22	35.00	770.00
Fg III	6	12.00	72.00
Fc	<u>1</u>	25.00	25.00
	98		<u>1005.00</u>

Total value of land	\$1005.00
Total value of improvements	270.00
Total value of timber	70.00
Total value of tract	<u>1345.00</u>
Average value per acre	13.72

#196 - Hickie, Ella F. *Est.*

County: Rockingham
District: Stonewall



LEGEND

Slope - Tillable

Scale - 1" = 20 chains

WHEREAS, pursuant to the terms and directions of a decree of sale entered by the Circuit Court of Rockingham County, Virginia on the 20th day of July, 1931, in the chancery cause therein pending under the style of The Federal Land Bank of Baltimore v. Ella F. Hickle's Administrator and others, I. P. Whitehead and Ward Swank, Special Commissioners of sale thereby appointed, did on the 22nd day of August, 1931, sell at public auction at the front door of the County Courthouse in Harrisonburg, Virginia, after having first duly advertised the time, terms and place of sale as required by said decree of sale, to Ralph H. Bader for the price of Eight Hundred Dollars (\$800.00), the real estate hereinafter described;

WHEREAS, said sale having been duly reported to the Court was thereafter by a certain decree entered in said cause on the 11th day of September, 1931, ratified, approved and confirmed; said decree further directing that upon the full payment of the purchase price Ward Swank, thereby appointed a Special Commissioner of the Court for the purpose, should execute and deliver a deed of conveyance, with Covenant of Special Warranty for said property;

WHEREAS, said purchaser has now paid to said Special Commissioner the full amount of said purchase price, to-wit, the sum of Eight Hundred Dollars (\$800.00); NOW THEREFORE,--

THIS DEED made this 14th day of September, 1931, by and between Ward Swank, Special Commissioner of the Circuit Court of Rockingham County, Virginia, in the chancery cause therein pending under the style of The Federal Land Bank of Baltimore, v. Ella F. Hickle's Administrator et als, party of the first part and Ralph H. Bader, party of the second part,

W I T N E S S E T H :

That in consideration of the premises and in further consideration of the sum of Eight Hundred Dollars (\$800.00) cash in hand paid by said party of the second part to said party of the first part at and before the execution and delivery of this deed, the receipt of which sum is hereby acknowledged, he, said party of the first part, doth hereby grant and convey with Covenant of Special Warranty, unto said Ralph H. Bader, party of the second part herein, all that certain lot or parcel of land containing 98 acres, 1 rood and 29 poles, more or less, together with all rights and privileges thereunto belonging, or in anywise appertaining, situate on the Blue Ridge Mountains, near Simmons Gap, in Stonewall District, Rockingham County, Virginia, and bounded according to survey of P. B. F. Good, Surveyor, as follows :

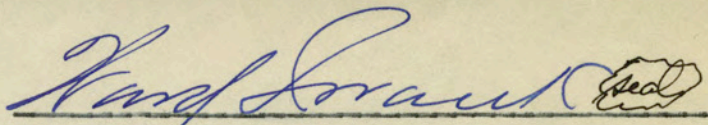
"Beginning at a large planted stone, corner to lands of J. S. Moore's estate; thence with line of latter, N. $89\frac{1}{4}$ E. 252 poles to a stake in Hawks Bill Creek; thence following the meanderings of said Creek, S. 48 W. 48 poles to a stake in Creek; thence S. 30 W. 88 poles to another stake in Creek; thence S. 62 W. 34 poles to another stake in Creek; thence S. 34 W. 77 poles to a stake in Creek; thence S. 35 E. 71 poles to a stake in Creek; thence leaving Creek, S. $89\frac{1}{4}$ E. 59 poles to the beginning, containing 98 acres, 1 rood and 19 poles."

Said land is a part of the land assigned to the late Ella F. Hickie in a certain partition deed bearing date on the 25th day of October, 1893, and recorded in the Clerk's Office of Rockingham County, in Deed Book 47, at page 471; said land is also a part of the real estate of which the said Ella F. Hickie died seized, possessed and intestate in the year 1927.

A plat of the land hereby conveyed is attached hereto and made a part hereof.

Reference is here made to the plat above mentioned and to the chancery papers in the aforesaid proceeding for a more particular description of the real estate hereby conveyed.

The grantee is to pay the 1931 tax assessed against said land
Witness the following signature and seal.



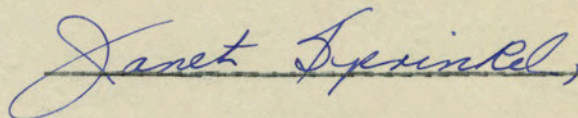
Special Commissioner.

State of Virginia,

City of Harrisonburg, to-wit :

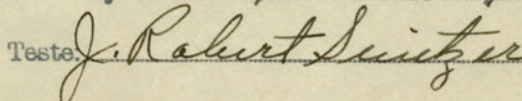
I, Janet Sprinkel, a Notary Public, in and for the city and State aforesaid, whose term of office expires on the 19th day of September, 1934, hereby certify that Ward Swank, Special Commissioner of the Circuit Court of Rockingham County, Virginia, in the chancery cause therein pending under the style of The Federal Land Bank of Baltimore v. Ella F. Hickie's Administrator et als, has personally appeared before me in my city this 14th day of September, 1931, and acknowledged the same.

Given under my hand this 14th day of September, 1931.

 N.P.

VIRGINIA: In the Clerk's Office of the Circuit Court of Rockingham County. The foregoing deed of

B. & S. Co. was this day presented in the office aforesaid and is together with the certificate of acknowledgment annexed, admitted to record this 15th day of Sept 1931 7:30 A.M.

Teste  Clerk

1053

WARD SWANK, SPECIAL COMMISSIONER,

T O

RALPH H. BADER

98 Acres, 1 Rood and 19 Poles
in Stonewall District, Rockingham
County, Virginia.

DEED OF B. & S.

Tax \$ 96 Fees \$ 1.74
Transfer \$ 1.00 Total \$ 3.70

Admitted SEP 15 1931 9:30 am

Paul A. Swank
Clerk
Rockingham County, Va.

Harrisonburg, Va. Sept. 15 1931

Recorded in Deed Book

No. 150 page 280

WARD SWANK
ATTORNEY AT LAW
HARRISONBURG, VA.

THE NATIONAL BANK BUILDING

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. 196a----

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. 196a— \$1,367.00; 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;

Ralph H. Badu
Ella F. Hickel Estate
Devisees or heirs at law of Ella F. Hickel, deceased.

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. 196a----- \$1,367.00—: 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.~~)

said Tract No. 196a was conveyed to him by Ward Swank, Special Commissioner in the Chancery Cause of Federal Land Bank of Baltimore vs. Ella F. Hickel, et al by deed dated the 14th day of September, 1931; that said deed is hereto attached and prayed to be read as a part hereof.

NAME

P. O. ADDRESS

Ralph H. Badu

Harrisonburg, Virginia

State of Virginia

County of Rockingham, to-wit:

This day personally appeared before me, Ralph H. Badu 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 14th day of September, 1933.

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.

Claim of Ralph H. Bader.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA

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

Petitioner

vs.

No. 1829, at Law

Cassandra Lawson Atkins and others, and
Fifty-Two Thousand Five Hundred Sixty-One
(52,561) 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, and by special leave of said Court, in its order rendered on the 23rd day of December, 1931, asks leave to file this, his answer, to said petition and to said notice.

The name of your petitioner is Ralph H. Bader, owner and attorney, Harrisonburg, Virginia.

The undersigned is the owner in fee of the following tract or parcel of land, with improvements thereon, within the area sought to be condemned, viz,

That certain tract of land, containing 98 acres, 1 rood, 19 poles, situate in Stonewall District, Rockingham County, Virginia, which was conveyed to your petitioner by Ward Swank, Special Commissioner by deed dated September 14, 1931, and recorded in the Clerk's Office of Rockingham County, Virginia, in Deed Book No. 150, at page 180; An office copy of said deed is filed with this petition marked "Exhibit Deed".

Your petitioner further alleges that there are no liens resting against said real estate.

Your petitioner claims that the total value of the tract or

*filed
12/23/31*

parcel of land of which he owns the fee simple title, is \$1,500.00.

Your petitioner's sole requirement in the case is that the Court will protect his rights as the owner. Your petitioner further reserves all rights guaranteed to him by the Condemnation Statute and reserves the right to demand a jury to be impanelled for ultimate determination of the value of said land in the event that a fair allowance be not made by the Commission or Board appointed to view the land and make an award.

Witness my signature this 23rd day of December, 1931.

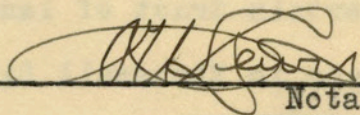
Ralph H. Bader

State of Virginia,

County of Rockingham, to-wit:

The undersigned hereby certifies that Ralph H. Bader, 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 23 day of December, 1931.


Notary Public
1

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA

The State Commission on Conservation and Development

vs.

Cassandra Lawson Atkins and Others

On this, the 14th day of December, 1933, came Ralph H. Bader and on his motion leave is given him to file his application for payment to him of the sum of \$1,367.00, the amount of the award set out in the judgment of condemnation for Tract No. 196a and heretofore paid into Court.

And it appearing to the Court that George W. Hickle, Ernest Hickle and Lulu Hickle, as heirs at law of Ella D. Hickle, deceased, filed an answer in this cause laying claim to the said Tract No. 196a; that subsequent to the filing of said answer the said Tract No. 196a was sold in the chancery cause of Federal Land Bank of Baltimore vs. Ella F. Hickle et al. to the said Ralph H. Bader and that Ward Swank, Special Commissioner, conveyed said Tract No. 196a to said Ralph H. Bader by deed dated September 14, 1931; that, it appearing to the Court, the said Ralph H. Bader is invested with a superior or better right or claim of title in and to the said tract of land No. 196a than any other person or persons 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 said tract No. 196a or to the proceeds arising from the condemnation of said tract No. 196a, and it further appearing to the Court that all taxes due on said tract No. 196a have been paid, upon consideration whereof it is considered and ordered by the Court that said sum of \$1,367.00 paid into Court by petitioner as just compensation for tract No. 196a be paid unto said Ralph H. Bader 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 said Ralph H. Bader the said sum of \$1,367.00, the amount of the award set out in the judgment of condemnation for tract No. 196a, taking from the said Ralph H. Bader a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

Enter:

H.W.B. Judge.

20/46 12/14/33

To whom it may concern:

This is to certify that the taxes for the years 1932 and 1933 on the tract of land containing 98 acres, 1 rood and 19 poles, situated in Stonewall District, Rockingham County, Virginia, and assessed in the name of Ralph H. Bader, have been paid.

Given under my hand this 14th day of December, 1933.

W. P. McHamlin
~~Deputy~~-Treasurer of Rockingham County, Virginia.

To whom it may concern:

This is to certify that the records in my office do not show any delinquent taxes against the tract of mountain land assessed in Stonewall District, Rockingham County, Virginia, as 98 acres, 1 rood and 19 poles, in the name of Ralph H. Bader or Ella P. Hickie.

Given under my hand this 14th day of December, 1933.

Samuel A. Smith
Clerk of the Circuit Court of Rockingham
County, Virginia.

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. 196-a :
Tract No. : Tract No. ;

and described in the report of the Board of Appraisal Commissioners appointed herein and shown, num-
bered, 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. 196-a \$ 1367.00 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;

- George W. Hickle
- Lula A. Hickle
- Ernest D. Hickle
- Ralph Bader
- Ella F. Hickle Estate

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

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

By reason of contribution pledge, obligating the owner, Ella
F. Hickle Estate, to give 2 acres of its land within the Park
Area to the Park Project.

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

Wherefore, your undersigned pray(s) that [he (they) be made a party (parties) herein under the
provisions of Section 21 of the Public Park Condemnation Act, and that] an order be entered for the
distribution of said sum(s) set forth in said judgment in rem as constituting the award(s) for the fee
simple estate in the said tract(s) condemned as aforesaid, and for the payment to the undersigned of the
said award(s) or of as much thereof as the Court may find that the undersigned is (are) entitled to
receive, and which the undersigned aver(s) is as follows: Tract No. 196-a \$ 4.00 : Tract
No. : \$: Tract No. : \$;

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

NAME	P. O. ADDRESS
STATE COMMISSION ON CONSERVATION	
& DEVELOPMENT	
BY <u>Elliott Marshall</u>	

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.

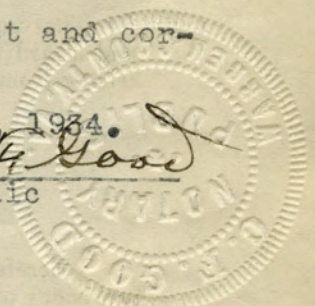
STATE OF VIRGINIA)
COUNTY OF WARREN) SS

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

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

NOTARY PUBLIC Notary Public

My Commission Expires Sep. 8, 1934





JOHN M. PURCELL
TREASURER OF VIRGINIA

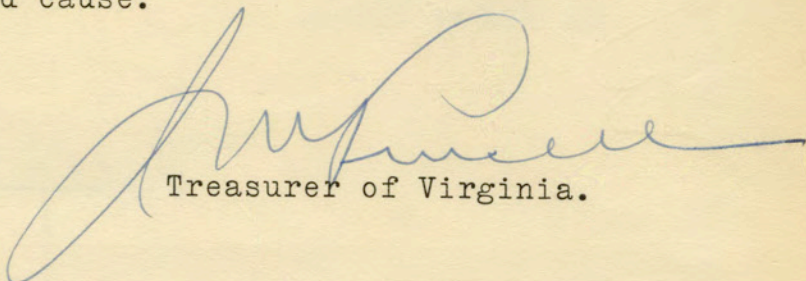
Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

December 18, 1933

This is to certify that I, J. M. Purcell, Treasurer of Virginia have this 18 day of December in accordance with an order of the circuit court of Rockingham County dated 12/14/33 in the cause of the State Commission on Conservation and Development of the State of Virginia vs. Cassandra Lawson Atkins paid to Ralph H. Bader, Harrisonburg, Virginia \$ 1,367.00 being in full settlement of tract # 196-a in the above mentioned cause.


Treasurer of Virginia.



JOHN M. PURCELL
TREASURER OF VIRGINIA

Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

December 18, 1933

Mr. Ralph H. Bader
Harrisonburg, Virginia

Received of J. M. Purcell, Treasurer of
Virginia check in the sum of \$1,367.00 in accordance
with an order of the Circuit Court of Rockingham
County entered on the 14th day of December 1933 and
given in the cause of the State Commission on
Conservation & Development vs. Cassandra Lawson
Atkins and others, being full and complete settle-
ment for tract of land known in the said proceedings
as number 196-a.

Ralph H. Bader

VIRGINIA. IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY.

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

v.

Cassandra Lawson Atkins, et als, defendants.

In Re: Distribution of proceeds of condemnation for tract No. 196-a.

This day came the State Commission on Conservation & Development, by counsel, and moved the Court to enter an order directing the Treasurer of the State of Virginia, to pay to it, out of the proceeds of condemnation of tract No. 196-a, the sum of \$4.00 representing the amount of a certain pledge made by Ella F. Hickle, who claimed to be the owner of said tract, to said State Commission on Conservation & Development, as a contribution for the establishment of Shenandoah National Park, and in support of its said motion, the said Commission exhibited to the Court, its motion in writing setting forth all the facts in relation thereto, which has been heretofore filed herein.

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

*Ent
HWS*

*20
369*

6/20/35