

NAME OF CLAIMANT

#371 - Mundy, Margaret

Number of Acres: 3

Location: In Swift Run Gap at the top of the Blue Ridge.

Roads: On the Spottswood Trail.

Soil: Clay Loam

History of Tract and condition of timber: Until recently this particular area was a tourist camp, was a part of a larger tract. It was considered unfit for agricultural purposes, but was used several years ago as a site for a stave mill. Shortly after construction work was started on the Skyline Drive, the present owner purchased this tract and has partially developed it as a tourist camp.

Improvements

Acreage and value of types:

Types	Acreage	Value per acre	Total Value
Ridge:			
Lot	3 @	\$200.00	\$600.00
Slope:			

Cove:

Grazing Land:

Fields Restocking:

Cultivated Land:

Orchard:

Minerals:

Value of Land: \$ 600.00

Value of Improvements: \$ 4500.00

\$4500.00

Value of Orchard: \$

\$5100.00

Value of Minerals: \$

Value of Fruit: \$

Value of Timber: \$

Value of Wood: \$

Value per acre for tract: \$ 1700.00

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

Geo. W. Pen.

CLERK

County: Rockingham
District: Stonewall

#371 - Margaret E. Mundy

<u>Acreage Claimed:</u>	<u>Assessed:</u>	<u>Deed:</u>
<u>Value Claimed:</u>	<u>Assessed:</u>	<u>Deed:</u>
	<u>AREA: 3 acres</u>	

Location: In Swift Run Gap at the top of the Blue Ridge.

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

Soil: Clay Loam.

Roads: On the Spottswood Trail.

History of tract and condition of timber: Until recently this particular area was a part of a larger tract. It was considered unfit for agricultural purposes but was used several years ago as a site for a stave mill. Shortly after construction work was started on the Skyline Drive, the present owner purchased this tract and has partially developed it as a tourist camp. \$3500.00

Improvements: Hotel or Tea Room: Two story cement block 36x46', solid Foundation, metal roof, 15 rooms including bath rooms and toilets; plastered, electric lighting, and water system. Double porch.
Cottage - One room, frame, 12x14'; solid foundation, composition roof. - - - - - \$200.00
Cottage - Two room, frame, 12x24'; solid foundation, composition roof. - - - - - \$250.00
Spring - - - - - 100.00
\$3850.00

<u>Value of land by types:</u>		<u>Value</u>	<u>Total</u>
<u>Type:</u>	<u>Acreage:</u>	<u>per acre</u>	<u>Value</u>
-	3	\$150.00	\$450.00

Total value of land: - - - - \$450.00
Total value of improvements: - - - \$3850.00
Total value of tract: - - - - \$4300.00

Average value per acre: \$1433.33

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

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

v.

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

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

NOV 9 1932

J. Robert Sautter Clerk

In compliance with the order entered in the
above entitled cause on October 25, 1932, and in response
thereto, your defendant, Margaret E. Mundy, respectfully
states that the tract or parcel of land within the area sought
to be condemned, ownership of which is claimed by her, and
with reference to which he has filed her objections, is the
same tract or parcel which was found by the Appraisal Com-
missioners to be land owned by her, being tract No. 371, as
shown and delineated on the map filed with the report and
exhibits thereto attached made by said Commissioners.

Margaret E. Mundy

D. W. Eason

Counsel

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

APR 11 1932

[Signature]
Clerk

Claim of Margaret E. Mundy
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. Margaret E. Mundy

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 Margaret E. Mundy
My post office address is Elkton, 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 3 acres, on which there are the following buildings and improvements: a brand new large eleven-room stone building, with bath; 3 brand new completely finished cottages

This land is located about six 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 John K. Haney
South Gillian Baugher
East H. W. Wyant
West Snapp, R. J.

I acquired my right, title, estate or interest to this property about the year 1931 in the following manner:

By deed from Elsie B. Baugher, et als bearing date Dec. 3, 1931, and by deed from J. K. Haney and wife of date Dec. 3, 1931.

I claim that the total value of this tract or parcel of land with the improvements thereon is \$30,000.00. 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 \$ 30,000.00.

I am the owner of no 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: This property is situate on the top or summit of the Blue Ridge Mountain at the intersection of the Skyland Trail and Spotswood Trail, is unusually well located, and is watered by five never-failing springs.

(Continue remarks if necessary on the back).

Witness my signature (or my name and mark attached hereto) this 30th day of March, 1932. *[Signature: Margaret E. Mundy]*

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

The undersigned hereby certifies that Margaret E. Mundy 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 30th day of March, 1932.

[Signature: Pauline M. Andrews]
Clerk of the Court, or Special Investigator or Notary Public, or Justice of the Peace.



JOHN M. PURCELL
TREASURER OF VIRGINIA

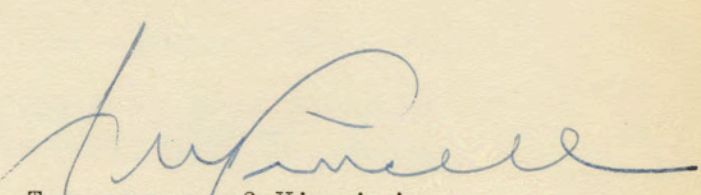
Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

May 28, 1934

This is to certify that I, J. M. Purcell, Treasurer of Virginia have this 28 day of May in accordance with an order of the circuit court of Rockingham County dated 5/25/34 in the cause of the State Commission on Conservation and Development of the State of Virginia vs. Cassandra Lawson Atkins paid to John T. Harris and D. W. Earman, Attorneys for Margaret E. Mundy \$1,025.41 being in full settlement of tract # 371 in the above mentioned cause.


Treasurer of Virginia.



JOHN M. PURCELL
TREASURER OF VIRGINIA

Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

May 28, 1934

John T. Harris and D. W. Earman, Attorneys for
Margaret E. Mundy

Received of J. M. Purcell, Treasurer of
Virginia, the sum of \$ 1,025.41, in accordance
with an order of the Circuit Court of the county
of Rockingham entered on the 26th 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 # 371, *check pay-*
able to the undersigned

John T. Harris
D. W. Earman

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



JOHN M. PURCELL
TREASURER OF VIRGINIA

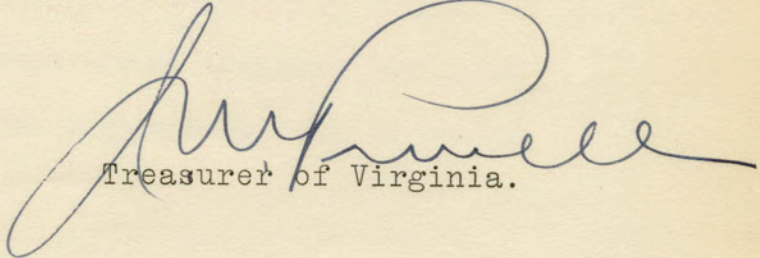
Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

May 28, 1934

This is to certify that I, J. M. Purcell, Treasurer
of Virginia have this 28 day of May in accordance
with an order of the circuit court of Rockingham County
dated 5/26/34 in the cause of the State Commission
on Conservation and Development of the State of Virginia
vs. Cassadnra Lawson Atkins and Others
paid to Virginia M. Ritchie
\$ 523.75 being in full settlement of tract # 371
in the above mentioned cause.


Treasurer of Virginia.



JOHN M. PURCELL
TREASURER OF VIRGINIA

Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

May 28, 1934

Virginia M. Ritchie

Received of J. M. Purcell, Treasurer of
Virginia, the sum of \$ 523.75, in accordance
with an order of the Circuit Court of the county
of Rockingham entered on the 26th 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 # 371.

Virginia M. Ritchie

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



JOHN M. PURCELL
TREASURER OF VIRGINIA

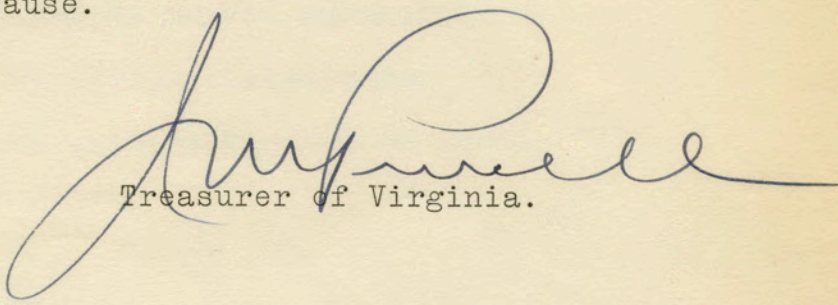
Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

May 28, 1934

This is to certify that I, J. M. Purcell, Treasurer
of Virginia have this 28 day of May in accordance
with an order of the circuit court of Rockingham County
dated 5/26/34 in the cause of the State Commission
on Conservation and Development of the State of Virginia
vs. Cassandra Lawson Atkins and others
paid to D. W. Earman, Executor of S. F. Bonts, deceased
\$ 517.75 being in full settlement of tract # 371
in the above mentioned cause.


Treasurer of Virginia.



JOHN M. PURCELL
TREASURER OF VIRGINIA

Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

May 28, 1934

D. W. Earman, Executor of S. F. Bonts, Deceased

Received of J. M. Purcell, Treasurer of Virginia, the sum of \$ 517.75, in accordance with an order of the Circuit Court of the county of Rockingham entered on the 26th 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 # 371.

D. W. Earman, Executor
S. F. Bonts, deceased

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



JOHN M. PURCELL
TREASURER OF VIRGINIA

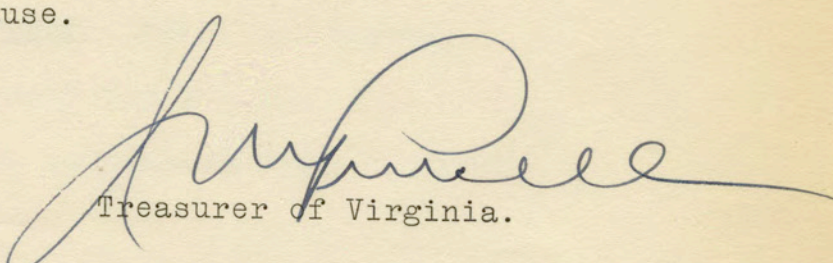
Commonwealth of Virginia

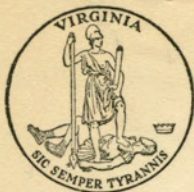
TREASURER'S OFFICE

RICHMOND, VA.

May 28, 1934

This is to certify that I, J. M. Purcell, Treasurer of Virginia have this 28 day of May in accordance with an order of the circuit court of Rockingham County dated 5/26/34 in the cause of the State Commission on Conservation and Development of the State of Virginia vs. Cassandra Lawson Atkins and others paid to Annie L. Huffman \$ 1,567.50 being in full settlement of tract # 371 in the above mentioned cause.


Treasurer of Virginia.



JOHN M. PURCELL
TREASURER OF VIRGINIA

Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

May 28, 1934

Annie L. Huffman

Received of J. M. Purcell, Treasurer of
Virginia, the sum of \$ 1,567.50, in accordance
with an order of the Circuit Court of the county
of Rockingham entered on the 26th 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 # 371.

Annie L. Huffman

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



JOHN M. PURCELL
TREASURER OF VIRGINIA

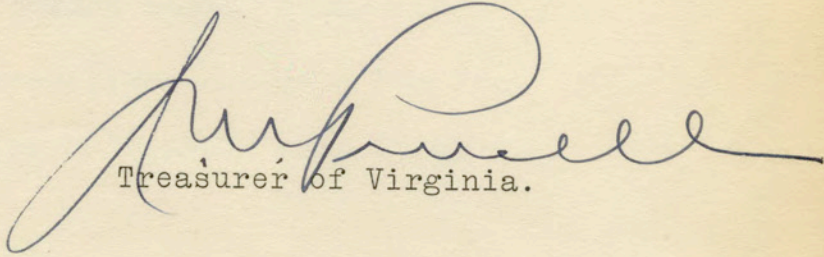
Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

May 28, 1934

This is to certify that I, J. M. Purcell, Treasurer
of Virginia have this 28 day of May in accordance
with an order of the circuit court of Rockingham County
dated 5/26/34 in the cause of the State Commission
on Conservation and Development of the State of Virginia
vs. Cassandra Lawson Atkins and others
paid to E. G. Wiener
\$ 1,855.88 being in full settlement of tract # 371
in the above mentioned cause.


Treasurer of Virginia.



JOHN M. PURCELL
TREASURER OF VIRGINIA

Commonwealth of Virginia

TREASURER'S OFFICE

RICHMOND, VA.

May 28, 1934

E. G. Wiener

Received of J. M. Purcell, Treasurer of Virginia, the sum of \$ 1,855.88, in accordance with an order of the Circuit Court of the county of Rockingham entered on the 26th 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 # 371.

E. G. Wiener

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

No. 371

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

STATEMENT

OF

)

D. W. Earman, p.q.

MARGARET E. MUNDY

Filed 8/28/33

STATEMENT OF COSTS, POSTAGE, ETC.:

THE STATE COMMISSION ON CONSERVATION AND DEVELOPMENT OF VIRGINIA

vs.

CASSANDRA LAWSON ADKINS, ET ALS, and 3 acres of land in Rockingham County, Virginia.

No. 371 at Law

Statement of Margaret E. Mundy, owner.

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

(Arbitration)

AUG 28 1933

J. Robert Switzer Clerk

I, Margaret E. Mundy, am the sole owner in fee simple of a certain tract of land, consisting of three acres, more or less, shown on the County Ownership Map filed in the condemnation proceedings as No. 371. This tract of land is situate on either side of the Spotswood Trail in Rockingham County, Virginia at a point only a few feet away from where said Trail intersects with the famous Skyland Trail, is improved by brand new modern fifteen-room hotel and three tourist cottages, that said real estate is watered by four never-failing springs, and is unusually well located as a business site; that my estimate of the value of said property is as follows:

To actual cost of hotel and 3 cottages	\$10,282.90
" value of land, three acres more or less	1,000.00
" value of land on account of its location for business purposes, Hotel site, filling station site, etc.	<u>14,000.00</u>
Total	\$25,282.90

P. W. Tamm
Counsel

Margaret E. Mundy

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, Margaret E. Mundy, who made oath that the facts set out in the foregoing statement are true to the best of her knowledge and belief.

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

Pauline M. Andrews
Notary Public

My commission expires March 7, 1936.

STATE COMMISSION ON CONSERVA-
TION & DEVELOPMENT OF VIRGINIA

vs.

CASSANDRA LAWSON ADKINS, et
als and 3 acres more or less
of land in Rockingham County
Virginia

No. 371 at Law

Statement of Margaret E Mundy

LAW OFFICES OF
D. WAMPLER EARMAN
HARRISONBURG, VA.
COMMONWEALTH'S ATTORNEY

LAW OFFICES
D. WAMPLER EARMAN
HARRISONBURG, VA.
COMMONWEALTH'S ATTORNEY

August 28, 1933

Hon. Phillip Williams, Chairman
Land Tract Board of Arbitration
Winchester, Virginia

Dear Sir:

This is to advise you that D. W. Earman is
my attorney in the matter of the condemnation of
three acres of land, No. 371 at law, in the matter of
the State Commission of Conservation and Development
of the State of Virginia against ³~~75~~ acres of land
situate in Rockingham County, Virginia.

Very truly yours,

Margaret E Mundy

MUNDY, MARGARET E.
371
ROCKINGHAM COUNTY

Filed in the Clerk's Office
Rockingham County, Va.
SEP 9 1933

Robert L. Smith 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: Mundy, Margaret E.

ORIGINAL CLAIM: Acreage 3 : Value \$30,000.00 : Inc.Damages, None

VALUE PLACED ON TRACT BY PETITIONER'S APPRAISERS:

<u>TRACT NO.</u>	<u>VALUE</u>	<u>INCIDENTAL DAMAGES</u>
371	\$4,300.00	None

BOARD OF APPRAISAL COMMISSIONERS FINDINGS:

MAP NUMBER OF TRACT: 371

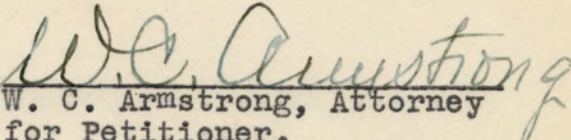
VALUE OF TRACT:

<u>TRACT NO.</u>	<u>VALUE</u>	<u>INCIDENTAL DAMAGES</u>
371	\$5,100.00	None

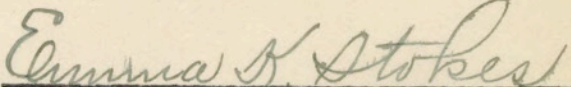
The basic differences between Petitioner and this exceptant are as to the classification and value of the land, and improvements, and buildings.

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 references to this case, and not as set forth in the 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.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

STATE COMMISSION ON CONSERVATION AND
DEVELOPMENT OF THE STATE OF VIRGINIA

v.

MARGARET MUNDY and three acres of land
and improvements in Rockingham County.

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

SEP 12 1932

J. Robert Smith Clerk

On motion of Margaret Mundy, praying said court to disapprove and to decline to accept the finding of the Board of Appraisal Commissioners heretofore appointed by said court in the above matter, wherein said board reported under No. 371 of their findings as filed in the Clerk's Office of said court, that the three acres of land, with the improvements thereon, found by said board to be the property of the moveant was valued at only \$5100.00.

The grounds of said motion are as follows:

1st: That the price for said land and improvements is manifestly inadequate as more fully appears from the affidavits attached hereto, which are asked to be read in support of these exceptions.

2nd: That the finding of said Board was based upon a mistake of law as to the nature and effect of the evidence produced before said Board by the above named party.

3rd: That the finding of said Board is apparently from the statements contained in its report based upon the physical character of the land alone, without taking into consideration or at least without giving any effect in its final decision to the income producing capacity of the property, all of which will more readily appear from the affidavits attached hereto, which are asked to be read in support of these exceptions.

Margaret Mundy
By Counsel

D.W. Tamm
Counsel

In the Circuit Court of Rockingham County, Virginia.

State Commission on Conservation and
Development of the State of Virginia

v.

Margaret Mundy and three acres of land
with improvements thereon, in Rocking-
ham County.

Affidavit of Dr. F. J. Miller to be read in
connection with the motion filed by Margaret Mundy to have the
findings of the Board of Appraisal Commissioners disapproved
in connection with its finding No. 371.

STATE OF VIRGINIA

CITY OF HARRISONBURG, to-wit:

F. J. Miller this day personally appeared before
me, Pauline L. Hulvey, a notary public in and for the city
and state aforesaid, in my city aforesaid, and being duly sworn
deposes and says:

That I am a practicing physician and farmer;
that I am familiar with the land owned by Margaret Mundy, con-
sisting of three acres, improved by a hotel and other build-
ings, which the Government is seeking to condemn; that I have
visited this property recently on four occasions, have gone
over the hotel, and taking into consideration the business site
and location of this property, it is, in my opinion, worth, at
a conservative estimate today \$25,000.00.

F. J. Miller M.D.

Subscribed and sworn to before me this 12th day
of September 1932.

Pauline L. Hulvey
Notary Public

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

STATE COMMISSION ON CONSERVATION AND
DEVELOPMENT OF THE STATE OF VIRGINIA

v.

MARGARET MUNDY and three acres of land
and improvements in Rockingham County.

Affidavit of Marvin Mundy to be read in connection with the motion
filed by Margaret Mundy to have the findings of the Board of Appraisal Commis-
sioners disapproved in connection with its finding No. 371.

STATE OF VIRGINIA,

CITY OF HARRISONBURG, to-wit:

Marvin Munday this day personally appeared before me, Pauline L.
Hulvey, a notary public in and for the City and State aforesaid, in my city
aforesaid, and being duly sworn, deposes and says:

That I am the husband of Margaret Mundy, the owner of the three acre
tract of land improved by a hotel and other buildings, situate on the summit of
the Blue Ridge Mountain in Rockingham County, Virginia, and reported by the Board
of Appraisal Commissioners in the above entitled matter under their finding No.
371.

That the tract of land above referred to is situate on either side
of the Spotswood Trail at a point only a few feet away from where said trail in-
tersects with the famous Skyland Trail and is an unusually valuable tract of land
because it is ideally located as a business site; that it is forty-two miles from
this land to where the Lee Highway intersects the said Skyland Trail, the said Lee
Highway being the nearest road to the Spotswood Trail that crosses the Blue Ridge
Mountains; that said land is improved by a brand new modern fifteen-room hotel,
and tourist cottages; that said real estate is well watered by four never-failing
springs; that this is the only water on said mountains within a radius of a mile,
with the exception of one or two other springs.

The aforesaid land being condemned in this cause is income producing

property; that I live in the hotel on it with my family, it is not for sale, and I hereby request that the same be omitted from the contemplated park area. The actual value of this property, in my opinion, is not less than \$25,000.00.

Marrin Mundy

Subscribed and sworn to before me this 12th day of September,

1932.

Pauline L. Hulvey
NOTARY PUBLIC

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

STATE COMMISSION ON CONSERVATION AND
DEVELOPMENT OF THE STATE OF VIRGINIA

v.

MARGARET MUNDY and three acres of land
and improvements in Rockingham County.

Affidavit of Margaret Mundy to be read in connection with the motion
filed by her to have the findings of the Board of Appraisal Commissioners disap-
proved in connection with its finding No. 371.

STATE OF VIRGINIA,

CITY OF HARRISONBURG, to-wit:

Margaret Mundy this day personally appeared before me, Pauline L.
Hulvey, a notary public in and for the City and State aforesaid, in my city afore-
said, and being duly sworn, deposes and says:

That I am the owner of the three acre tract of land improved by a ho-
tel and other buildings, situate on the summit of the Blue Ridge Mountain in Rock-
ingham County, Virginia, and reported by the Board of Appraisal Commissioners in
the above entitled matter under their finding No. 371.

That the tract of land above referred to is situate on either side of
the Spotswood Trail at a point only a few feet away from where said trail inter-
sects with the famous Skyland Trail and is an unusually valuable tract of land be-
cause it is ideally located as a business site; that it is forty-two miles from
this land to where the Lee Highway intersects the said Skyland Trail, the said Lee
Highway being the nearest road to the Spotswood Trail that crosses the Blue Ridge
Mountains; that said land is improved by a brand new modern fifteen-room hotel, and
tourist cottages; that said real estate is well watered by four never-failing
springs; that this is the only water on said mountains within a radius of a mile,
with the exception of one or two other springs.

The aforesaid land being condemned in this cause is income producing
property; that I live in the hotel on it with my family, it is not for sale, and I
hereby request that the same be omitted from the contemplated park area. The act-

ual value of this property, in my opinion, is not less than \$25,000.00.

Margaret Mundy

Subscribed and sworn to before me this 12th day of September,
1932.

Pauline L. Halvey
NOTARY PUBLIC

THE COMMONWEALTH OF VIRGINIA:

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

Handwritten: Miller & O. M. Masters
You are hereby commanded to summon Dr. F. J. Miller and *Carl J. Frank* O. M. Masters, to appear before the Board of Arbitrators, at the Court House of Rockingham County, Virginia, on Wednesday, the 10th day of January, 1934, at 10 a. m., to testify and the truth to say on behalf of the Defendant in the condemnation proceedings of State Commission on Conservation and Development of the State of Virginia v. Margaret E. Mundy. *Handwritten: 10 3 10*

And have then and there this writ.

IN WITNESS WHEREOF, I hereunto set my hand, and Clerk of the Circuit Court of Rockingham County, Virginia, at the Court House thereof, this, the 6th day of January, 1934, and in the 158th year of the Commonwealth.

J. Robert K. Smith, Clerk.
By Margie Bowers, D.C.

Jan 8 - 1934
executed by delivering a true Copy of the

within Summons to

Carl J. Frank Dr. F. J. Miller & O. M. Masters

In person.

THE COMMONWEALTH OF VIRGINIA:

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

You are hereby commanded to summon Dr. F. J.

Miller and O. M. Masters, to appear before the Board of Arbitrators, at the Court House of Rockingham County, Virginia, on Wednesday, the 10th day of January, 1934, at 10 a. m., to testify and the trial to say on behalf of the Defendant in the condemnation proceedings of State Commission on Conservation and Development of the State of Virginia v. Margaret E. Mundy.

And have then and there this writ.

IN WITNESS WHEREOF, I hereunto set my hand, and Clerk of the Circuit Court of Rockingham County, Virginia, at the Court House thereof, this, the 6th day of January, 1934, and in the 158th year of the Commonwealth.

Clerk.

executed by delivering a true copy of the

within summons to

in person.

State Commission on Conservation & Development

Margaret E. Mundy

M. E. Mundy

Jan 8 - 1934

O. M. Masters & F. J. Miller

1934
Jan 10

THE COMMONWEALTH OF VIRGINIA:

TO THE SHERIFF OF PAGE COUNTY, GREETING:

[Handwritten signature]

25. 10

IN WITNESS WHEREOF, I hereunto set my hand,
as Clerk of the Circuit Court of Rockingham County, Virginia,
at the Court House thereof, this, the 6th day of January, 1934,
and in the 158th year of the Commonwealth.

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

Executed in the County of Page.
by delivering a true copy of the within
affidavit in writing upon
J. B. Hockman in person.

Shiff Fee 50.00, This 9 day of Jan 1934.
L. L. H. Shiff Page Co.

THE COMMONWEALTH OF VIRGINIA:

TO THE SHERIFF OF PAGE COUNTY, GREETING:

You are hereby commanded to summon J. B. Hockman
to appear before the Board of Arbitrators, at the Court House of
Rockingham County, Virginia, on Wednesday, the 10th day of Jan-
uary, 1934, at 10 a. m., to testify and the truth to say on
behalf of the Defendant in the condemnation proceedings of
State Commission on Conservation and Development of the State
of Virginia. Margaret E. Mundy.

And have then and there this writ.

IN WITNESS WHEREOF, I herewith set my hand,
as Clerk of the Circuit Court of Rockingham County, Virginia,
at the Court House thereof, this, the 6th day of January, 1934,
and in the 158th year of the Commonwealth.

Clerk.

Robert J. Hockman
of Page County, Virginia.

State Commission on
Conservation & Development
Margaret E. Mundy

1934
Jan. 10

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

STATE COMMISSION ON CONSERVATION
AND DEVELOPMENT OF VIRGINIA

Petitioner

v. At Law No. 1829

CASSANDRA LAWSON ATKINS AND OTHERS

Defendants

On this 26 day of May, 1934, came Margaret E. Mundy, and on her motion leave is given her to file her application for disbursement of the sum of Fifty-four Hundred Ninety Dollars and Twenty-nine Cents (\$5490.29), the amount of the award fixed by the Arbitration Board set out in the judgment of condemnation of Tract No. 371 and heretofore paid into Court.

And likewise came Annie L. Huffman, Virginia M. Ritchie, D. W. Earman, Executor of S. F. Bonts, Deceased, and E. G. Wiener, who ask permission to file their answer to said application, which is accordingly done.

And it appears to the Court that Margaret E. Mundy is invested with a superior or better right of claim or title in and to said tract of land No. 371 than any other person or persons; that the taxes due on said Tract No. 371 have been paid, and that the interest of said Margaret E. Mundy in said tract of land is subject to the liens of certain deeds of trust in favor of Annie L. Huffman, Virginia M. Ritchie, D. W. Earman, Executor of S. F. Bonts, Deceased, and E. G. Wiener, they being the holders of bonds for the Forty-three Hundred Ten Dollars and Sixty-two Cents (\$4310.62) thereby secured;

Upon consideration whereof it is considered and ordered by the Court that said Fifty-four Hundred Ninety Dollars and Twenty-nine Cents (\$5490.29) paid into Court by petitioner as just compensation for Tract No. 371 be disbursed as follows:

1. To Annie L. Huffman Fifteen Hundred Sixty-seven Dollars and Fifty Cents (\$1567.50), \$1500.00 being principal amount of bonds held by her, and \$67.50 being interest on two of said bonds from

2.

August 15, 1933 to June 1, 1934, and the other bond from October 2, 1933 to June 2, 1933;

2. To Virginia M. Ritchie Five Hundred Twenty-three Dollars and Seventy-five Cents (\$523.75). \$500.00 being principal amount of bond held by her, and \$23.75 being interest on said bond from August 15, 1933 to June 1, 1934;

3. To D. W. Earman, Executor of S. F. Bonts, Deceased, Five Hundred Seventeen Dollars and Seventy-five Cents (\$517.75), \$500.00 being principal amount of bond held by him, and \$17.75 being interest on said bond from November 2, 1933 to June 2, 1934;

4. To E. G. Wiener the sum of Eighteen Hundred Fifty-five Dollars and Eighty-eight Cents (\$1855.88), \$1810.62 being principal amount of bond held by him, and \$45.26 being interest on said bond from December 29, 1933 to May 29, 1934; and

5. The balance of said award, One Thousand Twenty-five Dollars and Forty-one Cents (\$1025.41) to be paid to John T. Harris and D. W. Earman, Attorneys for Margaret E. Mundy.

And the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall disburse this sum of Fifty-four Hundred Ninety Dollars and Twenty-nine Cents (\$5490.29) as above set out, taking from Annie L. Huffman, Virginia M. Ritchie, D. W. Earman, Executor of S. F. Bonts, E. G. Wiener, and John T. Harris and D. W. Earman, Attorneys for Margaret E. Mundy, receipts for the amounts paid them, and certify such payment to the Clerk of this Court for appropriate entry thereof as required by law.

Enter:

AWB

Judge

20
1932

Circuit Court of Rockingham County
Harrisonburg, Virginia

HON. H. W. BERTRAM
JUDGE
J. ROBERT SWITZER
CLERK

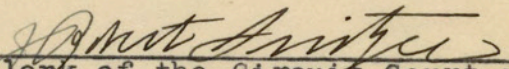
DEPUTIES
W. EDGAR SIPE
MARGIE BOWERS
MARGARET BRANUM

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 2 acres 3 roods and 39 poles of land in Stonewall District, Rockingham County, Virginia, assessed in the name of Margaret E. Mundy.

Given under my hand this 25th day of May,
1934.


Clerk of the Circuit Court of
Rockingham County, Virginia.

_____, O. K.
Attorney

M. H. HARRISON

TREASURER OF ROCKINGHAM COUNTY

HARRISONBURG, VIRGINIA

May 24th, 1934

To Whom It May Concern:-

I hereby certify that the records
of my office show that Margaret E. Mundy has paid the taxes
year *that certain part of land consisting of*
for the 1933 on ~~a tract,~~ and 2 acres, 3 rods and 39 poles,
~~of land~~, situate in Stonewall District, County of Rockingham.

All taxes prior to that time, if any unpaid, are a matter
record
of ~~in~~ the Clerks Office of ~~said~~ county.

Given under my hand this 24th day of
May 1934.

M. H. Harrison

Treasurer of Rockingham County.

"EX. CERTIFICATE NO. 1."

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

STATE COMMISSION ON CONSERVATION
AND DEVELOPMENT OF VIRGINIA

Petitioner

v. At Law No. 1829

CASSANDRA LAWSON ATKINS AND OTHERS

Defendants

The joint and separate answers of Annie L. Huffman, Virginia M. Ritchie, D. W. Earman, Executor S. F. Bonts, Deceased, and E. G. Wiener to a petition filed in this cause in the Circuit Court of Rockingham County, Virginia by Margaret E. Mundy.

These respondents for answer to said petition, or to so much thereof as they are advised it is material for them to answer, answer and say:

That it is true that petitioner conveyed the real estate more fully set out in said petition situate on the Blue Ridge Mountain in Rockingham County, Virginia, known and designated on the map of the Park lands as Tract No. 371 to D. W. Earman, Trustee, by the following described deeds of trust to secure the indebtedness therein set forth:

1. Deed of trust bearing date February 15, 1932 recorded in the Rockingham County Clerk's Office in Deed Book 151, page 319 securing the payment of three Homestead Waiver bonds in the sum of Five Hundred Dollars (\$500.00) each, bearing date February 15, 1932, due and payable three years after date to Margaret E. Mundy and Marvin Mundy, and by them endorsed, two of which said bonds are now being held by your respondent, Annie L. Huffman, and the other bond now being held by respondent Virginia M. Ritchie, on which said bonds interest is due from August 15, 1933.

2. Deed of trust dated April 2, 1932 recorded in the said Clerk's Office in Deed Book 151, page 514, securing the payment of a certain Homestead Waiver bond in the sum of Five Hundred Dollars (\$500.00) dated April 2, 1932, due and payable to Margaret E. Mundy

and M. Mundy, and by them endorsed, and now held and owned by your said respondent, Annie L. Huffman, which bond matured one year from its date, and on which interest is due from October 2, 1933.

3. Deed of trust dated November 4, 1932, recorded in the aforesaid Clerk's Office in Deed Book 153, page 346, securing the payment of a certain Homestead Waiver bond in the sum of Five Hundred Dollars (\$500.00) dated November 4, 1932 due and payable one year after date to bearer, which said bond is now held and owned by your respondent D. W. Earman, Executor of S. F. Bonts, Deceased, on which said bond interest is due from November 4, 1933.

4. Deed of trust dated December 29, 1933 recorded in said Clerk's Office in Deed Book 156, page 257 securing the payment of a certain Homestead Waiver bond in the sum of Eighteen Hundred Ten Dollars and Sixty-two Cents (\$1810.62), with interest from December 29, 1933 due and payable to your respondent E. G. Wiener, or order, one year after date, on which said bond interest is due from December 29, 1933.

Your respondents join in the prayer of said petition for the distribution of said fund as set out therein; and they will ever pray, etc.

Annie L. Huffman

Virginia M. Ritchie

D. W. Earman, Ex'r

S. F. Bonts, de'd.

E. G. Wiener

By counsel

John T. Harris
D. W. Earman
Counsel

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

STATE COMMISSION ON CONSERVATION
AND DEVELOPMENT OF VIRGINIA

Petitioner

v. At Law No. 1829

CASSANDRA LAWSON ATKINS AND OTHERS

Defendants

TO THE HON. H. W. BERTRAM, JUDGE OF SAID COURT:

Your petitioner, Margaret E. Mundy, respectfully represents:

That a judgment in rem has heretofore been entered in this proceeding condemning to the use of petitioner the fee simple estate in a tract of land formerly the property of your petitioner, situate in the Blue Ridge Mountain in the eastern portion of Stonewall District, Rockingham County, Virginia, which tract is described in the report of the Board of Appraisal Commissioners appointed herein, and shown, numbered, and delineated on the County Ownership Map filed herewith as Tract No. 371 at the price of Fifty-four Hundred Ninety Dollars and Twenty-nine Cents (\$5490.29).

Your petitioner further shows to the Court that all taxes on said property have been paid to and including the year 1933, and she herewith files certificates to that effect from M. H. Harrison, Treasurer of Rockingham County, Virginia, and J. Robert Switzer, Clerk of the Circuit Court of said County, which certificates are marked "Ex. Certificate No. 1" and "Ex. Certificate No. 2", respectively, and the same are prayed to be read as a part hereof.

Your petitioner further shows to the Court that there are four liens on said property, which are deed of trust liens, to secure the payment of the following debts:

1. Deed of trust executed by Margaret E. Mundy and Marvin Mundy, her husband, dated February 15, 1932 to D. W. Earman, Trustee, recorded in the Clerk's Office of Rockingham County, Virginia in Deed Book 151, page 319, securing the payment of three Homestead

Waiver bonds in the sum of Five Hundred Dollars (\$500.00) each, bearing date February 15, 1932 due and payable three years after date to Margaret E. Mundy and Marvin Mundy, and by them endorsed, two of said bonds now being held and owned by Annie L. Huffman and the other bond now being held and owned by Virginia M. Ritchie, on which said bonds interest is due from August 15, 1933.

2. Deed of trust executed by the aforesaid Mundys to D. W. Earman, Trustee, dated April 2, 1932, recorded in the aforesaid Clerk's Office in Deed Book 151, page 514, securing the payment of a certain Homestead Waiver bond in the sum of Five Hundred Dollars (\$500.00) dated April 2, 1932, due and payable to Margaret E. Mundy and M. Mundy, and by them endorsed, and now held and owned by said Annie L. Huffman, which said bond fell due in one year from date and on which interest is due from October 2, 1933.

3. Deed of trust executed by said Mundys to said D. W. Earman, Trustee, bearing date November 4, 1932 recorded in the aforesaid Clerk's Office in Deed Book 153, page 346, securing the payment of a certain Homestead Waiver bond in the sum of Five Hundred Dollars (\$500.00) dated November 4, 1932 payable to bearer one year after date, which said bond is now held and owned by D. W. Earman, Executor of S. F. Bonts, deceased, on which said bond interest is due from November 4, 1933.

4. Deed of trust executed by said Mundys to said Earman, Trustee, dated December 29, 1933, recorded in said Clerk's Office in Deed Book 156, page 257, securing the payment of a certain Homestead Waiver bond in the sum of Eighteen Hundred Ten Dollars and Sixty-two Cents (\$1810.62), with interest from December 29, 1933 due and payable to E. G. Wiener, or order, one year after date.

The original deeds of trust are herewith filed marked "Exhibits Deeds of Trust Nos. 1, 2, 3, and 4," respectively, and the same are prayed to be read as a part hereof.

That no other person or persons than your petitioner and

3.

the parties holding said obligations above referred to, namely, Annie L. Huffman, Virginia M. Ritchie, D. W. Earman, Executor of S. F. Bonts, deceased, and E. G. Wiener, are entitled to share in said award.

WHEREFORE, your petitioner prays that she may be made a party herein and be allowed to file her petition in these proceedings; that the said Annie L. Huffman, Virginia M. Ritchie, D. W. Earman, Executor of S. F. Bonts, deceased, and E. G. Wiener may be made parties defendant to this petition and be required to answer the same, answer under oath being waived; that an order may be entered in this proceeding for the distribution of said award, and that your petitioner may have such other and further relief as the nature of the case may require.

Margaret E. Mundy

STATE OF VIRGINIA,

CITY OF HARRISONBURG, to-wit:

This day Margaret E. Mundy, the petitioner in the above entitled matter, personally appeared before me, Pauline M. Andrus, a notary public in and for the city and state aforesaid, in my city aforesaid, and being duly affirmed, deposes and says:

That I am the petitioner in the above entitled matter. I am acquainted with the contents of the above petition, and do hereby state that the matters of fact therein set forth are true, to the best of my knowledge and belief.

Margaret E. Mundy

Subscribed and sworn to before me
this 24th day of May, 1934.

Pauline M. Andrus
Notary Public

THIS DEED made this 15th day of February, 1932 by and between Margaret E. Mundy and M. Mundy, her husband, parties of the first part, and D. W. Earman, Trustee, party of the second part,

W I T N E S S E T H :

That for and in consideration of the sum of FIVE DOLLARS (\$5.00) cash in hand paid by the party of the second part to the parties of the first part, the receipt whereof is hereby acknowledged, and upon the trust hereinafter declared, they, the said parties of the first part, do hereby grant and convey with general warranty of title unto the said D. W. Earman, Trustee, party of the second part, the following two adjoining tracts of real estate, situate on the Spotswood Trail, in Rockingham County, Virginia, and more particularly described as follows:

FIRST TRACT: All that certain tract or parcel of land situate near the crest of the Blue Ridge Mountains at Fern Hill, in Rockingham County, Virginia, a short distance west of the Green County line, consisting of 2.994 acres of land, lying on the west of the top of the said Mountains, divided by the Spotswood Trail, adjoining the lands of R. J. Snapp, J. K. Haney, and Baugher, together with the improvements thereon and appurtenances thereunto belonging, said real estate being the same conveyed to this grantor, Margaret E. Mundy, by Elsie B. Baugher, et als, by deed bearing date December 3, 1931, duly of record in the Clerk's Office of Rockingham County in Deed Book 151, page 257, to which said deed and plat attached thereto reference is hereby expressly made for a further description of said real estate.

SECOND TRACT: All that certain small tract or parcel of land, lying on the west side of the Blue Ridge Mountains at Fern Hill, Rockingham County, Virginia, a short distance west of the Green County line on the south side of the Spotswood Trail, and bounded on the north by the said Spotswood Trail and on the west by other lands of the grantor herein, and being the same real

"EXHIBIT DEED OF TRUST No. 1."

estate conveyed to Margaret E. Mundy by J. K. Haney and wife by deed bearing date December 3, 1931, duly of record in the aforesaid clerk's office in Deed Book 151, page 291, to which said deed, as well as to the aforesaid plat recorded in said clerk's office, reference is hereby made for further and more particular description of said real estate.

IN TRUST NEVERTHELESS to secure the payment of the principal sum of FIFTEEN HUNDRED DOLLARS (\$1500.00), and all interest hereafter accruing on same, which said principal sum is evidenced by three certain Homestead Waiver bonds of even date herewith executed by Margaret E. Mundy and M. Mundy due and payable to themselves (Margaret E. Mundy and M. Mundy), or order, three years after date, said bonds bearing interest from date at the rate of six per cent per annum, interest payable semi-annually. The right is reserved to anticipate maturity of bonds after 1 year. Insurance required Fifteen Hundred Dollars (\$1500.00)

It is understood and agreed between the parties hereto that if there shall be any default in the payment of said bond, or in the payment of any semi-annual instalment of interest thereon when due, or failure to keep the property insured, as agreed upon, then the total debt herein secured shall become due and payable at once, and the Trustee herein upon the written request of the holders of said bonds, or either of them, so to do, shall proceed to execute this trust in accordance with Section 5167 of the Code of Virginia, 1919 Edition, and the Acts amendatory thereto.

It is understood and agreed also between the parties hereto that in the event the Trustee herein advertises for sale the property herein conveyed agreeable to the terms hereof and payment or assignment is made of the indebtedness herein secured on or before the day of sale, or the Trustee directed not to make such sale, and the sale is not made, then there shall be paid to the said Trustee for his services as aforesaid a sum equivalent to two per cent of the indebtedness owing, unpaid, and secured hereunder at the time he advertises the said property for sale.

Witness the following signatures and seals.

Margaret E. Mundy (SEAL)

M. Mundy (SEAL)

VIRGINIA, City of Harrisonburg, to-wit:

I, Pauline M. Andrus, a notary public in and for the city and State aforesaid, whose commission expires March 7, 1932, do certify that Margaret E. Mundy and M. Mundy, her husband, whose names are signed to the foregoing deed bearing date February 15, 1932, have acknowledged the same before me in my said city.

Given under my hand this 15th day of February, 1932.

Pauline M. Andrus
N. P.

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

Trust was this day presented in the office aforesaid and is together with the certificate of acknowledgment annexed, admitted to record this 15th day of Feb. 1932 3:55 P.M.

Teste: Robert Smith Clerk

MARGARET E MUNDY & HUSBAND

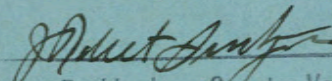
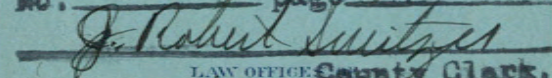
TO)

D W EARMAN TRUSTEE

DEED OF TRUST

Tax \$ 1.80 Fees \$ 1.60
Transfer \$ X Total \$ 3.40

Admitted FEB 16 1932 3:55 PM


Clerk
Rockingham County, Va.HARRISONBURG, Va., Feb. 16 1932Recorded in Deed BookNo. 157 page 319 M
LAW OFFICE County Clerk,

D. WAMPLER EARMAN

HARRISONBURG, VA.
COMMONWEALTH'S ATTORNEY

THIS DEED made this 2d day of April, 1932, by and between Margaret E. Mundy and M. Mundy, her husband, parties of the first part, and D. W. Earman, Trustee, party of the second part,

W I T N E S S E T H :

That for and in consideration of the sum of FIVE DOLLARS (\$5.00) cash in hand paid by the party of the second part to the parties of the first part, the receipt whereof is hereby acknowledged, and upon the trust hereinafter declared, they, the said parties of the first part, do hereby grant and convey with general warranty of title unto the said D. W. Earman, Trustee, party of the second part, the following two adjoining tracts of real estate, situate on the Spotswood Trail, in Rockingham County, Virginia, and more particularly described as follows:

FIRST TRACT: All that certain tract or parcel of land situate near the crest of the Blue Ridge Mountains at Fern Hill, in Rockingham County, Virginia, a short distance west of the Green County line, consisting of 2.994 acres of land, lying on the west of the top of the said Mountains, divided by the Spotswood Trail, adjoining the lands of R. J. Snapp, J. K. Haney, and Baugher, together with the improvements thereon and appurtenances thereunto belonging, said real estate being the same conveyed to this grantor, Margaret E. Mundy, by Elsie B. Baugher, et als, by deed bearing date December 3, 1931, duly of record in the Clerk's Office of Rockingham County, in Deed Book 151, page 257, to which said deed and plat attached thereto reference is hereby expressly made for a further description of said real estate.

SECOND TRACT: All that certain small tract or parcel of land, lying on the west side of the Blue Ridge Mountains at Fern Hill, Rockingham County, Virginia, a short distance west of the Green County line on the south side of the Spotswood Trail, and bounded on the north by the said Spotswood Trail and on the west by other lands of the grantor herein, and being the same real

"EXHIBIT DEED OF TRUST No. 2"

estate conveyed to Margaret E. Mundy by J. K. Haney and wife by deed bearing date December 3, 1931, duly of record in the aforesaid clerk's office in Deed Book 151, page 291, to which said deed, as well as to the aforesaid plat recorded in said clerk's office, reference is hereby made for further and more particular description of said real estate.

IN TRUST NEVERTHELESS to secure the payment of the principal sum of FIVE HUNDRED DOLLARS (\$500.00), and all interest hereafter accruing on same, which said principal sum is evidenced by a certain Homestead Waiver bond of even date herewith executed by Margaret M. Mundy and M. Mundy due and payable to themselves (Margaret E. Mundy and M. Mundy), or order, one year after date, said bond bearing interest from date at the rate of six per cent per annum, interest payable semi-annually.

Insurance required Two Thousand Dollars (\$2,000.00).

It is understood and agreed between the parties hereto that if there shall be any default in the payment of said bond, or in the payment of any semi-annual instalment of interest thereon when due, or failure to keep the property insured, as agreed upon, then the total debt herein secured shall become due and payable at once, and the Trustee herein upon the written request of the holder of said bond, so to do, shall proceed to execute this trust in accordance with Section 5167 of the Code of Virginia, 1919 Edition, and the Acts amendatory thereto.

It is understood and agreed also between the parties hereto that in the event the Trustee herein advertises for sale the property herein conveyed agreeable to the terms hereof and payment or assignment is made of the indebtedness herein secured on or before the day of sale, or the Trustee directed not to make such sale, and the sale is not made, then there shall be paid to the said Trustee for his services as aforesaid a sum equivalent to two per cent of the indebtedness owing, unpaid, and secured hereunder at the time he advertises the said property for sale.

Witness the following signatures and seals.

Margaret E. Mundy (SEAL)

Martin Mundy (SEAL)

VIRGINIA, City of Harrisonburg, to-wit:

I, Pauline M. Andrus, a notary public in and for the city and state aforesaid, whose commission expires March 7, 1936, do certify that Margaret E. Mundy and M. Mundy, her husband, whose names are signed to the foregoing deed bearing date April 2, 1932, have acknowledged the same before me in my said city.

Given under my hand this 2d day of April, 1932.

Pauline M. Andrus

N. P.

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

Trust was this day presented in the office aforesaid and is together with the certificate of acknowledgment annexed, admitted to record this 2nd day of April, 1932 2:45 P.M.

Teste:

Robert Surgen

Clerk

MARGARET E MUNDY & HUSBAND

TO)

D W EARMAN TRUSTEE

DEED OF TRUST

Tax \$ 60 Fees \$ 1.60
Transfer \$ X Total \$ 2.20

Admitted APR 2 1932 2:45 PM

J. M. Anderson Clerk
Rockingham County, Va.Harrisonburg, Va., April 2 1932
Recorded in Deed Book
No. 157 page 514 M*D. Wampler*
D. WAMPLER County Clerk.HARRISONBURG, VA.
COMMONWEALTH'S ATTORNEY

THIS DEED made this 4th day of November, 1932, by and between Margaret E. Mundy and ^{Mary}Mundy, her husband, parties of the first part, and D. W. Earman, Trustee, party of the second part,

W I T N E S S E T H :

That for and in consideration of the sum of FIVE DOLLARS (\$5.00) cash in hand paid by the party of the second part to the parties of the first part, the receipt whereof is hereby acknowledged, and upon the trust hereinafter declared, they, the said parties of the first part, do hereby grant and convey with general warranty of title unto the said D. W. Earman, Trustee, party of the second part, the following two adjoining tracts of real estate, situate on the Spotswood Trail, in Rockingham County, Virginia, and more particularly described as follows:

"EXHIBIT DEED OF TRUST No. 3."
FIRST TRACT: All that certain tract or parcel of land situate near the crest of the Blue Ridge Mountains at Fern Hill, in Rockingham County, Virginia, a short distance west of the Green County line, consisting of 2.994 acres of land, lying on the west of the top of the said Mountains, divided by the Spotswood Trail, adjoining the lands of R. J. Snapp, J. K. Haney, and Baugher, together with the improvements thereon and appurtenances thereunto belonging, said real estate being the same conveyed to this grantor, Margaret E. Mundy, by Elsie B. Baugher, et als, by deed bearing date December 3, 1931, duly of record in the Clerk's Office of Rockingham County in Deed Book 151, page 257, to which said deed and plat attached thereto reference is hereby expressly made for a further description of said real estate.

SECOND TRACT: All that certain small tract or parcel of land, lying on the west side of the Blue Ridge Mountains at Fern Hill, Rockingham County, Virginia, a short distance west of the Green County line on the south side of the Spotswood Trail, and bounded on the north by the said Spotswood Trail and on the west by other lands of the grantor herein, and being the same real

estate conveyed to Margaret E. Mundy by J. K. Haney and wife by deed bearing date December 3, 1931, duly of record in the aforesaid Clerk's Office in Deed Book 151, page 291, to which said deed, as well as to the aforesaid plat recorded in said Clerk's Office, reference is hereby made for further and more particular description of said real estate.

IN TRUST NEVERTHELESS to secure the payment of the principal sum of FIVE HUNDRED DOLLARS (\$500.00), and all interest hereafter accruing on same, which said principal sum is evidenced by a certain Homestead Waiver bond of even date herewith executed by Margaret M. Mundy and ^{Mary} Mundy due and payable to bearer one year after date, said bond bearing interest from date at the rate of six per cent per annum, interest payable semi-annually.

Insurance required Twenty-five Hundred Dollars (\$2500.00).

It is understood and agreed between the parties hereto that if there shall be any default in the payment of said bond, or in the payment of any semi-annual instalment of interest thereon when due, or failure to keep the property insured, as agreed upon, then the total debt herein secured shall become due and payable at once, and the Trustee herein upon the request of the holder of said bond so to do, shall proceed to execute this trust in accordance with Section 5167 of the Code of Virginia, 1919 Edition, and the Acts amendatory thereto.

It is understood and agreed also between the parties hereto that in the event the Trustee herein advertises for sale the property herein conveyed agreeable to the terms hereof and payment or assignment is made of the indebtedness herein secured on or before the day of sale, or the Trustee directed not to make such sale, and the sale is not made, then there shall be paid to the said Trustee for his services as aforesaid a sum equivalent to two per cent of the indebtedness owing, unpaid, and secured hereunder at the time he advertises the said property for sale.

Witness the following signatures and seals.

3.

Margaret E. Mundy (SEAL)

Morris Mundy (SEAL)

VIRGINIA, City of Harrisonburg, to-wit:

I, Pauline M. Andrus, a notary public in and for the city and state aforesaid, whose commission expires March 7, 1936, do certify that Margaret E. Mundy and M. ^{arwin} Mundy, her husband, whose names are signed to the foregoing deed bearing date November 4, 1932, have acknowledged the same before me in my said city.

Given under my hand this 4th day of November, 1932.

Pauline M. Andrus
N.P.

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

Trust was this day presented in the office aforesaid and is together with the certificate of acknowledgment annexed, admitted to record this 4th day of November 1932, 3:45 P.M.

Teste: Robert Switzer Clerk

1367

MARGARET E MUNDY & HUSBAND

TO)

D W EARMAN TRUSTEE

DEED OF TRUST

Tax \$ 60 Fees \$ 165
Transfer \$ X Total \$ 225

Admitted NOV - 4, 1932 3:45 P.M.

Robert Surber Clerk
Rockingham County, Va.

HARRISONBURG, VA., Nov. 4 1932
Recorded in Deed Book
No. 153 page 346

Robert Surber
County Clerk.

LAW OFFICES OF

D. WAMPLER EARMAN

HARRISONBURG, VA.

COMMONWEALTH'S ATTORNEY

THIS DEED made this 29th day of December, 1933, by and between Margaret E. Mundy and Marvin Mundy, her husband, parties of the first part, and D. W. Earman, Trustee, party of the second part,

W I T N E S S E T H :

That for and in consideration of the sum of FIVE DOLLARS (\$5.00) cash in hand paid by the party of the second part to the parties of the first part, the receipt whereof is hereby acknowledged, and upon the trust hereinafter declared, they, the said parties of the first part, do hereby grant and convey with general warranty of title unto the said D. W. Earman, Trustee, party of the second part, the following two adjoining tracts of real estate, with the improvements thereon and appurtenances thereunto belonging, situate on the Spotswood Trail, in Rockingham County, Virginia, and more particularly described as follows:

FIRST TRACT: All that certain tract or parcel of land situate near the crest of the Blue Ridge Mountains at Fern Hill, in Rockingham County, Virginia, a short distance west of the Green County line, consisting of 2.994 acres of land, lying on the west of the top of the said Mountains, divided by the Spotswood Trail, adjoining the lands of R. J. Snapp, J. K. Haney, and Baugher, said real estate being the same conveyed to this grantor, Margaret E. Mundy, by Elsie B. Baugher, et al\$, by deed bearing date December 3, 1931, duly of record in the Clerk's Office of Rockingham County in Deed Book 151, page 257, to which said deed and plat attached thereto reference is hereby expressly made for a further description of said real estate.

SECOND TRACT: All that certain small tract or parcel of land, lying on the west side of the Blue Ridge Mountains at Fern Hill, Rockingham County, Virginia, a short distance west of the Greene County line on the south side of the Spotswood Trail, and bounded on the north by the said Spotswood Trail and on the west by other lands of the grantor herein, and being the same real estate conveyed to Margaret E. Mundy by J. K. Haney and wife by deed bearing date December 3, 1931,

"EXHIBIT DEED OF TRUST No. 4"

of record in the aforesaid Clerk's Office in Deed Book 151, page 291, to which said deed, as well as to the aforesaid plat recorded in said Clerk's Office, reference is hereby made for further and more particular description of said real estate.

IN TRUST NEVERTHELESS to secure the payment of the principal sum of EIGHTEEN HUNDRED TEN DOLLARS and SIXTY-TWO CENTS (\$1810.62), and all interest hereafter accruing on same, which said principal sum is evidenced by a certain Homestead Waiver bond of even date herewith executed by Margaret M. Mundy and Marvin Mundy due and payable to E. G. Wiener, or order, one year after date, said bond bearing interest from date at the rate of six per cent per annum, interest payable semi-annually.

Insurance required Thirty-five Hundred Dollars (\$3500.00).

It is understood and agreed between the parties hereto that if there shall be any default in the payment of said bond, or the interest thereon when due, or failure to keep the property insured, as agreed upon, then the total debt herein secured shall become due and payable at once, and the Trustee herein upon the request of the holder of said bond so to do, shall proceed to execute this trust in accordance with Section 5167 of the Code of Virginia, 1919 Edition, and the Acts amendatory thereto.

Witness the following signatures and seals.

Margaret E. Mundy (SEAL)

Marvin Mundy (SEAL)

VIRGINIA, City of Harrisonburg, to-wit:

I, Pauline M. Andrus, a notary public in and for the city and state aforesaid, whose commission expires March 7, 1936, do certify that Margaret E. Mundy and Marvin Mundy, her husband, whose names are signed to the foregoing writing bearing date December 29, 1933, have acknowledged the same before me in my said city.

Given under my hand this 29th day of December, 1933.

Pauline M. Andrus
Notary Public

1484

MARGARET E MUNDY & HUSBAND

TO)

D W EARMAN TRUSTEE

DEED OF TRUST

Tax \$ 2 28 Fees \$ 1 52
Transfer \$ xx Total \$ 3 80

Admitted DEC 29 1933 H: 40 P. M.

J. Robert Switzer Clerk
Reckingham County, Va.

HARRISONBURG, Va., Dec. 29 1933
Recorded in Deed Book
No. 156 page 257 M
J. Robert Switzer
County Clerk.

LAW OFFICES OF
D. WAMPLER EARMAN
HARRISONBURG, VA.
COMMONWEALTH'S ATTORNEY