

said E.L. Crane Tract No. 207 and common also to the Nathan Jenkins Tract No. 204 and the Jack and Hunter Dodson Tract No. 205;

THENCE, in Rappahannock County, with the boundary line between the Nathan Jenkins Tract No. 204 and the Jack and Hunter Dodson Tract No. 205, to a corner common to the H.A. Brown Tract No. 206 and the said Jack and Hunter Dodson Tract No. 205, in a line of the said Nathan Jenkins Tract No. 204;

THENCE, in Rappahannock County, with the boundary lines between the Nathan Jenkins Tract No. 204 and the H.A. Brown Tract No. 206, to a corner common to the two said tracts and common also to the Nathan Jenkins Tract No. 204-a and the C.J. and Louise Miller and W.T. Taylor Tract No. 199;

THENCE, in Rappahannock County, with the boundary lines between the Nathan Jenkins Tract No. 204-a and the H.A. Brown Tract No. 206, to a corner common to the Thomas Nicholson Tract No. 245 and the said H.A. Brown Tract No. 206, in a line of the Nathan Jenkins Tract No. 204-a;

THENCE, in Rappahannock County, with the boundary lines between the Nathan Jenkins Tract No. 204-a and the Thomas Nicholson Tract No. 245, to the point of intersection with the boundary line between Rappahannock County and Madison County;

THENCE, in an easterly direction with the boundary line between Rappahannock County and Madison County to the point of intersection of the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in Rappahannock County, with the boundary line between the two said counties; also described as Position No. 1, in the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in Madison County; and is marked by a chestnut stake 4.6 feet east of nail in sapling and 10.4 feet north of nail in blazed sapling;

THENCE, in Madison County, with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, S. $34^{\circ} 55'$ W. 1138 feet to Position No. 2, an oak stake at northwest corner of orchard, 2 feet southeast of blazed white oak in fence line and 19 feet southwest of nail in locust;

THENCE, in Madison County, S. $35^{\circ} 30'$ W. 1570 feet, to Pos. No. 3, an oak stake at northwest corner of orchard, 6.3 feet northeast of blazed 36-inch black oak, in fence corner, and 26 feet south of blazed 5-inch hickory;

THENCE, in Madison County, N. $18^{\circ} 35'$ W. 430 feet, to Pos. No. 4, an oak stake in wooded area at east edge of a path, 6.4 feet southwest of nail in blazed pine and 8.0 feet northwest of nail in blazed pine;

THENCE, in Madison County, N. $66^{\circ} 20'$ W. 506 feet, to Pos. No. 5, an oak stake in center of dry brook bed 4 feet southeast of nail in blazed poplar and 4.3 feet southwest of nail in blazed sassafras;

THENCE, in Madison County, with the meanders of the brook, S. $28^{\circ} 10'$ W. 530 feet to Pos. No. 6, a blazed 20-inch sycamore on the west bank of brook;

THENCE, in Madison County, S. $46^{\circ} 00'$ W. 217 feet, to Pos. No. 7, a blazed 10-inch sycamore, at water's edge, on north side of Hughes River;

THENCE, in Madison County, N. $65^{\circ} 55'$ W. 478 feet, to Pos. No. 8, a blazed leaning sycamore at the water's edge on north bank on Hughes River;

THENCE, in Madison County, S. $40^{\circ} 25'$ W. 467 feet, to Pos. No. 9, a blazed dogwood in northwest corner of clearing, 13.7 feet northeast of nail in dead chestnut and 7.8 feet west of nail in blazed locust;

THENCE, in Madison County, S. $00^{\circ} 40'$ W. 317 feet, to Pos. No. 10, an oak stake in wooded area, 13.7 feet southwest of nail in blazed chestnut and 29 feet northeast of nail in blazed poplar;

THENCE, in Madison County, S. $3^{\circ} 05'$ E. 1148 feet, to Pos. No. 11, an oak stake on north side of path, 68 feet south of center of Broken Back River, 11.4 feet south of nail in blazed tree and 25.1 feet northeast of nail in blazed maple;

THENCE, in Madison County, S. $4^{\circ} 30'$ E. 1667 feet, to Pos. No. 12, a blazed chestnut stump at northwest corner of cultivated field, 12.4 feet west of nail in sapling and 12.2 feet northwest of nail in blazed birch sapling;

THENCE, in Madison County, S. $84^{\circ} 20'$ E. 759 feet, to Pos. No. 13, an oak stake in rail fence line, 9.2 feet southwest of nail in blazed sassafras sapling and 7 feet east of dogwood sapling;

THENCE, in Madison County, S. $77^{\circ} 00'$ E. 1411 feet, to Pos. No. 14, an oak stake on north side of steep hill, 4.7 feet south of nail in chestnut and 3.5 feet northwest of nail in blazed chestnut oak sapling;

THENCE, in Madison County, S. $43^{\circ} 40'$ E. 181 feet, to Pos. No. 15, an oak stake 10 feet east of fence line, 14.4 feet northwest of nail in blazed chestnut and 14 feet northeast of nail in chestnut oak;

THENCE, in Madison County, S. $45^{\circ} 15'$ E. 706 feet, to Pos. No. 16, a blazed cherry tree at west edge of clearing 20.7 feet southeast of nail in blazed poplar and 13.8 feet east of nail in blazed dogwood;

THENCE, in Madison County, S. $45^{\circ} 50'$ E. 1580 feet, to Pos. No. 17, an oak stake at rail fence that leads up steep hill, 8.6 feet west of nail in chestnut and 5.8 feet northwest of nail in chestnut;

THENCE, in Madison County, S. $33^{\circ} 40'$ E. 2535 feet, to Pos. No. 18, a blazed 14-inch black oak at northeast corner of cultivated field, 13.9 feet southwest of nail in blazed poplar sapling and 10.6 feet south of nail in sapling;

THENCE, in Madison County, S. $8^{\circ} 30'$ W. 1107 feet, to Pos. No. 19, an oak stake at fence corner, 17.3 feet northeast of nail in hickory on fence line and 15.2 feet northwest of nail in locust sapling;

THENCE, in Madison County, S. $8^{\circ} 50'$ W. 1928 feet, to Pos. No. 20, an oak stake at fence corner in southwest corner 33.6 feet southwest of nail in blazed 4 foot oak and 26.2 feet southeast of nail in blazed 4-inch oak;

THENCE, in Madison County, S. $10^{\circ} 25'$ W. 83 feet, to Pos. No. 21, a blazed chestnut tree, 25 feet south of nail in blazed poplar and 33.4 feet northeast of nail in blazed oak;

THENCE, in Madison County, S. $8^{\circ} 55'$ W. 535 feet, to Pos. No. 22, a blazed red oak with nail in triangle, 23.5 feet southwest of nail in dead chestnut and 9.3 feet northeast of nail in blazed chestnut;

THENCE, in Madison County, S. $7^{\circ} 55'$ W. 196 feet, to Pos. No. 23, an oak stake in center of rock pile in rail fence line, 11 feet northeast of nail in blazed chestnut and 12.6 feet southwest of nail in dogwood sapling;

THENCE, in Madison County, S. $10^{\circ} 35'$ W. 1709 feet, to Pos. No. 24, a blazed locust at top of ridge, 5.6 feet south of nail in chestnut oak sapling and 55 feet east of nail in 6-inch chestnut oak;

THENCE, in Madison County, S. $49^{\circ} 55'$ E. 954 feet, to Pos. No. 25, an oak stake at point of ridge, 4.4 feet north of blazed dogwood and 7 feet east of dogwood sapling;

THENCE, in Madison County, S. $36^{\circ} 15'$ W. 632 feet, to Pos. No. 26, a blazed oak tree 14 feet south of blazed 12-inch pine and 10.6 feet east of nail in blazed gum;

THENCE, in Madison County, S. $77^{\circ} 05'$ W. 179 feet, to Pos. No. 27, a blazed 24-inch oak;

THENCE, in Madison County, S. $74^{\circ} 25'$ W. 2118 feet, to Pos. No. 28, a blazed chestnut oak 16.3 feet northwest of nail in gum and 14.7 feet southeast of nail in locust sapling;

THENCE, in Madison County, N. $82^{\circ} 15'$ W. 345 feet, to Pos. No. 29, a blazed black oak, 27.3 feet southwest of nail in blazed gum and 18 feet northwest of nail in 14-inch gum;

THENCE, in Madison County, S. $32^{\circ} 45'$ W. 531 feet, to Pos. No. 30, a 5-inch pine tree, with triangular blaze, at west side of orchard, 6.9 feet northeast of nail in blazed pine and 7.5 feet south of nail in blazed 4-inch pine;

THENCE, in Madison County, N. $86^{\circ} 55'$ W. 1024 feet, to Pos. No. 31, an oak stake in cleared field;

THENCE, in Madison County, S. $42^{\circ} 10'$ W. 705 feet, to Pos. No. 32, a blazed 12-inch poplar on south bank of Ragged Run, 2.7 feet north of nail in sassafras, 24.6 feet south of painted rock on north side of Ragged Run;

THENCE, in Madison County, S. $65^{\circ} 55'$ W. 377 feet, to Pos. No. 33, a blazed maple on south edge of Ragged Run, 13.8 feet north of nail in blazed chestnut and 15.6 feet southwest of nail in white walnut;

THENCE, in Madison County, S. $53^{\circ} 30'$ W. 861 feet, to Pos. No. 34, an oak stake on east side of chestnut stump, in northwest corner of clearing, 3.6 feet east of nail in chestnut sapling and 5 feet southeast of nail in birch sapling;

THENCE, in Madison County, S. $65^{\circ} 10'$ E. 1014 feet, to Pos. No. 35, a blazed 30-inch chestnut oak in rail fence line, 9.2 feet southeast of blazed dogwood, and 10.9 feet northwest of nail in blazed gum sapling;

THENCE, in Madison County, S. $7^{\circ} 20'$ W. 474 feet, to Pos. No. 36, an oak stake 4 feet south of wire fence, at side of rock, 5 feet northwest of nail in poplar sapling;

THENCE, in Madison County, N. $84^{\circ} 30'$ E. 528 feet, to Pos. No. 37, an oak stake at foot of 4-inch dead chestnut standing 11 feet south of fence, 10.8 feet south of nail in walnut sapling in fence line and 21.2 feet northwest of nail in blazed hickory sapling;

THENCE, in Madison County, S. $20^{\circ} 30'$ E. 371 feet, to Pos. No. 38, an oak stake at fence line, 8 feet southwest of nail in blazed chestnut oak and 7.3 feet northeast of nail in blazed poplar;

THENCE, in Madison County, S. $19^{\circ} 00'$ E. 163 feet, to Pos. No. 39, a blazed chestnut oak, 7.6 feet south of nail in blazed oak, and 9.3 feet from nail in blazed locust sapling;

THENCE, in Madison County, S. $6^{\circ} 15'$ E. 1841 feet, to Pos. No. 40, an oak stake in rail fence line 180 feet south of abandoned house, 7.2 feet east of nail in blazed sapling and 2.3 feet southwest of nail in blazed sapling;

THENCE, in Madison County, S. $41^{\circ} 50'$ W. 1826 feet, to Pos. No. 41, an oak stake in pine thicket on southeast slope of hill, 16.7 feet east of nail in blazed oak and 18.7 feet south of nail in hickory;

THENCE, in Madison County, S. $63^{\circ} 05'$ W. 1129 feet, to Pos. No. 42, an oak stake at fence line, 6.9 feet north of nail in fence post and 3.7 feet northeast of

nail in fence post;

THENCE, in Madison County, N. $30^{\circ} 10'$ W. 1177 feet, to Pos. No. 43, an oak stake at rock pile in fence line, 3.1 feet west of nail in blazed sapling, and 8.9 feet southeast of nail in fence post;

THENCE, in Madison County, N. $30^{\circ} 30'$ W. 1550 feet, to Pos. No. 44, an oak hub in wooded area on south side of slope, 1.9 feet northwest of nail in sapling, and 2.5 feet southeast of nail in sapling;

THENCE, in Madison County, N. $18^{\circ} 35'$ W. 906 feet, to Pos. No. 45, a stake at north end of orchard, 16.4 feet southwest of nail in hickory, and 4 feet southeast of nail in hickory sapling;

THENCE, in Madison County, S. $64^{\circ} 55'$ W. 669 feet, to Pos. No. 46, an oak hub at west side of orchard, and 10 feet south of corner fence post, 1.7 feet southeast of nail in fence post, and 6.3 feet north of nail in fence post;

THENCE, in Madison County, S. $83^{\circ} 45'$ W. 388 feet, to Pos. No. 47, a hub at east side of old wood road at pole gate, 2.3 feet southwest of gate post and 8 feet southeast of gate post;

THENCE, in Madison County, N. $86^{\circ} 40'$ W. 517 feet, to Pos. No. 48, an oak stake in wooded area, 10.8 feet south of blazed locust, and 21.2 feet southwest of nail in poplar;

THENCE, in Madison County, S. $23^{\circ} 20'$ W. 320 feet, to Pos. No. 49, an oak stake 2 feet east of fence line in wooded area, 4.1 feet southwest of nail in poplar, and 5.1 feet northwest of nail in dead chestnut;

THENCE, in Madison County, S. $9^{\circ} 05'$ E. 1441 feet, to Pos. No. 50, a blazed oak in fence line, 8.4 feet south of nail in fence post, and 8.8 feet north of nail in fence post;

THENCE, in Madison County, S. $15^{\circ} 55'$ W. 681 feet, to Pos. No. 51, an oak stake, 10.9 feet north of nail in blazed locust sapling, and 8.9 feet southwest of nail in blazed sassafras sapling;

THENCE, in Madison County, S. $61^{\circ} 10'$ E. 1581 feet, to Pos. No. 52, an oak hub 8.1 feet south of fence line and 15.6 feet west of 26-inch oak at corner of wire fence;

THENCE, in Madison County, S. $80^{\circ} 20'$ E. 15 feet, to Pos. No. 53, a blazed 26-inch oak at corner of fence, 7.7 feet south of a blazed oak and 9.2 feet west of nail in blazed chestnut;

THENCE, in Madison County, S. $1^{\circ} 40'$ W. 321 feet, to Pos. No. 54, a poplar with triangular blaze, in fence line, 8.3 feet southwest of nail in blazed locust, and 15.1 feet northeast of nail in hickory;

THENCE, in Madison County, S. $32^{\circ} 30'$ E. 83 feet, to Pos. No. 55, a stake in rock pile, 7.4 feet northeast of nail in blazed hickory, and 20.4 feet southwest of nail in blazed sassafras;

THENCE, in Madison County, S. $16^{\circ} 20'$ W. 105 feet, to Pos. No. 56, a black oak with triangular blaze at a fence, 15.8 feet northeast of nail in locust and 12.7 feet southwest of nail in dogwood;

THENCE, in Madison County, N. $53^{\circ} 30'$ W. 70 feet, to Pos. No. 57, a stake at northwest corner of clearing at angle in wire fence;

THENCE, in Madison County, S. $42^{\circ} 50'$ W. 750 feet, to Pos. No. 58, a hub at corner post of fence, 9.1 feet southwest of nail in fence post and 7.8 feet northwest of nail in fence post;

THENCE, in Madison County, N. $74^{\circ} 00'$ W. 112 feet, to Pos. No. 59, a hub in

angle of fence at corner post 7.7 feet west of nail in blazed sapling, and 9.3 feet northeast of nail in blazed ash;

THENCE, in Madison County, S. $35^{\circ} 15'$ W. 172 feet, to Pos. No. 60, a hub 2.5 feet east of fence line, 10.6 feet southwest of nail in blazed sapling and 16.4 feet north of nail in blazed walnut sapling;

THENCE, in Madison County, S. $20^{\circ} 05'$ W. 218 feet, to Pos. No. 61, a hub at fence post at angle in fence line, 11.9 feet northeast of nail in fence post and 9.4 feet south of nail in fence post;

THENCE, in Madison County, S. $34^{\circ} 50'$ W. 331 feet, to Pos. No. 62, a hub at corner fence post, 6.5 feet southwest of nail in fence post and 4.3 feet northwest of nail in fence post;

THENCE, in Madison County, S. $36^{\circ} 26'$ W. 796 feet, to Pos. No. 63, an oak hub at south^{side}/of path, 2 feet west of nail in blazed 8-inch hickory and 14 feet northeast of nail in blazed 4-inch hickory;

THENCE, in Madison County, S. $20^{\circ} 25'$ W. 784 feet, to Pos. No. 64, a blazed 10-inch oak in wooded area on east side of hill, 32.3 feet northwest of nail in blazed oak and 15.8 feet southeast of nail in 28-inch oak;

THENCE, in Madison County, S. $42^{\circ} 55'$ W. 266 feet, to Pos. No. 65, a hub at fence, 11 feet east of nail in blazed gum, and 3.8 feet north of nail in blazed dogwood sapling;

THENCE, in Madison County, N. $81^{\circ} 15'$ W. 544 feet, to Pos. No. 66, a 28-inch oak, with triangular blaze, 10 feet south of old fence line, 15 feet north of nail in blazed oak, and 11.7 feet southwest of nail in oak stump on fence line;

THENCE, in Madison County, S. $83^{\circ} 10'$ W. 273 feet, to Pos. No. 67, an oak hub in wooded area, 2 feet south of rail fence, 10.7 southeast of nail in blazed oak, and 6.3 feet northwest of nail in blazed oak;

THENCE, in Madison County, S. $88^{\circ} 10'$ W. 401 feet, to Pos. No. 68, an oak hub 6 feet south of rail fence, 8.2 feet north of nail in dead chestnut and 13 feet south of nail in dogwood;

THENCE, in Madison County, N. $88^{\circ} 45'$ W. 178 feet, to Pos. No. 69, an oak hub in corner of rail fence, 10 feet southwest of nail in blazed locust;

THENCE, in Madison County, N. $59^{\circ} 25'$ W. 2329 feet, to Pos. No. 70;

THENCE, in Madison County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and continuing the same course, N. $59^{\circ} 25'$ W. 15 feet to a station on the north side of the Old Weakley road;

THENCE, in Madison County, along the north side of the Old Weakley road to the point of intersection with the boundary line of the land described in the above mentioned condemnation proceeding in said county at a point between Position No. 71 and Position No. 72;

THENCE, in Madison County, S. $89^{\circ} 10'$ W., to Pos. No. 72, an oak hub 200 feet east of orchard, 9.4 feet north of nail in blazed oak and 13.5 feet east of nail in blazed oak sapling;

THENCE, in Madison County, N. $71^{\circ} 00'$ W. 545 feet, to Pos. No. 73, an oak hub in pine thicket, on steep hill facing southwest, 9.6 feet southeast of nail in blazed locust sapling, and 13.2 feet southwest of nail in blazed dogwood;

THENCE, in Madison County, N. $41^{\circ} 25'$ W. 348 feet, to Pos. No. 74, a hub in wooded area about 450 feet northeast of house, 10 feet southeast of nail in blazed hickory, and 7.5 feet southwest of nail in blazed dogwood sapling;

THENCE, in Madison County, N. $65^{\circ} 25'$ W. 483 feet, to Pos. No. 75, a sycamore with triangular blaze, 21.5 feet southwest of nail in sycamore and 6.7 feet west of nail in stump;

THENCE, in Madison County, N. $28^{\circ} 40'$ E. 506 feet, to Pos. No. 76, an oak hub in line with rail fence, 5.4 feet northeast of nail in stump and 7.4 feet southwest of nail in stump;

THENCE, in Madison County, N. $43^{\circ} 10'$ W. 305 feet, to Pos. No. 77, a hub 5.4 feet south of oak with "U. S. No. 77" painted on it;

THENCE, in Madison County, N. $73^{\circ} 50'$ W. 405 feet, to Pos. No. 78, an oak hub in wooded area, 10.6 feet southeast of nail in blazed pine sapling, and 13 feet northwest of nail in blazed dogwood;

THENCE, in Madison County, N. $86^{\circ} 05'$ W. 450 feet, to Pos. No. 79, a hub in rail fence line, 6 feet south of nail in poplar and 6.7 feet north of nail in poplar;

THENCE, in Madison County, N. $84^{\circ} 55'$ W. 374 feet, to Pos. No. 80, a hub 12 feet west of trail about 100 feet south of pole gate, 16.2 feet east of nail in blazed pine and 11.4 feet northwest of nail in blazed sapling;

THENCE, in Madison County, S. $35^{\circ} 35'$ W. 337 feet, to Pos. No. 81, a hub four feet south of dim path in wooded area, 15.1 feet south of nail in blazed oak, and 8.5 feet northeast of nail in blazed oak;

THENCE, in Madison County, S. $16^{\circ} 30'$ W. 1013 feet, to Pos. No. 82, a blazed pine on east side of steep hill, 17.7 feet south of nail in blazed white oak, and 13.7 feet southwest of nail in blazed hickory;

THENCE, in Madison County, S. $27^{\circ} 20'$ W. to a station on the north side of the Syria-Old Rag public road;

THENCE, in Madison County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county and running with the northern limits of the Syria-Old Rag public road to the point of intersection with the boundary line between the E.J. Brown Tract No. 118 and the A. Hamp Brown Estate Tract No. 115;

THENCE, in Madison County, with the boundary line between the E.J. Brown Tract No. 118 and the A. Hamp Brown Estate Tract No. 115, to a corner common to the said A. Hamp Brown Estate Tract No. 115 and the Hubert R. Brown Tract No. 119, in a line of the said E.J. Brown Tract No. 118;

THENCE, in Madison County, with the boundary line between the Hubert R. Brown Tract No. 119 and the A. Hamp Brown Estate Tract No. 115, to a corner common to the two said tracts and common also to the John, Stanley and Weldon Gallihugh Tract No. 104 and the Christadora Heirs Tract No. 63-g ;

THENCE, in Madison County, with the boundary lines between the said Gallihugh Tract No. 104 and the said Christadora Heirs Tract No. 63-g, to a corner common to the two said tracts and common also to the E.T. Nicholson Tract No. 93-a, the J.E. and G.W. Weakley Tract No. 125 and the I.H. Brown Tract No. 123;

THENCE, in Madison County, with the boundary line between the E.T. Nicholson Tract No. 93-a and the Christadora Heirs Tract No. 63-g, to a corner common to the Chadwell Berry Estate Tract No. 103-a and the said Christadora Heirs Tract No. 63-g, in a line of the said E.T. Nicholson Tract No. 93-a;

THENCE, in Madison County, with the boundary line between the Chadwell Berry Estate Tract No. 103-a and the E.T. Nicholson Tract No. 93-a, to the point of intersection with a line of the Henry Smith Tract No. 129;

THENCE, in Madison County, with the boundary line between the Henry Smith

Tract No. 129 and the Chadwell Berry Estate Tract No. 103-a, to a corner common to the said Chadwell Berry Estate Tract No. 103-a and the Christadora Heirs Tract No. 63-g, in a line of the said Henry Smith Tract No. 129;

THENCE, in Madison County, with the boundary line between the Henry Smith Tract No. 129 and the Christadora Heirs Tract No. 63-g, to corner common to the two said tracts and common also to the Emma E. Nicholson Tract No. 92;

THENCE, in Madison County, with the boundary lines between the Emma E. Nicholson Tract No. 92 and the Christadora Heirs Tract No. 63-g, to the point of intersection with a line of the Wheeler Nicholson Tract No. 91;

THENCE, in Madison County, with the boundary lines between the Emma E. Nicholson Tract No. 92 and the Wheeler Nicholson Tract No. 91, to the point of intersection with a line of the Henry Smith Tract No. 129;

THENCE, in Madison County, with the boundary line between the Henry Smith Tract No. 129 and the Wheeler Nicholson Tract No. 91, to the point of intersection with a line of the W.J. Berry Tract No. 90;

THENCE, in Madison County, with the boundary lines between the Henry Smith Tract No. 129 and the W.J. Berry Tract No. 90, to a corner common to the E.T. Nicholson Tract No. 93 and the said W.J. Berry Tract No. 90, in a line of the said Henry Smith Tract No. 129;

THENCE, in Madison County, with the boundary lines between the E.T. Nicholson Tract No. 93 and the W.J. Berry Tract No. 90, the Mrs. Ella Nicholson Tract No. 89, the J.M. Jenkins Tract No. 19-e, the Waverly T. Dyer Tract No. 94 and the Christadora Heirs Tract No. 63-e, to a corner common to the said E.T. Nicholson Tract No. 93 and the said Christadora Heirs Tract No. 63-e and common also to the Effie B. Nicholson Tract No. 102 and the Henry Smith Tract No. 129;

THENCE, in Madison County, with the boundary line between the Effie B. Nicholson Tract No. 102 and the Henry Smith Tract No. 129, the Chadwell Berry Estate Tract No. 103, and the E.T. Nicholson Tract No. 93-a, to a corner common to the said Effie B. Nicholson Tract No. 102 and the Fray and Miller Tract No. 131, in a line of the E.T. Nicholson Tract No. 93-a;

THENCE, in Madison County, with the boundary lines between the Fray and Miller Tract No. 131 and the E.T. Nicholson Tract No. 93-a, to a corner common to the said E.T. Nicholson Tract No. 93-a, the Carroll M. Spitler Tract No. 133 and the Wayman L. Brown Tract No. 126, in a line of the said Fray and Miller Tract No. 131, on or near Cedar Run;

THENCE, in Madison County, with the boundary line between the Wayman L. Brown Tract No. 126 and the Carroll M. Spitler Tract No. 133, to a corner common to the said Wayman L. Brown Tract No. 126 and the J.E. and G.W. Weakley Tract No. 125, in a line of the said Carroll M. Spitler Tract No. 133;

THENCE, in Madison County, with the boundary line between the Carroll M. Spitler Tract No. 133 and the J.E. and G.W. Weakley Tract No. 125, to a corner common to the two said tracts and common also to the John E. Weakley Tract No. 124 and the J.D. and H.B. Fray and Mrs. W.R. Rose Tract No. 340;

THENCE, in Madison County, with the boundary lines between the J.D. and H.B. Fray and Mrs. W.R. Rose Tract No. 340 and the J.E. Weakley Tract No. 124, the I.H. Brown Tract No. 123 and the George Nicholson Tract No. 121, to a corner common to the said J.D. and H.B. Fray and Mrs. W.R. Rose Tract No. 340 and the said George Nicholson Tract No. 121 and common also to the I.H. Brown Tract No. 123-a;

THENCE, in Madison County, with the boundary lines between the George Nicholson Tract No. 121 and the I.H. Brown Tract No. 123-a, the J. Parker Seal Tract No.

122 and the J.D. and H.B. Fray Tract No. 138, to the point of intersection with a line of the Hubert R. Brown Tract No. 119-a;

THENCE, in Madison County, with the boundary line between the J.D. and H.B. Fray Tract No. 138 and the Hubert R. Brown Tract No. 119-a, the Edith S. Bates Tract No. 120, the Robert A. Graves Tract No. 127, and the Mamie F. Smith Tract No. 164, to a corner common to the said Mamie F. Smith Tract No. 164 and the W.D. Anderson Tract No. 161, in a line of the said J.D. and H.B. Fray Tract No. 138;

THENCE, in Madison County, with the boundary line between the said Mamie F. Smith Tract No. 164 and the W.D. Anderson Tract No. 161, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 103, a oak stake in rail fence line, 5.5 feet southeast of nail in oak sapling and 2.9 feet northeast of nail in blazed locust;

THENCE, in Madison County, with said boundary line N. 28° 51' W. 41 feet, to Pos. No. 104, a hub on west side of hill and wooded area, 6.4 feet north of nail in blazed maple and 2 feet east of nail in blazed oak;

THENCE, in Madison County, N. 47° 20' W. 645 feet, to Pos. No. 105, an oak stake in cleared field on south side of steep hill, 15 feet northeast of nail in stump and 21.6 feet northwest of nail in stump;

THENCE, in Madison County, S. 25° 40' W. 414 feet, to Pos. No. 106, an oak stake on north side of Rose River, 3.5 feet west of nail in post and 5.3 feet east of nail in fence post;

THENCE, in Madison County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and running with the boundary line between the W.D. Anderson Tract No. 161 and the B. and D. Anderson Tract No. 160, to corner common to the said W.D. Anderson Tract No. 161 and the A.C. Richards Tract No. 155-a, in a line of the said B. and D. Anderson Tract No. 160;

THENCE, in Madison County, with the boundary line between the B. and D. Anderson Tract No. 160 and the A.C. Richards Tract No. 155-a, to corner common to the two said tracts and common also to the B.S. Utz Tract No. 203 and the B.S. Utz Trustee Tract No. 162;

THENCE, in Madison County, with the boundary line between the B.S. Utz Tract No. 203 and the B. and D. Anderson Tract No. 160, to a corner common to the two said tracts, in a line of the Newman Sisk Tract No. 158, on the south side of the old Gordonsville Turnpike;

THENCE, in Madison County, along the south side of the said Turnpike to the point of intersection with the boundary line between the Newman Sisk Tract No. 158 and the Flora Sisk Tract No. 159;

THENCE, in Madison County, with the boundary lines between the Newman Sisk Tract No. 158 and the Flora Sisk Tract No. 159, to a corner common to the two said tracts and common also to the B.P. Richards Tract No. 152-a and the B. and D. Anderson Tract No. 160;

THENCE, in Madison County, with the boundary lines between the B. and D. Anderson Tract No. 160 and B. P. Richards Tract No. 152-a, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 108, a hub in fence line where abandoned rock fence corners with rail fence at southwest corner of the Ferrum School property, 6.7 feet north of nail in fence post and 10.9 feet

south of nail in fence post;

THENCE, in Madison County, with said boundary line S. 58° 03' E. 385 feet, to Pos. No. 109, a 5-inch locust post 4 feet above ground, at southeast corner of the Ferrum School property, 19.8 feet southeast of nail in fence post and 3.9 feet southeast of painted circle on large boulder;

THENCE, in Madison County, S. 42° 31' E. 1205 feet, to Pos. No. 110, an oak stake, in rail fence, at west edge of orchard, 25.9 feet northeast of nail in blaze on dead chestnut and 13.5 feet southeast of nail in chestnut stump;

THENCE, in Madison County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and running with the boundary line between the B.P. Richards Tract No. 152-a and the R.S. Graves Tract No. 128, to a corner common to the two said tracts and common also to the John Fink Tract No. 165;

THENCE, in Madison County, with the boundary line between the B.P. Richards Tract No. 152-a and the John Fink Tract No. 165, to a corner common to the said John Fink Tract No. 165 and the Madison Timber Corporation Tract No. 191-a, in a line of the said B.P. Richards Tract No. 152-a ;

THENCE, in Madison County, with the boundary lines between the Madison Timber Corporation Tract No. 191-a and the B.P. Richards Tract No. 152-a, the Newman Sisk Tract No. 158, the B.P. and Henry Richards Tract No. 156, the Lester Dodson Tract No. 154, the Wesley Sisk Tract No. 153 and the R.A. and R.S. Graves Tract No. 146, to the point of intersection with a line of the W.F. Meadows Tract No. 168;

THENCE, in Madison County, with the boundary lines between the R.A. and R.S. Graves Tract No. 146 and the W.F. Meadows Tract No. 168, the L.E. Meadows Tract No. 169, the W.F. Meadows Tract No. 168-a, the A.F. Meadows Tract No. 170 and the Madison Timber Corporation Tract No. 191, to a corner common to the said R.A. and R.S. Graves Tract No. 146 and the said Madison Timber Corporation Tract No. 191 and common also to the Charles G. Koontz Estate Tract No. 139;

THENCE, in Madison County, with the dividing line between that portion of Tract No. 191, mentioned and described in sub-head "A" of the judgment in rem entered in the above mentioned condemnation proceeding in said county, on the 9th day of March, 1934, and the remainder of said Tract No. 191, as shown and delineated on the County Ownership Map filed with the report of the Board of Appraisal Commissioners, to the point of intersection of this line with the boundary line between the R.A. and R.S. Graves and Brothers Tract No. 181, and the said Madison Timber Corporation Tract No. 191, which point of intersection is ten (10.00) chains from the corner where said boundary line turns approximately due south;

THENCE, in Madison County, with the boundary lines between the said R.A. and R.S. Graves and Brothers Tract No. 181 and the Madison Timber Corporation Tract No. 191, to a corner common to the two said tracts and common also to the C.S. Landrum Tract No. 192, at or near the Rapidan River;

THENCE, in Madison County, with the boundary line between the said C.S. Landrum Tract No. 192 and the Madison Timber Corporation Tract No. 191, the J.D. Fray-Eagle Hardwood Lumber Company Tract No. 194-I, and the Madison Timber Corporation Tract No. 191-c, to a corner common to the said C.S. Landrum Tract No. 192 and the said Madison Timber Corporation Tract No. 191-c and common also to the Mrs. S.B.B. Adams Tract No. 193;

THENCE, in Madison County, with the boundary line between the Madison Timber Corporation Tract No. 191-c and the Mrs. S.E.B. Adams Tract No. 193, to the point of intersection with a line of the W.A. McDaniel Tract No. 205;

THENCE, in Madison County, with the boundary line between the Mrs. S.E.B. Adams Tract No. 193 and the W.A. McDaniel Tract No. 205, to the point of intersection with the boundary line between Madison County and Greene County, on Conway or Middle River, a corner common to the two said tracts, and common also to the S.E.B. Adams Tract No. 42 and the Madison Timber Corporation Tract No. 1, in Greene County;

THENCE, in Greene County, with the boundary lines between the S.E.B. Adams Tract No. 42 and the Madison Timber Corporation Tract No. 1, to another point of intersection with the said boundary line between Greene County and Madison County at the junction of Bush Mountain Run with Conway or Middle River;

THENCE, down the river with said boundary line between Greene County and Madison County to the point of intersection with the boundary line between the S.E.B. Adams Tract No. 42, and the Madison Timber Corporation-S.E.B. Adams Tract No. 1-a-I;

THENCE, in Greene County, with the boundary lines between the S.E.B. Adams Tract No. 42, and the said Madison Timber Corporation-S.E.B. Adams Tract No. 1-a-I, to the point of intersection with a line of the Matthew Taylor Tract No. 2;

THENCE, in Greene County, with the boundary lines between the Matthew Taylor Tract No. 2, and the S.E.B. Adams Tract No. 42, the Michael Roach Tract No. 14, the Cora V. Roach Tract No. 13, the Willie Lamb Tract No. 12, the Silas Lamb-Willis Lamb Tract No. 9-I, the James Lamb Tract No. 10, the Matthew Lamb Tract No. 6, the Harry Jarrell Tract No. 5, and the Ella Breeden Tract No. 4, to a corner common to the said Matthew Taylor Tract No. 2 and the said Ella Breeden Tract No. 4, and common also to the Madison Timber Corporation Tract No. 1-a;

THENCE, in Greene County, with the boundary lines between the Ella Breeden Tract No. 4 and the Madison Timber Corporation Tract No. 1-a, to the point of intersection with the boundary line between Greene County and Madison County on Conway or Middle River;

THENCE, in Greene County, down the river with the said boundary line between Greene County and Madison County to the point of intersection with the boundary line between the C.H. Lamb Tract No. 8 and the Fannie Taylor Tract No. 21;

THENCE, in Greene County, with the boundary lines between the C.H. Lamb Tract No. 8 and the Fannie Taylor Tract No. 21, to a corner common to the said Fannie Taylor Tract No. 21, the Madison Timber Corporation-Willie and Edgar Lamb Tract No. 1-b-I, in a line of the said C.H. Lamb Tract No. 8;

THENCE, in Greene County, with the boundary line between the Madison Timber Corporation-Willie and Edgar Lamb Tract No. 1-b-I and the C.H. Lamb Tract No. 8, to a corner common to the two said tracts and common also to the Silas Lamb Tract No. 9 and the Silas Lamb-Willis Lamb Tract No. 9-I;

THENCE, in Greene County, with the boundary line between the said Madison Timber Corporation-Willie and Edgar Lamb Tract No. 1-b-I and the said Silas Lamb-Willis Lamb Tract No. 9-I, the Willie Lamb Tract No. 12, the Cora V. Roach Tract No. 13, the Willie and Edgar Lamb Tract No. 29 and the Willie and Edgar Lamb Tract No. 29-a, to a corner common to the said Willie and Edgar Lamb Tract No. 29-a, and

the said Tract No. 1-b-I and common also to the Ephriam Wood Tract No. 22 and the Parker Shoals Tract No. 24;

THENCE, in Greene County, with the boundary lines between the Willie and Edgar Lamb Tract No. 29-a and the Parker Shoals Tract No. 24, to a corner common to the said Parker Shoals Tract No. 24 and Tract No. 28, in a line of the said Willie and Edgar Lamb Tract No. 29-a;

THENCE, in Greene County, with the boundary line between the said Parker Shoals Tract No. 24 and the said Tract No. 28, to a corner common to the two said tracts and common also to the Mittie Lee Shoals Tract No. 27, and the Charles Shoals Tract No. 26;

THENCE, in Greene County, with the boundary line between the Mittie Lee Shoals Tract No. 27 and the Charles Shoals Tract No. 26, to the point of intersection with a line of the Sam Taylor Tract No. 50;

THENCE, in Greene County, with the boundary lines between the Sam Taylor Tract No. 50, and the Mittie Lee Shoals Tract No. 27, the Minnie Taylor Tract No. 47, and the Columbia Taylor Tract No. 46, to the point of intersection with a line of the Walter Breeden Tract No. 53;

THENCE, in Greene County, with the boundary line between the Walter Breeden Tract No. 53 and the Columbia Taylor Tract No. 46, to a corner common to the two said tracts and common also to the Deford Company Tract No. 45;

THENCE, in Greene County, with the boundary lines between the Deford Company Tract No. 45 and the Walter Breeden Tract No. 53, the J.O. Shifflatt Tract No. 51-a, the Marcellus Beasley Tract No. 52, the George Lamb Tract No. 44, the Margaret Samuels Tract No. 156, and another portion of the said George Lamb Tract No. 44, to a corner common to the said Deford Company Tract No. 45 and the said George Lamb Tract No. 44, and common also to the Reuben Breeden Tract No. 54, and the Anna May Comer Tract No. 55;

THENCE, in Greene County, with the boundary lines between the George Lamb Tract No. 44 and the Anna May Comer Tract No. 55, to a corner common to the two said tracts and common also to the Madison Timber Corporation- Anna May Comer Tract No. 1-c-I, and the Madison Timber Corporation- George Lamb Tract No. 1-c-II;

THENCE, in Greene County, with the boundary line between the Anna May Comer Tract No. 55, and the Madison Timber Corporation-Anna May Comer Tract No. 1-c-I, to a corner common to the two said tracts and common also to the Reuben A. Breeden Tract No. 54;

THENCE, in Greene County, with the boundary line between the said Tract No. 1-c-I and the Reuben A. Breeden Tract No. 54, to a corner common to the two said tracts and common also to the Madison Timber Corporation-G. Luther Kite Tract No. 1-c-V;

THENCE, in Greene County, with the boundary lines between said Tract No. 1-c-V and the Reuben A. Breeden Tract No. 54, the Ballie A. Kite Tract No. 20, and the L. Gruver Meadows Tract No. 67, to a corner common to the said Tract No. 1-c-V and the said L. Gruver Meadows Tract No. 67, and common also to the Madison Timber Corporation-L. Gruver Meadows Tract No. 1-c-IV, and the Madison Timber Corporation Tract No. 1-c;

THENCE, in Greene County, with the boundary lines between the L. Gruver Meadows Tract No. 67 and the said Madison Timber Corporation-L. Gruver Meadows Tract No. 1-c-IV, to a corner common to the said Tract No. 1-c-IV and the Madison Timber Corporation Tract No. 1-c, in a line of the said L. Gruver Meadows Tract No. 67;

THENCE, in Greene County, with the boundary lines between the Madison Timber Corporation Tract No. 1-c and the L. Gruver Meadows Tract No. 67, the John P. Meadows Tract No. 65, and the J.T. Heard Tract No. 64, to the point of intersection with a line of the John P. Gilford Tract No. 3;

THENCE, in Greene County, with the boundary lines between the John P. Gilford Tract No. 3 and the J.T. Heard Tract No. 64, the H.C. Jarrell and D.A. Jenkins Tract No. 72, the S.B. Collier Tract No. 74, the H.W. Zetty Tract No. 96, the C.E. Armentrout Tract No. 98 and the H.K. and J.M. Shelton Tract No. 99, to a corner common to the said John P. Gilford Tract No. 3 and the H.K. and J.M. Shelton Tract No. 99 and common also to the James S. Dean-Estate- H.K. and J.M. Shelton Tract No. 102-I;

THENCE, in Greene County, with the boundary line between the H.K. and J.M. Shelton Tract No. 99 and the said James S. Dean Estate- H.K. and J.M. Shelton Tract No. 102-I, to a corner common to the two said tracts and common also to the A.T. Dulaney Tract No. 104;

THENCE, in Greene County, with the boundary lines between the said Tract No. 102-I, and the said A.T. Dulaney Tract No. 104, to a corner common to the two said tracts and common also to the George A. Dean Tract No. 103 and the Charles P. Dean Tract No. 33-a;

THENCE, in Greene County, with the boundary lines between the A.T. Dulaney Tract No. 104 and the Charles P. Dean Tract No. 33-a, to a corner common to the two said tracts and common also to the Herman Breeden Tract No. 101 and the Basil Haney Tract No. 100;

THENCE, in Greene County, with the boundary line between the Herman Breeden Tract No. 101 and the Basil Haney Tract No. 100, to the point of intersection with the boundary line of the C.E. Armentrout Tract No. 98;

THENCE, in Greene County, with the boundary lines between the C.E. Armentrout Tract No. 98 and the Herman Breeden Tract No. 101, to a corner common to the two said tracts and common also to the Elzie Shifflett Tract No. 116;

THENCE, in Greene County, with the boundary lines between the C.E. Armentrout Tract No. 98 and the Elzie Shifflett Tract No. 116, to a corner common to the two said tracts, and common also to the P.H. Haney Tract No. 97, and the Mary E. Shifflett Tract No. 130;

THENCE, in Greene County, with the boundary lines between the P.H. Haney Tract No. 97, and the Mary E. Shifflett Tract No. 130, to a corner common to the said P.H. Haney Tract No. 97 and the Gallie W. Weaver Tract No. 131, in a line of the said Mary E. Shifflett Tract No. 130;

THENCE, in Greene County, with the boundary line between the P.H. Haney Tract No. 97 and the Gallie W. Weaver Tract No. 131, to a corner common to the two said tracts, and common also to the Matthew Dean Tract No. 128, and the J.E. Long Tract No. 129;

THENCE, in Greene County, with the boundary lines between the Matthew Dean Tract No. 128, and the J.E. Long Tract No. 129, to a corner common to the said Matthew Dean Tract No. 128 and the Claude Taylor Tract No. 94, in a line of the said J.E. Long Tract No. 129;

THENCE, in Greene County, with the boundary line between the Claude Taylor Tract No. 94 and the J.E. Long Tract No. 129, to a corner common to the two said tracts and common also to the E.B. Morris Estate Tract No. 134;

THENCE, in Greene County, with the boundary lines between the E.B. Morris Estate Tract No. 134 and the Claude Taylor Tract No. 94, the W.L. Morris Tract No. 177 and the R.A. Malone Tract No. 202, to a corner common to the said R.A. Malone Tract No. 202 and the Edna Austin Tract No. 200, in a line of the said E.B. Morris Estate Tract No. 134;

THENCE, in Green County, with the boundary lines between the Edna Austin Tract No. 200, and the R.A. Malone Tract No. 202, the W.L. Morris Tract No. 177 and the Nancy Breeden Tract No. 197-a, to a corner common to the said Edna Austin Tract No. 200 and the Robert Breeden Tract No. 201, in a line of the said Nancy Breeden Tract No. 197-a;

THENCE, in Greene County, with the boundary line between the Nancy Breeden Tract No. 197-a and the Robert Breeden Tract No. 201, to a corner common to the two said tracts and common also to the W.M. and Marcellus Breeden Tract No. 198 and the J.L. Armentrout Tract No. 213;

THENCE, in Greene County, with the boundary lines between the W.M. and Marcellus Breeden Tract No. 198 and the J.L. Armentrout Tract No. 213, the Nancy Breeden Tract No. 197 and the Nathaniel Stevens Tract No. 180, to a corner common and to the said W.M. and Marcellus Breeden Tract No. 198 and the Ben/Mitchell Morris Tract No. 362, in a line of the said Nathaniel Stevens Tract No. 180;

THENCE, in Greene County, with the boundary line between the Ben and Mitchell Morris Tract No. 362 and the Nathaniel Stevens Tract No. 180, to a corner common to the said Ben and Mitchell Morris Tract No. 362 and the J.P. Harner Tract No. 178, in a line of the said Nathaniel Stevens Tract No. 180;

THENCE, in Greene County, with the boundary lines between the J.P. Harner Tract No. 178 and the Nathaniel Stevens Tract No. 180, the Lurena Morris Tract No. 195, and the J.T. Heard Tract No. 64-b, to a corner common to the said J.P. Harner Tract No. 178 and the said J.T. Heard Tract No. 64-b and common also to the Reuben A. Breeden Tract No. 54-a;

THENCE, in Greene County, with the boundary line between the J.T. Heard Tract No. 64-b and the Reuben A. Breeden Tract No. 54-a, to a corner common to the two said tracts and common also to the G.W. Conley Tract No. 186;

THENCE, in Greene County, with the boundary lines between the G.W. Conley Tract No. 186 and the J.T. Heard Tract No. 64-b, the J.T. Helbert Tract No. 76-a and the J.B. Roach Tract No. 192, to a corner common to the said G.W. Conley Tract No. 186 and the said J.B. Roach Tract No. 192 and common also to the Andrew Roach Tract No. 187;

THENCE, in Greene County, with the boundary lines between the Andrew Roach Tract No. 187 and the J.B. Roach Tract No. 192, to a corner common to the said Andrew Roach Tract No. 187 and the J.T. Helbert "Beech Spring" Tract No. 76-b, in a line of the said J.B. Roach Tract No. 192;

THENCE, in Greene County, with the boundary line between the J.T. Helbert "Beech Spring" Tract No. 76-b and the J.B. Roach Tract No. 192, the J.H. Roach Tract No. 232 and the G.W. and Ernest Conley Tract No. 237, to a corner common to the said J.T. Helbert "Beech Spring" Tract No. 76-b and the said G.W. and Ernest Conley Tract No. 237, in a line of the Davis and Miller Tract No. 179;

THENCE, in Greene County, with the boundary lines between the Davis and Miller Tract No. 179 and the G.W. and Ernest Conley Tract No. 237, the J.T. Helbert Tract No. 76-c and the James G. Blauvelt-Piedmont Mining and Smelting Company-Davis and Miller Tract No. 235-I, to a corner common to the said Davis and Miller

Tract No. 179 and the said Tract No. 235-I, and common also to the Moses Crawford Tract No. 236;

THENCE, in Greene County, with the boundary lines between the Moses Crawford Tract No. 236 and the James G. Blauvelt-Piedmont Mining and Smelting Company-Davis and Miller Tract No. 235-I, the James G. Blauvelt-Piedmont Mining and Smelting Company Tract No. 235, the James G. Blauvelt-High Top Mining Corporation Tract No. 290 and the Thomas Crawford Tract No. 258, to a corner common to the said Moses Crawford Tract No. 236 and the said Thomas Crawford Tract No. 258 and common also to the J.M. and Effie Funkhouser Tract No. 259;

THENCE, in Greene County, with the boundary line between the J.M. and Effie Funkhouser Tract No. 259 and the Thomas Crawford Tract No. 258, to the point of intersection with a line of the Jack Crawford Estate Tract No. 261;

THENCE, in Greene County, with the boundary lines between the Jack Crawford Estate Tract No. 261 and the Thomas Crawford Tract No. 258, the Bernard J. Shifflett Estate Tract No. 264 and the Robert Morris Tract No. 262, to the point of intersection with a line of the R.M. and B.B. Burke Tract No. 260;

THENCE, in Greene County, with the boundary line between the R.M. and B.B. Burke Tract No. 260 and the Ben Frazier Tract No. 263, to a corner common to the two said tracts and common also to the E.W. Webster and W.S. Shover Tract No. 169;

THENCE, in Greene County, with the boundary lines between the E.W. Webster and W.S. Shover Tract No. 169 and the Ben Frazier Tract No. 263, the Bernard J. Shifflett Estate Tract No. 264, the Cleveland Shifflett Tract No. 267, the Columbia Vic Morris Tract No. 296 and the John M. Huffman and others Tract No. 166, to a corner common to the said E.W. Webster and W.S. Shover Tract No. 169 and the said John M. Huffman and others Tract No. 166 and common also to the Elijah Catterton Tract No. 168;

THENCE, in Greene County, with the boundary lines between the John M. Huffman and others Tract No. 166 and the Elijah Catterton Tract No. 168, the William and Ed Sellers Tract No. 167, the H.R. and F.D. Eiler Tract No. 157 and the Deford Company Tract No. 45-a, to a corner common to the said John M. Huffman and others Tract No. 166, the Meyerhoffer and Huffman Tract No. 165 and the D.H. Carpenter Tract No. 164, in a line of the said Deford Company Tract No. 45-a;

THENCE, in Greene County, with the boundary lines between the Deford Company Tract No. 45-a and the D.H. Carpenter Tract No. 164, the Lemuel Shifflett Tract No. 163 and the Luther Morris Tract No. 160, to a corner common to the said Luther Morris Tract No. 160 and the Houston Morris Tract No. 170, in a line of the said Deford Company Tract No. 45-a;

THENCE, in Greene County, with the boundary lines between the Luther Morris Tract No. 160 and the Houston Morris Tract No. 170, to a corner common to the said Houston Morris Tract No. 170 and the Smith Morris Tract No. 159, in a line of the said Luther Morris Tract No. 160;

THENCE, in Greene County, with the boundary lines between the Smith Morris Tract No. 159 and the Luther Morris Tract No. 160, to the point of intersection with a line of the David Sullivan Tract No. 161, at or near the Simmons Gap Road;

THENCE, in Greene County, with the boundary line between the Smith Morris Tract No. 159 and the J. William Sullivan and Sister Tract No. 154, to the point of intersection with a line of the W.P.R. Weaver Estate Tract No. 146;

THENCE, in Greene County, with the boundary lines between the W.P.R. Weaver Estate Tract No. 146 and the J. William Sullivan and Sister Tract No. 154, the

Otis and Hobart Shifflett Tract No. 145, the McClellan Shifflett Tract No. 144 and the Charles A. Hammer Tract No. 139, to a corner common to the said W.P.R. Weaver Estate Tract No. 146 and the said Charles A. Hammer Tract No. 139 and common also to the Charles A. Hammer-John A. Alexander Tract No. 139-I, and the W.P.R. Weaver Estate-John A. Alexander Tract No. 146-I;

THENCE, in Greene County, with the boundary lines between the said W.P.R. Weaver-John A. Alexander Tract No. 146-I and the said Charles A. Hammer-John A. Alexander Tract No. 139-I, the Q.G. Kaylor-John A. Alexander Tract No. 138-I and the E.R. McFadden-John A. Alexander Tract No. 147-I, to a corner common to the said Tract No. 146-I and the said Tract No. 147-I, on or near Ivy Creek;

THENCE, in Greene County, with the boundary lines between the E.R. McFadden-John A. Alexander Tract No. 147-I and the C.L. and J.C. Hedrick-John A. Alexander Tract No. 149-I, the George W. Shifflett Estate-John A. Alexander Tract No. 148-I, the John A. Alexander Tract No. 136, and the John W. Breeden-John A. Alexander Tract No. 137-I, to a corner common to the said E.R. McFadden-John A. Alexander Tract No. 147-I and the said John W. Breeden-John A. Alexander Tract No. 137-I and common also to the Q.G. Kaylor-John A. Alexander Tract No. 138-I;

THENCE, in Greene County, with the boundary lines between the Q.G. Kaylor-John A. Alexander Tract No. 138-I and the John W. Breeden-John A. Alexander Tract No. 137-I, to a corner common to the two said tracts and common also to the John A. Alexander Tract No. 136-a;

THENCE, in Greene County, with the boundary line between the John A. Alexander Tract No. 136-a, and the Q.G. Kaylor-John A. Alexander Tract No. 138-I, to a corner common to the two said tracts and common also to the Charles A. Hammer-John A. Alexander Tract No. 139-I and the Jackson Frazier Estate-John A. Alexander Tract No. 141-I;

THENCE, in Greene County, with the boundary line between the Charles A. Hammer-John A. Alexander Tract No. 139-I and the Jackson Frazier Estate-John A. Alexander Tract No. 141-I, to a corner common to the two said tracts and common also to the Charles A. Hammer Tract No. 139 and the Jackson Frazier Estate Tract No. 141;

THENCE, in Greene County, with the boundary lines between the Jackson Frazier Estate Tract No. 141 and the Charles A. Hammer Tract No. 139, the Henry Frazier Tract No. 140 and the D.H. and H.G. Patterson Tract No. 69, to the point of intersection with the boundary line between Greene County and Albemarle County;

THENCE in a southeasterly direction with the boundary line between Greene County and Albemarle County to a point designated as Position No. 161, in the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in Greene County and designated as Position No. 248, in the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in Albemarle County, and is marked by an oak stake on west side of rail fence, 4 feet south of an east-west wire fence at northeast corner of orchard, 3.3 feet north of nail in blazed sassafras stump, 4 feet north of nail in blazed sassafras and 17 feet east of nail in blazed sassafras;

THENCE, in Albemarle County, with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, S. 43° 49' E. 75 feet, to Pos. No. 247, a nail in painted triangle on 13-inch locust stump in rail fence corner;

THENCE, in Albemarle County, S. 40° 40' W. 532 feet, to Pos. No. 246, a pine stake in rail fence line, N. 13° W. of nail in blaze on 4-inch ironwood and S. 83°

E. of nail in blaze on 3-inch dogwood;

THENCE, in Albemarle County, leaving the boundary line of the land described in the petition filed in the above condemnation proceeding in said county, and running with the boundary line between the D.H. and H.G. Patterson Tract No. 201 and the W.R. Mason Trustee Tract No. 202, the Mary J. Bruce Tract No. 203, the Leo and Wilbert Shifflett Tract No. 204 and the Elijah and Matilda Shifflett Tract No. 205, to a corner common to the said D.H. and H.G. Patterson Tract No. 201 and the J.S. Huffman, F.J. Miller and J.F. Wampler Tract No. 200, in a line of the said Elijah and Matilda Shifflett Tract No. 205;

THENCE, in Albemarle County, with the boundary line between the J.S. Huffman, F.J. Miller and J.F. Wampler Tract No. 200 and the Elijah and Matilda Shifflett Tract No. 205, to a corner common to the said J.S. Huffman, F.J. Miller and J.F. Wampler Tract No. 200, and the J.S. Huffman, F.J. Miller and J.F. Wampler-G.W. Bruce Tract No. 200-I, in a line of the said Elijah and Matilda Shifflett Tract No. 205;

THENCE, in Albemarle County, with the boundary lines between the J.S. Huffman, F.J. Miller and J.F. Wampler-G.W. Bruce Tract No. 200-I and the Elijah and Matilda Shifflett Tract No. 205, the C.A. Austin Tract No. 207, and the G.W. Bruce Tract No. 208, to a corner common to the said Tract No. 200-I and the said G.W. Bruce Tract No. 208 and common also to the J.S. Huffman, F.J. Miller and J.F. Wampler Tract No. 200;

THENCE, in Albemarle County, with the boundary lines between the J.S. Huffman, F.J. Miller and J.F. Wampler Tract No. 200, the G.W. Bruce Tract No. 208 and the Ernest Stannup Tract No. 212, the M.H. and W.B. Goins and Ernest Stannup Tract No. 211 and the M.H. and W.B. Goins Tract No. 214, to a corner common to the said M.H. and W.B. Goins Tract No. 214, and the Crawford and Fulton Tract No. 199, in a line of the said J.S. Huffman, F.J. Miller and J.F. Wampler Tract No. 200;

THENCE, in Albemarle County, with the boundary lines between the M.H. and W.B. Goins Tract No. 214 and the Crawford and Fulton Tract No. 199, to a corner common to the said Crawford and Fulton Tract No. 199, and Tract No. 115-b, in a line of the M.H. and W.B. Goins Tract No. 214;

THENCE, in Albemarle County, with the boundary lines between the said Tract No. 115-b and the Crawford and Fulton Tract No. 199, to a corner common to the said Tract No. 115-b and the Wright and Driver Tract No. 129, in a line of the said Crawford and Fulton Tract No. 199;

THENCE, in Albemarle County, with the boundary lines between the Wright and Driver Tract No. 129 and the Crawford and Fulton Tract No. 199, the H.G. and A.B. Patterson Tract No. 198 and the David Hawkins Tract No. 127, to a corner common to the said Wright and Driver Tract No. 129, and the said David Hawkins Tract No. 127 and common also to the Roller, Carroll and Company Tract No. 128;

THENCE, in Albemarle County, with the boundary lines between the David Hawkins Tract No. 127 and the Roller, Carroll and Company Tract No. 128, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 133, a nail in triangular blaze on 36-inch red oak on south edge of old road about 35 feet north of center of Doyles River;

THENCE, in Albemarle County, with said boundary line S. 73° 15' W. 1729 feet, to Pos. No. 132, a nail in triangular blaze on 30-inch chestnut oak;

THENCE, in Albemarle County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and running with the boundary lines between the R.E. Rohleder Tract No. 45 and the Mrs. N.B. Early Tract No. 217, to another point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at a point between Pos. No. 131 and Pos. No. 130;

THENCE, in Albemarle County, with said boundary line $3.37^{\circ} 52'$ E. to Pos. No. 130, a nail in triangular blaze on 18-inch gum;

THENCE, in Albemarle County, S. $40^{\circ} 51'$ W. 529 feet, to Pos. No. 129, a nail in triangular blaze on 4-inch locust at rail fence;

THENCE, in Albemarle County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county and running with the boundary lines between the R.E. Rohleder Tract No. 45 and the G.W., J.L. and A.P. Bruce Tract No. 114, the A.L. Garrison and wife Tract No. 113, the John F. Walton Tract No. 112, the Ella J. Wood Tract No. 108, the W.B. McAllister Tract No. 111, the Moses Via Tract No. 109, the Moses Via and C.J. Barger Estate Tract No. 110 and the C.J. Barger Estate Tract No. 43, to a corner common to the said R.E. Rohleder Tract No. 45 and the said C.J. Barger Estate Tract No. 43 and common also to Tract No. 115-a;

THENCE, in Albemarle County, with the boundary lines between the said Tract No. 115-a and the C.J. Barger Estate Tract No. 43, to a corner common to the Wright and Early Tract No. 119 and said Tract No. 115-a, in a line of the C.J. Barger Estate Tract No. 43;

THENCE, in Albemarle County, with the boundary line between the Wright and Early Tract No. 119 and the C.J. Barger Estate Tract No. 43, to a corner common to the said Wright and Early Tract No. 119 and the Thomas J. Wood Tract No. 44, in a line of the C.J. Barger Estate Tract No. 43;

THENCE, in Albemarle County, with the boundary lines between the Wright and Early Tract No. 119 and the Thomas J. Wood Tract No. 44, to a corner common to the said Wright and Early Tract No. 119, the Sally R. Brown Tract No. 116 and the Deford Company Tract No. 39, in a line of the said Thomas J. Wood Tract No. 44;

THENCE, in Albemarle County, with the boundary line between the Deford Company Tract No. 39 and the Thomas J. Wood Tract No. 44, to a corner common to the said Thomas J. Wood Tract No. 44 and the D.C. Via Tract No. 42, in a line of the said Deford Company Tract No. 39;

THENCE, in Albemarle County, with the boundary lines between the Deford Company Tract No. 39 and the D.C. Via Tract No. 42, to a corner common to the two said tracts and common also to the Robert H. Via Tract No. 41 ;

THENCE, in Albemarle County, with the boundary lines between the Robert H. Via Tract No. 41 and the D.C. Via Tract No. 42, to the point of intersection with a line of the C.J. Barger Estate Tract No. 43;

THENCE, in Albemarle County, with the boundary lines between the C.J. Barger Estate Tract No. 43 and a portion of the Robert H. Via Tract No. 41, the Black Rock School House Tract No. 93-a, another portion of the Robert H. Via Tract No. 41 and the S.D. Miller Tract No. 40, to a corner common to the said C.J. Barger Estate Tract No. 43 and the said S.D. Miller Tract No. 40 and common also to the F.R. Marshall Tract No. 34;

THENCE, in Albemarle County, with the boundary lines between the S.D. Miller Tract No. 40 and the F.R. Marshall Tract No. 34, to the point of intersection with

THENCE, in Albemarle County, with the boundary lines between the E.A. Wine Tract No. 4 and the J.S. and J.M. Perkey Tract No. 3, the Joseph Brower et als Tract No. 7 and the H.E. Davis Tract No. 6, to a corner common to the said E.A. Wine Tract No. 4 and the said H.E. Davis Tract No. 6 and common also to the Carry A. Walton Tract No. 5;

THENCE, in Albemarle County, with the boundary line between the Carry A. Walton Tract No. 5 and the H.E. Davis Tract No. 6, to the point of intersection with the northern limits of the Crozet-Jarman Gap Road opposite position No 2, a position or corner in the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in Albemarle County;

THENCE, in Albemarle County, running with the northern limits of the said Jarman Gap Road approximately parallel with the center line thereof as follows:

N. 74° 16 ' W. 126 feet
N. 68° 52 ' W. 120 feet
S. 60° 16 ' W. 410 feet
S. 80° 10 ' W. 480 feet
N. 74° 35 ' W. 185 feet
N. 61° 39 ' W. 290 feet
N. 65° 40 ' W. 310 feet
N. 67° 42 ' W. 520 feet
N. 75° 12 ' W. 280 feet
N. 52° 56 ' W. 96 feet
N. 28° 59 ' W. 213 feet

to the point of intersection with the boundary line between Albemarle County and Augusta County, on top of the Blue Ridge Mountain;

THENCE, in an southerly direction along the top of the Blue Ridge Mountain with the boundary line between Albemarle County and Augusta County, crossing the Jarman Gap Road to a point on the west edge of said road, designated as Position No. 354, in the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in Augusta County and designated as Position No. O, in the boundary line of the land described in the Petition filed in the above mentioned condemnation proceeding in Albemarle County and is marked by a nail in a triangular blaze on an 8-inch black oak at junction of wire and rail fences;

THENCE, in Augusta County, S. 39° 47' W. 431 feet, to Pos. No. 353, a corner fence post, 15 feet S. 70° E. of nail in 6-inch wild cherry, and 15.8 feet N. 80° E. of nail in blaze on 12-inch forked wild cherry;

THENCE, in Augusta County, S. 38° 00' W. 662 feet, to Pos. No. 352, an oak stake 47.8 feet S. 35° E. of nail in blaze on 5-inch pine, 31.9 feet N. 4° E. of nail in blaze on 16-inch white oak;

THENCE, in Augusta County, S. 59° 26' W. 941 feet, to Pos. No. 351, a nail in triangular blaze on 5-inch butternut tree;

THENCE, in Augusta County, S. 86° 09' W. 297 feet, to Pos. No. 350, a nail in triangular blaze on 12-inch ash;

THENCE, in Augusta County, N. 56° 15' W. 1208 feet, to Pos. No. 349, a painted triangle on rock, 6.5 feet S. 20° W. of nail in blaze on 6-inch hickory and 10.5 feet N. 75° E. of nail in blaze on 4-inch hickory;

THENCE, in Augusta County, S. 77° 45 ' W. 346 feet, to Pos. No. 348, a railroad spike, 11.7 feet S. 20° E. of nail in blaze on 3-inch locust and 14.9 feet

N. 38° W. of painted triangle on rock;

THENCE, in Augusta County, N. 49° 58' W. 530 feet, to Pos. No. 347, an oak stake, 20 feet N. 21° W. of nail in painted triangle on fence post and 34.1 feet S. 66° W. of nail in painted triangle on fence post;

THENCE, in Augusta County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county and continuing the same course N. 49° 58' W. to the northern limits of the Jarman Gap Road;

THENCE, in Augusta County, with the northern limits of the Jarman Gap Road, approximately parallel with the center of said road as follows:

S. 71° 04' W. 129 feet

S. 66° 25' W. 240 feet

S. 82° 27' W. 140 feet

N. 72° 16' W. 130 feet

S. 50° 49' W. 312 feet

N. 84° 41' W. 291 feet

to a point opposite Position No. 346.

THENCE, in Augusta County, S. 11° 17' W. to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 346, a nail in triangular blaze on 36-inch white oak;

THENCE, in Augusta County, S. 11° 17' W. 521 feet, to Pos. No. 345, an oak stake 26.4 feet S. 32° W. of nail in blaze on 5-inch pine and 29.2 feet S. 89° W. of nail in blaze on 7-inch pine;

THENCE, in Augusta County, N. 73° 57' W. 3695 feet, to Pos. No. 344, an oak stake, 67.4 feet S. 17° W. of nail in blaze on 5-inch spanish oak, 44.2 feet S. 71° W. of nail in blaze on 5-inch pine;

THENCE, in Augusta County, N. 74° 01' W. 1266 feet, to Pos. No. 343, an oak stake 54.4 feet S. 21° W. of nail in blaze on 10-inch pine, 62.3 feet N. 58° W. of nail in painted triangle on transmission pole;

THENCE, in Augusta County, N. 74° 15' W. 860 feet, to Pos. No. 342 an oak stake, 18.5 feet S. 40° E. of painted triangle on rock and 21.8 feet S. 85° W. of painted triangle on rock;

THENCE, in Augusta County, N. 81° 47' W. 112 feet,

THENCE, in Augusta County, N. 73° 09' W. 1819 feet, to Pos. 341, an oak stake, 6.2 feet N. 52° E. of nail in painted triangle on fence post and 21.3 feet N. 36° W. of nail in painted triangle on pole;

THENCE, in Augusta County, N. 75° 28' W. 278 feet, to Pos. No. 340, a cross on large stone 19.6 feet, S. 3° W. of nail in painted triangle on 6-inch apple tree and 14.2 feet, S. 86° E. of nail in painted triangle on fence post;

THENCE, in Augusta County, with the northern limits of the Jarman Gap Road through the W.C. Archer Tract No. 67, the W.S. Ross Tract No. 66, the Eveline Plummer Tract No. 65, the W.P. Eppard Tract No. 55, and the A.H. Berry Tract No. 54, to the point of intersection with the boundary line between the said A.H. Berry Tract No. 54 and the David Craig Estate Tract No. 53;

THENCE, in Augusta County, with the boundary line between the David Craig Estate Tract No. 53 and the A.H. Berry Tract No. 54, to a corner common to the two said tracts and common also to the A.J. Lemicke and John Sinclair Tract No. 64;

THENCE, in Augusta County, with the boundary line between the A.J. Lemicke and John Sinclair Tract No. 64 and the David Craig Estate Tract No. 53, the Jacob Brown Estate Tract No. 51, the William J. Brown Tract No. 52, and the Jacob Kennedy Tract No. 46, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 314, an iron pipe 24 feet S. 70° W. of nail in blaze on 4-inch chestnut and 20.2 feet N. 40° W. of nail in blaze on 4-inch pine;

THENCE, in Augusta County, N. 31° 59' E. 5166 feet, to Pos. No. 313, an iron pipe surrounded by stone pile, 17 feet N. 53° E. of nail in blaze on 6-inch white oak, 11.2 feet S. 56° E. of nail in blaze on 8-inch spanish oak;

THENCE, in Augusta County, S. 15° 43' E. 74 feet, to Pos. No. 312, an iron pipe surrounded by stone pile, 8.3 feet N. 82° W. of nail in blaze on 6-inch spanish oak and 15.9 feet S. 23° E. of nail in 4-inch spanish oak;

THENCE, in Augusta County, S. 48° 55' E. 687 feet, to Pos. No. 311, an iron pipe surrounded by stone pile, 20.5 feet N. 77° W. of nail in blaze on 4-inch pine, 15.1 feet S. 54° W. of nail in blaze on 4-inch spanish oak;

THENCE, in Augusta County, S. 79° 35' E. 593 feet, to Pos. No. 310, an iron pipe surrounded by stone pile 37 feet S. 5° W. of nail in blaze on 6-inch chestnut oak, 36.7 feet N. 70° W. of nail in blaze on 6-inch chestnut oak;

THENCE, in Augusta County, N. 35° 11' E. 8203 feet, to Pos. No. 309, an iron pipe in stone pile, 6.6 feet S. 60° E. of nail in blaze on 3-inch pine, 31.6 feet N. 46° E. of blaze on 3-inch pine;

THENCE, in Augusta County, N. 83° 00' W. 5556 feet, to Pos. No. 308, a railroad iron in rock pile, 11.2 feet N. 65° W. of nail in triangle on 6-inch chestnut oak and 16.5 feet S. 30° W. of nail in blaze on 4-inch maple;

THENCE, in Augusta County, N. 13 27' W. 3675 feet, to Pos. No. 307;

THENCE, in Augusta County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and running with the boundary line between the Miller Heirs Tract No. 60 and the John Wine Estate Tract No. 29, to the point of intersection with the boundary line between the said John Wine Estate Tract No. 29 and the George W. McCullough Estate Tract No. 26;

THENCE, in Augusta County, with the boundary lines between the George W. McCullough Estate Tract No. 26 and the D.M. Lafferty Tract No. 53, the K.R. Claytor Tract No. 28, the Almeda B. Claytor Tract No. 27, the P.R. Weast and J.C. Hancock Tract No. 22, to a corner common to the said George W. McCullough Estate Tract No. 26 and the Charles L. Weast Tract No. 10-a, in a line of the said P.R. Weast and J.C. Hancock Tract No. 22;

THENCE, in Augusta County, with the boundary lines between the Charles L. Weast Tract No. 10-a and the P.R. Weast and J.C. Hancock Tract No. 22, the J.A. Sampson Tract No. 23, the R.F. Marshall Tract No. 17, the Henry B. Webb Tract No. 16 and the A.Y. and M.J. Sampson Tract No. 15, to a corner common to the said A.Y. and M.J. Sampson Tract No. 15, and the J.W. Palmer Estate Tract No. 4-a, in a line of the said Charles L. Weast Tract No. 10-a;

THENCE, in Augusta County, with the boundary lines between the J.W. Palmer Estate Tract No. 4-a and the A.Y. and M.J. Sampson Tract No. 15, the W.K. Via Tract No. 14, the A.G. Breeden Tract No. 36-a, the Emma J. Breeden Tract No. 35-a, the A.G. Breeden Tract No. 36, the Emma J. Breeden Tract No. 35, the Herman Layne Tract No. 34 and the J.G. McCausland Estate Tract No. 12, to a corner common to

the said J.W. Palmer Estate Tract No. 4-a and the Charles L. Weast Tract No. 10, in a line of the said J.G. McCausland Estate Tract No. 12;

THENCE, in Augusta County, with the boundary lines between the Charles L. Weast Tract No. 10 and the J.G. McCausland Estate Tract No. 12, the Mary V. Chaney Tract No. 56, the Florence E. Eutsler Tract No. 9, the Mrs. A.L. Claytor Tract No. 7 and the W.M. Eubank Estate Tract No. 6, to a corner common to the said Charles L. Weast Tract No. 10 and the ^{said} W.M. Eubank Estate Tract No. 6 and common also to the John A. Alexander Tract No. 1-a;

THENCE, in Augusta County, with the boundary lines between the John A. Alexander Tract No. 1-a and the W.M. Eubank Estate Tract No. 6, the J.A. Coleman Tract No. 5 and the J.W. Palmer Estate No. 4, to the point of intersection with the boundary line between Augusta County and Rockingham County;

THENCE crossing said boundary line and running in Rockingham County, with the boundary line of the John A. Alexander Tract No. 326, passing the J.W. Palmer Estate Tract No. 361 and the V.B. Roadcap and J.F. Morris Tract No. 362 and recrossing the said boundary line between Augusta County and Rockingham County to the point of intersection with a line of the Mrs. Margaret Sheffler Tract No. 32, in Augusta County;

THENCE, in Augusta County, with the boundary lines between the John A. Alexander Tract No. 1, and the Mrs. Margaret Sheffler Tract No. 32, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 264, a planted stone, 8.7 feet N. 62° W. of nail in triangular blaze on 9-inch chestnut oak, and 5.9 feet south of nail in triangular blaze on 3-inch chestnut oak;

THENCE, in Augusta County, S. $33^{\circ} 05'$ W. 511 feet, to Pos. No. 263, a planted stone 14.2 feet S. 13° E. of nail in triangular blaze on 4-inch chestnut oak and 6 feet N. 29° W. of nail in triangular blaze on 3-inch chestnut oak;

THENCE, in Augusta County, S. $86^{\circ} 21'$ W. 2781 feet, to Pos. No. 262, a nail in triangular blaze on 8-inch pin oak;

THENCE, in Augusta County, N. $33^{\circ} 43'$ W. to the point of intersection with the eastern limits of the Miller Road opposite Pos. No. 261;

THENCE, in Augusta County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and running approximately parallel with the center line of the Miller Road;

THENCE, in Augusta County, N. $19^{\circ} 47'$ E. 153 feet,

THENCE, in Augusta County, N. $23^{\circ} 05'$ E. 330 feet,

THENCE, in Augusta County, N. $22^{\circ} 54'$ E. 370 feet,

THENCE, in Augusta County, N. $24^{\circ} 02'$ E. 680 feet,

THENCE, in Augusta County, N. $21^{\circ} 04'$ E. to a point opposite Pos. No. 260;

THENCE, in Augusta County, N. $75^{\circ} 52'$ W. to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 260, an oak stake 8.2 feet N. 65° E. of nail in blaze on 3-inch white oak and 18 feet S. 10° E. of nail in blaze on 5-inch gum;

THENCE, in Augusta County, N. $75^{\circ} 52'$ W. 1378 feet, to Pos. No. 259, a planted stone 32 feet S. 24° W. of nail in triangular blaze on 13-inch black oak and 45.5 feet N. 23° W. of nail in triangular blaze on 12-inch spanish oak;

THENCE, in Augusta County, N. $12^{\circ} 12'$ W. 369 feet, to Pos. No. 258, a nail in triangular blaze on 6-inch hickory;

THENCE, in Augusta County, N. $00^{\circ} 15'$ E. 928 feet, to Pos. No. 257, a planted stone on north side of public road, 13.2 feet N. 12° E. of nail in triangular blaze on 3-inch chestnut oak and 24.3 feet S. 85° W. of nail in triangular blaze on 12-inch white oak;

THENCE, in Augusta County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county and running with the boundary lines between the John A. Alexander Tract No. 1 and the Daniel W. Via Tract No. 31, to another point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 255, a planted stone 22.9 feet S. 25° W. of nail in painted triangle on 7-inch dead pine and 11.3 feet S. 11° W. of nail in painted triangle on 2-inch white oak;

THENCE, in Augusta County, N. $8^{\circ} 30'$ E. 67 feet, to Pos. No. 254, a planted stone, 13.4 feet S. 24° E. of nail in painted spot on 2-inch pine and 12.5 feet N. 16° E. of nail in painted spot on 2-inch white oak;

THENCE, in Augusta County, N. $11^{\circ} 17'$ E. 628 feet, to the point of intersection with the boundary line between Rockingham County and Augusta County, at a point designated as Station No. 2712 in the boundary line of the land described in the petition filed in the above mentioned condemnation proceedings in Rockingham and Augusta Counties;

THENCE, in Rockingham County, with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, N. $12^{\circ} 31'$ E. 959 feet, to Position No. 253, an oak stake, 18.7 feet N. 88° E. from nail in triangular blaze on 3-inch white oak, and 27.5 feet N. 75° W. from nail in triangular blaze on 5-inch white oak;

THENCE, in Rockingham County, N. $12^{\circ} 09'$ E. 860 feet, to Pos. No. 252, a corner fence post, 9 feet S. 60° W. from nail in triangular blaze on 3-inch spanish oak and 5.1 feet N. 40° W. from nail in blaze on 3-inch white oak;

THENCE, in Rockingham County, S. $63^{\circ} 47'$ E. 1755 feet, to Pos. No. 251, an oak stake 19.7 feet N. 80° E. from nail in triangular blaze on 5-inch white oak, and 23 feet S. 70° E. from nail in triangular blaze on 4-inch chestnut oak;

THENCE, in Rockingham County, S. $63^{\circ} 16'$ E. 663 feet, to Pos. No. 250, a corner post in wire fence, 10.1 feet N. 8° W. from nail in triangular blaze on 4-inch spanish oak, and 31.3 feet S. 58° E. from nail in triangular blaze on 6-inch white oak;

THENCE, in Rockingham County, S. $63^{\circ} 58'$ E. 659 feet, to Pos. No. 249, a post at corner of wire fence, 17.4 feet N. 63° W. from nail in triangular blaze on 10-inch pine, and 12 feet N. 8° E. from nail in triangular blaze on 4-inch chestnut oak;

THENCE, in Rockingham County, S. $63^{\circ} 10'$ E. 716 feet, to Pos. No. 248, a nail in triangular blaze on 15-inch forked pine;

THENCE, in Rockingham County, S. $63^{\circ} 44'$ E. 2629 feet, to Pos. No. 247, a nail in triangular blaze on 9-inch pine;

THENCE, in Rockingham County, N. $27^{\circ} 34'$ E. 486 feet, to Pos. No. 246, an oak stake 9.4 feet S. 83° W. from nail in triangular blaze on 4-inch black oak, and 12.7 feet S. 10° E. from nail in triangular blaze on 4-inch white oak;

THENCE, in Rockingham County, N. $26^{\circ} 50'$ E. 662 feet, to Pos. No. 245, an oak stake 16.9 feet N. 75° E. from nail in triangular blaze on 10-inch black oak 18.5 feet N. 43° E. from nail in triangular blaze on 10-inch black oak;

THENCE, in Rockingham County, N. $26^{\circ} 43'$ E. 656 feet, to Pos. No. 244, an oak stake 15.6 feet S. 64° W. from nail in triangular blaze on 3-inch spanish oak, and 64.3 feet N. 12° E. from nail in triangular blaze on 8-inch pine;

THENCE, in Rockingham County, N. $30^{\circ} 57'$ E. 544 feet, to Pos. No. 243, an 8-inch pine fence post, 13.3 feet S. 3° W. from nail in triangular blaze on 3-inch spanish oak, and 16.7 feet, S. 50° W. from nail in triangular blaze on 6-inch spanish oak;

THENCE, in Rockingham County, N. $7^{\circ} 02'$ E. 2785 feet, to Pos. No. 242, a planted stone 24.5 feet N. 75° W. from nail in triangular blaze on 8-inch pine, and 23.1 feet N. 6° E. from nail in triangular blaze on 10-inch pine;

THENCE, in Rockingham County, N. $3^{\circ} 08'$ E. 532 feet, to Pos. No. 241, an oak stake 28.7 feet N. 50° W. from nail in triangular blaze on 3-inch white oak, and 26.3 feet N. 32° E. from nail in triangular blaze on 12-inch pine;

THENCE, in Rockingham County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and continuing the same course, N. $3^{\circ} 08'$ E. to the point of intersection with the northern limits of the Browns Gap Road;

THENCE, in Rockingham County, along the north side of the said Brown's Gap Road to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county;

THENCE, in Rockingham County, with said boundary line N. $21^{\circ} 21'$ E. to Pos. No. 239, an oak stake 16.6 feet N. 59° E. from nail in triangular blaze on 8-inch pine, and 6.6 feet N. 42° W. from nail in triangular blaze on 5-inch white oak;

THENCE, in Rockingham County, N. $22^{\circ} 43'$ E. 326 feet, to Pos. No. 238, a pine stump 51.2 feet S. 79° E. from painted triangle on 6-inch cherry tree, and 57.5 feet N. 31° E. from nail in triangular blaze on 5-inch apple tree;

THENCE, in Rockingham County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and running with the boundary lines between the John A. Alexander Tract No. 326, and the W.L. Scott Tract No. 318, the T.W. Crawford Tract No. 308, the Frank Littel Tract No. 304, the A.J. Burrows Tract No. 284, the Bertha L. Egger Tract No. 283, the Burrows and Fink Tract No. 281, the L.B. Glasgow Tract No. 282, the J.A. Fink Tract No. 270, and the W.H. Bailey Tract No. 264, to a station on the south side of the Port Republic Road;

THENCE, in Rockingham County, along the south side of the Port Republic Road to the point of intersection with the boundary line between the John A. Alexander Tract No. 326 and the Clarence Gibson Tract No. 263;

THENCE, in Rockingham County, with the boundary lines between the John A. Alexander Tract No. 326 and the Clarence Gibson Tract No. 263, the J.J. and F. Gibson Tract No. 262, the John H. Cupp Tract No. 261, the A.L. and W.A. Shaver Tract No. 260, the John A. Alexander-A.L. and W.A. Shaver Tract No. 326-II, the C.H. Palmer Tract No. 258, the W.B. Dutrow Estate Tract No. 257, the J.H. Lewin Tract No. 256, the George Rosson Estate Tract No. 255, the M.M. and I.T. Shifflett Tract No. 254, the E. Lafayette Tract No. 354, and the Annie E. Hedrick Tract No. 248, to a corner common to the said Annie E. Hedrick Tract No. 248 and the said John A. Alexander Tract No. 326, and common also to the John A. Alexander-Annie H. Morris Tract No. 326-I;

THENCE, in Rockingham County, with the boundary lines between the Annie E. Hedrick Tract No. 248, and the said John A. Alexander-Annie H. Morris Tract No. 326-I, the Jacob Yost, Trustee-Annie H. Morris Tract No. 165-a-I and the Jacob Yost, Trustee Tract No. 165-a, to a corner common to the said Annie E. Hedrick Tract No. 248, and the E.B. Sellers Tract No. 207, in a line of the said Jacob Yost, Trustee Tract No. 165-a;

THENCE, in Rockingham County, with the boundary lines between the Jacob Yost, Trustee Tract No. 165-a, and the E.B. Sellers Tract No. 207, the Dr. T.N. Sellers Estate Tract No. 206, the Charles Long Tract No. 201, the C.H. Sellers Tract No. 200, the Alfred Sellers Tract No. 199, the Mamie B. Shifflett Tract No. 198, the Ella F. Hickie Estate Tract No. 196, the W.M. Sellers Tract No. 197, the J.H. Sipe Tract No. 215-a, the Bernard P. Yancey Tract No. 214, and the Ahaz Shifflett Tract No. 194, to a corner common to the said Ahaz Shifflett Tract No. 194, and the said Jacob Yost, Trustee Tract No. 165-a, and common also to the Emma V. Gibbons Tract No. 163;

THENCE, in Rockingham County, with the boundary lines between the Emma V. Gibbons Tract No. 163, and the Jacob Yost, Trustee Tract No. 165-a, the A.L. and J.F. Moubray Tract No. 166, and the Ida Phelps Tract No. 164, to a corner common to the said Emma V. Gibbons Tract No. 163, and the Jacob Yost, Trustee Tract No. 165, in a line of the said Ida Phelps Tract No. 164;

THENCE, in Rockingham County, with the boundary line between the Jacob Yost, Trustee, Tract No. 165 and the Emma V. Gibbons Tract No. 163, the Hosea Shifflett Tract No. 160, the R.L. Crawford Tract No. 158, the C. Frank Shifflett Tract No. 157-a, the Richard C. Morris Tract No. 154 and the C.G. Harnsberger Tract No. 153, to a corner common to the said C.G. Harnsberger Tract No. 153 and the said Jacob Yost, Trustee, Tract No. 165, in a line of the M.H. Long Tract No. 152;

THENCE, in Rockingham County, with the boundary lines between the M.H. Long Tract No. 152 and the Jacob Yost, Trustee Tract No. 165, the George W. Baugher Tract No. 151, and the Annie L. Baugher Tract No. 70, to a corner common to the said M.H. Long Tract No. 152 and the Sarah L. Upp Tract No. 71, in a line of the said Annie L. Baugher Tract No. 70;

THENCE, in Rockingham County, with the boundary lines between the Sarah L. Upp Tract No. 71 and the Annie L. Baugher Tract No. 70, to a corner common to the two said tracts and common also to the Annie L. Baugher-Harnsberger Heirs Tract No. 70-I;

THENCE, in Rockingham County, with the boundary lines between the Annie L. Baugher Tract No. 70 and the said Annie L. Baugher-Harnsberger Heirs Tract No. 70-I, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Position No. 84, an oak stake 23.3 feet south of nail in triangular blaze on 10-inch chestnut, and 31.3 feet west of nail in triangular blaze on 4-inch white oak;

THENCE, in Rockingham County, with said boundary line S. $28^{\circ} 06'$ E. 482 feet, to Pos. No. 83, an oak stake 5.1 feet northwest of nail in triangular blaze on 3-inch hickory;

THENCE, in Rockingham County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county and running with the boundary lines between the Annie L. Baugher Tract No. 70 and the Frances R. Gratton Tract No. 106-a, the G.T. Davis Tract No. 108, the Julia

Davis Tract No. 111, the D.S. and G. Davis Tract No. 112, and the George S. Lawson Tract No. 113, to a corner common to the said Annie L. Baugher Tract No. 70 and the George W. Baugher Tract No. 151, in a line of the said George S. Lawson Tract No. 113;

THENCE, in Rockingham County, with the boundary lines between the George W. Baugher Tract No. 151 and the George S. Lawson Tract No. 113, the J.J. Crider Tract No. 95-a, the Wesley H. Baugher Tract No. 79-a, the Arthur Lawson Tract No. 140, the Florence E. Collier Tract No. 143, the J. Fox Baugher Tract No. 142, and the W.P. Shifflett Tract No. 144, to a corner common to the said George W. Baugher Tract No. 151 and the said W.P. Shifflett Tract No. 144, in a line of the Jacob Yost, Trustee Tract No. 165;

THENCE, in Rockingham County, with the boundary lines between the Jacob Yost, Trustee Tract No. 165 and the W.P. Shifflett Tract No. 144, the H.A. Shifflett Tract No. 150, and the Mary E. Wyant Tract No. 167, to a corner common to the said Jacob Yost, Trustee Tract No. 165, and the Ida Phelps Tract No. 164, in a line of the said Mary E. Wyant Tract No. 167;

THENCE, in Rockingham County, with the boundary lines between the Mary E. Wyant Tract No. 167 and the Ida Phelps Tract No. 164, the A.L. and J.F. Moubray Tract No. 166, and the Jacob Yost, Trustee Tract No. 165-a, to a corner common to the said Mary E. Wyant Tract No. 167 and the said Jacob Yost, Trustee Tract No. 165-a, and common also to the J.R. Herring Tract No. 171 and the J.R. and Julia Herring Tract No. 235;

THENCE, in Rockingham County, with the boundary line between the J.R. and Julia Herring Tract No. 235 and the Jacob Yost, Trustee Tract No. 165-a, to the point of intersection with a line of the George M. Shifflett Tract No. 182;

THENCE, in Rockingham County, with the boundary lines between the George M. Shifflett Tract No. 182 and the J.R. and Julia Herring Tract No. 235, the G.H. Shifflett Tract No. 359, and the Alex Shifflett Tract No. 177, to a corner common to the said George M. Shifflett Tract No. 182 and the said Alex Shifflett Tract No. 177, and common also to the Ambrose Shifflett Tract No. 178;

THENCE, in Rockingham County, with the boundary lines between the Ambrose Shifflett Tract No. 178 and the Alex Shifflett Tract No. 177, the Joseph Wood Tract No. 176, the William V. Sellers Tract No. 175 and the W.W. and Mrs. D.C. Coleman Tract No. 174, to a corner common to the said W.W. and Mrs. D.C. Coleman Tract No. 174, and the T.L. Yancey Tract No. 213-a, in a line of the said Ambrose Shifflett Tract No. 178;

THENCE, in Rockingham County, with the boundary lines between the T.L. Yancey Tract No. 213-a, and the W.W. and Mrs. D.C. Coleman Tract No. 174, the Robert M. Purke and others Tract No. 173, the D.C. Davis Tract No. 232, and the Bernard P. Yancey Tract No. 214-a, to a corner common to the said T.L. Yancey Tract No. 213-a and the Emma V. Gibbons and others Tract No. 230, in a line of the said Bernard P. Yancey Tract No. 214-a;

THENCE, in Rockingham County, with the boundary line between the Bernard P. Yancey Tract No. 214-a and the Emma V. Gibbons and other Tract No. 230, to a corner common to the two said tracts and common also to the G.S. Shifflett Tract No. 231;

THENCE, in Rockingham County, with the boundary line between the G.S. Shifflett Tract No. 231 and the Emma V. Gibbons and others Tract No. 230, to a corner common to the two said tracts and common also to the J.T. Heard Tract No. 41-a;

THENCE, in Rockingham County, with the boundary lines between the G.S. Shifflett Tract No. 231 and the J.T. Heard Tract No. 41-a, to a corner common to the two said tracts in a line of the Ashby J. Collier Tract No. 229;

THENCE, in Rockingham County, with the boundary lines between the Ashby J. Collier Tract No. 229 and the G.S. Shifflett Tract No. 231, the G.W. Baugher Tract No. 151-a, the Clark Diehl Tract No. 146, and the Sam Eaton Tract No. 365, to a corner common to the said Ashby J. Collier Tract No. 229, and the said Sam Eaton Tract No. 365 and common also to the Raleigh Morris Tract No. 228;

THENCE, in Rockingham County, with the boundary lines between the Raleigh Morris Tract No. 228, the Sam Eaton Tract No. 365, the Clark Diehl Tract No. 146 and the Edward Herring Tract No. 145, to a corner common to the said Raleigh Morris Tract No. 228 and the said Edward Herring Tract No. 145, and common also to the Solomon J. Hensley Tract No. 47-a;

THENCE, in Rockingham County, with the boundary lines between the Solomon J. Hensley Tract No. 47-a and the Edward Herring Tract No. 145, the Luther Shifflett Tract No. 331, the Fred Shifflett Tract No. 183, the A.J. Baugher Tract No. 127 and the Gideon Baugher Tract No. 128, to a corner common to the said Solomon J. Hensley Tract No. 47-a and the said Gideon Baugher Tract No. 128, in a line of the Solomon Shifflett Tract No. 129;

THENCE, in Rockingham County, with the boundary lines between the Solomon Shifflett Tract No. 129, and the Solomon J. Hensley Tract No. 47-a, the M.M. Jarman Tract No. 130, the Robert Roach Tract No. 225 and the J. Henry Shifflett Tract No. 129 and the said J. Henry Shifflett Tract No. 132-a, to a corner common to the said Solomon Shifflett Tract No. 129 and the said J. Henry Shifflett Tract No. 132-a, and common also to the John W. Roach Tract No. 332, and the Samuel Morris Tract No. 221;

THENCE, in Rockingham County, with the boundary line between the Samuel Morris Tract No. 221 and the J. Henry Shifflett Tract No. 132-a, to a corner common to the two said tracts and common also to the Daniel Shifflett Tract No. 222;

THENCE, in Rockingham County, with the boundary lines between the Daniel Shifflett Tract No. 222 and the Samuel Morris Tract No. 221, to the point of intersection with a line of the John W. Roach Tract No. 332;

THENCE, in Rockingham County, with the boundary lines between the Daniel Shifflett Tract No. 222 and the John W. Roach Tract No. 332, to the point of intersection with a line of the S.G. Morris Tract No. 189;

THENCE, in Rockingham County, with the boundary lines between the S.G. Morris Tract No. 189 and the John W. Roach Tract No. 332, the Charles Roach Tract No. 220 and the Moses Shifflett Estate Tract No. 190-a, to a corner common to the said S.G. Morris Tract No. 189, and the said Moses Shifflett Estate Tract No. 190-a, and common also to the Moses Shifflett Estate Tract No. 190 and the D. Scott Roach Tract No. 193;

THENCE, in Rockingham County, with the boundary lines between the Moses Shifflett Estate Tract No. 190 and the D. Scott Roach Tract No. 193, to a corner common to the two said tracts and common also to the Trice Shifflett Tract No. 191;

THENCE, in Rockingham County, with the boundary line between the Moses Shifflett Estate Tract No. 190 and the Trice Shifflett Tract No. 191, to a corner common to the said Moses Shifflett Estate Tract No. 190 and the A.J. Williams Tract No. 188, in a line of the said Trice Shifflett Tract No. 191;

THENCE, in Rockingham County, with the boundary lines between the A.J. Williams Tract No. 188 and the Trice Shifflett Tract No. 191, the G.W. Shifflett Tract No. 121 and the June J. Comer Tract No. 120, to a corner common to the said A.J. Williams Tract No. 188 and the said June J. Comer Tract No. 120, in a line of the L.C. Meadows Tract No. 80-a;

THENCE, in Rockingham County, with the boundary line between the L.C. Meadows Tract No. 80-a and the June J. Comer Tract No. 120, to a corner common to the said June J. Comer Tract No. 120 and the Julia L. Comer Tract No. 123, in a line of the L.C. Meadows Tract No. 80-a;

THENCE, in Rockingham County, with the boundary lines between the L.C. Meadows Tract No. 80-a and the Julia L. Comer Tract No. 123, to the point of intersection with a line of the Rosa E. Lawson Tract No. 119;

THENCE, in Rockingham County, with the boundary lines between the Julia L. Comer Tract No. 123 and the Rosa E. Lawson Tract No. 119, to a corner common to the two said tracts and common also to the Malinda Lawson Tract No. 124;

THENCE, in Rockingham County, with the boundary lines between the Malinda Lawson Tract No. 124 and the Rosa E. Lawson Tract No. 119, the H.E. and C. Williams Tract No. 116, and the J. Luther Maiden Tract No. 115, to a corner common to the said J. Luther Maiden Tract No. 115, and the M.S. Baugher Tract No. 122, in a line of the said Malinda Lawson Tract No. 124;

THENCE, in Rockingham County, with the boundary lines between the J. Luther Maiden Tract No. 115 and the M.S. Baugher Tract No. 122, in part along the north side of the Sandy Bottom Road, to the point of intersection with the eastern limits of the Swift Run-Simmons Gap Road;

THENCE, in Rockingham County, with the eastern limits of the Swift Run-Simmons Gap Road through the J. Luther Maiden Tract No. 115 and the Maude M. Shipp Tract No. 84, crossing the Spottswood Trail, to the southern corner of the Swift Run School house Tract No. 10-c, in a line of the said Maude M. Shipp Tract No. 84;

THENCE, in Rockingham County, with the boundary line between the Maude M. Shipp Tract No. 84 and the Swift Run School house Tract No. 10-c, to the point of intersection with a line of the Shipp Estate Tract No. 85;

THENCE, in Rockingham County, with the boundary lines between the Shipp Estate Tract No. 85 and the Swift Run School House Tract No. 10-c, the Ethel C. Shipp Tract No. 92, and the M.A.K. Baugher Tract No. 90, to a corner common to the said Shipp Estate Tract No. 85 and the said M.A.K. Baugher Tract No. 90, and common also to the W.D. Baugher Tract No. 86;

THENCE, in Rockingham County, with the boundary line between the M.A.K. Baugher Tract No. 90 and the W.D. Baugher Tract No. 86, to the point of intersection with the eastern limits of the public road leading from Swift Run to Hensley's Mill;

THENCE, in Rockingham County, with the eastern limits of said public road, through the W.D. Baugher Tract No. 86 and the N.W. Hensley Tract No. 72, to the point of intersection with a line of the Z.N. McDaniel, Jr. Tract No. 64;

THENCE, in Rockingham County, with the boundary lines between the N.W. Hensley Tract No. 72 and the Z.N. McDaniel, Jr., Tract No. 64, the Charles S. McDaniel Tract No. 66 and the Z.N. McDaniel, Jr., Tract No. 64-a, to a corner common to the said N.W. Hensley Tract No. 72, and the Charles S. McDaniel Tract No. 66-a, in a line of the said Z.N. McDaniel, Jr., Tract No. 64-a;

THENCE, in Rockingham County, with the boundary lines between the Z.N. McDaniel, Jr., Tract No. 64-a, and the Charles S. McDaniel Tract No. 66-a, to a corner

common to the two said tracts and common also to the S.A. Dean Tract No. 67;

THENCE, in Rockingham County, with the boundary lines between the S.A. Dean Tract No. 67 and the Charles S. McDaniel Tract No. 66-a, the Thomas L. Dean Tract No. 69, and the S.V. and B.B. Burke Tract No. 68, to a corner common to the said S.A. Dean Tract No. 67 and the said S.V. and B.B. Burke Tract No. 68, in a line of the N. Lester Dean Tract No. 57;

THENCE, in Rockingham County, with the boundary lines between the N. Lester Dean Tract No. 57 and the S.V. and B.B. Burke Tract No. 68, to a corner common to the two said tracts and common also to the W.F. Dean, Jr., Tract No. 53;

THENCE, in Rockingham County, with the boundary line between the N. Lester Dean Tract No. 57 and the W.F. Dean, Jr., Tract No. 53, to a corner common to the two said tracts and common also to the Dorsey Z. Dean Tract No. 54;

THENCE, in Rockingham County, with the boundary lines between the Dorsey Z. Dean Tract No. 54 and the W.F. Dean, Jr., Tract No. 53, the Wesley A. Dean Tract No. 50, and the Vernon Foltz Tract No. 48, to a corner common to the said Dorsey Z. Dean Tract No. 54, and the J.B. Dean Tract No. 33, in a line of the said Vernon Foltz Tract No. 48;

THENCE, in Rockingham County, with the boundary lines between the J.B. Dean Tract No. 33 and the Vernon Foltz Tract No. 48, the L. Gruver Meadows Tract No. 30 and the Edgar Dean Tract No. 31, to a corner common to the said J.B. Dean Tract No. 33 and the said Edgar Dean Tract No. 31, in a line of the E. Dyche Dean Tract No. 32;

THENCE, in Rockingham County, with the boundary line between the E. Dyche Dean Tract No. 32, and the Edgar Dean Tract No. 31, to a corner common to the two said tracts and common also to the E.S. Meadows Estate Tract No. 29;

THENCE, in Rockingham County, with the boundary lines between the E. Dyche Dean Tract No. 32, and the E.S. Meadows Estate Tract No. 29, to a corner common to the said E.S. Meadows Estate Tract No. 29 and the Stephen Hensley Tract No. 370, in a line of the said E. Dyche Dean Tract No. 32;

THENCE, in Rockingham County, with the boundary lines between the Stephen Hensley Tract No. 370 and the E.S. Meadows Estate Tract No. 29, the L.W. Meadows Tract No. 27, the Sarah E. Hensley Tract No. 26, to a corner common to the said Stephen Hensley Tract No. 370 and the Sarah E. Hensley Tract No. 26 and common also to the George N. Conrad Tract No. 19;

THENCE, in Rockingham County, with the boundary line between the George N. Conrad Tract No. 19 and the Stephen Hensley Tract No. 370, the J.W. Meadows Tract No. 38, the M.L. Eppard Tract No. 37, and the J.R. Cooke Estate Tract No. 39, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Position No. 15, an oak stake 9.9 feet south of nail in triangular blaze on 6-inch pine, and 25 feet southeast of nail in triangular blaze on 8-inch pine;

THENCE, in Rockingham County, with said boundary line N. $40^{\circ} 44'$ W. 413 feet, to Pos. No. 14, an oak stake 14.4 feet south of nail in triangular blaze on 10-inch pine and 21.4 feet southwest of nail in triangular blaze on 5-inch white oak;

THENCE, in Rockingham County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county and running with the boundary lines between the George N. Conrad Tract No. 19 and the E.E. Hensley Tract No. 22-a, the E.E. Hensley Tract No. 22 and the W.T. Dearing Tract No. 21, to the point of intersection with the boundary line between Rockingham County and Page County;

THENCE, in an easterly direction, up south naked creek, with the boundary line between Rockingham County and Page County, to a corner common to the W.A. Morris (Page County) Tract No. 594 and the George N. Conrad (Page County) Tract No. 589;

THENCE, in Page County, with the boundary line between the George N. Conrad Tract No. 589 and the William A. Morris Tract No. 594, the Mrs. A.E. Williams Tract No. 593, the J.E. and M.L. Morris Tract No. 592, the Mrs. Rose Merica Tract No. 591, the C.S. Merica Tract No. 590 and the Vada V. Hensley Tract No. 689, to the point of intersection with a line of the Alleghany Ore and Iron Company Tract No. 529-e;

THENCE, in Page County, with the boundary line between the Alleghany Ore and Iron Company Tract No. 529-e and the Vada V. Hensley Tract No. 689, to the point of intersection with a line of the Elbert Breeden Tract No. 690;

THENCE, in Page County, with the boundary lines between the Alleghany Ore and Iron Company Tract No. 529-e and the Elbert H. Breeden Tract No. 690, to the point of intersection with the boundary line between Page County and Rockingham County, which point is a corner common to the two said tracts in Page County and common also to the Alleghany Ore and Iron Company Tract No. 18-b and the Elbert Breeden Tract No. 9-a, in Rockingham County;

THENCE, in Rockingham County, with the boundary line between the Elbert Breeden Tract No. 9-a and the Alleghany Ore and Iron Company Tract No. 18-b, to the point of intersection with a line of the George N. Conrad Tract No. 19;

THENCE, in Rockingham County, with the boundary lines between the George N. Conrad Tract No. 19 and the Elbert Breeden Tract No. 9-a, the Alleghany Ore and Iron Company Tract No. 18 and the C.A. Meadows Tract No. 23, to a corner common to the said George N. Conrad Tract No. 19 and the said C. A. Meadows Tract No. 23 and common also to the Wesley and Amanda C. Breeden Tract No. 24;

THENCE, in Rockingham County, with the boundary line between the C. A. Meadows Tract No. 23 and the Wesley and Amanda C. Breeden Tract No. 24, to a corner common to the said C.A. Meadows Tract No. 23, and the E.A. Dean Tract No. 13, in a line of the said Wesley and Amanda C. Breeden Tract No. 24;

THENCE, in Rockingham County, with the boundary line between the Wesley and Amanda C. Breeden Tract No. 24 and the E.A. Dean Tract No. 13, to a corner common to the said Wesley and Amanda C. Breeden Tract No. 24 and the L.W. Meadows Tract No. 27, in a line of the said E.A. Dean Tract No. 13;

THENCE, in Rockingham County, with the boundary lines between the E.A. Dean Tract No. 13 and the L.W. Meadows Tract No. 27, to a corner common to the two said tracts and common also to the H.H.F. Breeden Tract No. 12;

THENCE, in Rockingham County, with the boundary lines between the H.H.F. Breeden Tract No. 12 and the L.W. Meadows Tract No. 27, to a corner common to the said H.H.F. Breeden Tract No. 12 and the L. Gruver Meadows Tract No. 30, in a line of the L.W. Meadows Tract No. 27;

THENCE, in Rockingham County, with the boundary lines between the H.H.F. Breeden Tract No. 12 and the L. Gruver Meadows Tract No. 30, to a corner common to the said H.H.F. Breeden Tract No. 12 and the Bluford H. Lam Tract No. 4, in a line of the said L. Gruver Meadows Tract No. 30;

THENCE, IN Rockingham County, with the boundary line between the Bluford H. Lam Tract No. 4 and the L. Gruver Meadows Tract No. 30, to a corner common to the said Bluford H. Lam Tract No. 4 and the G. Luther Kite Tract No. 372, in a line

of the said L. Gruver Meadows Tract No. 30;

THENCE, in Rockingham County, with the boundary line between the Bluford H. Lam Tract No. 4 and the G. Luther Kite Tract No. 372, to a corner common to the two said tracts and common also to the Rupert C. Eppard Tract No. 5;

THENCE with the boundary lines between the Rupert C. Eppard Tract No. 5 and a portion of the G. Luther Kite Tract No. 372, the Sarah A. Dean Tract No. 2, another portion of the G. Luther Kite Tract No. 372 and the Mrs. Victoria Hensley Tract No. 1, to the point of intersection with the boundary line between Rockingham County and Page County, which point is a corner common to the Rupert C. Eppard Tract No. 5, and the Mrs. Victoria Hensley Tract No. 1, in Rockingham County and common also to the R. C. Eppard Tract No. 693 and the Mrs. Victoria Hensley Tract No. 643, in Page County;

THENCE, in Page County, with the boundary line between the Mrs. Victoria Hensley Tract No. 643 and the R. C. Eppard Tract No. 693, to a corner common to the two said tracts and common also to the Daniel Breeden Estate Tract No. 650 and the Alfred F. Eppard Tract No. 624;

THENCE, in Page County, with the boundary lines between the Mrs. Victoria Hensley Tract No. 643, and the Alfred F. Eppard Tract No. 624, to a corner common to the two said tracts and common also to the John A. Eppard Tract No. 646;

THENCE, in Page County, with the boundary lines between the John A. Eppard Tract No. 646 and the Alfred F. Eppard Tract No. 624, the A. Emmett Dean Tract No. 649 and the James T. Dean Tract No. 551, to a corner common to the said John A. Eppard Tract No. 646 and the said James T. Dean Tract No. 551 and common also to the J. A. Breeden and M. R. Burgess Tract No. 550;

THENCE, in Page County, with the boundary line between the J. A. Breeden and M. R. Burgess Tract No. 550 and the James T. Dean Tract No. 551, to a corner common to the two said tracts and common also to the E. H. Breeden Tract No. 552;

THENCE, in Page County, with the boundary line between the J. A. Breeden and M. R. Burgess Tract No. 550 and the E. H. Breeden Tract No. 552, to a corner common to the two said tracts and common also to the W. S. Breeden Estate Tract No. 549;

THENCE, in Page County, with the boundary lines between the W. S. Breeden Estate Tract No. 549 and the E. H. Breeden Tract No. 552, the Virgil Lam Tract No. 553, the Hiram Meadows Tract No. 554 and the Meadows School House Tract No. 50-i, to a corner common to the said W. S. Breeden Estate Tract No. 549 and the said Meadows School House Tract No. 50-i and common also to the Bessie C. Lam Tract No. 569;

THENCE, in Page County, with the boundary lines between the Bessie C. Lam Tract No. 569 and the Meadows School House Tract No. 50-i, the Ella B. Frank Tract No. 686 and the Hiram Meadows Tract No. 554, to a corner common to the said Bessie C. Lam Tract No. 569 and the said Hiram Meadows Tract No. 554 and common also to the Ulysses Meadows Tract No. 548;

THENCE, in Page County, with the boundary lines between the Hiram Meadows Tract No. 554 and the Ulysses Meadows Tract No. 548, the Arthur Meadows Tract No. 558-b and the F. L. and G. C. Koontz and Bessie Schuler Tract No. 518, to the point of intersection with a line of the G. T. Herndon Tract No. 557;

THENCE, in Page County, with the boundary line between the G. T. Herndon Tract No. 557 and the F. L. and G. C. Koontz and Bessie Schuler Tract No. 518, to the point of intersection with a line of the Sylvanus Taylor Tract No. 544;

THENCE, in Page County, with the boundary lines between the Sylvanus Taylor Tract No. 544 and the G. T. Herndon Tract No. 557, the S. V. Meadows Tract No. 560, the G. T. Meadows Tract No. 561, the W. D. Collier Estate Tract No. 379-a and the Mary V. Breeden Tract No. 543, to a corner common to the said Mary V. Breeden Tract No. 543, Mary V. Breeden Tract No. 543/ the Robert Lam Tract No. 541, in a line of the said Sylvanus Taylor Tract No. 544;

THENCE, in Page County, with the boundary lines between the Robert Lam Tract No. 541 and the Sylvanus Taylor Tract No. 544, the J. W. Beaver Tract No. 466, the Menefee, Keyser and Walton Tract No. 399, to the point of intersection with a line of the Julia Lam Tract No. 432;

THENCE, in Page County, with the boundary lines between the Julia Lam Tract No. 432 and the Menefee, Keyser and Walton Tract No. 399, to a corner common to the two said tracts and common also to the W. D. Collier Estate Tract No. 379;

THENCE, in Page County, with the boundary line between the W. D. Collier Estate Tract No. 379 and the Julia Lam Tract No. 432, the W. Zeb Lam Tract No. 540 and the G. W. Meadows Tract No. 539, to a corner common to the said W. D. Collier Estate Tract No. 379 and the said G. W. Meadows Tract No. 539 and common also to the John E. Roller Estate Tract No. 384, on or near a branch of Naked Creek in Weaver Hollow;

THENCE, in Page County, with the boundary line between the John E. Roller Estate Tract No. 384 and the G. W. Meadows Tract No. 539, the Paul Weaver Tract No. 534, the Gilbert E. Bailey Tract No. 531-a, and the C. Lewis Lam Tract No. 533, to a corner common to the said John E. Roller Estate Tract No. 384 and the said C. Lewis Lam Tract No. 533, and common also to the Gilbert E. Bailey Tract No. 531;

THENCE, in Page County, with the boundary lines between the Gilbert E. Bailey Tract No. 531 and the C. Lewis Lam Tract No. 533, the M. E. Meadows Tract No. 532 and the W. D. Meadows Tract No. 535, to the point of intersection with a line of the Alleghany Ore and Iron Company Tract No. 529;

THENCE, in Page County, with the boundary lines between the Alleghany Ore and Iron Company Tract No. 529 and the W. D. Meadows Tract No. 535, the T. Henry Lam Tract No. 536, the James M. Lam Tract No. 537 and the J. Gruver Weaver Tract No. 573, to a corner common to the said Alleghany Ore and Iron Company Tract No. 529 and the said J. Gruver Weaver Tract No. 573 and common also to the Alleghany Ore and Iron Company Tract No. 529-b and the R. F. Watson Tract No. 585;

THENCE, in Page County, with the boundary line between the Alleghany Ore and Iron Company Tract No. 529-f and the R. F. Watson Tract No. 585, to a point on top of Mine Run Ridge in said boundary line, which point bears N. 32° E. 30.00 Chains from Position No. 520, as designated in the description of the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county;

THENCE, in Page County, with a line described in sub-head D of the judgment in rem entered in said condemnation proceeding the 26th day of March, 1934, through the Alleghany Ore and Iron Company Tract No. 529-f N. 00° 30' E. 78.00 Chains to a station on the west slope of Grindstone Mountain, in the boundary line between the Alleghany Ore and Iron Company Tracts No. 529 and No. 529-f;

THENCE, in Page County, with the boundary line between said Tracts No. 529 and No. 529-f, N. 22° 30' W. 121.20 Chains to a station on top of Fultz Run Mountain, a 4"x4"x24" pine post surrounded by a mound of stone, a corner common to

the two said tracts and common also to the David Huffman Estate Tract No. 528, the Madeira Hill and Company Tract No. 527 and the Alleghany Ore and Iron Company-Madeira Hill and Company Tract No. 529-f-I;

THENCE, in Page County, with the boundary line between the said Tract No. 529-f-I and the Madeira Hill and Company Tract No. 527, N. 82° W. 38.00 Chains to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 494, a locust stake 7.7 feet south of nail in hickory and 10.2 feet northwest of nail in pine;

THENCE, in Page County, leaving said boundary line and running with the boundary lines between the Madeira Hill and Company Tract No. 527 and the Thomas Grimsley Tract No. 618, the W. J. Grimsley Tract No. 617, the J. F. Orye Tract No. 616, the Mary C. Orye Tract No. 615, the Samuel Comer Tract No. 614, and the Edgar W. Breeden Tract No. 612, to another point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 484, a locust stake in wire fence 25 feet northeast of tin roofed shed, 5.2 feet southwest of nail in a fence post, and 12.3 feet northeast of nail in a fence post;

THENCE, in Page County, with said boundary line, N. 16° 17' W. 1159 feet, to Pos. No. 483, a locust stake in wooded area, 10 feet west of dim wood road, and 4.6 feet northwest of nail in oak sapling;

THENCE, in Page County, N. 31° 12' W. 913 feet, to Pos. No. 482, a locust stake in fence line that marks the eastern limits of the right-of-way of the Norfolk and Western Railroad;

THENCE, in Page County, N. 20° 10' E. 631 feet, to Pos. No. 481, a locust stake in fence line which marks the eastern limits of the right-of-way of the Norfolk and Western Railroad;

THENCE, in Page County, leaving the boundary line of the land described in the above mentioned condemnation proceeding in said county, with the eastern limits of the said right-of-way to the point of intersection with the boundary line between the Frank P. Comer Tract No. 504 and the Madeira Hill and Company Tract No. 527, at or near an underpass under the Norfolk and Western Railroad;

THENCE, in Page County, with the boundary lines between the Madeira Hill and Company Tract No. 527, and a portion of the Frank P. Comer Tract No. 504, a portion of the Charles H. Kite Tract No. 526, the Joe Hilliard Tract No. 632, another portion of the Charles H. Kite Tract No. 526, the Ingham, Gifford and Snyder Tract No. 609, another portion of the Frank P. Comer Tract No. 504, the Ross D. Dovel Tract No. 502, the Ernest K. Dovel Tract No. 503, the Harvey Kibler Tract No. 485, and the Otis F. Cabbage Tract No. 484, to a corner common to the said Madeira Hill and Company Tract No. 527, and the said Otis F. Cabbage Tract No. 484, and common also to the David Hoffman Estate Tract No. 528-a;

THENCE, in Page County, with the boundary lines between the David Hoffman Estate Tract No. 528-a, and the Otis F. Cabbage Tract No. 484, the John Cabbage Tract No. 651 and the George A. Cabbage Estate Tract No. 450, to a corner common to the said David Hoffman Estate Tract No. 528-a and the said George A. Cabbage Tract No. 450, and common also to the Z. M. and T. R. Shirley Tract No. 451 and the J. W. Meadows Tract No. 530;

THENCE, in Page County, with the boundary line between the Z. M. and T. R. Shirley Tract No. 451 and the J. W. Meadows Tract No. 530, to a corner common to the said J. W. Meadows Tract No. 530 and the Gilbert E. Bailey Tract No. 531, in a line of the said Z. M. and T. R. Shirley Tract No. 451;

THENCE, in Page County, with the boundary line between the Z. M. and T. R. Shirley Tract No. 451 and the Gilbert E. Bailey Tract No. 531, to a corner common to the two said tracts and common also to the John E. Roller Estate Tract No. 384;

THENCE, in Page County, with the boundary line between the John E. Roller Estate Tract No. 384 and the Z. M. and T. R. Shirley Tract No. 451, the W. M. Graves Tract No. 456 and the George W. Meadows Tract No. 457, to a corner common to the said John E. Roller Estate Tract No. 384 and the said George W. Meadows Tract No. 457 and common also to the W. D. Collier Estate Tract No. 379 and the L. L. and W. T. Brubaker Tract No. 459;

THENCE, in Page County, with the boundary lines between the L. L. and W. T. Brubaker Tract No. 459 and the George W. Meadows Tract No. 457, the Jacob I. Dovel Tract No. 458, the Isaac N. Bowers Tract No. 429 and the Arthur W. Long Tract No. 460, to the point of intersection with a line of the J. W. and T. L. Brumback Tract No. 461;

THENCE, in Page County, with the boundary lines between the J. W. and T. L. Brumback Tract No. 461 and the Arthur W. Long Tract No. 460, to a corner common to the two said tracts and common also to the Robert Meadows Tract No. 424 and the P. P., W. M., G. C., and R. B. Long Tract No. 420;

THENCE, in Page County, with the boundary line between the Robert Meadows Tract No. 424 and the P. P., W. M., G. C., and R. B. Long Tract No. 420, to a corner common to the two said tracts and common to the P. P. and W. M. Long Tract No. 419;

THENCE, in Page County, with the boundary lines between the P. P. and W. M. Long Tract No. 419 and the Robert Meadows Tract No. 424, the C. Z. Offenbacker Tract No. 426, the J. D. Meadows Tract No. 423, the Tanners Ridge Episcopal Church Tract No. 427, the J. A. Fultz Tract No. 428, the Irvin Fultz Tract No. 602, the Artie Stroop Tract No. 603, the L. L. Biedler Tract No. 431, the Noah Rothgeb Estate Tract No. 430, the Cora E. Weakley Tract No. 418, the G. W. Gray Tract No. 416, the D. W. Gray Tract No. 415, and the R. M. M. Gray Tract No. 414, to a corner common to the said P. P. and W. M. Long Tract No. 419 and the said R. M. M. Gray Tract No. 414, and common also to the A. G. Bailey Tract No. 68-a, at or near a branch of Hawksbill Creek which flows from Lewis Spring;

THENCE, in Page County, with the boundary lines between the A. G. Bailey Tract No. 68-a and the R. M. M. Gray Tract No. 414, the Jacob S. Huffman Tract No. 409, the William Ruffner Tract No. 373, the Huffman and Sours Tract No. 371 and the V. C. Cave Tract No. 365, to a corner common to the said V. C. Cave Tract No. 365 and the Annie L. Taylor Tract No. 364, in a line of the said A. G. Bailey Tract No. 68-a;

THENCE, in Page County, with the boundary lines between the Annie L. Taylor Tract No. 364 and the A. G. Bailey Tract No. 68-a, the Charles H. Printz Tract No. 320-a and the Charles G. Koontz Tract No. 362, to a corner common to the said Annie L. Taylor Tract No. 364 and the Vernon B. Knight Tract No. 367-a, in a line of the said Charles G. Koontz Tract No. 362;

THENCE, in Page County, with the boundary lines between the Vernon B. Knight Tract No. 367-a and the Annie L. Taylor Tract No. 364, the F. P. Taylor Tract No. 366, and the Harry J. Knight Tract No. 368, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Position No. 370, a locust stake at north corner of field, at post at gate, 13.8 feet east of nail in gate post and 9 feet northwest of nail in fence post;

THENCE, in Page County, with said boundary line N. 41° 19' E. 132 feet, to Pos. No. 369, a gum tree with triangular blaze at corner of wire fence on south side of creek, 12.6 feet northeast of nail in blazed dead chestnut and 7.2 feet west of nail in blazed walnut;

THENCE, in Page County, N. 00° 53' W. 452 feet, to Pos. No. 368, a locust stake at corner of rock fence 3.9 feet southeast from nail in blazed locust, 10.8 feet northeast from nail in blazed black oak;

THENCE, in Page County, N. 28° 09' E. passing Pos. No. 367, to the point of intersection with the northern limits of the County road;

THENCE, in Page County, with the northern limits of the County road to the point of intersection with the boundary line between the Charles G. Koontz Tract No. 362 and the Robert Yager Estate Tract No. 360;

THENCE, in Page County, with the boundary line between the Charles G. Koontz Tract No. 362 and the Robert Yager Estate Tract No. 360, to a corner common to the said Robert Yager Estate Tract No. 360 and the Isaac N. Long Tract No. 346, in a line of the said Charles G. Koontz Tract No. 362;

THENCE, in Page County, with the boundary lines between the Isaac N. Long Tract No. 346 and the Robert Yager Estate Tract No. 360, the Betty Nichols Tract No. 463, the George T. Jones Tract No. 353, and the J. W. Alger Tract No. 350, to a corner common to the said Isaac N. Long Tract No. 346 and the said J. W. Alger Tract No. 350, and common also to the J. H. and Nancy Buracker Tract No. 347 and the J. F. Buracker Tract No. 348;

THENCE, in Page County, with the boundary lines between the J. F. Buracker Tract No. 348 and the J. W. Alger Tract No. 350, the George T. Jones Tract No. 353, the D. A. Buracker Tract No. 465, the T. I. Jenkins Tract No. 352, the A. B. Jenkins Estate Tract No. 349 and the E. L. Kiblinger Tract No. 329, to a corner common to the said J. F. Buracker Tract No. 348 and the said E. L. Kiblinger Tract No. 329, and common also to the Huffman and Yates Tract No. 331;

THENCE, in Page County, with the boundary lines between the Huffman and Yates Tract No. 331 and the E. L. Kiblinger Tract No. 329, the T. L. Brumback Tract No. 328 and the W. E. and E. L. Baker Tract No. 330, to a corner common to the said Huffman and Yates Tract No. 331 and the T. L. Buracker Tract No. 338 and common also to the said W. E. and E. L. Baker Tract No. 330;

THENCE, in Page County, with the boundary line between the W. E. and E. L. Baker Tract No. 330 and the T. L. Buracker Tract No. 338, to the point of intersection with a line of the Huffman and Yates Tract No. 331;

THENCE, in Page County, with the boundary line between the W. E. and E. L. Baker Tract No. 330 and the Huffman and Yates Tract No. 331, to a corner common to the two said tracts and common also to the L. C. Brubaker Tract No. 322;

THENCE, in Page County, with the boundary line between the L. C. Brubaker Tract No. 322 and the Huffman and Yates Tract No. 331, to a corner common to the said L. C. Brubaker Tract No. 322 and the D. C. and W. M. Sours Tract No. 321, in a line of the said Huffman and Yates Tract No. 331;

THENCE, in Page County, with the boundary lines between the L. C. Brubaker Tract No. 322 and the D. C. and W. M. Sours Tract No. 321, to a corner common to the two said tracts and common also to the Emma J. Sours Tract No. 323;

THENCE, in Page County, with the boundary line between the Emma J. Sours Tract No. 323 and the D. C. and W. M. Sours Tract No. 321, to a corner common to the said D. C. and W. M. Sours Tract No. 321 and the C. W. Sours and others Tract No. 318, in a line of the said Emma J. Sours Tract No. 323;

THENCE, in Page County, with the boundary line between the Emma J. Sours Tract No. 323 and the C. W. Sours and others Tract No. 318, to a corner common to the said Emma J. Sours Tract No. 323 and the S. Hite Modesett Tract No. 317, in a line of the said C. W. Sours and others Tract No. 318;

THENCE, in Page County, with the boundary lines between the S. Hite Modesett Tract No. 317 and the C. W. Sours and others Tract No. 318, to a corner common to the said C. W. Sours and others Tract No. 318 and the Comer and Hoak Tract No. 303, in a line of the said S. Hite Modesett Tract No. 317;

THENCE, in Page County, with the boundary lines between the S. Hite Modesett Tract No. 317 and the Comer and Hoak Tract No. 303, to a corner common to the two said tracts and common also to the Joseph A. Sours Tract No. 310;

THENCE, in Page County, with the boundary lines between the Comer and Hoak Tract No. 303 and the Joseph A. Sours Tract No. 310, to a corner common to the two said tracts and common also to the D. N. Hoak Tract No. 302 and the George F. Pollock Tract No. 296;

THENCE, in Page County, with the boundary line between the D. N. Hoak Tract No. 302 and the George F. Pollock Tract No. 296, to a corner common to the said D. N. Hoak Tract No. 302 and the M. W. Nichols Tract No. 299, in a line of the said George F. Pollock Tract No. 296;

THENCE, in Page County, with the boundary lines between the M. W. Nichols Tract No. 299 and the D. N. Hoak Tract No. 302, the S. R. Hoak Tract No. 301 and the T. W. Hoak Tract No. 300, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 298, a locust stake at wire fence, 5.5 feet southeast of nail in pine and 3.6 feet west of nail in blazed oak;

THENCE, in Page County, with said boundary line N. $35^{\circ} 03'$ E. 226 feet, to Pos. No. 297, a locust stake in wooded area, 2.8 feet northwest of nail in blazed oak and 4 feet northeast of nail in blazed oak sapling;

THENCE, in Page County, N. $29^{\circ} 03'$ E. 220 feet, to Pos. No. 296, a locust stake at west side of old orchard at wire fence, 2.3 feet northwest of nail in fence post and 8.4 feet east of nail in blazed pine sprout;

THENCE, in Page County, N. $51^{\circ} 12'$ E. 278 feet, to Pos. No. 295, a locust stake in pine thicket, 3.7 feet east of nail in blazed pine stump and 4.2 feet southwest of nail in blazed pine stump;

THENCE, in Page County, N. $45^{\circ} 05'$ E. 127 feet, to Pos. No. 294, a locust stake in thicket on hillside, 7.2 feet northwest of nail in bush and 8.7 feet southeast of nail in blazed chestnut sapling;

THENCE, in Page County, N. $26^{\circ} 35'$ E. 688 feet, to Pos. No. 293, a locust stake on steep hillside, 3.5 feet southeast of nail in blazed chestnut and 7.4 feet northwest of nail in blazed hickory;

THENCE, in Page County, N. $39^{\circ} 26'$ E. 409 feet, to Pos. No. 292, a locust stake in wire fence at west edge of pasture, 1.7 feet northeast of nail in pine stump and 3 feet southeast of nail in blazed pine sapling;

THENCE, in Page County, N. $38^{\circ} 48'$ E. 985 feet, to Pos. No. 291, a locust stake, 11.8 feet northeast of nail in blazed pine and 9.5 feet southwest of nail in blazed corner fence post;

THENCE, in Page County, N. $49^{\circ} 42'$ E. 87 feet, to Pos. No. 290, a locust stake on east side of rock fence at east side of pasture, 3.5 feet southwest of nail in blazed persimmon and 5.3 feet northeast of nail in blazed dogwood;

THENCE, in Page County, N. $59^{\circ} 22'$ E. 397 feet, to Pos. No. 289, a locust stake in wooded area on steep hillside, 4.2 feet southeast of nail in blazed dogwood and 10 feet northwest of nail in blazed pine;

THENCE, in Page County, N. $42^{\circ} 07'$ E. 1166 feet, to Pos. No. 288, a locust stake, 12.5 feet southeast of nail in pine and 7.1 feet west of nail in sapling;

THENCE, in Page County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and running with the boundary lines between the N. R. Somers Tract No. 324-b and the Rebecca J. Price Tract No. 292, the E. J. Zerkel Tract No. 293 and the George W. Price Estate Tract No. 294, to the point of intersection with a line of the J. F. Printz Tract No. 291;

THENCE, in Page County, with the boundary line between the George W. Price Estate Tract No. 294 and the J. F. Printz Tract No. 291, to a corner common to the two said tracts and common also to the D. J. Printz Tract No. 240 and the Julius F. Somers Tract No. 295;

THENCE, in Page County, with the boundary lines between the D. J. Printz Tract No. 240 and the J. F. Printz Tract No. 291, the A. P. and M. O. Printz Tract No. 290, the Julia and M. O. Printz Tract No. 287-a, the Salome and S. L. Miller Tract No. 468 and the S. L. Miller Estate Tract No. 268-a, to a corner common to the said D. J. Printz Tract No. 240 and the Jacob S. Sours Tract No. 334, in a line of the said S. L. Miller Estate Tract No. 268-a;

THENCE, in Page County, with the boundary line between the Jacob S. Sours Tract No. 334 and the S. L. Miller Estate Tract No. 268-a, to a corner common to the said S. L. Miller Estate Tract No. 268-a and the Isaiah Printz Estate Tract No. 286, in a line of the said Jacob S. Sours Tract No. 334;

THENCE, in Page County, with the boundary lines between the Isaiah Printz Estate Tract No. 286 and the Jacob S. Sours Tract No. 334, the Sours and Miller Tract No. 282 and the Daniel B. Miller Tract No. 283-a, to a corner common to the said Daniel B. Miller Tract No. 283-a and the Julia and M. O. Printz Tract No. 287, in a line of the said Isaiah Printz Tract No. 286;

THENCE, in Page County, with the boundary lines between the Julia and M. O. Printz Tract No. 287 and the Isaiah Printz Estate Tract No. 286, the Harper G. Griffith Tract No. 281, the Julia N. Griffith Tract No. 280 and the Bettie Sours Tract No. 259-b, to a corner common to the Bettie Sours Tract No. 259-b and the Bernard Sours Estate Tract No. 336, in a line of the said Julia and M. O. Printz Tract No. 287;

THENCE, in Page County, with the boundary lines between the Bernard Sours Estate Tract No. 336 and the Bettie Sours Tract No. 259-b, the Anna G. Sours Tract No. 278-a, the Vera V. Fox Tract No. 279, the Viola V. Sours Tract No. 276 and the Eva C. Weaver Tract No. 273, to a corner common to the said Eva C. Weaver Tract No. 273 and the Chellie Williams Tract No. 274, in a line of the said Bernard Sours Estate Tract No. 336;

THENCE, in Page County, with the boundary line between the Chellie Williams Tract No. 274 and the Eva C. Weaver Tract No. 273, to the point of intersection with a line of the Fitzhugh and Bryan Tract No. 297;

THENCE, in Page County, with the boundary lines between the Fitzhugh and Bryan Tract No. 297 and the Eva C. Weaver Tract No. 273, the Ellis and Hershberger Tract No. 226-a, the W. L. and Mary B. Judd Tract No. 270 and the Grace Keyser Tract No. 269, to a corner common to the said Grace Keyser Tract No. 269 and the Fitzhugh and Bryan Tract No. 297 and common also to the J. Marvin Sours Tract No. 104-a;

THENCE, in Page County, with the boundary lines between the J. Marvin Sours Tract No. 104-a and a portion of the Fitzhugh and Bryan Tract No. 297, the Emanuel Miller Heirs Tract No. 267 and another portion of the Fitzhugh and Bryan Tract No. 297, to a corner common to the said J. Marvin Sours Tract No. 104-a and the said Fitzhugh and Bryan Tract No. 297 and common also to the Griffith and Musselman Tract No. 263;

THENCE, in Page County, with the boundary lines between the Fitzhugh and Bryan Tract No. 297 and the Griffith and Musselman Tract No. 263, the Charles W. Tutwiller Tract No. 248, the Mrs. Blanche Beahn Tract No. 247 and the John D. Sours Tract No. 244-a, to a corner common to the said John D. Sours Tract No. 244-a, and the said Fitzhugh and Bryan Tract No. 297 and common also to the B. F. Shenk Estate-John D. Sours Tract No. 258-I;

THENCE, in Page County, with the boundary line between the said Tract No. 258-I and the B. F. Shenk Tract No. 258, to a corner common to the two said tracts and common also to the John A. Strickler Tract No. 230-b;

THENCE, in Page County, with the boundary lines between the John A. Strickler Tract No. 230-b, and the B. F. Shenk Estate-John D. Sours Tract No. 258-I, the John D. Sours Tract No. 244-a, and the J. A. Sours Tract No. 253, to a corner common to the said John A. Strickler Tract No. 230-b and the J. W. Sours Tract No. 254, in a line of the said J. A. Sours Tract No. 253;

THENCE, in Page County, with the boundary line between the J. A. Sours Tract No. 253 and the J. W. Sours Tract No. 254, to a corner common to the said J. W. Sours Tract No. 254 and the Joe, Barbara and Betty Hite Tract No. 255, in a line of the said J. A. Sours Tract No. 253;

THENCE, in Page County, with the boundary lines between the Joe, Barbara and Betty Hite Tract No. 255, and the J. A. Sours Tract No. 253, the B. F. Shenk Estate-J. A. Sours Tract No. 258-II and the B. F. Shenk Estate-Adam Sours Tract No. 258-III, to the point of intersection with a line of the A. V. Strickler Tract No. 199;

THENCE, in Page County, with the boundary line between the A. V. Strickler Tract No. 199 and the said B. F. Shenk Estate-Adam Sours Tract No. 258-III, to a corner common to the said Tract No. 258-III and the Adam Sours Estate Tract No. 252, in a line of the said A. V. Strickler Tract No. 199;

THENCE, in Page County, with the boundary line between the A. V. Strickler Tract No. 199 and the Adam Sours Estate Tract No. 252, to a corner common to the two said tracts and common also to the G. V. Shenk Tract No. 180 and the J. A. Griffith Tract No. 251;

THENCE, in Page County, with the boundary lines between the G. V. Shenk Tract No. 180 and the J. A. Griffith Tract No. 251, to a corner common to the said G. V. Shenk Tract No. 180 and the C. I. and A. V. Sours Tract No. 179;

THENCE, in Page County, with the boundary line between the G. V. Shenk Tract No. 180 and the C. I. and A. V. Sours Tract No. 179, to a corner common to the said C. I. and A. V. Sours Tract No. 179 and the J. G. and M. O. Bradley Tract No. 142-b, in a line of the said G. V. Shenk Tract No. 180;

THENCE, in Page County, with the boundary line between the C. I. and A. V. Sours Tract No. 179 and the J. G. and M. O. Bradley Tract No. 142-b, to the point of intersection with a line of the Thomas Jewell Tract No. 249;

THENCE, in Page County, with the boundary line between the Thomas Jewell Tract No. 249 and the Mrs. M. O. Bradley Tract No. 162, to a corner common to the said Thomas Jewell Tract No. 249 and the M. Snyder Tract No. 159, in a line of the said Mrs. M. O. Bradley Tract No. 162;

THENCE, in Page County, with the boundary line between the M. Snyder Tract No. 159 and the Thomas Jewell Tract No. 249, to the point of intersection with a line of the John D. Sours Tract No. 244;

THENCE, in Page County, with the boundary lines between the M. Snyder Tract No. 159 and the John D. Sours Tract No. 244, to a corner common to the two said tracts and common also to the C. E. and V. C. Musselman Tract No. 243;

THENCE, in Page County, with the boundary lines between the C. E. and V. C. Musselman Tract No. 243 and the John D. Sours Tract No. 244, the C. F. Judd Tract No. 200-a, the Margaret F. Strickler Tract No. 242 and the Joseph Ellis Estate Tract No. 156, to the point of intersection with a line of the J. B. Smith Tract No. 157;

THENCE, in Page County, with the boundary lines between the J. B. Smith Tract No. 157 and a portion of the Joseph Ellis Estate Tract No. 156, the P. I. Ellis Tract No. 155-a, another portion of the Joseph Ellis Estate Tract No. 156 and the B. L. Judd Tract No. 140, to a corner common to the said B. L. Judd Tract No. 140 and the Lester L. Judd Tract No. 136-b, in a line of the said J. B. Smith Tract No. 157;

THENCE, in Page County, with the boundary line between the B. L. Judd Tract No. 140 and the Lester L. Judd Tract No. 136-b, to a corner common to the said Lester L. Judd Tract No. 136-b and the B. Roberta Judd Tract No. 160, in a line of the said B. L. Judd Tract No. 140;

THENCE, in Page County, with the boundary lines between the B. Roberta Judd Tract No. 160 and the B. L. Judd Tract No. 140, the Mrs. P. S. Batman Tract No. 137-a, the J. W. Bradley Tract No. 130-a, the J. W. Bradley Tract No. 130-b and the L. F. and R. I. Judd Tract No. 198, to a corner common to the said B. Roberta Judd Tract No. 160 and the said L. F. and R. I. Judd Tract No. 198 and common also to the S. L. Grandstaff Tract No. 178 and the Mrs. P. S. Batman Tract No. 137-c;

THENCE, in Page County, with the boundary line between the S. L. Grandstaff Tract No. 178 and the Mrs. P. S. Batman Tract No. 137-c, to a corner common to the said Mrs. P. S. Batman Tract No. 137-c and the Ida F. Bradley Tract No. 128, in a line of the said S. L. Grandstaff Tract No. 178;

THENCE, in Page County, with the boundary lines between the Ida F. Bradley Tract No. 128 and the S. L. Grandstaff Tract No. 178, the B. T. Grandstaff Tract No. 129-a and the B. Roberta Judd Tract No. 160-a, to a corner common to the said Ida F. Bradley Tract No. 128 and the B. Roberta Judd Tract No. 160-a and common also to the Mrs. Adeline Fox Tract No. 127;

THENCE, in Page County, with the boundary lines between the Mrs. Adeline Fox Tract No. 127 and the B. Roberta Judd Tract No. 160-a, the Noah Fox Estate Tract No. 36 and the E. N. Hershberger Tract No. 126, to a corner common to the said Mrs. Adeline Fox Tract No. 127 and the said E. N. Hershberger Tract No. 126 and common also to the Ida F. Bradley Tract No. 128;

THENCE, in Page County, with the boundary lines between the Ida F. Bailey Tract No. 128 and the E. N. Hershberger Tract No. 126, to a corner common to the two said tracts and common also to the S. L. Batman Tract No. 98 and the B. T. Grandstaff Tract No. 129;

THENCE, in Page County, with the boundary line between the E. N. Hershberger Tract No. 126 and the B. T. Grandstaff Tract No. 129, to the point of intersection with a line of the J. L. Lehew Tract No. 116;

THENCE, in Page County, with the boundary lines between the J. L. Lehew Tract No. 116 and the B. T. Grandstaff Tract No. 129, the Payne and Seal Tract No. 114 and the O. F. Judd Tract No. 115, to the point of intersection with a line of the S. B. Waters Tract No. 119;

THENCE, in Page County, with the boundary line between the S. B. Waters Tract No. 119 and the O. F. Judd Tract No. 115, to a corner common to the two said tracts and common also to the J. G. Grove Tract No. 118;

THENCE, in Page County, with the boundary lines between the J. G. Grove Tract No. 118, and the S. B. Waters Tract No. 119, the J. J. Heiston Tract No. 66, the Ellen Burrell Tract No. 45 and the I. W. Lehew Tract No. 65, to a corner common to the said J. G. Grove Tract No. 118 and the O. F. Judd Tract No. 115, in a line of the said I. W. Lehew Tract No. 65;

THENCE, in Page County, with the boundary lines between the O. F. Judd Tract No. 115 and the I. W. Lehew Tract No. 65, the Ellen Burrell Tract No. 45 and the J. J. Heiston Tract No. 66-a, to the point of intersection with a line of the Benton D. Fox Tract No. 95;

THENCE, in Page County, with the boundary lines between the J. J. Heiston Tract No. 66-a and the Benton D. Fox Tract No. 95, the C. C. and L. D. Miller Tract No. 93, the Zada Kemp Phenk Tract No. 89, the J. W. Alther Tract No. 84 and the W. T. Beahn Tract No. 85, to a corner common to the said J. J. Heiston Tract No. 66-a and the W. T. Beahn Tract No. 85 and common also to the Ellen Burrell Tract No. 45;

THENCE, in Page County, with the boundary lines between the Ellen Burrell Tract No. 45 and the W. T. Beahn Tract No. 85, the H. V. Batman Estate Tract No. 81, the H. J. Batman Estate Tract No. 74, and the Fulton Thurston Tract No. 75, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Position No. 106, a black oak, with triangular blaze, at corner of wire fence, 16 feet east of nail in blazed gum sapling and 7.8 feet northwest of nail in pine sapling;

THENCE, in Page County, with said boundary line N. $57^{\circ} 19'$ W. 566 feet, to Pos. No. 105, a locust stake in wooded area, 5.5 feet east of nail in blazed oak sapling and 15.5 feet west of nail in blazed oak;

THENCE, in Page County N. $45^{\circ} 52'$ W. 699 feet, to Pos. No. 104, a locust stake 3 feet east of wire fence, 2.8 feet east of nail in blazed chestnut and 10.2 feet west of nail in blazed pine sapling;

THENCE, in Page County, N. $56^{\circ} 32'$ W. 729 feet, to Pos. No. 103, a locust stake in rock pile, 1.4 feet north of nail in blazed chestnut and 3.5 feet south of nail in blazed stump;

THENCE, in Page County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and running with the boundary lines between the Ellen Burrell Tract No. 45 and the M.L. Rickard Estate Tract No. 64, the Ruth Judd and Pearl Baker Tract No. 148 and the I.A. and Lloyd Rickard Tract No. 63, to another point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county at Position No. 99, a locust stake in wooded area, 15 feet south of wood road, 6.6 feet south of nail in blazed chestnut oak and 12.5 feet northeast of nail in blazed black oak;

THENCE, in Page County, with said boundary line, N. $33^{\circ} 21'$ W. 135 feet, to Pos. No. 98, a locust stake in wooded area, 8 feet east of nail in blazed chestnut oak and 9 feet northwest of nail in blazed white oak;

THENCE, in Page County, N. $18^{\circ} 37'$ W. 486 feet, to Pos. No. 97, a locust stake in wooded area, 6.9 feet southeast of nail in chestnut oak sapling and 6.8 feet northeast of nail in chestnut oak sapling ;

THENCE, in Page County, N. $36^{\circ} 01'$ W. 1055 feet, to Pos. No. 96, a corner fence post, 8.7 feet southeast of nail in blazed fence post and 15.7 feet northeast of nail in blazed stump;

THENCE, in Page County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and running with the boundary lines between the J.I. and E.K. Rice Tract No. 62, and the J.W. Foley Tract No. 61, to the point of intersection with a line of the Ellen Burrell Tract No. 45;

THENCE, in Page County, with the boundary lines between the Ellen Burrell Tract No. 45 and the J.W. Foley Tract No. 61, the David Baker Tract No. 60, the William L. Racer Tract No. 59, the G.W. and C.E. Brown Tract No. 58, the Frank M. Seal Tract No. 57, another portion of the G.W. and C.E. Brown Tract No. 58 and another portion of the William L. Racer Tract No. 59, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 92, a locust stake in small drain in wooded area, 9.9 feet east of nail in blazed gum and 11.5 feet northwest of nail in blazed black oak;

THENCE, in Page County, with said boundary line, N. $16^{\circ} 18'$ W. 564 feet, to Pos. No. 91, an old chestnut oak stump, with triangle on north side, at the southwest corner of cultivated field;

THENCE, in Page County, N. $3^{\circ} 23'$ W. 1938 feet, to Pos. No. 90, a 5-inch locust with triangular blaze at east side of pasture, 6.1 feet northwest of nail in blazed sassafras and 5.6 feet southwest of persimmon tree;

THENCE, in Page County, N. $19^{\circ} 15'$ W, to the point of intersection with the boundary line between the J.H. Weatherholtz Tract No. 56 and the Ellen Burrell Tract No. 45;

THENCE, in Page County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county and

running with the boundary lines between the J.H. Weatherholtz Tract No. 56 and the Ellen Burrell Tract No. 45, to a corner common to the said J.H. Weatherholtz Tract No. 56 and the Ordie Atwood Tract No. 55, in a line of the said Ellen Burrell Tract No. 45;

THENCE, in Page County, with the boundary line between the Ordie Atwood Tract No. 55 and the Ellen Burrell Tract No. 45, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 86, a locust stake in fence corner, 9.4 feet southeast of nail in fence post and 7.5 feet west of nail in fence post;

THENCE, in Page County, with said boundary line, N. 74° 29' E. 271 feet, to Pos. No. 85, a locust stake at east edge of open field, 4.7 feet west of nail in fence post and 4 feet southeast of nail in fence post;

THENCE, in Page County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and running with the boundary lines between the Ellen Burrell Tract No. 45 and the J.O. Bailey Tract No. 54, the W.B. Vaughn Tract No. 53, the L.B. Vaughn Tract No. 52, the J.W. Vaughn Tract No. 51 and the Vaughn School House Tract No. 50, to the point of intersection with the eastern limits of the county road near said School House;

THENCE, in Page County, with the eastern limits of the county road to the point of intersection with the boundary line between the Ellen Burrell Tract No. 45 and the Frank Mehan Tract No. 72;

THENCE, in Page County, with the boundary lines between the Ellen Burrell Tract No. 45 and the Frank Mehan Tract No. 72, the I.N. Mehan Tract No. 49 and the Ambrose Jones Tract No. 71, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 74-G, a stake in open timber, 3.2 feet north-east of nail in oak and 4.4 feet southwest of nail in chestnut stump;

THENCE, in Page County, with said boundary line, S. 00° 33' W. 312 feet, to Pos. No. 74-G, a stake on north bank of dry drain, 3.5 feet west of nail in oak sapling and 2.6 feet northeast of nail in oak;

THENCE, in Page County, S. 00° 53' W. 388 feet, to Pos. No. 74-E, a locust stake in stone pile in scrub oak timber, 0.8 feet northwest of nail in oak snag and 7 feet south of nail in oak sapling;

THENCE, in Page County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and running with the boundary lines between the Ellen Burrell Tract No. 45 and the Rena Huffman Tract No. 70, the J.E. Presgraves Tract No. 47-a, the Fannie E. Seal Tract No. 48, the J.E. Presgraves Tract No. 47, and the J.M. Presgraves Tract No. 46, to another point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said County, at Pos. No. 74-BB, a red oak with triangular blaze at edge of timber, 22 feet northwest of nail in oak and 13.3 feet southeast of corner fence post;

THENCE, in Page County, with said boundary line, N. 66° 23' E. 522 feet, to Pos. No. 73-AA, a 14-inch gum with triangular blaze, 12 feet north of nail in oak;

THENCE, in Page County, N. 66° 56' E. 724 feet, to Pos. No. 72, a locust stake at corner of wire fence, 6.9 feet north of nail in pine sapling and 12.2 feet south of nail in pine;

THENCE, in Page County, N. $8^{\circ} 49'$ W. 853 feet, to Pos. No. 71, a 22-inch chestnut with triangular blaze at east side of pasture, 50.8 feet southeast of nail in locust and 35 feet northeast of nail in pine;

THENCE, in Page County, N. $7^{\circ} 30'$ W. 466 feet, to Pos. No. 70, a locust stake at fence corner, 6.3 feet east of nail in fence post and 5 feet northwest of nail in fence post;

THENCE, in Page County, N. $9^{\circ} 01'$ W. 319 feet, to Pos. No. 69, a locust stake at fence corner, 9.5 feet northwest of nail in pine, 9.7 feet southeast of nail in pine;

THENCE, in Page County, N. $8^{\circ} 57'$ W. 340 feet, to Pos. No. 68, a locust stake 31 feet north of ford on Jeremys Run, 17 feet northeast of nail in sycamore and 3.8 feet southwest of nail in blazed locust;

THENCE, in Page County, N. $2^{\circ} 12'$ W. 781 feet, to Pos. No. 67, a locust stake in rock pile in wooded area on west slope of steep hill, 6.7 feet east of nail in blazed pine and 6.2 feet northwest of nail in blazed pine;

THENCE, in Page County, N. $7^{\circ} 18'$ W. 628 feet, to Pos. No. 66, a locust stake at rock pile at edge of timber;

THENCE, in Page County, N. $34^{\circ} 45'$ E. 523 feet, to Pos. No. 65, an oak tree with triangular blaze, in wooded area, 15 feet south of wire fence, 6.2 feet southeast of nail in blazed oak, and 11 feet southwest of nail in blazed maple;

THENCE, in Page County, N. $65^{\circ} 04'$ E. 260 feet, to Pos. No. 64, a locust stake at wire fence in wooded area;

THENCE, in Page County, N. $53^{\circ} 26'$ E. 700 feet, to Pos. No. 63, a pine tree with triangular blaze at fence, 17.1 feet north of nail in blazed black oak and 16.9 feet west of nail in pine tree;

THENCE, in Page County, N. $24^{\circ} 27'$ E. 889 feet, to Pos. No. 62, a locust stake in rock pile at edge of timbered area, 3 feet north of nail in blazed chestnut oak and 23.2 feet southwest of nail in white oak;

THENCE, in Page County, leaving said boundary line, and running with the boundary lines between the Ann P. Jolliffe Heirs Tract No. 41 and the Eli Jones Estate Tract No. 69, the A.G. Bailey Tract No. 68 and the Thomas W. Abbott Tract No. 40, to another point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 57, a locust stake at rock pile in fence line at wooded area;

THENCE, in Page County, with said boundary line N. $33^{\circ} 47'$ E. 3599 feet, to Pos. No. 56, an 8-inch gum with triangular blaze in wooded area, 7 feet northeast of nail in blazed gum and 6.7 feet southwest of nail in blazed dogwood;

THENCE, in Page County, N. $22^{\circ} 32'$ W. 606 feet, to Pos. No. 55, a 4-inch hickory with triangular blaze in wooded area, 7.8 feet northwest of nail in blazed hickory and 8.5 feet southwest of nail in blazed pine;

THENCE, in Page County, N. $45^{\circ} 43'$ E. 1031 feet, to Pos. No. 54, a locust stake in wooded area, 4 feet east of nail in blazed chestnut sapling and 6.3 feet northeast of nail in blazed chestnut oak;

THENCE, in Page County, N. $45^{\circ} 58'$ E. 1515 feet, to Pos. No. 53, a locust stake at corner of wire fence, 12.8 feet northeast of nail in blazed locust, 1.5 feet west of nail in blazed fence post;

THENCE, in Page County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and

running with the boundary lines between the Lona B. Deavers Tract No. 39 and the Ann P. Jolliffe Tract No. 41, the M.L. and G.R. Clark Tract No. 38 and the E.L. and R.S. Hite Tract No. 36, to another point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 49, a 20-inch ash with triangular blaze on west side of Mine Run, 23.6 feet northwest of nail in blazed elm and 25.4 feet southwest of nail in blazed sassafras;

THENCE, in Page County, N. $65^{\circ} 30'$ E. 218 feet, to Pos. No. 48;

THENCE, in Page County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and continuing the same course N. $65^{\circ} 30'$ E. 30 feet, to a station on the east side of a wood road;

THENCE, in Page County, along the east side of said road to another point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, between Position No. 47 and Position No. 46;

THENCE, in Page County, N. $74^{\circ} 37'$ E. to Pos. No. 46, a locust stake at south corner of apple orchard; 18.4 feet southeast of nail in blazed apple tree and 29 feet east of nail in blazed hickory;

THENCE, in Page County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and running with the boundary lines between the E.L. and H.S. Hite Tract No. 36 and the James F. Walker Tract 35, the Mary Susan Deavers Tract No. 698, the Mary Deavers Tract No. 34, the Thomas B. Rickard Tract No. 33 and the G.B. Baldwin Tract No. 32, to a corner common to the said E.L. and H.S. Hite Tract No. 36 and the John M. Miller Tract No. 12, in a line of the said G.B. Baldwin Tract No. 32 ;

THENCE, in Page County, with the boundary line between the G.B. Baldwin Tract No. 32 and the John M. Miller Tract No. 12, to a corner common to the said G.B. Baldwin Tract No. 32 and the A.L. Deavers Tract No. 21, in a line of the said John M. Miller Tract No. 12;

THENCE, in Page County, with the boundary line between the A.L. Deavers Tract No. 21, and the John Miller Tract No. 12, to a corner common to the said A.L. Deavers Tract No. 21 and the B.E. and C.W. Rickard Tract No. 20, in a line of the said John M. Miller Tract No. 12;

THENCE, in Page County, with the boundary lines between the B.E. and C.W. Rickard Tract No. 20, and the A.L. Deavers Tract No. 21, the Jesse Deavers Tract No. 22 and the Sola K. Sours Tract No. 8, to the point of intersection with a line of the C.P. and J.T. Keyser Tract No. 14;

THENCE, in Page County, with the boundary lines between the Sola K. Sours Tract No. 8 and the C.P. and J.T. Keyser Tract No. 14, the Bassett W. Mitchell Mitchell Tract No. 5-a, the William C. Overall Heirs Tract No. 2-a, the William C. Overall Heirs-Susan J. Heiskell Tract No. 2-VI and the Bassett W. Mitchell Tract No. 5, to a corner common to the said Bassett W. Mitchell Tract No. 5 and the Jessie L. and Grace Deavers Tract No. 701, in a line of the said Sola K. Sours Tract No. 8;

THENCE, in Page County, with the boundary lines between the Jessie L. and Grace Deavers Tract No. 701, and the Bassett W. Mitchell Tract No. 5, to a corner common to the two said tracts and common also to the B.E. Rickard Tract No. 24;

THENCE, in Page County, with the boundary line between the Jessie L. and Grace Deavers Tract No. 701 and the B.E. Rickard Tract No. 24, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Position No. 31, a maple with triangular blaze on south bank of Dry Run 16.6 feet south of nail in blazed oak and 7.5 feet northeast of nail in blazed ironwood;

THENCE, in Page County, with the said boundary line, S. $62^{\circ} 29'$ W. 214 feet, to a station in Dry Run;

THENCE, in Page County, S. $70^{\circ} 48'$ W. 259 feet, to a station in Dry Run;

THENCE, in Page County, S. $77^{\circ} 53'$ W. 120 feet, to a station in Dry Run;

THENCE, in Page County, N. $87^{\circ} 14'$ W. 106 feet, to a station in Dry Run;

THENCE, in Page County, N. $78^{\circ} 07'$ W. 208 feet, to a station in Dry Run;

THENCE, in Page County, N. $87^{\circ} 22'$ W. 137 feet, to a station in Dry Run;

THENCE, in Page County, N. $66^{\circ} 32'$ W. 166 feet, to a station in Dry Run;

THENCE, in Page County, N. $84^{\circ} 07'$ W. 181 feet, to a station in Dry Run;

THENCE, in Page County, S. $67^{\circ} 33'$ W. 76 feet, to a station in Dry Run;

THENCE, in Page County, N. $77^{\circ} 42'$ W. 131 feet, to Pos. No. 30, a chiseled cross on rock in the center of south prong of Dry Run at small waterfall, 9.8 feet northeast of nail in blazed ash and 6.1 feet south of nail in blazed sapling;

THENCE, in Page County, S. $80^{\circ} 37'$ W. 129 feet, to a station in Dry Run;

THENCE, in Page County, N. $73^{\circ} 57'$ W. 76 feet, to a station in Dry Run;

THENCE, in Page County, S. $56^{\circ} 12'$ W. 117 feet, to Pos. No. 29, a chiseled cross at junction of creeks 16.5 feet northeast of nail in blazed dogwood and 10.5 feet southwest of nail in blazed sapling;

THENCE, in Page County, N. $59^{\circ} 49'$ W. 132 feet, to a station in Dry Run;

THENCE, in Page County, N. $73^{\circ} 18'$ W. 77 feet, to a station in Dry Run;

THENCE, in Page County, N. $63^{\circ} 49'$ W. 113 feet, to a station in Dry Run;

THENCE, in Page County, N. $42^{\circ} 44'$ W. 145 feet, to a station in Dry Run;

THENCE, in Page County, N. $21^{\circ} 50'$ W. 151 feet, to a station in Dry Run;

THENCE, in Page County, N. $44^{\circ} 07'$ W. 136 feet, to a station in Dry Run;

THENCE, in Page County, N. $49^{\circ} 15'$ W. 86 feet, to Pos. No. 28, in the center of the south prong of Dry Run at wire fence running southwest and northeast 13.9 feet southwest of triangular blaze on 5-inch persimmon standing on east bank of said stream;

THENCE, in Page County, N. $30^{\circ} 18'$ W. 89 feet, to a station in Dry Run;

THENCE, in Page County, N. $54^{\circ} 02'$ W. 99 feet, to a station in Dry Run;

THENCE, in Page County, N. $81^{\circ} 25'$ W. 126 feet, to a station in Dry Run;

THENCE, in Page County, S. $85^{\circ} 31'$ W. 162 feet, to a station in Dry Run;

THENCE, in Page County, S. $72^{\circ} 35'$ W. 159 feet, to a station in Dry Run;

THENCE, in Page County, N. $74^{\circ} 27'$ W. 204 feet, to a station in Dry Run;

THENCE, in Page County, N. $52^{\circ} 07'$ W. 106 feet, to a station in Dry Run;

THENCE, in Page County, N. $53^{\circ} 18'$ W. 229 feet, to a station in Dry Run;

THENCE, in Page County, N. $41^{\circ} 57'$ W. 251 feet, to a station in Dry Run;

THENCE, in Page County, N. $50^{\circ} 39'$ W. 152 feet, to a station in Dry Run;

THENCE, in Page County, N. $72^{\circ} 44'$ W. 91 feet, to a station in Dry Run;

THENCE, in Page County, S. $77^{\circ} 36'$ W. 154 feet, to Pos. No. 27, in center of south prong of Dry Run, opposite sycamore sapling with triangular blaze, on south bank of creek, 9.9 feet southeast of nail in blazed sycamore;

THENCE, in Page County, N. $62^{\circ} 52'$ W. 90 feet, to a station in Dry Run;

THENCE, in Page County, N. $73^{\circ} 16'$ W. 205 feet, to a station in Dry Run;

THENCE, in Page County, N. $36^{\circ} 23'$ W. 271 feet, to Pos. No. 26, a cross chiseled in a rock in creek bed, at fence line, about 75 feet northeast of a frame house, 13.1 feet west of nail in blazed chestnut and 10.4 feet northeast of nail in blazed stump;

THENCE, in Page County, N. $66^{\circ} 42'$ W. 154 feet, to a station in Dry Run;

THENCE, in Page County, S. $68^{\circ} 20'$ W. 263 feet, to a station in Dry Run;

THENCE, in Page County, S. $53^{\circ} 51'$ W. 103 feet, to a station in Dry Run;

THENCE, in Page County, S. $64^{\circ} 36'$ W. 177 feet, to Pos. No. 25, in south prong of Dry Run opposite a 12-inch elm with a triangular blaze standing on south bank of said stream;

THENCE, in Page County, S. $80^{\circ} 37'$ W. 129 feet, to a station in Dry Run;

THENCE, in Page County, S. $41^{\circ} 05'$ W. 157 feet, to a station in Dry Run;

THENCE, in Page County, N. $84^{\circ} 33'$ W. 179 feet, to Pos. No. 24, a sycamore with triangular blaze standing on south bank of Dry Run;

THENCE, in Page County, N. $72^{\circ} 50'$ W. 71 feet, to a station in Dry Run;

THENCE, in Page County, N. $34^{\circ} 41'$ W. 72 feet, to a station in Dry Run;

THENCE, in Page County, N. $53^{\circ} 48'$ W. 102 feet, to Pos. No. 23, a walnut tree with triangular blaze on west bank of south prong of Dry Run, 3.5 feet northwest of nail in blazed walnut, 14.9 feet northeast of nail in blazed cedar;

THENCE, in Page County, N. $61^{\circ} 30'$ W. 192 feet, to Pos. No. 22, a sycamore with triangular blaze standing on north bank of Dry Run;

THENCE, in Page County, N. $36^{\circ} 27'$ E. 121 feet, to Pos. No. 21, a chestnut oak with triangular blaze 11.7 feet southwest of nail in blazed chestnut oak and 13.9 feet southeast of nail in blazed pine;

THENCE, in Page County, N. $34^{\circ} 42'$ E. 736 feet, to Pos. No. 20, a locust stake at corner of wire fence, 3.5 feet east of nail in blazed hickory and 1.3 feet southwest of nail in blazed black oak;

THENCE, in Page County, N. $35^{\circ} 23'$ E. 201 feet, to Pos. No. 19, a locust stake at corner of fence, 10 feet northeast of nail in blazed locust and 6.7 feet southeast of nail in blazed black oak;

THENCE, in Page County, N. $36^{\circ} 20'$ E. 1652 feet, to Pos. No. 18 a locust stake at corner of wire fence, 7.9 feet west of nail in fence post and 9.3 feet northeast of nail in blazed walnut;

THENCE, in Page County, N. $4^{\circ} 51'$ E. 213 feet, to Pos. No. 17, a stake in flat 10 feet west of wire fence, 21.6 feet south of nail in blazed sycamore and 13 feet northeast of nail in blazed sycamore;

THENCE, in Page County, N. $57^{\circ} 47'$ W. 1254 feet, to Pos. No. 16, a locust stake near edge of pasture in small timber, 5.9 feet north of nail in blazed dogwood and 9.2 feet west of nail in blazed oak;

THENCE, in Page County, N. $22^{\circ} 56'$ E. 311 feet, to Pos. No. 15, a stake at wire fence near the south corner of apple orchard, 4.5 feet southeast of nail in blazed hazelnut bush and 30.6 feet northwest of nail in blazed walnut;

THENCE, in Page County, N. $22^{\circ} 59'$ E. 439 feet, to Pos. No. 14, a locust stake near east end of clearing, 4.8 feet southeast of nail in blazed oak and 18.4 feet north of nail in blazed pine;

THENCE, in Page County, N. $53^{\circ} 20'$ E. 320 feet, to Pos. No. 13, a stake in wooded area, 6.8 feet north of nail in blazed chestnut and 5.6 feet southwest of nail in blazed chestnut oak;

THENCE, in Page County, N. $11^{\circ} 10'$ E. 435 feet to Pos. No. 12, a stake in wooded area in center of small drain, 5.7 feet southwest of nail in chestnut oak and 14 feet northeast of nail in blazed chestnut oak;

THENCE, in Page County, N. $13^{\circ} 34'$ W. 119 feet, to Pos. No. 11, a stake in wooded area, 6 feet southeast of nail in blazed white oak and 3.8 feet northeast of nail in blazed white oak;

THENCE, in Page County, N. $39^{\circ} 34'$ E. 905 feet, to Pos. No. 10, a locust stake in wire fence at edge of timber, 4 feet north of nail in blazed pine and 12.2 feet southeast of nail in blazed oak;

THENCE, in Page County, N. $35^{\circ} 11'$ E. 729 feet, to Pos. No. 9, a locust stake at west edge of pasture, 7.2 feet northwest of nail in blazed dogwood and 1.4 feet southeast of nail in blazed pine;

THENCE, in Page County, S. $57^{\circ} 47'$ E. 228 feet, to Pos. No. 8, a locust stake in southwest corner of pasture and 12 feet north of wire fence;

THENCE, in Page County, N. $35^{\circ} 31'$ E. 435 feet, to Pos. No. 7, a locust stake at wire fence, 9.5 feet southeast of nail in blazed chestnut oak and 5.2 feet north of nail in blazed oak;

THENCE, in Page County, N. $35^{\circ} 29'$ E. 256 feet, to Pos. No. 6, a locust stake on steep hill side in small timber, 4.2 feet southeast of nail in 4-inch blazed pine and 5.7 feet south of nail in blazed 10-inch pine;

THENCE, in Page County, N. $21^{\circ} 06'$ E. 610 feet, to Pos. No. 5, a locust post in rock pile in wooded area, 6.9 feet south of nail in blazed pine sapling, 11.3 feet southwest of nail in blazed chestnut oak;

THENCE, in Page County, N. $35^{\circ} 28'$ W. 741 feet, to Pos. No. 4, a locust stake in rock pile in wooded area 7 feet west of nail in blazed chestnut oak and 6.8 feet east of nail in blazed chestnut oak;

THENCE, in Page County, N. $47^{\circ} 34'$ E. 78 feet, to Pos. No. 3, an iron bolt in the west side of burnt chestnut stump in wooded area, 7.1 feet northeast of nail in blazed chestnut sapling and 9.2 feet southwest of nail in blazed dogwood;

THENCE, in Page County, N. $67^{\circ} 17'$ E. 1164 feet, to Pos. No. 2, an iron bolt in top of cement post marked "K.D. 1928," 9.3 feet northeast of nail in blazed hickory and 5.1 feet southeast of nail in blazed chestnut oak;

THENCE, in Page County, N. $66^{\circ} 20'$ E. 2806 feet, to Pos. No. 1 19.2 feet southeast of nail in blazed pine and 11.9 feet south of nail in blazed white walnut;

THENCE, in Page County, N. $1^{\circ} 51'$ W. 186 feet, to the point of intersection with the boundary line between Page County and Warren County, designated as the beginning point in the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in Page County, also designated as Position No. 185, in the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in Warren County, and is marked by a stake driven in the ground on the east bank of Overall Run below a blaze on a 12-inch pine;

THENCE, in Warren County, with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, N. $54^{\circ} 25'$ E. 90 feet, to Pos. No. 184, a stake on the east side of an old road, 18.5 feet east of blaze on 2-inch hickory and 16.5 feet southwest of blaze on 8-inch white oak;

THENCE, in Warren County, N. $1^{\circ} 50'$ W. 392 feet, to Pos. No. 183, a pine stake on the west side of an old trail 7.5 feet southeast of blaze on 10-inch white

oak and 9.5 feet north of blaze on 2-inch white oak;

THENCE, in Warren County, N. $23^{\circ} 55'$ E. 1671 feet, to Pos. No. 182, a stake south of top of hollow, 4 feet northeast of 12-inch chestnut oak and 2 feet northwest of 5-inch chestnut oak;

THENCE, in Warren County, N. $16^{\circ} 50'$ W. 791 feet, to Pos. No. 181, a stake under pile of rocks on south side of road, 11 feet northeast of blaze on 10-inch chestnut oak and 7.5 feet northwest of blaze on 12-inch poplar;

THENCE, in Warren County, N. $22^{\circ} 35'$ E. 1077 feet, to Pos. No. 180, a pine stake below triangle on east side of 8-inch hickory on south side of old trail, 12 feet north of blaze on 18-inch white oak and 8 feet northeast of blaze on 12-inch white oak;

THENCE, in Warren County, N. $14^{\circ} 40'$ E. 615 feet, to Pos. No. 179, a stake, 6 feet northwest of blaze on black oak and 5 feet southwest of blaze on red oak;

THENCE, in Warren County, N. $34^{\circ} 05'$ W. 314 feet, to Pos. No. 178, a chestnut stake, 2.5 feet northeast of blaze on 12-inch hickory and 12.5 feet east of blaze on 6-inch hickory;

THENCE, in Warren County, N. $3^{\circ} 30'$ W. 310 feet, to Pos. No. 177, a triple walnut with blazes on north side;

THENCE, in Warren County, S. $56^{\circ} 50'$ E. 1086 feet, to Pos. No. 176, a stake at south end of gate, 9 feet northeast of blaze on 10-inch oak and 6.5 feet northwest of blaze on 8-inch oak;

THENCE, in Warren County, N. $25^{\circ} 40'$ E. 404 feet, to Pos. No. 175, in hollow east of double chestnut oak with blaze and 9 feet northwest of blaze on 4-inch black oak;

THENCE, in Warren County, N. $75^{\circ} 25'$ E. 1182 feet, to Pos. No. 174, a stake 2.5 feet south of blaze on 12-inch gum and 13.5 feet northeast of blaze on 3-inch limb of gum;

THENCE, in Warren County, N. $6^{\circ} 20'$ W. 770 feet, to Pos. No. 173, a stake below triangle on 15-inch spanish oak, 5 feet north of fence line;

THENCE, in Warren County, N. $84^{\circ} 50'$ E. 274 feet to Pos. No. 172, a stake 2 feet north of fence, 8 feet southwest of blaze on 30-inch oak and 4 feet east of blaze on 4-inch gum;

THENCE, in Warren County, N. $41^{\circ} 05'$ E. 2323 feet, to Pos. No. 171, a locust stake at small angle in fence line, 8 feet southeast of blaze on 4-inch chestnut oak and 5 feet west of blaze on dead 2-inch chestnut;

THENCE, in Warren County, S. $39^{\circ} 20'$ E. 847 feet, to Pos. No. 170, a stake 5 feet southwest of old rail fence, 14.5 feet northwest of blaze on 12-inch chestnut oak and 15.5 feet southwest of blaze on 2-inch oak;

THENCE, in Warren County, S. $53^{\circ} 15'$ W. 230 feet, to Pos. No. 169, a stake under fence line, 10 feet northeast of blaze on 4-inch oak and 10 feet west of blaze on 4-inch locust;

THENCE, in Warren County, S. $40^{\circ} 15'$ E. 2369 feet, to Pos. No. 168, a 28-inch sycamore about 100 feet west of road, blazed on its west and southwest side;

THENCE, in Warren County, S. $16^{\circ} 10'$ W. 217 feet, to Pos. No. 167, a stake north of road and creek at end of fence, 5.5 feet south of blaze on 10-inch sycamore and 5 feet northwest of blaze on 10-inch sumac;

THENCE, in Warren County, S. $19^{\circ} 50'$ W. 5042 feet, to Pos. No. 166, a white oak on west side of road in small trail, blazed on its north and south sides;

THENCE, in Warren County, S. $22^{\circ} 05'$ W. 334 feet, to Pos. No. 165, an old

stump in line with fence on east side of old road;

THENCE, in Warren County, S. $78^{\circ} 25'$ E. 1395 feet, to Pos. No. 164, a stake
blaze
below/on 14-inch sassafras at angle in fence line south of spring;

THENCE, in Warren County, N. $88^{\circ} 20'$ E. 624 feet, to Pos. No. 163, a stake
below blaze on east side of 10-inch cedar at angle in fence;

THENCE, in Warren County, S. $50^{\circ} 50'$ E. 950 feet, to Pos. No. 162, a locust
stake, 6 feet north of blaze on 3-inch hickory and below triangle on east side of
15-inch hickory;

THENCE, in Warren County, N. $60^{\circ} 15'$ E. 1113 feet, to Pos. No. 161, a rock
pile 5 feet south of triangle on chestnut oak and six feet southwest of center
of large rock;

THENCE, in Warren County, N. $61^{\circ} 35'$ E. 1899 feet, to Pos. No. 160, a locust
stake below a linden, 8 feet north of blaze on 7-inch locust and 10.5 feet east
of blaze on 15-inch chestnut oak;

THENCE, in Warren County, N. $58^{\circ} 20'$ E. 614 feet, to Pos. No. 159, a pile of
rocks, 6 feet north of blaze on chestnut oak, 6 feet east of blaze on small maple;

THENCE, in Warren County, N. $14^{\circ} 45'$ E. 1952 feet, to Pos. No. 158, a locust
stake 1 foot west of triangle on 15-inch pine and 4 feet northwest of triangle on
a chestnut oak;

THENCE, in Warren County, N. $22^{\circ} 15'$ W. 2686 feet, to Pos. No. 157, a locust
stake 10 feet west of fence and below triangle on a double hickory;

THENCE, in Warren County, N. $25^{\circ} 45'$ W. 1195 feet, to Pos. No. 156, a locust
stake beside a small oak. 15 feet north of triangle on 10-inch pine and 9 feet
southeast of triangle on 24-inch sycamore;

THENCE, in Warren County, S. $59^{\circ} 25'$ E. 2360 feet, to Pos. No. 155, a locust
stake in fence corner, 9.5 feet east of the blaze on 8-inch locust and 3 feet
south of blaze on 4-inch locust;

THENCE, in Warren County, S. $35^{\circ} 20'$ W. 195 feet, to Pos. No. 154, a locust
stake at north side of cliff at fence line and old oak stump, 1 foot southeast of
blaze on 4-inch chestnut oak and 11.5 feet north of blaze on 3-inch chestnut oak;

THENCE, in Warren County, S. $67^{\circ} 30'$ E. 1438 feet, to Pos. No. 153, a locust
stake 7 feet north of triangle on 4-inch hickory, 14 feet southeast of triangle
on 6-inch chestnut and 3 feet south of old chestnut oak stump;

THENCE, in Warren County, S. $35^{\circ} 00'$ E. 675 feet, to Pos. No. 152, a locust
stake north of rock pile, 7.5 feet north of triangle on double chestnut and 7.5
feet east of triangle on small poplar;

THENCE, in Warren County, S. $30^{\circ} 30'$ E. 1157 feet, to Pos. No. 151, a locust
stake south of rock pile in small drain, 3 feet west of triangle on 8-inch ash and
10.5 feet northeast of triangle on 6-inch black oak;

THENCE, in Warren County, S. $65^{\circ} 55'$ E. 1267 feet, to Pos. No. 150, a locust
stake below triangle blazed on north side of 30-inch white oak;

THENCE, in Warren County, S. $66^{\circ} 40'$ E. 1436 feet, to Pos. No. 149, a locust
stake 15.5 feet east of triangle on 24-inch gum;

THENCE, in Warren County, N. $75^{\circ} 15'$ E. 1367 feet, to Pos. No. 148, a locust
stake 27 feet southeast of triangle on 24-inch pine and 20 feet north of blaze on
4-inch dogwood;

THENCE, in Warren County, N. $44^{\circ} 00'$ E. 908 feet, to Pos. No. 147, a locust
stake in fence line 24 feet south of nail in blaze on 36-inch oak and 3 feet west
of blaze on 32-inch black oak;

THENCE, in Warren County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and running with the boundary line between the E.L. Fristoe Tract No. 23 and the J.E. Thompson Tract No. 67, to the point of intersection with a line of the H.G. Morrison Tract No. 48;

THENCE, in Warren County, with the boundary line between the J.E. Thompson Tract No. 67 and the H.G. Morrison Tract No. 48, to a corner common to the two said tracts and common also to the Thaddeus Compton Tract No. 16;

THENCE, in Warren County, with the boundary line between the Thaddeus Compton Tract No. 16 and the H.G. Morrison Tract No. 48, to a corner common to the said H.G. Morrison Tract No. 48 and the M. Lew Partlow Tract No. 54, in a line of the said Thaddeus Compton Tract No. 16;

THENCE, in Warren County, with the boundary lines between the M. Lew Partlow Tract No. 54 and the Thaddeus Compton Tract No. 16, to a corner common to the two said tracts and common also to the C.F. Updike Estate Tract No. 76, and the Clarence S. Partlow Tract No. 71;

THENCE, in Warren County, with the boundary line between the M. Lew Partlow Tract No. 54, and the Clarence S. Partlow Tract No. 71, to a corner common to the said M. Lew Partlow Tract No. 54 and the Fristoe and Lockhart Tract No. 25, in a line of the said Clarence S. Partlow Tract No. 71 ;

THENCE, in Warren County, with the boundary lines between the Fristoe and Lockhart Tract No. 25 and the Clarence S. Partlow Tract No. 71, the Alma O. Updike Tract No. 70 and the M. Lee Partlow Tract No. 53, to a corner common to the said Fristoe and Lockhart Tract No. 25, and common also to the H.R. Millar Tract No. 45 and the W.H. Compton Tract No. 17-a;

THENCE, in Warren County, with the boundary line between the H.R. Millar Tract No. 45, and the W.H. Compton Tract No. 17-a, to a corner common to the two said tracts and common also to the Robert Vaught Tract No. 77 and the Richard Henry Tract No. 30;

THENCE, in Warren County, with the boundary line between the Robert Vaught Tract No. 77 and the Richard Henry Tract No. 30, to a corner common to the two said tracts and common also to the Lewis Jones Tract No. 32 and the W.H. Compton Tract No. 17;

THENCE, in Warren County, with the boundary lines between the Lewis G. Jones Tract No. 32 and the W.H. Compton Tract No. 17, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 126, an 18-inch hickory about 40 feet west of Greasy Run, blazed on east and west sides;

THENCE, in Warren County, with said boundary line, S. $27^{\circ} 20'$ W. 953 feet, to Pos. No. 125, a chiseled cross on the east end of the top of a 10'x4'x4' boulder at foot of Greasy Falls;

THENCE, in Warren County, S. $64^{\circ} 25'$ E. 2700 feet, to Pos. No. 124, a chiseled cross on the north end of large rock, 13 feet east of 8-inch dogwood and 10 feet south of blaze on 6-inch dogwood;

THENCE, in Warren County, N. $21^{\circ} 10'$ E. 944 feet, to Pos. No. 123, a locust stake 12.7 feet northeast of blaze on 10-inch linden and 4.5 feet east of blaze on 5-inch ash;

THENCE, in Warren County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county,

and running with the boundary line between the Mary B. Jones Tract No. 33 and the S.R. Millar Tract No. 61, to the point of intersection with a line of the Sam Johnson Tract No. 31;

THENCE, in Warren County, with the boundary line between the Sam Johnson Tract No. 31 and the Mary B. Jones Tract No. 33, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 119, a locust stake at north end of old pile of chestnut logs, 13.5 feet north of triangle on 8-inch hickory, and 8 feet east of triangle on white walnut;

THENCE, in Warren County, with said boundary line N. 53° 35' E. 3139 feet, to Pos. No. 118, a locust stake below white walnut stump with triangular blaze on east side of and 20 feet west of a spring;

THENCE, in Warren County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and running with the boundary lines between the George Bailey Tract No. 4 and the Isaac Rudacille Tract No. 56, the J. Eugene Updike Tract No. 74 and the C.N. Baggerly Tract No. 9, to a corner common to the said George Bailey Tract No. 4 and the John J. Miller Estate Tract No. 46, in a line of the said C.N. Baggerly Tract No. 9;

THENCE, in Warren County, with the boundary lines between the John J. Miller Estate Tract No. 46 and the C.N. Baggerly Tract No. 9, the A.R. Baggerly Tract No. 7, the S.J. Baggerly Tract No. 10, the Minnie Manuel Tract No. 37, the B.S. Atwood and others Tract No. 1, another portion of the Minnie Manuel Tract No. 37, the M.A. Partlow Tract No. 52, the M.A. Partlow-Minnie Manuel Tract No. 52-I, another portion of the Minnie Manuel Tract No. 37, the T.S. Updike Tract No. 24, and the S.B. Thornhill Tract No. 69, to a corner common to the said John J. Miller Estate Tract No. 46 and the said S.B. Thornhill Tract No. 69, and common also to the John J. Miller-S.B. Thornhill Tract No. 46-II;

THENCE, in Warren County, with the boundary line between the S.B. Thornhill Tract No. 69 and the John J. Miller-S.B. Thornhill Tract No. 46-II, to a corner common to the two said tracts and common also to the Ed Smeltzer Tract No. 62 and the John J. Miller-Ed Smeltzer Tract No. 46-III;

THENCE, in Warren County, with the boundary line between the Ed Smeltzer Tract No. 62 and the John J. Miller-Ed Smeltzer Tract No. 46-III, to a corner common to the two said tracts and common also to the S.B. Thornhill Tract No. 69-a and the John J. Miller Estate Tract No. 46;

THENCE, in Warren County, with the boundary lines between the John J. Miller Estate Tract No. 46 and the S.B. Thornhill Tract No. 69-a, the Stephen Sims Tract No. 60 and the A.G. Weaver Tract No. 81, to a corner common to the said A.G. Weaver Tract No. 81 and the A.G. Bailey Tract No. 5, in a line of the said John J. Miller Estate Tract No. 46;

THENCE, in Warren County, with the boundary lines between the A.G. Weaver Tract No. 81 and the A.G. Bailey Tract No. 5, to a corner common to the said A.G. Weaver Tract No. 81 and the E.J. Vaught Tract No. 78-a, in a line of the said A.G. Bailey Tract No. 5;

THENCE, in Warren County, with the boundary line between the E.J. Vaught Tract No. 78-a and the A.G. Bailey Tract No. 5, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 89, a locust stake on the

east side of an old chestnut stump, 22.5 feet south of triangle on double black oak and 19 feet west of nail in triangle on 8-inch hickory;

THENCE, in Warren County, with said boundary line, N. $9^{\circ} 15'$ E. 1269 feet, to Pos. No. 88, a locust stake on north side of road, 10 feet south of triangle on old chestnut stump and 7.3 feet northwest of double chestnut stump with triangular blaze on west side;

THENCE, in Warren County, N. $84^{\circ} 30'$ W. 883 feet, to Pos. No. 87, a chiseled cross on large boulder on north side of road, 10 feet southeast from nail in triangle on 6-inch black oak and 7 feet east of nail in triangle on 6-inch wild cherry;

THENCE, in Warren County, N. $89^{\circ} 30'$ W. 737 feet, to Pos. No. 86, a double hickory, bearing a triangular blaze, north of road;

THENCE, in Warren County, N. $5^{\circ} 05'$ E. 388 feet, to Pos. No. 85, a chestnut stake about 40 feet east of road, 7 feet east of nail in 8-inch tree and 7 feet north of nail in blaze on 6-inch oak;

THENCE, in Warren County, N. $10^{\circ} 55'$ W. 434 feet, to Pos. No. 84, a locust stake about 20 feet east of road, 18 feet north of triangle on 8-inch black oak and 9 feet west of nail in triangle on 6-inch black oak;

THENCE, in Warren County, N. $61^{\circ} 40'$ W. 686 feet, to Pos. No. 83, a locust stake 5 feet southwest of road, 6 feet south of triangle on 2-inch hickory and 8.5 feet west of triangle on 2-inch hickory;

THENCE, in Warren County, N. $9^{\circ} 55'$ E. 163 feet, to Pos. No. 82, a locust stake on crest of ridge at side of old road, 10 feet south of nail in triangle on 5-inch locust and 17 feet west of 6-inch locust;

THENCE DUE WEST 398 feet, to Pos. No. 81, a locust stake on west side of fence, 7 feet south west of nail in triangle on 15-inch sassafras and 14 feet east of nail in triangle on 5-inch walnut;

THENCE, in Warren County, S. $87^{\circ} 05'$ W. 398 feet, to Pos. No. 80, a locust stake 6.5 feet northeast of 24-inch black oak with triangle blaze;

THENCE, in Warren County, N. $7^{\circ} 25'$ W. 1414 feet, to Pos. No. 79, a cross chiseled in a 2 foot rock, 7 feet north of nail in triangle on 12-inch cherry tree and 14 feet east of nail in triangle on 30-inch poplar;

THENCE, in Warren County, N. $16^{\circ} 00'$ E. 1238 feet, to Pos. No. 78, a chestnut oak bearing triangular blaze;

THENCE, in Warren County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and running with the boundary lines between the B.F. Borden and Company Tract No. 11 and the Lyle J. Williams Tract No. 82, to a corner common to the said Lyle J. Williams Tract No. 82 and the Levi Marlowe Tract No. 38, in a line of the said B.F. Borden and Company Tract No. 11;

THENCE, in Warren County, with the boundary lines between the Lyle J. Williams Tract No. 82 and the Levi Marlowe Tract No. 38, to the point of intersection with the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, at Pos. No. 70, a cross cut in rock, 7.5 feet south of nail in blaze on 6-inch tree and 3.5 feet northeast of nail in 8-inch tree;

THENCE, in Warren County, with said boundary line, N. $41^{\circ} 00'$ E. 1003 feet, to Pos. No. 69, a locust stake at foot of pine, with triangular blaze 14 feet northeast of nail in 10-inch locust;

THENCE, in Warren County, N. $10^{\circ} 20'$ E. 703 feet, to Pos. No. 68, an old gum

tree covered with blazes;

THENCE, in Warren County, N. $40^{\circ} 50'$ W. 1070 feet, to Pos. No. 67, a blazed 48-inch chestnut oak 15 feet west of Creek;

THENCE, in Warren County, N. $31^{\circ} 05'$ W. 1429 feet, to Pos. No. 66, a locust stake in fence line, 13 feet south of nail in blaze on 18-inch white oak and 6 feet east of nail in 12-inch oak;

THENCE, in Warren County, N. $43^{\circ} 40'$ W. 1424 feet, to Pos. No. 65, a locust stake 1 foot north of fence line, 13 feet south of nail in blaze on 3-inch locust, 10 feet west of nail in blaze on 6-inch locust;

THENCE, in Warren County, N. $57^{\circ} 10'$ W. 317 feet, to Pos. No. 64, a stake in cleared area, 55 feet southeast of nail in 15-inch black oak and 40 feet southeast of locust;

THENCE, in Warren County, N. $1^{\circ} 45'$ E. 591 feet, to Pos. No. 63, a locust stake at fence corner, 17 feet southeast of nail in blaze on 5-inch locust and north of nail in blaze on 4-inch locust;

THENCE, in Warren County, N. $1^{\circ} 25'$ E. 5543 feet, to Pos. No. 62, a rock pile on a ridge, 10 feet south of large oak;

THENCE, in Warren County, N. $3^{\circ} 55'$ E. 2534 feet, to Pos. No. 61, a locust stake near a ledge of rocks and below triangle on hickory;

THENCE, in Warren County, N. $1^{\circ} 20'$ E. 1689 feet, to Pos. No. 60, a locust stake 12 feet north of triangle on double oak and 17.5 feet east of nail in triangle on 6-inch hickory;

THENCE, in Warren County, N. $6^{\circ} 00'$ W. 1413 feet, to Pos. No. 59, a stake below triangular blaze on north side of a large red oak about 100 feet north of Dry Run;

THENCE, in Warren County, N. $26^{\circ} 00'$ E. 1886 feet, to Pos. No. 58, a square concrete post with the number "22" stamped in the upper surface which is a corner of the above mentioned United States Army, Front Royal Quartermaster Depot Tract No. 118;

THENCE, in Warren County, leaving the boundary line of the land described in the petition filed in the above mentioned condemnation proceeding in said county, and running with the boundary lines between the Winfield Fox Tract No. 102 and the said United States Army, Front Royal Quartermaster Depot Tract No. 118, the H.E. Merchant Tract No. 109 and the Henry Fox Tract No. 101, to a corner common to the said Winfield Fox Tract No. 102 and the said Henry Fox Tract No. 101 and common also to the Buddy Fox Tract No. 100;

THENCE, in Warren County, with the boundary line between the Henry Fox Tract No. 101 and the Buddy Fox Tract No. 100, to the point of intersection with a line of the said United States Army, Front Royal Quartermaster Depot Tract No. 118;

THENCE, in Warren County, with the boundary line between the said United States Army, Front Royal Quartermaster Depot Tract No. 118, and the Buddy Fox Tract No. 100, to the place of BEGINNING.

WHEREAS, simultaneously with the execution of this deed, a separate deed of conveyance to the United State of America of the fee simple estate, subject to certain rights of way and easements, in all the lands contained within the above set out BOUNDARY LINE except only the tracts numbered 46, 46-II, 46-III and 108 as numbered and described in the report of the Special Investigators and Board of Appraisal Commissioners in Warren County, and the tracts numbered 37-c, 146, 146-I, 149, 149-I, 158, 159, 170 and 261 as numbered and described in the report of the

Special Investigators and Board of Appraisal Commissioners in Greene County, and the tracts numbered 33, 33-I, 54, 54-I and 54-II as numbered and described in the report of the Special Investigators and Board of Appraisal Commissioners in Rappahannock County, all of which reports are of record in the land records of said counties as set out above, has been executed in the names of the State of Virginia and of the State Commission on Conservation and Development, by the Governor of Virginia and the Chairman of the said State Commission on Conservation and Development, in form and manner, mutatis mutandis, substantially similar to the execution of this deed, for use in the establishment of a public park to be known as the Shenandoah National Park and for Public Park purposes, the said lands being approximately one hundred and sixty-eight thousand two hundred and sixteen and eight-tenths (168,216.8) acres, and not less than one hundred and sixty thousand (160,000) acres, in extent; and

WHEREAS, the several awards adjudged and set out in the judgments in rem in the above mentioned condemnation proceedings in the counties of Warren, Greene, and Rappahannock, admitted to record in the land records of said counties as hereinbefore set forth, for the taking of the fee simple estate, subject to the rights of way and easements hereinafter set out, in the numbered tracts mentioned in the preceding paragraph, when taken together, amount to the sum of Sixty Four Thousand Two Hundred and Thirty-Two Dollars and Fifty Cents (\$64,232.50); and,

WHEREAS, acting under the authority conferred upon him by the National Industrial Recovery Act approved June 16, 1933, (public No. 67-73rd Congress) the Secretary of the Interior of the United States of America furnished the said State Commission on Conservation and Development with the amounts of the several awards adjudged as aforesaid for the taking of the numbered tracts mentioned in the preceding paragraph, by the payment of the said sum of Sixty-Four Thousand Two Hundred and Thirty-Two Dollars and Fifty Cents (\$64,232.50), into the Shenandoah National Park Fund in the custody of the Treasurer of Virginia; and,

WHEREAS, the said State Commission on Conservation and Development acquired the fee simple estate, subject to the rights of way and easements hereinafter set out, in the several numbered tracts of land mentioned in the three preceding paragraphs, by the payment from the said Shenandoah National Park Fund of the several awards adjudged therefor, amounting in all to the said sum of Sixty Four Thousand Two Hundred and Thirty-Two Dollars and Fifty Cents (\$64,232.50), as disclosed by orders entered in the above mentioned condemnation proceedings in the Counties of Warren, Greene and Rappahannock, of record in the land records of said Counties as hereinbefore set out; and,

WHEREAS, the said State Commission on Conservation and Development, by resolution duly adopted, and approved by the Governor of Virginia, has obligated itself and contracted to give, grant, convey and transfer to the United States of America, subject to the provisions of section seven of the above mentioned National Park Act, the fee simple estate in the numbered tracts mentioned in the preceding paragraph, subject to the rights of way and easements hereinafter set out, for use as a public park and for public park purposes, on condition that the same shall have been duly accepted by or on behalf of the United States of America not later than one year after the date of the execution of this deed as set out in the first paragraph hereof; and has authorized and directed the execution of this deed, and,

WHEREAS, section six and seven of the above mentioned National Park Act are

as follows:-

"Section 6. Under terms and conditions approved by the governor, and subject to the provisions of section seven (7) of this act, the commission is hereby vested with power to contract to give, grant, convey, and transfer to the United States of America all and any right, title, or interest which it or the State of Virginia, or any political subdivision thereof, now has or may hereafter acquire in or to land or lands, or in or to any right, title, estate or interest in land or lands, within the area described in section three (3) and four (4) of this act, for use as a public park or for public park purposes; provided that no such gift, grant, conveyance or transfer shall include any right, title, estate or interest owned by the State of Virginia or acquired by the commission, in or the public roads known as the Lee Highway and the Spottswood trail; and the governor of the State of Virginia and the commission are hereby vested with power to execute any lawful conveyance or conveyances, deed or deeds, which they may deem proper or necessary for the execution of any contract or contracts executed by the commission under authority of this section, in the form and manner hereinafter set forth. Any deed or deeds, or conveyance or conveyances executed by the governor and the commission under authority of this section, shall be executed in the names of the State of Virginia, and the State Commission on Conservation and Development, by the governor of the State, and the chairman of the commission, attested by the secretary of the State and the executive secretary of the commission and sealed with the great seal of the State; and no other warrant or authority shall be required for the registration of any such instrument."

"Section 7. The United State of America is authorized to acquire by deed or conveyance pursuant to this act land or lands within the area specified and described in sections three (3) and four (4) of this act, and exclusive jurisdiction shall be and the same is hereby ceded to the United State of America over and within all the territory in the State of Virginia which is included within the area described in sections three (3) and four (4) of this act, and deeded and conveyed to it, pursuant to the terms and conditions of section six (6) of this act; saving, however, to the State of Virginia the right to serve civil or criminal process within the limits of the land or lands thus deeded or conveyed, in suits or prosecutions for or on account of rights acquired, obligations incurred, or crime committed in said State outside of said land or lands, and on account of rights, acquired, obligations incurred, or crimes committed, on or within said lands, prior to the date of the giving or service of notice as hereinafter provided, of the assumption of police jurisdiction over such land or lands by the United State; and saving further, to the said State, the right to tax sales of gasoline and other motor vehicle fuels and oil for use in motor vehicles, and to tax persons and corporations, their franchises and properties, on land or lands deeded or conveyed as aforesaid; and saving, also to persons residing in or on any of the land or lands deeded or conveyed as aforesaid the right to vote at all elections within the county in which said land or lands are located, upon like terms and conditions and to the same extent as they would be entitled to vote in such county had not such lands been deeded or conveyed, as aforesaid, to the United States of America; provided, nevertheless, that such jurisdiction shall not vest in the United States of America unless and until it, through the proper officer or officers, notifies the governor and through him the State of Virginia, that the United States of America assumes police jurisdiction over the land or

lands thus deeded and conveyed. Power is hereby expressly conferred on the congress of the United States to enact such laws as it may deem necessary for the acquisition of the said lands within the area prescribed in sections three (3) and four (4) of this act, and further, to enact such laws and to make and provide for the making of such rules and regulations, of both civil and criminal nature, and to provide punishment therefor, as in its judgment may be proper in the exercise of the jurisdiction hereby conveyed."

NOW THEREFORE, under and pursuant to the authority vested in us by the above mentioned National Park Act, and more specifically by section six thereof, we, George C. Perry, Governor of Virginia, and William E. Carson, Chairman of the State Commission on Conservation and Development, in the names of the State of Virginia and of the State Commission on Conservation and Development, have executed this deed, and in the names of the State of Virginia, and of the State Commission on Conservation and Development, we do hereby give, grant, convey and transfer to the United States of America, subject to the provisions of section seven of the above mentioned National Park Act, for use as a public park, and for public park purposes, the fee simple estate, subject to the hereinafter mentioned rights of way and easements, in all the lands contained in the tracts of land numbered 46, 46-II, 46-III and 108 as numbered and described in the report of the Special Investigators and Board of Appraisal Commissioners in Warren County in the above mentioned condemnation proceeding in that county, and as shown and delineated on the County Ownership Map filed with and made a part of said report; and in the tracts of land numbered 37-c, 146, 146-I, 149, 149-I, 158, 159, 170, and 261 as numbered and described in the report of the Special Investigators and Board of Appraisal Commissioners in Greene County, in the above mentioned condemnation proceeding in that county, and as shown and delineated on the County Ownership Map filed with and made a part of the said report; and of tracts numbered 33, 33-I, 54, 54-I and 54-II as numbered and described in the report of the Special Investigators and Board of Appraisal Commissioners in Rappahannock County, in the above mentioned condemnation proceeding in that county, and as shown and delineated on the County Ownership Map filed with said report; all of which reports, together with the respective County Ownership Maps filed with and made a part thereof, are of record in the land records of said counties as above set out, and to which reports and maps reference is expressly made for greater particularity of description, the said numbers being the numbers by reference to which the fee simple estate in each of the said tracts, subject to the hereinafter set out rights of way and easements, were condemned to the use of the State Commission on Conservation and Development, in the abovementioned condemnation proceedings in the said counties of Warren, Greene and Rappahannock, all as set forth in the above mentioned muniments of title, recorded as aforesaid in the land records of the said counties: the lands contained within the said numbered tracts, when taken together, being approximately seven thousand nine hundred and ninety-five (7,995) acres in extent, and constituting all the lands contained within the above set out BOUNDARY LINE other than those conveyed in the above mentioned deed of the fee simple estate, subject to certain rights of way and easements, in approximately one hundred and sixty-eight thousand, two hundred and sixteen and eight tenths (168,216.8) acres of land within the said BOUNDARY LINE for use in the establishment of a public park to be known as the Shenandoah National Park and for public park purposes.

It is further expressly stipulated and understood that the foregoing notwith-

standing, all and any rights, title, estate or interest owned by the State of Virginia or heretofore acquired by the State Commission on Conservation and Development in or to the public roads known as the Lee Highway and the Spottswood trail are expressly excepted from the terms of the description of lands and the estate or interest in lands herein conveyed, and excluded from the provisions of this deed giving, granting, conveying and transferring property and rights in property to the United States of America; and the fee simple estate in lands herein given, granted, conveyed and transferred to the United States of America, is subject to each and all of the rights of way and easements, to which the fee simple estate in the lands in the counties of Rappahannock and Greene heretofore acquired by the State Commission on Conservation and Development in the above mentioned condemnation proceedings in the said counties, was subjected in the several judgments in rem entered in said proceedings and of record as aforesaid:- each and all of which rights of way and easements are here set forth and described as follows:-

A. The fee simple estate in lands in Rappahannock County, Virginia, which is herein given, granted, conveyed and transferred to the United States of America, is subject nevertheless; (1) To such easement of passage and rights of way as have heretofore been acquired by the United States of America in, on or over a strip of land one hundred feet wide, running through or over the said lands; and, (2) To such rights of way and easements in, on or over the said lands for the erection, maintenance, repair, replacement and operation of poles and wires or other appliances or means for the transmission of electricity as have heretofore been lawfully acquired therein by the South East Public Service Corporation; and by the Page Power Company of Virginia, Incorporated.

B. The fee simple estate in lands in Greene County, Virginia, which is herein give, granted, conveyed and transferred to the United States of America, is subject nevertheless; (1) To such easement of passage and rights of way as have heretofore been acquired by the United States of America in, on or over a strip of land one hundred feet wide running through or over the said lands, and, (2) To such rights of way and easements in, on or over the said lands for the erection, maintenance, repair, replacement and operation of poles and wires or other appliances or means for the transmission of electricity as have heretofore been lawfully acquired therein by the South East Public Service Corporation of Virginia; and by the Madison Power Company, Incorporated.

The provisions of this deed giving granting, conveying and transferring the fee simple estate in the lands herein described, subject to the rights of way and easements mentioned in the preceding paragraph, to the United States of America, are expressly conditioned upon its acceptance by or on behalf of the United States of America not later than one year after the date of the execution of this deed as set out in the first paragraph thereof.

WITNESS the names of the State of Virginia, and of the State Commission on Conservation and Development, hereto attached by George C. Peery, Governor of Virginia, and William E. Carson, Chairman of the State Commission on Conservation and Development, over their respective signatures, whose signatures thus hereto attached and whose separate signatures also hereto attached, and the execution by them of this deed, are attested by the signatures of the Secretary of the Commonwealth of Virginia, and of the Executive Secretary of the Commission on Conservation and Development, and the Great Seal of the Commonwealth of Virginia, all hereto attached in testimony of the execution of this deed in the name, and by the State of

Virginia, and in the name of, and by the State Commission on Conservation and Development, by the Governor of Virginia, and the Chairman of the said Commission, on the day and date mentioned in the first paragraph hereof.

TESTE:-

Peter Saunders, Secretary of
the Commonwealth

(GREAT SEAL OF THE COMMONWEALTH
OF VIRGINIA)

R.A. Gilliam, Executive
Secretary of the State
Commission on Conservation
and Development.

STATE OF VIRGINIA

BY George C. Peery
George C. Perry, Governor.

STATE COMMISSION ON CONSERVATION
AND DEVELOPMENT.

BY WM. E. Carson
WM. E. Carson, Chairman.

George C. Peery, Governor of
Virginia.

WM. E. Carson, Chairman, State
Commission on Conservation
and Development.

STATE OF VIRGINIA)
(SS.
CITY OF RICHMOND)

BE IT REMEMBERED THAT, in the said State of Virginia and City of Richmond, and in the presence of the undersigned Notary Public in and for the said State and City, the Honorable George C. Peery, Governor of Virginia, and the Honorable William E. Carson, Chairman of the State Commission on Conservation and Development, whose signature are attached to the foregoing instrument, acknowledged the same and affirmed that they had attached the names of the State of Virginia and of the State Commission on Conservation and Development, and their said signatures, to the said instrument, and caused the same to be sealed with the Great Seal of the Commonwealth of Virginia, under authority of, and pursuant to the provisions of the "National Park Act" (Acts of 1928, Chapter 371, Page 983).

In testimony whereof, the undersigned Notary Public has hereto attached his signature and notarial seal this the 26th day of December, 1934.

Sidney C. Day, Jr., NOTARY PUBLIC.

My Com. expires Oct. 16, 1938

(Notarial Seal)

STATE OF VIRGINIA)
(SS.
CITY OF RICHMOND)

In the said State and City, personally appeared before the undersigned, a Notary Public in and for the said State and City, Peter Saunders, Secretary of the Commonwealth, and R.A. Gilliam, Executive Secretary of the State Commission on Conservation and Development, whose signatures are attached to the foregoing instrument as attesting witnesses, and acknowledged the same.

Witness my signature and notarial seal hereto attached this 27 day of December, 1934.

Jno. R. Jeter, NOTARY PUBLIC.

My Commission expires Apr. 8, 1936.

(Notarial Seal)

IN CIRCUIT COURT, CLERK'S OFFICE, WARREN COUNTY.

The foregoing Deed, etc. was received in the aforesaid office and with

certificate of acknowledgment thereto attached admitted to record 10th day of
January, 1936, at 9 o'clock A.M.

Teste: Marvin A. Trout, Clerk.

VIRGINIA:

Clerk's Office of Rappahannock Circuit Court, March 6th, 1936.

This Deed, etc, was this day received in the said office and with the certificates
admitted to record at 2:00 o'clock P.M.

Teste:

Jas. M. Settle
Jas. M. Settle, Clerk.

MUNIMENTS OF TITLE
OF THE

STATE COMMISSION ON CONSERVATION AND DEVELOPMENT

: Created an Agency of the Commonwealth of Virginia by an Act :
: of the General Assembly of Virginia, approved March 17, 1926 :
: Acts of 1926, Chapter 169, Page 307. :

IN AND TO

SHENANDOAH NATIONAL PARK LANDS

CONDEMNED

FOR USE AS

A PUBLIC PARK AND FOR PUBLIC PARK PURPOSES

IN THE CONDEMNATION PROCEEDING

STYLED AS FOLLOWS

THE STATE COMMISSION ON CONSERVATION AND DEVELOPMENT OF
THE STATE OF VIRGINIA - - - - - PETITIONER

V.

RICHARD ROE AND OTHERS, AND A TRACT OF LAND IN
RAPPAHANNOCK COUNTY, VIRGINIA, APPROXIMATELY
122.5 ACRES IN EXTENT. - - - - - DEFENDANTS

oooooOooooo

ADMITTED TO RECORD THE 12TH DAY OF JULY, 1938, PURSUANT
TO AN ORDER ENTERED THE 12TH DAY OF JULY, 1938, AND
SPREAD IN THE CHANCERY ORDER BOOK NO. 9, PAGE 5, IN
THE CLERK'S OFFICE OF THE CIRCUIT COURT OF
RAPPAHANNOCK COUNTY, VIRGINIA.

oooooOooooo

VIRGINIA: IN THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY, JULY 12th, 1938.

STATE COMMISSION ON CONSERVATION AND DEVELOPMENT- - - - - PETITIONER.

V.

RICHARD ROE AND OTHERS, AND A TRACT OF LAND IN
RAPPAHANNOCK COUNTY, VIRGINIA, APPROXIMATELY
122.5 ACRES IN EXTENT. - - - - - DEFENDANTS.

RECORDATION ORDER

On the 12th day of July, 1938, came the petitioner in the above styled proceeding, by counsel, and exhibited the record therein, and moved the Court to direct and order the Clerk of the Court to admit to record in his deed book, so much of the orders, judgments and proceedings in the above styled proceeding, as shall show the condemnation heretofore had in the said proceeding, and to index the same in the name and style of this proceeding and also in the name of the petitioner, under authority of the provisions of Section 14 of the Public Park Condemnation Act.

Whereupon, it appearing to the Court that the hereinafter designated orders, judgments, and parts of the proceedings in the above styled proceeding, show the condemnations heretofore had therein, and include a description of the lands and of the estates or interests therein condemned to the use of the petitioner and acquired by it by the payment of the award adjudged therefor into the custody of the Court, it is considered that the Clerk of this Court should, and it is adjudged and ordered that he shall admit to record in his deed book the hereinafter designated orders, judgment, and parts of the proceedings in the above styled proceeding, and index the same in the name of this proceeding and also in the name of the petitioner.

The judgment, orders and parts of the proceedings in the abovestyled proceeding, which the Clerk of this Court is directed to admit to record in his deed book pursuant to this order, are designated as follows, for entry in his said deed book in the relative order in which they are thus designated :-

- (A) This recordation order entered this the 12th day of July, 1938.
- (B) The petition in the above styled proceeding filed under authority of, and pursuant to Section 6 of the Public Park Condemnation Act, including the plat filed with and annexed to said petition and marked for identification "Petitioner's Exhibit Number 1", which plat the Clerk is hereby authorized and directed to detach from said petition for insertion in his deed book together with the recorded copy of said petition.
- (C) The judgment in rem entered the 12th day of July, 1938.
- (D) The order heretofore entered on this the 12th day of July, 1938, under authority of Section 41 of the Public Park Condemnation Act, setting forth the fact of payment by the petitioner into the custody of the Court of the sums stated or set out in the judgment in rem, entered herein on July 12, 1938, as constituting the award for the taking of the estates or interests in the tract of land which were condemned to the use of the petitioner in said judgment in rem.

Enter the above order.

J R H Alexander, Judge.

VIRGINIA: IN THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY

STATE COMMISSION ON CONSERVATION AND DEVELOPMENT - - - - - PETITIONER.

V.

RICHARD ROE AND OTHERS, AND A TRACT OF LAND IN
RAPPAHANNOCK COUNTY, VIRGINIA, APPROXIMATELY
122.5 ACRES IN EXTENT. - - - - - DEFENDANTS.

PETITION

HONORABLE J. R. H. ALEXANDER, JUDGE
OF THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY, VIRGINIA.

YOUR PETITIONER, State Commission on Conservation and Development, an agency of the Commonwealth of Virginia, alleges and shows:

1.

THAT your Petitioner was created an agency of the Commonwealth of Virginia by an Act of the General Assembly of Virginia, approved March 17th, 1926, (Acts of 1926, page 307), amended and re-enacted by an Act of the General Assembly of Virginia, approved March 26th, 1928, (Acts of 1928, page 1154):

2.

THAT by the provisions of said Acts and an Act of the General Assembly of Virginia, approved March 22, 1928, the short title of which is "National Park Act", Petitioner is vested with the power of eminent domain to condemn for a public park or for public park purposes, land and other property, including dwelling houses, outbuildings, orchards, yards and gardens within the Blu Ridge Mountain area of the State of Virginia designated and described in section four of said National Park Act.

3.

THAT, acting under the power and authority conferred upon Petitioner by the aforesaid Acts, Petitioner purposes and desires to acquire and is seeking to acquire for use as a public park and for public park purposes, under the provisions of said Acts and under the provisions of an Act of the General Assembly of Virginia approved March 23, 1928, the short title of which is "Public Park Condemnation Act" (Acts of 1928, page 1036), so much of the said area so designated and described in section four of the said National Park Act, as it deems suited for use as a public park and for public park purposes, and as the funds at its disposal will permit; and that, in condemnation proceedings heretofore had in the Circuit Courts of the Counties of Warren, Page, Rappahannock, Rockingham, Augusta, Greene and Madison, Petitioner has acquired lands in the said area in excess of 160,00 acres for use as a public park and for public park purposes.

4.

THAT your Petitioner deems it expedient, advisable and necessary to acquire for use as a public park and for public park purposes, in condemnation proceedings, instituted and maintained in this Court pursuant to the authority vested in your Petitioner under the above mentioned Acts of the General Assembly of Virginia, the lands within the said area, hereinafter designated and described, the condemnation of which to the use of the Petitioner is prayed herein.

5.

THAT the land which Petitioner proposes and desires to acquire in this proceeding for the aforesaid purposes, lies within the County of Rappahannock, State of Virginia, and within the said area designated in section 4 of the said National Park Act, and is specifically designated and described as follows:

TRACT # 256: A certain tract of land in Piedmont Magisterial District of Rappahannock County, Virginia, adjoining lands heretofore acquired by State Commission on

Conservation and Development for a public park and for public park purposes, including all the buildings and improvements thereon, and designated, shown and delineated as Tract #256 on the County Ownership Map of record in the office of the Clerk of the Circuit Court of Rappahannock County in Deed Book 38 at Page 98, filed thereat as a part of the muniments of title to the lands acquired by State Commission on Conservation and Development under judgments in rem entered in the condemnation proceeding entitled State Commission on Conservation and Development v. Clifton Aylor, et al, approximately 122.5 acres in extent, the boundary line of which is described as follows, the numbered tracts mentioned in the description thereof having reference to the tracts so designated and numbered on said County Ownership Map.

Beginning at (1) a dogwood, corner to Della B. Jenkins tract No. 92 and William Baker tract No. 126; thence with the latter N 82 W, 21.6 chains to (2) a sassafras, corner to H. L. Johnson tract No. 100; thence with same N 12-1/2 E, 27.6 chains to (3) a stone in a road by a poplar stump, corner to J. Bernard Bolen tract No. 69; thence with same N 23 E, 14.0 chains to (4), a double betterwood; thence N 4 E, 23.8 chains to (5) two chestnut-oaks and a chestnut on top of Pig Nut Mountain, thence continuing with said Bolen N 72 W, 6.2 chains to (6) a chestnut-oak; thence N 62 W, 5.9 chains to (7) a large chestnut; thence N 30 1/2 W, 5.8 chains to (8) a chestnut and chestnut-oak on a cliff, corner to Ambrose Bailey tract No. 101-b; thence with same N 71 1/2 E, 19.8 chains to (9) a locust stump and a chestnut, corner to J. A. Jones tract No. 76; thence with same S 66 E, 21.0 chains to (10) a large chestnut-oak, corner to R. M. Dwyer tract No. 78 and J. R. Fincham tract No. 79; thence with the latter S 54 1/2 W, 10.5 chains to (11) a chestnut-oak and a locust, corner to Della B. and Charles I. Jenkins tract No. 80; thence with same S 17 1/2 W, 30.0 chains to (12) three chestnuts and a red-oak, corner to Della B. Jenkins tract No. 92; thence with same S 5 E, 39.0 chains to the beginning, containing 122.5 acres.

6.

THAT the names of the persons or classes of persons owning said tract of land or possibly owning or having some right, title, estate, claim or interest in and to said tract of land or some part thereof, or in or to the proceeds arising from the condemnation thereof, together with the places of residence of said persons, and whether said persons are residents or non-residents of the State of Virginia, so far as the foregoing facts are known to Petitioner, are as follows:

TRACT # 256:-

Richard Roe, designating by this name any unknown but possible owner of said tract of land or possible owner or claimant of some right, title, estate, claim or interest in or to said tract of land or any part thereof, or in or to the proceeds arising from the proposed condemnation thereof, the correct name, place of residence, and post-office address of all or any such owners or claimants being unknown to petitioner.

Board of Supervisors, Rappahannock County, Virginia, whose post office address is Washington, Rappahannock County, Virginia.

Treasurer of Rappahannock County, Virginia, whose post office address is Washington, Rappahannock County, Virginia.

7.

THAT the uses and purposes for which said tract of land so lying within the County of Rappahannock, State of Virginia, and within the metes, bounds and limits set forth in Paragraph 5 hereof, are immediately desired by Petitioner, are for use

as a public park and for public park purposes, and, under the terms and provisions of said Acts, so to be dedicated and used as a public park and for public park purposes; and the extent of the estate or interest which Petitioner so desires to acquire in said tract is a fee simple estate.

8.

THAT a map or plat showing the approximate location of the boundary lines of said tract as set forth in Paragraph 5 of this petition, annexed hereto and marked for identification, "Petitioner's Exhibit No. 1", is tendered herewith and prayed to be filed and read as a part of this petition.

9.

THAT Petitioner by suitable resolutions duly adopted, has heretofore authorized and directed the acquisition in condemnation proceedings of the said tract of land, under the authority conferred upon Petitioner in the above mentioned Acts of the General Assembly of Virginia and in the exercise of the sovereign power of eminent domain of the State of Virginia; and Petitioner has also by suitable resolutions appointed A. C. Carson its representative for the purpose of making the affidavit to this petition, and instituting and maintaining this proceeding, as authorized by sections 5 and 24 of said Act.

WHEREFORE, your Petitioner prays that this, its petition, and the exhibit hereto attached and herein referred to, be taken as filed; that this Court or the Judge thereof in vacation shall make and direct an Order of Notice, as prescribed in Section 7 of said Public Park Condemnation Act, incorporating therein the notice and warning prescribed in Sections 9 and 20 of said Act, fixing a day certain on or before which any and all persons owning or claiming any right, title, estate or interest in or to the land set forth herein, or in or to the proceeds arising upon a condemnation of said land, or any damage or damages resulting from any condemnation accomplished hereunder, shall appear and by appropriate pleadings assert their several or respective demands or claims; and that some newspaper published in Rappahannock County, Virginia, may be designated for the publication of such notice; or, if this Court, or the Judge thereof in vacation, shall see fit, that two newspapers published in some county or counties adjoining the said County of Rappahannock, may be designated, in which said notice shall be published; that the Court may make rules fixing dates for the appearance and the filing of pleadings by parties to this condemnation proceeding; that judgment of condemnation by the Court vesting in Petitioner the fee simple estate in said land may be had, and that all of such other acts needful or necessary to be done may be required to be done to the end that the said land may be so acquired by Petitioner for the uses and purposes herein set forth.

And Petitioner will ever pray, etc.

STATE COMMISSION ON CONSERVATION AND
DEVELOPMENT

By: A. C. Carson, Special Counsel.

STATE OF VIRGINIA : to-wit
COUNTY OF WARREN :

This day personally appeared before me, C. F. Good, a Notary Public in and for said County and State, A. C. Carson, who being duly sworn, made oath that he is the duly appointed representative of State Commission on Conservation and Development, within named Petitioner; that he has been expressly appointed in writing by said Petitioner for the purpose of making this affidavit; and that the matters and things alleged and set forth in the within petitions are true, to the best of his knowledge, information and belief.

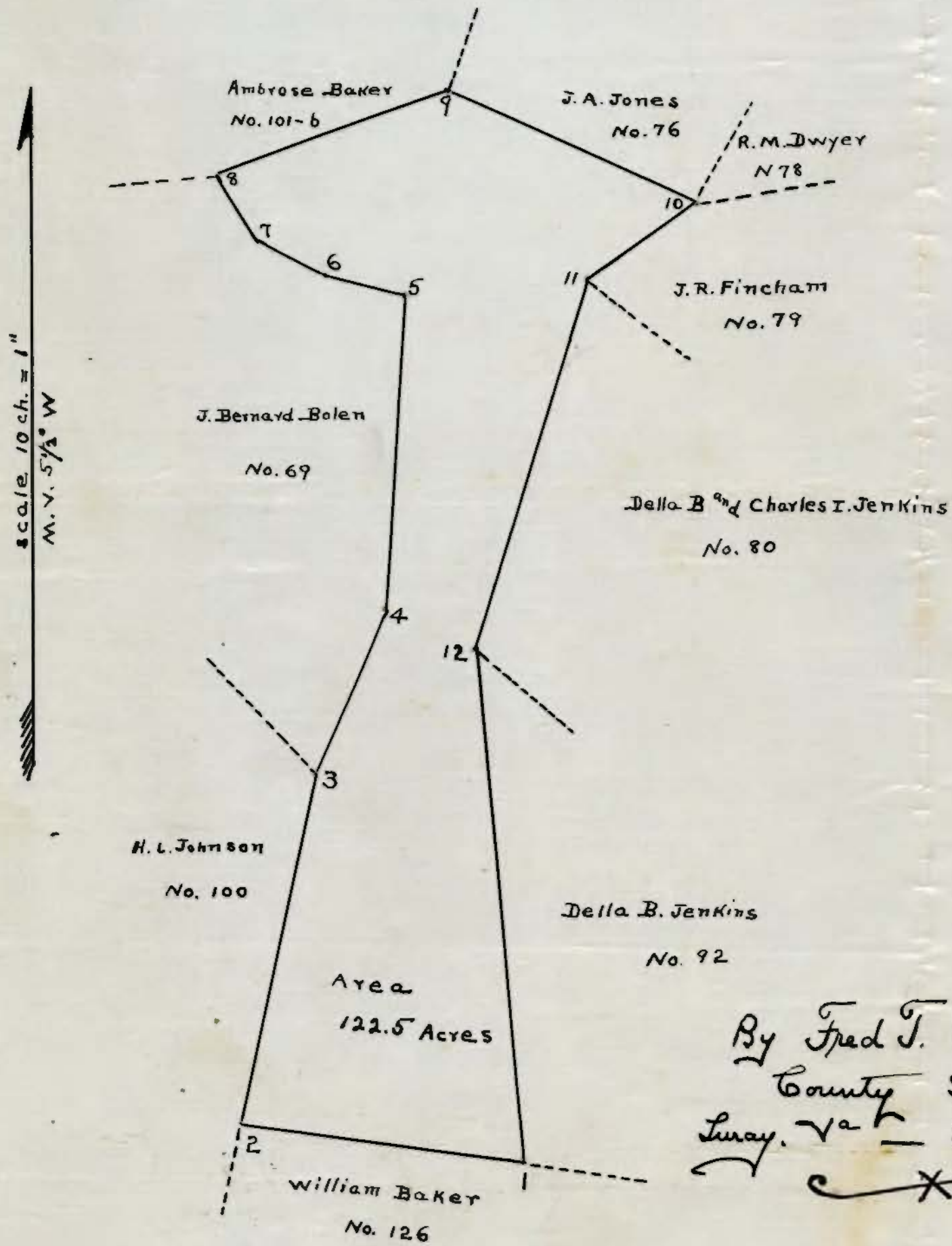
Given under my hand and notarial seal this 4th day of May, 1938.

C. F. Good, Notary Public.

My Commission Expires Sep. 5, 1938.

(NOTARIAL SEAL)

VACANT LAND-TRACT No. 256
Within Shenandoah National Park Area
In Piedmont District, Rappahannock Co., Va.
Containing 122.5 Acres



By Fred T. Amiss
County Surveyor
Luray, Va. - April 4, 1938

VIRGINIA: IN THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY

STATE COMMISSION ON CONSERVATION AND DEVELOPMENT PETITIONER

V.

RICHARD ROE AND OTHERS, AND A TRACT OF LAND IN
RAPPAHANNOCK COUNTY, VIRGINIA, APPROXIMATELY
122.5 ACRES IN EXTENT. DEFENDANTS

JUDGMENT IN REM

At eleven thirty A. M. on the 11th day of July, 1938, being the day and hour heretofore set by order of this Court for the hearing of the above entitled proceeding pursuant to the provisions of section 12 of the Public Park Condemnation Act, this proceeding was called for hearing in open court, whereupon the Petitioner, by counsel, exhibited the record therein, including the petition; the order for notice; the notice of condemnation, published in the "Warren Sentinel" and in the "Madison Eagle", newspapers published respectively in Warren County, Virginia, and Madison County, Virginia, both of which counties adjoin the County of Rappahannock, Virginia, in which the land sought to be condemned is located, and in which no daily or weekly newspaper of general circulation is published; the proof of publication and posting of said condemnation notice, including the affidavit of the publishers of said newspapers of the due publication thereof for four successive weeks pursuant to the terms of said order for notice; the certificate of the Clerk of this Court of the mailing of copies of the said newspaper containing the publication of said condemnation notice to the addresses of each of the persons whose post-office address is stated in the petition; and the due return of the Sheriff of the posting of said condemnation notice; all in strict conformity with the provisions of section 9 of the Public Park Condemnation Act; and showed to the Court that no appearances, answers, demands or claims have been filed in this proceeding pursuant to said notice of condemnation.

WHEREUPON, upon motion of the Petitioner, by counsel, all person whomsoever interested in the proposed condemnation, and al persons and classes of persons owning or possibly owning, or having any right, title, estate, claim, or interest in or to the land described in said petition or in or to the proceeds or incidental damages arising upon a condemnation thereof, and specifically and by name all such persons whose names are set out in the petition, were solemnly called in open court, and none answered.

WHEREUPON, upon motion of the Petitioner, the Court proceeded to hear evidence submitted in open Court to ascertain and determine the value of the fee simple estate in the tract of land described in the petition, and the amount of incidental damages, if any, which would be sustained by and person or persons, arising out of the proposed condemnation, no person having moved or prayed the submission to, and ascertainment of the facts of value or damages by a jury or board of appraisal commissioners under the provisions of sections 12 or 23 of the Public Park Condemnation Act: and thereafter, upon motion of the Petitioner, by counsel, and under authority of section 12 of the Public Park Condemnation Act, the Court proceeded to hear evidence, submitted in open Court, to ascertain and determine the value of all rights, titles, estates, and interests in and to the lands described in the petition, of any and every kind or description whatsoever, to which any person or persons, known or unknown, other than the State of Virginia, may be or are entitled, and the amount of incidental damages, if any, which would be sustained by any person or persons, arising out of the condemnation thereof, no person having moved or

prayed the submission to, and ascertainment of the facts of such value or damages by a jury or board of appraisal commissioners under the provisions of sections 12 or 23 of the Public Park Condemnation Act.

THEREAFTER, all parties and persons interested or claiming any right, title, estate or interest in the lands described in the petition, or in incidental damages arising out of the proposed condemnation, or in the proceeds of such condemnation, having been afforded full opportunity to be heard as to the value thereof, and as to the amount of such damages, after due and sufficient notice of the hearing had thereon, and upon consideration of the evidence submitted as to the facts of such value and damages, the Court found, ascertained and determined the facts, as to such value and the amount of such incidental damages with relation to the tract described in the petition to be as follows:

(a) The value of the fee simple estate in the land described in the petition, and therein designated Tract #256, was found, ascertained, and determined to be (\$260.00) Two Hundred and Sixty Dollars, and the amount of the incidental damages which will result from the proposed condemnation thereof was found, ascertained and determined to be nothing.

(b) The value of all rights, titles, estates and interests in or to the land described in the petition, of any and every kind or description, to which any person or persons, known or unknown, other than the State of Virginia, may be or are entitled, was found, ascertained and determined to be (\$1.00) one dollar, and the amount of the incidental damages, which will result from the condemnation thereof, was found, ascertained and determined to be nothing.

THEREUPON, Petitioner moved the Court, under authority of section 22 of the Public Park Condemnation Act, to dismiss the proceeding in respect of any right, title, estate, and/or interest in the lands described in the petition, owned or claimed by the State of Virginia or to which the State of Virginia may be entitled; which motion the Court considered and adjudged should be granted, and granted accordingly.

THEREUPON the Petitioner moved and prayed the Court to enter judgment in rem, condemning to the use of the Petitioner all and any rights, titles, estates and interests in or to the lands described in the petition, of any and every kind or description, to which any person or persons, known or unknown, other than the State of Virginia, may be or are entitled, the value of which had been ascertained and determined as set out above; and, showed to the Court, and the Court so finds:-

(1) That this proceeding has been conducted under the provisions of the Public Park Condemnation Act (Acts of the General Assembly of Virginia of 1928, page 1036: Code of 1930, Section 4388-1, et. seq).

(2) That there was incorporated in the notice for publication herein, provided in section 9 of the said Public Park Condemnation Act, the notice and warning touching incidental damages set out in section No. 20 of said Act.

(3) That this proceeding was had upon newspaper publication of notice, warning all persons whomsoever as provided in section No. 12 of said Act.

(4) That the tract of land described in the petition filed herein, is situate within the area described in section 4, of the National Park Act, (Acts of the General Assembly of Virginia of 1928, page 983).

(5) That the petition filed herein, the order for notice entered herein, and the notice of condemnation published herein strictly comply with the provisions of the said Public Park Condemnation Act touching such petition, order for notice, and

notice of condemnation, and that the notice of condemnation herein was duly published and posted in strict compliance with the provisions of said Act for the publication and posting thereof.

(6) That the value of all the rights, titles, estates, and interests in the land described in the petition which are hereinafter condemned to the use of the Petitioner, and the amount of incidental damages arising out of such condemnation, has been duly ascertained, as hereinbefore set out, in strict compliance with the provisions of said Public Park Condemnation Act, at a public hearing in open Court at which all owners and claimants of said land or of any right, title, estate or interest therein, and all persons entitled to or claiming an interest in or a right to share in the proceeds of such condemnation, or claiming damages arising out of such condemnation, were given an opportunity to be heard, after due notice of the time and place of such hearing.

(7) That all the provisions and requirements of said Public Park Condemnation Act, and specifically the provisions of sections 9, 11, and 13 thereof, have been complied with, and the facts shown and disclosed by the record and the evidence adduced at the hearing above mentioned entitle the Petitioner to the judgment in rem herein set forth.

It is, accordingly, adjudged and ordered, upon the motion and prayer of Petitioner, by counsel, that:-

A. All the rights, titles, estates and interests in that certain tract of land designated and described in the petition herein as Tract #256, to which any person or persons, known or unknown, other than the State of Virginia, may be or are entitled, are hereby condemned to the use of the Petitioner upon the Petitioner paying into the custody of this Court, for the use and benefit of the person or persons entitled thereto, the sum of (\$1.00) one dollar, which sum is hereby stated and set out as constituting the award therefor.

Upon the payment into the custody of this Court by Petitioner of the amount thus stated as constituting the award for the taking of the rights, titles, estates and/or interests in the lands described in the petition thus condemned, the said rights, titles, estates and/or interests thus condemned shall vest in the Petitioner as provided in section 13 of the said Public Park Condemnation Act; and, said payment may and shall be made by the payment of the said amount of (\$1.00) one dollar to the Clerk of this Court under and pursuant to this judgment and order.

But nothing herein contained shall be construed as requiring or obligating Petitioner to pay the said award into the custody of the Court or to acquire said rights, titles, estates and/or interests in said tract.

Enter the above order.

J. R. H. Alexander, Judge.

VIRGINIA: IN THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY

STATE COMMISSION ON CONSERVATION AND DEVELOPMENT PETITIONER

v.

RICHARD ROE AND OTHERS, AND A TRACT OF LAND IN
RAPPAHANNOCK COUNTY, VIRGINIA, APPROXIMATELY
122.5 ACRES IN EXTENT. DEFENDANTS

ORDER SETTING FORTH THE FACTS OF PAYMENT INTO THE
CUSTODY OF THE COURT OF THE AWARD ADJUDICATED IN
THE JUDGMENT IN REM ENTERED HEREIN JULY 12, 1938.

On the 12th day of July, 1938, came the petitioner in the above entitled proceeding, by counsel, and exhibited the record therein, including the judgment in rem entered therein the 12th day of July, 1938, and showed to the Court that, on the 12th day of July, 1938, petitioner paid into the custody of this Court the amount stated and set out in the said judgment in rem as constituting the award for the taking of the estates and interests in the lands described in the petition which were condemned to the use of the petitioner under the terms of said judgment, which award, and the amount thereof, thus paid into the custody of this Court was in the sum of one dollar(\$1.00) for the taking of the estates and interests condemned to the use of the petitioner in the tract of land designed as Tract No. 256 in said judgment.

Upon consideration whereof, and it appearing to the satisfaction of the Court that, on the day and date set out above, petitioner, pursuant to the terms of the judgment in rem entered herein on the 12th day of July, 1938, paid into the custody of this Court the sum or amount of money above set forth which was stated or set out in the said judgment in rem as constituting the award for the taking of the estates and interests in the said Tract No.256, condemned to the use of the petitioner under the terms and provisions of said judgment upon payment into the custody of the Court of the said award, it is considered, adjudged, and ordered that the fact of such payment, as above set out, should be and is hereby expressly set forth; and, that the petitioner herein should be, and is expressly discharged from any further obligation or duty with regard to the said sum of one dollar paid into the custody of this Court as aforesaid, and shall not hereafter be in any way responsible for the disposition or distribution of the amount so paid into the custody of the Court.

Enter the above order.

J R H Alexander, Judge.

VIRGINIA:

Clerk's Office of Rappahannock Circuit Court, July 12th, 1938.

The foregoing copies of Recordation Order, Petition, Plat, Judgment In Rem and order Setting Forth The Fact of Payment in the cause of State Commission on Conservation and Development v. Richard Roe and others, and a Tract of land in Rappahannock County, Virginia, approximately 122.5 Acres in Extent, were this day received in the said office, and recorded pursuant to said order entered in the Circuit Court of Rappahannock County, on July 12th, 1938, and indexed according to law.

Teste: Joe M. Settle Clerk.

DEED OF CONVEYANCE
OF
89.6 ACRES OF LAND
IN
WARREN COUNTY, VIRGINIA
AND
122.5 ACRES OF LAND
IN
RAPPAHANNOCK COUNTY, VIRGINIA
ALL IN SHENANDOAH NATIONAL PARK AREA
of the
BLUE RIDGE MOUNTAINS
FROM
STATE OF VIRGINIA
AND
VIRGINIA CONSERVATION COMMISSION
TO
THE UNITED STATES OF AMERICA

1938.
Dec. 9th
mailed to
A.C. Carson,
attorney -
Purinton, Va.

T H I S D E E D, executed in the names of the State of Virginia and of the Virginia Conservation Commission (formerly entitled and known as State Commission on Conservation and Development until its name was changed pursuant to an Act of the General Assembly of Virginia, approved March 1, 1938) by the Governor of Virginia and the Chairman of the Virginia Conservation Commission, under and pursuant to authority vested in them by an Act of the General Assembly of Virginia, approved March 22, 1928, the short title of which is the "National Park Act" (Acts of 1928, Chapter 371, Page 983), on and as of the day and date of which the said Chairman of the Virginia Conservation Commission acknowledges his signature thereto as disclosed by the annexed notarial certificate,

WITNESSETH that:

WHEREAS, the State Commission on Conservation and Development, sometimes hereinafter referred to as the Commission, was created an agency of the Commonwealth of Virginia by an Act of the General Assembly of Virginia, approved March 17, 1926 (Acts of 1926, Chapter 169, Page 307); and, under authority of and pursuant to the provisions of the above mentioned National Park Act, acquired as hereinafter set forth, the fee simple estate in the tract or parcel of land herein conveyed to the United States of America, situate in the County of Warren, in the State of Virginia, and acquired also, as hereinafter set forth, all the rights, titles, estates and interests to which any person or persons, known or unknown, other than the State of Virginia might be or were entitled in the tract or parcel of land herein conveyed to the United States of America, situate in the County of Rappahannock, State of Virginia, prior to the date of said acquisition of said rights, titles, estates and interests, both of which tracts are situate in the area in the Blue Ridge Mountains of Virginia designated and set apart in the said National Park Act, and in the Act of Congress approved the 22nd day of May, 1926, as lands which may be acquired by the United States of America for use as a public park and for public park purposes; and

WHEREAS, heretofore, to-wit, on the 26th day of December, 1934, the Governor of Virginia and the Chairman of the State Commission on Conservation and Development executed a deed in the names of the State of Virginia and of the said Commission, conveying to the United States of America, the fee simple estate, subject to certain rights of way and easements, in approximately one hundred and sixty-eight thousand, two hundred and sixteen and eight tenths (168,216.8) acres of land, for use in the establishment of a national park to be known as the Shenandoah National Park, and for public park purposes; and,

WHEREAS, sections six and seven of the above mentioned National Park Act are as follows:-

"Section 6. Under terms and conditions approved by the governor, and subject to the provisions of section seven (7) of this act, the commission is hereby vested with power to contract to give, grant, convey, and transfer to the United States of America all and any right, title, or interest, which it or the State of Virginia, or any political subdivision thereof, now has or may hereafter acquire in or to land or lands, or in or to any right, title, estate or interest in land or lands, within the area described in sections three (3) and four (4) of this act, for use as a public park or for public park purposes; provided that no such gift, grant, conveyance or transfer shall include any right, title, estate or interest owned by the State of Virginia or acquired by the Commission, in or to the public roads known as the Lee Highway and the Spottswood trail; and the governor of the State of Virginia and the commission are hereby vested with power to execute any lawful conveyance or

conveyances, deed or deeds, which they may deem proper or necessary for the execution of any contract or contracts executed by the commission under authority of this section, in the form and manner hereinafter set forth. Any Deed or deeds, or conveyance or conveyances, executed by the governor and the commission under authority of this section, shall be executed in the names of the State of Virginia, and the State commission on conservation and development, by the governor of the State, and the chairman of the commission, attested by the secretary of the State and the executive secretary of the commission and sealed with the great seal of the State; and no other warrant or authority shall be required for the registration of any such instrument."

"Section 7. The United States of America is authorized to acquire by deed or conveyance pursuant to this act land or lands within the area specified and described in sections three (3) and four (4) of this act, and exclusive jurisdiction shall be and the same is hereby ceded to the United States of America over and within all the territory in the State of Virginia which is included within the area described in sections three (3) and four (4) of this act, and deeded and conveyed to it, pursuant to the terms and conditions of section six (6) of this act, saving, however, to the State of Virginia the right to serve civil or criminal process within the limits of the land or lands thus deeded or conveyed, in suits or prosecutions for or on account of rights acquired, obligations incurred, or crime committed in said State outside of said land or lands, and on account of rights acquired, obligations incurred, or crimes committed, on or within said lands, prior to the date of the giving or service of notice as hereinafter provided, of the assumption of police jurisdiction over such land or lands by the United States; and, saving further, to the said State, the right to tax sales of gasoline and other motor vehicle fuels and oil for use in motor vehicles, and to tax persons and corporations, their franchises and properties, on land or lands deeded or conveyed as aforesaid; and saving, also, to persons residing in or on any of the land or lands deeded or conveyed as aforesaid the right to vote at all elections within the county in which said land or lands are located, upon like terms and conditions and to the same extent as they would be entitled to vote in such county had not such lands been deeded or conveyed, as aforesaid, to the United States of America; provided, nevertheless, that such jurisdiction shall not vest in the United States of America unless and until it, through the proper officer or officers, notifies the governor and through him the State of Virginia, that the United States of America assumes police jurisdiction over the land or lands thus deeded and conveyed. Power is hereby expressly conferred on the congress of the United States to enact such laws as it may deem necessary for the acquisition of the said lands within the area prescribed in sections three (3) and four (4) of this act, and further, to enact such laws and to make and provide for the making of such rules and regulations, of both civil and criminal nature, and to provide punishment therefor, as in its judgment may be proper in the exercise of the jurisdiction hereby conveyed,"and,

WHEREAS, both the tracts or parcels of land, the fee simple estate in which is herein conveyed, are contiguous with the above mentioned lands heretofore conveyed by the State of Virginia and the State Commission on Conservation and Development, to the United States of America, for use in the establishment of the above mentioned Shenandoah National Park, in three separate deeds executed on the 26th day of December, 1934; and, all of the lands included in the two tracts or parcels herein conveyed are lands suitable for use in connection with the said Shenandoah National

Park, and for public park purposes; and,

WHEREAS, the fee simple estate in the tract of land in the County of Warren, in the State of Virginia, herein conveyed and hereinafter designated as Tract No. 101, was acquired by the Commission under a judgment in rem duly entered in a condemnation proceeding, instituted and maintained, under authority of the Act of the General Assembly of Virginia approved the 22nd day of March, 1928, the short title of which is the "Public Park Condemnation Act" (Acts of 1928, Chapter, 410, Page 1036), in the Circuit Court of Warren County, State of Virginia, entitled:- "VIRGINIA: IN THE CIRCUIT COURT OF WARREN COUNTY. State Commission on Conservation and Development, Petitioner, V. G. Y Hitt and others, and a Tract of land in Warren County, Virginia, approximately 89.6 acres, in extent, Defendants"; and,

WHEREAS, the muniments of title of the said State Commission on Conservation and Development in and to the said tract or parcel of land acquired under the said condemnation proceeding, are set forth, and have been admitted to record, under and pursuant to the provisions of Section 14 of the said Public Park Condemnation Act, in the land records in the office of the Clerk of the Circuit Court of Warren County, State of Virginia, in Deed Book 38, Page 405, et seq.; and,

WHEREAS, the said muniments of title were thus admitted to record in the said County of Warren, State of Virginia, pursuant to an order entered in the above mentioned condemnation proceeding, authorizing and directing the recordation of "so much of the orders, judgments and proceedings" in the said condemnation proceeding as shows the condemnations had therein, including a description of the lands and the estates or interests therein condemned; and consist of the following orders, judgments, and parts of the proceedings in the above mentioned condemnation proceeding, the recordation of which was specifically prescribed in the said order: to-wit,

(A) The recordation order entered the 2nd day of September, 1938.

(B) The petition in the above styled condemnation proceeding filed under authority of, and pursuant to Section 6 of the Public Park Condemnation Act, including the plat filed with and annexed to said petition and marked for identification "Petitioner's Exhibit Number 1", which plat the Clerk was duly authorized and directed, under the terms of the recordation order entered the 2nd day of September, 1938, to detach from said petition for insertion in his deed book together with the recorded copy of said petition.

(C) The judgment in rem entered the 15th day of July, 1938, condemning to the use of the State Commission on Conservation and Development, the fee simple estate in the said tract or parcel of land designated therein as Tract No. 101, upon the payment into the custody of the Court of the sum of money, stated and set forth in the judgment as the award for the taking thereof,

(D) The order entered on the 2nd day of September, 1938, under authority of Section 41 of the Public Park Condemnation Act, setting forth the fact of payment by the petitioner into the custody of the Court of the sum stated and set out in the above mentioned judgment in rem entered in said condemnation proceeding on July 2nd, 1938, as constituting the award for the taking of the estate or interest in the tract of land condemned to the use of the petitioner in said judgment in rem, and expressly relieving the petitioner from any further obligation or duty with regard thereto; and,

WHEREAS, the tract^{or parcel} of land herein designated as Tract No. 101, is delineated and shown with substantial accuracy, under this tract number, on the map known as

the Shenandoah National Park "County Ownership Map" of Warren County, State of Virginia, of record in the land records in the office of the Clerk of the Circuit Court of Warren County, Virginia, in Deed Book 38 at Page 64; and is the identical tract of land, shown and delineated on the plat admitted to record in the land records in the office of the Clerk of the Circuit Court of Warren County, Virginia, together with the above mentioned muniments of title recorded as aforesaid in said land records in Deed Book 38 at Page 405, et seq., and is the tract or parcel of land which was condemned to the use of the State Commission on Conservation and Development in the said judgment in rem, of record, as aforesaid, with said muniments of title, upon payment into the custody of the Court of the sum of money stated and set forth in said judgment in rem as the award for the taking of said Tract No. 101; and,

WHEREAS, as set forth in said muniments of title, State Commission on Conservation and Development paid into the custody of the said Circuit Court of Warren County in the State of Virginia the award adjudicated for the taking of said tract, being the sum of Two Thousand Dollars (\$2000.00), which amount was paid under authority of a letter dated July 29, 1938, addressed to the Chairman of the State Commission on Conservation and Development by E. K. Burlew, Acting Secretary of the Interior, of the United States, from Federal Funds placed in the custody of the Treasurer of the Treasurer of Virginia subject to the order of the Chairman of the State Commission on Conservation and Development by direction of the Secretary of the Interior of the United States; and,

WHEREAS, "all the rights, titles, estates or interests to which any person or persons, known or unknown, other than the State of Virginia" might be or were entitled, in the tract of land in the County of Rappahannock, in the State of Virginia, herein conveyed and hereinafter designated as Tract No. 256, were acquired by the Commission under a judgment in rem duly entered in a condemnation proceeding, instituted and maintained, under authority of the Act of the General Assembly of Virginia, approved the 22nd day of March, 1928, the short title of which is the "Public Park Condemnation Act" (Acts of 1928, Chapter 410, Page 1036), in the Circuit Court of Rappahannock County, State of Virginia, entitled:- "VIRGINIA: IN THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY. State Commission on Conservation and Development, Petitioner. V. Richard Roe and others, and a Tract of land in Rappahannock County, Virginia, approximately 122.5 acres in extent, Defendants": and,

WHEREAS, the said tract No. 256, in Rappahannock County, Virginia, was, on the day and date of said condemnation, an unclaimed, unrecorded, and unoccupied tract of land in the State of Virginia title to which has never passed from the State of Virginia under any recorded Patent or Grant, and if any person or persons, other than the State of Virginia had acquired or asserted any claim or claims of right, title, estate or interest in or to the said tract or parcel of land prior to the entry of the above mentioned judgment in rem, such claim or claims appeared to have long been abandoned at the date of entry of the said judgment in rem, and in no event could such claims have had more than a mere nominal value; and,

WHEREAS, the Governor of the State of Virginia and the Virginia Conservation Commission are vested with power under the provisions of Section 6 of the above mentioned "National Park Act" to give, grant, convey and transfer to the United States of America all and any right, title, or interest which the Commission, or the State of Virginia, has in or to the said Tract No. 256 in the County of Rappahannock, in the State of Virginia, for use as a public park or for public park purposes; and,

WHEREAS, the muniments of this title of the Commission in and to the said estates and interests in said tract or parcel of land acquired under the said condemnation proceeding, are set forth and have been admitted to record, under and pursuant to the provisions of Section 14 of the said Public Park Condemnation Acts, in the land records in the office of the Clerk of the Circuit Court of Rappahannock County, State of Virginia, in Deed Book 38, Page 448, et seq; and,

WHEREAS, the said muniments of title were thus admitted to record in the said County of Rappahannock, State of Virginia, pursuant to an order entered in the above mentioned condemnation proceeding, authorizing and directing the recordation of "so much of the orders, judgments and proceedings" in the said condemnation proceeding as shows the condemnation had therein, including a description of the lands and the estates or interests therein condemned; and consists of the following orders, judgments, and parts of the proceedings in the above mentioned condemnation proceeding, the recordation of which was specifically provided in the said recordation order; to-wit,

(A) The recordation order entered the 12th day of July, 1938.

(B) The petition in the above styled condemnation proceeding filed under authority of, and pursuant to Section 6 of the Public Park Condemnation Act, including the plat filed with and annexed to said petition and marked for identification "Petitioner's Exhibit Number 1," which plat the Clerk was duly authorized and directed, under the terms of the recordation order, to detach from said petition for insertion in his deed book together with the recorded copy of said petition.

(C) The judgment in rem entered the 12th day of July, 1938, condemning to the use of the State Commission on Conservation and Development all "the rights, titles, estates and interests to which any person or persons, known or unknown, other than the State of Virginia" might be or were entitled, in the tract or parcel of land designated therein as Tract No. 256, which is herein conveyed to the United States of America, upon the payment into the custody of the Court of the sum of money, stated and set forth in the judgment as the award for the taking of the rights, titles, estates and interests in said tract or parcel of land condemned therein to the use of the petitioner.

(D) The order entered on the 12th day of July, 1938, under authority of Section 41 of the Public Park Condemnation Act, setting forth the fact of payment by the petitioner into the custody of the Court of the sum of, stated and set out in the above mentioned judgment in rem as constituting the award for the taking of the estate or interest in the said tract of land which was condemned to the use of the petitioner; and,

WHEREAS, the tract or parcel of land herein designated as Tract No. 256, is delineated and shown, with substantial accuracy, under this tract number on the map known as the Shenandoah National Park "County Ownership Map" of Rappahannock County, State of Virginia, of record in the land records in the office of the Clerk of the Circuit Court of Rappahannock County, Virginia, in Deed Book 38 at Page 98; and is the identical tract of land shown and delineated on the plat admitted to record in said land records, together with the above mentioned muniments of title recorded as aforesaid in said land records in Deed Book 38 at Page 448, et seq., and is the tract or parcel of land in which the above mentioned rights, titles, estates and interests were condemned to the use of the Commission in the said judgment in rem, of record, as aforesaid, with said muniments of titles, upon payment into the custody of the Court of the sum of money stated and set forth in

said judgment in rem as the award for the taking of the said rights, titles, estates and interests therein; and,

WHEREAS, as set forth in the said muniments of title, the State Commission on Conservation and Development has paid into the custody of the said Circuit Court of Rappahannock County, State of Virginia, the award adjudicated for the taking of the above mentioned rights, titles, estates and interests in the said Tract No. 256 in the County of Rappahannock, State of Virginia, being the nominal sum of one dollar, which amount was paid from the fund in the hands of the said Commission, known as the Shenandoah National Park Fund, contributed by the State of Virginia and private contributors within and without that State; and,

WHEREAS, the total value of the fee simple estate in the said Tract No. 256 was found, ascertained and determined to be Two Hundred and Sixty Dollars (\$260.00) as set forth and disclosed in the said judgment in rem of record as aforesaid with said muniments of title; and,

WHEREAS, the State Commission on Conservation and Development, by resolution duly adopted, and approved by the Governor of Virginia, has heretofore obligated itself and contracted to give, grant, convey and transfer to the United States of America, the fee simple estate in the lands herein conveyed, for use in the establishment of a national park to be known as the Shenandoah National Park and for public park purposes, on condition that the same shall have been duly accepted by or on behalf of the United States of America not later than one year after the date of the execution of this deed as set out in the first paragraph hereof; and has authorized and directed the execution of this deed:

NOW THEREFORE, under and pursuant to the authority vested in us by the above mentioned National Park Act, and more specifically by Section 6 thereof, we James H. Price, Governor of Virginia, and Wilbur C. Hall, Chairman of Virginia Conservation Commission, in the names of the State of Virginia and of the Virginia Conservation Commission, have executed this deed, and in the names of the State of Virginia, and of the Virginia Conservation Commission, we do hereby give, grant, convey and transfer to the United States of America, subject to the provisions of Section 7 of the aforementioned National Park Act, for use in the establishment and maintenance of a national park to be known as the Shenandoah National Park, and for national park purposes, the fee simple estate in two separate tracts or parcels of land designated respectively Tract No. 101 in Warren County, Virginia, and Tract No. 256 in Rappahannock County, and more particularly described as follows:-

TRACT NO. 101 A certain tract of land in Front Royal Magisterial District of Warren County, Virginia, adjoining lands heretofore acquired by State Commission on Conservation and Development for a public park and for public park purposes, including all the buildings and improvements thereon, designated, shown and delineated with substantial accuracy as Tract No. 101 on the County Ownership Map of record in the office of the Clerk of the Circuit Court of Warren County, in the State of Virginia, in Deed Book 38 at Page 64, and accurately shown and delineated on a plat thereof admitted to record in the said office of the Clerk of the Circuit Court of Warren County, in the State of Virginia, as a part of the above mentioned muniments of title of record in said office in Deed Book 38, Pages 405 et seq., approximately 89.6 acres in extent, the boundary line of which is described as follows, the numbered tracts mentioned in the description thereof having reference to the tracts so designated and numbered on said County Ownership Map.

Beginning at (1) a sassafras, corner to Buddy Fox Tract No. 100 and Wingfield

Fox Tract No. 102; thence with the latter N 29° 00' W, 31.4 chains to (2) a gate post, corner to H. E. Merchant Tract No. 109; thence with the lines of said tract N 34° 30' E. 10.0 chains to (3) a stone in a road; thence continuing with said road and said Merchant Tract N 46° 15' E, 12.0 chains to (4) a stone; thence S 83° 15' E, 3.4 chains to (5) a stone in said road; thence N 43° 00' E, 1.5 chains to (6) a stone; thence S 31° 30' E, 8.4 chains to (7) a chestnut oak replaced by a concrete marker numbered 38, corner to U. S. Remount Station lands; thence with same S 31° 30' E, 15.0 chains to (8) a cluster of oaks, corner to said Remount Station lands; thence continuing with same N 66° 30' E, 17.9 chains to (9) a stone pile and a stump, corner to Buddy Fox Tract No. 100; thence with same S 45° 00' W, 45.6 chains to the beginning, containing 89.6 acres.

TRACT NO. 256 A certain tract of land in Piedmont Magisterial District of Rappahannock County, Virginia, adjoining lands heretofore acquired by State Commission on Conservation and Development for a public park and for public park purposes, including all the buildings and improvements thereon, designated, shown and delineated with substantial accuracy as Tract No. 256 on the County Ownership Map of record in the office of the Clerk of the Circuit Court of Rappahannock County, in the State of Virginia, in Deed Book 38 at Page 98, and accurately shown and delineated on a plat thereof admitted to record in the said office of the Clerk of the Circuit Court of Rappahannock County, in the State of Virginia, as a part of the above mentioned muniments of title of record in said office in Deed Book 38, Pages 448 et seq., approximately 122.5 acres in extent, the boundary line of which is described as follows, the numbered tracts mentioned in the description thereof having reference to the tracts so designated and numbered on said County Ownership Map.

Beginning at (1) a dogwood, corner to Della B. Jenkins tract No. 92 and William Baker tract No. 126; thence with the latter N 82 W, 21.6 chains to (2) a sassafras, corner to H. L. Johnson tract No. 100; thence with same N 12-1/2 E, 27.6 chains to (3) a stone in a road by a poplar stump, corner to J. Bernard Bolen tract No. 69; thence with same N 23 E, 14.0 chains to (4), a double betterwood, thence N 4 E, 23.8 chains to (5) two chestnut-oaks and a chestnut on top of Pig Nut Mountain; thence continuing with said Bolen N 72 W, 6.2 chains to (6) a chestnut-oak; thence N 62 W. 5.9 chains to (7) a large chestnut; thence N 30 1/2 W, 5.8 chains to (8) a chestnut and chestnut-oak on a cliff, corner to Ambrose Bailey tract No. 101-b; thence with same N 71 1/2 E, 18.8 chains to (9) a locust stump and a chestnut, corner to J. A. Jones tract No. 76; thence with same S 66 E, 21.0 chains to (10) a large chestnut-oak, corner to R. M. Dwyer tract No. 78 and J. R. Fincham tract No. 79; thence with the latter S 54 1/2 W. 10.5 chains to (11) a chestnut-oak and a locust, corner to Della B. and Charles I. Jenkins tract No. 80; thence with same S 17 1/2 W, 30.0 chains to (12) three chestnuts and a red-oak, corner to Della B. Jenkins tract No. 92; thence with same S 5 E, 39.0 chains to the beginning, containing 122.5 acres.

The provisions of this deed giving, granting, conveying and transferring the fee simple estate in the lands herein described to the United States of America, are expressly conditioned upon its acceptance by or on behalf of the United States of America not later than one year after the date of the execution of this deed as set out in the first paragraph hereof.

WITNESS the names of the State of Virginia, and of the Virginia Conservation Commission, hereto attached by James H. Price, Governor of Virginia, and Wilbur C. Hall, Chairman of the Virginia Conservation Commission, over their respective

signatures, whose signatures thus hereto attached and whose separate signatures also hereto attached, and the execution by them of this deed, are attested by the signatures of the Secretary of the Commonwealth of Virginia, and of the Executive Secretary of the Virginia Conservation Commission, and the Great Seal of the Commonwealth of Virginia, all hereto attached in testimony of the execution of this deed, in the name of, and by the State of Virginia, and in the name of, and by the Virginia Conservation Commission, by the Governor of Virginia, and the Chairman of the said Commission, on the day and date mentioned in the first paragraph hereof.

TESTE:-

STATE OF VIRGINIA

Raymond L. Jackson, Secretary of the Commonwealth

BY; James H. Price, Governor

R. A. Gilliam, Executive Secretary of the Virginia Conservation Commission.

VIRGINIA CONSERVATION COMMISSION

BY: Wilbur C. Hall, Chairman

(GREAT SEAL COMMONWEALTH OF VIRGINIA)

James H. Price, Governor of Virginia

Wilbur C. Hall, Chairman Virginia Conservation Commission.

STATE OF VIRGINIA)
(SS.
CITY OF RICHMOND)

BE IT REMEMBERED THAT, in the said State of Virginia and City of Richmond, and in the presence of the undersigned Notary Public in and for the said State and City, the Honorable James H. Price, Governor of Virginia, and the Honorable Wilbur C. Hall, Chairman of the Virginia Conservation Commission, whose signatures are attached to the foregoing instrument, acknowledged the same and affirmed that they had attached the names of the State of Virginia and of the Virginia Conservation Commission, and their said signatures to the said instrument, and caused the same to be sealed with the Great Seal of the Commonwealth of Virginia, under authority of, and pursuant to the provisions of the "National Park Act" (Acts of 1926, Chapter 371, Page 983).

In testimony whereof, the undersigned Notary Public has hereto attached his signature and notarial seal this the 1st day of November, 1938.

Jno R. Jeter, Notary Public.
(NOTARIAL SEAL)

My commission expires April 8, 1940.

STATE OF VIRGINIA)
(SS.
CITY OF RICHMOND)

In the said State and City, personally appeared before the under signed, a Notary Public in and for the said State and City, Raymond L. Jackson, Secretary of the Commonwealth, and R. A. Gilliam, Executive Secretary of the Virginia Conservation Commission, whose signatures are attached to the foregoing instrument as attesting witnesses, and acknowledged the same.

Examined.

Witness my signautre and notarial seal hereto attached this 1st day of November, 1938.

Jno. R. Jeter, Notary Public.

My commission expires Apr. 8, 1940.
(NOTARIAL SEAL)

VIRGINIA:
Clerk's Office of Rappahannock Circuit Court, Nov. 10th, 1938.
This Deed was this day received in the said office and with the certificates admitted to record at 11:00 o'clock A. M.

Teste: Ruth Stevens, Dep. Clerk.

CERTIFICATE OF ACCEPTANCE

May 22, 1939
Mailed to:
Judge A. C.
Carson, Riv-
erton, Va.

By virtue of and pursuant to the authority conferred by the Act of Congress approved May 22, 1926 (44 Stat. 616), as amended by the Acts of February 16, 1928 (45 Stat. 109), and February 4, 1932 (47 Stat. 37), and Executive Order No. 6542, dated December 28, 1933, I, the undersigned, as Assistant Secretary of the Interior, do hereby accept, on behalf of the United States, that certain deed dated November 1, 1938, entitled "Deed of Conveyance of 89.6 acres of land in Warren County, Virginia, and 122.5 acres of land in Rappahannock County, Virginia, all in Shenandoah National Park area of the Blue Ridge Mountains, from State of Virginia and Virginia Conservation Commission to the United States of America", recorded in the land records of the respective counties in which the lands conveyed by the aforesaid deed are located, to wit: In the land records of the County of Warren, State of Virginia, in the Office of the Clerk of the Circuit Court for said County, in Deed Book No. 38, page 416; and in the land records of the County of Rappahannock, State of Virginia, in the Office of the Circuit Court for said County, in Deed Book No. 38, page 457, wherein and whereby the State of Virginia by and through its Governor, Honorable James H. Price, and Secretary of the Commonwealth, Raymond L. Jackson, and the Virginia Conservation Commission by its Chairman, Wilbur C. Hall, in conformity with the power conferred upon them by Chapter 371, page 983, Acts 1928, of the State of Virginia, have bargained and sold and transfer and convey unto the United States of America for national park purposes, the several tracts of land described in said deed, all within the purposed area of the Shenandoah National Park in the State of Virginia.

In witness whereof, I, as said Assistant Secretary, hereunto set my hand officially and have caused the seal of said Department to be affixed hereto and in attestation hereof this third day of May, 1939.

Oscar L. Chapman
Assistant Secretary of the Interior.

(SEAL- DEPARTMENT OF THE INTERIOR)

(HKS)
(HNB)
(CHM)
(GAM)
(AM)

DISTRICT OF COLUMBIA, ss:

I, Mark H. Burnham, a notary public of the District of Columbia, do certify that Oscar L. Chapman, Assistant Secretary of the Interior, whose name is signed to the writing above, bearing date on the 3rd. day of May, 1939, has acknowledged the same before me in Washington, D. C.

Given under my hand this 4 day of May, 1939.

Mark H. Burnham, Notary Public

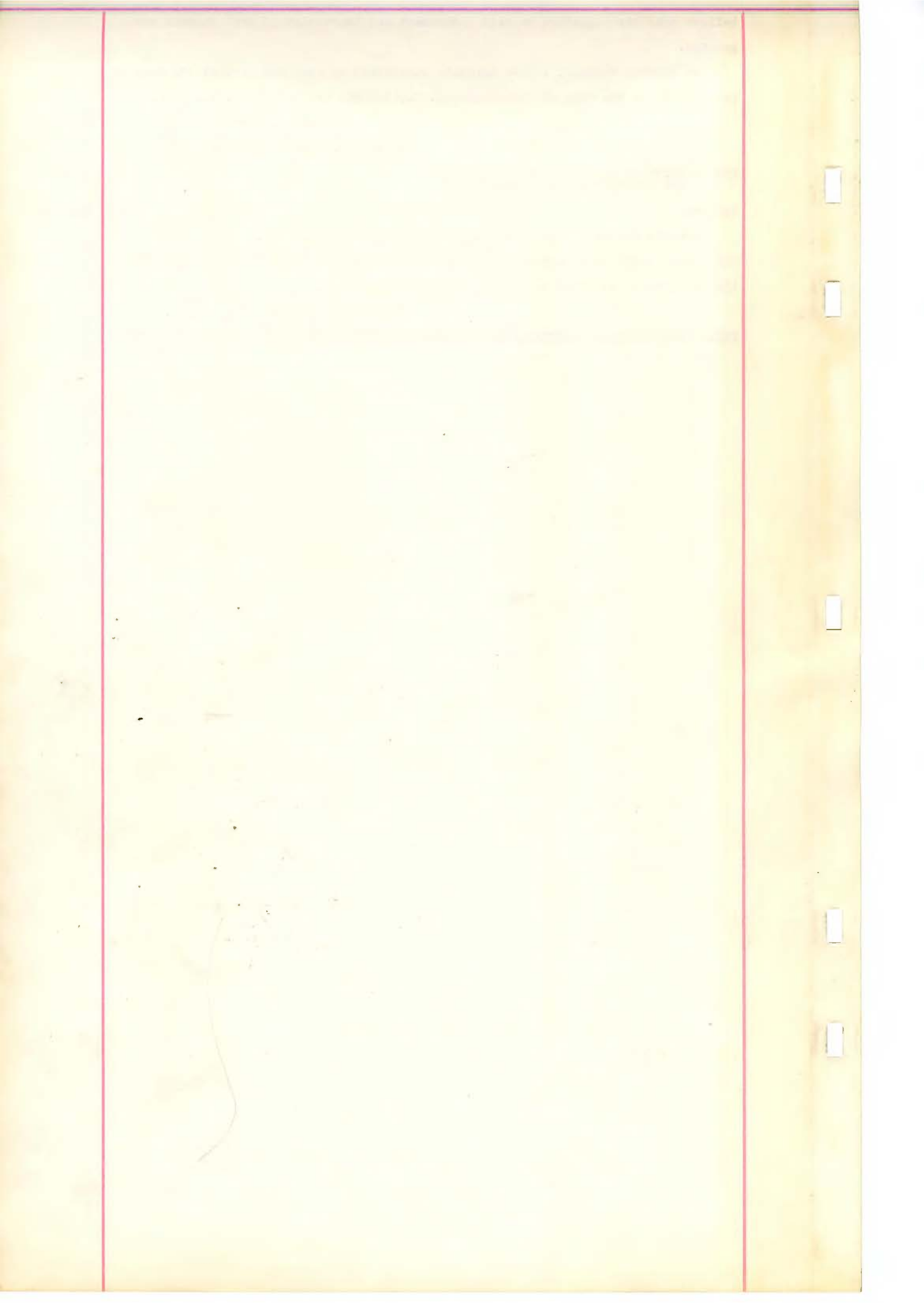
My commission expires August 14, 1940.

(NOTARIAL SEAL)

DISTRICT OF COLUMBIA, ss

NO. 101769

I, Charles E. Stewart, Clerk of the District Court of the United States for the District of Columbia, the same being a Court of Record, having by law a seal, do hereby certify that Mark H. Burnham, before whom the annexed instrument in writing was executed, and whose name is subscribed thereto, was at the time of signing the same a Notary Public in and for said District, residing therein, duly commissioned and sworn, and authorized by the laws of said District to take the acknowledgment and proof of deeds or conveyances of lands, tenements, or hereditaments, and other instruments in writing, to be recorded in said District, and to administer oaths; and that I am well acquainted with the handwriting of said Notary Public and verily



Commonwealth of Virginia

vs: Upon an information alleging misdemeanor-prohibition

Henry Berry

This day came the commonwealth by her attorney, and came also the defendant pursuant to his recognizance; and thereupon the defendant plead guilty to the information this day filed by the attorney for the commonwealth, waived his right of trial by jury and with the consent of the attorney for the commonwealth, submitted all matters arising under said plea to the final determination of the Court, without the intervention of a jury; whereupon it is considered by the Court upon a hearing of the case that the said Henry Berry is guilty as charged in said information, and it is the sentence of this court that he be amerced in the sum of \$50.00 to the use of the commonwealth, and the costs of this prosecution, and further that he be confined in the jail of this county for the term of SIX MONTHS as a member of the state convict road force, subject to work on the public roads as by law provided.

But there appearing circumstances in mitigation of the offense charged, and it being compatible with the public interest, and on motion of the attorney for the commonwealth, the execution of the jail sentence hereby imposed is hereby suspended and the accused put on probation, on condition that said and costs shall be paid, and on the further condition that he will not violate any of the prohibition laws of this state within a period of One Year.

And the said fine and costs having been paid into court, to the Clerk thereof, the accused is released from custody.

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

v.

Clifton Aylor and others, and thirty-seven thousand,
four hundred (37,400) acres, of land, more or less, ... Defendants.

The Special Investigators and Board of Appraisal Commissioners on this 17th day of May, 1932, submitted to the Court their report as required by Section 4388 (31) of the Code of Virginia, of 1930, together with the map and other exhibits referred to and made of said report; and it appearing to the Court that said report is in proper form and is responsive to the order of the Court submitting to said Board the matters required by the Statute to be so submitted, the Court,, pursuant to Section 4388 (32) of the Code of Virginia of 1930, endorses upon said report an order in the following words, to-wit: "To the Board of Appraisal Commissioners for Rappahannock County, Virginia; This report shall be held in the custody of George H. Levi, one of the members of said Board until the 18th day of May, 1932, and on said 18th day of May, 1932, on as soon thereafter as is practicable, the said George H. Levi shall file said report together with the map and all other exhibits therein referred to and made a part thereof, with the record of this case in the office of the Clerk of this Court".

It is ordered that this Court do now stand adjourned until the first day of the next term thereof as fixed by law.

J. R. H. Alexander

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

v.

Clifton Aylor and others, and thirty-seven thousand,
four hundred (37,400), of land more or less, defendants.

The report of the Special Investigators and Board of Appraisal Commissioners having been filed, with the record of this case in the office of the Clerk on the 18th day of May, 1932, it is adjudged and ordered that the said Clerk do cause to be published in the Blue Ridge Guide, a newspaper published and circulated in Rappahannock County, Virginia, once a week for two successive weeks, beginning with the issue of said paper published on the 27th day of May, 1932, a notice in the following words and figures, to-wit:

"The State Commission on Conservation and
Development of the State of Virginia, Petitioner,

v.

Clifton Aylor and others, and thirty-seven
thousand four hundred (37,400) acres, of land,
more or less, defendants.

To all persons interested in the subject matter of the above
styled proceeding:

The report of the Board of Appraisal Commissioners and Special Investigators was filed with the record of this case in the Clerk's Office of this Court on the 18 day of May, 1932, which report sets forth among other things, the findings of said Board of Appraisal Commissioners, of the facts of value of the various parcels of land of diverse ownership within the area sought to be condemned, and, incidental damages arising out of such condemnation. You are hereby notified that under the provisions of Section 33 of the Public Park Condemnation Act (Sec. 4388(33) of the Code of Virginia of 1930) sixty days from the aforesaid date of filing of said report are allowed within which you may appear and do what may be necessary to protect your interests in the above styled proceeding."

The Clerk of this Court is hereby ordered to mail a copy of the newspaper above named, in which such notice is contained, on the 7th day of July, 1932 (being the fiftieth day after the filing of said report) to all claimants and respondents who have filed claims or answers with the record in the Clerk's Office, to their respective post office addresses set forth in said claims or answer, or, to such other post office address as may have subsequently been furnished as provided in Section 7 of said Act.

And said Clerk shall file with the record of this proceeding a report of the manner and form in which he hath obeyed this order, including therein a list of the names and addresses of the persons to whom he has mailed said publication and the date upon which the same was mailed.

The Clerk of the Circuit Court of Rappahannock County, Virginia will enter the foregoing order in the Common Law Order Book of his Court, as a vacation order.

Given under my hand in the vacation of said Court this 20 day of May, 1932.

J R H Alexander, Judge of the Circuit
Court of Rappahannock County, Virginia.

VIRGINIA:

Clerk's Office of Rappahannock Circuit Court, May 21st, 1932.
The foregoing vacation order was this day received in the said office and entered upon the Common Law Order Book of said Court as therein directed.

Teste: Jas. M. Suttle, Clerk.

vs:

Clifton Aylor, &c., 37,400 acres of land, &c.

This day came the claimant, H.H.Hudson, by counsel, and likewise came the State Commission on Conservation & Development of the State of Virginia, by counsel, and the said claimant filed his motion to set aside the finding or findings of fact or facts of the Board of Appraisal Commissioners in relation to the value of the 300 acres, more or less, of the claimant embraced within the above entitled condemnation proceedings, together with the grounds of his said motion in writing, said motion being this day filed by agreement of parties by counsel, together with the leave of Court for good cause shown.

IN THE MATTER OF THE SALE OF WHAT IS KNOWN AS A PART OF THE SPERRYVILLE SCHOOL LOT. ORDER.

This cause came on this day upon the report of William F.Moffett, Special Commissioner, filed in open court, said report setting forth that said School Lot sold for the price of \$900.00, and that Fred L.Mitchell, the purchaser thereof has paid to him in full the purchase price thereof; and that in his opinion said lot brought a fair price, and that said sale should be ratified and confirmed, it is, therefore, ordered that said sale by said Commissioner to the said Fred L.Mitchell, be, and the same is hereby ratified and confirmed; and William F.Moffett, Special Commissioner as aforesaid is ordered and directed to convey said property asx such to the said Fred L.Mitchell, by deed with Special Warranty of title; and said William F.Moffett, Special Commissioner as aforesaid is directed to pay to C.R.Wood, Treasurer of Rappahannock County, Virginia, after deducting the costs and expenses of such sale, including a commission of 5% to be paid to said Commissioner, and the sum of \$5.00 for drafting said deed from said Commissioner to said purchaser, the balance remaining in his hands to be credited to The County School Board of Rappahannock County, Virginia, according to law; and said Commissioner is ordered to file a further report of his acts and doings under this order to this Court.

It appearing to the Court that a vacancy exists in the office of Justice of the Peace for Jackson Magisterial District of Rappahannock County, caused by the death of J.B.Goff, the Court doth appoint Chas.H.Smith a Justice of the Peace for said District, to serve as such for for the unexpired term of the said J.B.Goff, deceased, expiring Dec. 31, 1935; and the said Chas.H.Smith will qualify as such before the Clerk of this court by taking and subscribing the oath prescribed by law.

Pursuant to Chapter 400 of the Acts of the General Assembly of Virginia, 1932, the Court doth appoint W.C.Campbell, a citizen of this county of proven integrity and business ability, as a member of the County Finance Board, whose term of office shall expire December 31, 1933, and the said appointee shall qualify as such before the Clerk of this Court by taking and subscribing the oath prescribed by law.

claim an interest, are the same tracts or parcels of land as those valued by the Appraisal Commissioners, and found by them to be the tracts or parcels of land owned by the said objectors or in which the said objectors claim to have or appear to have an interest.

And it further appearing to the Court that in order intelligently to consider and pass upon the questions raised by said several objections and motions, and to enable the Court to identify the lands owned or claimed by the said objectors or in which they claim an interest, it will be useful and necessary, as provided in Section 7 of the Public Park Condemnation Act, to require said objectors to amplify the description of the tracts or parcels of land claimed by them or in which they claim an interest, so as to show whether or not the said objecting parties accept the findings of the said Special Investigators and Board of Appraisal Commissioners as to the location of said tracts or parcels of land within the said area; and if not, so as to show by relation to said map the location of the several tracts or parcels of land severally claimed by the said objectors, or in which they severally claim an interest:

Upon motion of Petitioner, by Counsel, it is adjudged, ordered and decreed that the above named objectors and each of them do, within fifteen days from the entry of this order, file in the Clerk's Office of this Court, with the record of this proceeding, a written statement, as follows:-

1. Setting forth whether or not the several tracts or parcels of land within the area sought to be condemned, ownership of which is claimed by them or in which they claim an interest, and with reference to which they have severally filed their objections are the same tracts or parcels which were found by the Appraisal Commissioners to be the lands severally owned by them or in which they claim or appear to have an interest, as shown and delineated on said map, read together with said report and exhibit sheets; and
2. If not, showing by reference to said map, the boundary lines of the tracts or parcels severally claimed by said objectors or in which they severally claim an interest, and setting forth in detail by reference to said map and the numbered tracts or subdivisions shown thereon, the precise location of the tracts or parcels of land severally claimed by them, or in which they severally claim an interest.

It is further ordered that upon the filing of this order the Clerk of the Court shall mail forthwith, a copy thereof to each of said objectors to their several addresses filed with the record as provided in Section 7 of the Public Park Condemnation Act, and also to their respective Attorneys of record, to the addresses of said Attorneys filed with the record or otherwise known to said Clerk, and to file with the record a report of the manner in which he has complied with this order.

J R H Alexander, Judge.

VIRGINIA:

Clerk's Office of Rappahannock Circuit Court, August 30th, 1932. The foregoing order, signed by the Judge of said Court, was this day received in said office and entered upon the current common law order book of said court.

Tests: Jas. M. Settle, Clerk.

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

v.

Clifton Aylor and others, and thirty-seven thousand,
four hundred (37,400) acres of land more or less, in
Rappahannock County, Va, Defendants.

This day came the petitioner by counsel and exhibited to the Court the record of the above styled proceeding; from which it appears that H.E.Boyer, E.H.DeJarnette, H.M.DeJarnette, E.G.Brumback, J.F.Brumback, D.H.Kendall, W.O. Kendall, J.K.Kendall, Mrs. M.H.Abbott, J.A.Williams, Paul Taylor, R.L.Cheatham, A.M.Priest, and A.Harrison Jenkins, have failed to obey the order of this Court entered herein on the 30th day of August, 1932, whereby they and each of them were ordered within fifteen days from the entry of the said order, to file in the Clerk's Office of this Court with the record of this proceeding, a written statement, as follows:

1. Setting forth whether or not the several tracts or parcels of land within the area sought to be condemned, ownership of which is claimed by them or in which they claim an interest, and with reference to which they have severally filed their objections are the same tracts or parcels which were found by the Appraisal Commissioners to be the lands severally owned by them or in which they claim or appear to have an interest, as shown and delineated on said map read together with said report and exhibit sheets; and,
2. If not, showing by reference to said map, the boundary lines of the tracts or parcels severally claimed by said objectors or in which they severally claim an interest, and setting forth in detail by reference to said map and the numbered tracts or subdivisions shown thereon, the precise location of the tracts or parcels of land severally claimed by them, or in which they severally claim an interest;

And it likewise appearing that no one of said named parties have offered any reasonable explanation for such failure;

Upon motion of petitioner, it is now ordered that unless said named parties, either in person or by attorney do on or before November 14th, 1932, comply with the said order, or file in writing with the record of this proceeding in the Clerk's Office, a reasonable explanation for failure so to do, therewith this case will be proceeded with ex parte as to any of said named parties failing so to do.

The Clerk of the Circuit Court of Rappahannock County is directed to record this order in the Current Common Law Order Book of his office and shall mail to each of the above named defendants a copy thereof.

Given under my hand in vacation at Leesburg, Virginia, this November 1, 1932.

J R H Alexander, Judge.

VIRGINIA:

Clerk's Office of Rappahannock Circuit Court, Nov. 3rd, 1932. The foregoing vacation order was this day received in the said office and entered as therein directed.

Tests: Jas.M.Settle, Clerk.

AT A CIRCUIT COURT OF LAW OF THE COUNTY OF RAPPAHANNOCK, AT THE COURTHOUSE OF SAID COURT, OF SAID COUNTY, ON MONDAY THE 14TH DAY OF NOVEMBER, IN THE YEAR OF OUR LORD, ONE THOUSAND NINE HUNDRED AND THIRTY-TWO, AND IN THE ONE HUNDRED AND FIFTY SEVENTH YEAR OF OUR COMMONWEALTH.

PRESENT: THE HONORABLE J R H ALEXANDER, JUDGE.

W.H.Massie, foreman, W.L.Turner, J.B.Williams, Jno. A.Keyser, R.S. Farish, W.T.Yancey and Henry A.Brown, were sworn a regular grand jury of inquest in and for the body of the county of Rappahannock, and having received their charge, retired to their room, and after some time returned into court and upon their oaths present: an indictment against Christopher Minor for a misdemeanor, a true bill; an indictment against L.H.Smoot for a misdemeanor, a true bill; an indictment against Earnest Lud Jenkins for a felony, a true bill; an indictment against Homer Walters for a felony, a true bill; an indictment against Courtland Hawkins for a felony, a true bill; an indictment against James Tanant for a felony, a true bill; an indictment against Eddie Sisk for a felony, a true bill; an indictment against Robert Nicholson for a felony, a true bill; an indictment against Hayward Jenkins for a felony, a true bill; an indictment against Manuel Newman for a felony, a true bill; an indictment against Thurman Fincham for a felony, a true bill; an indictment against Fred Jackson for a felony, a true bill; an indictment against Clarence Brown for a misdemeanor, a true bill; an indictment against Hayward Jackson for a misdemeanor, not a true bill; an indictment against Lucy Jenkins for a felony, not a true bill; and having nothing further to report they are discharged.

all added
Ordered that the Treasurer of this county do pay to J.B.Williams \$2.10; W.L.Turner \$2.30; W.H.Massie \$1.50; Jno.A.Keyser \$1.90; R.S.Farish \$3.10; W.T.Yancey \$2.60; and Henry A.Brown \$2.50, the sum set opposite the name of each for their per diem and mileage at this present term as Grand Jurors.

Pursuant to Section 4851 of the Code of Virginia, as amended, the Court doth designate the November Term of this court in each year as the regular Grand Jury Term of said court for Rappahannock County.

Commonwealth of Virginia

vs: Upon an information alleging misdemeanor-prohibition

Travis Brown

This day came the commonwealth by her attorney, and came also the defendant pursuant to his recognizance; and thereupon the defendant, Travis Brown, by counsel, pleaded not guilty to the information this day filed by the attorney for the commonwealth, and on his motion, with the consent of the attorney for the commonwealth, this prosecution is continued to the first day of the next term and set for trial on the Third day thereof, being the 11th day of January, 1933.

Upon the application of Silas J. Wallace for a license to sell soft drinks under the provisions of Chapter 388 of the Acts of Assembly of Virginia of 1918:

It appearing to the Court that notice of making this application has been posted upon the front door of the place of business where the privilege is to be exercised for at least ten days before the making of said application and it further appearing that the applicant is a suitable person to exercise such privilege;

The Court doth grant a license to the said Silas J. Wallace to sell soft drinks at his place of business at Woodville in the County of Rappahannock, Virginia in accordance with the provisions of Sections 64a and 64b of Acts of Assembly of Virginia of 1918; said license to be subject to suspension and revocation for cause by this court, otherwise to remain in force until revoked.

Moffett & Miller

vs: Upon an amended notice of motion for judgment

A.M. Dearing and Grimsley Dearing

This day came the parties by their attorneys, and the defendants filed a demurrer to the plaintiffs amended notice, and the plaintiffs joined in said demurrer; and the same being argued, it appears to the court that the said amended notice is sufficient in law for the plaintiffs to have and maintain their action against said defendants; whereupon it is considered by the Court that the said demurrer be overruled, and this cause is, upon motion, continued generally to the first day of the next term of this court.

This day came Alfred B. Isles, by counsel, and moved the court for leave to file exceptions to report of Appraisal Commissioners filed on May 18, 1932 in the condemnation proceedings of State Commission on Conservation and Development of the State of Virginia vs. Clifton Aylor, et als., which motion the Court doth grant, subject however to such exceptions as may be made and filed thereto; whereupon said exceptions were filed.

The Chairman of the Highway Commission of Virginia

vs: Order

Fannie F. Smith, et als.

It appearing to the Court from the certificate of the Clerk of this Court filed with the papers in this cause that the State Highway Commission has paid into Court the sum of \$800.00, the aggregate amount of compensation allowed and damages assessed in favor of said defendants by the said commissioners, as per their report as aforesaid, the Court, on motion of defendants doth order that said Clerk shall pay over the aforesaid sum to the said defendants and take a receipt therefor.

S.E. Lane

vs: Upon a Notice of Motion for judgment

W.T. Hitt

Upon motion of the plaintiff, by counsel, this action is dismissed.

J.P. Alexander

State Commission on Conservation & Development, Petitioner.

v.) Condemnation Proceedings
Order-

Mrs. Evelyn Tyler Miller, Julia M. Settle, H.M. Booth,
C.B. Miller, George Tyler Miller, Henry T. Miller
and B.F. Miller, ----- Defendants, and Objectors.

This day came the parties by their attorneys, before the Honorable J.R. H. Alexander, Judge of the Circuit Court for Rappahannock County in chambers, at Leesburg, Virginia, pursuant to due and timely notice to petitioner:

Defendants and objectors filed their additional grounds of objection to the proceedings herein and to the report of the special investigators and appraisers in so far as same applies to the real estate, in which they hold an interest in the words and figures following, to-wit:

1. The proceedings herein are without authority as the State Commission on Conservation and Development has never by corporate act taken the real estate herein sought to be condemned.

2. There has never been a bona fide attempt to secure said real estate by treaty as required by section 4363 of the Code.

3. Defendants and objectors are denied a judicial hearing as to a just compensation of their property condemned herein;

(A) The special investigators and appraisers are not a judicial body, being authorized as individuals or as a body in the absence of defendants and objectors to hear the evidence of interested parties, unsworn, incompetent, giving opinion evidence, or irrelevant evidence, receive documentary evidence unknown to defendants, make inspections without any restrictions and found their report thereon.

(B) The Statute removes all restrictions on their conduct which the decisions of the Virginia Courts imposed on officers ascertaining values in condemnation proceedings.

(C) Their conduct throughout their investigations was wholly at variance with that of officers charged with judicial duties.

(D) The finding of the value of defendant's property was wholly inadequate, plainly reflecting the influence of petitioners agents with whom they were in constant association during the period of their investigation.

(E) When these defendants secure a hearing in Court they are met with affidavits taken without notice and without an opportunity to see the conduct of the witnesses and test their intelligence or honesty by cross-examination, and have the burden not of showing a just value of their property but a value such as will convict the investigators of misconduct.

Fourth- The real estate of these objectors is divided by County lines subjecting them to the oppression of duplicating their defense in different judicial districts and denying them a fair opportunity of showing the reflected value of the different portions on each other.

And these defendants and objectors now move the court under section 6175 of the Code to remove these proceedings into the Circuit Court of Warren County to be there consolidated with the proceedings now in progress of hearing looking to the condemnation of the portion of the tract located in said county of Warren, and they file the affidavit of George Tyler Miller, the certified copy of the deed of the John J. Miller to W.H. Grannis, a copy of the report of partition

VS

CLIFTON AYLOR, &C.,

It appearing to the Court that James W. Ramey, one of the defendants in the above entitled matter, by an assignment bearing date on the 27th day of May, 1933, for value received, has assigned, transferred and set over unto the Page Valley National Bank of Luray, Virginia, out of the money or moneys which have been awarded to him by the Board of Appraisal Commissioners and Special Investigators heretofore appointed in the above entitled condemnation proceeding as compensation and damages for his lands sought to be taken and condemned in said proceedings, such sum or sums of money as shall be necessary and sufficient to fully pay and discharge seven certain negotiable notes now held by the said Page Valley National Bank of Luray and as fully described in said assignment, and on motion of the said Page Valley National Bank of Luray, by Counsel, leave is hereby granted it to file said assignment in the condemnation proceedings aforesaid, which is herewith accordingly done.

Paul Taylor

v.

J.A. Williams

On motion of the defendant, J.A. Williams, by counsel, leave is given him to file his plea of the statute of limitations in this cause, which is accordingly done, and the plaintiff is required to reply or demur to said plea within sixty days of this date.

Upon the application of Robert B. Darden for a license to sell soft drinks under the provisions of Chapter 388 of the Acts of Assembly of Virginia of 1918: It appearing to the Court that notice of making this application has been posted upon the front door of the place of business where the privilege is to be exercised for at least ten days before the making of said application and it further appearing that the applicant is a suitable person to exercise such privilege;

The Court doth grant a LICENSE to the said Robert B. Darden to sell soft drinks at his place of business at Flint Hill in the County of Rappahannock, Virginia in accordance with the provisions of Sections 64a and 64b of Acts of Assembly of Virginia of 1918; said license to be subject to suspension and revocation for cause by this Court, otherwise to remain in force until revoked.

Commonwealth of Virginia

vs: Upon an information alleging misdemeanor-prohibition

John Toliver

This day came the commonwealth by her attorney, and came also the defendant pursuant to his recognizance; and the defendant, in person, pleaded guilty to the information this day filed by the attorney for the commonwealth, and upon motion this prosecution is continued and set for trial on Wednesday, July 19, 1933, at 10:00 o'clock A.M.

THE STATE CONSERVATION AND DEVELOPMENT COMMISSION OF VIRGINIA

VS:

CLIFTON AYLOR ET ALS, AND 37400 ACRES OF LAND, MORE OR LESS

It appearing to the Court that there are pending negotiations for the compromise of these cases. on motion of John J. Miller's Heirs it is ordered that all exceptants be granted an extension of ten days from the date fixed in the last ordered heretofore entered herein for the filing of affidavits in support of their several exceptions.

JOSEPH Alexander, Judge

THE STATE CONSERVATION AND DEVELOPMENT COMMISSION OF VIRGINIA

VS: ORDER

CLIFTON AYLOR, ET ALS &C

The order entered herein on the 3rd day of July, 1933, and amended by an order entered on July 17, 1933, is further amended by setting these causes for hearing in vacation at Washington, Virginia on August 18th, 1933.

by the said Board of Appraisal Commissioners and set forth in their said report, to which findings exceptions or motions to disapprove or to decline to accept such findings have heretofore been entered of record, if it shall affirmatively appear of record that such exceptions or motions to disapprove or to decline to accept such findings shall have been withdrawn prior to the time of entry of said judgment: also to move for such other and further relief as Petitioner may be advised, including orders for the dismissal of this proceeding in respect of any or all the various tracts of land shown and delineated on said Map which Petitioner may decide not to acquire as authorized under Section 22 of the Public Park Condemnation Act; and thereupon Petitioner moved the entry of an order setting this proceeding for hearing on said date, and directing any and all the parties of record in this proceeding, if they desire to oppose the entry of said judgment in rem, to show cause, if any such cause there be, in writing filed with the record of this proceeding not later than five days prior to the said date, why the said judgment in rem should not be entered on the motion and prayer of the Petitioner.

It appearing from the said record that the respective values of the fee simple estate in each and all of the said tracts of land as to which Petitioner purposes to pray for judgment in rem, and the respective amounts of incidental damages which will result from the proposed condemnation thereof have been determined, ascertained and set forth in the report filed by the Board of Appraisal Commissioners heretofore appointed in this proceeding; and it appearing from the report of the said Board of Appraisal Commissioners and of the Special Investigators heretofore appointed in this proceeding that guardians ad litem have been appointed and have appeared in this proceeding on behalf of all infants, insane persons, and persons under other legal disabilities who, after diligent search, were found and reported by said Special Investigators or otherwise shown to have any real claim of right, title, estate or interest in or to any of the lands described in the petition filed herein; and upon the motion of the Petitioner, by counsel, it is ordered that this proceeding be set for hearing on the said day and date, at 10:00 A.M. and that any or all of the parties of record in this proceeding, who purpose or desire to oppose the entry of the said judgment in rem, show cause, if any such cause there be, in writing filed with the record of this proceeding not later than five days prior to the said date, why the said judgment in rem should not be entered on the motion and prayer of the Petitioner.

It is further ordered that the Petitioner shall forthwith mail or cause to be mailed a copy of this order to all parties of record in the proceeding whose post office addresses have been filed with the record, as provided in Section 7 of the Public Park Condemnation Act, to their several post office addresses thus filed with the record; and to the guardians ad litem, appointed herein for all infants, insane persons, or persons under other legal disability who appear to have any claim of right, title, estate, or interest in or to any of the lands described in the petition or to the proceeds arising out of the condemnation thereof or to incidental damages arising from such condemnation, as set forth in the report filed by the Special Investigators and the Board of Appraisal Commissioners appointed herein, to the post office addresses of said guardians ad litem as shown by the record or otherwise known to the Petitioner; and further to the attorneys of record representing any of the said parties of record in these proceedings or any of the said guardians ad litem, or any of said infants, insane persons, or persons under other legal disability, to their respective addresses

as shown in the record or otherwise known to the Petitioner; and the Petitioner is further ordered to file with the record of this proceeding, a verified statement in writing showing the mailing of such copies of this order, to whom mailed and the date of said mailing.

The following is the proposed draft of the judgment in rem which the Petitioner purposes and intends to move and pray the Court to enter as aforesaid:

"This day came the State Commission on Conservation and Development of the State of Virginia, the above named Petitioner, by counsel, and exhibited to the Court the record of the above styled proceeding, and showed to the Court:

"(1) That this proceeding has been conducted under the provisions of the Public Park Condemnation Act (Acts of the General Assembly of Virginia of 1928, page 1036: Code of 1930, Section 4388, et seq.)

"(2) That there was incorporated in the notice for publication herein, provided in Section 9 of the said Public Park Condemnation Act, the notice and warning touching incidental damages set out in Section No. 20 of said Acts;

"(3) That this proceeding was had upon newspaper publication of notice, warning 'all persons whomsoever' as provided in Section No. 12 of said Act;

"(4) That the report of the Special Investigators and the Board of Appraisal Commissioners heretofore appointed in this proceeding, filed herein discloses a final and conclusive ascertainment and determination of the value of the fee simple estate in each of the numbered tracts of land shown in the table hereinafter set out and for which judgment of award condemning the same to the use of the Petitioner is moved and prayed by Petitioner; and of the amount of incidental damages which will result from the condemnation of each of the said tracts for the use of Petitioner, on account of which any person who has appeared and is entitled to be heard, has submitted claims, or on account of which it appears from the said report of Special Investigators and the Board of Appraisal Commissioners, filed as aforesaid, any infant, insane person, or persons under legal disability, or any person not entitled to be heard at the hearing provided in Section No. 12 of said Act, has a real and well founded claim, or on account of which it has been made to appear that any infant, insane person or person under other legal disability has any real and well founded claim;

"(5) That the record discloses an ascertainment and determination of said Board of Appraisal Commissioners, as shown by the said report filed as aforesaid, of the fact or facts of value of all, or substantially all, claims of right, title, estate, or interest by such owners or claimants, in or to each of the said respective tracts, and amount of any real claim which any of such persons, or any other person, or persons, who have appeared and are entitled to be heard, may have in the proceeds of each of said respective tracts;

"(6) That a longer period than six months has elapsed since the 'day certain' fixed by the order of the Court entered herein on or before which all interested persons were warned to appear and answer or plead as provided in Section No. 9 of said Act;

"(7) That a longer period than sixty days has elapsed since said report of Special Investigators and Board of Appraisal Commissioners was filed in the Clerk's Office of this Court;

"(8) That neither Petitioner, nor any other person has filed, or presented any motion praying this Court or the Judge thereof to decline to accept or to disapprove any of the findings of facts of value and incidental damages so

ascertained and determined by said Board of Appraisal Commissioners as shown by their said report with reference to any of said tracts; or if any such motion or exception has been filed or presented with respect to said tracts or any of them, such motion or exception has been withdrawn in writing filed with the record of this proceeding;

"(9) That each of said tracts is located wholly within the boundary of the lands sought to be condemned and set forth and described in the petition filed herein, and is separately shown, delineated and designated by number on the County Ownership Map, and described in the above mentioned report of the Special Investigators and Board of Appraisal Commissioners, with which said County Ownership Map was filed and of which it forms a part;

"(10) That diligent inquiry and search was made by the Special Investigators appointed herein as to the existence of any land, or parcels or tracts of land, or right or title or interest or estate therein, within the boundary line set forth in the petition, or of any real claim in or to the proceeds of any such land, or right, or title, or estate, or interest in the event of its condemnation, owned by any infant, insane person, or person under other legal disability, or any property or properties owned by such person or persons which will be damaged by the taking of land within the boundary line set forth in the petition, beyond the peculiar benefits that will accrue to such property or properties of such persons from the acquisition of the land, or estate, or interest therein, sought to be condemned and the use of the same for a public park or for public park purposes; and the names of all such persons found by the said Special Investigators or otherwise known to the Board of Appraisal Commissioners, were reported in the said report of the Special Investigators and the Board of Appraisal Commissioners appointed herein; and guardians ad litem were appointed in this proceeding for each and all of such persons;

"(11) That Petitioner, in compliance with the order setting this proceeding for hearing on its motion and prayer for a judgment in rem condemning the hereinafter mentioned tracts of land to its use, and forthwith upon the entry of said order, mailed a copy thereof to all parties of record in this proceeding whose post office addresses have been filed with the record, as provided in Section 7 of the Public Park Condemnation Act, to their several post office addresses thus filed with the record; and to the guardians ad litem appointed herein for all infants, insane persons, and persons under other legal disability, who appear to have any claim of right, title, estate, or interest in or to any of the lands described in the petition, or to the proceeds arising out of the condemnation thereof or to incidental damages arising from the condemnation, as set forth in the said report filed by the Special Investigators and the Board of Appraisal Commissioners appointed herein after diligent search made for such persons as set out in said report, to the post office addresses of said guardians ad litem as shown by the record or otherwise known to the Petitioner; and further to the attorneys of record representing any of the said parties of record in these proceedings or any of said guardians ad litem or any of said infants, insane persons or persons under other legal disability, to their respective addresses as shown in the record or otherwise known to the Petitioner; and thereafter Petitioner filed with the record a verified statement in writing showing the mailing of such copies of said order, to whom mailed and the date of mailing.

"(12) That all the provisions and requirements of said Public Park

Condemnation Act, and specifically the provisions of Section 11 and Section 38 thereof, have been complied with and the facts shown and disclosed by the record entitle the Petitioner to the judgment in rem condemning each of the said tracts to the use of Petitioner as moved and prayed by Petitioner.

"It is accordingly, adjudged and ordered, upon the motion and prayer of the Petitioner, by counsel, that the fee simple estate in each of the several tracts described in the report of the Special Investigators and Board of Appraisal Commissioners filed with the record of this proceeding and numbered, shown and delineated on the County Ownership Map filed with and made a part of said report, the County Ownership Map number of which is set forth in the following table, is hereby condemned to the use of the Petitioner upon the Petitioner paying into the custody of this court, for the use and benefit of the person or persons entitled thereto, the sum ascertained and determined as the value of the fee simple estate in said tract together with the amount of the incidental damages resulting from the condemnation thereof ascertained and determined by the said Board of Appraisal Commissioners, which sum and amount of incidental damages are as shown and separately set out in the following table, which table constitutes an integral part of this judgment, and are here expressly stated as constituting the award for each of the said tracts herein contained, and upon the payment into the custody of this Court by Petitioner of the amount thus stated as constituting the award for any such tract the fee simple estate therein shall vest in the Petitioner as provided in Sections 13 and 38 of said Public Park Condemnation Act.

"But nothing herein contained shall be construed as requiring or obligating Petitioner to pay the said awards or any of them into the custody of the Court or to acquire all or any of said tracts, and Petitioner may at its election acquire any one or more of said tracts by payment into the custody of the Court of the amount stated herein as the award therefor.

"The following table sets forth in columns under appropriate explanatory headings:- First, under the heading 'Tract No!', the numbers of the several tracts designated by number and shown and delineated on the above mentioned County Ownership Map and described in the said report of the Special Investigators and the Board of Appraisal Commissioners filed with the record of this proceeding, each of which is condemned herein to the use of the Petitioner; Second, under the heading 'Value', the value of the fee simple estate in each of the said tracts as ascertained and determined by the said Board of Appraisal Commissioners; Third, under the heading 'Incidental Damages', the amount of the incidental damages ascertained and determined by said Board of Appraisal Commissioners which will result from condemnation hereunder of the numbered tract in the corresponding column of the table; Fourth, under the heading 'Aggregate', the aggregate of the value and of the amount of incidental damages ascertained and determined by the said Board of Appraisal Commissioners with reference to the numbered tract in the corresponding column of the table, which aggregate amount as shown in the table is stated and set out herein as constituting the award for the said tract upon its condemnation to the use of the Petitioner.

(A) The foregoing notwithstanding, it is further adjudged and ordered that the fee simple estate which may or shall be acquired by the Petitioner, hereunder, in any or all of the said tracts of land is and shall be subject nevertheless to such easement of passage and right of way therein or thereover as have heretofore been acquired or are now claimed by the United States of

America, which easement and right of way is described in said report of the Board of Appraisal Commissioners, in Exception 1 of the body of said report as an easement of passage and right of way on or over a strip of land one hundred feet wide running through the tracts mentioned in said Exception 1 of said report, the value of which easement of passage and right of way was not ascertained or determined by the said Board of Appraisal Commissioners; and it further appearing from the said report that the said United States of America owns or claims the fee simple estate in said strip of land and that the value of the said fee simple estate in the said strip of land owned or claimed by the United States subject to said easement of passage and right of way thereon or thereover, has been ascertained and determined by the said Board to be one dollar, U.S. currency, the fee simple estate in said strip of land is hereby condemned to the use of the Petitioner subject to said easement of passage and right of way, upon the payment of the said amount of one dollar into the custody of the Court for the use and benefit of the person or persons entitled thereto, which said amount is hereby stated and set out as constituting the award for the fee simple estate in said strip of land subject to the said easement of passage and right of way.

(B) The foregoing notwithstanding, it is further adjudged and ordered that the fee simple estate which may or shall be acquired hereunder by the Petitioner in any or all of said tracts of land, is subject nevertheless to such rights of way and easements in, on or over such tracts or any of them for the erection, maintenance, repair, replacement and operation of poles and wires or other appliances or means for the transmission of electricity as have heretofore been acquired therein by the South East Public Service Corporation, to which reference is made in Exception 2 in body of said Report of the Board of Appraisal Commissioners; and by the Page Power Company of Virginia, Incorporated, to which reference is made in Exception 3 in the body of said Report.

(C) The foregoing notwithstanding, this judgment in rem condemning tracts numbered 110-1; 111; 111-1; 111-11; 112; and 112-1; as shown on the said County Ownership Map and mentioned by number in the following table shall not be construed to have the effect and will not have the effect of condemning to the use of the Petitioner so much of said tracts shown and delineated on said County Ownership Map, as lies or is located North and East of the hereinafter described line: and the respective amounts set forth in said table as constituting the awards for said tracts numbered 110-1; 111; 111-1; 111-11; 112 and 112-1; shall be construed to constitute and shall constitute the respective awards for so much of said tracts respectively as do not lie or are not located North and East of said line, the Petitioner having expressly undertaken by way of compromise of a question raised as to the accuracy of the Northern and Eastern boundary lines of said tracts as shown on said maps, to seek no judgment condemning so much thereof as lies immediately North and East of said line, described as follows:-

Beginning at Station a- a butterwood on the north side of Greasy Run, corner to Jacob Dwyer and D.H. and D.B. Hershberger; thence up the north side of said Run with said Hershbergers S 42 W, - 6.50 Chains (True), To Station b- an ash on the north side of said Run; thence crossing run at one chain, same course continued in all S 74½ E, - 12.70 Chains, To Station c- a planted stone at the angle of a fence, thence S 16 W - 3.95 Chains, To Station d- a south gate post; thence N 85½ W - 0.90 Chains, To Station e- a stake at the end of a fence on the south side of a road; thence S 15½ W - 4.80 Chains, To Station f- an iron pin, 2½ feet S 15½ W from a marked locust, corner to Grove and Spittler's Tract #111; thence with same N 66 E - 42.00 Chains, To Station g- passing or crossing at 15 Chains a farm road, a stake; thence N 81½ E - 13.00 Chains, to station h- a large white oak tree, which is corner to Frank Compton's Tract shown as tract #112 on the County Ownership Map filed with the report of the Board of Appraisal Commissioners appointed in the Shenandoah National Park Condemnation proceedings in Rappahannock County.

TRACT NO.	VALUE	INCIDENTAL DAMAGES	AGGREGATE
4	\$759.00	None	\$759.00
5	420.00	None	420.00
6	552.00	None	552.00
7	596.75	None	596.75
8	2349	None	2349.00
9	4703.00	None	4703.00
10	722.50	None	722.50
11	1472.00	None	1472.00
11-1	600.00	None	600.00
12	4425.00	None	4425.00
19	1418.00	None	1418.00
20	658.00	None	658.00
20-a	6385.00	None	6385.00
21	1193	None	1193.00
22	310.00	None	310.00
25	330.00	None	330.00
28	908.00	None	908.00
29	127.00	None	127.00
31-a	325.00	None	325.00
32	1101.00	None	1101.00
33	11392.75	None	11392.75
33-1	34.00	None	34.00
34	6988.00	None	6988.00
42-b	15.00	None	15.00
43	750.00	None	750.00
44	2252.00	None	2252.00
45	57.00	None	57.00
46	80.00	None	80.00
47	125.00	None	125.00
48	1318.00	None	1318.00
49	772.00	None	772.00
50	1757.00	None	1757.00
51	1708.50	None	1708.50
52	2383.00	None	2383.00
52-1	8.00	None	8.00
53	2227.00	None	2227.00
53-a	1939.00	None	1939.00
55	28.00	None	28.00
56	2182.00	None	2182.00
58-1	279.00	None	279.00
58-11	316.00	None	316.00
59	5688.50	None	5688.50
59-a	1082.00	None	1082.00
59-1	607.00	None	607.00
59-11	832.00	None	832.00
59-111	284.50	None	284.50
59-V	67.00	None	67.00
60	496.00	None	496.00
65	1013.00	None	1013.00
67	560.00	None	560.00
68	4235.00	None	4235.00
68-1	872.50	None	872.50
69	12994.00	None	12994.00
72	1028.00	None	1028.00
72-1	200.00	None	200.00
72-11	140.00	None	140.00
73	484.00	None	484.00
73-a	1745.00	None	1745.00
73-b	10.00	None	10.00
77	69.75	None	69.75
78-b	75.00	None	75.00
100	1608.00	None	1608.00
101	373.00	None	373.00
101-a	295.00	None	295.00
101-b	1297.00	None	1297.00
102	13003.00	None	13003.00
103	962.50	None	962.50
103-1	180.00	None	180.00
104	1024.00	None	1024.00
104-1	15.00	None	15.00
104-11	3951.00	None	3951.00
105	800.00	None	800.00
107-1	1580.00	None	1580.00
107-11	215.00	None	215.00
108-a	72.00	None	72.00
108-a-1	12.00	None	12.00
108-1	35.00	None	35.00
108-11	913.75	None	913.75
109-1	5409.40	None	5409.40
110-1	5366.35	None	5366.35
110-11	255.60	None	255.60
111	5642.00	None	5642.00
111-1	697.60	None	697.60
111-11	4253.08	None	4253.08
112	428.00	None	428.00
112-a	642.00	None	642.00
112-1	124.00	None	124.00
114-a	774.00	None	774.00
114-b	393.00	None	393.00
115	844.00	None	844.00
115-1	150.00	None	150.00
119	1166.00	None	1166.00
120	532.00	None	532.00
120-a	1897.00	None	1897.00
121	121.50	None	121.50
122	447.50	None	447.50
122-a	95.25	None	95.25

TRACT NO.	VALUE	INCIDENTAL DAMAGES	AGGREGATE
123	1597.00	None	1597.00
124	1536.00	None	1536.00
125	4129.33	None	4129.33
131	528.50	None	528.50
132	340.82	None	340.82
133	1113.50	None	1113.50
134	1592.00	None	1592.00
135	557.50	\$75.00	632.50
136	203.00	None	203.00
137	1649.50	None	1649.50
138	1503.00	None	1503.00
138-a	755.00	None	755.00
138-b	2417.00	None	2417.00
139	1879.50	None	1879.50
141	4934.66	None	4934.66
141-a	50.00	None	50.00
143	5332.74	None	5332.74
143-1	27.00	None	27.00
144	718.41	None	718.41
145	1058.00	None	1058.00
146	1235.00	None	1235.00
147	1421.09	None	1421.09
149	358.50	None	358.50
150	800.00	None	800.00
153	10488.80	None	10488.80
154	2055.00	None	2055.00
155	1100.00	None	1100.00
155-a	50.00	None	50.00
156	500.00	None	500.00
157	777.00	None	777.00
158	192.50	None	192.50
158-a	143.00	None	143.00
159	601.52	None	601.52
160	896.05	None	896.05
161	5917.78	None	5917.78
161-a	2488.00	None	2488.00
162	5442.75	None	5442.75
162-a	50.00	None	50.00
163	1841.00	None	1841.00
165	600.00	None	600.00
166	825.00	None	825.00
168	1574.50	None	1574.50
169-a	25.00	None	25.00
170	1738.25	None	1738.25
171	1094.00	None	1094.00
172	269.50	None	269.50
174	420.00	None	420.00
175	1592.00	None	1592.00
176	160.00	None	160.00
177	361.00	None	361.00
178	116.50	None	116.50
179	572.00	None	572.00
180	345.00	\$100.00	445.00
181	131.00	None	131.00
182	222.50	None	222.50
183	715.00	None	715.00
184	1405.00	None	1405.00
185	234.00	None	234.00
186	514.00	\$132.00	646.00
187	105.00	None	105.00
188	102.50	None	102.50
189	675.00	None	675.00
190	875.00	None	875.00
191	1087.00	None	1087.00
192	339.50	None	339.50
193	959.50	None	959.50
194	251.00	None	251.00
197	1645.50	None	1645.50
198	1631.20	None	1631.20
199	3060.25	None	3060.25
199-1	213.00	None	213.00
199-11	90.00	None	90.00
199-111	876.00	None	876.00
200	250.00	None	200.00
201	458.00	None	458.00
201-a	170.50	None	170.50
202	722.00	None	722.00
202-a	370.00	None	370.00
203	532.00	None	532.00
204	458.00	None	458.00
204-a	647.50	None	647.50
205	700.00	None	700.00
206	4617.50	None	4617.50
207	272.50	None	272.50
208	467.00	None	467.00
211	138.75	None	138.75
212	54.75	None	54.75
245	3880.75	None	3880.75
246	120.00	None	120.00
251	420.00	None	420.00
253	275.00	None	275.00
256	260.00	None	260.00
257	90.00	None	90.00
258	150.00	None	150.00
259	635.00	None	635.00
260	150.00	None	150.00

of the fact or facts of value of all, or substantially all, claims or right, title, estate, or interest by such owners or claimants, in or to each of the said respective tracts, and amount of any real claim which any of such persons, or any other person, or persons, who have appeared and are entitled to be heard, may have in the proceeds of each of said respective tracts;

"(6) That a longer period than six months has elapsed since the 'day certain' fixed by the order of the Court entered herein on or before which all interested persons were warned to appear and answer or plead as provided in Section No. 9 of said Act;

"(7) That a longer period than sixty days has elapsed since said report of Special Investigators and Board of Appraisal Commissioners was filed in the Clerk's Office of this Court;

"(8) That neither Petitioner, nor any other person has filed, or presented any motion praying this Court or the Judge thereof to decline to accept or to disapprove any of the findings of facts of value and incidental damages so ascertained and determined by said Board of Appraisal Commissioners as shown by their said report with reference to any of said tracts; or if any such motion or exception has been filed or presented with respect to said tracts or any of them, such motion or exception has been withdrawn in writing filed with the record of this proceeding;

"(9) That each of said tracts is located wholly within the boundary lines of the lands sought to be condemned and set forth and described in the petition filed herein, and is separately shown, delineated and designated by number on the County Ownership Map, and described in the above mentioned report of the Special Investigators and Board of Appraisal Commissioners, with which said County Ownership Map was filed and of which it forms a part;

"(10) That diligent inquiry and search was made by the Special Investigators appointed herein as to the existence of any land, or parcels or tracts of land, or right or title or interest or estate therein, within the boundary line set forth in the petition, or of any real claim in or to the proceeds of any such land, or right, or title, or estate, or interest in the event of its condemnation, owned by any infant, insane person, or person under other legal disability, or any property or properties owned by such person or persons which will be damaged by the taking of land within the boundary line set forth in the petition, beyond the peculiar benefits that will accrue to such property or properties of such persons from the acquisition of the land, or estate, or interest therein, sought to be condemned and the use of the same for a public park or for public park purposes; and the names of all such persons found by the said Special Investigators or otherwise known to the Board of Appraisal Commissioners, were reported in the said report of the Special Investigators and the Board of Appraisal Commissioners appointed herein; and guardians ad litem were appointed in this proceeding for each and all of such persons;

"(11) That Petitioner, in compliance with the order setting this proceeding for hearing on its motion and prayer for a judgment in rem condemning the hereinafter mentioned tracts of land to its use, and forthwith upon the entry of said order, mailed a copy thereof to all parties of record in this proceeding whose post office addresses have been filed with the record, as provided in Section 7 of the Public Park Condemnation Act, to their several post office addresses thus filed with the record; and to the guardians ad litem appointed herein for all infants, insane persons, and persons under other legal disability, who appear to have any claim of right, title, estate, or interest in or to any of the lands described in the petition, or to the proceeds arising out of the condemnation thereof or to incidental damages arising from such condemnation, as set forth in the said report filed by the Special Investigators and the Board of Appraisal Commissioners appointed herein after diligent search made for such persons as set out in said report, to the post office addresses of said guardians ad litem as shown by the record or otherwise known to the Petitioner; and further to the attorneys of record representing any of the said parties of record in these proceedings or any of said guardians ad litem or any of said infants, insane persons or persons under other legal disability, to their respective addresses as shown in the record or otherwise known to the Petitioner; and thereafter Petitioner filed with the record a verified statement in writing showing the mailing of such copies of said order, to whom mailed and the date of mailing.

"(12) That all of the provisions and requirements of said Public Park Condemnation Act, and specifically the provisions of Section 11 and Section 38 thereof, have been complied with and the facts shown and disclosed by the record entitle the Petitioner to the judgment in rem condemning each of the said tracts to the use of the Petitioner as moved and prayed by Petitioner.

"It is, accordingly, adjudged and ordered, upon the motion and prayer of the Petitioner, by counsel, that the fee simple estate in each of the several tracts described in the report of the Special Investigators and Board of Appraisal Commissioners filed with the record of this proceeding and numbered, shown and delineated on the County Ownership Map filed with and made a part of said report, the County Ownership Map number of which is set forth in the following table, is hereby condemned to the use of the Petitioner upon the Petitioner paying into the custody of this Court, for the use and benefit of the person or persons entitled thereto, the sum ascertained and determined as the value of the fee simple estate in said tract together with the amount of the incidental damages resulting from the condemnation thereof ascertained and determined by said Board of Appraisal Commissioners, which sum and amount of incidental damages are as shown and separately set out in the following table, which table constitutes an integral part of this judgment, and are here expressly stated as constituting the award for each of the said tracts herein contained, and upon the payment into the custody of this Court by Petitioner of the amount thus stated as constituting the award for any such tract the fee simple estate therein shall vest in the Petitioner as provided in Sections 13 and 38 of said Public Park Condemnation Act

"But nothing herein contained shall be construed as requiring or obligating Petitioner to pay the said awards or any of them into the custody of the Court

or to acquire all or any of said tracts, and Petitioner may at its election acquire any one or more of said tracts by payment into the custody of the Court of the amount stated herein as the award therefor.

"The following table sets forth in columns under appropriate explanatory headings:- First, under the heading 'Tract NO.', the numbers of the several tracts designated by number and shown and delineated on the above mentioned County Ownership Map and described in the said report of the Special Investigators and the Board of Appraisal Commissioners filed with the record of this proceeding, each of which is condemned herein to the use of the Petitioner; Second, under the heading 'Value', the value of the fee simple estate in each of the said tracts as ascertained and determined by the said Board of Appraisal Commissioners; Third, under the heading 'Incidental damages', the amount of the incidental damages ascertained and determined by said Board of Appraisal Commissioners which will result from condemnation hereunder of the numbered tract in the corresponding column of the table; Fourth, under the heading 'Aggregate', the aggregate of the value and of the amount of incidental damages ascertained and determined by the said Board of Appraisal Commissioners with reference to the numbered tract in the corresponding column of the table, which aggregate amount as shown in the table is stated and set out herein as constituting the award for the said tract upon its condemnation to the use of the Petitioner.

(A) The foregoing notwithstanding, it is further adjudged and ordered that the fee simple estate which may or shall be acquired by the Petitioner, hereunder, in any or all of the said tracts of land is and shall be subject nevertheless to such easement of passage and right of way therein or thereover as have heretofore been acquired or are now claimed by the United States of America, which easement and right of way is described in said report of the Board of Appraisal Commissioners, in Exception 1 of the body of said report as an easement of passage and right of way on or over a strip of land one hundred feet wide running through the tracts mentioned in said Exception 1 of said report, the value of which easement of passage and right of way was not ascertained or determined by the said Board of Appraisal Commissioners: and it further appearing from the said report that the said United States of America owns or claims the fee simple estate in said strip of land and that the value of the said fee simple estate in the said strip of land owned or claimed by the United States subject to said easement of passage and right of way thereon or thereover, has been ascertained and determined by the said Board to be one dollar, U.S. Currency, the fee simple estate in said strip of land is hereby condemned to the use of the Petitioner subject to said easement of passage and right of way, upon the payment of the said amount of one dollar into the custody of the Court for the use and benefit of the person or persons entitled thereto, which said amount is hereby stated and set out as constituting the award for the fee simple estate in said strip of land subject to the said easement of passage and right of way.

(B) The foregoing notwithstanding, it is further adjudged and ordered that the fee simple estate which may or shall be acquired hereunder by the Petitioner in any or all of said tracts of land, is subject nevertheless to such rights of way and easements in, on or over such tracts or any of them for the erection, maintenance, repair, replacement and operation of poles and wires or other appliances or means for the transmission of electricity as have heretofore been acquired therein by the South East Public Service Corporation, to which reference is made in Exception 2 in body of said Report of the Board of Appraisal Commissioners; and by the Page Power Company of Virginia Incorporated, to which reference is made in Exception 3 in the body of said Report.

(C) The foregoing notwithstanding, this judgment in rem condemning tracts numbered 110-1; 111; 111-1; 111-11; 112; and 112-1; as shown on the said County Ownership Map and mentioned by number in the following table shall not be construed to have the effect and will not have the effect of condemning to the use of the Petitioner so much of said tracts shown and delineated on said County Ownership Map, as lies or is located North and East of the hereinafter described line: and the respective amounts set forth in said table as constituting the awards for said tracts numbers 110-1; 111; 111-1; 111-11; 112; and 112-1; shall be construed to constitute and shall constitute the respective awards for so much of said tracts respectively as do not lie or are not located North and East of said line, the Petitioner having expressly undertaken by way of compromise of a question raised as to the accuracy of the Northern and Eastern boundary lines of said tracts as shown on said maps, to seek no judgment condemning so much thereof as lies immediately North and East of said line, described as follows:- Beginning at Station a- a butterwood on the north side of Greasy Run, corner to Jacob Dwyer and D.H. and D.B. Hershberger; thence up the north side of said Run with said Hershbergers S 42 W, - 6.50 Chains (True), to Station b- an ash on the north side of said Run; thence crossing run at one chain, same course continued in all S 74½ E, - 12.70 Chains, To Station c- a planted stone at the angle of a fence, thence S 16 W - 3.95 Chains, To Station d- a south gate post; thence N 85½ W - 0.90 Chains, To Station e- a stake at the end of a fence on the south side of a road; thence S 15½ W - 4.80 Chains, to Station f- an iron pin, 2½ feet S 15½ W from a marked locust, corner to Grove and Spitler's Tract #111; thence with same N 66 E - 42.00 Chains, To Station g- passing or crossing at 15 Chains a farm road, a stake; thence N 81½ E - 13.00 Chains, To Station h- a large white oak tree, which is corner to Frank Compton's Tract shown as tract #112 on the County Ownership Map filed with the report of the Board of Appraisal Commissioners appointed in the Shenandoah National Park Condemnation proceedings in Rappahannock County.

TRACT NO.	VALUE	INCIDENTAL DAMAGES	AGGREGATE
4	\$759.00	None	\$759.00
5	420.00	None	420.00
6	552.00	None	552.00
7	596.75	None	596.75
8	2349.00	None	2349.00
9	4703.00	None	4703.00
10	722.50	None	722.50
11	1472.00	None	1472.00
11-1	600.00	None	600.00
12	4425.00	None	4425.00
19	1418.00	None	1418.00
20	658.00	None	658.00
20-a	6385.00	None	6385.00
21	1193.00	None	1193.00
22	310.00	None	310.00
25	330.00	None	330.00
28	908.00	None	908.00
29	127.00	None	127.00
31-a	325.00	None	325.00
32	1101.00	None	1101.00
33	11392.75	None	11392.75
33-1	34.00	None	34.00
34	6988.00	None	6988.00
42-b	15.00	None	15.00
43	750.00	None	750.00
44	2252.00	None	2252.00
45	57.00	None	57.00
46	80.00	None	80.00
47	125.00	None	125.00
48	1318.00	None	1318.00
49	772.00	None	772.00
50	1757.00	None	1757.00
51	1708.50	None	1708.50
52	2383.00	None	2383.00
52-1	8.00	None	8.00
53	2227.00	None	2227.00
53-a	1939.00	None	1939.00
55	28.00	None	28.00
56	2182.00	None	2182.00
58-1	279.00	None	279.00
58-11	316.00	None	316.00
59	5688.50	None	5688.50
59-a	1082.00	None	1082.00
59-1	607.00	None	607.00
59-11	832.00	None	832.00
59-111	284.50	None	284.50
59-V	67.00	None	67.00
60	496.00	None	496.00
65	1013.00	None	1013.00
67	560.00	None	560.00
68	4235.00	None	4235.00
68-1	872.50	None	872.50
69	12994.00	None	12994.00
72	1028.00	None	1028.00
72-1	200.00	None	200.00
72-11	140.00	None	140.00
73	484.00	None	484.00
73-a	1745.00	None	1745.00
73-b	10.00	None	10.00
77	69.75	None	69.75
78-b	75.00	None	75.00
100	1608.00	None	1608.00
101	373.00	None	373.00
101-a	295.00	None	295.00
101-b	1297.00	None	1297.00
102	13003.00	None	13003.00
103	962.50	None	962.50
103-1	180.00	None	180.00
104	1024.00	None	1024.00
104-1	15.00	None	15.00
104-11	3951.00	None	3951.00
105	800.00	None	800.00
107-1	1580.00	None	1580.00
107-11	215.00	None	215.00
108-a	72.00	None	72.00
108-a-1	12.00	None	12.00
108-1	35.00	None	35.00
108-11	913.75	None	913.75
109-1	5409.40	None	5409.40
110-1	5366.35	None	5366.35
110-11	255.60	None	255.60
111	5642.00	None	5642.00
111-1	697.60	None	697.60
111-11	4253.08	None	4253.08
112	428.00	None	428.00
112-a	642.00	None	642.00
112-1	124.00	None	124.00
114-a	774.00	None	774.00
114-b	393.00	None	393.00
115	844.00	None	844.00
115-1	150.00	None	150.00
119	1166.00	None	1166.00
120	532.00	None	532.00
120-a	1897.00	None	1897.00
121	121.50	None	121.50
122	447.50	None	447.50
122-a	95.25	None	95.25

TRACT NO.	VALUE	INCIDENTAL DAMAGES	AGGREGATE
123	\$1597.00	None	\$1597.00
124	1535.00	None	1535.00
125	4129.33	None	4129.33
131	528.50	None	528.50
132	340.82	None	340.82
133	1113.50	None	1113.50
134	1592.00	None	1592.00
135	557.50	\$75.00	632.50
136	203.00	None	203.00
137	1649.50	None	1649.50
138	1503.00	None	1503.00
138-a	755.00	None	755.00
138-b	2417.00	None	2417.00
139	1879.50	None	1879.50
141	4934.66	None	4934.66
141-a	50.00	None	50.00
143	5332.74	None	5332.74
143-1	27.00	None	27.00
144	718.41	None	718.41
145	1058.00	None	1058.00
146	1235.00	None	1235.00
147	1421.09	None	1421.09
149	358.50	None	358.50
150	800.00	None	800.00
153	10488.80	None	10488.80
154	2055.00	None	2055.00
155	1100.00	None	1100.00
155-a	50.00	None	50.00
156	500.00	None	500.00
157	777.00	None	777.00
158	192.50	None	192.50
158-a	143.00	None	143.00
159	601.52	None	601.52
160	896.05	None	896.05
161	5917.78	None	5917.78
161-a	2488.00	None	2488.00
162	5442.75	None	5442.75
162-a	50.00	None	50.00
163	1841.00	None	1841.00
165	600.00	None	600.00
168	1574.50	None	1574.50
169-a	25.00	None	25.00
170	1738.25	None	1738.25
171	1094.00	None	1094.00
172	269.50	None	269.50
174	420.00	None	420.00
175	1592.00	None	1592.00
176	160.00	None	160.00
177	361.00	None	361.00
178	116.50	None	116.50
179	572.00	None	572.00
180	345.00	\$100.00	445.00
181	131.00	None	131.00
182	222.50	None	222.50
183	715.00	None	715.00
184	1405.00	None	1405.00
185	234.00	None	234.00
186	514.00	\$132.00	646.00
187	105.00	None	105.00
188	102.50	None	102.50
189	675.00	None	675.00
190	875.00	None	875.00
191	1087.00	None	1087.00
192	339.50	None	339.50
193	959.50	None	959.50
194	251.00	None	251.00
197	1645.50	None	1645.50
198	1631.20	None	1631.20
199	3060.25	None	3060.25
199-1	213.00	None	213.00
199-11	90.00	None	90.00
199-111	876.00	None	876.00
200	250.00	None	250.00
201	458.00	None	458.00
201-a	170.50	None	170.50
202	722.00	None	722.00
202-a	370.00	None	370.00
203	532.00	None	532.00
204	458.00	None	458.00
204-a	647.50	None	647.50
205	700.00	None	700.00
206	4617.50	None	4617.50
207	272.50	None	272.50
208	467.00	None	467.00
211	138.75	None	138.75
212	54.75	None	54.75
245	3880.75	None	3880.75
246	120.00	None	120.00
251	420.00	None	420.00
253	275.00	None	275.00
256	260.00	None	260.00
257	90.00	None	90.00
258	150.00	None	150.00
259	635.00	None	635.00
260	150.00	None	150.00
261	300.00	None	300.00

TRACT NO.	VALUE	INCIDENTAL DAMAGES	AGGREGATE
266	\$168.50	None	\$168.50
267	80.00	None	80.00
267-a	19.00	\$45.00	64.00
269	150.00	None	150.00
270.0	10.00	None	10.00

See Exception numbered One in the body of the report filed by the Board of Appraisal Commissioners with reference to the above set out values of tracts numbered 162, 166, 168, 199, and 199-111.

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

vs

CLIFTON AYLOR ET AL, AND THIRTY-
SEVEN THOUSAND, FOUR HUNDRED ACRES,
MORE OR LESS ACRES OF LAND, IN
RAPPAHANNOCK COUNTY, VIRGINIA,
DEFENDANTS, ET AL

IN THE CIRCUIT
COURT OF RAPPAHANNOCK
COUNTY, VIRGINIA.
:
:
CONDEMNATION PROCEEDINGS,
:
:
AT LAW, NO. 149
:
:
:

To the Honorable J.R.H.Alexander,
Judge of the said Court.

The Claimant, William H.Grannis, prays leave of Court to file
and Amendment to his claim heretofore filed in this Cause.

William T.Larkin

Leave is hereby granted, as prayed.

Subject to any exceptions which may be properly raised.

J R H Alexander

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

vs

Clifton Aylor et als, and 37,400 acres
of land, more or less, Defendants,

On the 13th day of November came the Petitioner by Counsel, and exhibited the record of the above entitled proceeding, including the order setting the same for hearing on said date, and moved the Court to overrule and dismiss the written objection filed with the record on Nov. 6, 1933 by Charles C.Broy et als to the condemnation of a certain parcel of land shown to the Court to be Tract #260 as described and numbered in the report of the Appraisal Commissioners therein; and to overrule and dismiss the exceptions of S.M.Hudson to the findings of value in the report of the said Board of Appraisal Commissioners as to Tract #147, filed in the Clerk's Office November 2, 1933: and further to strike from the table of tracts included in the motion for judgment in rem heretofore filed by the Petitioner, Tract #166 as to which some question had been raised whether or not all questions as to the value thereof had been submitted to arbitration.

Whereupon, it is ordered that the said objection of the said Charles C.Brøy et als be overruled and dismissed, no sufficient ground therefor appearing in the record or having been shown to the Court at the hearing; and it was further ordered that the said exceptions of the said S.M.Hudson be overruled and dismissed, it appearing that said exceptions had not been filed within the time prescribed by law, and the said S.M.Hudson, by counsel, having withdrawn objection to the dismissal of said exceptions and stipulated in open court with Counsel for the Petitioner, that an effort would be made by Counsel to agree upon the amount and value of any improvements placed in good faith on said tract of land and the buildings thereon by the said S.M.Hudson, since the date of the filing of the report of the Board of Appraisal Commissioners appointed herein, and that upon failure of Counsel to reach an agreement the question would be submitted extra-judicially for summary determination by the Hon. J.R.H.Alexander, Judge, whose decision thereon would be accepted as final by both parties, and the value of said improvements thus determined paid by the Petitioner to the said S.M.Hudson;

and it was further ordered on the motion of the Petitioner, that tract #166 be stricken from the table of tracts included in the motion for judgment heretofore filed herein by the Petitioner.

On motion it was further ordered that all matters and things not disposed of at the hearing on the 13th day of November, 1933, be continued to the first day of the next term of the Court, being the second Monday of January, 1934, and this proceeding be set for hearing on said date.

J. W. Alexander, Judge.

CIRCUIT COURT OF THE COUNTY OF RAPPAHANNOCK ON THURSDAY THE 21 ST DAY OF
DECEMBER, 1933.

PRESENT: THE HONORABLE J R H ALEXANDER, JUDGE.

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

VS: ORDER OF DISTRIBUTION

JULIA M. SETTLE

On this, the 21st day of December, 1933, came Julie M. Settle, and on her motion, leave is given her to file her application for the payment to her of the sum of \$6385.00, the amount of the award set out in the judgment of condemnation for Tract No. 20-a, and heretofore paid into court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of Petitioner the said Julia M. Settle is invested with a superior or better right or claim of title in and to the said tract of land No. 20-a, 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. 20-a or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 20-a; and it further appearing to the Court that all taxes due upon said tract No. 20-a have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$6385.00 paid into Court by Petitioner as just compensation for Tract No. 20-a be paid unto said Julia M. Settle, 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 Julia M. Settle the said sum of \$6385.00, the amount of the award set out in the judgment of condemnation for tract No. 20-a, taking from the said Julia M. Settle a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

JAMES H. FLETCHER.

On this, 21st day of December, 1933, came James H. Fletcher, and on his motion leave is given him to file his application for the payment to him of the sum of \$1574.50, the amount of the award set out in the judgment of condemnation for Tract No. 168, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13 day of November, 1933, that in the opinion of the petitioner the said James H. Fletcher is invested with a superior or better right or claim of title in and to the said tract of land No. 168 or to the proceeds arising therefrom, 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. 168 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 168; and it further appearing to the Court that all taxes due upon said Tract No. 168 have been paid;

upon consideration whereof it is considered and ordered by the Court that the said sum of \$1574.50 paid into Court by Petitioner as just compensation for Tract No. 168 be paid unto said James H. Fletcher, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said James H. Fletcher the said sum of \$1574.50, the amount of the award set out in judgment of condemnation for Tract No. 168, taking from the said James H. Fletcher a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

THOMAS H. SETTLE

On this, 21st day of December, 1933, came Thomas H. Settle, and on his motion leave is given him to file his application for the payment to him of the sum of \$4425.00, the amount of the award set out in the judgment of condemnation for Tract No. 12, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13 day of November, 1933, that in the opinion of the petitioner the said Thomas H. Settle is invested with a superior or better right or claim of title in and to the said tract of land No. 12 or to the proceeds arising therefrom, 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. 12 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 12; and it further appearing to the Court that all taxes due upon said Tract No. 12 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$4425.00 paid into Court by Petitioner as just compensation for Tract No. 12 be paid unto said Thomas H. Settle, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Thomas H. Settle the said sum of \$4425.00, the amount of the award set out in judgment of condemnation for Tract No. 12, taking from the said Thomas H. Settle a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

LEWIS K. NICHOLSON

On this, 21st day of December, 1933, came Lewis K. Nicholson, and on his motion leave is given him to file his application for the payment to him of the sum of \$120.00, the amount of the award set out in the judgment of condemnation for Tract No. 246, and heretofore paid into court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13 day of November, 1933, that in the opinion of the petitioner the said Lewis K. Nicholson is invested with a superior or better right or claim of title in and to the said

tract of land No. 246 or to the proceeds arising therefrom, 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. 246 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 246; and it further appearing to the Court that all taxes due upon said Tract No. 246 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$120.00 paid into court by Petitioner as just compensation for Tract No. 246 be paid unto said Lewis K. Nicholson, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Lewis K. Nicholson the said sum of \$120.00, the amount of the award set out in judgment of condemnation for Tract No. 246, taking from the said Lewis K. Nicholson a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

Ellis L. Miller

On this, 21st day of December, 1933, came Ellis L. Miller, and on his motion leave is given him to file his application for the payment to him of the sum of \$1535.00, the amount of the award set out in the judgment of condemnation for Tract No. 124, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13 day of November, 1933, that in the opinion of the petitioner the said Ellis L. Miller is invested with a superior or better right or claim of title in and to the said tract of land No. 124 or to the proceeds arising therefrom, 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. 124 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 124; and it further appearing to the Court that all taxes due upon said Tract No. 124 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$1535.00 paid into court by Petitioner as just compensation for Tract No. 124 be paid unto said Ellis L. Miller, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Ellis L. Miller the said sum of \$1535.00, the amount of the award set out in judgment of condemnation for Tract No. 124, taking from the said Ellis L. Miller a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

J.O.Bailey

On this, 21st day of December, 1933, came J.O.Bailey, and on his motion leave is given him to file his application for the payment to him of the sum of \$777.00, the amount of the award set out in the judgment of condemnation for Tract No. 157, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13 day of November, 1933, that in the opinion of the petitioner the said J.O.Bailey is invested with a superior or better right or claim of title in and to the said tract of land No. 157 or to the proceeds arising therefrom, 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. 157 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 157; and it further appearing to the Court that all taxes due upon said Tract No. 157 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$777.00 paid into Court by Petitioner as just compensation for Tract No. 157 be paid unto said J.O. Bailey, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said J.O.Bailey the said sum of \$777.00, the amount of the award set out in judgment of condemnation for Tract No. 157, taking from the said J.O.Bailey a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

WM. G. WOOD & W.J.ALMOND

On this, 21st day of December, 1933, came Wm.G.Wood and W.J.Almond, and on their motion leave is given them to file their application for the payment to them of the sum of \$2391.00, the amount of the award set out in the judgment of condemnation for Tracts No. 52 & 52-I, and heretofore paid into court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13 day of November, 1933, that in the opinion of the petitioner the said Wm. G.Wood & W.J.Almond are invested with a superior or better right or claim of title in and to the said tracts of land Nos. 52 & 52-I or to the proceeds arising therefrom, 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 tracts Nos. 52 & 52-I or to the proceeds arising from the condemnation thereof, and are therefore entitled to receive the ^{TOTAL} proceeds arising from the condemnation of said Tracts Nos. 52 & 52-1; and it further appearing to the court that all taxes due upon said Tracts No. 52 & 52-1 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$2391.00 paid into court by Petitioner as just compensation for Tracts No. 52 & 52-1 be paid unto said Wm.G.Wood & W.J.Almond, and the Clerk of this Court is directed to transmit a certified copy

of this order to the Treasurer of Virginia, who shall pay unto the said Wm.G. Wood & W.J.Almond the said sum of \$2391.00, the amount of the award set out in judgment of condemnation for Tracts No. 52 & 52-1, taking from the said Wm.G.Wood & W.J.Almond a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

JOHN A. KEYSER

On this, 21st day of December, 1933, came John A.Keyser, and on his motion leave is given him to file his application for the payment to him of the sum of \$2227.00, the amount of the award set out in the judgment of condemnation of Tract No. 53, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said John A.Keyser is invested with a superior or better right or claim of title in and to the said tract of land No. 53 or to the proceeds arising therefrom, 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. 53 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said tract No. 53; and it further appearing to the Court that all taxes due upon said Tract No. 53 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$2227.00 paid into Court by Petitioner as just compensation for Tract No. 53, be paid unto said John A.Keyser, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said John A.Keyser the said sum of \$2227.00, the amount of the award set out in judgment of condemnation for Tract No. 53, taking from the said John A.Keyser a receipt therefor, and certifying to the Clerk of this Court for appropriate entry thereof as required by law.

Ordered that this Court do now stand adjourned until the first day of the next term thereof as fixed by law.

J. R. Alexander, Judge.

STATE COMMISSION ON CONSERVATION AND
DEVELOPMENT OF THE STATE OF VIRGINIA

VS: ORDER OF DISTRIBUTION

D.D.MILLER

On this, 23rd day of December, 1933, appeared D.D.Miller before me J.R. H.Alexander, Judge of the Circuit Court of Rappahannock County, Virginia, in vacation at Leesburg, Virginia, and on his motion leave is given him to file his application for the payment to him of the sum of \$2,000.00, the amount of the award set out in the judgment of condemnation for the Timber Right on Tract No. 69, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the Petitioner the said D.D.Miller is invested with a superior or better right or claim of title in and to the timber on said Tract No. 69 or to the proceeds arising from the condemnation thereof, and that the record of this cause does not disclose any denial or dispute by any party or person in interest as to the title to the timber on said Tract No. 69, or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Timber on said Tract No. 69; and it further appearing to the Judge that all taxes due on the said timber on said Tract No. 69 have been paid; upon consideration whereof it is considered and ordered by the Judge that the said sum of \$2,000.00 paid into Court by the Petitioner as just compensation for the Timber on said Tract No. 69, be paid unto the said D.D.Miller, and the Clerk of this Court is directed to Transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said D.D.Miller the said sum of \$2,000.00, the amount of the award set out in the judgment of condemnation for the Timber on said Tract No. 69, taking from the said D.D.Miller a receipt therefor, and certifying to the Clerk of this Court for appropriate entry thereof as required by law.

The Clerk of the Circuit Court of Rappahannock County, Virginia, will enter the foregoing order upon the current common law order book of his court as a vacation order.

Given under my hand, in vacation, at Leesburg, Virginia, this 23rd day of December, 1933.

J R H Alexander, Judge of the
Circuit Court of Rappahannock County,
Virginia.

VIRGINIA:

Clerk's Office of Rappahannock Circuit Court, Dec. 25th, 1933.

The foregoing vacation order was this day received in the said office and entered as therein directed.

Teste: Jas.M.Settle, Clerk.

IN THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY, VIRGINIA.

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

VS: ORDER OF DISTRIBUTION

MATHIAS CLARK

THIS DAY appeared before me, J.R.H.Alexander, Judge of the Circuit Court of Rappahannock County, Virginia, in vacation at Leesburg, Virginia, MATHIAS CLARK of Sperryville, Rappahannock County, Virginia, and on his motion leave is given him to file his application for the payment to him of the sum of \$1058.00, the amount of the award set out in the judgment of condemnation for Tract No. 145, and heretofore paid into Court, and it appearing to the Judge from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the Petitioner the said Mathias Clark is invested with a superior or better right or claim of title in and to the said Tract of land No. 145, or to the proceeds arising therefrom, 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. 145, or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 145; and it further appearing to the Court that all taxes due upon said Tract No. 145 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$1058.00 paid into Court by Petitioner as just compensation for Tract No. 145, be paid unto the said Mathias Clark; and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Mathias Clark the said sum of \$1058.00, the amount of the award set out in the judgment of condemnation for Tract No. 145, taking from the said Mathias Clark a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

The Clerk of the Circuit Court of Rappahannock County, Virginia, will enter the foregoing upon the current common law order book of his court as a vacation order.

Given under my hand this 26 day of December, 1933.

J R H Alexander, Judge of the Circuit
Court of Rappahannock County, Virginia.

VIRGINIA:

Clerk's Office of Rappahannock Circuit Court, Dec. 26th, 1933.

The foregoing vacation order was this day received in the said office and entered as therein directed.

Teste: Jas.M.Settle, Clerk.

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

VS: ORDER OF DISTRIBUTION

MRS. JOHN J. MILLER, B.F.MILLER,
C.B.MILLER AND N.M.BOOTH.

This day appeared before me, J.R.H.Alexander, Judge of the Circuit Court of Rappahannock County, Virginia, in vacation at Leesburg, Virginia, Mrs. John J. Miller, B.F.Miller, C.B.Miller and N.M.Booth, and on their motion leave is given them to file their application for the payment to them of the sum of \$2182.00, the amount of the award set out in the judgment of condemnation for Tract No. 56, and heretofore paid into Court, and it appearing to the Judge from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the Petitioner the said Mrs. John J.Miller, B.F.Miller, C.B.Miller and Mrs. N.M.Booth are invested with a superior or better right or claim of title in and to the said Tract No. 56, or to the proceeds arising therefrom (the said Mrs. John J.Miller, B.F.Miller, C.B.Miller and N.M.Booth each owning a one-fourth undivided interest in said Tract No. 56 or to the proceeds arising therefrom), 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. 56, or to the proceeds arising from the condemnation thereof, and that the parties above named are therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 56; and it further appearing to the Court that all taxes due upon said Tract No. 56 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$2182.00 paid into Court by Petitioner as just compensation for Tract No. 56, be paid unto the said Mrs. John J.Miller, B.F.Miller, C.B.Miller and N.M.Booth, each of said parties being entitled to receive one-fourth part thereof; and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay to the said Mrs. John J. Miller, B.F.Miller, C.B.Miller and N.M.Booth the said sum of \$2182.00, payable as follows, to-wit: one-fourth part thereof to Mrs. John J.Miller, one-fourth part thereof to B.F.Miller, one-fourth part thereof to C.B.Miller and one-fourth part thereof to N.M.Booth; and being the amount of the award set out in the judgment of condemnation for Tract No. 56, and taking from the said above named parties a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

The Clerk of the Circuit Court of Rappahannock County, Virginia, will enter the foregoing upon the current common law order book of his court as a vacation order.

Given under my hand this 27 day of December, 1933.

J R H Alexander, Judge of the Circuit
Court of Rappahannock County, Virginia.

VIRGINIA:

Clerk's Office of Rappahannock Circuit Court, Dec. 27, 1933.

The foregoing vacation order was this day received in the said office and entered as therein directed.

Teste: Jas.M.Settle, Clerk.

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

VS: ORDER OF DISTRIBUTION

SHIRLEY CARTER,

This day appeared before me, J.R.H.Alexander, Judge of the Circuit Court of Rappahannock County, Virginia, in vacation at Leesburg, Virginia, Shirley Carter of Winchester, Virginia, and on his motion leave is given him to file his application for the payment to him of the sum of \$11,392.75, the amount of the award set out in the judgment of condemnation for Tract No. 33, and heretofore paid into Court, and it appearing to the Judge from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said Shirley Carter is invested with a superior or better right or claim of title in and to the said Tract of land No. 33, or to the proceeds arising therefrom, 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. 33, or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 33; and it further appearing to the Court that all taxes due upon said Tract No. 33 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$11,392.75 paid into Court by Petitioner as just compensation for Tract No. 33, be paid unto the said Shirley Carter; and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Shirley Carter the said sum of \$11, 392.75, the amount of the award set out in the judgment of condemnation for Tract No. 33, taking from the said Shirley Carter a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

The Clerk of the Circuit Court of Rappahannock County, Virginia, will enter the foregoing upon the current common law order book of his court as a vacation order.

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

J.R.H.Alexnader, Judge of the
Circuit Court of Rappahannock County, Virginia.

VIRGINIA:

Clerk's Office of Rappahannock Circuit Court, Dec. 30th, 1933.

The foregoing vacation order was this day received in the said office and entered as therein directed.

Teste: Jas. M. Settle, Clerk.

STATE COMMISSION ON CONSERVATION AND
DEVELOPMENT OF THE STATE OF VIRGINIA

VS: ORDER OF DISTRIBUTION TO JOHN J. HEISTON.

CLIFTON AYLOR, &C.

On this 5th day of January, 1934, came John J.Heiston, owner, and The Page Valley National Bank of Luray, and H.R.McKay and Blanch Yager, executor and executrix of the estate of Mary E.Yager, Deceased, lienors, and on their motion leave is hereby given them to file their joint application, in vacation, for the payment of the sum of Four Thousand One Hundred Twenty-Nine Dollars and Thirty-Three Cents (\$4,129.33), the amount of the award set out in the judgment of condemnation for Tract No. 125, which said award has heretofore been paid into Court.

And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of petitioner the said John J.Heiston is invested with a superior or better right of claim or title in and to the said Tract of land No. 125, and that the record in this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No. 125, but that the said Page Valley National Bank of Luray has asserted by its petition aforesaid a lien against said property or the proceeds arising from the condemnation thereof in the sum of \$5,500.00, and that the said H.R.McCay and Blanch Yager, executor and executrix as aforesaid, have asserted by their petition aforesaid a lien against said property on the proceeds arising from the condemnation thereof in the sum of \$3,000.00, together with ~~the~~ accrued interest on both of said debts aforesaid from the 21st day of May, 1927, and that the said John J.Heiston has also consented in the joint petition aforesaid that the award aforesaid, the sum of \$4,129.33, the proceeds arising from the condemnation of said Tract No. 125, be applied towards the liquidation and payment of said lien debts aforesaid, and therefore that the said lienors are entitled to receive the aforesaid sum of \$4,129.33, and it further appearing to the Court that all taxes due or exigible upon said Tract No. 125 have been paid, upon consideration whereof, it is considered and ordered by the Court that the aforesaid sum of \$4,129.33 paid into court by petitioner as just compensation for said Tract No. 125, be paid over to the lienors aforesaid, and that the Clerk of this Court be, and he is hereby, directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto W.V.Ford, Luray, Virginia, attorney of record for The Page Valley National Bank of Luray, Virginia, and R.H.McKay and Blanch Yager, executor and executrix of the estate of Mary E. Yager, Deceased, the lienors as aforesaid, the said sum of \$4,129.33, the amount of the award set out in the judgment of condemnation for Tract No. 125, and certify such payment to the Clerk of this Court for appropriate entry thereof, as required by law.

The Clerk of the Circuit Court of Rappahannock County, Virginia, will enter the foregoing vacation order in the current Common Law Order Book of said Court.

Given under my hand this 5th day of January, 1934.

J.R.H.Alexander, Judge.

VIRGINIA:
Clerk's Office of Rappahannock Circuit Court, Jan. 6th, 1934.

The foregoing vacation order was this day received in the said office and entered upon the current common law order book of said court as therein directed.

Teste: Jas.M.Settle, Clerk.

STATE COMMISSION ON CONSERVATION AND
DEVELOPMENT OF THE STATE OF VIRGINIA

VS: ORDER OF DISTRIBUTION TO KATE JUDD

CLIFTON AYLOR, &C

On this the 5th day of January, 1934, came Kate Judd, owner, and on her motion leave is hereby given her to file her application, in vacation, for the payment of the sum of Six Hundred Thirty-Five (\$635.00) Dollars, the amount of the award set out in the judgment of condemnation for Tract No. 259, which said award has heretofore been paid into Court.

And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of petitioner the said Kate Judd is invested with a superior or better right of title in and to the said tract of land No. 259, and that the record in this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No. 259, or to the proceeds arising therefrom, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 259, and it further appearing to the Court that all taxes due or exigible thereon have been paid, upon consideration whereof, it is considered and ordered by the court that said sum of \$635.00 paid into court by petitioner as just compensation for said tract No. 259, be paid unto the said Kate Judd, and that the Clerk of this Court be, and is hereby, directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto Ford & Keyser, Luray, Page County, Virginia, attorneys of record for the said Kate Judd, the said sum of \$635.00, the amount of the award set out in the judgment of condemnation for said Tract No. 259, and certify such payment to the Clerk of this Court for appropriate entry thereof as required by law.

The Clerk of the Circuit Court of Rappahannock County, Virginia, will enter the foregoing vacation order in the current common law order book of said court.

Given under my hand this 5 day of January, 1934.

J.R.H.Alexander, Judge.

VIRGINIA:

Clerk's Office of Rappahannock Circuit Court, Jan. 6th, 1934.

The foregoing vacation order was this day received in the said office and entered upon the current common law order book of said court as therein directed.

Teste: Jas.M.Settle, Clerk.

STATE COMMISSION ON CONSERVATION AND
DEVELOPMENT OF THE STATE OF VIRGINIA

VS: ORDER OF DISTRIBUTION TO J.G.GROVE AND B.N.SPITLER, JOINT OWNERS.

CLIFTON AYLOR, &C.

On this the 5th day of January, 1934, came J.G.Grove and B.N.Spitler, Joint owners, and on their motion leave is hereby given them to file their application, in vacation, for the payment of the sum of Fifty-Six Hundred and Forty-Two Dollars (\$5642.00), the amount of the award set out in the judgment of condemnation for Tract No. 111, and the sum of Six Hundred and Ninety-Seven Dollars and Sixty Cents (\$697.60), the amount of the award set out in the judgment of condemnation for Tract No. 111-1, making the aggregate award for said two tracts the sum of Six Thousand Three Hundred and Thirty-Nine Dollars and Sixty Cents (\$6,339.60), which said awards have heretofore been paid into Court.

And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of petitioner the said J.G.Grove and B.N.Spitler are invested with a superior or better right of claim of title in and to the said Tract of land No. 111, and that the record in this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No. 111; and it appearing from the report of the Board of Appraisal Commissioners aforesaid and in the said petition for judgment and condemnation entered herein on the 13th day of November, 1933, that said Tract No. 111-1 is a lap on the lands of Ann Jolliffe's heirs, but that Walter Hoffman and Clarendon Smith, attorneys in fact for the heirs of said Ann Jolliffe, have disclaimed in open Court any claim to said Tract No. 111-1, and that the record in this cause does not disclose any denial or dispute by any other party or persons in interest as to the title to said Tract No. 111-1; and it further appearing to the Court that all taxes due or exigible upon said Tracts Nos. 111 and 111-1 have been paid, upon consideration whereof, it is considered and ordered by the Court that the said sum of \$6339.60, the aggregate amount paid into Court by petitioner as just compensation for said Tracts Nos. 111 and 111-1 be paid to the said J.G. Grove and B.N.Spitler, and that the Clerk of this Court be, and is hereby, directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto Ford & Keyser, Luray, Virginia, attorneys of record for the said J.G.Grove and B.N.Spitler, the aggregate sum of \$6339.60, and certify such payment to the Clerk of this Court for appropriate entry thereof, as required by law.

The Clerk of the Circuit Court of Rappahannock County, Virginia, will enter the foregoing vacation order in the current common law order book of said Court.

Given under my hand this 5th day of January, 1934.

J.R.H.Alexander, Judge.

VIRGINIA:

Clerk's Office of Rappahannock Circuit Court, Jan. 6th, 1934.

The foregoing vacation order was this day received in the said office and entered upon the current common law order book of said court as therein directed.

Teste: Jas.M.Settle, Clerk.

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

vs: ORDER OF DISTRIBUTION TO JAMES W. RAMEY, &c
CLIFTON AYLOR, &c.

On this, the 5th day of January, 1934, came James W. Ramey, owner, and The Page Valley National Bank of Luray, assignee and lienor, and on their motion leave was hereby given them to file their joint application, in vacation, for the payment of the sum of Ten Thousand Four Hundred Eighty-Eight Dollars and Eighty Cents (\$10,488.80), the amount of the award set out in the judgment of condemnation for Tract No. 153, which said award has heretofore been paid into Court.

And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of petitioner the said James W. Ramey is invested with a superior or better right or claim of title in and to the said Tract of land No. 153, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No. 153, but that the said Page Valley National Bank of Luray has asserted by their petition aforesaid a lien against said property or the proceeds arising from the condemnation thereof in the sum of Six Thousand Six Hundred Sixty-One Dollars and Twenty Cents (\$6,661.20), and that the said James W. Ramey has also agreed to and consented that the said lien be paid out of the proceeds arising from the condemnation of said Tract No. 153, and therefore the said Page Valley National Bank is entitled to receive the sum of \$6,661.20, and the said James W. Ramey the sum of \$3,827.60 out of the proceeds arising from the condemnation of said Tract No. 153, and it further appearing to the Court that all taxes due or exigible upon said Tract No. 153 have been paid, upon consideration whereof, it is considered and ordered by the Court that said sum of \$10,488.80 paid into Court by petitioner as just compensation for said Tract No. 153, be paid out and disbursed as follows, to-wit: to Ford & Keyser, Luray, Page County, Virginia, as attorneys of record for The Page Valley National Bank, the sum of \$6,661.20, and to Ford & Keyser, Luray, Page County, Virginia, attorneys of record for the said James W. Ramey, the sum of \$3,827.60, and that the Clerk of this Court be, and he is hereby, directed to transmit a certified copy of this order to the Treasurer of Virginia who shall pay unto the said Ford & Keyser, Luray, Page County, Virginia, attorneys of record for the said Page Valley National Bank, the aforesaid sum of \$6,661.20, and to Ford & Keyser, Luray, Page County, Virginia, attorneys of record for the said James W. Ramey, the sum of \$3,827.60, aggregating the sum of \$10,488.80, the amount of the award set out in the judgment of condemnation for said Tract No. 153, and certify such payments to the Clerk of this Court for appropriate entry thereof, as required by law.

The Clerk of the Circuit Court of Rappahannock County, Virginia, will enter the foregoing vacation order in the current common law order book of said Court,
Given under my hand this 5th day of January, 1934.

J.R.H. Alexander, Judge.

VIRGINIA:

Clerk's Office of Rappahannock Circuit Court, Jan. 6th, 1934.

The foregoing vacation order was this day received in the said office and entered upon the current common law order book of said court as therein directed.

Tests: Jas.M. Settle, Clerk.

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

VS: ORDER OF DISTRIBUTION TO E.B.FOX, P.G.FOX AND B.C.FOX, JOINT OWNERS.

CLIFTON AYLOR, &C.

On this the 5th day of January, 1934, came E.B.Fox, P.G.Fox and B.C.Fox, joint owners, and on their motion leave is hereby given them to file their application, in vacation, for the payment of the sum of Fifty Three Hundred and Thirty-Two Dollars and Seventy-Four Cents (\$5332.74), the amount of the award set out in the judgment of condemnation for Tract No. 143, and the sum of Twenty-Seven Dollars (\$27.00), the amount of the award set out in the judgment of condemnation for Tract No. 143-1, making the aggregate award for said two tracts the sum of Fifty-Three Hundred and Fifty-Nine Dollars and Seventy-Four Cents (\$5359.74), which said awards have heretofore been paid into Court.

And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for a judgment and condemnation entered hereon on the 13th day of November, 1933, that in the opinion of petitioner the said E.B.Fox, P.G.Fox and B.C.Fox are invested with a superior or better right or claim of title in and to the said tract of land No. 143, and that the record in this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No. 143; and it further appearing from the report of the Board of Appraisal Commissioners aforesaid and in the said petition for judgment and condemnation entered herein on the 13th day of November, 1933, that said Tract No. 143-1 is a lap on the lands of James W.Ramey, and that the said E.B.Fox, P.G.Fox and B.C.Fox, and the said James W.Ramey have compromised their conflicting claims to the proceeds arising from the condemnation of said tract No. 143-1 by agreeing that each claimant to said tract shall each receive fifty per cent of said award, or the sum of \$13.50 each, and that the record in this cause does not disclose any denial or dispute by any other party or persons in interest as to the title to said tract No. 143-1; and it further appearing to the Court that all taxes due or exigible upon said Tracts Nos. 143 and 143-1 have been paid, upon consideration whereof, it is considered and ordered by the Court that the said sum of \$13.50, fifty per cent of the amount paid into Court by petitioner as just compensation for said Tract No. 143-1 be paid to the said James W.Ramey, and that the sum of \$5346.24, the aggregate amount paid into court by petitioner as just compensation for said Tract No. 143 and fifty per cent of the award for Tract No. 143-1 be paid to the said E.B.Fox, P.G.Fox and B.C.Fox, and that the Clerk of this Court be, and he is hereby directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto Ford & Keyser, Luray, Virginia, attorneys of record for the said James W.Ramey, the sum of \$13.50 and unto Ford & Keyser, Luray, Virginia, attorneys of record for the said E.B.Fox, P.G.Fox and B.C.Fox, the aggregate sum of \$5346.24, and certify such payment to the Clerk of this Court for appropriate entry thereof, as required by law.

The Clerk of the Circuit Court of Rappahannock County, Virginia, will enter the foregoing vacation order in the current common law order book of said court.

Given under my hand this 5th day of January, 1934.

J.R.H.Alexander, Judge.

VIRGINIA:

Clerk's Office of Rappahannock Circuit Court, Jan. 6th, 1934.

The foregoing vacation order was this day received in the said office and entered upon the current common law order book of said court as therein directed.

Teste: Jas.M.Settle, Clerk.

STATE COMMISSION ON CONSERVATION AND
DEVELOPMENT OF THE STATE OF VIRGINIA

VS: ORDER OF DISTRIBUTION TO NINA H. CLARK, OWNER.

CLIFTON AYLOR, &C.

On this the 5th day of January, 1934, came Nina H. Clark, owner, and on her motion leave is hereby given her to file her application, in vacation, for the payment of the sum of Five Thousand Four Hundred Forty-Two Dollars and Seventy-Five Cents (\$5,442.75), the amount of the award set out in the judgment of condemnation for Tract No. 162, and the sum of Fifty (\$50.00) Dollars, the amount of the award set out in the judgment of condemnation for Tract No. 162-a, making the aggregate award for said two tracts of the sum of Five Thousand Four Hundred Ninety-Two Dollars and Seventy-Five Cents (\$5,492.75), which said awards have heretofore been paid into Court.

And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of petitioner the said Nina H. Clark is invested with a superior or better right or claim of title in and to the said tracts of land Nos. 162 and 162-a, and that the record in this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tracts Nos. 162 and 162-a, but that the State Commission on Conservation and Development of the State of Virginia, has asserted a claim against said property or the proceeds arising from the condemnation thereof in the sum of \$45.00, by virtue of that certain deed executed by the said Nina H. Clark to said Conservation Commission, bearing date on the 19th day of May, 1931, and duly of record in the Clerk's Office of Rappahannock County in Deed Book 36, at Page 292, and the said Nina H. Clark is ready and willing that said sum of \$45.00 out of this award should be paid to said Commission, and it further appearing to the Court that all taxes due or exigible upon said tracts Nos. 162 and 162-a have been paid, upon consideration whereof, it is considered and ordered by the Court that the said sum of \$45.00 be paid to the State Commission on Conservation & Development of the State of Virginia, Front Royal, Virginia, out of the aforesaid aggregate sum of \$5,492.75 paid into Court by petitioner as just compensation for said Tracts Nos. 162 and 162-a, and the sum of \$5,447.75, being the balance of said award, be paid to the said Nina H. Clark, and that the Clerk of this Court be, and is hereby, directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the State Commission on Conservation & Development of the State of Virginia, Front Royal, Virginia, the said sum of \$45.00, and to Ford & Keyser, Luray, Virginia, attorneys of record for the said Nina H. Clark, the sum of \$5,447.75, and certify such payment to the Clerk of this Court for appropriate entry thereof as required by law.

The Clerk of the Circuit Court of Rappahannock County, Virginia, will enter the foregoing vacation order in the current common law order book of said court.
Given under my hand this 5th day of January, 1934.

J.R.H. Alexander, Judge.

VIRGINIA:

Clerk's Office of Rappahannock Circuit Court, Jan. 6th, 1934.

The foregoing vacation order was this day received in the said office and entered upon the current common law order book of said court as therein directed.

Teste: Jas.M. Settle, Clerk.

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

VS:) (ORDER OF REFERENCE IN RE A.J.CLARK AND JACOB DWYER.
CLIFTON AYLOR, &C.

This cause came on to be heard again, in vacation, this 5 day of January, 1934, upon the petition of C.B.Graves alleging a lien by virtue of a judgment against those certain tracts or parcels of land standing in the name of A.J.Clark and designated as Tracts No. 138 and No. 138-a, and the petition of Martha Y.Hudson, executrix of W.L.Hudson, deceased, and W.V.Ford, administrator of F.W.Weaver, deceased, alleging a lien by virtue of a deed of trust duly recorded in Rappahannock County covering those certain tracts or parcels of land designated on the Rappahannock County Ownership Map as Tracts Nos. 108-a and No. 108-a-1, and 108-a-11, owned by Jacob Dwyer this day filed by leave of the Judge of the Circuit Court of Rappahannock County, and on consideration thereof the Judge of the Circuit Court of Rappahannock County doth hereby order that this cause be referred to one of the Commissioners in Chancery of the Rappahannock Circuit Court, who shall ascertain, state and report to the Court as follows:

(1). What lands are owned by the said A. J. Clark and Jacob S. Dwyer and / or to what proceeds arising from the condemnation of said lands they are entitled to; and

(2). To ascertain and state the liens binding said real estate, including delinquent taxes, if any, according to their respective priorities; and

(3). To ascertain to whom the funds arising from the tracts of land aforesaid shall be paid, and in what proportion; and

(4). To ascertain and state by whom the costs of this reference should be paid, and in what proportion.

But before said Commissioner shall proceed to execute the requirements of this order, he shall give ten days' personal notice to the said A. J. Clark and Jacob Dwyer, and convene the lien creditors of said Clark and Dwyer and all other parties in interest, and give notice of the time and place thereof by publication once a week for two successive weeks in a newspaper published in Rappahannock County, which publication shall be in lieu of personal service.

The Clerk of the Circuit Court of Rappahannock County Virginia, will enter the foregoing vacation order in the current Common Law Order Book of said Court.

Given under my hand this 5th day of January, 1934.

J. R. H. Alexander
Judge

VIRGINIA:

Clerk's Office of Rappahannock Circuit Court, Jan. 6th, 1934.

The foregoing vacation order was this day received in the said office and entered upon the current law order book of said court as therein directed.

Tests: Jas. M. Settle, Clerk

H.F.Keyser, sheriff of this county, having appointed W.H.Revercomb as his deputy, this day appeared before the court and requested the consent of said appointment, which consent the court doth hereby give; and it is ordered that the said W.H.Revercomb shall qualify before the Clerk of this Court by taking the oath prescribed by law; and thereupon the said W.H.Revercomb appeared before said Clerk and qualified as such deputy by taking and subscribing the oath prescribed by law, which said oath is ordered to be filed.

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

vs: Decree Filing Intervening Petition of Paul Taylor

Clifton Aylor, and others, and 37,400 acres of
Land, more or less in Rappahannock County, Defendants.

This day Paul Taylor presented to the court his petition setting forth therein that J.A.Williams, one of the defendants in this cause, has the legal title to and is the owner of an undivided one-fourth interest in some of the lands sought to be condemned in this proceeding, and described in said petition; that the said Paul Taylor obtained a judgment against the said J.A.Williams on June 16, 1933, in this Court for the sum of \$1225.00 and interest and costs; and wherein he prays that the purchase price to be paid by the State Commission on Conservation and Development of the State of Virginia, the original petition herein, for the said lands owned by the said J.A.Williams, be paid into this court and be subjected to the payment and satisfaction of said judgment and costs, and for other and general relief; and the Court having read and considered said petition, it is adjudged, ordered and decreed that said petition be and the same is hereby filed; that the said J.A.Williams and said State Commission on Conservation and Development be made parties defendant thereto, and that the Clerk of this Court do issue process returnable to next Rules against said J.A.Williams requiring him to answer said petition.

This day, Russell Spicer and David Cornwell, who are confined in the jail of this county for their failure to pay fines and costs assessed against each of them at the November Term of this Court, 1933, appeared in open court and moved the court that they and each of them be released from imprisonment without the payment of such fines and costs; and came also the attorney for the commonwealth, who, in open court waived the notice of said motion as provided by statute; whereupon the court having heard the testimony of witnesses, and being of the opinion that said Russell Spicer and David Cornwell are without estate and are unable to pay said fines and costs, and that it is compatible with the public interest and welfare and the demands of justice, doth order that the said Russell Spicer and David Cornwell be released from imprisonment in the jail of this County without the payment of said fines and costs, and that they shall not hereafter be imprisoned for the non-payment of the said fines and costs. And it is ordered that the Jailor shall forthwith release both of said applicants.

Commonwealth of Virginia

vs: Upon an indictment for misdemeanor

Travis Brown and Harry Jenkins

The two above prosecutions having been set for trial on January 11th of this present term, and the court being otherwise engaged on said date, it is ordered that said prosecutions be continued and set for trial on January 18th of this present term; and said defendants are released on their present bonds.

Commonwealth of Virginia

vs: Upon an information alleging misdemeanor-prohibition

James Wallace

Upon motion, this prosecution is continued and set for trial on January 16th of this present term.

J.R.H. Alexander, Judge

CIRCUIT COURT OF THE COUNTY OF RAPPAHANNOCK ON TUESDAY THE 9TH DAY OF
JANUARY, NINETEEN HUNDRED AND THIRTY-FOUR-

PRESENT: THE HONORABLE J.R.H.ALEXANDER, JUDGE.

The State Commission on Conservation and
Development of the State of Virginia ----- Petitioner.

V. AT LAW NO. 149

Clifton Aylor and others and Thirty-Seven Thousand Four Hundred
(37,400) Acres of land, more or less, ----- Defendants.

This day came the Petitioner in the above entitled proceeding by Counsel and exhibited the record therein, and a certain letter of instructions heretofore submitted for file with the record of this proceeding, directing and providing for payment by the Petitioner to the Treasurer of the State of Virginia, of the several sums of money mentioned therein, for deposit in a special fund to be held under authority of Section 40 of the Public Park Condemnation Act, subject to the order of the Circuit Court wherein the above entitled condemnation proceeding conducted under the provisions of the said Act, is pending, a true and correct copy of which letter of instructions with the acknowledgement endorsed thereon by the Treasurer of the State of Virginia of his receipt of the said sums of money in compliance with and in pursuance of the terms thereof, is as follows:-

Riverton, Virginia
November 21, 1933

To the Hon. E.R.Combs
Comptroller, Commonwealth of Virginia
Through Governor John Garland Pollard
Richmond, Virginia

Sir:

Subject to the approval and direction of the Governor, and under authority of Section 40 of the Public Park Condemnation Act, and of a resolution adopted by the State Commission on Conservation and Development at a meeting held in its offices in Richmond, Virginia, on the 26th day of October, 1933, you are hereby authorized and directed to take the necessary measures for payment, and to make payments, for and on behalf of the State Commission on Conservation and Development, from the appropriation of one million dollars to the State Commission on Conservation and Development for the acquisition of lands within the Shenandoah National Park Area under the Act approved March 18, 1932, as amended, to the Treasurer of the State of Virginia of the sum of One Hundred Eighty Thousand, Two Hundred Forty-Two Dollars and five cents (\$180,242.05), for deposit in a special fund, to be held subject to the order of the Circuit Court of Rappahannock County, Virginia,

wherein condemnation proceedings conducted under the provisions of said Public Park Condemnation Act are now pending, entitled, "VIRGINIA: IN THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY, The State Commission on Conservation and Development of the State of Virginia, Petitioner, v., Clifton Aylor and others, and Thirty-Seven Thousand Four Hundred (37,400) acres of land, more or less, Defendants."

The said sum of \$180,242.05 is the sum total of the awards stated and set out in a judgment in rem, entered in the said proceeding on the 13th day of November, 1933, condemning to the use of the said Petitioner each of those certain numbered tracts of land within said area mentioned and designated by number in said judgment, which are set forth in the columns under the heading "Tract Number" in the following "Table of Awards, Rappahannock County," with the amount of the respective awards therefor, as stated and set out in said judgment, shown in separate columns under the heading "Awards" opposite the respective tract numbers as set forth in the said table:- the numbered tracts set forth in the said table being those tracts within the said area which the Commission on Conservation and Development now desires to acquire by the payment into the custody of the Court, under the provisions of Section 40 of the Public Park Condemnation Act, of the amounts constituting the awards therefor as set forth in said judgment in rem, for the use and benefit of the person or persons entitled thereto; taken together with the award of \$1.00 for the Skyline Road strip adjudged in sub-head A of the said judgment.

TABLE OF AWARDS

RAPPAHANNOCK COUNTY

Table showing and setting forth in columns under the head "Tract Number" the numbers of the several tracts designated by number and shown and delineated on the County Ownership Map filed with the report of the Special Investigators and Board of Appraisal Commissioners in the condemnation proceeding pending in the Circuit Court of Rappahannock County, entitled "The State Commission on Conservation and Development of the State of Virginia, Petitioner, v. Clifton Aylor and others, and Thirty-seven Thousand, Four Hundred (37,400) acres of land, more or less, defendants," each of which was condemned to the use of the Petitioner in a judgment in rem entered in the said proceeding on the 13th day of November, 1933, all and each of which numbered tracts the Petitioner desires to acquire at this time by the payment into the custody of the Court of the amount of the respective awards therefor, and showing and setting fourth in columns set opposite the said columns of numbers, the respective amounts "stated and set out" in the said judgment as constituting the awards for the numbered tracts in the corresponding column of the table; and showing also award set out in sub-head A of said judgment.

<u>TRACT NUMBER</u>	<u>AWARD</u>	<u>TRACT NUMBER</u>	<u>AWARD</u>	<u>TRACT NUMBER</u>	<u>AWARD</u>
5	\$ 420.00	111	\$ 5642.00	177	\$ 361.00
7	596.75	111-1	697.60	178	116.50
9	4703.00	111-11	4253.08	179	572.00
10	722.50	115	844.00	180	445.00
11	1472.00	115-1	150.00	181	131.00
11-1	600.00	120-a	1897.00	182	222.50
12	4425.00	121	121.50	183	715.00
20-a	6385.00	122	447.50	184	1405.00
31-a	325.00	122-a	35.25	185	234.00
33	11392.75	124	1535.00	186	646.00
33-1	34.00	125	4129.33	187	105.00
44	2252.00	136	203.00	188	102.50
45	57.00	137	1649.50	198	1631.20
46	80.00	138	1503.00	199	3060.25
51	1708.50	138-a	755.00	199-1	213.00
52	2383.00	138-b	2417.00	199-11	90.00
52-1	8.00	141-a	50.00	199-111	876.00
53	2227.00	143	5332.74	200	250.00
55	28.00	143-1	27.00	201	458.00
56	2182.00	144	718.41	201-a	170.50
58-1	279.00	145	1058.00	202	722.00
58-11	316.00	146	1235.00	202-a	370.00
59	5688.50	147	1421.09	203	532.00
59-1	607.00	149	358.50	204	458.00
59-11	832.00	150	800.00	204-a	647.50
59-111	284.50	153	10488.80	207	272.50
59-V	67.00	154	2055.00	208	467.00
68	4235.00	155	1100.00	211	138.75
68-1	872.50	155-a	50.00	212	54.75
69	12994.00	156	500.00	246	120.00
72	1028.00	157	777.00	251	420.00
72-1	200.00	158	132.50	253	275.00
72-11	140.00	158-a	143.00	257	90.00
73-b	10.00	159	601.52	258	150.00
77	69.75	160	896.05	259	635.00
78-b	75.00	161	5617.78	260	150.00
103	962.50	161-a	2488.00	261	300.00
103-1	180.00	162	5442.75	267	80.00
104	1024.00	162-a	50.00	267-a	64.00
104-1	15.00	163	1841.00	269	150.00
104-11	3951.00	165	600.00	270	10.00
105	800.00	168	1574.50		
107-1	1580.00	170	1738.25		\$180,241.05
107-11	215.00	171	1094.00		
108-1	35.00	172	269.50		
108-11	913.75	174	420.00		
110-1	5366.35	175	1592.00		
110-11	255.60	176	160.00		
				Skyline Road strip adjudged in sub-head A of judgment in rem.....	1.00
				GRAND TOTAL	\$180,242.05

I am executing this letter^{of} instructions in triplicate, which I am forwarding to you through his Excellency, the Governor, and I respectfully request that one of these copies, preferably the original, be returned to me for file with the record of the above mentioned condemnation proceedings in the Court in which they are pending, showing the action of the Governor thereon, the acknowledgment of payment as herein provided by the Treasurer, and your certificate that payment was made to the Treasurer in pursuance hereof.

Respectfully yours

Wm. E. Carson, Chairman
STATE COMMISSION ON CONSERVATION
AND DEVELOPMENT

GOVERNOR

Receipt of the sum of \$180,242.05, in pursuance of, and in conformity with the within letter of instructions, is acknowledged this 8th day of December, 1933.

J. M. Purcell
Treasurer

I certify that on the 8th day of December, 1933, the sum of \$180,242.05 was paid to the Treasurer of the State of Virginia, in pursuance of, and in conformity with the within letter of instructions.

E. R. Combs
Comptroller

Whereupon the Petitioner prayed the Court to enter the "appropriate order," as prescribed in Section 41 of the said Public Park Condemnation Act, setting forth the fact that Petitioner has paid into the custody of the Court the sums of money stated or set out in the judgment in rem mentioned in said letter of instructions as constituting the awards for the fee simple estate in the several tracts of land condemned to the use of the Petitioner in said judgment in rem, which are shown in the Table of numbered tracts and the condemnation awards therefor set out in said letter of instructions, and discharging the Petitioner from any further obligation or duty with regard thereto.

Upon consideration whereof, and it appearing to the satisfaction of the Court that, on the day and date shown in the above set out endorsement by the Treasurer of the State of Virginia on said letter of instructions, as the date of his receipt of the sums of money mentioned in said letter, Petitioner paid into the custody of the Court the several sums stated or set out in a judgment in rem heretofore entered in this proceeding, as constituting the several awards for the fee simple estate in the several tracts of land condemned to the use of the Petitioner, which are shown and set forth in the table of numbered tracts with the condemnation awards therefor set out in said letter of instructions, which judgment in rem was entered in the above entitled proceeding as provided in Section 13 of the Public Park Condemnation Act and

STATE COMMISSION ON CONSERVATION
AND DEVELOPMENT OF THE STATE OF
VIRGINIA

VS.

)(ORDER OF DISTRIBUTION TO W. M. VARNER, J. A. VARNER,
CHARLES N. SPITLER & JOHN H. VARNER, JOINT OWNERS.

CLIFTON AYLOR, &C.

On this the 15th day of January, 1934, came W. M. Varner, J. A. Varner, Charles N. Spitler and John H. Varner, joint owners, and on their motion leave is hereby given them to file their application for the payment of the sum of Ten Hundred and Twenty-Four (\$1024.00) Dollars, the amount of the award set out in the judgment of condemnation for Tract No. 104, and the sum of Fifteen (\$15.00) Dollars, the amount of the award set out in the judgment of condemnation for Tract No. 104-I, making the aggregate award for said two tracts the sum of Ten Hundred and Thirty-Nine (\$1039.00) Dollars, which said awards have heretofore been paid into Court.

And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said W. M. Varner, J. A. Varner, Charles N. Spitler and John H. Varner are invested with a superior or better right or claim of title in and to the said tract of land No. 104, and that the record in this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No. 104; and it appearing from the report of the Board of Appraisal Commissioners aforesaid and in the said petition for judgment and condemnation entered herein on the 13th day of November, 1933, that said Tract No. 104-I is a lap on the lands of Ann Jolliffe's heirs, but that Walter Hoffman and Clarendon Smith, attorneys in fact for the heirs of said Ann Jolliffe, have disclaimed in open Court any claim to said Tract No. 104-I, and that the record in this cause does not disclose any denial or dispute by any other party or persons in interest as to the title to said Tract No. 104-I; and it further appearing to the Court that all taxes due or exigible upon said Tracts Nos. 104 and 104-I have been paid, upon consideration whereof, it is considered and ordered by the Court that the said sum of \$1039.00, the aggregate amount paid into Court by petitioner as just compensation for said Tracts Nos. 104 and 104-I be paid to the said W. M. Varner, J. A. Varner, Charles N. Spitler and John H. Varner, and that the Clerk of this Court be, and is hereby, directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto Ford & Keyser, Luray, Virginia, attorneys of record for the said W. M. Varner, J. A. Varner, Charles N. Spitler and John H. Varner, the aggregate sum of \$1039.00, and certify such payment to the Clerk of this Court for appropriate entry thereof as required by law.

STATE COMMISSION ON CONSERVATION AND DEVELOPMENT
OF THE STATE OF VIRGINIA

VS: ORDER OF DISTRIBUTION

R. M. DWYER

On this, January 15th, 1934, came R. M. Dwyer, and on his motion leave is given him to file his application for the payment to him of the sum of \$1028.00, the amount of the award set out in the judgment ^{of condemnation} for Tract No. 72, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said R. M. Dwyer is invested with a superior or better right or claim of title in and to the said Tract of land No. 72, or to the proceeds arising therefrom, 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. 72 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 72; and it further appearing to the Court that all taxes due upon said Tract No. 72 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$1028.00 paid into Court by Petitioner as just compensation for Tract No. 72 be paid unto said R. M. Dwyer, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said R. M. Dwyer, the said sum of \$1028.00, the amount of the award set out in judgment of condemnation for Tract No. 72, taking from the said R. M. Dwyer a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

Ex 2.

STATE COMMISSION ON CONSERVATION AND DEVELOPMENT
OF THE STATE OF VIRGINIA

VS: ORDER OF DISTRIBUTION

W. M. STUART

On this, January 15th, 1934, came W. M. Stuart, and on his motion leave is given him to file his application for the payment to him of the sum of \$80.00, the amount of the award set out in the judgment of condemnation for Tract No. 46, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said W. M. Stuart is invested with a superior or better right or claim of title in and to the said Tract of land No. 46, or to the proceeds arising therefrom, 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. 46 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 46; and it further appearing to the Court that all taxes due upon said Tract No. 46 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$80.00 paid into Court by Petitioner as just compensation for Tract No. 46 be paid unto said W. M. Stuart, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said W. M. Stuart, the said sum of \$80.00, the amount of the award set out in judgment of condemnation for Tract No. 46, taking from the said W. M. Stuart a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

C. E. JOHNSON

On this, January 15th, 1934, came C. E. Johnson, and on his motion leave is given him to file his application for the payment to him of the sum of \$361.00, the amount of the award set out in the judgment of condemnation for Tract No. 177, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said C. E. Johnson is invested with a superior or better right or claim of title in and to the said Tract of land No. 177, or to the proceeds arising therefrom, 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. 177 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 177; and it further appearing to the Court that all taxes due upon said Tract No. 177 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$361.00 paid into Court by Petitioner as just compensation for Tract No. 177 be paid unto said C. E. Johnson, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said C. E. Johnson, the said sum of \$361.00, the amount of the award set out in judgment of condemnation for Tract No. 177, taking from the said C. E. Johnson a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

STATE COMMISSION ON CONSERVATION AND DEVELOPMENT
OF THE STATE OF VIRGINIA

VS: ORDER OF DISTRIBUTION

J. T. KELLY

On this, January 15th, 1934, came J. T. Kelly, and on his motion leave is given him to file his application for the payment to him of the sum of \$5688.50, the amount of the award set out in the judgment of condemnation for Tract No. 59, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said J. T. Kelly is invested with a superior or better right or claim of title in and to the said Tract of land No. 59, or to the proceeds arising therefrom, 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. 59 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 59; and it further appearing to the Court that all taxes due upon said Tract No. 59 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$5688.50 paid into Court by Petitioner as just compensation for Tract No. 59 be paid unto said J. T. Kelly, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said J. T. Kelly, the said sum of \$5688.50, the amount of the award set out in judgment of condemnation for Tract No. 59, taking from the said J. T. Kelly a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

STATE COMMISSION ON CONSERVATION AND DEVELOPMENT
OF THE STATE OF VIRGINIA

VS: ORDER OF DISTRIBUTION

JOHN H. ATKINS

On this, January 15th, 1934, came John H. Atkins, and on his motion leave is given him to file his application for the payment to him of the sum of \$800.00, the amount of the award set out in the judgment of condemnation for Tract No. 150, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said John H. Atkins is invested with a superior or better right or claim of title in and to the said Tract of land No. 150, or to the proceeds arising therefrom, 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. 150 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 150; and it further appearing to the Court that all taxes due upon said Tract No. 150 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$800.00 paid into Court by Petitioner as just compensation for Tract No. 150 be paid unto said John H. Atkins, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said John H. Atkins, the said sum of \$800.00, the amount of the award set out in judgment of condemnation for Tract No. 150, taking from the said John H. Atkins a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

Exd.

STATE COMMISSION ON CONSERVATION AND DEVELOPMENT
OF THE STATE OF VIRGINIA

VS: ORDER OF DISTRIBUTION

CLIFTON AYLOR

On this, January 15th, 1934, came Clifton Aylor, and on his motion leave is given him to file his application for the payment to him of the sum of \$1708.50, the amount of the award set out in the judgment of condemnation for Tract No. 51, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said Clifton Aylor is invested with a superior or better right or claim of title in and to the said Tract of land No. 51, or to the proceeds arising therefrom, 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. 51 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 51; and it further appearing to the Court that all taxes due upon said Tract No. 51 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$1708.50 paid into Court by Petitioner as just compensation for Tract No. 51 be paid unto said Clifton Aylor, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Clifton Aylor, the said sum of \$1708.50, the amount of the award set out in judgment of condemnation for Tract No. 51, taking from the said Clifton Aylor a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

Exd.

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

VS: ORDER OF DISTRIBUTION

J. K. MARLOW

On this, January 15th, 1934, came J. K. Marlow, and on his motion leave is given him to file his application for the payment to him of the sum of \$1472.00, the amount of the award set out in the judgment of condemnation for Tract No. 11, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said J. K. Marlow is invested with a superior or better right or claim of title in and to the said Tract of land No. 11, or to the proceeds arising therefrom, 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. 11 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 11; and it further appearing to the Court that all taxes due upon said Tract No. 11 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$1472.00 paid into Court by Petitioner as just compensation for Tract No. 11 be paid unto said J. K. Marlow, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said J. K. Marlow, the said sum of \$1472.00, the amount of the award set out in judgment of condemnation for Tract No. 11, taking from the said J. K. Marlow a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

J. B. BOLEN

On this, January 15th, 1934, came J. B. Bolen, and on his motion leave is given him to file his application for the payment to him of the sum of \$10,994.00, the amount of the award set out in the judgment of condemnation for Tract No. 69, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said J. B. Bolen is invested with a superior or better right or claim of title in and to the said Tract of land No. 69, or to the proceeds arising therefrom, 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. 69 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 69; and it further appearing to the Court that all taxes due upon said Tract No. 69 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$10,994.00 paid into Court by Petitioner as just compensation for Tract No. 69 be paid unto said J. B. Bolen, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said J. B. Bolen, the said sum of \$10,994.00, the amount of the award set out in judgment of condemnation for Tract No. 69, taking from the said J. B. Bolen a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

BANK OF WARREN, FRONT ROYAL, VA.

On this, January 15th, 1934, came the Bank of Warren by W. W. Sonner, President and on its motion leave is given it to file its application for the payment to it of the sum of \$1897.00, the amount of the award set out in the judgment of condemnation for Tract No. 120-a, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said Bank of Warren is invested with a superior or better right or claim of title in and to the said Tract of land No. 120-a, or to the proceeds arising therefrom, 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. 120-a or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 120-a; and it further appearing to the Court that all taxes due upon said Tract No. 120-a have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$1897.00 paid into Court by Petitioner as just compensation for Tract No. 120-a be paid unto said Bank of Warren, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Bank of Warren, the said sum of \$1897.00, the amount of the award set out in judgment of condemnation for Tract No. 120-a, taking from the said Bank of Warren a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law. E x d.

STATE COMMISSION ON CONSERVATION AND DEVELOPMENT OF THE STATE OF VIRGINIA

VS: ORDER OF DISTRIBUTION

SAMUEL FRY

On this, January 15th, 1934, came Samuel Fry, and on his motion leave is given him to file his application for the payment to him of the sum of \$467.00, the amount of the award set out in the judgment of condemnation for Tract No. 208, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said Samuel Fry is invested with a superior or better right or claim of title in and to the said Tract of land No. 208, or to the proceeds arising therefrom, 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. 208 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 208; and it further appearing to the Court that all taxes due upon said Tract No. 208 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$467.00 paid into Court by Petitioner as just compensation for Tract No. 208 be paid unto said Samuel Fry, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Samuel Fry, the said sum of \$467.00, the amount of the award set out in judgment of condemnation for Tract No. 208, taking from the said Samuel Fry a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law. E x d.

STATE COMMISSION ON CONSERVATION AND DEVELOPMENT OF THE STATE OF VIRGINIA

VS: ORDER OF DISTRIBUTION

HOMER C. ATKINS

On this, January 15th, 1934, came Homer C. Atkins, and on his motion leave is given him to file his application for the payment to him of the sum of \$116.50, the amount of the award set out in the judgment of condemnation for Tract No. 178, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said Homer C. Atkins is invested with a superior or better right or claim of title in and to the said Tract of land No. 178, or to the proceeds arising therefrom, 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. 178 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 178; and it further appearing to the Court that all taxes due upon said Tract No. 178 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$116.50 paid into Court by Petitioner as just compensation for Tract No. 178 be paid unto said Homer C. Atkins, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Homer C. Atkins, the said sum of \$116.50, the amount of the award set out in judgment of condemnation for Tract No. 178, taking from the said Homer C. Atkins a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry ^{thereof} as required by law.

STATE COMMISSION ON CONSERVATION AND DEVELOPMENT OF THE STATE OF VIRGINIA

VS: ORDER OF DISTRIBUTION

JAMES A. ESTES

On this, January 15th, 1934, came James A. Estes, and on his motion leave is given him to file his application for the payment to him of the sum of \$962.50, the amount of the award set out in the judgment of condemnation for Tract No. 103, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said James A. Estes is invested with a superior or better right or claim of title in and to the said Tract of land No. 103, or to the proceeds arising therefrom, 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. 103 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 103; and it further appearing to the Court that all taxes due upon said Tract No. 103 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$962.50 paid into Court by Petitioner as just compensation for Tract No. 103 be paid unto said James A. Estes, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said James A. Estes, the said sum of \$962.50, the amount of the award set out in judgment of condemnation for Tract No. 103, taking from the said James A. Estes a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

VIRGINIA

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

Vs.)(At Law No.149

Clifton Aylor and others and Thirty-Seven Thousand, Four Hundred (37,400) Acres; more or less, of land in Rappahannock County, Virginia DEFENDANTS

On this the 15th, day of January, 1934 came William F. Bywaters Administrator d. b. n. c. t. a. of E. L. Crane, who duly qualified as such before the Clerk of the Circuit Court of Culpeper County Virginia, who had jurisdiction, on the 25th, day of October 1933, a copy of said order of qualification is herewith filed marked exhibit A., as apart of this order, and on his motion, leave is granted him to file his application (Petition) for the payment of the sum of \$272.50, the amount of the award set out in the judgment of condemnation for tract No. 207, and heretofore paid into Court, and thereupon, no answers being filed, and it appearing from the Report of the Board of Appraisal Commissioners, heretofore filed in this Cause and in the petition for judgment and condemnation entered herein on the ~~thirteenth~~ ^{thirteenth} day of ~~January~~ ^{November}, 1933, that in the opinion of the petitioner, the said William F. Bywaters Administrator d.b.n.c.t.a. of E. L. Crane, is invested with a superior or better right or claim of title in and to the said tract of land No. 207, or to the proceeds arising from the condemnation thereof, and that the said William F. Bywaters Administrator d.b.n.c.t.a. of E. L. Crane is entitled to the whole of said sum of \$272.50, proceeds from tract of land no. 207.

It further appearing to the Court that all taxes due or taxable upon said tract no. 207 have been paid:

Upon consideration whereof, it is considered and ordered by the Court that the said sum of \$272.50 paid into Court as just compensation for said tract no. 207 be paid out to William F. Bywaters, ^{administrator} d. b. n. c. t. a. of E. L. Crane.

And the Clerk of this Court is directed to transmitt a certified copy of this order to the Treasurer of Virginia, who shall pay out said fund as above provided in settlement of the award set out in the Judgment of condemnation for tract No. 207, taken from the said party to whom the fund is payable as aforesaid, his receipt therefor, and certifying such payments to the Clerk of this Court for appropriate entry thereof, as provided by law.

Enter: J. R. H. Alexander, Judge

Ex'd.

STATE COMMISSION ON CONSERVATION AND DEVELOPMENT OF THE STATE OF VIRGINIA

VS: ORDER OF DISTRIBUTION

JOHN T. MAJORS

On this, January 15th, 1934, came John T. Majors, and on his motion leave is given him to file his application for the payment to him of the sum of \$445.00, the amount of the award set out in the judgment of condemnation for Tract No. 180, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said John T. Majors is invested with a superior or better right or claim of title in and to the said Tract of land No. 180, or to the proceeds arising therefrom, 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. 180 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 180; and it further appearing to the Court that all taxes due upon said Tract No. 180 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$445.00 paid into Court by Petitioner as just compensation for Tract No. 180 be paid unto said John T. Majors, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said John T. Majors, the said sum of \$445.00, the amount of the award set out in judgment of condemnation for Tract No. 180, taking from the said John T. Majors a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

R. M. Dwyer, Lucy Ann Dwyer,
Dora Alice Dwyer and Thomas B. Dwyer.

On this January 15th, 1934, came R.M.Dwyer, Lucy Ann Dwyer, Dora Alice Dwyer and Thomas B. Dwyer, and on their motion leave is given them to file their application for the payment to them of the sum of \$4235.00, the amount of the award set out in the judgment of condemnation for Tract No. 68, and heretofore paid into court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said R.M.Dwyer, Lucy Ann Dwyer, Dora Alice Dwyer and Thomas B.Dwyer are invested with a superior or better right or claim of title in and to the said Tract of land No. 68, or to the proceeds arising therefrom, it appearing to the Court from the said application that R.M.Dwyer owns 11/14 interest, Lucy Ann Dwyer owns 1/14 interest, Dora Alice Dwyer owns 1/14 interest, and Thomas B.Dwyer owns a 1/14 interest in the proceeds arising from the condemnation of said Tract No. 68, or the proceeds arising therefrom, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No. 68 or to the proceeds arising from the condemnation thereof, and that the above named parties are therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 68 in proportions as above set out; and it further appearing to the Court that all taxes due upon said Tract No. 68 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of

\$4235.00, paid into court by Petitioner as just compensation for Tract No. 68 be paid as follows, to-wit: to R.M.Dwyer 11/14 part thereof, or \$3327.50; to Lucy Ann Dwyer 1/14 part thereof, or \$302.50; to Dora Alice Dwyer 1/14 part thereof, or \$302.50; and to Thomas B.Dwyer 1/14 part thereof, or \$302.50; and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said R.M.Dwyer the sum of \$3327.50, to Lucy Ann Dwyer the sum of \$302.50, to Dora Alice Dwyer \$302.50, and to Thomas B.Dwyer the sum of \$302.50, making the total thereof the sum of \$4235.00, the amount of the award set out in the judgment of condemnation for said Tract No. 68, and taking from the aforesaid named parties a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

Exd.

STATE COMMISSION ON CONSERVATION AND
DEVELOPMENT OF THE STATE OF VIRGINIA

VS: ORDER OF DISTRIBUTION

Mrs. Reno M.Silman and Mrs. Belva Petuske

On this January 15th, 1934 came Mrs. Reno M.Silman and Mrs. Belva Petuske, and on their motion leave is given them to file their application for the payment to them of the sum of \$596.75, the amount of the award set out in the judgment of condemnation for Tract No. 7, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said Mrs. Reno M.Silman and Mrs. Belva Petuske are invested with a superior or better right or claim of title in and to the said Tract No. 7, or to the proceeds arising from the condemnation thereof (the said Mrs. Reno M.Silman and Mrs. Belva Petuske being being the only heirs at law of the J.B.Pomeroy Estate, and each owning a one-half undivided interest in said estate); and it appearing from the said application that the said Mrs. Reno M.Silman owns a one-half undivided interest in the proceeds arising from the condemnation of Tract No. 7 and that the said Belva Petuske owns a one-half undivided interest in the proceeds arising from the condemnation of said Tract No. 7, and that the record in this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No. 7 or to the proceeds arising from the condemnation thereof, and that the above named parties are therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 7 in proportions as above set forth; and it further appearing to the Court that all taxes due upon said Tract No. 7 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$596.75, paid into Court by Petitioner as just compensation for Tract No. 7 be paid as follows, to-wit: to Mrs. Reno M.Silman \$298.38, and to Mrs. Belva Petuske the sum of \$298.37; and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Mrs. Reno M. Silman the sum of \$298.38, and to Mrs. Belva Petuske the sum of \$298.37, making the total thereof the sum of \$596.75, the amount of the award set out in the judgment of condemnation for said Tract No. 7, and taking from the aforesaid named parties a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate ^{entry} thereof as required by law.

Exd.

Commonwealth of Virginia

vs: Upon an indictment for felony

Gene Brown

This day came the commonwealth by her attorney, and came also the defendant pursuant to his recognizance; and thereupon said defendant, by counsel, withdrew his former plea of not guilty, and entered a plea of guilty to ~~said indictment;~~ ^{the possession} ~~of a still;~~ and thereupon said defendant, by counsel, waived his right of trial by jury, and with the consent of the attorney for the commonwealth, submitted all matters arising under said plea to the final determination of the court, without the intervention of a jury; whereupon it is considered by the court that the said Gene Brown be amerced in the sum of \$50.00 to the use of the commonwealth and the costs of this prosecution, and further that he be confined in the jail of this county for the term of One Month; thereupon the defendant said to the Court that he was unable to pay the said fine imposed upon him, and moved the court that he be not imprisoned for his failure to pay said fine, notice of which motion the attorney for the commonwealth waived in open court; whereupon the court doth order that the said defendant be not imprisoned for his failure to pay said fine, and that judgment in favor of the Commonwealth be entered against him for same, and this order is entered upon the express condition that the costs of this prosecution be paid on or before the adjournment of the court. And this prosecution is continued.

Commonwealth of Virginia

vs: Upon an indictment for misdemeanor

Travis Brown

This day came the commonwealth by her attorney, and came also the defendant pursuant to his recognizance; and thereupon said defendant, by counsel, withdrew his former plea of not guilty, and entered a plea of guilty to said indictment; and thereupon said defendant, by counsel, waived his right of trial by jury, and with the consent of the attorney for the commonwealth, submitted all matters arising under said plea to the final determination of the court, without the intervention of a jury; whereupon it is considered by the court, upon a hearing of the case that the said Travis Brown is guilty as charged in said indictment, and it is the sentence of the court that he be amerced in the sum of \$100.00 to the use of the commonwealth and the costs of this prosecution, and further that he be confined in the jail of this county for the term of One Month; and thereupon said defendant said to the court that he was unable to pay the said fine imposed upon him, and moved the court that he be not imprisoned for his failure to pay said fine, notice of which motion the attorney for the commonwealth waived in open court; whereupon the court doth order that the said defendant be not imprisoned for his failure to pay said fine and that judgment in favor of the commonwealth be entered against him for same; and the costs of this prosecution being paid into court to the Clerk thereof, it is ordered that said defendant be released from custody.

Commonwealth of Virginia vs Harry Jenkins
Commonwealth of Virginia vs C.S.Bennett No. 1
Commonwealth of Virginia vs C.S.Bennett No. 2

Upon motion of the defendants, and with the consent of the attorney for the commonwealth, the foregoing prosecutions are ordered to be continued to the first day of the next term of this court.

J. M. Alexander, Judge.

IN THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY.

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

VS.) (ORDER OF REFERENCE

CLIFTON AYLOR, &C.

This cause came on to be heard again this 17th day of January, 1934, upon the petition of W. M. Varner, J. A. Varner, Charles N. Spitler, and John H. Varner, asserting their ownership of and claim for Tract No. 104-II which the petitioner in the above entitled condemnation proceedings has reported as a lap on the lands belonging to the heirs of Julia C. Overall, deceased, and the petition of James W. Huffman and Charles N. Spitler asserting their ownership of and claim for Tract No. 199-III, which the petitioner in the above entitled condemnation proceedings has reported as a lap on the lands belonging jointly to C. J. Miller, Jr., Louise Miller Price, and the heirs of W. L. Taylor, deceased, and it appearing to the Court that the heirs of the said Julia C. Overall are unknown and also non-residents of the State of Virginia, and that the heirs of the said W. L. Taylor are unknown and are likewise non-residents of the State of Virginia, and on consideration thereof the Court doth adjudge and order that this cause be referred to one of the Commissioners in chancery of the Rappahannock Circuit Court, who shall ascertain, state and report to the Court as follows:

(1). Who are the true and lawful owners of said Tract of land No. 104-II, which is reported in the names of both the said W. M. Varner, Charles N. Spitler, and John H. Varner and the heirs of Julia C. Overall, deceased, or who is invested with a superior or better right or claim of title in and to said tract of land;

(2). Who are the true and lawful owners of said tract of land No. 199-III, which is reported in the names of both the said James W. Huffman and Charles N. Spitler and C. J. Miller, Jr., Louise Miller Price and the heirs of W. L. Taylor, deceased, or who is invested with a superior or better right or claim of title in and to said tract of land; and

(3) To ascertain and state the liens binding said real estate, including delinquent taxes, if any, according to their respective priorities; and

(4) To ascertain and state by whom the costs of this reference should be paid, and in what proportion.

But before said Commissioner shall proceed to execute the requirements of this order, he shall give ten days' personal notice to the said W. M. Varner, J. A. Varner, Charles N. Varner, John H. Varner, James W. Huffman, Charles N. Spitler, C. J. Miller, Jr., and Louise Miller Price, and give notice to the said unknown heirs of Julia C. Overall, deceased, the unknown heirs of W. L. Taylor,

VIRGINIA: IN THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY.

ON FRIDAY THE 26TH DAY OF JANUARY, 1934.

The State Commission on Conservation and Development of
the State of Virginia - - - - - Petitioner.

V. AT LAW NO. 149.

Clifton Aylor and others and Thirty-Seven Thousand Four
Hundred (37,400) Acres of Land, more or less, - - - - - Defendants.

This day came the State Commission on Conservation and Development of the State of Virginia, the above named Petitioner, by counsel, and exhibited the record of the above styled proceeding, and announced its purpose and intention to move and pray the Court on the 23rd day of February, 1934, to enter judgment in rem, in substantially the form, words and figures shown in a proposed draft thereof hereinafter set forth at length, (but with such modifications as to the amounts of "value" and "incidental damages" shown in the table included in said draft as may have been ordered at the date of entry of said judgment, under authority of Section 36 of the Public Park Condemnation Act) condemning to the use of the Petitioner each of the several tracts of land within the area described in the petition which are severally designated in the table included in said proposed draft of said judgment by the respective numbers thereof as shown, designated and delineated on the County Ownership Map filed with the report of the Board of Appraisal Commissioners appointed herein; and also to move for such other and further relief as Petitioner may be advised, including orders for the dismissal of this proceeding in respect of any or all the various tracts of land shown and delineated on said Map which Petitioner may decide not to acquire as authorized under Section 22 of the Public Park Condemnation Act; and thereupon Petitioner moved the entry of an order setting this proceeding for hearing on said date, and directing any and all parties of record in this proceeding, if they desire to oppose the entry of said judgment in rem, to show cause, if any such cause there be, in writing filed with the record of this proceeding not later than five days prior to the said date, why the said judgment in rem should not be entered on the motion and prayer of the Petitioner.

It appearing from the said record that the respective values of the fee simple estate in each and all of the said tracts of land as to which Petitioner purposes to pray for judgment in rem, and the respective amounts of incidental damages which will result from the proposed condemnation thereof have been determined and set forth in the report filed by the Board of Appraisal Commissioners heretofore appointed in this proceeding; and it appearing from the report of the said Board of Appraisal Commissioners and of the Special Investigators heretofore appointed in this proceeding that guardians ad litem have been appointed and have appeared in this proceeding on behalf of all infants, insane persons, and persons under other legal disabilities who, after diligent search, were found and reported by said Special Investigators or otherwise shown to have any real claim of right, title, estate or interest in or to any of the lands described in the petition filed herein; and upon the motion of the Petitioner, by counsel, it is ordered that this proceeding be set for hearing on the said day and date, at 11:00 A.M. and that any or all of the parties of record in this proceeding, who purpose or desire to oppose the entry of the said judgment in rem, show cause, if any such cause there be, in writing filed with the record of this proceeding not later than five days prior to the said date, why the said judgment in rem should not be entered on the motion and prayer of the Petitioner.

It is further ordered that the Petitioner shall forthwith mail or cause to be mailed a copy of this order to all parties of record in the proceeding who have or appear to have any claim of right, title, estate or interest in or to any of said tracts of land, as set forth in said report filed by the Special Investigators and the Board of Appraisal Commissioners appointed herein, or who have excepted to the findings in said report with relation to said tracts of land, whose post office addresses have been filed with the record, as provided in Section 7 of the Public Park Condemnation Act, to their several post office addresses thus filed with the record; and to the guardians ad litem, appointed herein for all infants, insane persons, or persons under other legal disability who have or appear to have any claim of right, title, estate, or interest in or to any of the said tracts of lands or to the proceeds arising out of the condemnation thereof or to incidental damages arising from such condemnation, as set forth in the report filed by the Special Investigators and the Board of Appraisal Commissioners appointed herein, to the post office addresses of said guardians ad litem as shown by the record or otherwise known to the Petitioner; and further to the attorneys of record representing any of the parties of record in these proceedings or any of the said guardians ad litem, or any of said infants, insane persons, or persons under other legal disability, to their respective addresses as shown in the record or otherwise known to the Petitioner; and the Petitioner is further ordered to file with the record of this proceeding, a verified statement in writing showing the mailing of such copies of this order, to whom mailed and the date of said mailing.

The following is the proposed draft of the judgment in rem which the Petitioner purposes and intends to move and pray the Court to enter as aforesaid:

"This day came the State Commission on Conservation and Development of the State of Virginia, the above named Petitioner, by counsel, and exhibited to the Court the record of the above styled proceeding, and showed to the Court:

"(1) That this proceeding has been conducted under the provisions of the Public Park Condemnation Act (Acts of the General Assembly of Virginia of 1928, page 1036; Code of 1930, Section 4388, et seq.)

"(2) That there was incorporated in the notice for publication herein, provided in Section 9 of the said Public Park Condemnation Act, the notice and warning touching incidental damages set out in Section No. 20 of said Act;

"(3) That this proceeding was had upon newspaper publication of notice, warning 'all persons whomsoever' as provided in Section No. 12 of said Act;

"(4) That the report of the Special Investigators and the Board of Appraisal Commissioners heretofore appointed in this proceeding, filed herein discloses a final and conclusive ascertainment and determination of the value of the fee simple estate in each of the numbered tracts of land shown in the table hereinafter set out and for which judgment of award condemning the same to the use of the Petitioner is moved and prayed by Petitioner; and of the amount of incidental damages which will result from the condemnation of each of the said tracts for the use of Petitioner, on account of which any person who has appeared and is entitled to be heard, has submitted claims, or on account of which it appears from the said report of Special Investigators and the Board of Appraisal Commissioners, filed as aforesaid, any infant, insane person, or person under legal disability, or any person not entitled to be heard at the hearing provided in Section No. 12 of said Act, has a real and well founded claim, or on account

of which it has been made to appear that any infant, insane person or person under other legal disability has any real and well founded claim;

"(5) That the record discloses an ascertainment and determination of said Board of Appraisal Commissioners, as shown by the said report filed as aforesaid, of the fact or facts of value of all, or substantially all, claims of right, title, estate, or interest by such owners or claimants, in or to each of the said respective tracts, and amount of any real claim which any of such persons, or any other person, or persons, who have appeared and are entitled to be heard, may have in the proceeds of each of said respective tracts;

"(6) That a longer period than six months has elapsed since the 'day certain' fixed by the order of the Court entered herein on or before which all interested persons were warned to appear and answer or plead as provided in Section No. 9 of said Act;

"(7) That a longer period than sixty days has elapsed since said report of Special Investigators and Board of Appraisal Commissioners was filed in the Clerk's Office of this Court;

"(8) That neither Petitioner, nor any other person has filed, or presented any motion praying this Court or the Judge thereof to decline to accept or to disapprove any of the findings of facts of value and incidental damages so ascertained and determined by the said Board of Appraisal Commissioners as shown by their said report with reference to any of said tracts; or if any such motion or exception has been filed or presented with respect to said tracts or any of them, such motion or exception has been unconditionally overruled or dismissed, or withdrawn, or has been overruled, or dismissed, or withdrawn in so far as such motion or exception relates to the findings of value and incidental damages set forth in said report after amendment of such findings by consent of the Petitioner and the exceptant or movant, under the provisions of Section 36 of the Public Park Condemnation Act.

"(9) That each of said tracts is located wholly within the boundary lines of the lands sought to be condemned and set forth and described in the petition filed herein, and is separately shown, delineated and designated by number on the County Ownership Map, and described in the above mentioned report of the Special Investigators and Board of Appraisal Commissioners, with which said County Ownership Map was filed and of which it forms a part;

"(10) That diligent inquiry and search was made by the Special Investigators appointed herein as to the existence of any land, or parcels or tracts of land, or right or title or interest or estate therein, within the boundary line set forth in the petition, or of any real claim in or to the proceeds of any such land, or right, or title, or estate, or interest in the event of its condemnation, owned by any infant, insane person, or person under other legal disability, or any property or properties owned by such person or persons which will be damaged by the taking of land within the boundary line set forth in the petition, beyond the peculiar benefits that will accrue to such property or properties of such persons from the acquisition of the land, or estate, or interest therein, sought to be condemned and the use of the same for a public park or for public park purposes; and the names of all such persons found by the said Special Investigators or otherwise known to the Board of Appraisal Commissioners, were reported in the said report of the Special Investigators and the Board of Appraisal Commissioners appointed herein; and guardians ad litem were appointed in this

proceeding for each and all of such persons;

"(11) That Petitioner, in compliance with the order setting this proceeding for hearing on its motion and prayer for a judgment in rem condemning the hereinafter mentioned tracts of land to its use, and forthwith upon the entry of said order, mailed a copy thereof to all parties of record in this proceeding who appear to have any claim of right, title, estate or interest in or to any of the said numbered tracts of land, as set forth in said report filed by the Special Investigators, and the Board of Appraisal Commissioners appointed herein, or who have excepted to the findings in said report with relation to said tracts, whose post office addresses have been filed with the record, as provided in Section 7 of the Public Park Condemnation Act, to their several post office addresses thus filed with the record; and to the guardians ad litem appointed herein for all infants, insane persons, and persons under other legal disability, who appear to have any claim of right, title, estate, or interest in or to any of the said tracts of land, or to the proceeds arising out of the condemnation thereof or to incidental damages arising from such condemnation, as set forth in the said report filed by the Special Investigators and the Board of Appraisal Commissioners appointed herein after diligent search made for such persons as set out in said report, to the post office addresses of said guardians ad litem as shown by the record or otherwise known to the Petitioner; and further to the attorneys of record representing any of the parties of record in these proceedings or any of said guardians ad litem or any of said infants, insane persons or person under other legal disability, to their respective addresses as shown in the record or otherwise known to the Petitioner; and thereafter Petitioner filed with the record a verified statement in writing showing the mailing of such copies of said order, to whom mailed and the date of mailing.

"(12) That all the provisions and requirements of said Public Park Condemnation Act, and specifically the provisions of Section 11 and Section 38 thereof, have been complied with and the facts shown and disclosed by the record entitle the Petitioner to the judgment in rem condemning each of the said tracts to the use of Petitioner as moved and prayed by Petitioner.

"It is, accordingly, adjudged, and ordered, upon the motion and prayer of the Petitioner, by counsel, that the fee simple estate in each of the several tracts described in the report of the Special Investigators and Board of Appraisal Commissioners filed with the record of this proceeding and numbered, shown and delineated on the County Ownership Map filed with and made a part of said report, the County Ownership Map number of which is set forth in the following table, is hereby condemned to the use of the Petitioner upon the Petitioner paying into the custody of this Court, for the use and benefit of the person or persons entitled thereto, the sum ascertained and determined, and shown and disclosed in the report of the Special Investigators and the Board of Appraisal Commissioners appointed herein as filed herein, or as modified under the provisions of Section 36 of the Public Park Condemnation Act, to be the value of the fee simple estate in said tract together with the amount of the incidental damages resulting from the condemnation thereof ascertained and determined by said Board of Appraisal Commissioners, which sum and amount of incidental damages are as shown and separately set out in the following table, which table constitutes an integral part of the judgment, and are hereby expressly stated as constituting the award for each of the said tracts herein contained, and upon the payment into the

custody of this Court by Petitioner of the amount thus stated as constituting the award for any such tract the fee simple estate therein shall vest in the Petitioner as provided in Section 13 and 38 of said Public Park Condemnation Act.

"But nothing herein contained shall be construed as requiring or obligating Petitioner to pay the said awards or any of them into the custody of the Court or to acquire all or any of said tracts, and Petitioner may at its election acquire any one or more of said tracts by payment into the custody of the Court of the amount stated herein as the award therefor.

"The following table sets forth in columns under appropriate explanatory headings:- First, under the heading 'Tract No.', the numbers of the several tracts designated by number and shown and delineated on the above mentioned County Ownership Map and described in the said report of the Special Investigators and the Board of Appraisal Commissioners filed with the record of this proceeding, each of which is condemned herein to the use of the Petitioner; Second, under the heading 'Value', the value of the fee simple estate in each of the said tracts as ascertained and determined by the said Board of Appraisal Commissioners; Third, under the heading 'Incidental Damages', the amount of the incidental damages ascertained and determined by the said Board of Appraisal Commissioners which will result from condemnation hereunder of the numbered tract in the corresponding column of the table; Fourth, under the heading 'Aggregate', the aggregate of the value and of the amount of incidental damages ascertained and determined by the said Board of Appraisal Commissioners with reference to the numbered tract in the corresponding column of the table, which aggregate amount as shown in the table is stated and set out herein as constituting the award for the said tract upon its condemnation to the use of the petitioner. But in any instance wherein the original findings of said Board as to value or damages set forth in said report have been modified in arbitration proceedings, or by stipulation or otherwise, under authority of Section 36 of the Public Park Condemnation Act, this table shows under the respective headings of "value" and "incidental damages" and "aggregate" the original findings of said Board stricken out by a line running through such findings and aggregate and the modified findings and aggregate have been inserted in the table in lieu of the original findings and aggregate thus stricken from the table.

(A) The foregoing notwithstanding, it is further adjudged and ordered that the fee simple estate which may or shall be acquired by the Petitioner, hereunder, in any or all of the said tracts of land is and shall be subject nevertheless to such easement of passage and right of way therein or thereover as have heretofore been acquired or are now claimed by the United States of America, which easement and right of way is described in said report of the Board of Appraisal Commissioners, in ^{Exception} ~~Exhibit~~ 1 of the body of said report as an easement of passage and right of way on or over a strip of land one hundred wide running through the tracts mentioned in said Exception 1 of said report, the value of which easement of passage and right of way was not ascertained or determined by the said Board of Appraisal Commissioners; and it further appearing from the said report that the said United States of America owns or claims the fee simple estate in said strip of land and that the value of the said fee simple estate in the said strip of land owned or claimed by the United States subject to said easement of passage and right of way thereon or thereover, has been ascertained and determined by the said Board to be one dollar, U.S. currency, the fee simple estate in said strip of land is hereby condemned to the use of the Petitioner subject to said easement of passage and right of way, upon the payment of the said amount of one dollar into

custody of the Court for the use and benefit of the person or persons entitled thereto, which said amount is hereby stated and set out as constituting the award for the fee simple estate in said strip of land subject to the said easement of passage and right of way.

(B) The foregoing notwithstanding, it is further adjudged and ordered that the fee simple estate which may or shall be acquired hereunder by the Petitioner in any or all of said tracts of land, is subject nevertheless to such rights of way and easements in, on or over such tracts or any of them for the erection, maintenance, repair, replacement and operation of poles and wires or other appliances or means for the transmission of electricity as have heretofore been acquired therein by the South East Public Service Corporation, to which reference is made in Exception 2 in body of said report of the Board of Appraisal Commissioners; and by the Page Power Company of Virginia, Incorporated, to which reference is made in Exception 3 in the body of said report.

TRACT NO	VALUE	INCIDENTAL DAMAGES	AGGREGATE
24	\$5974.30	None	\$5974.30
54	14276.00	None	14276 .00
54-1	260.00	None	260.00
54-11	8.00	None	8.00
57	1186.50	None	1186.50
59-1V	8.00	None	8.00
70-1	1095.00	None	1095.00
71-1	1110.00	None	1110.00
103-a	224.00	None	224.00
106-1	60.00	None	60.00
106-11	2135.00	None	2135.00
142	1855.00	None	1855.00
142-a	395.29	None	395.29
148	1502.50	None	1502.50
151	16500.00	None	16500.00
151-a	307.75	None	307.75
152	1310.00	None	1310.00
164	2993.00	None	2993.00
164-a	1000.00	None	1000.00
164-b	150.00	None	150.00
166	825.00	None	825.00
167	115.50	None	115.50
169	853.00	None	853.00
173	2107.34	None	2107.34

See Exception numbered One in the body of the report filed by the Board of Appraisal Commissioners with reference to the above set out values of tracts numbered 151-a, 164, 166 and 167.

JRS Alexander, Judge.

CIRCUIT COURT OF THE COUNTY OF RAPPAHANNOCK, ON FRIDAY THE 9TH DAY OF
FEBRUARY, NINETEEN HUNDRED AND THIRTY-FOUR.

PRESENT: THE HONORABLE J.R.H.ALEXANDER, JUDGE.

K.G.Tobin, et als

vs: Order

Eleanor J.Ralls, et als.

This day came the parties by their attorneys, and the jury sworn to try the issue in this cause appeared in court according to their adjournment, and having fully heard the evidence and arguments of counsel and being instructed by the court, were sent out of court to consult of their verdict, and after some time returned into court, and upon their oath do say, "We the jury on the issue joined find that the paper writing dated April 18th 1933 and in evidence in this case as exhibited is the true last will and testament of H.C.Maddox, deceased, Jno.P.Snead, foreman", whereupon the court discharged the jury from a further consideration of the case; and thereupon the court ordered that the said paper writing heretofore admitted to probate as and for the true last will and testament of H.C.Maddox, deceased, be and the same is hereby established and probated as the true last will and testament of the said H.C.Maddox, deceased; and it is ordered that the defendants do pay to the plaintiffs their costs in this behalf expended; and it is further ordered that John S.Browning, the executor in said will named, shall, upon presentation to him by the Clerk of this Court of the proper costs in this cause, forthwith pay the same out of any funds in his hands, and which shall be a charge against the interest of Eleanor J.Ralls and Samuel Maddox in this proceeding.

Ordered that the Treasurer of this county do pay to Brooke M.Miller \$6.60; Luther M.Lawson \$3.10; S.R.Shackelford \$7.00; Henry B.Wood \$7.20; John P.Snead \$6.60; D.C.Updike \$5.00; Charles H.Fox \$7.20 and Grady Clark \$3.50, ^{and L.L.Herndon, \$5.00} the sum set opposite the name of each for their per diem and attendance at this present term as Jurors for the trial of Civil Cases, which said sums are payable out of the General County Fund.

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

VS: ORDER OF DISTRIBUTION TO ROSA B. DODSON ET ALS

CLIFTON AYLOE ET ALS, AND 37,400 ACRES
OF LAND, MORE OR LESS.

On this 9th day of February, 1934, came Rosa B.Dodson, John Daniel Jenkins, Della J.Yingling and Dissie J.Burke, by counsel, and on motion of counsel leave is given them to file their application for the payment to them of the sum of \$458.00 for Tract #204, and the sum of \$647.50 for Tract # 204-a, they being the awards set out in the judgment of condemnation for said Tract # 204 and 204-a, and heretofore paid into court; and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the aforesaid parties are invested with a superior or better right or claim of title in and to the said Tracts Nos. 204 and 204-a, or

all served

to the proceeds arising therefrom, 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 tracts of land or to the proceeds arising from the condemnation thereof, and that they are therefore entitled to receive the proceeds arising from the condemnation of said Tracts Nos. 204 and 204-a; and it further appearing to the court that all taxes due upon said Tracts Nos. 204 and 204-a have been paid; upon consideration whereof it is considered and ordered by the court that the said sums of \$458.00 and \$647.50, aggregating the sum of \$1105.50, paid into Court by petitioner as just compensation for said tracts of land, be paid unto E.W.Chelf, of Washington, Virginia, attorney of record for the said Rosa B.Dodson, John Daniel Jenkins, Della J.Yingling and Dissie J.Burke, whereupon the said E.W.Chelf shall distribute said money to the said parties according to their interests as set out in their petition and the will of Nathan Jenkins therein referred to; and the Clerk of this court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said E.W. Chelf, attorney as aforesaid, the said sum of \$1105.50, the aggregate amount of the awards set out in judgment of condemnation for Tracts Nos. 204 and 204-a, taking from the said E.W. Chelf, attorney, a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS

CLIFTON AYLOR ET ALS, AND 37,400 ACRES OF
LAND, MORE OR LESS

On this 9th day of February, 1934, came Annie Maude Dodson, and on motion leave is hereby given her to file her application for the payment of the sum of Five Hundred and Forty-seven Dollars (\$547.00), it being one-half of the amount of the award set out in the judgment of condemnation for Tract No. 171, which said tract of land is owned jointly by the said Annie Maude Dodson and J.B.Dodson, and which said award has heretofore been paid into court.

And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for a judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of petitioner the said Annie Maude Dodson and the said J.B.Dodson are the fee simple owners of the aforesaid tract of land, and that the record does not disclose any denial or dispute by any party or persons as to the ownership of said tract of land;

Upon consideration whereof, it is ordered by the Court that the sum of Five Hundred and Forty-seven Dollars (\$547.00) be paid unto E.W.Chelf, of Washington, Virginia, attorney of record for the said Annie Maude Dodson; the Court being of the opinion that the said Annie Maude Dodson is entitled to one-half of the total sum allowed for said land, to-wit: Ten Hundred and Ninety-four Dollars (\$1094.00); and after deducting therefrom all delinquent taxes the said E.W. Chelf is directed to pay over the balance of the one-half of said award to the said Annie Maude Dodson. And the Clerk of this Court is hereby directed to transmit a certified copy of this order to the Treasurer of Virginia, who, after paying the aforesaid sum to the said E.W.Chelf, attorney, shall certify such payment to the Clerk of this Court for appropriate entry thereof, as required by law.

THE STATE COMMISSION ON CONSERVATION
AND DEVELOPMENT

VS: ORDER OF DISTRIBUTION

CLIFTON AYLOR ET ALS, AND 37,400 ACRES
OF LAND MORE OR LESS

On this 9th day of February, 1934 came Newton Nicholson, and on his motion leave is given him to file his application for the payment to him of the sum of \$420.00, the amount of the award set out in the judgment of condemnation for Tract No. 251, and heretofore paid into court; and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said Newton Nicholson is invested with a superior or better right or claim of title in and to the said Tract of land No. 251, or to the proceeds arising therefrom, 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. 251 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 251; and it further appearing to the court that all taxes due upon said Tract No. 251 have been paid; upon consideration whereof it is considered and ordered by the court that the said sum of \$420.00 paid into court by petitioner as just compensation for Tract No. 251 be paid unto E.W.Chelf, of Washington, Virginia, attorney of record for the said Newton Nicholson, and the Clerk of this court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said E.W. Chelf, attorney as aforesaid, the said sum of \$420.00, the amount of the award set out in the judgment of condemnation for Tract No. 251, taking from the said E.W. Chelf, attorney, a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

THE STATE COMMISSION ON CONSERVATION
AND DEVELOPMENT

VS: ORDER OF DISTRIBUTION TO HEIRS OF LIZZIE CAMPBELL

CLIFTON AYLOR ET ALS, AND 37,400 ACRES
OF LAND, MORE OR LESS

On this 9th day of February, 1934 came Jack Campbell and Susan Campbell, by counsel, and on their motion leave is given them to file their application for the payment to them of the sum of \$600.00, the amount of the award set out in the judgment of condemnation for Tract No. 165, and heretofore paid into Court; and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said Jack Campbell and Susan Campbell are invested with a superior or better right or claim of title in and to the said Tract No. 165, or to the proceeds arising therefrom, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No. 165 or to the proceeds arising from the condemnation thereof, and are therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 165; and it further appearing to the Court that all taxes due upon said Tract No. 165 have been paid; upon consideration whereof it is considered and ordered by the court that the said sum of \$600.00 paid into court by Petitioner as just compensation for Tract No. 165 be paid unto E.W.Chelf, of Washington, Virginia,

attorney of record for the said Jack Campbell and Susan Campbell, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said E.W.Chelf, attorney as aforesaid, the said sum of \$600.00, the amount of the award set out in judgment of condemnation for Tract No. 165, taking from the said E.W.Chelf, attorney, a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

J R H Alexander, Judge.

IN THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY, VIRGINIA.

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

VS: ORDER OF DISTRIBUTION TO W.D.GANDER, &C.

CLIFTON AYLOR, &C.

On this, the 10 day of February, 1934, came W.D.Gander, L.H.Gander, Lula E. Strickler, Mary Brubaker, and Gilbert C.Gander, and on their joint motion leave is granted them to file their application for the payment to them of the sum of Seven Hundred and Eighteen Dollars and Forty-One Cents (\$718.41), the amount of the award set out in the judgment of condemnation for Tract No. 144, which said sum has heretofore been paid into Court.

And it appearing from the report of the Board of Appraisal Commissioners, heretofore filed in these proceedings, and in the petition for judgment and condemnation entered therein on the 13th day of November, 1933, that in the opinion of the petitioner your said petitioners were invested with a superior or better right or claim of title in and to said tract of land No. 144, and / or to the proceeds arising from the condemnation thereof, which said title is vested in your petitioners in the following proportions, to-wit: W.D.Gander 6/15ths, L.H. Gander 6/15ths; Lula E.Strickler 1/15th, Mary Brubaker 1/15th and Gilbert C. Gander 1/15th, and they are therefore entitled to receive the proceeds arising from the condemnation of said tract in the said proportions, and it further appearing to the Court that all taxes due or exigible thereon have been paid, upon consideration whereof, it is considered and ordered by the court that said sum of \$718.41 paid into court by petitioner as just compensation for said Tract No. 144, be paid unto the said petitioners for distribution in the proportions aforesaid, and the Clerk of this court be, and is hereby, directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto Ford and Keyser, Luray, Page County, Virginia, attorneys of record for W.D.Gander, the sum of \$287.34; to said Ford and Keyser, attorneys of record for L.H.Gander the sum of \$287.34; to said Ford and Keyser, attorneys of record for Lula E. Strickler the sum of \$47.91; to said Ford and Keyser, attorneys of record for Mary Brubaker the sum of \$47.91; and to said Ford and Keyser, attorneys of record for Gilbert C.Gander the sum of \$47.91, aggregating the sum of \$718.41, the amount of the award set out in the judgment of condemnation for said Tract No. 144, and certify such payment to the Clerk of this court for appropriate entry thereof, as required by law.

J R H Alexander, Judge.

IN THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY, VIRGINIA.

TUESDAY THE 13TH DAY OF FEBRUARY, 1934.

PRESENT: THE HONORABLE J R H ALEXANDER, JUDGE.

This day appeared in open court W.C.Williams, who was on the 9th day of February, 1934, by his Excellency, the Governor of Virginia, appointed and commissioned a Notary Public for the County of Rappahannock for a term of four years from said date, and entered into bond in the penalty of \$500.00 with approved security, conditioned and payable according to law, and took and subscribed the oaths of office prescribed by law.

VIRGINIA: IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY:

This day appeared before me, Jas.M.Settle, Clerk of the Circuit Court of said County, W.T.Yancey and B.R.Miller, who were by an order of the Circuit Court of said County, entered on January 15th, 1934, appointed Jury Commissioners for Rappahannock County for the term of office expiring on the 15th day of February, 1935, and duly qualified as such by taking and subscribing the oaths of office prescribed by law, which said oaths are ordered to be filed.

Given under my hand this 15th day of February, 1934.

Jas. M. Settle, Clerk.

CIRCUIT COURT OF THE COUNTY OF RAPPAHANNOCK, ON FRIDAY THE 23RD DAY OF
FEBRUARY, NINETEEN HUNDRED AND THIRTY-FOUR.

PRESENT: THE HONORABLE J R H ALEXANDER, JUDGE.

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

VS: ORDER

CLIFTON AYLOR, AND OTHERS &C.

On this 23rd day of February, 1934, the above styled proceeding was called in open court, in pursuance of ordered entered on January 26, 1934 setting this proceeding for hearing upon the motion of petitioner; whereupon on the motion of petitioner it is adjudged and ordered that the hearing set for this date be and the same is hereby continued and set for the first day of the next term of this court, to-wit, Monday, March 12, 1934, at eleven o'clock A.M.

It appearing to the court that C.J.Miller, Jr., applied to the Clerk of this Court on September 19, 1933 for a deed for that certain tract or parcel of land standing on the Commissioner's Books of Rappahannock County, Virginia, in the name of C.J.Miller, Jr., L.M.Price and W.L.Taylor, and containing 927.50 acres, more or less, and according to the records of the Clerk's Office of said County, the said tract of land was in fact owned jointly by the said C.J.Miller, Jr., L.M.Price and W.L.Taylor, the said W.L.Taylor being the owner of a one half undivided interest and the said C.J.Miller, Jr., and L.M.Price being the owners of a one fourth undivided interest, each. The said tract or parcel of land having been sold by C.R.Wood, Treasurer of Rappahannock County, Virginia, to

C.J. Miller, Jr., on March _____, 1924, for delinquent taxes, penalties, interest and costs. The said C.J. Miller, Jr., having applied to said Clerk pursuant to the Statute in such cases made and provided.

It further appearing to the Court that there appears of record in said Clerk's Office a description by metes and bounds of the aforesaid tract or parcel of land, the same being of record in said office in Deed Book V at page 525, it is considered by the Court that an additional survey of said tract or parcel of land is not necessary, a sufficient description of said land may be obtained from the records aforesaid, and therefore no report by the County Surveyor is necessary.

It further appearing to the Court that the said C.J. Miller, Jr., has complied with the statute in such cases made and provided, it is ordered that the Clerk of this Court do make to the said C.J. Miller, Jr., a deed to the said tract of land as aforesaid, with special warranty of title, upon the payment by him of all costs incident to this proceeding.

THE STATE COMMISSION ON CONSERVATION
AND DEVELOPMENT

VS: ORDER OF DISTRIBUTION TO DUDLEY AND LOUISE ALICE PULLEN

CLIFTON AYLOR ET ALS, AND 37,400 ACRES
OF LAND, MORE OR LESS

On this 23rd day of February, 1934, came Dudley Pullen and Louise Alice Pullen, by counsel, and on their motion leave is given them to file their application for the payment to them of the sum of \$250.00, the amount of the award set out in the judgment of condemnation for Tract No. 200, and heretofore paid into court; and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said Dudley Pullen and Louise Alice Pullen are invested with a superior or better right or claim of title in and to the said Tract No. 200, or to the proceeds arising therefrom, and that the record of this cause does not disclose and denial or dispute by any party or person in interest as to the title to said Tract No. 200 or to the proceeds arising from the condemnation thereof, and are therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 200; and it further appearing to the Court that all taxes due upon said Tract No. 200 have been paid; upon consideration whereof it is considered and ordered by the court that the said sum of \$250.00 paid into court by Petitioner as just compensation for Tract No. 200 be paid unto E.W. Chelf of Washington, Virginia, attorney of record for the said Dudley Pullen and Louise Alice Pullen, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said E.W. Chelf, attorney as aforesaid, the said sum of \$250.00, the amount of the award set out in the judgment of condemnation for Tract No. 200, taking from the said E.W. Chelf, attorney, a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

W. H. Alexander, Judge.

CIRCUIT COURT OF THE COUNTY OF RAPPAHANNOCK, ON MONDAY THE 5TH DAY
OF MARCH, NINETEEN HUNDRED AND THIRTY-FOUR.

PRESENT: THE HON. J R H ALEXANDER, JUDGE.

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

VS: ORDER OF DISTRIBUTION TO C. J. MILLER, JR., AND L. M. PRICE, JOINT OWNERS.
CLIFTON AYLOR &C.

On this March 5th, 1934, came C. J. Miller, Jr., and L. M. Price, and on their motion leave is given them to file their application for the payment to them of the sum of \$3060.25, the amount of the award set out in the judgment of condemnation for Tract No. 199, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, and from the records of the Clerk's Office of the Circuit Court of this County, that in the opinion of the Petitioner the said C. J. Miller, Jr., and L. M. Price are invested with a superior or better right or claim of title in and to the said Tract No. 199, and/or to the proceeds arising from the condemnation thereof, (the said C. J. Miller owning a three-fourths undivided interest in said Tract No. 199, and the said L. M. Price owning a one-fourth undivided interest in said Tract No. 199); and it appearing from the said application that the said C. J. Miller, Jr. owns a three-fourths undivided interest in said Tract No. 199, and/or to the proceeds arising from the condemnation thereof, and that the said L. M. Price owns a one-fourth undivided interest in said Tract No. 199, and/or to the proceeds arising from the condemnation of the same, and that the record does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No. 199 or to the proceeds arising from the condemnation thereof, and that the above named parties are therefore entitled to receive the total proceeds arising from the condemnation of said Tract No. 199 in proportions as hereinabove set forth; and it further appearing to the Court that all taxes due upon said Tract No. 199 have been paid;

Upon consideration whereof it is considered and ordered by the Court that the said sum of \$3060.25, paid into Court by Petitioner as just compensation for Tract No. 199 be paid as follows, to-wit: to C. J. Miller, Jr., the sum of \$2295.18, and to L. M. Price the sum of \$765.07; and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said C. J. Miller, Jr., the sum of \$2295.18, and to L. M. Price the sum of \$765.07, making the total thereof the sum of \$3060.25, the amount of the award as set out in the judgment of condemnation for said Tract No. 199, and taking from the aforesaid named parties a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION TO MARY E. DODSON AND ELSIE DODSON.
CLIFTON AYLOR &C.

On this March 5th, 1934, came Mary E. Dodson and Elsie Dodson, and on

their motion leave is given them to file their application for the payment to them of the sum of \$1100.00, the amount of the award set out in the judgment of condemnation for Tract No. 155, and heretofore paid into Court, and of the sum of \$50.00 the amount of the award set out in said judgment of condemnation for Tract No. 155-a, heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the Petitioner the said Mary E. Dodson and Elsie Dodson are invested with a superior or better right or claim of title in and to the said Tract of land No. 155, or to the proceeds arising therefrom, it appearing from said application that the said Elsie Dodson has purchased from Fred W. Dodson a one-half undivided interest in said Tract No. 155, and it further appears from the record that Mary E. Dodson is the fee simple owner of Tract No. 155-a, or to the proceeds arising from the condemnation thereof, and that the record does not disclose any denial or dispute by any party or persons in interest as to the title to the aforesaid two tracts or to the proceeds arising from the condemnation thereof, and therefore the said Mary E. Dodson and Elsie Dodson are entitled to a one-half undivided interest each in the proceeds arising from the condemnation of Tract No. 155, and that the said Mary E. Dodson is entitled to the total award for said Tract No. 155-a; and it further appearing to the Court that all taxes due upon Tracts Nos. 155 and 155-a have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$1100.00 paid into Court by Petitioner as just condemnation for Tract No. 155 be paid unto the aforesaid applicants as follows: to Mary E. Dodson \$550.00, and to Elsie Dodson \$550.00; and it is further ordered by the Court that the said sum of \$50.00, paid into court by petitioner as just compensation for said Tract No. 155-a be paid unto the said Mary E. Dodson; and the Clerk of this court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Mary E. Dodson \$550.00, and to Elsie Dodson \$550.00, making the total thereof the sum of \$1100.00, the amount of the award set out in the judgment of condemnation for Tract No. 155, and said Treasurer shall also pay unto Mary E. Dodson the sum of \$50.00, the amount of the award on Tract No. 155-a, taking from the said parties a receipt therefor, and certifying such payment of the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION OF ESTATE OF F. D. WOOD, DEC'D.

CLIFTON AYLOR & C.

On this 5th day of March, 1934, came Ida K. Wood, sole devisee of Frank D. Wood, and on her motion leave is given her to file her application for the payment to the Federal Land Bank of Baltimore, Maryland, of the sum of \$2252.00, the amount of the award set out in the judgment of condemnation for Tract No. 44, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner The Estate of the late Frank D. Wood is invested

with a superior or better right or claim of title in and to the said Tract of land No. 44, or to the proceeds arising therefrom; that the said Ida K. Wood is sole devisee of said lands under the last will and testament of the said Frank D. Wood and that the Federal Land Bank of Baltimore, Maryland, is the holder of a lien thereon by way of mortgage duly executed and recorded, as is attested and agreed to by the said Ida K. Wood by petition filed in this proceeding; and it further appearing to the court that all taxes due upon said Tract No. 44 have been paid; it is considered and ordered by the Court that the said sum of \$2252.00 paid into Court by Petitioner as just compensation for Tract No. 44, be paid to the Federal Land Bank of Baltimore, Md., as a credit on the Mortgage debt aforesaid, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said The Federal Land Bank of Baltimore, Maryland, the said sum of \$2252.00, the amount of the award set out in the judgment of condemnation for Tract No. 44, taking from the said The Federal Land Bank of Baltimore, Md., a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

Martha Atkins.

On this March 5th, 1934, came Martha Atkins and on his motion leave is given him to file his application for the payment to him of the sum of \$715.00, the amount of the award set out in the judgment of condemnation for Tract No. 183, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said Martha Atkins is invested with a superior or better right or claim of title in and to the said Tract of land No. 183, or to the proceeds arising therefrom, 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. 183 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 183; and it further appearing to the Court that all taxes due upon said Tract No. 183 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$715.00 paid into Court by Petitioner as just compensation for Tract No. 183 be paid unto said Martha Atkins, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Martha Atkins the said sum of \$715.00, the amount of the award set out in judgment of condemnation for Tract No. 183, taking from the said Martha Atkins a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

J. B. DODSON, SR.

On this March 5th, 1934, came J. B. Dodson, Sr., and on his motion leave is given him to file his application for the payment to him of the sum of \$1405.00, the amount of the award set out in the judgment of condemnation for Tract No. 184, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the Petitioner the said J. B. Dodson, Sr., is invested with a superior or better right or claim of title in and to the said Tract No. 184, or to the proceeds arising therefrom, 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. 184, or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 184; and it further appearing to the Court that all taxes due upon said Tract No. 184 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$1405.00 paid into Court by Petitioner as just compensation for Tract No. 184 be paid unto said J. B. Dodson, Sr., and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said J. B. Dodson, Sr., the said sum of \$1405.00, the amount of the award set out in judgment of condemnation for Tract No. 184, taking from the said J. B. Dodson, Sr., a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION.

ROBINSON PULLEN.

On this March 5th, 1934, came Robinson Pullen, and on his motion leave is given him to file his application for the payment to him of the sum of \$896.05, the amount of the award set out in the judgment of condemnation for Tract No. 160, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said Robinson Pullen is invested with a superior or better right or claim of title in and to the said Tract of land No. 160, or to the proceeds arising therefrom, 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. 160 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 160; and it further appearing to the Court that all taxes due upon said Tract No. 160 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$896.05 paid into Court by Petitioner as just compensation for Tract No. 160 be paid unto said Robinson Pullen, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Robinson

Pullen the said sum of \$896.05, the amount of the award set out in judgment of condemnation for Tract No. 160, taking from the said Robinson Pullen a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION.

ELLIS HERBERT JENKINS.

On this March 5th, 1934, came Ellis Herbert Jenkins and on his motion leave is given him to file his application for the payment to him of the sum of \$420.00, the amount of the award set out in the judgment of condemnation for Tract No. 174, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said Ellis Herbert Jenkins is invested with a superior or better right or claim of title in and to the said Tract of land No. 174, or to the proceeds arising therefrom, 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. 174 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 174; and it further appearing to the Court that all taxes due upon said Tract No. 174 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$420.00 paid into Court by petitioner as just compensation for Tract No. 174 be paid unto said Ellis Herbert Jenkins, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Ellis Herbert Jenkins the said sum of \$420.00, the amount of the award set out in judgment of condemnation for Tract No. 174, taking from the said Ellis Herbert Jenkins a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

AMOS E. FRAZIER.

On this March 5th, 1934, came Amos E. Frazier, and on his motion leave is given him to file his application for the payment to him of the sum of \$269.50, the amount of the award set out in the judgment of condemnation for Tract No. 172, as heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the Petitioner the said Amos E. Frazier is invested with a superior or better right or claim of title in and to the said Tract No. 172, or to the proceeds arising therefrom, 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. 172 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 172; and it further appearing to the Court that all taxes due upon said Tract No. 172 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$269.50 paid into Court by Petitioner as just compensation for Tract No. 172 be paid unto said Amos E. Frazier, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Amos E. Frazier the said sum of \$269.50, the amount of the award set out in judgment of condemnation for Tract No. 172, taking from the said Amos E. Frazier a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

WELTON BEATY.

On this March 5th, 1934, came Welton Beaty, and on his motion leave is given him to file his application for the payment to him of the sum of \$420.00, the amount of the award set out in the judgment of condemnation for Tract No. 5, as heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said Welton Beaty is invested with a superior or better right or claim of title in and to the said Tract of land No. 5, or to the proceeds arising therefrom, 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. 5 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 5; and it further appearing to the Court that all taxes due upon said Tract No. 5 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$420.00 paid into Court by petitioner as just compensation for Tract No. 5 be paid unto said Welton Beaty, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Welton Beaty, the said sum of \$420.00, the amount of the award set out in judgment of condemnation for Tract No. 5, taking from the said Welton Beaty a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

C. W. Ewing.

On this March 5th, 1934, came C. W. Ewing, and on his motion leave is given him to file his application for the payment to him of the sum of \$532.00, the amount of the award set out in the judgment of condemnation for Tract No. 203,

and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the Petitioner the said C. W. Ewing is invested with a superior or better right or claim of title in and to the said Tract of land No. 203, or to the proceeds arising therefrom, 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. 203 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 203; and it further appearing to the Court that all taxes due upon said Tract No. 203 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$532.00 paid into Court by Petitioner as just compensation for Tract No. 203 be paid unto said C. W. Ewing, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said C. W. Ewing the said sum of \$532.00, the amount of the award set out in judgment of condemnation for Tract No. 203, taking from the said C. W. Ewing a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

B. O. PULLEN

On this March 5th, 1934, came B. O. Pullen, and on his motion leave is given him to file his application for the payment to him of the sum of \$358.50, the amount of the award set out in the judgment of condemnation for Tract No. 149, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the Petitioner the said B. O. Pullen is invested with a superior or better right or claim of title in and to the said Tract No. 149, or to the proceeds arising therefrom, 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. 149 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 149; and it further appearing to the Court that all taxes due upon said tract No. 149 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$358.50 paid into Court by Petitioner as just compensation for Tract No. 149 be paid unto said B. O. Pullen, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said B. O. Pullen, the said sum of \$358.50, the amount of the award set out in judgment of condemnation for Tract No. 149, taking from the said B. O. Pullen a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

JOSEPH A. HUFFMAN.

On this March 5th, 1934, came Joseph A. Huffman, and on his motion leave is given him to file his application for the payment to him of the sum of \$50.00, the amount of the award set out in the judgment of condemnation for Tract No. 141-a, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the Petitioner the said Joseph A. Huffman is invested with a superior or better right or claim of title to the said Tract No. 141-a, or to the proceeds arising therefrom, 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. 141-a or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 141-a; and it further appearing to the Court that all taxes due upon said Tract No. 141-a have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$50.00 paid into Court by Petitioner as just compensation for Tract No. 141-a be paid unto said Joseph A. Huffman, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Joseph A. Huffman, the said sum of \$50.00, the amount of the award set out in judgment of condemnation for Tract No. 141-a, taking from the said Joseph A. Huffman a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

ISAAC CLAYTOR.

On this March 5th, 1934, came Isaac Claytor, and on his motion leave is given him to file his application for the payment to him of the sum of \$234.00, the amount of the award set out in the judgment of condemnation for Tract No. 185, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the Petitioner the said Isaac Claytor is invested with a superior or better right or claim of title in and to the said Tract of land No.,/or to the proceeds arising therefrom, and that the records 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. 185 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 185; and it further appearing to the Court that all taxes due upon said Tract No. 185 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$234.00 paid into Court by Petitioner as just compensation for Tract No. 185 be paid unto said

Isaac Claytor, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Isaac Claytor, the said sum of \$234.00, the amount of the award set out in judgment of condemnation for Tract No. 185, taking from the said Isaac Claytor a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION.

MARY M. CLAYTOR.

On this March 5th, 1934, came Mary M. Claytor, and on her motion leave is given her to file her application for the payment to her of the sum of \$102.50, the amount of the award set out in the judgment of condemnation for Tract No. 188, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the Petitioner the said Mary M. Claytor is invested with a superior or better right or claim of title in and to the said Tract of land No.,/or to the proceeds arising therefrom, 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. 188 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 188; and it further appearing to the Court that all taxes due upon said Tract No. 188 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$102.50 paid into Court by Petitioner as just compensation for Tract No. 188 be paid unto said Mary M. Claytor, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Mary M. Claytor, the said sum of \$102.50, the amount of the award set out in judgment of condemnation for Tract No. 188, taking from the said Mary M. Claytor a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

It is ordered that this Court do now stand adjourned until the first day of the next term thereof as fixed by law.

J. M. Alexander, Judge.

*Indicated
to Clerk*

Ross Cutter & Silo Company, ----- Plaintiff,

VS: Upon a Notice of Motion for Judgment

S.F.Bowersett and A.L.Bowersett, ---- Defendants,

This day came the plaintiff, by counsel, and the defendants being solemnly called, came not; whereupon on motion of the plaintiff, by counsel, and it appearing to the Court that the defendants have had due and legal notice of this motion, and that the said notice has been regularly served, returned, filed and docketed, and said defendants still failing to appear, plead or demur, it is considered by the court that the said plaintiff, Ross Cutter & Silo Company, do recover of said defendants, S.F.Bowersett and A.L.Bowersett, the sum of THREE HUNDRED THIRTY-SIX and 50/100 DOLLARS (\$336.50), with interest thereon from September 3, 1930, until paid, and their costs by them in this behalf expended.

Ross Cutter & Silo Company, ----- Plaintiff,

vs: Upon a Notice of Motion for Judgment

A.L.Bowersett, ----- Defendant,

This day came the plaintiff, by counsel, and the defendant being solemnly called, came not; whereupon on motion of the plaintiff, by counsel, and it appearing to the Court that the defendant has had due and legal notice of this motion, and that the said notice has been regularly served, returned, filed and docketed, and said defendant still failing to appear, plead or demur, it is considered by the court that the said plaintiff, Ross Cutter & Silo Company, do recover of said defendant, A.L.Bowersett, the sum of TWO HUNDRED SEVENTY ONE and 96/100 DOLLARS, with interest thereon from September 1, 1929, until paid, and their costs by them in this behalf expended.

The State Commission on Conservation and Development
of the State of Virginia ----- Petitioner,

V. AT LAW No. 149

Clifton Aylor and others and Thirty-Seven Thousand Four
Hundred (37,400) Acres of Land, More or Less ----- Defendants,

On the 12th day of March, 1934, came the Petitioner in the above styled proceeding, by counsel, and exhibited to the Court the record thereof, including the report of the Board of Appraisal Commissioners and the judgment in rem, entered on the 13th day of November, 1933, condemning Tract No. 147 to the use of the petitioner upon payment, to the person or persons entitled thereto, of the amount set forth in the said judgment as the award for the taking of said tract.

Thereupon, petitioner showed to the Court that under a stipulation entered into in open Court at the hearing of this proceeding on November 13, 1933, petitioner obligated itself to pay into the custody of the Court the amount ascertained to be the value of certain improvements alleged to have been placed upon the said tract by Mrs. S.M.Hudson, claiming to be the owner thereof, since the date of the filing of the said report, for the use and benefit of the person or persons entitled under the said judgment, to receive the award set forth therein for the taking of said Tract No. 147, the said amount to be determined by mutual agreement or by arbitration.

Petitioner further showed to the Court that thereafter the petitioner and the said S.M.Hudson, expressly agreed in pursuance of said stipulation, that the value of the said improvements placed upon the said tract since the date of

the filing of the report of the Board of Appraisal Commissioners, should be taken to be the sum of \$100.00; and petitioner prayed leave of court to pay into the custody of the Court the said sum of \$100.00, for the use and benefit of the person or persons entitled thereto under the above mentioned stipulation.

Upon consideration whereof it is adjudged and ordered that leave should be and is granted the petitioner to pay into the custody of the Court the sum of \$100.00, for the use and benefit of the person or persons who were entitled to receive the amount set forth in the judgment in rem, entered herein on the 13th day of November, as the award for the taking of Tract No. 147 described and numbered in the report of the Board of Appraisal Commissioners herein; and that payment of the said sum into the custody of this Court may and should be made by payment of the said sum of \$100.00 to the Clerk of this Court under authority of this order.

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

VS: ORDER OF DISTRIBUTION TO DAVID H. KENDALL.

CLIFTON AYLOR, &C.

On this the 12th day of March, 1934, came David H. Kendall, and on his motion leave is hereby given him to file his application for the payment of the sum of Fifteen Hundred and Eighty (\$1580.00) Dollars, the amount of the award set out in the judgment of condemnation for Tract No. 107-1, which said award has heretofore been paid into Court.

And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for a judgment and condemnation entered herein on the 13th day of November, 1933, that said Tract No. 107-1 is a lap on the lands of Ann P. Jolliffe heirs, and it further appearing to the Court that Walter Hoffman and Clarendon Smith, attorneys in fact for the heirs of said Ann P. Jolliffe have disclaimed in open court any claim to said Tract No. 107-1, and that the record aforesaid in this cause does not disclose any denial or dispute by any other party or persons in interest as to the title to said tract, and it further appearing to the court that all taxes due or exigible upon said Tract have been paid, upon consideration whereof, it is considered and ordered by the Court that the said sum of \$1580.00, the amount paid into court by petitioner as just compensation for said Tract No. 107-1 be paid to the said David H. Kendall, and that the Clerk of this court be, and is hereby directed to transmit a certified copy of the foregoing order to the Treasurer of Virginia, who shall pay unto Ford and Keyser, Luray, Virginia, attorneys of record for the said David H. Kendall, the said sum of \$1580.00 and certify such payment to the Clerk of this court for appropriate entry thereof, as required by law.

It further appearing to the Court that the said David H. Kendall asserts he is the owner also for Tract No. 107-11 which the petitioner in the above entitled condemnation proceedings have reported as a lap on the lands belonging to the heirs of Julia C. Overall, deceased, and it further appearing to the court that the decree of reference heretofore entered in this cause on the 17 day of January, 1934, has not yet been executed by any of the Commissioners in Chancery for this Court, and further that the decree of reference aforesaid is for the purpose of determining who are the true and lawful owners of certain tracts of land therein specified and also to ascertain the liens, if any, binding the said

tracts and to apportion the costs of said reference, and further that the heirs of said Julia C.Overall, deceased, are directed to be summoned by an order of publication by the Commissioner executing said decree of reference, on consideration whereof, the Court doth adjudge and order that said Tract No. 107-11 be included within the purview of said decree of reference heretofore entered in this cause on the 17 day of January, 1934, and that the Commissioner in Chancery executing said decree shall in addition to making the inquiries directed in said decree shall also ascertain, state and report to the Court as follows:

Who are the true and lawful owners of said tract of land No. 107-11 which is reported in the names of both the said David H.Kendall and the heirs of said Julia C.Overall, deceased, or who is invested with the superior or better right of title in and to said tract of land;

Also make in respect to Tract No. 107-11 the inquiries directed in Paragraphs 3 and 4 of the directions to the Commissioner in the decree of reference aforesaid.

But before said Commissioner shall proceed to execute the requirements of this order he shall give ten days personal notice thereof to the said David H.Kendall, or his attorney, in addition to the notice required by the aforesaid decree of reference entered on the 17 day of January, 1934.

Mary F.Kirby, ----- Plaintiff

vs: Upon a Notice of Motion for Judgment

H.C.Maddox' Ex'or. et als. Defendants-

This day came the parties by their attorneys, and on the motion of the plaintiff, by her attorney, it appearing that this action has been settled between the parties, it is ordered that this action be dismissed at the costs of plaintiff.

Willie Dodson, Dennis Dodson, James Weakley and James Lillard, witnesses for the commonwealth in a certain prosecution for felony against Thomas Hunter and Charlie Harrie, were this day recognized in open court in due form of law for their appearance on Wednesday, March 21st, 1934, at 10:00 o'clock A.M.

IN RE: CHANGE of road through land of Mrs. Virginia I.Jacobs.

The Board of Supervisors of Rappahannock County having by resolution duly adopted at a meeting of said Board held on the 14th. day of November, 1933, certified to this Court for determination and decision the question "Whether the proceedings in the matter before said Board of Supervisors involved a change in the road forming a part of the secondary system of roads or the opening and establishing of a new road in said secondary system, and whether or not the said Board of Supervisors has jurisdiction under the road law of Virginia in the Matter".

Whereupon the Court, after an examination of the plat and survey filed in the record and hearing the testimony of witnesses and of argument of counsel, being of the opinion that the location or relocation of said road as proposed will result in cutting off from access to the highway the lands of two persons and that such circumstance renders said relocation the establishing of a new road rather than and alteration of an old road, doth so adjudge, order and decree,

and doth further adjudge order and decree that the Board of Supervisors were therefore authorized by law to institute, hear and conduct said proceedings to the end that the said new road be opened and established.

And the Clerk of this Court is directed to deliver to said Board of Supervisors a copy of this order.

And the said Mrs. Virginia I. Jacobs having indicated her intention to appeal from the decision of this Court to the Supreme Court of Appeals of Virginia, the operation of this order is suspended for a period of sixty days.

The following account against the Commonwealth was this day presented to the Court, and being personally examined by the Court and found to be correct and in proper form, the same is hereby approved and ordered to be certified to the State Comptroller for payment out of the Public Treasury, viz;

H.F. Keyser, Sheriff and Jailor- Board of Prisoners & C ---- \$216.50

THE STATE COMMISSION ON CONSERVATION AND
DEVELOPMENT OF THE STATE OF VIRGINIA, ----- Petitioner

VS

Clifton Aylor and others and thirty Seven Thousand Four Hundred
(37,400) Acres of Land, more or less in Rappahannock
County, Virginia, ----- Defendants.

On this the 12th. day of March 1934, the above styled proceeding was called in open court, in pursuance of the order entered herein on the 23rd. day of February 1934, continuing the hearing mentioned in said order of February 23rd 1934, to this date, and thereupon came the petitioner by counsel; but the court announced its desire and purpose to hear and determine the matters to be submitted on Wednesday, March 14th. 1934 at eleven o'clock A.M., instead of on this date, and petitioner consenting thereto, and no other party objecting, it is ordered that the hearing fixed for this day by the said order of February 23rd. 1934, be and the same is hereby continued and set for Wednesday March 14th. 1934 at eleven o'clock A.M.

J. R. H. Alexander, Judge.

CIRCUIT COURT OF THE COUNTY OF RAPPAHANNOCK ON WEDNESDAY THE 14TH
DAY OF MARCH, NINETEEN HUNDRED AND THIRTY-FOUR.

PRESENT: THE HONORABLE J R H ALEXANDER, JUDGE.

Commonwealth of Virginia

vs: Upon an indictment for felony

Owen Sealock

Owen Sealock, under indictment for a felony, this day appeared in Court pursuant to his recognizance, and came also the commonwealth by her attorney; and it appearing to the Court that a material witness for the commonwealth was not lawfully summoned and could not be located, on motion of the attorney for the commonwealth, this prosecution is continued to the first day of the May Term and set for trial on Tuesday, May 15th, at 10:00 o'clock A.M. And the accused is released on his present bond;

And thereupon the following witnesses for the commonwealth were duly

recognized in open court in the penalty of \$100.00 each, for for the appearance of each on Tuesday, May 15th, 1934, to-wit: Lester Williams, John Elkins, Jr., John Elkins, Sr., George Woodard, James Lillard and Bob Elkins; and the following witnesses for the defendant were likewise recognized to appear on said date - Ollie Wines, Mary Wines, Bossie Williams, Scott Williams, Bossie Williams (Noah Williams' son) Johnnie Wines, Harrison Mahorney and Edward Mahorney.

Upon the application of the attorney for the Commonwealth, it appearing doubtful that George Williams, a witness for the commonwealth in her prosecution against Owen Sealock set for trial on May 15th, 1934, would appear in answer to a summons, it is ordered that a Rule issue forthwith against the said George Williams, returnable on Wednesday, March 21st, 1934, at 10:00 o'clock A.M., to show cause, if any he can, why he should not be made to give a bond, with approved security, for his appearance on May 15th, 1934 to testify on behalf of the Commonwealth in said prosecution. Said Rule to be directed to the Sheriff of Rappahannock County, Virginia, and executed by him without delay.

Upon the application of the proper authorities, the Court doth appoint James Atkins as Trustee of Reynolds Memorial Baptist Church of Sperryville, Virginia, in whom, together with J.Walton Wood and B.R.Miller, ^{co-trustees,} shall be vested the legal title to the church property named.

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

VS: ORDER OF DISTRIBUTION TO DAVID H.HERSHBERGER AND THE HEIRS AT LAW
OF D.B.HERSHBERGER, DECEASED. TRACT NO. 110-1.

CLIFTON AYLOR, ETC.

On this, the 14th day of March, 1934, came David H.Hershberger, and the heirs-at-law of D.B.Hershberger, deceased, viz; E.N.Hershberger, W.P.Hershberger, Frank Hershberger, J.D.Hershberger, and Anna M.Hershberger, by their attorney, J.Everett Will, who heretofore by leave of Court filed their joint petition for the payment to them of the sum of Five Thousand Three Hundred Sixty-Six dollars and Thirty-five cents (\$5366.35), the amount of the award set out in the Judgment for condemnation for tract No. 110-1, which said award has heretofore been paid unto the Court.

And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause, and in the petition for judgment and condemnation entered herein, that in the opinion of petitioner, the said David H.Hershberger and the heirs at law of D.B.Hershberger, deceased, are invested with a fee simple title in and to said tract of land No. 110-1, subject to a conflicting claim resulting from a lap on Ellen Burrill; and it further appearing to the Court that the said Ellen Burrill has released all of her right, title and interest whatsoever in said tract of land, and therefore, that the said David H. Hershberger and the heirs at law of D.B.Hershberger, deceased, are entitled to receive the said sum of Five Thousand Three Hundred Sixty-Six dollars and Thirty-five cents (\$5366.35), in the following proportions, to-wit: David H.Hershberger $\frac{1}{2}$, E.N.Hershberger $\frac{1}{10}$, W.P.Hershberger $\frac{1}{10}$, Frank Hershberger $\frac{1}{10}$, J.D. Hershberger $\frac{1}{10}$, and Anna M.Hershberger $\frac{1}{10}$, and it further appearing to the court that all taxes due or exigible upon said tract No. 110-1 have been paid,

upon consideration whereof, it is adjudged, ordered and decreed by the Court that the said sum of Five Thousand Three Hundred Sixty-Six dollars and Thirty-five cents (\$5366.35), paid ^{the} unto/court by petitioners as just compensation for said Tract No. 110-1, be paid out and disbursed as follows, to-wit; To J.Everett Will, Luray, Page County, Virginia, attorney of record for David E.Hershberger and the heirs at law of D.B.Hershberger, deceased, viz: E.N.Hershberger, W.P.Hershberger, Frank Hershberger, J.D.Hershberger, and Anna M.Hershberger, as their interests hereinabove appear, and the Clerk of this Court be, and he is hereby directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said J.Everett Will, attorney for the above mentioned petitioners, the said sum of Five Thousand, Three Hundred Sixty-Six dollars and Thirty-five cents (\$5366.35), the amount of award set out in the judgment of condemnation for said Tract No. 110-1, and certify such payment to the Clerk of this Court for appropriate entry thereof, as required by law.

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

VS: ORDER OF DISTRIBUTION

MARY A. PULLEN, WIDOW, ET ALS.

On this March 14th, 1934, came Mary A.Pullen, widow, and Mamie Clarke, Lillian Clark, B.O.Pullen, Clarence B.Pullen, Ashby C.Pullen, Josie Menefee, Dudley Wm.Pullen and E.D.Pullen, heirs at law of S.B.Pullen, deceased, and on their motion leave is given them to file their application for the payment to them of the sum of \$1235.00, the amount of the award set out in the judgment of condemnation for Tract No. 146, and heretofore paid into court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the Petitioner the above named and set forth parties are invested with a superior or better right or claim of title in and to the said Tract No. 146, or to the proceeds arising from the condemnation thereof, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No. 146 or to the proceeds arising from the condemnation thereof, and are therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 146;

And it further appearing to the court that all taxes due on said Tract No. 146 have been paid;

Upon consideration whereof it is considered and ordered by the Court that the said sum of \$1235.00, paid into court by Petitioner as just compensation for said tract No. 146, be paid to the aforesaid parties.

It further appearing to the Court that the said widow and heirs at law of the said S.B.Pullen have entered into a written agreement and filed with the record, agreeing that the aforesaid sum of \$1235.00 shall be paid unto Jas.M.Settle, Clerk of this Court, who shall distribute the same in accordance with the said agreement.

It is ordered that the Clerk of this court do transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto Jas.M.Settle, Clerk, Washington, Va., the said sum of \$1235.00, the amount of the award set out in the judgment of condemnation for Tract No. 146, taking from the said Jas.M.Settle, Clerk, a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law. And said Clerk shall distribute said fund in accordance with the aforesaid agreement and file a statement of such distribution with the record.

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

VS: ORDER OF DISTRIBUTION

S.M.HUDSON

On this, March 14th, 1934, came S.M.Hudson, by counsel, and on his motion leave is given him to file his application for the payment to him of the sum of \$1521.09, the amount of the award set out in the judgment of condemnation for tract No. 147, and heretofore paid into court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the Petitioner the said S.M.Hudson is invested with a superior or better right or claim of title in and to the said tract of land No. 147, or to the proceeds arising therefrom, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No. 147 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 147; the said S.M.Hudson having purchased said tract of land from the heirs of Burkett Atkins, dec'd; and it further appearing to the Court that all taxes due upon said Tract No. 147 have been paid; upon consideration whereof it is considered and ordered by the court that the said sum of \$1521.09, paid into court by Petitioner as just compensation for Tract No. 147 be paid unto said S.M.Hudson, 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 V.J.Coberly, Union Trust Bldg., Petersburg, Va., attorney of record for the said S.M.Hudson, the sum of \$1521.09, the amount of the award set out in judgment of condemnation for Tract No. 147, taking from the said V.J.Coberly, atty., a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

It appearing to the Court by its order entered in this proceeding on March 12, 1934, that the Petitioner, The State Commission on Conservation and Development of the State of Virginia, did agree to pay to said S.M.Hudson the sum of \$100.00 for improvements made on said Tract No. 147 since the institution of this proceeding, thereby making the total amount due to be paid to said S.M.Hudson, the said sum of \$1521.09.

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

VS: ORDER OF DISTRIBUTION

CLARENCE L. DODSON.

On this, March 14", 1934, came Clarence L.Dodson, and on his motion leave is given him to file his application for the payment to him of the sum of \$601.52, the amount of the award set out in the judgment of condemnation for Tract No. 159, and heretofore paid into court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the Petitioner the said Clarence L.Dodson is invested with a superior or better right or claim of title in and the said Tract of land No. 159, or to the proceeds arising therefrom, the said Clarence L.Dodson having purchased said tract of land from Emma J.Fry, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the title

*copy ordered
by State Comm
8/1/34.
exact amount
not being paid
into State Treas.*

*his order
rescinded -
See order
entered -
May 5, 1934
this Book*

to said Tract No. 159 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 159; and it further appearing to the Court that all taxes due upon said Tract No. 159 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$601.52, paid into Court by Petitioner as just compensation for Tract No. 159 be paid unto said Clarence L. Dodson, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Clarence L. Dodson the sum of \$601.52, the amount of the award set out in judgment of condemnation for Tract No. 159, taking from the said Clarence L. Dodson a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

C.J. MILLER, JR.

On this, March 14th, 1934, came C.J. Miller, Jr, and on his motion leave is given him to file his application for the payment to him of the sum of \$90.00, the amount of the award set out in the judgment of condemnation for Tract No. 199-11, and heretofore paid into court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said C.J. Miller is invested with a superior or better right or claim of title in and to the said Tract of land No. 199-11, or to the proceeds arising therefrom, Newton Nicholson having waived all rights to said tract reported as a lap on C.J. Miller, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No. 199-11 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 199-11; and it further appearing to the Court that all taxes due upon said Tract No. 199-11 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$90.00, paid into court by Petitioner as just compensation for Tract No. 199-11, be paid unto said C.J. Miller, Jr, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said C.J. Miller, Jr the said sum of \$90.00, the amount of the award set out in judgment of condemnation for Tract No. 199-11, taking from the said C.J. Miller, Jr. a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

MRS. L.F.SWINDLER.

On this, March 14", 1934, came Mrs. L.F.Swindler, and on her motion leave is given her to file her application for the payment to her of the sum of \$853.00, the amount of the award set out in the judgment of condemnation for Tract No. 169, and heretofore paid into court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said Mrs. L.F.Swindler is invested with a superior or better right or claim of title in and to the said Tract of land No. 169, or to the proceeds arising therefrom, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No. 169 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 169; and it further appearing to the Court that all taxes due upon said Tract No. 169 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$853.00, paid into court by Petitioner as just compensation for Tract No. 169, be paid unto said Mrs. L.F.Swindler, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Mrs. L.F. Swindler the sum of \$853.00, the amount of the award set out in judgment of condemnation for Tract No. 169, taking from the said Mrs. L.F.Swindler a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

*copy submitted
by State Pr.
3/21/34.
sum of \$853.
paid into State Pr.*

THE STATE COMMISSION ON CONSERVATION AND
DEVELOPMENT OF THE STATE OF VIRGINIA ----- Petitioner,

v. AT LAW NO. 149

CLIFTON AYLOR AND OTHERS AND THIRTY-SEVEN
THOUSAND FOUR HUNDRED (37400) ACRES OF
LAND, MORE OR LESS, ----- Defendants.

On the 14th day of March, 1934, came the petitioner in the above styled proceeding, and exhibited the record in said proceeding, including the report of the Board of Appraisal Commissioners therein, Table II and III thereof, and the County Ownership Map filed therewith; and including also the several exceptions to said report and objections to said report and motions to disapprove and decline to accept the same filed with the record, and the several motions of petitioner praying the dismissal of the said exceptions, objections and motions, under authority of Section 35 of the Public Park Condemnation Act, on the said exceptions, objections and motions, the several answers thereto, and the supporting affidavits filed with the record; and including also the order of this Court, setting this proceeding for hearing on the 23rd day of February, 1934, and the affidavits filed in the record, showing the form and manner in which, in compliance with the terms of the said order, copies thereof were furnished to the several exceptants, objectors and movants mentioned in the table hereinafter set out, and to their counsel of record; and including also the orders of this Court continuing the said hearing, and setting this proceeding for hearing on this the 14th day of March, 1934.

Petitioner further exhibited to the Court report of the findings of

arbitrators as to certain matters submitted to them under arbitration agreements hereinafter mentioned, which report petitioner moved the Court to order filed with the record.

And thereupon petitioner showed to the Court that arbitration agreements had been entered into by and between the petitioner and a number of the exceptants to the report of the Board of Appraisal Commissioners herein; that under authority and in pursuance of the said arbitration agreements, arbitrators were duly appointed, arbitration hearings were duly had, and that the above mentioned arbitrators' report set forth the findings of the said arbitrators acting under authority of the said arbitration agreements.

Petitioner further showed to the Court that, inter alia, questions as to the value of the fee simple estate in the numbered tracts of land within the area described in the petition herein, shown in the following table, and described under their respective numbers in the said report of the Board of Appraisal Commissioners herein, and as to incidental damages which will arise upon the condemnation thereof, were duly submitted to the said arbitrators, in pursuance of the said agreements, by the petitioner and some or all of the respective exceptants, objectors and movants whose names are set out after each of the said numbered tracts in the said table, which table is as follows:

TABLE

TRACT
NUMBER

24	(Mrs) E.T., and G.Tyler Miller
54	J.J.Miller Estate
54-1	J.J.Miller Estate. Lap on Mary Ann Roy heirs.
54-11	J.J.Miller Estate. Lap on Robert E.Manuel.
57	E.H.DeJarnette, Jr., and H.M.DeJarnette.
70-1	J.B.Brumback Estate. Lap on Julia C.Overall heirs.
71-1	E.G.Brumback. Lap on Julia C.Overall heirs.
103-a	James A.Estes.
106-1	J.W.Kendall Estate. Lap on Ann P.Jolliffe heirs.
106-11	J.W.Kendall Estate. Lap on Julia C.Overall heirs.
142	Britton L.Atkins
142-a	Britton L.Atkins
148	H.C.Atkins (Purchaser of Alberta V.Menefee).
151	Williams, Taylor, Cheatham and Priest. (Panorama Resort)
151-a	Williams, Taylor, Cheatham and Priest.
152	Addie Frank Clark
164	J.W.Atkins
164-a	J.W.Atkins
164-b	J.W.Atkins
167	J.W.Atkins and J.C.Ramey
169	(Mrs) L.F.Swindler
173	Frank Cox

Thereupon Petitioner, by counsel moved the Court to amend the findings as to value and damages set forth in Tables II and III of the said report of the Board of Appraisal Commissioners to conform with the findings of the said arbitrators; and, thereafter, to overrule and dismiss the several motions to disapprove the findings of the said Board of Appraisal Commissioners and the several

objections and exceptions thereto, submitted by the several exceptants, objectors and movants whose names are set out in the above table, on their several exceptions, objections and motions, the answers thereto, and the supporting affidavits filed with the record, whether or not they or any of them are not lawfully bound by the findings of the said arbitrators, by reason of their omission or failure in fact to execute and enter into the above mentioned arbitration agreement, or by reason of any defect in form or of substance in the execution of said arbitration agreement, or by reason of any lack of power to execute the said arbitration agreement.

Upon consideration of all which it is adjudged and ordered that the findings as to value and incidental damages as shown in Table II and Table III of the said report of the Board of Appraisal Commissioners as to the numbered tracts set forth in the above set out table should be and are amended in so far as that may be necessary to make the said findings conform with the findings set forth in the said report of findings by the said arbitrators; and the said amendments having been made, it is further adjudged and ordered, that the several motions to disapprove the findings of the Board of Appraisal Commissioners, and the several exceptions and objections thereto, filed by the several exceptants, objectors and movants mentioned in the above set out table should be and are overruled and dismissed, on their several exceptions, objections and motions, the answers thereto, and the supporting affidavits filed with the record, whether they did or did not, in fact, severally execute and enter into the above mentioned arbitration agreements with the petitioner in such form and with such effect that they were and are lawfully bound by its terms and conditions.

It is further adjudged, and ordered that the above mentioned amendments in the amounts of value and incidental damages set forth in Tables II and III of the report of the Board of Appraisal Commissioners herein, be made to appear by the Clerk of this Court, on the face of the said tables, accompanied with appropriate references to the date of entry of this order, by inserting the amended amounts of value in Table II of said report in red ink by the side of the numbered tract to which they relate, and by inserting with red ink in Table III of said report a note setting forth whether or not any findings as to the amount of incidental damages was made by the said arbitrators, and if the amount of any such incidental damages was found by the said arbitrators, the amount thereof and the numbered tract out of the condemnation of which such incidental damages were found to arise; all in substantially the form and manner and in the exact amounts as shown below:

TABLE II

For amendments in amounts of value of tracts 24, 54, 70-1, 142, 148, 151, 151-a, 152, 164, 164-a, 173, see order entered herein March 14, 1934.

TRACT
NUMBER

24	\$ 6374.00
54	22349.00
70-1	1200.00
142	2004.71
148	3337.77
151	20023.00
151-a	315.85
152	1650.00
164	3040.00
164-a	1500.00
173	2607.00

TABLE III

No findings as to incidental damages by Arbitrators, except as to Tract #151, as follows: Incidental damages to removable furnishings \$662.00.
See order entered herein March 14, 1934.

It is further adjudged and ordered that the above-mentioned report of arbitrators be filed with the record of this proceeding:- to-wit, a report bearing date February 21, 1934, and signed by J.R.H.Alexander, H.W.Bertram and Philip Williams; and supplemental report bearing date February 27, 1934, and signed by J.R.H.Alexander, H.W.Bertram and Philip Williams; and amended report bearing date March 1, 1934, and signed by J.R.H.Alexander, H.W.Burtram and Philip Williams.

THE STATE COMMISSION ON CONSERVATION AND
DEVELOPMENT OF THE STATE OF VIRGINIA ----- Petitioner,

V. AT LAW NO. 149

CLIFTON AYLER AND OTHERS AND THIRTY-SEVEN
THOUSAND FOUR HUNDRED (37,400) ACRES OF
LAND, MORE OR LESS, ----- Defendants.

On this the 14th day of March, 1934, came the State Commission on Conservation and Development of the State of Virginia, the above named Petitioner, by counsel, and exhibited to the Court the record of the above styled proceeding, and showed to the Court:

"(1) That this proceeding has been conducted under the provisions of the Public Park Condemnation Act (Acts of the General Assembly of Virginia of 1928, page 1036: Code of 1930, Section 4388, et seq.)

"(2) That there was incorporated in the notice for publication herein, provided in Section 9 of the said Public Park Condemnation Act, the notice and warning touching incidental damages set out in Section No. 20 of said Act;

"(3) That the report of the Special Investigators and the Board of Appraisal Commissioners heretofore appointed in this proceeding, filed herein discloses a final and conclusive ascertainment and determination of the value of the fee simple estate in each of the numbered tracts of land shown in the table hereinafter set out and for which judgment of award condemning the same to the use of the Petitioner is moved and prayed by Petitioner; and of the amount of incidental damages which will result from the condemnation of each of the said tracts for the use of Petitioner, on account of which any person who has appeared and is entitled to be heard, has submitted claims, or on account of which it appears from the said report of Special Investigators and the Board of Appraisal Commissioners, filed as aforesaid, any infant, insane person, or person under legal disability, or any person not entitled to be heard at the hearing provided in Section No.12 of said Act, has a real and well founded claim, or on account of which it has been made to appear that any infant, insane person or person under other legal disability has any real and well founded claim;

"(5) That the record discloses an ascertainment and determination of said Board of Appraisal Commissioners, as shown by the said report filed as aforesaid, of the fact or facts of value of all, or substantially all, claims of right, title, estate, or interest by such owners or claimants, in or to each of the said respective tracts, and amount of any real claim which any of such persons, or any other person, or persons, who have appeared and are entitled to be heard, may have in the proceeds of each of said respective tracts;

"(6) That a longer period than six months has elapsed since the 'day certain' fixed by the order of the Court entered herein on or before which all interested persons were warned to appear and answer or plead as provided in Section No. 9 of said Act;

"(7) That a longer period than sixty days has elapsed since said report of Special Investigators and Board of Appraisal Commissioners was filed in the Clerk's Office of this Court;

"(8) That neither Petitioner, nor any other person has filed, or presented any motion praying this Court or the Judge thereof to decline to accept or to disapprove any of the findings of facts of value and incidental damages so ascertained and determined by said Board of Appraisal Commissioners as shown by their said report with reference to any of said Tracts; or if any such motion or exception has been filed or presented with respect to said tracts or any of them, such motion or exception has been unconditionally overruled or dismissed, or withdrawn, or has been overruled, or dismissed, or withdrawn in so far as such motion or exception relates to the findings of value and incidental damages set forth in said report after amendment of such findings by consent of the Petitioner and the exceptant or movant, under the provisions of Section 36 of the Public Park Condemnation Act.

"(9) That each of said tracts is located wholly within the boundary lines of the lands sought to be condemned and set forth and described in the petition filed herein, and is separately shown, delineated and designated by number on the County Ownership Map, and described in the above mentioned report of the Special Investigators and Board of Appraisal Commissioners, with which said County Ownership Map was filed and of which it forms a part;

"(10) That diligent inquiry and search was made by the Special Investigators appointed herein as to the existence of any land, or parcels or tracts of land, or right or title or interest or estate therein, within the boundary line set forth in the petition, or of any real claim in or to the proceeds of any such land, or right, or title, or estate, or interest in the event of its condemnation, owned by any infant, insane person, or person under other legal disability, or any property or properties owned by such person or persons which will be damaged by the taking of land within the boundary line set forth in the petition, beyond the peculiar benefits that will accrue to such property or properties of such persons from the acquisition of the land, or estate, or interest therein, sought to be condemned and the use of the same for a public park or for public park purposes; and the names of all such persons found by the said Special Investigators or otherwise known to the Board of Appraisal Commissioners, were reported in the said report of the Special Investigators and the Board of Appraisal Commissioners appointed herein; and guardians ad litem were appointed in this proceeding for each and all of such persons;

"(11) That Petitioner, in compliance with the order setting this proceeding for hearing on its motion and prayer for a judgment in rem condemning the hereinafter mentioned tracts of land to its use, and forthwith upon the entry of said order, mailed a copy thereof to all parties of record in this proceeding who appear to have any claim of right, title, estate or interest in or to any of the said numbered tracts of land, as set forth in said report filed by the Special Investigators, and the Board of Appraisal Commissioners appointed herein, or have excepted to the findings in said report with relation to said tracts, whose post office addresses have been filed with the record, as provided in Section 7 of the Public Park Condemnation Act, to their several post office addresses thus filed with the record; and to the guardians ad litem appointed herein for all infants, insane persons, and persons under other legal disability, who appear to have any

claim of right, title, estate, or interest in or to any of the said tracts of land, or to the proceeds arising out of the condemnation thereof or to incidental damages arising from such condemnation, as set forth in the said report filed by the Special Investigators and the Board of Appraisal Commissioners appointed herein after diligent search made for such persons as set out in said report, to the post office addresses of said guardians ad litem as shown by the record or otherwise known to the Petitioner; and further to the attorneys of record representing any of the parties of record in these proceedings or any of said guardians ad litem or any of said infants, insane persons or persons under other legal disability, to their respective addresses as shown in the record or otherwise known to the Petitioner; and thereafter Petitioner filed with the record a verified statement in writing showing the mailing of such copies of said order, to whom mailed and the date of mailing, and that this proceeding was called for hearing on the 23rd day of February, 1934, the day and date set for the hearing in said order. Whereupon the hearing was continued by order of this court and the proceeding again set for hearing on the 12th day of March, 1934, on which day and date this proceeding was again called for hearing in open court and again continued by order of this court, and the proceeding again set for hearing on this the 14th day of March, 1934.

"(12) That all the provisions and requirements of said Public Park Condemnation Act, and specifically the provisions of Section 11 and Section 38 thereof, have been complied with and the facts shown and disclosed by the record entitle the Petitioner to the judgment in rem condemning each of the said tracts to the use of Petitioner as moved and prayed by Petitioner.

"It is, accordingly, adjudged and ordered, upon the motion and prayer of the Petitioner, by counsel, that the fee simple estate in each of the several tracts described in the report of the Special Investigators and Board of Appraisal Commissioners filed with the record of this proceeding and numbered, shown and delineated on the County Ownership Map filed with and made a part of said report, the County Ownership Map number of which is set forth in the following table, is hereby condemned to the use of the Petitioner upon the Petitioner paying into the custody of this Court, for the use and benefit of the person or persons entitled thereto, the sum ascertained and determined, and shown and disclosed in the report of the Special Investigators and the Board of Appraisal Commissioners appointed herein as filed herein, or as modified under the provisions of Section 36 of the Public Park Condemnation Act, to be the value of the fee simple estate in said tract together with the amount of the incidental damages resulting from the condemnation thereof ascertained and determined by said Board of Appraisal Commissioners, which sum and amount of incidental damages are as shown and separately set out in the following table, which table constitutes an integral part of this judgment, and are here expressly stated as constituting the award for each of the said tracts herein contained, and upon the payment into the custody of this Court by Petitioner of the amount thus stated as constituting the award for any such tract the fee simple estate therein shall vest in the Petitioner as provided in Section 13 and 38 of said Public Park Condemnation Act.

"But nothing herein contained shall be construed as requiring or obligating Petitioner to pay the said awards or any of them into the custody of the Court or to acquire all or any of said tracts, and Petitioner may at its election acquire any one or more of said tracts by payment into the custody of the Court

of the amount stated herein as the award therefor.

"The following table sets forth in columns under appropriate explanatory headings:- First, under the heading 'Tract No.', the numbers of the several tracts designated by number and shown and delineated on the above mentioned County Ownership Map and described in the said report of the Special Investigators and the Board of Appraisal Commissioners filed with the record of this proceeding, each of which is condemned herein to the use of the Petitioner; Second, under the heading 'Value', the value of the fee simple estate in each of the said tracts as ascertained and determined by the said Board of Appraisal Commissioners; Third, under the heading 'Incidental Damages', the amount of the incidental damages ascertained and determined by said Board of Appraisal Commissioners which will result from condemnation hereunder of the numbered tract in the corresponding column of the table; Fourth, under the heading 'Aggregate', the aggregate of the value and of the amount of incidental damages ascertained and determined by the said Board of Appraisal Commissioners with reference to the numbered tract in the corresponding column of the table, which aggregate amount as shown in the table is stated and set out herein as constituting the award for the said tract upon its condemnation to the use of the Petitioner. But in any instance wherein the original findings of said Board as to value or damages set forth in said report have been modified in arbitration proceedings, or by stipulation or otherwise, under authority of Section 36 of the Public Park Condemnation Act, this table shows under the respective headings of "value" and "incidental damages" and "aggregate" the original findings of said Board stricken out by a line running through such findings and aggregate and the modified findings and aggregate have been inserted in the table in lieu of the original findings and aggregate thus stricken from the table.

(A) The foregoing notwithstanding, it is further adjudged and ordered that the fee simple estate which may or shall be acquired by the Petitioner, hereunder, in any or all of the said tracts of land is and shall be subject nevertheless to such easement of passage and right of way therein or thereover as have heretofore been acquired or are now claimed by the United States of America, which easement and right of way is described in said report of the Board of Appraisal Commissioners, in Exception 1 of the body of said report as an easement of passage and right of way on or over a strip of land one hundred feet wide running through the tracts mentioned in said Exception 1 of said report, the value of which easement of passage and right of way was not ascertained or determined by the said Board of Appraisal Commissioners; and it further appearing from the said report that the said United States of America owns or claims the fee simple estate in said strip of land and that the value of the said fee simple estate in the said strip of land owned or claimed by the United States subject to said easement of passage and right of way thereon and thereover, has been ascertained and determined by the said Board to be one dollar, U.S. Currency, the fee simple estate in said strip of land is hereby condemned to the use of the Petitioner subject to said easement of passage and right of way, upon the payment of the said amount of one dollar into the custody of the Court for the use and benefit of the person or persons entitled thereto, which said amount is hereby stated and set out as constituting the award for the fee simple estate in said strip of land subject to the said easement of passage and right of way.

(B) The foregoing notwithstanding, it is further adjudged and ordered that the fee simple estate which may or shall be acquired hereunder by the

Petitioner in any or all of said tracts of land, is subject nevertheless to such rights of way and easements in, on or over such tracts or any of them for the erection, maintenance, repair, replacement and operation of poles and wires or other appliances or means for the transmission of electricity as have heretofore been acquired therein by the South East Public Service Corporation, to which reference is made in Exception 2 in body of said Report of the Board of Appraisal Commissioners; and by the Page Power Company of Virginia Incorporated, to which reference is made in Exception 3 in the body of said Report.

	TRACT NO.	VALUE	INCIDENTAL DAMAGES	AGGREGATE
See footnote a	24	\$6374.00	None	\$ 6374.00
" "	a 54	22349.00	None	22349.00
" "	b 54-1	260.00	None	260.00
" "	" 54-11	8.00	None	8.00
" "	" 57	1186.50	None	1186.50
" "	c 59-IV	8.00	None	8.00
" "	a 70-I	1200.00	None	1200.00
" "	b 71-I	1110.00	None	1110.00
" "	" 103-a	224.00	None	224.00
" "	" 106-I	60.00	None	60.00
" "	" 106-II	2135.00	None	2135.00
" "	a 142	2004.71	None	2004.71
" "	b 142-a	395.29	None	395.29
" "	a 148	3337.77	None	3337.77
" "	" 151	20023.00	\$662.00	20685.00
" "	" 151-a	315.85	None	315.85
" "	" 152	1650.00	None	1650.00
" "	" 164	3040.00	None	3040.00
" "	" 164-a	1500.00	None	1500.00
" "	b 164-b	150.00	None	150.00
" "	c 166	825.00	None	825.00
" "	b 167	115.50	None	115.50
" "	" 169	853.00	None	853.00
" "	a 173	2607.00	None	2607.00

See Exception numbered One in the body of the report filed by the Board of Appraisal Commissioners with reference to the above set out values of tracts numbered 151-a, 164, 166 and 167.

Footnote a: Arbitration findings. See order entered March 14, 1934.
 Footnote b: Arbitration findings. No change.
 Footnote c: See Table II Report of the Board of Appraisal Commissioners.

J R H Alexander, Judge.

CIRCUIT COURT OF THE COUNTY OF RAPPAHANNOCK, ON THURSDAY THE 15TH DAY
 OF MARCH, NINETEEN HUNDRED AND THIRTY-FOUR.

PRESENT: THE HONORABLE J R H ALEXANDER, JUDGE.

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

VS: ORDER OF DISTRIBUTION

Jas.A.Atkins and Fannie V.Atkins, Joint Owners.

On this, March 15th, 1934, came Jas.A.Atkins and Fannie V.Atkins, and on their motion leave is given them to file their application for the payment to them of the sum of \$160.00, the amount of the award set out in the judgment of condemnation for Tract No. 176, and heretofore paid into court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the Petitioner the said above named parties are invested with a superior or better right or claim of title in and to the said Tract of Land No. 176, or to the proceeds arising therefrom, each owning a one-half undivided interest therein, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the title

to said Tract No. 176 or to the proceeds arising from the condemnation thereof, and are therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 176; and it further appearing to the Court that all taxes due upon said Tract No. 176 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$160.00, paid into Court by Petitioner as just compensation for Tract No. 176 be paid unto said Jas.A.Atkins and Fannie V.Atkins, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Jas. A.Atkins, the sum of \$80.00, and unto Fannie V.Atkins, the sum of \$80.00, making the total award the said sum of \$160.00, the amount of the award set out in judgment of condemnation for Tract No. 176, taking from the said Jas.A.Atkins and Fannie V.Atkins a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

W.F.Moffett and Burnett Miller, plaintiffs,

v.

W.G.Dearing, Defendant.

This day came the parties in person, as well as by their respective attorneys and neither party demanding a trial by jury, the whole matter of law and fact was heard and determined by the Court;

Upon consideration whereof, it is adjudged and ordered that the plaintiffs take nothing on account of the claim asserted by them against the defendant as set forth in their notice of motion for judgment, but that the defendant go thereof without day.

W.F.Moffett and Burnett Miller, plaintiffs,

v.

Annie M.Dearing, Defendant.

This day came the parties in person, as well as by their respective attorneys and neither party demanding a trial by jury, the whole matter of law and fact was heard and determined by the Court;

Upon consideration whereof, it is adjudged and ordered that the plaintiffs take nothing on account of the claim asserted by them against the defendant as set forth in their notice of motion for judgment, but that the defendant go thereof without day.

Helen L.Moore, Plaintiff,

vs: Upon a Notice of Motion for Judgment

Wm.S.Hughes.

This day came the parties by their attorneys, and on the motion of the plaintiff, by her attorney, it is ordered that this action be dismissed at the costs of said plaintiff.

J.R.H. Alexander Judge -

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

VS.

)(ORDER OF DISTRIBUTION TO THE HEIRS OF
CORA ALICE DODSON.

CLIFTON AYLOR, &C.

On this the 21 day of March, 1934, came the Heirs of Cora Alice Dodson, Deceased, owners, and on their motion leave is hereby given them to file their application for the payment of the sum of Eighteen Hundred Forty-One (\$1841.00) Dollars, the amount of the award set out in the judgment of condemnation for Tract No.163, which said award has heretofore been paid into Court.

And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered on the 13th day of November, 1933, that in the opinion of petitioner the said Heirs of Cora Alice Dodson are invested with a superior or better right of title in and to the said tract of land No.163 and that the record in this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No.163, or to the proceeds arising therefrom, and is therefore is entitled to receive the proceeds arising from the condemnation of said Tract No.163, and it further appearing to the Court that all taxes due or exigible thereon have been paid, and it further appearing to the Court that the following named are the heirs at law of Cora Alice Dodson and are entitled to receive a proportionate part of said award as set out after their respective names: Annie Atkins, 1/10; Callie Atkins, 1/10; Nena Clark, 1/10; Sina Atkins, 1/10; Oakey Pomeroy, 1/10; Joseph Dodson, 1/10; Dennis Dodson, 1/90; John Dodson, 1/90; Cora Dodson 1/90; Xenia Dodson, 1/90; Virgil Dodson, 1/90; Mamie Dodson, 1/90; Hensie Dodson, 1/90; Bessie Dodson, 1/90; Vernon Dodson, 1/90; Frank Atkins, 1/60; Burrill Atkins, 1/60; Ralph Atkins, 1/60; Alice Atkins, 1/60; Daisy Atkins, 1/60; Clyde Atkins, 1/60; John Pullen, 1/30; William Pullen, 1/30; Homer Pullen, 1/30; Elsie Dodson, 1/40; James Dodson, 1/40; Paul Dodson, 1/40; and Margaret Dodson, 1/40; upon consideration whereof, it is considered and ordered by the Court that said sum of \$1841.00 paid into Court by petitioner as just compensation for said Tract No.163, be paid unto the hereinabove named heirs of Cora Alice Dodson, and that the Clerk of this Court be, and is hereby, directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto Ford & Keyser, Luray, Page County, Virginia, attorneys of record for the said heirs of Cora Alice Dodson, the said sum of \$1841.00 the amount of the award set out in the judgment of condemnation for said Tract No.163, and certify such payment to the Clerk of this Court for appropriate entry thereof as required by law.

The Court further orders that the said proportionate part going to each heir as aforesaid be paid direct to said heirs, except the sums going to Vernon Dodson, Margaret Dodson, William Pullen, and Homer Pullen be deposited in the Page Valley Nat. Bank, in the same accounts that have heretofore been opened for them by the Administrator of Cora Alice Dodson, but that the said J.W. Atkins personally may expend the same for maintenance and support of infants if necessary.

Exd.

IN THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY, VIRGINIA.

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

VS.

) (

ORDER OF DISTRIBUTION IN RE JACOB
S. DWYER LANDS.

Clifton Aylor, &C.

This Cause came on to be heard again this 21st day of March, 1934, upon the proceedings heretofore had, and the report of Commissioner Botts Strother, bearing date and filed in the Clerk's Office of this Court on the 26th day of February, 1934, to which report no exceptions have been filed, and was argued by counsel, and the Court doth adjudge and order that said report be, and the same is hereby approved and confirmed.

On consideration whereof, and it appearing to the Court from said report that the Board of Appraisal Commissioners awarded the sum of \$35.00 for Tract No. I08-I and the sum of \$913.75 for Tract No. I08-II, aggregating \$948.75; that there are delinquent taxes for the year 1933 against said real estate amounting to the sum of \$12.45; that the cost of this reference amount to the sum of \$7.65; that after the payment of the costs of this reference and delinquent taxes, the said Jacob S. Dwyer is entitled to receive the award for the aforesaid two tracts of land, subject to the liens against said land; that there is a lien by deed of trust to secure the payment of two notes to W.L. Hudson and F.W. Weaver as follows:

One note for the sum of \$124.80, with interest thereon from the 21st day of December, 1929, \$156.83

Another note for the sum of 284.16,
with interest thereon from the 15th day of September, 1910, 686.04
\$842.87

and that the residue of said aggregate award should be paid to the said Jacob S. Dwyer, it is considered and ordered by the Court that said sum of \$948.75 paid into Court by the said Commission on Conservation and Development of the State of Virginia as compensation for said Tracts No. I08-I and I08-II be paid out and disbursed as follows, to-wit:

✓ (1) To James M. Settle, Clerk, the sum of \$7.65 in payment of cost of this reference;

✓ (2) To C.R. Wood, Treasurer, the sum of \$12.45, delinquent taxes;

(3) To W.V. Ford, Luray, Virginia, attorney of record for the estates of W.L. Hudson and F.W. Weaver the sum of \$842.87

(4) To Jacob S. Dwyer, Sperryville, Virginia, the sum of \$85.78,

that the Clerk of this Court be, and is hereby directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall make disbursement and pay out the aforesaid sum of \$948.75, the aggregate amount of the award set out in the judgment of condemnation for said Tract No. I08-I and I08-II, as hereinbefore set forth, and certify such payments to the Clerk of this Court for appropriate entry thereof, as required by law.

Exd.

VS: ORDER OF DISTRIBUTION IN RE A.J.CLARK, LANDS

CLIFTON AYLOR, &C.

This cause came on to be heard again this 21st day of March, 1934, upon the proceedings heretofore had, and the report of Commissioner Botts Strother, bearing date and filed in the Clerk's Office of this Court on the 26th day of February 1934, to which report no exceptions have been filed, and was argued by counsel, and the Court doth adjudge and order that said report be, and the same is hereby approved and confirmed.

On consideration whereof, and it appearing to the Court from said report that the Board of Appraisal Commissioners awarded the sum of Fifteen Hundred and Three (\$1503.00) Dollars for Tract No. 138, the sum of Seven Hundred and Fifty (\$750.00) Dollars for Tract No. 138-a and the sum of Twenty-Four Hundred and Seventeen (\$2417.00) Dollars for Tract No. 138-b, aggregating the sum of Forty-Six Hundred and Seventy-Five (\$4675.00) Dollars; that there are delinquent taxes against said real estate amounting to the sum of Sixty-One Dollars and Eighty-Six Cents (\$61.86); that the costs of this reference amount to the sum of Twenty-Seven Dollars and Eighty-Five Cents (\$27.85); that the heirs of Isabella Clark, deceased, are entitled, after the payment of the costs of reference and taxes, to 32% of said award and A.J.Clark to 68% thereof; that the said Isabella Clark left surviving her her husband, A.J.Clark, who is entitled to courtesy in said real estate or the award therefor, which, commuted at the age of 72, amounts to the sum of Four Hundred Seventy-Seven Dollars and Fifty-Two Cents (\$477.52); and that the remainder of the said Isabella Clark's share should descend to her eight heirs, namely,

Missouri Menefee, child, Woodville, Virginia

Ida Menefee, child, Woodville, Virginia

Mary Menefee, child, Sperryville, Virginia

Rossie Clark, Sperryville, Virginia

Mathias Clark, child, Sperryville, Virginia

Addie Frank Clark, child, Sperryville, Virginia

Rasby Clark, child, Sperryville, Virginia

Eddie Clark, child, Sperryville, Virginia;

that there are the following liens binding the interests of the said A.J.Clark in said real estate, namely:

First: deed of trust lien in favor of the Warren-Rappahannock Trust Corporation for the sum of Six Hundred (\$600.00) Dollars, with interest thereon from the first day of August, 1932 until paid

Second: to the Warren Rappahannock Trust Company, assignee, of the Citizens National Bank of Front Royal, deed of trust lien of the sum of Thirty-Five (\$35.00) Dollars with interest thereon from the 1st day of August, 1932, until paid

Third: Judgment in favor of C.B.Graves in the sum of Three Hundred (\$300.00) Dollars, with interest thereon from the 9th day of September, 1930, until paid.

Fourth: Deed of Trust to Rappahannock National Bank, assignee of James W.Ramey, &c., for the sum of Three Hundred (\$300.00) Dollars, with interest thereon from January 30th, 1934.

Fifth: Deed of trust to Rappahannock National Bank, assignee of

James W. Ramey, &c., for the sum of One Hundred (\$100.00) Dollars, with interest thereon from February 28, 1934.

Sixth: The Judgment in favor of Ella Clark for the sum of One Hundred Eighty-Five (\$185.00) Dollars, with interest thereon from the 25th day of November, 1933, and \$3.75 costs; and

That the residue of said fund should be paid to the said A.J. Clark, it is considered and ordered by the Court that said sum of \$4675.00 paid into court by the said Commission on Conservation & Development of the State of Virginia as compensation for said Tract No. 138, 138-a and 138-b be paid out and disbursed as follows, to-wit:

- ✓ (1) To James M. Settle, Clerk, the sum of \$27.85, costs of this reference.
- ✓ (2) To James M. Settle, Clerk, the sum of \$61.86, delinquent taxes.
- ✓ (3) To W.F. Moffett, Attorney for A.J. Clark, the sum of \$477.52, commuted courtesy in the lands of Isabella Clark, Deceased.
- ✓ (4) To Missouri Menefee, Woodville, Va., child, the sum of \$123.72, distributive share as heir of Isabella Clark, Deceased.
- ✓ (5) To Ida Menefee, Woodville, Va., child, the sum of \$123.72, distributive share as heir of Isabella Clark, deceased.
- ✓ (6) To Mary Menefee, child, Sperryville, Virginia, the sum of \$123.72, distributive share as heir of Isabella Clark, deceased.
- ✓ (7) To Rossie Clark, Sperryville, Va., the sum of \$123.72, distributive share as heir of Isabella Clark, deceased.
- ✓ (8) Mathias Clark, child, Sperryville, Va., the sum of \$123.72, distributive share as heir of Isabella Clark, deceased.
- ✓ (9) To Addie Frank Clark, child, Sperryville, Va., the sum of \$123.72, distributive share as heirs of Isabella Clark, deceased.
- ✓ (10) To Rasby Clark, child, Sperryville, Virginia, the sum of \$123.72, distributive share as heir of Isabella Clark, Deceased.
- ✓ (11) To Eddie Clark, child, Sperryville, Virginia, the sum of \$123.72, distributive share as heir of Isabella Clark, Deceased.
- ✓ (12) To Warren-Rappahannock Trust Co., Front Royal, Virginia, \$660.00
- ✓ (13) To Warren-Rappahannock Trust Co., Front Royal, Virginia, assignee of Citizens' National Bank of Front Royal, \$38.50
- ✓ (14) To Ford & Keyser, attorneys for C.B. Graves, Luray, Page County, Virginia, the sum of \$364.00
- ✓ (15) To Rappahannock National Bank, Washington, Va., the sum of \$303.00
- ✓ (16) To Rappahannock National Bank, Washington, Va., the sum of \$101.00
- (17) To Ella Clark, Washington, Virginia, the sum of \$192.50
- ✓ (18) To W.F. Moffett, Washington, Va., attorney for A.J. Clark, the sum of \$1459.00,

and that the Clerk of this Court be, and is hereby directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall make disbursement and pay out the aforesaid sum of \$4675.00, the aggregate amount of the awards set out in the judgment of condemnation for said tract No. 138, 138-a and 138-b as herein set forth and send all of above checks to Clerk of this Court, and certify such payments to the Clerk of this Court for appropriate entry thereof as required by law.

This day Jas.M.Settle, County Clerk, and as such Clerk of the Circuit Court of Rappahannock County, Virginia, appeared in open Court, and presented a statement in writing to the effect that he had appointed Julia S.Eastham as his Deputy, and requested the consent of the Court to such appointment;

Upon consideration whereof such consent is approved and given^d by the Court, and the appointment of the said Julia S.Eastham as such Deputy is hereby approved; and thereupon the said Julia S.Eastham appeared and duly qualified as such deputy by taking and subscribing the oaths prescribed by law, which said oaths are ordered to be filed.

This day Ned Jett applied to the Court for release from imprisonment from jail for his failure to pay the fine and costs assessed against him by the Trial Justice of Rappahannock County on the 14th day of January, 1934, for a violation of the prohibition law; and thereupon came the commonwealth by her attorney and waived notice of said application in open court;

Whereupon, it appearing to the Court that the said Ned Jett has served the term of imprisonment imposed upon him by said court and is now confined for the non-payment of said fine and costs, and that the ends of justice will be met by the serving of the jail term imposed upon him, it is adjudged and ordered that the said Ned Jett be forthwith released from imprisonment without the payment of the said fine and costs, and that he shall not hereafter be imprisoned for failure to pay the same.

State Commission on CONSERVATION AND DEVELOPMENT
OF THE STATE OF VIRGINIA.

VS: ORDER OF DISTRIBUTION

Wm.J.Rutherford.

On this, March 21st., 1934, came Wm.J.Rutherford, and on his motion leave is given him to file his application for the payment to him of the sum of \$1738.25, the amount of the award set out in the judgment of condemnation for Tract No.170, and heretofore paid into Court, and it appearing from the report of the Board Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the petitioner the said Wm.J.Rutherford is invested with a superior or better right or claim of title in and to the said Tract of land No.170 or to the proceeds arising therefrom, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the Title to said Tract No.170 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No.170; and it further appearing to the Court that all the taxes due upon said Tract No.170 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$1738.25 paid into Court by Petitioner as just compensation for Tract No.170 be paid unto said Wm.J.Rutherford, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Wm.J.Rutherford, the said sum of \$1738.25, the amount of the award set out in judgment of condemnation for Tract No.170, taking from the said Wm.J.Rutherford a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

Evd.

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

VS: ORDER OF DISTRIBUTION

SUSAN ANN FRAZIER AND MAGGIE CLATTERBUCK, JOINT OWNERS.

On this March 21st, 1934, came Susan Ann Frazier and Maggie Clatterbuck, joint owners, and on their motion leave is given them to file their application for the payment to them of the sum of \$1649.50, the amount of the award set out in the judgment of condemnation for Tract No. 137, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this ~~case~~ and in the Petition for judgment and condemnation entered ^{herein} on the 13th day of November, 1933, that in the opinion of the Petitioner the above named parties are invested with ^a superior or better right or claim of ~~the~~ title in and to the said Tract No. 137, or to the proceeds arising from the condemnation thereof; and it appearing to the Court from the records of the Clerk's Office of Rappahannock County, Virginia, that a partition suit was brought in this Court, in which said partition suit the landed estate of Jeff T. Frazier, deceased, was partitioned amongst his heirs at law; and it appearing ^{that} the said Susan Ann Frazier and Maggie Clatterbuck are heirs ^{AT LAW} of the said Jeff T. Frazier, deceased, and that the real estate assigned to them, or a part thereof, is the same land condemned in these proceedings and designated as Tract No. 137 and containing 200 acres; it further appearing to the Court that the record of this Cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No. 137, or to the proceeds arising from the condemnation thereof, and therefore the said Susan Ann Frazier and Maggie Clatterbuck are entitled to receive the proceeds from said tract of land;

It further appearing to the Court that all taxes due on said Tract No. 137 have been paid;

Upon consideration whereof it is considered and ordered by the Court that the said sum of \$1649.50, paid into Court by Petitioner as just compensation for said Tract No. 137, be paid to the said Susan Ann Frazier and Maggie Clatterbuck.

It further appearing to the Court that the said Susan Ann Frazier and Maggie Clatterbuck have entered into a written agreement and filed with the record in which agreement the said Susan Ann Frazier agrees to accept the sum of \$1329.50 as her full share of said award, and the said Maggie Clatterbuck agrees to accept the sum of \$320.00 as her full share of said award.

Exd. It is therefore ordered that the Clerk of this Court do transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Susan Ann Frazier, the said sum of \$1329.50, and to the said Maggie Clatterbuck the sum of \$320.00, making the total the sum of \$1649.50 the amount of the award set out in the judgment of condemnation for said Tract No. 137, and taking from the said Susan Ann Frazier and Maggie Clatterbuck a receipt therefor, and certifying such payments to the Clerk of this Court for appropriate entry thereof as required by law.

The Court doth order that the jury summoned to try Charlie Harris, indicted for murder, shall be kept together and guarded by the sheriff and one of his deputies. It is further ordered that said sheriff arrange for the Board of the said jury, which Board shall be payable out of the Treasury Funds of the State.

COMMONWEALTH OF VIRGINIA

VS: Upon an INDICTMENT FOR FELONY.

Charlie Harris

Charlie Harris under indictment for a felony, was this day again brought into Court in the custody of the Sheriff of this County, and set to the bar, and thereupon came the Commonwealth by her Attorney, and said defendant being put upon his arraignment pleaded not guilty to said indictment;

Whereupon the Court proceeded to empanel a jury for the trial of the accused from those summoned and in attendance for that purpose, and these being sworn upon their Voir Dire, twenty were found free from exception, and were empaneled, and thereupon the panel was completed;

Whereupon a list of said Veniremen composing said panel was handed the Attorney for the Commonwealth and Counsel for the accused who each struck therefrom four of Veniremen in the mode prescribed by law, and thereupon came the Jury to-wit: Wm.C.Williams, Robert E.Manuel, John A.Tapp, G.L.Updike, Jno.A Jones^s L.V.Merrill, F.W.Walter, John.R.Gore, S.Brown Smith, R.E.Jones, Amos G.Frazier, and Lucio Kilby, who having been selected, tried and sworn in the mode prescribed by law the truth to speak of and upon the premises, and having fully heard the evidence and argument of counsel, and having received their instructions, retired to their room to consider of their verdict, and after some time returned into Court and reported the following verdict, "We the Jury find the defendant guilty of voluntary manslaughter as charged in the indictment and fix punishment at 3 years in penitentiary," (signed W.C.Williams, foreman), and thereupon said jury was discharged:

Whereupon the accused, by Counsel, moved the Court to set aside the Verdict of the Jury upon the grounds that the same is contrary to the law and the evidence, and the Court without passing on said motion at this time, doth continue same for hearing to some future day of this term. And the prisoner is remanded to Jail.

J R H Alexander, Judge.

CIRCUIT COURT OF THE COUNTY OF RAPPAHANNOCK, ON THURSDAY THE 22ND DAY
OF MARCH, NINETEEN HUNDRED AND THIRTY-FOUR.

PRESENT: THE HON. J R H ALEXANDER, JUDGE.

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

-VS-

Order of Reference.

Clifton Aylor, and Others and Thirty-
Seven Thousand, Four Hundred (37,400)
Acres of Land, More or Less in
Rappahannock County,

Defendants.

This cause came on this 22nd day of March, 1934, to be heard upon the intervening petition of Paul Taylor; on the said petition taken for confessed as to the defendant J.A.Williams, upon whom process appears to have been duly served and he failing to appear and answer or otherwise respond to said process; and was argued by counsel.

On consideration whereof, the Court doth adjudge, order and decree that this cause be referred to one of the master commissioners in chancery of this Court, who shall ascertain, state and report to the Court as follows;

(1) What lands are owned by the said J.A.Williams and to what proceeds arising from the condemnation of said lands he is entitled to; and

(2) What lands are owned by the said J.A.Williams and Paul Taylor, R.L. Cheatham and A.M.Priest, and to what proceeds arising from the condemnation of said lands the said J.A.Williams is entitled to; and

(3) To ascertain and state the liens binding said real estate, if any, including delinquent taxes, according to their respective priorities; and

(4) To ascertain to whom the funds arising from the tracts of land afore said and of the interest of the said J.A.Williams therein, shall be paid, and in what proportion; and

(5) To ascertain and state by whom the costs of this reference should be paid, and in what proportion.

But before said Commissioner shall proceed to execute the requirements of this order, he shall give ten days personal notice to the said J.A.Williams, and convene the lien creditors of the said J.A.Williams, and all other parties in interest, and give notice of the time and place thereof by publishing such notice once a week for two successive weeks in the Blue Ridge Guide, a newspaper published in Rappahannock County, Virginia, which publication shall be equivalent to personal service of such notice on all persons interested.

And the said Commissioner will report to this Court, or to the Judge thereof in vacation, how he has executed this decree.

E.W.Chelf having tendered his resignation as Justice of the Peace for Hampton Magisterial District, and also having tendered his resignation as Commissioner in Chancery for the Circuit Court of Rappahannock County, and requested the Court to accept the same;

Upon consideration whereof the Court doth accept said resignations as aforesaid.

Ordered that the Treasurer of this County do pay to Wm.C.Williams \$ 4.34; Robert E.Manuel \$3.50; Frank Armentrout \$4.20; James W.Ramey \$4.90; R.Tucker Cooksey \$4.62; A.C.Latham \$5.18; John A.Tapp \$5.18; J.S.Strole \$4.34; G.L.Updike \$3.50; J.Frank Jones \$3.78; John A.Jones \$4.34; E.W.Gore \$ 4.76; D.Lyle Miller, Jr \$4.34; L.V.Merrill \$ 1.75; F.W.Walter \$5.18; John R.Gore \$4.62; T.F.Atkins \$4.34; S.Brown Smith \$ 5.60; R.E.Jones \$4.90; Amos G.Frazier \$4.34; T.S.Kines \$5.18; W.H.Massie Jr \$3.92 and Lucio Kilby \$4.76, the sum set opposite the name of each for their per diem attendance and mileage as Jurors for the trial of Criminal Prosecutions at this present term, which said amounts shall be refunded to said Treasurer by the Treasurer of the State of Virginia.

Ordered that the Treasurer of this County do pay to Blue Brown \$1.12; Billy Jeffries \$1.12; Willie Dodson \$3.15; Dennis Dodson \$3.15; James Weakley \$3.99; and James M.Lillard \$1.05, the sum set opposite the name of each for their per diem attendance and mileage as witnesses for the commonwealth in sundry prosecutions, which said amounts shall repaid to said Treasurer out of the Public Treasury.

It appearing to the Court that there is no further need for the Special Grand Jury at this term, it is ordered that said Jury be discharged;

And it is further ordered that the Treasurer of this County do pay to J.J. Silvey \$2.70; F.M.Tapp \$2.70; J.Walton Wood \$2.10; Wm.G.Wood \$1.90; Sam Compton \$2.90 and J.B.Williams \$2.10, the sum set opposite the name of each for their per diem attendance and mileage at this present term as jurors.

The following accounts against the Commonwealth were this day presented to the Court, and being personally examined by the court, are allowed, and it is ordered that said accounts be certified to the State Comptroller for payment out of the Public Treasury, viz;

Jno.A.Compton, J.P.	Fees- Criminal cases	\$ 4.00 ✓
Mrs. L.H.Hitt	Furnishing meals to Jurors	21.00 ✓
H.F.Keyser, Sheriff	Ex. Writs of Venire Facias	10.00 ✓
H.F.Keyser, "	Court Attendance	8.00 Jan.Term
W.H.Revercomb D.S.	same	6.00 Jan.Term
same	Guarding Jury	1.00 ✓
H.F.Keyser, Sheriff	same	1.00 ✓
H.F.Keyser - "	Court attendance - Mch.Term	8.00 ✓
W.N.Revercomb, D.S.	same	4.00

J.R.H. Alexander, Judge

CIRCUIT COURT OF THE COUNTY OF RAPPAHANNOCK ON THURSDAY THE 5TH DAY OF APRIL; NINETEEN HUNDRED AND THIRTY-FOUR.

PRESENT: THE HON. J R H ALEXANDER, JUDGE.

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

VS: ORDER OF DISTRIBUTION

EMMA JANE FRY, WIDOW, AND THE HEIRS AT LAW OF JAMES R. FRY, DEC'D.

On this, 5 day of April, 1934, came Emma Jane Fry, widow, and the heirs at law of James R. Fry, deceased, by counsel, and on their motion leave is hereby given them to file their petition for the payment to them of the sum of \$131.00, the amount of the award set out in the judgement of condemnation for Tract No.181, which said award has heretofore been paid into Court.

And it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of the Petitioner the said Emma Jane Fry, widow, and the heirs of James R. Fry, deceased, are invested with a superior or better right of title in and to the said Tract of land No. 181, or to the proceeds arising from the condemnation thereof, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the title to the said Tract No. 181, or to the proceeds arising therefrom, and are therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 181; and it further appearing to the Court that all taxes due or exigible thereon have been paid.

And it further appearing to the Court from the Petition this day filed that the following named are the widow and the heirs at law of James R. Fry, deceased, and are entitled to receive a proportionate part of said award as set out

All allowed
* marked

not for sharing
7/10/34

after their respective names, to-wit: Emma Jane Fry, widow, age 71 years, to a commuted dower interest in the proceeds arising from the condemnation of the afore said tract of land; Mrs. Willie Frazier 1/12; Mrs. Robert Fincham 1/12; Samuel Fry 1/12; Mrs. Seyfroni Dodson 1/12; Mrs. Ashby Atkins 1/12; James Fry 1/12; Carroll Fry 1/12; Mrs. Frances E. Frazier 1/12; Robert Fry 1/12; Mrs. Verlie Atkins 1/12; Mrs. Henry Tharp 1/12; and Mrs. Bertha Tharp 1/12; All said heirs being sui juris.

Upon consideration whereof, it is considered and ordered by the Court that the said sum of \$131.00 paid into Court by petitioner as just compensation for said Tract No. 181, be paid unto the hereinabove named widow and heirs of James R. Fry, and that the Clerk of this Court be, and is hereby directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto Wm. F. Moffett, Washington, Rappahannock County, Virginia, attorney of record for the said widow and heirs at law of James R. Fry, deceased, the said sum of \$131.00, the amount of the award set out in the judgement of condemnation for said Tract No. 181, taking from the said Wm. F. Moffett, a receipt therefor, and certify such payment to the Clerk of this Court for appropriate entry thereof as required by law.

The Court doth further order that the said Wm. F. Moffett, attorney for the aforesaid parties, shall distribute said fund in accordance with this order, and file a report with the record showing the manner in which he has distributed said fund.

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

VS: ORDER OF DISTRIBUTION

JACK A. ATKINS

On this, April 5, 1934, came Jack A. Atkins, and on his motion leave is given him to file his application for the payment to him of the sum of \$1631.20, the amount of the award set out in the judgement of condemnation for Tract No. 198, and heretofore paid into Court, and it appearing from the report of the Board of Appraisal Commissioners heretofore filed in this cause and in the petition for judgement and condemnation entered herein on the 13th. day of November, 1933, ^{that} ~~and~~ in the opinion of the petitioner the said Jack A. Atkins is invested with a superior or better right or claim of title in and to the said Tract of land No. 198, or to the proceeds arising therefrom, and that the record of this cause does does not disclose any denial or dispute by any party or persons in interest as to the Title of said Tract No. 198, or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 198; and it further appearing to the Court that all taxes due upon said Tract No. 198 have been paid; upon consideration whereof it is considered and ordered by the Court that said sum of \$1631.20 paid into Court by Petitioner as just compensation for Tract No. 198 be paid unto said Jack A. Atkins, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Jack A. Atkins, the said sum of \$1631.20, the amount of the award set out in judgement of condemnation for Tract No. 198, taking from the said Jack A. Atkins a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law

CIRCUIT COURT OF THE COUNTY OF RAPPAHANNOCK ON WEDNESDAY THE 25TH DAY OF
APRIL, NINETEEN HUNDRED AND THIRTY-FOUR.

PRESENT: THE HON. J R H ALEXANDER, JUDGE.

To the Honorable J.R.H.Alexander, Judge of the Circuit Court of
Rappahannock County, Virginia:

Your Petitioner, the Presbytery of Potomac, respectfully shows unto your
Honor the following case:

The Book of Church Order of the Presbyterian Church in the United States has
the following law, Par.158, "If a Church shall be dissolved by the Presbytery, or
otherwise cease to exist, and no disposition has been made of its property, those
who hold the title of the property shall deliver, convey, and transfer to the
Presbytery of which the church was a member, or to the authorized agents of the
Presbytery, all property of the church; and the receipt and acquittance of the
Presbytery, or its proper representatives, shall be a full and complete discharge
of all liabilities of such persons holding property of the church. The Presbytery
receiving such property shall apply the same or the proceeds thereof at its dis-
cretion"

The Presbyterian Church at Washington, Virginia, was a member of the Presby-
tery of Chesapeake, which has become the Presbytery of Potomac.

There is not left a member of the Presbyterian Church at Washington, Virginia,
but Mr. Charles W. Warden of Washington, D. C. ,is the sole surviving Trustee of
the property.

At its meeting in Washington, D. C., April 17,1934, the Presbytery of Potomac
took action, electing Mr.Charles W. Warden, Mr. T. E. Bartenstein, and Mr. Alfred
Thomson as Trustees of said property for the Presbytery of Potomac. A copy of the
minutes of the said meeting is filed herewith and asked to be taken as a part of
this petition; and your petitioner respectfully requests your Honor to consent to
the appointment of Charles W. Warden, T. E. Bartenstein and Alfred Thomson as
Trustees for the Presbytery of Potomac of the Presbyterian Church property at
Washington, Rappahannock County, Virginia.

Presbytery of Potomac.

By
Thomas W. Hooper, State Clerk.

J R H Alexander
1934.

CIRCUIT COURT OF THE COUNTY OF RAPPAHANNOCK ON SATURDAY THE 5TH DAY OF
MAY, NINETEEN HUNDRED AND THIRTY-FOUR.

PRESENT: THE HON.J.R.H.ALEXANDER, Judge

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

VS: ORDER OF DISTRIBUTION

S. M. HUDSON

On this May 5th, 1934, came S.M.Hudson, by counsel, and on his motion leave
is given him to file his application for the payment to him of the sum of \$1421.09,
the amount of the award set out in the judgement of condemnation for Tract No. 147,
and heretofore paid into Court, and it appearing from the report of the Board of
Appraisal Commissioners heretofore filed in this cause and in the petition for
judgment and condemnation entered herein on the 13th day of November, 1934, that in
the opinion of the Petitioner the said S.M.Hudson is invested with a superior or
better right or claim of title in and to the said Tract of land No. 147, or to

*See last
Order of record
on page 239
this Book.*

the proceeds arising therefrom, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No. 147 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract; the said H. M. Hudson having purchased the said tract of land from the heirs of Burkett, deceased, since the condemnation proceedings were instituted; and it further appearing to the Court that all taxes due or exigible on said Tract of land have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$1421.09 paid into court by Petitioner as a just compensation for Tract No. 147 be paid unto the said S.M. Hudson, 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 V. J. Coberly, Union Trust Building, Petersburg, Virginia, Attorney of record for the said S. M. Hudson, the sum of \$1421.09, the amount of the award set out in the judgement of condemnation for Tract No. 147, taking from the said V.J. Coberly, Attorney, a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

It is further appearing to the court that the sum of \$100.00 in addition to the above stated award has been agreed upon by counsel for the Petitioner and defendant as due the defendant for improvements made on the said Tract of land since these proceedings were instituted, which said amount has heretofore been paid into the custody of this Court, to the Clerk thereof, it is therefore ordered that the Clerk of this Court, shall forthwith pay unto the said V.J. Coberly, attorney for the said S.M. Hudson the said sum of \$100.00, taking from the said V.J. Coberly a receipt therefor, and which said receipts shall be filed with the record of these proceedings.

It is further ordered that the order entered herein on March 14th, 1934, as the same effects this tract of land, is hereby rescinded and annulled.

J. R. H. Alexander, Judge

TUESDAY, MAY 8TH, 1934. --- PRESENT HON. J R H ALEXANDER, JUDGE.

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

VS.

VIRGINIA ATWOOD and als and 30000 acres more or less of land.

#54 and #54-I and #54-2 #54-3.

Claim of widow and heirs of John J, Miller deceased.

And now come the B. F. Miller, W. A. Miller, Henry T. Miller, Julia M. Settle, G.T. Miller, N.M. Booth, C.B. Miller, ^{and E. J. Miller} the heirs and widow of John J. Miller, deceased, and it appearing to the Court; that the State Commission on Conservation and Development of the State of Virginia has paid into Court subject to the order of the same the money found due for the real estate above described, pursuant to the arbitration agreement, it is ordered, that this Court sets the 14th day of May 1934 at ten oclock A.M. to hear amotion for the entry of a decree for distribution herein.

J. R. H. Alexander, Judge

WEDNESDAY, MAY 9TH, 1934. --- PRESENT - HON. J R H ALEXANDER, JUDGE.

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

VS: ORDER OF DISTRIBUTION

Evelyn T. Miller and G. Tyler Miller, Joint Owners.

On this, May 9th, 1934, came Evelyn T. Miller and G. Tyler Miller and on their motion leave is given to file their application for the payment to them of the sum of \$6,374.00, the amount of the award set out in the judgement of condemnation for Tract No. 24, and heretofore paid into Court, and it appearing from the report of the Board Appraisal Commissioners heretofore filed in this cause and in the petition for judgement and condemnation entered herein on the 14th day of March, 1934, that in the opinion of the petitioner the said Evelyn T. Miller and G. Tyler Miller are invested with a superior or better right or claim of title in and to the said Tract of land No. 24, or to the proceeds arising therefrom, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the Title of said Tract No. 24 or to the proceeds arising from the condemnation thereof, and the above mentioned parties are therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 24; and it further appearing to the Court that all taxes due upon said Tract No. 24 have been paid; upon consideration whereof it is considered and ordered by the Court that said sum of \$6,374.00 paid into Court by Petitioner as just compensation for Tract No. 23 be paid unto said Evelyn T. Miller and G. Tyler Miller, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Evelyn T. Miller and G. Tyler Miller, jointly, the said sum of \$6,374.00, the amount of the award set out in judgement of condemnation for Tract No. 24, taking from the said Evelyn T. Miller and G. Tyler Miller a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

J. H. Alexander, Judge.

CIRCUIT COURT OF THE COUNTY OF RAPPAHANNOCK, ON WEDNESDAY THE 25th day of APRIL, NINETEEN HUNDRED AND THIRTY-FOUR.

PRESENT: THE HONORABLE J R H ALEXANDER, JUDGE.

IN RE APPOINTMENT OF TRUSTEES OF PRESBYTERIAN } ORDER.
CHURCH PROPERTY AT WASHINGTON, VIRGINIA }

This day came the Presbytery of Potomac, pursuant to petition duly filed, asking for the appointment of Charles W. Warden, T. E. Bartenstein and Alfred Thomson as Trustees for the said Presbytery of the Presbyterian Church property at Washington, Rappahannock County, Virginia.

And it appearing from said petition that there are no members of the Presbyterian Church at Washington, Virginia, that the property of Potomac is the proper ecclesiastical body to hold the property, and that the said Presbytery at a meeting properly held duly elected Charles W. Warden, T. E. Bartenstein and Alfred Thomson Trustees of said property, filing a copy of the minutes of said action.

It is now, therefore, ordered that Charles W. Warden, T. E. Bartenstein, and Alfred Thomson be and they are hereby appointed Trustees for the Presbytery of Potomac of the Presbyterian Church property, in Washington, Rappahannock County, Virginia.

~~It is ordered that this court do now stand adjourned until the first day of the next term as fixed by law.~~

J. H. Alexander
X X X X X, Judge.

MAY, NINETEEN HUNDRED AND THIRTY - FOUR.

PRESENT: THE HON. J R H ALEXANDER, JUDGE.

VIRGINIA: IN THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY

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

V. AT LAW NO. 149

Clifton Aylor and others and Thirty-Seven Thousand Four
Hundred (37,400) Acres of land, more or less ----- Defendants.

This day came the Petitioner in the above entitled proceeding by Counsel and exhibited the record therein, and a certain letter of instructions heretofore submitted for file with the record of this proceeding, directing and providing for payment by the petitioner to the Treasurer of the State of Virginia, of the several sums of money mentioned therein, for deposit in a special fund ^{To be held} under authority of Section 40 of the Public Park Condemnation Act, subject to the order of the Circuit Court wherein the above entitled condemnation proceeding conducted under the provisions of the said Act, is pending, a true ^{and correct} copy of which letter of instructions with the acknowledgement endorsed thereon by the Treasurer of the State of Virginia of his receipt of the said sums of money in compliance with and in pursuance of the terms thereof, is as follows:-

May I, 1934

To the Hon. John N. Purcell
Treasurer of Virginia
Richmond, Virginia.

Sir:

You are hereby authorized and directed to take the necessary measures for payment, and to make payments, for and on behalf of the State Commission and development, from any Shenandoah National Park Funds now in the custody of the Treasurer of Virginia, to the Treasurer of Virginia, of the sum of Seventy-Two Thousand, Three Hundred and Ninety-Four Dollars and Sixty-Two Cents (\$72,394.62), for deposit in a special fund, to be held subject to the order of the Circuit Court of Rappahannock County, Virginia, wherein condemnation proceedings, under the provisions of the Public Park Condemnation Act are now pending, entitled "Virginia: IN THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY, The State Commission on Conservation and Development of the State of Virginia, Petitioner, vs. Clifton Aylor and others and Thirty-seven Thousand Four Hundred (37,400) Acres of Land, More or Less, Defendants"; and to facilitate the transaction I attach hereto a warrant for said amount, made payable to the Treasurer of Virginia, for "Deposit in special fund subject to order of Circuit Court of Rappahannock County in conformity with letter of instructions dated May I, 1934."

The said sum of \$72,394.62 is the sum total of the awards stated and set out in judgement in rem, entered in the said proceeding on the 14th day of March, 1934, condemning to the use of the said petitioner each of those certain numbered tracts of land within said area mentioned and designated by number in said judgement, which are set forth in the columns under the heading "Tract Number" in the following "Table of Awards, Rappahannock County", with the amount of the respective awards therefor, as stated and set out in said judgement, shown in separate column under the heading "Award" opposite the respective tract number as set forth in the said table: the numbered tracts set forth in the said table being those tracts within the said area which the Commission on Conservation and Development now desires to acquire by payment into the custody of the Court, under the provisions of Section 40 of the Public Park Condemnation Act, of the amounts constituting the awards therefor as set forth in said judgement in rem, for the use and benefit of the person or persons entitled thereto, There is also included in this table and in the above mentioned payments the amount of the awards for the interests mentioned in sub-head A of the judgement entered March 14th, 1934.

TABLE OF AWARDS

RAPPAHANNOCK COUNTY

Table showing the setting forth in columns under the head "Tract Number" the numbers of the several tracts designated by number and shown and delineated on the County Ownership Map filed with the report of the Special Investigators and Board of Appraisal Commissioners in the Condemnation proceeding pending in the Circuit Court of Rappahannock County, entitled "The State Commission on Conservation and Development of the State of Virginia, Petitioner, vs. Clifton Aylor and others and

Thirty-Seven Thousand Four Hundred (36,400) Acres of land, More or Less, Defendants" each of which was condemned to the use of the Petitioner in a judgement in rem entered in the said proceeding on the 14th day of March, 1934, all and each of which numbered tracts the Petitioner desires to acquire at this time by the payment into the custody of the Court of the amount of the respective awards therefor, and showing and setting forth in columns set opposite the said columns of the numbers, the respective amounts "stated and set out" in the said judgement as constituting the awards for the numbered tracts in the corresponding column of the table; and showing also award set out in sub-head A of said judgement entered on March 14, 1934.

<u>Tract Number</u>	<u>Award</u>	<u>Tract Number</u>	<u>Award</u>
24	\$ 6374.00	I42-a	\$ 395.29
54	22349.00	I48	3337.77
54-I	260.00	I51	20685.00
54-II	8.00	I51-a	315.85
57	1186.50	I52	1650.00
59-IV	8.00	I64	3040.00 ✓
70-I	1200.00	I64-a	1500.00
71-I	1110.00	I64-b	150.00
I03-a	224.00	I66	825.00
I06-I	60.00	I67	115.50
I06-II	2135.00	I69	853.00
I42	2004.71	I73	2607.00
		Total --	\$72,393.62
		Skyline Road strip adjudged in sub-head A of judgement in rem	1.00
		GRAND TOTAL --	\$72,394.62

I am executing this letter of instructions in quadruplicate and I respectfully request that two of these copies, with your acknowledgement of receipt of the amount herein mentioned endorsed on the back of both copies, be returned to me for file with the record of the above mentioned condemnation proceeding in the Court in which it is pending.

Respectfully yours,

Wm. E. Carson, Chairman
State Commission on
Conservation and Development.

Receipt of the sum of \$72,394.62, in pursuance of, and in conformity with the within letter of instructions is acknowledged this 1 day of May, 1934.

J. M. Purcell
Treasurer of Virginia
By W. L. Young
Deputy Treasurer of Virginia.

Whereupon the petitioner prayed the Court to enter the "appropriate order", as prescribed in Section 41 of the said Public Park Condemnation Act, setting forth the fact that petitioner has paid into the custody of the Court the sums of money stated or set out in the judgement in rem mentioned in said letter of instructions as constituting the awards for the fee simple estate in the several tracts of land condemned to the use of the petitioner in said judgement in rem, in which are shown in the Table of numbered tracts and the condemnation awards therefor set out in said letter of instructions, and discharging the petitioner from any further obligation or duty with regard thereto.

Upon consideration whereof, and it appearing to the satisfaction of the Court that, on the day and date shown in the above set out endorsement by the Treasurer of the State of Virginia on said letter of instructions, as the date of his receipt of the sums of money mentioned in said letter, petitioner paid into the custody of the Court the several sums stated or set out in a judgement in rem heretofore entered in this proceeding, as constituting the several awards for the fee simple estate in the several tracts of land condemned to the use of the petitioner, which are shown and set forth in the table of numbered tracts with the condemnation awards therefor set out in said letter of instructions, which judgement in rem was entered in the above entitled proceeding as provided in Section 13 of the Public Park Condemnation Act and is the judgement in rem to which reference is made in the said letter of instructions, and in pursuance of which the payments

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

V.

Clifton Aylor et als.

This day came the Petitioners (Warren Rappahannock Trust Corporation and the Rappahannock National Bank) by their Attorney, and filed their petition in writing asking for a distribution of the award of Five Hundred Dollars made to Ashby G. Atkins for Tract No. 156.

Whereupon it is considered by the Court that the Warren Rappahannock Trust Corporation, after the payment to the Treasurer of Rappahannock County of the sum of \$6.06 in settlement of all taxes due upon said tract, be paid the sum of \$442.50 as the holder of three certain bonds constituting the first lien on said tract, and that the residue thereof be paid to the Rappahannock National Bank as the holder of three certain notes secured by a second lien on said Tract as set forth in said petition.

*copy sent
to appraiser*

STATE COMMISSION ON CONSERVATION AND DEVELOPMENT

OF THE STATE OF VIRGINIA.

VS: ORDER OF DISTRIBUTION

J.W.ATKINS AND B.L.ATKINS, TRUSTEES OF CHURCH OF BRETHEREN.

On this May 14th, 1934, came J.W. Atkins and B.L. Atkins, Trustees of Church of Bretheren, and on their motion leave is given them to file their application for the payment to them of the sum of \$800.00, the amount of the award set out in the judgement of condemnation for Tract No. 105, and heretofore paid into Court, and it appearing from the report of the Board Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th. day of November 1933, that in the opinion of the petitioner the said above named parties are invested with a superior or better right or claim of title in and to the said Tract of land No. 105, or to the proceeds arising therefrom, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the Title of said Tract No. 105 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 105; and it further appearing to the Court that all taxes due upon said Tract No. 105 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$800.00 paid into Court by Petitioner as just compensation for Tract No. 105 be paid unto said J.W. Atkins and B.L. Atkins, Trustees, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said J.W. Atkins and B.L. Atkins, Trustees, the aforesaid sum of \$800.00, the amount of the award set out in judgement of condemnation for Tract No. 105, taking from the said parties a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VA:

CLIFTON AYLOR AND OTHERS AND 37400 ACRES OF LAND, MORE OR LESS, IN RAPPAHANNOCK COUNTY, VIRGINIA. DEFENDANTS.

This cause came on this day to be further heard upon the papers formerly read and proceedings heretofore had and upon the motion in writing of W.H. Grannis filed on April 14 - 1934 to set aside and vacate the judgement in rem entered by

sioner is directed to obtain services upon them through the obtaining of an order, appointing a guardian ad litem for such insane persons or infants, for the proper representation of the same.

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

vs.

CLIFTON AYLOR AND OTHERS AND 37,400 ACRES OF LAND,
MORE OR LESS, IN RAPPAHANNOCK COUNTY, VIRGINIA.

} NO.149 at Law.

} Order for distribution

} of Award.

On this 14th day of May 1934, Citizens National Bank, Front Royal, Va. made application to the Court for distribution of the award for the condemnation of the property, designated in these proceedings as Tract Number 10. It is ordered that the application be filed in the record.

Thereupon, evidence was heard and considered upon the application; from which, as well as from the record of these proceedings submitted as evidence, it appears, without denial or dispute in the record of otherwise, that the applicant was invested with the superior or better right or claim of title in and to the property condemned, and that it is entitled to be paid the amount of compensation awarded therefor.

But it further appears, that there are unpaid taxes due upon the condemned land, which are hereinafter more particularly shown in the schedule of distribution.

Therefore it is ordered and adjudged, that the award for the condemnation of this property, amounting to the sum of Twelve and 12/100 Dollars (\$12.12/100) dollars, be distributed as follows:

- (1) To the Treasurer of Rappahannock County, Virginia, in payment of taxes, the sum of Twelve and 12/100 (\$12.12/100) dollars.
- (2) To Citizens National Bank the remainder of the award, amounting to the sum of Seven Hundred Ten and 38/100 (\$710.38/100) dollars.

It is further ordered, that from the funds held by him subject to the orders of this court in these proceedings, the Treasurer of Virginia shall make disbursement of this distribution, by checks made payable to the persons named, which he shall transmit to the Clerk of this Court, who shall deliver the same to the payees, and require proper receipts therefor, to be filed with the record of these proceedings:

It is ordered that the Clerk of this Court shall certify a copy of this order to the Treasurer of Virginia, which shall be his authority for making the distribution herein directed.

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

VS: ORDER OF DISTRIBUTION

JEREMIAH ATKINS AND CAROLINE ATKINS, JOINT OWNERS.

On this, May 14th, 1934, came Jeremiah Atkins and Caroline Atkins, and on their motion leave is given them to file their application for the payment to them of the sum of \$8,680.78, the amount of the award set out in the judgement of condemnation for Tract No. 161 - 161A and 253, and heretofore paid into Court, and it appearing from the report of the Board Appraisal Commissionere heretofore filed in this cause and in the petition for judgement and condemnation entered herein on the 13th. day of November, 1933, that in the opinion of the petitioner the said

parties aforesaid are invested with a superior or better right or claim of Title in and to the said Tracts of land No. 161, 161A and 253, or to the proceeds arising therefrom, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the Title of said Tracts, or to the proceeds arising from the condemnation thereof, and are therefore entitled to receive the proceeds arising from the condemnation of said Tracts; and it further appearing to the Court that all Taxes due upon said Tracts No. 161, 161 A and 253, have been paid; upon consideration whereof it is considered and ordered by the Court that said sum of \$8,680.78 paid into Court by Petitioner as just compensation for Tracts No. 161, 161A and 253 be paid unto said Jeremiah Atkins and Caroline Atkins, joint owners, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said above named parties, the sum of \$8,680.78, the amount of the award set out in judgement of condemnation for Tracts No. 161, 161A and 253, taking from the said parties a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

ADDIE FRANK CLARK.

On this, May 14th., 1934, came Addie Frank Clark, and on his motion leave is given him to file his application for the payment to him of the sum of \$1650.00. the amount of the award set out in the judgement of condemnation and report of Arbitrators for Tract No. 152, and heretofore paid into Court, and it appearing from the report of the Board Appraisal Commissioners and report of Arbitrators filed in this cause and in the petition for judgement and condemnation entered herein on the 14th day of March, 1934, that in the opinion of the petitioner and Arbitrators the said Addie Frank Clark is invested with a superior or better right or claim of Title in and to the said Tract of land No. 152, or to the proceeds arising therefrom, and that the record of this Cause does not disclose any denial or dispute by any party or persons in interest as to the Title of said Tract No. 152 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 152; and it further appearing to the Court that all Taxes due upon said Tract No. 152 have been paid; upon consideration whereof it is considered and ordered by the Court that said sum of \$1650.00 paid into Court by Petitioner as just compensation for Tract No. 152 be paid unto said Addie Frank Clark, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Addie Frank Clark, the sum of \$1650.00, the amount of the award set out in judgement for Tract No. 152, taking from the said Addie Frank Clark a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

The following account against the Commonwealth was this day presented to the Court, and being personally examined by the court and found to be correct and in proper form, the same is hereby approved and ordered to be certified to the State Comptroller for payment out of the Public Treasury, viz:

H.F.Keyser, Sheriff and Jailor- Board of Prisoners ----- \$132.50.

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

VS: ORDER OF DISTRIBUTION

J. W. Atkins and J.W. Ramey, Joint Owners.

On this, May 14th., 1934, came J.W. Atkins and J.W. Ramey, and on their motion leave is given them to file their application for the payment to them of the sum of \$115.50, the amount of the award set out in the judgement of condemnation for Tract No. 167, and heretofore paid into Court, and it appearing from the report of the Board Appraisal Commissioners heretofore filed in this cause and in the petition for judgement and condemnation entered herein on the 13th. day of November, 1933, that in the opinion of the petitioner the said J.W. Atkins and J.W. Ramey are invested with a superior or better right or claim of Title in and to the said Tract of land No. 167, or to the proceeds arising therefrom, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the Title of said Tract No. 167 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 167; and it further appearing to the Court that all Taxes due upon said Tract No. 167 have been paid; upon consideration whereof it is considered and ordered by the Court that said sum of \$115.50 paid into Court by Petitioner as just compensation for Tract No. 167 be paid unto said J.W. Atkins and J.W. Ramey, Jointly, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said J.W. Atkins and J.W. Ramey, Jointly, the sum of \$115.50, the amount of the award set out in judgement of condemnation for Tract No. 167, taking from the said named parties a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

STATE COMMISSION ON CONSERVATION AND
DEVELOPMENT OF THE STATE OF VIRGINIA

VS: ORDER OF DISTRIBUTION

J. W. ATKINS

On this May 14th, 1934, came J. W. Atkins, and on his motion leave is given him to file his application for the payment to him of so much of the award due him in these proceedings as shown and set forth in the records of this cause.

And it appearing to the Court that the award for Tract No. 164 is the sum of \$3040.00, tract No. 164-a is the sum of \$ 1500.00, and Tract No. 164-b is the sum of \$150.00, making the aggregate award for said three above mentioned tracts the sum of \$4690.00:

And it further appearing to the Court that the State Conservation and Development of the State of Virginia has filed ^{with} the record of this cause, a claim of \$190.00 against the above mentioned tracts for a Right of Way over said Tracts, and has placed its deed of record for such right if way, showing payment in cash for the same.

And it further appearing to the Court that Petitioner, State Commis-

sion on Conservation and Development of the State of Virginia, has been paid into Court the said sum of \$4690.00, the total award for Tracts Nos. I64, I64-a and I64-b, and that the said J. W. Atkins is invested with a superior or better right or claim of title in and to the said Tracts of land aforesaid, Or to the proceeds arising from the condemnation thereof (except the claim of \$190.00 due said Commission) and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said above mentioned Tracts, or to the proceeds arising from the condemnation thereof; and it further appearing to the court that all taxes due or exigible upon said Tracts Nos. I64, I64-a and I64-b have been paid.

Whereupon it is considered and ordered by the court that the said sum of \$4500.00 paid into court by Petitioner, be paid unto the said J.W. Atkins, and that the sum of \$ 190.00 be paid unto State Commission on Conservation and Development.

It is further ordered that the Clerk of this Court shall forthwith transmit a certified copy of this order to the Treasures of Virginia, who shall pay unto the said J.W. Atkins the said sum of \$4500.00, and unto the State Commission on Conservation and Development, the said sum of \$190.00, making the total award paid into Court by Petitioner, and taking from the said parties a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

Commonwealth of Virginia

VS: Indictment for Felony

Owen Sealock.

This day came the Commonwealth by her Attorney, and came also the defendant pursuant to his recognizance; and it appearing to the Court that several material witnesses are not present, it is ordered that this prosecution be continued and set for trial on May 30, 1934, at 10:00 A. M.

It is further ordered that an attachment be issued against George Woodward and returned forthwith, and that summons be issued for Ed Smith and Scott Williams.

The following witnesses were recognized in open Court for their appearance on May 30th. 1934, to-wit: Johnnie Mills, Dallas Williams, Warren Williams, Bud Smith, Vernon Rinker, Johnnie Wines, Bossie Williams, Edward Mahoney, Ollie Wines, Walter Mills, Edgar Cameron, Mary Wines, Brother Mills, Miller or Muler Williams, William Cameron, Charlie Laing, George Williams, Arthur Manuel, Harrison Mahoney, J. Manuel, Jas. Lillard, W.L. Bowersette, Winter Williams, Robert Elkins, Buddy Williams and Bossy Williams Jr.

And the accused is released upon his present bond.

This day came C.R. Wood, Treasurer of Rappahannock County, Va. and filed his Appointment in writing of W.L. Sutphin as Deputy Treasurer for Wakefield Magisterial District, and requested that said appointment be approved and consented to by the Court;

On consideration whereof the Court doth hereby approve of and consent to the appointment of the aforesaid deputy treasurer, who shall, before entering upon the discharge of the duties of his office shall qualify as such by taking and subscribing before the Clerk of this Court the oaths provided for County Officers, which said oath shall be filed as provided by law.

of \$1,092.00, which said awards have heretofore been paid into Court.

And it appearing from the report of the Board Appraisal Commissioners heretofore filed in this cause, and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of petitioner the widow and children of the said James M. Berrey are invested with a superior or better right of title in and to the said tracts of land No. 202 and 202-a, and that the record in this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said tracts, or to the proceeds arising from the condemnation thereof and are, therefore, entitled to receive the proceeds arising from the condemnation of said Tract No. 202 and Tract No. 202-a; and it further appearing to the Court that the widow and children have agreed among themselves as to how said sum shall be divided, to-wit, one-third thereof to the widow of said James M. Berrey, namely, Lindsey F. Dodson, and the residue of said award shall be divided equally among the children, namely, Bailey Berrey, Mamie Dodson, Bessie A. Jenkins, Josie Gaines and Adrain Berrey, and it further appearing to the Court that all taxes due or exigible thereon have been paid, and it further appearing to the Court that the following named are the widow and children of the said James M. Berrey and are entitled to receive the proportionate part of said award as set out after their respective names: Lindsey F. Dodson the sum of \$364.00; Bailey Berrey the sum of \$145.60; Mamie Dodson the sum of \$145.60; Bessie A. Jenkins the sum of \$145.60; Josie Gaines the sum of \$145.60; and Adrain Berry the sum of \$145.60; upon consideration whereof, it is considered and ordered by the Court that said sum of \$1,092.00 paid into Court by petitioner as just compensation for said Tract No. 202 and No. 202-a, be paid to the hereinabove named widow and children of James M. Berrey, and that the Clerk of this Court be, and is hereby directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto Ford and Keyser, Luray, Page County, Virginia, attorneys of record for the said widow and children of James M. Berrey, the said sum of \$1,092.00, the amount of the awards set out in judgment of condemnation for said Tract No. 202 and 202-a, and certify such payment to the Clerk of this Court for appropriate entry thereof, as required by law.

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

VS.

)(ORDER OF DISTRIBUTION TO THE
BLUE RIDGE LAND CORPORATION.

CLIFTON AYLOR, & C.

On this, the 23rd day of May, 1934, came the Blue Ridge Land Corporation, owner, and on its motion leave is hereby given it to file its application for the payment of the sum of Eight Hundred Twenty-Five (\$825.00) Dollars, the amount of the award set out in the judgment of condemnation for Tract No. 166, which said award has heretofore been paid into Court.

And it appearing from the report of the Board Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation entered herein on the 13th day of November, 1933, that in the opinion of petitioner the said Blue Ridge Land Corporation is invested with a superior or better right of title in and to the said Tract of land No. 166, and that the record in this cause does not disclose any denial or dispute by any party or persons in interest as to the title to said Tract No. 166, or to the proceeds arising therefrom, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 166, and it further appearing to the Court that all taxes due or exigible thereon have been paid,

On consideration whereof, the Court doth adjudge and order that this report be, and the same is hereby approved and confirmed,

On consideration whereof, it appearing to the Court from said report that the Board of Appraisal Commissioners awarded the sum of Two Hundred and Fifteen (\$215.00) Dollars for Tract No. 107-II, and that the said David H. Kendall is the owner in fee simple of said tract or parcel of land, and is therefore entitled to receive the award for said tract of land; and it further appearing to the Court that all taxes due or exigible upon said Tract No. 107-II have been paid, upon consideration whereof, it is considered and ordered by the Court that the said sum of \$215.00 the amount paid into Court by petitioner as just compensation for said tract of land be paid to the said David H. Kendall, and that the Clerk of this Court be, and is hereby, directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto Ford & Keyser, Luray, Page County, Virginia, attorneys of record for the said David H. Kendall, the said sum of \$215.00, and certify such payment to the Clerk of this Court for appropriate entry thereof, as required by law.

STATE COMMISSION ON CONSERVATION
AND DEVELOPMENT OF THE STATE OF VIRGINIA

VS.

)(ORDER OF REFERENCE IN RE TRACTS NOS
58-I and 58-II.

CLIFTON AYLOR, & C.

This cause came on to be heard again this 23rd day of May, 1934, upon the petition of the heirs of James Bailey, deceased, asserting their ownership of ~~the~~^{and} claim to Tract No. 58-I, which the petitioner in the above entitled condemnation proceedings as reported as a lap on the lands belonging to the heirs of William C. Overall, and Tract No. 58-II, which the petitioner in the above entitled condemnation proceedings has reported as a lap on the lands belonging to the heirs of Mary Ann Royer, and it appearing to the Court that the heirs of the said William C. Overall and also the heirs of the said Mary Ann Royer are unknown and are likewise non-residents of the State of Virginia, on consideration whereof, the Court doth adjudge and order that this cause be referred to one of the Commissioners in Chancery of the Rappahannock Circuit Court, who shall ascertain, state and report to the Court as follows:

(1) Who are the true and lawful owners of said tract of land No. 58-I, which is reported in the names of both the heirs of James Bailey and the heirs of William C. Overall, or who is invested with a superior or better right or claim of title in and to said tract of land;

(2) Who are the true and lawful owners of said tract of land No. 58-II, which is reported in the names of both the heirs of James Bailey and the heirs of Mary Ann Royer, or who is invested with a superior or better right or claim of title in and to said tract of land;

(3) To ascertain and state the liens binding said real estate, including delinquent (taxes, if any, according to their respective priorities; and

(4) To ascertain and state how the awards arising from the condemnation of said two tracts of land shall be paid out and disbursed;

But before said Commissioner shall proceed to execute the requirements of this order, he shall give ten days personal notice to the heirs of the said James Bailey, and give notice to the said unknown heirs of William C. Overall, deceased, and the unknown heirs of the said Mary Ann Royer, deceased, to any and all creditors asserting the lien against either of the said two tracts or parcels of land, and to any and all other parties in interest by publication of the time and place of executing

this order once a week for two successive weeks in a newspaper published in Rappahannock County, which publication shall be in lieu of personal service.

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

VS: ORDER OF DISTRIBUTION

BRITTON L. ATKINS

On this, May 23rd, 1934, came Britton L. Atkins, and on his mo^{tion} leave is given him to file his application for the payment to him of the sum of \$2400.00, the amount of the award set out in the judgment of condemnation for Tracts Nos. I42 and I42-a, and heretofore paid into Court, and it appearing from the report of the Board Appraisal Commissioners heretofore filed in this cause and in the petition for judgment and condemnation and judgement in Rem^{entured herein}, on the 14th day of March 1933, that in the opinion of the petitioner the said Britton L. Atkins is invested with a superior or better right or claim of Title in and to the said Tracts of land Nos. I42 and I42-a, or to the proceeds arising therefrom, and that the record of this cause does not disclose any denial of dispute by any party or persons in interest as to the Title of said Tracts Nos. I42 and I42-a or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tracts No. I42 and I42-a; and it further appearing to the Court that all taxes due upon said Tracts Nos I42 and I42-a have been paid, upon consideration whereof it is considered and ordered by the Court that said sum of \$2400.00 paid into Court by Petitioner as just compensation for Tracts Nos. I42 and I42-a be paid unto said Britton L. Atkins, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Britton L. Atkins, the sum of \$2400.00, the amount of the award set out in judgement of condemnation for Tracts Nos I42 and I42-a, taking from the said Britton L. Atkins a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

John Alexander, Judge.

AT A CIRCUIT COURT CONTINUED AND HELD FOR RAPPAHANNOCK COUNTY, AT THE COURT HOUSE THEREOF OF THE 24TH DAY OF MAY, NINETEEN HUNDRED AND THIRTY-FOUR. ✓

PRESENT: THE HONORABLE A.D.DABNEY, JUDGE OF THE CORPORATION COURT OF THE CITY OF CHARLOTTESVILLE, VIRGINIA, PRESIDING IN THE PLACE AND STEAD OF THE HONORABLE J R H ALEXANDER, JUDGE OF THE CIRCUIT COURT OF RAPPAHANNOCK COUNTY VIRGINIA PURSUANT TO THE WARRANT OF THE GOVERNOR OF VIRGINIA WHICH WARRANT IS IN LANGUAGE AS FOLLOWS:

COMMONWEALTH OF VIRGINIA
EXECUTIVE DEPARTMENT

TO ALL, WHOM THESE PRESENTS SHALL COME - GREETING:

KNOW YE, That I, Geo.C.Peery, Governon of the Commonwealth of Virginia by virtue of authority vested in me by law, do hereby designate Hon. A.D.Dabney, Judge of the Corporation Court of the City of Charlottesville, to preside in the Circuit Court of Rappahannock County, beginning on May 24, 1934, to hear the cause of the State Commission on Conservation and development of the State of Virginia, Petitioner, vs Clifton Aylor and others, and 37,400 acres of land, more or less, in Rappahannock County, Virginia, Defendants, for Hon. J.R.H.Alexander, Judge of the Circuit Court of Rappahannock County, who has certified that he is so situated in respect to the issues involved and arising out of said motion of said W.H.Grannis, as to render it improper in his opinion for him to preside at the said trial.

Given under my hand and under the Lesser Seal of the Commonwealth, at Richmond, this 21st day of May, in the year of our Lord one thousand nine hundred and thirty-four and in the 158th year of the Commonwealth.

(SEAL) Geo.C.Peery
Governor of Virginia

By the Governor:

Peter Saunders
Secretary of the Commonwealth.

STATE COMMISSION ON CONSERVATION AND DEVELOPMENT
OF THE STATE OF VIRGINIA ----- Petitioner,

VS:

Clifton Aylor and others, and 37,400 acres of land,
more or less, in Rappahannock County, Virginia, ---- Defendants.

Upon the motion in writing of Wm.H.Grannis, filed on April 13th 1934, to strike out the judgment in rem entered on March 14th 1934:

This day came the movant W.H.Grannis, by his attorneys, William T.Larkin of Baltimore, Maryland, and Frank H. Brumback of Woodstock, Virginia, and thereupon also came the Petitioner, the State Commission on Conservation and Development of the State of Virginia, by its attorneys, A.C.Carson of Riverton, Virginia, and W.C.Armstrong of Front Royal, Virginia; and neither said Movant Wm.H.Grannis or his said attorneys introducing or offering any evidence in support of said motion or of any of the several matters alleged therein, nor any matter of law in support of said motion;

Upon the motion of the Petitioner by its said attorneys, it is adjudged and ordered that said motion of said Wm.H.Grannis be and the same is hereby overruled and dismissed.

A.D. Dabney, Judge

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

VS.

TRACTS NOS. 54, 54-I, 54-II

CLIFTON AYLOR and others and 37,400
Acres of Land, more or less

1934

And now again on this 30th of May came again B.F. Miller, W.A. Miller, Henry T. Miller, Julia M. Settle, G.T. Miller, N.M. Booth, C.B. Miller, heirs of John J. Miller, deceased, and E.T. Miller, his widow, and the heirs of John J. Miller, deceased, and his widow, having heretofore tendered their application, it is ordered to be filed as a part of the record. And the Court, Judge A.D. Dabney presiding, having finally dismissed the petition of W.F. Grannis, and it further appearing that there are unpaid taxes upon the condemned land for the year 1933, amounting to the sum of \$85.95,

And it also appearing that the applicants are invested with the superior or better right or claim of title in and to the property condemned in Tract No. 54, and that they are entitled to be paid the amount of compensation awarded therefor;

It is therefore ordered and adjudged, that the award for the condemnation of this property, amounting to the sum of twenty two thousand, three hundred and forty nine (\$22,349) dollars be distributed as follows:

(1) To the Treasurer of Rappahannock County, Va., in the payment of said taxes the sum of Eighty-five and 95/100 (\$85.95)

(2) Harrison and Harrison, Attorneys of record for the said B.F. Miller, W.A. Miller, Henry T. Miller, Julia M. Settle, G.T. Miller, N.M. Booth and C.B. Miller, heirs at law of John J. Miller, deceased, and E.T. Miller, his widow, the sum of twenty two thousand, two hundred sixty three (\$22,263.05) dollars and five cents.

And it is ordered that the Clerk of this Court transmit a certified copy of this order to the Treasurer of Virginia, who shall pay to the Treasurer of Rappahannock County the said sum Eighty-five (\$85.95) dollars and ninety five cents, and to Harrison and Harrison, attorneys of record as aforesaid the sum of twenty-two thousand and two hundred sixty three (\$22,263.05) dollars and five cents, the amount of the award set out in judgement of condemnation for Tract No. 54, taking from the said Treasurer of Rappahannock County and Harrison and Harrison, attorneys as aforesaid, a receipt therefor, and certifying such payment to the clerk of this Court for appropriate entry therefor as required by law.

No order is now entered in regard to Tracts No. 54-I Or 54-II.

THE STATE COMMISSION ON CONSERVATION AND
DEVELOPMENT OF THE STATE OF VIRGINIA, PETITIONER,

VS.

CLIFTON AYLOR AND OTHERS AND 37,400 ACRES OF
LAND, MORE OR LESS IN RAPPAHANNOCK COUNTY, VA. DEFENDANTS.

On this 30th day of May, 1934, W. C. Armstrong, Trustee, made application to the Court for distribution of the award for condemnation of the property designated in the proceedings as Tract No. 77, it is ordered that the said application be filed in the record.

Whereupon evidence was heard and submitted upon said application; from which, as well as from the record in the proceedings submitted as evidence, it appears, without denial or dispute in the record or otherwise, that the applicant was invested with a superior or better right or claim of title in and to the property condemned and that he is entitled to be paid the amount of compensation awarded therefor.

Therefore it is adjudged and ordered that the award for the condemnation of

the property amounting to the sum of \$69.75, to be distributed as follows:

To W.C.Armstrong, Trustee, the said sum of \$69.75.

It is further ordered that from the fund held by him subject to the orders of this Court in this proceeding the Treasurer of Virginia shall make disbursement of the distribution by a check made payable to said W.C.Armstrong, Trustee, for said sum of \$69.75, which he shall transmit to the Clerk of this Court, who shall deliver the same to the payee and require a proper receipt therefor to be filed with the record of this proceeding.

It is ordered that the Clerk of this Court do certify a copy of this order to the Treasurer of Virginia, which shall be his authority for making the distribution herein directed.

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

VS: ORDER OF DISTRIBUTION

LAVANIA S. ATKINS, EXTRIX. OF H.C. ATKINS, DECEASED.

On this, May 30th, 1934, came Lavana S. Atkins, Executrix of H.C. Atkins, decd., and on her motion leave is given her to file her application for the payment to her of the sum of \$1835.27, the amount of the award set out in the judgement of condemnation for Tract No. I48 and heretofore paid into Court, and it appearing from the report of the Board Appraisal Commissioners heretofore filed in this cause and in the Petition for judgement and condemnation entered on the 14th. day of March, 1934, that in the opinion of the petitioner the said Lavana S. Atkins, Extrix., as aforesaid is invested with a superior or better right or claim of title in and to the said Tract of land No. I48 or to the proceeds arising therefrom, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the Title of said Tract No I48 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. I48; and it further appearing to the Court that all taxes due upon said Tract No I48 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$1835.27 paid into Court by Petitioner as just compensation for Tract No. I48 be paid unto said Lavana S. Atkins, Extrix, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Lavana S. Atkins, Extrix. of H.C. Atkins, decd., the said sum of \$1835.27, the balance of the award set out in judgement of condemnation for Tract No. I48, taking from the said Lavana S. Atkins, Extrix a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

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

VS: ORDER OF DISTRIBUTION

ALBERTA V. MENELEE

On this, May 30th., 1934, came Alberta V. Menelee, and on her motion leave is given her to file her application for the payment to her of the sum of \$1502.50, the amount of the award set out in the judgement of condemnation for Tract No I48 and heretofore paid into Court, and it appearing from the report of the Board Appraisal Commissioners heretofore filed in this cause and in the petition for judgement and condemnation entered herein on the 14th., day of March, 1934, that in the opinion of the petitioner the said Alberta V. Menelee is invested with a superior or better

right or claim of title in and to the said Tract of land No. 148 or to the proceeds arising therefrom, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the Title of said Tract No. 148 or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 148; and it further appearing to the Court that all taxes due upon said Tract No. 148 have been paid; upon consideration whereof it is considered and ordered by the Court that the said sum of \$1502.50 paid into Court by Petitioner as # just compensation for Tract No 148 be paid unto said Alberta V. Menefee, 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 Wm. F. Moffett, Washington, Va., Attorney of record for said Alberta V. Menefee, the said sum of \$1502.50, the amount of the award set out in judgement of condemnation for Tract No. 148, taking from the said Wm. F. Moffett, Atty., a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

It appears to the Court that H.C. Atkins is entitled to balance of award made for Tract No. 148, which will appear in an order of this Court entered on this date.

Stanley Owens, Esq. of Prince William County, having produced before the Court satisfactory evidence of his office, on his motion has leave to practice in this Court; and thereupon he took the oath of fidelity to the Commonwealth and of an Atty. at law.

The following fiduciary reports made by Botts Strother, Commissioner of Accounts of this Court, having been filed in the Clerk's Office of said Court for a period of thirty days or more, it is certified that the Court made a personal examination of said reports, and no errors appearing in any one of them, and no exceptions being filed thereto, it is ordered that said reports be and the same are hereby confirmed and ordered to be recorded as provided by law:

R.R. Hudson, Trustee in E.H. Smith Trust Deed;
Ernest Thornhill, Admr. of Emily Thornhill, Dec'd;
R.A. McIntyre, Admr. of Mary E. Williams, Decd;
M.B. Thornton, Admr. of J.E. Thornton;
J.M. Rowzie, Admr. of M.B. Rowzie;
J.W. Kendall, Admr. of F.M. Kendall;
Geo. W. Settle, Trustee in Deed of Trust;
Geo. W. Scott, Guardian for Infants;
J.F. Cannon, Admr. of Sarah F. Cannon;
R.E. Manuel, Com. for H.F. Manuel;
Ertha V. Hawkins, Gdn;
Mary D. Slaughter, Exrix. of W.P. Slaughter;
H.G. Wayland, Admr. of R.H. Wayland;
E.E. Johnson, Trustee, of O.L. Bennett land;
W.T. Yancey, Admr. of Mary H. Mason, dec'd;
J.W. Atkins, Admr. of Alice Dodson
William M. Fletcher, Trustee Sam Taylor Trust Fund.
Ora A. Rollins, Trustee for Warren A Rollins.

John Alexander, Judge.

CIRCUIT COURT OF THE COUNTY OF RAPPAHANNOCK ON THURSDAY THE 31ST DAY OF
MAY, NINETEEN HUNDRED AND THIRTY-FOUR.

PRESENT: THE HON. J R H ALEXANDER, JUDGE.

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

VS: ORDER OF DISTRIBUTION

On this 31st day of May, 1934, came Rappahannock County School Board, and on its motion leave is given it to file its application for the payment to him of the sum of \$325.00, the amount of the award set out in the judgement of condemnation for Tract No. 3I-a, and heretofore paid into Court, and it appearing from the report of the Board Appraisal Commissioners heretofore filed in this cause and in the petition for judgement and condemnation entered herein on the 13th. day of November, 1933, that in the opinion of the Petitioner the said Rappahannock County School Board is invested with a superior or better right or claim of title in and to the said Tract of land No. 3I-a, or to the proceeds arising therefrom, and that the record of this cause does not disclose any denial or dispute by any party or persons in interest as to the Title of said Tract No. 3I-a or to the proceeds arising from the condemnation thereof, and is therefore entitled to receive the proceeds arising from the condemnation of said Tract No. 3I-a; and it further appearing to the Court that all Taxes due upon said Tract No 3I-a have been paid; upon consideration whereof it is considered and ordered by the Court that said sum of \$325.00 paid into Court by Petitioner as just compensation for Tract No. 3I-a be paid unto said Rappahannock County School Board, and the Clerk of this Court is directed to transmit a certified copy of this order to the Treasurer of Virginia, who shall pay unto the said Rappahannock County School Board the said sum of \$325.00, the amount of the award set out in judgement of condemnation for Tract No. 3I-a, taking from the said Rappahannock County School Board a receipt therefor, and certifying such payment to the Clerk of this Court for appropriate entry thereof as required by law.

J. R. H. Alexander, Judge

CIRCUIT COURT OF THE COUNTY OF RAPPAHANNOCK ON MONDAY THE 11TH DAY OF
JUNE, NINETEEN HUNDRED AND THIRTY-FOUR.

PRESENT. THE HON. J R H ALEXANDER, JUDGE.

THE STATE COMMISSION ON CONSERVATION AND
DEVELOPMENT OF THE STATE OF VIRGINIA, PETITIONER,

V.

CLIFTON AYLOR AND OTHERS AND 37,400 ACRES OF
LAND, MORE OR LESS IN RAPPAHANNOCK COUNTY, VA. DEFENDANTS.

On this 11th day of June, 1934, R. Gray Williams, Attorney of record for the Shenandoah Valley National Bank of Winchester, Virginia, made application to the Court for distribution of the award for the condemnation of the property designated in the proceedings as Tract No. 9, it is ordered that said application be filed with the record.

Whereupon evidence was heard and submitted upon said application; from which, as well as from the record in the proceedings submitted as evidence, it appears, without denial or dispute in the record or otherwise, that the applicant was invested with a superior or better right or claim of title to the property