

VIRGINIA, IN THE CIRCUIT COURT OF PRINCE EDWARD COUNTY:

COMMONWEALTH OF VIRGINIA, BOARD OF VISITORS
OF LONGWOOD COLLEGE, LOCATED ON HIGH STREET,
IN FARMVILLE, VIRGINIA,

PETITIONER,

V...DECREE - MARCH 15, 1965

ELLEN BREEDLOVE
4 PARK AVENUE
SUMMIT, NEW JERSEY

LAVIRT TAYLOR
4 PARK AVENUE
SUMMIT, NEW JERSEY

LUCILLE HALL CANNON
329 PARK PLACE
BROOKLYN 38, NEW YORK

PICCOLA HALL BELL
1602 NORTH MONROE STREET
BALTIMORE 17, MARYLAND,

RESPONDENTS.

THIS DAY came the Commonwealth of Virginia, Board of Visitors of Longwood College, located on High Street in Farmville, Virginia, by its attorney, and it appearing to the Court that the report of Commissioners L. D. Jacobs, J. H. Whitfield, E. F. Striplin, E. E. Cook, and C. H. Dowdy, Jr., freeholders of Prince Edward County, Virginia, dated and filed the 1st day of March, 1965, who have been heretofore appointed herein for the purpose set out in the order appointing said Commissioners, dated February 22, 1965, the other four Commissioners appointed by the same order on the same date, namely, R. F. Cralle, D. A. Gates, Jr., J. H. Forbes and O. H. Whitten, having been stricken from the list so appointed according to law, and to which said report of the aforesaid Commissioners was attached the certificate of V. C. Womack, Clerk, dated March 1, 1965, administering the oath to the said Commissioners according to law, and no exceptions having been filed thereto and no cause having been shown against the approval of the said report, it is ADJUDGED, ORDERED and DECREED that the said report of the aforesaid five Commissioners, namely, L. D. Jacobs, J. H. Whitfield, E. F. Striplin, E. E. Cook, and C. H. Dowdy, Jr., stating that they had ascertained as just compensation for the house and lot sought to be condemned in this proceedings to be the sum of Thirty-Five Hundred Dollars (\$3,500.00), there being no damages to any adjacent or other property of the tenants

or owners, the Court doth approve, ratify and confirm the aforesaid report of the aforesaid Commissioners in all respects and doth so ADJUDGE, ORDER and DECREE.

IT IS FURTHER ADJUDGED, ORDERED AND DECREED that the costs herein, including a fee of \$5.00 to each of the Commissioners summoned in this entire proceedings, but who did not serve, and a fee of \$20.00 to each of the Commissioners who did in fact serve in this proceedings be paid by the Commonwealth of Virginia, Board of Visitors of Longwood College, and that the same shall be charged and taxed by the Clerk of the Court as a part of the costs herein as provided by law.

The Commonwealth of Virginia, Board of Visitors of Longwood College, is directed to deposit with the Clerk of the Circuit Court of Prince Edward County, Virginia, the sum of Thirty-Five Hundred Dollars (\$3,500.00) representing the award made and confirmed in this proceedings.

Counsel for the Respondents have withdrawn any and all motions and exceptions heretofore made as is evidenced by his endorsement of this decree, and joins with the attorney for the Petitioner in asking that the aforesaid award of Thirty-Five Hundred Dollars (\$3,500.00) made by the Commissioners as aforesaid be ratified and approved without any exceptions filed by or on behalf of the Respondent owners.

ENTER:

George Albert G. JUDGE

I ask for this decree:

W. C. Fitzpatrick
W. C. Fitzpatrick
Counsel for the Petitioner

I have seen this decree and have no objection to the same:

J. B. Wall, Jr.
J. B. Wall, Jr.
Counsel for all Respondents.

15/458

VIRGINIA, IN THE CIRCUIT COURT OF PRINCE EDWARD COUNTY:

COMMONWEALTH OF VIRGINIA, BOARD OF VISITORS
OF LONGWOOD COLLEGE, LOCATED ON HIGH STREET,
IN FARMVILLE, VIRGINIA,

PETITIONER,

V...DECREE - APRIL 12, 1965

ELLEN BREEDLOVE, ET ALS,

RESPONDENTS.

THIS CAUSE came on this day to be again heard upon the papers formerly read herein; and was argued by counsel.

ON FURTHER CONSIDERATION thereof and it appearing to this Court that the Petitioner has deposited with the Clerk of this Court the sum of \$3,803.50 as of April 8, 1965, representing the award made to the Respondents in this cause of \$3,500.00 and the costs and expenses of this condemnation proceedings amounting to \$303.50 as is evidenced by the issuance by the Clerk of this Court of Receipt No. 2432, dated April 8, 1965, and filed among the original papers herein, DOTH SO DECIDE, and DOTH ADJUDGE ORDER, AND DECREE.

IT FURTHER APPEARING TO THIS COURT that the Petitioner has made payment of the award and all costs and expenses as aforesaid, due to be paid by it for the acquisition of title to the real estate mentioned and described in this proceedings and has previously taken all necessary steps to acquire title to the hereinafter mentioned and described real estate according to the Statute Law of Virginia in such cases made and provided, DOTH SO DECIDE AND DOTH ADJUDGE, ORDER AND DECREE that the Commonwealth of Virginia, Board of Visitors of Longwood College, located on High Street, in Farmville, Virginia, be and it is hereby declared to be the record fee simple title owner of the following described property heretofore owned by the Respondents, to-wit:

All of that certain lot and one story cinderblock building and all appurtenances thereto attached or in any wise appertaining, including the right of the Respondents in and to an alley located at the Eastern end of the property acquired in this proceedings, lying and being in the Town of Farmville, Prince Edward County, Virginia, adjoining other property already owned by the Commonwealth of Virginia, Longwood College, on the North, East and South sides

thereof, and bordering on the East side of Ely Street in said Town, it being designated as Lot No. 221108 on the Official Town Map of Farmville, Virginia, made by R. W. Catlin, City Manager, dated May 24, 1934, and more specifically described as follows: Beginning at an iron stake on the East side of Ely Street 147.62 feet South of the Southeast intersection of Madison and Ely Streets in said Town on other property owned by Commonwealth of Virginia, Longwood College, designated on the aforesaid Official Town Map of Farmville, Virginia, as Lot No. 221101, thence North $84^{\circ} 30'$ East 141.7 feet along the aforesaid Town Lot No. 221101 owned as aforesaid to an iron stake on a 15 foot alley in the rear; thence South $5^{\circ} 30'$ East 53.6 feet along the West side of said 15 foot alley to an iron stake on other property owned by Commonwealth of Virginia, Longwood College, and designated on the aforesaid Official Town Map of Farmville, Virginia, as Lot No. 221107; thence South $84^{\circ} 30'$ West 141.7 feet along the dividing line of Lots No. 221107 with said Lot No. 221101 to a point on the East side of Ely Street 94 feet North of the Northeast intersection of Ely and Redford Streets; and thence along the Eastern street line of Ely Street North $5^{\circ} 30'$ West 53.6 feet to an iron stake on the aforesaid Town Map Lot No. 221101 at the point of the beginning, together with any and all interest owned by the Respondents in and to that certain 15 foot alley located immediately East of Lot No. 221108, the above courses and distances having been taken from a recent plat made thereof by R. C. Dodl, C. E., dated December 3, 1964. The above real estate is the same conveyed to William Hall by deed from William Margan Redd and wife, dated January 27, 1949, and recorded February 12, 1949, in Deed Book 112 page 397, and subsequently devised by the aforesaid William Hall under Clause 5 of his will, dated February 1, 1950, probated and recorded November 12, 1950, in Will Book 22 page 382, to his two sisters, namely, Ellen Breedlove and Lavirt Taylor for their natural lives and at their death to the aforesaid testator's daughters, namely, Lucille Hall Cannon and Piccola Hall Bell in fee simple and in equal shares, and to which aforesaid deed and will recorded in the Clerk's Office of the Circuit Court of Prince Edward County, Virginia,

the aforesaid Official Town Map of Farmville, made by R. W. Catlin, City Manager, dated May 24, 1934, the aforesaid plat of R. C. Dodl, C. E., dated December 3, 1964, and the proceedings herein, all duly recorded, lodged and/or filed in the Clerk's Office of this County, reference is hereby expressly made.

The Clerk of this Court is directed to record in the current Deed Book in his office the following legal instruments herein listed below and in the order so listed:

1. Oath of Commissioners, dated March 1, 1965.
2. Report of Commissioners E. E. Cook, L. D. Jacobs, Charlie H. Dowdy, Jr., J. H. Whitfield, and E. F. Striplin, dated March 1, 1965.
3. Photostatic copy of R. C. Dodl plat, dated December 3, 1964, to Lot No. 221108 representing the lot and buildings condemned in the proceedings herein.
4. Decree dated March 15, 1965, recorded in Chancery Order Book 15 page 458, confirming the aforesaid Commissioners' report, dated March 1, 1965.
5. A copy of this particular decree dated April 12, 1965.

V. C. Womack, Clerk of this Court, is directed to retain out of the sum of \$3,803.50 paid by the Petitioners herein to him, Clerk's costs and recording fee due him in the aggregate sum of \$35.00, leaving the undistributed balance of \$3,768.50 which amount the Court doth direct the said Clerk to disburse as follows:

1. To J. Hugh Gilliam, T. W. Brooks, E. M. Whitlock, J. B. Clark, R. F. Cralle, D. A. Gates, Jr., J. H. Forbes, and O. H. Whitten, the sum of \$5.00 each, they being Commissioners summoned in this proceedings, but who were stricken according to law, and did not serve as Commissioners herein.....\$ 40.00
2. Walter G. Bruce, T. W. Bloomfield, Walter G. Putney, S. A. Martin, J. D. Crute, E. E. Cook, L. D. Jacobs, J. H. Whitfield, E. F. Striplin, and Charlie H. Dowdy, Jr., the sum of \$20.00 each, all of whom acted as Commissioners in this proceedings..... 200.00

3. Farnville Herald, cost of printing

Order of Publication.....\$ 28.50

4. J. B. Wall, Jr., Attorney of record

herein for Ellen Breedlove, Lavirt Taylor, Lucille Hall
 Cannon, and Piccola Hall Bell, who is directed to dis-
 burse the amount of the award of \$3,500.00 due the
 Respondents herein according to their rights and consis-
 tent with the deduction by the said Attorney of the
 appropriate attorney's fee due him.....3,500.00
 Total checks to be issued.....\$3,768.50

The Clerk of this Court is directed to file a report and re-
ceipt showing how he has disbursed the sum of \$3,768.50 as directed
herein.

ENTER:

George Albright JUDGE

We ask for this decree:

W. C. Fitzpatrick
W. C. Fitzpatrick
Counsel for the Petitioner.

J. B. Wall, Jr.
J. B. Wall, Jr.
Counsel for all Respondents.

Entered
157471

Virginia:
In the Clerk's Office of the Circuit Court of Prince Edward County,
April 19, 1965.
The foregoing Oath of Commissioners, Report of Commissioners, Plat,
Decree dated March 15, 1965 and decree dated April 12, 1965, were
this day presented in said office and admitted to record as directed
in decree dated April 12, 1965, and indexed.

Teste:

Thomas C. Monack, Clerk

Examined and filed in suit papers of
Commonwealth of Virginia &c. vs. Ellen Breedlove et al