

RECORDED & INDEXED

CE 601.1
(A. P. Hill Military Res. Extension, Va.) - SPELC
U. S. v. 1,737.7 acres, and (Lloyd Farmer) et al.

The Honorable
The Attorney General
Washington, D. C.

Hill, A. P. Mil. Res. MAY 14 1942

#64

Dear Mr. Attorney General:

It is necessary and advantageous to the interest of the United States that certain land and appurtenances located and situated in the County of Caroline, Virginia, be acquired by the United States of America for the establishment of the A. P. Hill Military Reservation Extension.

Therefore, pursuant to the provisions contained in the Act of Congress approved February 26, 1931 (46 Stat. 1421, 40 U.S.C. sec. 258a) and under the further authority of the Act of Congress approved August 18, 1890 (26 Stat. 316) as amended by the Acts of Congress approved July 2, 1917 (40 Stat. 341) and April 11, 1918 (40 Stat. 518; 50 U.S.C. sec. 171) and March 27, 1942 (Public Law 507 - 77th Congress) which acts authorize the acquisition of land for military or other war purposes, and the Act of Congress approved December 17, 1941 (Public Law 353 - 77th Congress) which act appropriated funds for such purposes, it is requested that you cause the necessary proceedings to be instituted for the condemnation of the fee simple title to the land above referred to, subject, however, to existing easements for public roads and highways, for public utilities, for railroads, and for pipe lines. Said lands are more particularly described in the inclosed declaration of taking executed by the Secretary of War on May 14, 1942, which it is also requested be filed in conjunction with the condemnation proceedings as immediate title to and possession of the property referred to is necessary for military purposes. Said declaration of taking sets forth the names of the purported owners of the land and the amount ascertained as just compensation for the taking - namely, \$38,375.00, check for which amount, payable to the order of the Clerk of the United States District Court in and for the Eastern District of Virginia, is inclosed for deposit in the registry of the court.

The Act of Congress approved December 17, 1941, supra, appropriated funds to acquire the land under consideration.

This Department has entered into a contract with the lawyers Title Insurance Corporation, Richmond, Virginia, for the furnishing of title evidence on the land being acquired for the above mentioned project and the services of the project contractor will be made available

Military Reservation

-2-

Stay Back

751

RG 107 Sec of War, Gen Coll 1932-42
Entry (A-1) 90
Box 115
Folder: Dec 752

to your Department if you desire to use them.

Three photostat copies of the declaration of taking are enclosed herewith.

Sincerely yours,

HENRY L. STIMSON

Secretary of War

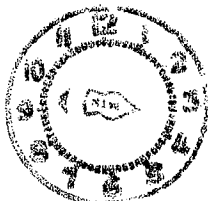
2 Inclosures:

- 1 - Check
- 2 - Dec. of Taking (in Quad.)

Sgd MAY 14 1942
 HENRY L. STIMSON

MAY 14 1942

Papers to: *Eme. Mess*
 MAY 14 1942



COPIES MADE
 AND RETURNED TO
 OFFICE OF THE
 SECRETARY OF WAR

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Stay Back

RG 107 Sec of War, Gen Corr 1932-42
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 Box 115
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CE 601.1 (A. P. Hill Military Reservation
Extension, Virginia) SPELG
U. S. vs. Eddie Willie Johnson, et al.

AUG 31 1942

The Honorable
The Attorney General
Washington, D. C.

Dear Mr. Attorney General:

It is necessary and advantageous to the interest of the United States that certain land and appurtenances located and situated in the County of Caroline, Virginia, be acquired by the United States of America for the establishment of the A. P. Hill Military Reservation Extension.

Therefore, pursuant to the provisions contained in the Act of Congress approved February 26, 1931 (46 Stat. 1421; 40 U.S.C. sec. 258a), and under the further authority of the Act of Congress approved August 16, 1890 (26 Stat. 216), as amended by the Acts of Congress approved July 2, 1917 (40 Stat. 241), and April 11, 1918 (40 Stat. 518; 50 U.S.C. sec. 171), and March 27, 1942 (Public Law 507 - 77th Congress), which acts authorize the acquisition of land for military or other war purposes, and the Act of Congress approved December 17, 1941 (Public Law 353 - 77th Congress), which act appropriated funds for such purposes, it is requested that you cause the necessary proceedings to be instituted for the condemnation of the fee simple title to the land above referred to, subject, however, to existing easements for public roads and highways, for public utilities, for railroads, and for pipe lines. Said lands are more particularly described in the inclosed declaration of taking executed by the Secretary of War on August 31, 1942, which it is also requested be filed in conjunction with the condemnation proceedings as immediate title to and possession of the property referred to is necessary for military purposes. Said declaration of taking sets forth the names of the purported owners of the land and the amount ascertained as just compensation for the taking, namely, \$22,545.00, check for which amount, payable to the order of the Clerk of the United States District Court in and for the Eastern District of Virginia, is inclosed for deposit in the registry of the court.

The Act of Congress approved December 17, 1941, supra, appropriated funds to acquire the land under consideration.

This Department has entered into a contract with the Lawyers Title Insurance Corporation, Richmond, Virginia, for the furnishing of

SECRETARY OF WAR

Military Res

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RG 107 Sec of War, Gen Coll 1932-42
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ADDRESS ONLY TO
CHIEF OF ENGINEERS, U. S. ARMY
WASHINGTON, D. C.

WAR DEPARTMENT
OFFICE OF THE CHIEF OF ENGINEERS

title evidence on the land being acquired for the above mentioned project and the services of the project contractor will be made available to your Department if you desire to use them.

Three photostatic copies of the declaration of taking are inclosed herewith.

August 29, 1942.

Sincerely yours,

HENRY L. STIMSON

SUBJECT: Acquisition of Land.

Secretary of War.

TO: Under Secretary of War.

1. Authority for the acquisition of land for use in connection with A. F. Hill Military Reservation Extension, Virginia, is contained in the determination of military necessity issued by the Secretary of War on December 30, 1941.
- 2 Inclosures:
 1 - Check
 2 - Dec. of Taking (in quad.)

AUG 31 1942

gjs in AUG 31 1942 a title to and possession of land and *Henry L. Stimson* being before the land is put to the authorized military use, it is recommended that the Attorney General be requested to institute condemnation proceedings. Papers to *Henry L. Stimson* to file a condemnation proceeding against existing land. *Stimson* are furnished herewith:



COMMUNICATION AND RECORD DIV. OFF. SFC. WAR

- AUG 31 1942
- Declaration of taking.
 - Draft of letter to the Attorney General requesting the filing of the condemnation proceedings and the declaration of taking.

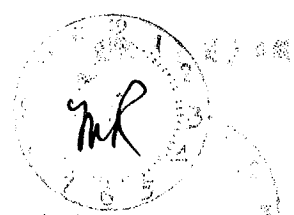
Following execution of these inclosures by the Secretary of War, it is requested that they be returned to this office for procurement of a check for deposit in the Registry of the Secretary of War for further necessary action.

For the Chief of Engineers:

JCS

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JCS



WAR DEPARTMENT
JOHN J. O'BRIEN
Colonel, Corps of Engineers
Chief, Real Estate Branch

WLB
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3 Inclosures:
As Listed.

SECRETARY of WAR

JCS

Form 965

RG 107, Sec of War, Gen Corr 1932-42
Entry (A-1) 90
Box 115
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ADDRESS REPLY TO
CHIEF OF ENGINEERS, U. S. ARMY
WASHINGTON, D. C.

WAR DEPARTMENT
OFFICE OF THE CHIEF OF ENGINEERS

REFER TO FILE NO. CE 601-1-0RC (A. P. Hill Military Reservation
Extension, Virginia) SPHLC
U. S. vs. Eddie Willia Johnson, et al.

August 29, 1942.

SUBJECT: Acquisition of Land.

TO: Under Secretary of War.

1. Authority for the acquisition of land for use in connection with A. P. Hill Military Reservation Extension, Virginia, is contained in a determination of military necessity issued by the Secretary of War on December 20, 1941.

2. In order to obtain title to and possession of the land involved in the time remaining before the land is required for the authorized military use, it is recommended that the Attorney General be requested to institute condemnation proceedings and also to file a declaration of taking pursuant to existing law. Accordingly, there are furnished herewith:

a. Declaration of Taking.

b. Draft of letter to the Attorney General requesting the filing of the condemnation proceedings and the declaration of taking.

3. Following execution of these inclosures by the Secretary of War, it is requested that they be returned to this office for the procurement of a check for deposit in the Registry of the Court and for further necessary action.

For the Chief of Engineers:

AUG 31 1942 AM

2 Inclosures:
As Listed.

JOHN J. O'BRIEN,
Colonel, Corps of Engineers,
Chief, Real Estate Branch.

WAR DEPARTMENT
OFFICE OF THE
UNDER SECRETARY

Form 965

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WAR DEPARTMENT

WASHINGTON

SEP 10 1942

RECORDED & INDEXED

OE 095 Mary Washington College - SPELD

Honorable S. C. Bland,
House of Representatives,
Washington, D. C.

Dear Mr. Bland:

Receipt is acknowledged of your letter of August 29, 1942, enclosing a copy of one received by you from Dr. H. L. Combs, President of Mary Washington College, Fredericksburg, Virginia, pertaining to shrubbery on the A. P. Hill Military Reservation, Virginia.

The War Department is without legal authority to dispose of Government-owned property gratuitously, even though it be of no distinct military value. The trees and shrubbery can only be disposed of if it should be determined that they interfere with the effective use of the reservation for military purposes, and then only by sale if disposition is made to other than another Government agency. If a sale of the shrubbery is contemplated, Dr. Combs will be given an opportunity to bid.

It is regretted that more favorable consideration cannot be given to Dr. Combs' request.

Sincerely yours,

John W. Martyl

JOHN W. MARTYL,
Administrative Assistant.

Military Reservation

JJM
JJJ

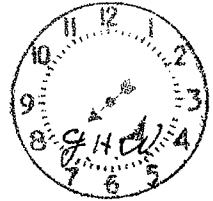
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JJO



WAR DEPARTMENT
OFFICE OF THE
UNDER SECRETARY

COMM. REC. DIV.

COPY FOR ADMINISTRATIVE ASSISTANT.

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Entry (A-1) 90
Box: 115
Folder: Dec 752

CE 601.1 (A. P. Hill Military
Reservation, Virginia) SPELC
U. S. vs. William and Mary Smith, et al.

SEP 14 1942

HENRY L. STUBBS

The Honorable,
The Attorney General,
Washington, D. C.

Secretary of War

Dear Mr. Attorney General:

Reference is made to the Declaration of Taking and condemnation proceedings entitled United States of America vs. 1,024.8 acres of land, more or less, situate in Caroline County, State of Virginia, and William and Mary Smith, et al, which were filed in the United States District Court in and for the Eastern District of Virginia, pursuant to the letter from this Department dated July 1, 1941, and to Tract No. 453.

By reason of the fact that it was not known that Andrew Lee Smith owned any part of Tract No. 453 at the time the abovementioned Declaration of Taking was filed, William B. Dundy was named as the purported owner of the entire tract in said Declaration of Taking. However, it has since been discovered that William B. Dundy owned the north 21.5 acres only, and Andrew Lee Smith the south 13 acres of said land described as Tract No. 453 in said Declaration of Taking.

There is inclosed an amendment to the Declaration of Taking, containing a revised description of Tract No. 453, said land being designated as Tract No. 453, containing 21.5 acres, and Tract No. 1180, containing 13 acres in said amendment to the Declaration of Taking.

Therefore, pursuant to the provisions contained in the Act of Congress approved February 26, 1931 (46 Stat. 1421, 40 U.S.C. sec. 258a), the Act of Congress approved August 18, 1890 (26 Stat. 316), as amended by the Acts of Congress approved July 2, 1917 (40 Stat. 241), and April 11, 1918 (40 Stat. 518; 50 U.S.C. sec. 171), which Acts authorize the acquisition of land for military and other war purposes, and the Act of Congress approved March 17, 1941 (Public Law 18 - 77th Congress), which Act appropriated funds for such purpose, it is requested that you cause the inclosed amendment to the Declaration of Taking to be filed in conjunction with the pending condemnation proceedings in order that said land may be properly described.

SECRETARY of WAR

WAR DEPARTMENT
OFFICE OF THE
UNDER SECRETARY

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RG 107 Sec of War, Gen Corr 1932-42
Entry (A-1) 90
Box 115
Folder: Dec # 752

Three photostatic copies of the amendment to the Declaration of Taking are inclosed herewith.

Sincerely yours,

HENRY L. STIMSON September 10, 1942.

Secretary of War.

MEMORANDUM FOR THE SECRETARY OF WAR

Subject: Amendment to Declaration of Taking.

1 Inclosure. Reference is made to communication proceedings entitled "Amend. to Decl. of Taking (in Quad.)" filed in the United States District Court for the Eastern District of Virginia, to acquire land for use in connection with the A. F. Hill military reservation, Virginia.

HENRY L. STIMSON

In order to facilitate the interests of the parties involved, it is suggested that the attached draft be requested to file as an amendment to the original declaration setting forth a revised description of tract No. 433. Accordingly there are attached herewith:

1. Amendment to the Declaration of Taking.

Papers to:

1. Draft of letter to the Attorney General requesting approval of the amendment to the Declaration of Taking.

2. Copies of these Land Reservation Declaration of Taking forms. It is suggested that they be retained in this office for further necessary action.

Very truly yours,

SECRETARY OF WAR

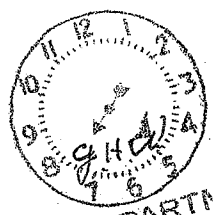
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WAR DEPARTMENT OFFICE OF THE UNDER SECRETARY

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WAR DEPARTMENT
OFFICE OF THE
UNDER SECRETARY
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2178
1 (A. P. Hill Military
Reservation, Virginia) SPMLC
vs. William and Mary Smith, et al.

September 10, 1942.

SUBJECT: Amendment to Declaration of Taking.
TO: Under Secretary of War.

1. Reference is made to condemnation proceedings entitled United States vs. 1,024.6 acres of land, more or less, situate in Caroline County, State of Virginia, and William and Mary Smith, et al., filed in the United States District Court for the Eastern District of Virginia, to acquire land for use in connection with the A. P. Hill Military Reservation, Virginia.

2. In order to facilitate the interests of the parties involved, it is recommended that the Attorney General be requested to file an amendment to the Declaration of Taking setting forth a revised description of Tract No. 453. Accordingly there are furnished herewith:

- a. Amendment to the Declaration of Taking.
- b. Draft of letter to the Attorney General requesting the filing of the amendment to the Declaration of Taking.

3. Following execution of these inclosures by the Secretary of War, it is requested that they be returned to this office for further necessary action.

For the Chief of Engineers:

JOHN J. O'BRIEN,
Colonel, Corps of Engineers,
Chief, Real Estate Branch.

2 Inclosures:
As Listed.

RG 107 Sec of War, Gen Coll 103-2
Entry (A-1) 90
Box 115
Folder Dec 252

CE 601,1 SPELC
A. P. Hill Military Reservation, Va.
U.S. v. John R. Purce, et al.

OCT 14 1942

The Honorable
The Attorney General,
Washington, D. C.

Dear Mr. Attorney General:

It is necessary and advantageous to the interest of the United States that certain land and appurtenances located and situated in the County of Caroline, Virginia, be acquired by the United States of America for the establishment of the A. P. Hill Military Reservation Extension.)

Therefore, pursuant to the provisions contained in the Act of Congress approved February 26, 1921 (46 Stat. 1421; 40 U.S.C. sec. 258a) and under the further authority of the Act of Congress approved August 18, 1890 (26 Stat. 516) as amended by the Acts of Congress approved July 2, 1917 (40 Stat. 241) and April 11, 1918 (40 Stat. 518; 50 U.S.C. sec. 171) and March 27, 1942 (Public Law 507 - 77th Congress) which acts authorize the acquisition of land for military or other war purposes, and the Act of Congress approved December 17, 1941 (Public Law 353 - 77th Congress) which act appropriated funds for such purposes, it is requested that you cause the necessary proceedings to be instituted for the condemnation of the fee simple title to the land above referred to, subject, however, to existing easements for public roads and highways, for public utilities, for railroads, and for pipe lines. Said lands are more particularly described in the inclosed declaration of taking executed by the Secretary of War on October 14, 1942, which it is also requested be filed in conjunction with the condemnation proceedings as immediate title to and possession of the property referred to is necessary for military purposes. Said declaration of taking sets forth the names of the purported owners of the land and the amount ascertained as just compensation for the taking, namely, \$6,332.00, check for which amount, payable to the order of the Clerk of the United States District Court in and for the Eastern District of Virginia, is inclosed for deposit in the registry of the court.

The Act of Congress approved December 17, 1941 (Public Law 353 - 77th Congress), supra, appropriated funds to acquire the land under consideration.

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RG 107 Sec of War, Gen Case 1932-42
Entry (A-1) 90
Box: 115
Folder: Dec 752

ADDRESS REPLY TO
CHIEF OF ENGINEERS, U. S. ARMY
WASHINGTON, D. C.

WAR DEPARTMENT
OFFICE OF THE CHIEF OF ENGINEERS
WASHINGTON

REFER TO FILE NO. CE 601.1 CRC

~~INDUSTRIAL~~
A. P. Hill Military Reservation, Va.
U.S.v. John R. Purce, et al.

October 13, 1942

SUBJECT: Acquisition of Land.

TO: Under Secretary of War.

1. Authority for the acquisition of land for the A. P. Hill Military Reservation Extension in the State of Virginia, is contained in a determination of military necessity issued by the Secretary of War on December 20, 1941.

2. In order to obtain title to and possession of the land involved in the time remaining before the land is required for the authorized military use, it is recommended that the Attorney General be requested to institute condemnation proceedings and also to file a declaration of taking pursuant to existing law. Accordingly, there are furnished herewith:

- a. Declaration of Taking.
- b. Draft of letter to the Attorney General requesting the filing of the condemnation proceedings and the declaration of taking.

3. Following execution of these inclosures by the Secretary of War, it is requested that they be returned to this office for the procurement of a check for deposit in the Registry of the Court and for further necessary action.

For the Chief of Engineers:

OCT 14 1942

JOHN J. O'BRIEN,
Colonel, Corps of Engineers,
Chief, Real Estate Branch.

2 Inclosures:
As Listed.

Form 965

Copy for Sec of War

WAR DEPARTMENT
OFFICE OF THE
CHIEF OF ENGINEERS

*RG 107 Sec of War, Gen Coll 1932-42
Entry (A-1) 90
Box 115
Folder: Dec 752*

CE 601.1 SPELC
A. P. Hill Military Reservation, Va.
U.S.v. John R. Purce, et al.

This Department has entered into a contract with the Lawyers Title Insurance Corporation, Richmond, Virginia, for the furnishing of title evidence on the land being acquired for the above mentioned project and the services of the project contractor will be made available to your Department if you desire to use them.

Three photostatic copies of the declaration of taking are inclosed herewith.

Sincerely yours,

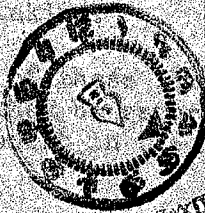
HENRY L. STIMSON

Secretary of War.

- 2 Incls.
1 - Check
2 - Dec. of Taking (in quad.)

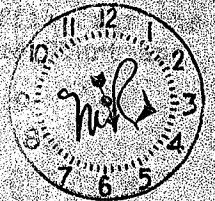
agd APPROVED: OCT 14 1942

HENRY L. STIMSON
SECRETARY OF WAR



COORDINATION
AND RECORD DIV.
OFF. SEC. WAR

OCT 14 42



WAR DEPARTMENT
OFFICE OF THE
UNDER SECRETARY

Papers to Guigniers

SECRETARY OF WAR

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Box 115
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