

Location

Location not insured

Deed from auction

Apparent family fray results in 10 arrests

MUSTOE — An apparent family dispute in Mustoe July 21 led to the arrest of eight Bath County residents, one Highland County resident and one West Virginia resident.

Highland County Sheriff Herb Lightner said the dispute apparently centered around the family farm and possessions.

The Highland Rescue Squad took three persons involved to the Bath County Community Hospital following the incident. The Highland County Sheriff's Department and the Virginia State Police were also called to the scene.

No other details concerning the altercation are available.

- Arrested were:
- Leta Bussard of Bath County, charged with assault and battery;
 - Mark Bussard of Bath County, charged with assault and battery;
 - Timmy Dressler of Bath County, charged with two counts of assault and battery,

two counts of brandishing a firearm, and one count of pointing a firearm;

- Wayne Burns of Bath County, brandishing a firearm;
- Tommy Folks Jr., of Bath County, assault and battery and brandishing a firearm;
- Caroline Dressler of Bath County, two counts of brandishing a firearm;
- Roy Hiner of Mustoe, charged with curse and abuse and malicious wounding, a felony;
- Norman Hiner of Summersville, W.Va., two counts of assault and battery and one count of malicious wounding;
- Jason Hiner of Bath County, three counts of malicious wounding and one count of assault and battery;
- Brenda Hiner of Bath County, assault and battery.

All were released on bond and will face arraignment in Highland County General District Court Aug. 16.

Remembering

THE RECORDER, THURSDAY, AUGUST 16, 1989

SPECIAL COMMISSIONERS' SALE OF VALUABLE RIVERFRONT PROPERTY

Pursuant to Decree of Sale entered by the Honorable Duncan M. Byrd, Jr., Judge of the circuit court of Highland County, Va., on the 18th day of May, 1989, in the chancery cause of William S. Hiner v. Harry T. Hiner, Jr., et als, special commissioners appointed by the said Court will sell, on Saturday, the 22nd of July, 1989, at 11 o'clock a.m. 138 acres, more or less. The sale will take place on the steps of the Highland County Courthouse in Monterey, Va. The property to be sold lies on both sides of U.S. Route 220 and the Jackson River between the fish hatchery and Vinegar Run and is assessed for taxes at \$61,500.

Terms of Sale: 10% down at sale, balance due within 30 days.

For further information, contact: John C. Singleton,
(703) 468-2031, (703) 839-5009

SATURDAY JULY 22, 1989

THE undersigned ANTHONY O'CONNELL hereby agrees to purchase the MARY T. HINER Estate lands sold by the Circuit Court of Highland County pursuant to decree of Sale. The sum of ~~One Thousand Six~~ ^{TEN THOUSAND} ~~SIX HUNDREDS~~ ^{SIX HUNDREDS} dollars has been paid down and the balance of ~~NINETY FIVE THOUSAND~~ ^{FOUR HUNDREDS} dollars will be paid on or before the 31ST day of August, 1989, subject to confirmation by the Highland County Circuit Court.

Anthony O'Connell

6541 Franconia Road

This instrument was

delivered by mail
to Anthony O'Connell
at Springfield VA 22150
on Sept 8, 1989

BOOK 86 PAGE 780

THIS DEED, made and entered into this 30th day of August, 1989, by and between JOHN C. SINGLETON, PETER J. JUDAH, RONALD W. VAUGHT, and JOHN M. LOHR, Special Commissioners appointed by the Highland County Circuit Court, parties of the first part, and ANTHONY O'CONNELL, party of the second part, of 6541 Franconia Road, Springfield, Virginia 22150, as his sole and separate equitable estate.

- W I T N E S S E T H -

That for and in consideration of the sum of ONE HUNDRED SIX THOUSAND DOLLARS (\$106,000.00), the parties of the first part, Special Commissioners appointed by the Highland County Circuit Court in the cause of William Samuel Hiner v. Harry T. Hiner, et al, hereby GRANT, SELL, and CONVEY unto Anthony O'Connell, party of the second part, with SPECIAL WARRANTY OF TITLE, as his sole and separate equitable estate, all that certain tract or parcel of real property with all appurtenances and improvements thereon, situate in the Monterey Magisterial District of Highland County, Virginia, on both sides of U. S. Route 220 and both sides of the Jackson River containing ONE HUNDRED THIRTY EIGHT AND EIGHT HUNDRED AND EIGHTY FOUR THOUSANDTHS (138.884) acres, more or less, and being all of those lands of which Mary T. Hiner died, seised and possessed on February 18, 1985.

TO HAVE AND TO HOLD the real estate as the sole and separate estate of the party of the second part, free from any liability whatsoever, and free from any debts and choate and inchoate rights of dower, with the respect to

Refer to: Deed
Corrections
In Deed Book: 87
Page 240

SINGLETON
& DEKIN
ATTORNEYS AT LAW
WARM SPRINGS, VA
24484

MONTEREY, VA
24485

Handwritten signature
8/31/89

any present or future wife of the party of the second part, with complete authority in the party of the second part to convey, encumber, and otherwise deal with the real estate without the necessity of joinder by any present or future wife.

This conveyance is made expressly subject to the easements, conditions, restrictions, and reservations contained in duly recorded deeds, plats and other instruments constituting constructive notice in the chain of title to the property hereby conveyed which have not expired by the limitation of time contained therein or otherwise become ineffective.

WITNESS the following signatures and seals:

John C. Singleton (SEAL)
JOHN C. SINGLETON
Special Commissioner

Peper J. Judah (SEAL)
PEPER J. JUDAH,
Special Commissioner

Ronald W. Vaught (SEAL)
RONALD W. VAUGHT,
Special Commissioner

John M. Lohr (SEAL)
JOHN M. LOHR,
Special Commissioner

Handwritten note: memo 8/31/89

COMMONWEALTH OF VIRGINIA, AT LARGE, to-wit:

The foregoing Deed was duly acknowledged before me in the City/County of Beth, Virginia, on this 30th day of August, 1989, by John C. Singleton, Special Commissioner.
My commission expires: June 8, 1992

Ledonna B. Maxwell
Notary Public



SINGLETON
& DEEDS
ATTORNEYS AT LAW
WARM SPRINGS, VA
24484
MONTEREY, VA
24465

Melina M. Collins (SEAL)
Melissa M. Collins

Michael S. Collins (SEAL)
Michael S. Collins, Grantee

STATE OF VIRGINIA AT LARGE
CITY OF WAYNESBORO, To-wit:

The foregoing instrument was acknowledged before me this 25th
day of August, 1989, by Michael S. Collins, the male Grantor, and also as
the Grantee.

My commission expires: December 4, 1992

Peggy D. Smith
NOTARY PUBLIC

STATE OF VIRGINIA AT LARGE
CITY OF WAYNESBORO, To-wit:

The foregoing instrument was acknowledged before me this 25th
day of August, 1989, by Melissa M. Collins.

My commission expires: December 4, 1992

Peggy D. Smith
NOTARY PUBLIC

LAW OFFICES
FRANKLIN, FRANKLIN,
DENNEY, HEATWOLE
AND WARD
WAYNESBORO, VIRGINIA

VIRGINIA: In the Clerk's Office of the Circuit Court of Highland
County. This instrument, with the certificate of acknowle-
gment thereto annexed, is admitted to record at 11:15
o'clock A. M., August 30, 1989 The State Tax of
\$ 0.50 paid. Tax Sec. 58-54.1, \$ 0.00 paid.

TESTE: [Signature] CLERK

LAW OFFICES

SINGLETON & DEEDS

ATTORNEYS AT LAW
COURTHOUSE ROAD
BOX 116

WARM SPRINGS, VIRGINIA 24484
(703) 839-5009

HIGHLAND COUNTY OFFICE
P.O. BOX 97
MONTEREY, VIRGINIA 24465

TEL. (703) 468-2031

JOHN C. SINGLETON
R. CREIGH DEEDS

September 14, 1989

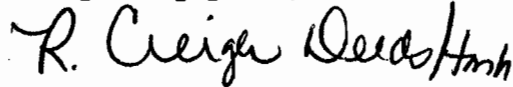
Mr. Anthony O'Connell
6541 Franconia Road
Springfield, VA 22150

Re: Title Policy - Hiner property, Highland County, Virginia

Dear Mr. O'Connell:

Enclosed herewith is your residential title insurance policy relative to the above described property together with a copy of the invoice indicating that payment has been made in this matter. I trust that everything is in order.

Very truly yours,



R. Creigh Deeds

RCD:tmh
Enclosures

Location not insured

JOHN C. SINGLETON
R. CREIGH DEEDS

LAW OFFICES
SINGLETON & DEEDS
ATTORNEYS AT LAW
COURTHOUSE ROAD
BOX 116
WARM SPRINGS, VIRGINIA 24484
(703) 839-5009

HIGHLAND COUNTY OFFICE
P.O. BOX 97
MONTEREY, VIRGINIA 24465
TEL. (703) 468-2031

September 14, 1989


Mr. Anthony O'Connell
6541 Franconia Road
Springfield, VA 22150

Re: Title Policy - Hiner property, Highland County, Virginia

Dear Mr. O'Connell:

Enclosed herewith is your residential title insurance policy relative to the above described property together with a copy of the invoice indicating that payment has been made in this matter. I trust that everything is in order.

Very truly yours,



R. Creigh Deeds

RCD:tmh
Enclosures

P.O. Box 12667
Roanoke, Virginia 24027

Lawyers Title Insurance Corporation

NATIONAL HEADQUARTERS
RICHMOND, VIRGINIA

Residential Title Insurance Policy

Schedule A

Case Number	Policy Date	Policy Amount	Policy Number
R-61363	08/31/89 at 3:37 p.m.	106,000.00	119-00-387538

This number must
be the same as the
Policy number on the
Owner's Information
Sheet.

Name Of Insured:

Anthony O'Connell

Your interest in the land covered by this Policy is:

FEE SIMPLE

The land referred to in this Policy is described as follows:

PROPERTY LOCATED IN THE COUNTY OF HIGHLAND, STATE OF VIRGINIA:

ALL that certain tract or parcel of real property with all improvements thereon, situate in in the Monterey Magisterial District of Highland County, Virginia, on both sides of U. S. route 220 and both sides of the Jackson River containing 138.884 acres, more or less.

BEING the same property conveyed to Anthony O'Connell by deed from Special Commissioners John C. Singleton, Peter J. Judah, Ronald W. Vaught, and John M. Lohr, dated August 30, 1989, recorded in Deed Book 86, page 780.

Roanoke Branch Office

Mary B. Whitley
Countersignature
Authorized Officer

This Schedule is valid
only when attached to
the Residential Title
Insurance Policy and
Schedule B.

Roanoke, Virginia
Issued at (Location)

Lawyers Title Insurance Corporation

NATIONAL HEADQUARTERS
RICHMOND, VIRGINIA

Residential Title Insurance Policy Schedule B

Case Number

R-61363

Policy Number

119-00-387538

EXCEPTIONS

In addition to the Exclusions, you are not insured against loss, costs, attorney's fees, and expenses resulting from:

1. Taxes subsequent to the year 1989.
2. Rights of tenants in possession.
3. Utility easement granted to BARC by instrument dated May 4, 1983, recorded in Deed Book 79, page 626.
4. Easement granted the Commonwealth of Virginia by instrument dated October 21, 1935, recorded in Deed Book 29, page 503.
5. Rights of tenants in possession.
6. Easements or claims of easements not shown by the public records, boundary line disputes, overlaps, encroachments, and any matters not of record which would be disclosed by an accurate survey and inspection of the premises.
7. Failure of the description appearing under Schedule A hereof to adequately define, describe or locate the insured premises.

Deed corrected

DEED OF CORRECTION

THIS DEED, made to more fully describe the real estate conveyed by deed dated August 30, 1989, and recorded in Deed Book 86, page 780, is entered this 5th. day of October, 1989, by and between JOHN C. SINGLETON, PETER J. JUDAH, RONALD W. VAUGHT and JOHN M. LOHR, parties of the first part, Special Commissioners appointed by the Highland County Circuit Court in the chancery cause of William S. Hiner vs. Harry T. Hiner, Jr., et als, and ANTHONY MINER O'CONNELL, party of the second part, presently of 6541 Franconia Road, Springfield, Virginia 22150, the successful bidder at the auction held by the above-mentioned Special Commissioners.

-W I T N E S S E T H-

That for and in consideration of TEN (\$10.00) DOLLARS and for other good and valuable consideration, the receipt of all of which is hereby acknowledged, the parties of the first part hereby GRANT, SELL and CONVEY unto ANTHONY MINER O'CONNELL, party of the second part, with SPECIAL WARRANTY OF TITLE, in fee simple, as his sole and separate estate, all that real estate with all appurtenances and improvements thereon, situate approximately 8½ miles south-southwest of the town of Monterey, in Monterey Magisterial District, Highland County, Virginia, and on both sides of U.S. Route 220 and on both sides of the Jackson River, adjoining lands now owned by H. Wilson and Kathryn Wright on the north, John E. and Laura L. Shockey on the northwest, Sharon H. Fisher on the west, Moffett B. Turner, Clinton and Ester D. Harris, Mabel H. Terry and Lois W. Marshall on the south, Roy M. and Karen H. Gutshall on the southeast and Betty F. Sands on the northeast, containing in aggregate, 138.884 acres, more or less. This is the same real estate of which Mary T. Hiner died, seized and possessed, on February 18, 1985, and was conveyed to her by deed from Harry T. Hiner, Sr., dated May 23, 1966, and recorded in Deed Book 46, page 282, and is more particularly described in the following three contiguous tracts:

TRACT #1: All that certain tract or parcel of land on both sides of U.S. Route 220 and on both sides of the Jackson River, known as the home place and more particularly described from deed dated February 2, 1892, and recorded in Deed Book 8, page 224, and is bounded as follows:

BEGINNING at a sarvice on Pruitt's line, thence S16E40 poles to a point in the public road N81E16 poles to a point in the road S16E40 poles crossing the bottom and river and up a steep hill to two pin oaks and dogwood on top of a hill N84E8 poles to two dogwoods, S82E24 poles to a small ash S71½E168 poles to two small hickories on top of the chestnut ridge, thence S39W47½ poles to a poplar and hickory corner of H.H. Terry's woods land

and with the same N68W55 poles to a double chestnut oak, sarvice and maple near the foot of a ridge N84W72 poles to a white oak on a ridge N68W44½ poles to a white oak, chestnut and maple on the side of a ridge S81W90 poles crossing the river and bottom and up a ridge to a white oak chestnut and pine on said ridge division corner with said Terry, thence with the division line of Bennett Hiner N4E150 poles to two pin oaks corner of Almira Pruitt's land and with her lines S44E44 poles to 4 pin oaks N50E16 poles to the beginning, containing 112 acres.

TRACT #2: All that certain tract or parcel of land west of U.S. Route 220 and west of the Jackson River and adjoining on the east Tract #1 above, and more particularly described from deed dated January 21, 1898, and recorded in Deed Book 10, page 201, and is bounded as follows:

BEGINNING at a pin oak and chestnut in a hollow by a path N27W40.84 poles to a double maple sprout and chestnut oak on side of a ridge near top; N34½E9 poles to a chestnut oak on a point in the Palmer line, and with said line, N56W34½ poles, to a chestnut oak and a chestnut, and 4 chestnut saplings and a maple, on top of a ridge, leaving said line; S16W46.12 poles to 3 maples and a chestnut saplings on the south end of a ridge and near top; S40½E90.6 poles passing Crowley's and Doyle's corner at 38 poles to a chestnut, pin oak and white oak saplings on a flat; N26½E7.2 poles, to a dead pine between a chestnut and a white oak (corners), N10E51½ poles, to a white oak in a hollow near a path and the public road; S66W17.64 poles to the beginning, and containing 21.7 acres.

TRACT #3: All that certain tract or parcel of land west of U.S. Route 220 and west of the Jackson River, and adjoining on the east Tract #1 and adjoining on the south and west Tract #2, and more particularly described from deed dated November 1, 1951, and recorded in Deed Book 37, page 261, and is bounded as follows:

BEGINNING at a large chestnut on top of a ridge N31°30'E19.5 poles to an iron pipe; thence N69E28.5 poles to an iron pipe witnessed by a 6inch pin oak on an old line; thence S4E64 poles on an old line; thence S76W20 poles to an old line; thence N33W40 poles on old line; thence 34½E9 poles to the beginning, containing 10.8 acres, more or less.

LESS (from Tract #1) 3.55 acres to the Commonwealth of Virginia for U.S. Route 220, by instrument dated October 21, 1935, and recorded in Deed Book 29, page 503.

LESS (from Tract #1) 2.066 acres to Samuel S. Hiner by deed from Mary T. Hiner dated March 26, 1979, and recorded in Deed book 61, page 445, and more particularly described as follows:

That certain lot fronting 300 feet on said Route 220, being 300 feet in depth, the said lot adjoining on the south the entrance to the Hiner property for a distance of 300 feet and includes the little dwelling house now situate on said lot.

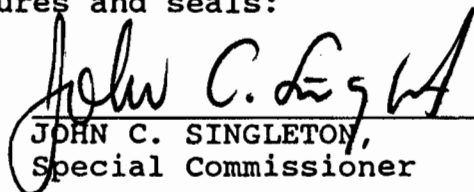
IN SUMMARY, Tract #1 of 112 acres, plus Tract #2 of 21.7 acres, plus Tract #3 of 10.8 acres, less the Commonwealth of Virginia's 3.55 acres and less William S. Hiner's 2.066 acres, equals 138.884 acres, more or less.

TO HAVE AND TO HOLD the real estate as the sole and separate estate of the party of the second part, free from any liability whatsoever, and free from any debts and choate and inchoate rights of dower, with respect to any present or future wife of the party of the second part, with complete authority in the party of the second part to convey, encumber, and otherwise deal with the real estate without the necessity of joinder by any present or future wife.

This conveyance is made expressly subject to the easements, conditions, restrictions and reservations contained in duly recorded deeds, plats and other instruments constituting constructive notice in the chain of title to the property hereby conveyed which have not expired by the limitation of time contained therein or otherwise become ineffective. The title insurance on this real estate, policy dated 8/31/89, shows only two such easements, conditions, restrictions or reservations and they are as follows:

1. The aforesaid 3.55 acres granted to the Commonwealth of Virginia by instrument dated October 21, 1935, and recorded in Deed Book 29, page 503.
2. A utility easement granted to BARC by instrument dated May 4, 1983, and recorded in Deed Book 79, page 626.

WITNESS the following signatures and seals:


 _____ (SEAL)
 JOHN C. SINGLETON,
 Special Commissioner

Peter J. Judah (SEAL)
PETER J. JUDAH,
Special Commissioner

R. W. Vaught (SEAL)
RONALD W. VAUGHT,
Special Commissioner

John M. Loehr (SEAL)
JOHN M. LOHR,
Special Commissioner

COMMONWEALTH OF VIRGINIA, AT LARGE, to wit:

The foregoing Deed was duly acknowledged before me in the City/County of Bath, Virginia, on this 1st day of November, 1989, by John C. Singleton, Special Commissioner.

My commission expires: June 8, 1992

Ledonna B. Maxwell
Notary Public

COMMONWEALTH OF VIRGINIA, AT LARGE, to wit:

The foregoing Deed was duly acknowledged before me in the City/County of Bath, Virginia, on this 5th day of October, 1989, by Peter J. Judah, Special Commissioner.

My commission expires: 10-23-90

Joyce A. Herndon
Notary Public

COMMONWEALTH OF VIRGINIA, AT LARGE, to wit:

The foregoing Deed was duly acknowledged before me in the City/County of Bath, Virginia, on this 30th day of October, 1989, by Ronald W. Vaught, Special Commissioner.

My commission expires: May 8, 1990.

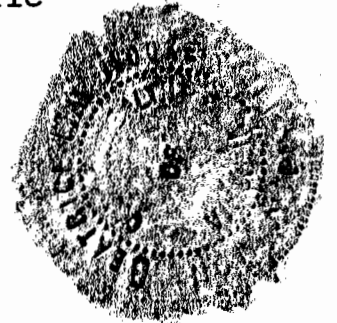
James F. Cummett
Notary Public

COMMONWEALTH OF VIRGINIA, AT LARGE, to wit:

The foregoing Deed was duly acknowledged before me in the City/County of Highland, Virginia, on this 7th day of November, 1989, by John M. Lohr, Special Commissioner.

My commission expires: August 5, 1990.

Bessie May Hooke
Notary Public



VIRGINIA: In the Clerk's Office of the Circuit Court of Highland County. This instrument, with the certificate of acknowledgment thereto annexed, is admitted to record at 11:45 o'clock A. M., November 13 19 89 The State Tax of \$ 0.00 paid. Tax-Sec. 58-54.1 \$ 0.00 paid.

TESTE: *Joe L. Dudley* CLERK