

STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

IN THE COURT OF COMMON PLEAS.

Ex Parte:

The Housing Authority of
the City of Columbia, S.C.

In re:

Condemnation of lands of
Joseph B. Krause, as Trust-
tee for the Collegiate Asso-
ciation of Columbia, S.C.

ORDER

On the 11th day of September, 1939, The Housing
Authority of the City of Columbia, S.C., as will appear

#1
CEH

On July 7, 1939 The Housing Authority of the
City of Columbia, S.C. petitioned this Court for the appoint-
ment of a Condemnation Board, reciting that it was preparing to
erect in the City of Columbia, S.C. a housing project pursuant
to the provisions of Act No. 783 of South Carolina, Statutes of
1934, and that property belonging to Joseph B. Krause, as
Trustee for the Collegiate Association of Columbia, S.C., fully
described in that petition, was necessary for carrying out this
public purpose. Whereupon this Court, by its order of July
7, 1939, appointed W. L. Bennett, R. E. Carwile and John H.
Bollin as a Board of Condemnation, pursuant to that statute.
Notice of the resolution and of this order and of a proposed
meeting of the Condemnation Board was given to Joseph B.
Krause, as Trustee, as shown by affidavit of service endorsed
on the back of the original Notice, Order and Petition.

Thereafter, a hearing was had before the Condem-
nation Board, pursuant to notice, on the 4th day of August,
1939, at which time Joseph B. Krause appeared and testimony
was taken as to the value, after which the Board, by its
finding of August 4, 1939, found that the fair value of the
property to be taken was One Hundred and Fifty (\$150.00)

Dollars, notice of which was given to The Housing Authority of the City of Columbia, S.C. and to Joseph B. Krause.

Thereafter, under date of August 11th, 1939, Joseph B. Krause, through his attorneys, Messrs. Wise & Whaley, filed notice of intention to the appeal to the Circuit Court for Richland County for trial de novo, alleging that the award was inadequate.

On the 11th day of September, 1939, The Housing Authority of the City of Columbia, S.C., as will appear from the receipt of the Hon. C. E. Hinnant, Clerk of the Court of Common Pleas for Richland County, deposited with this Court the sum of One Hundred and Fifty-nine (\$159.00) Dollars, representing the condemnation award of One Hundred and Fifty (\$150.00) Dollars with interest at six (6%) per cent for one year, as provided by statute, and on the same day gave notice to counsel for Joseph B. Krause of the said deposit and of the fact that pursuant to statute title to the property at the time of the deposit passed to The Housing Authority of the City of Columbia, S.C. with the right on the part of that Authority to immediate possession.

In the same instrument The Housing Authority of the City of Columbia, S.C. gave notice that it would apply to this Court at the time set out in the notice for an order confirming its title to this property, and directing the Clerk of this Court to execute a proper deed to The Housing Authority of the City of Columbia, S.C., as evidence of its title, vesting in it all of the rights of Joseph B. Krause, as Trustee for the Collegiate Association of Columbia, S.C., and of all other persons having any interest in the said property.

September 16 1939.

G. Duncan Bellinger
Resident Judge 5th Judicial Circuit

Now, therefore, after hearing, it is

ORDERED AND ADJUDGED:

1. That the title to The Housing Authority of the City of Columbia, S.C. in and to the following described property:

All that piece, parcel or lot of land situate, lying and being in the Eastern section of the City of Columbia, County of Richland, State of South Carolina, measuring on its Eastern and Western sides 50 feet, and on its Northern and Southern sides 100 feet. Being bounded on the North by property of Sumter; on the West by property of Smith Estate and of the Green Estate; on the South by property of Wright, and on the East by property of Clifton, being the Western portion of Lot No. 3 on a plat made by S. G. Henry, Surveyor, dated May 1896, recorded in the office of the Clerk of Court for Richland County in Plat Book "A", page 77.

be and hereby is confirmed.

#3
CCH
2. That the rights of Joseph B. Krause as Trustee
XXXXXXXXXX for the Collegiate Association of Columbia, S.C., and all other parties having any interest in the property hereinabove described have attached to the money deposited in the hands of the Clerk of this Court in accordance with their respective interests as of the date of said deposit.

3. That the Clerk of this Court do forthwith execute to The Housing Authority of the City of Columbia, S.C. his deed transferring the property hereinabove described to The Housing Authority of the City of Columbia, S.C. in fee simple, and that the rights of Joseph B. Krause, as Trustee for the Collegiate Association of Columbia, S.C., and of any and all other persons claiming any interest, lien or right in this property be and hereby are forever barred.

A. Linn Coffey
Attest:
G. E. H. [unclear]
September 16 1939.

G. Duncan Bellinger
Resident Judge, 5th Judicial Circuit

Accepted this 11th.
Sept. 1939.

Wise & Whaley
Atty. for appellant

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND
COURT OF COMMON PLEAS.

Ex Parte:
The Housing Authority of
the City of Columbia,
S.C.

In re:
Condemnation of lands of
Joseph B. Krause as
Trustee, etc.

NOTICE AND RECEIPT

ROBINSON & ROBINSON
907 CENTRAL UNION BUILDING
COLUMBIA, S. C.



STATE OF SOUTH CAROLINA, }
COUNTY OF RICHLAND. } IN THE COURT OF COMMON PLEAS.

Authority of the City of Columbia, S.C. will apply to the
Ex Parte: }
Hon. The Housing Authority of the } Resident (Presiding)
City of Columbia, S.C. }
Judge of the Court of Common Pleas for Richland County, on
In re: } NOTICE
the Condemnation of lands of 1939 } at 10:00 o'clock
Joseph B. Krause as Trustee }
for the Collegiate Association } the title to this property
of Columbia, S.C. }

is The Housing Authority of the City of Columbia, S.C. and
for an order directing the Clerk of this Court to execute to
The Housing Authority of the City of Columbia, S.C. a deed
To Messrs. Wise & Whaley, Attorneys for Joseph H. Krause as
Trustee for the Collegiate Association of Columbia, S.C.:

You will please take notice that the Housing
Authority of the City of Columbia, S.C. has this day deposited
with Hon. C. E. Hinnant, Clerk of the Court of Common Pleas
for Richland County, South Carolina, the sum of One Hundred
and Fifty-nine (\$159.00) Dollars, which is the total of the
award of the Condemnation Board of \$150.00, plus one year's
interest at the legal rate of six (6%) per cent.

This deposit is made pursuant to authority of law,
particularly Section 9 of Act No. 783 of the Acts of 1934,
XXXVIII Stat. 1374-1376.

You will further take notice that pursuant to this
deposit under the provisions of this statute title to the pro-
perty described in the condemnation Petition dated July 7,
1939 has passed to The Housing Authority of the City of
Columbia, S.C. with the right on the part of the Authority
to enter immediately upon the property and to appropriate and
demolish any structures thereon and proceed with the construc-
tion of the project.

#2
#1
C 2H

STATE OF SOUTH CAROLINA,

IN THE COURT OF COMMON PLEAS,

COUNTY You will further take notice that The Housing

Authority of the City of Columbia, S.C. will apply to the

Honorable J. Duncan Bellinger, Resident (Presiding)

Judge of the Court of Common Pleas for Richland County, on

the 16 day of Sept. 1939, at 10:00 o'clock

a. M., for an order confirming the title to this property

in The Housing Authority of the City of Columbia, S.C. and

for an order directing the Clerk of this Court to execute to

The Housing Authority of the City of Columbia, S.C. a deed

to this property as evidence of title. ~~Now of the Court of~~

~~Common Pleas for Richland County, South Carolina, do hereby~~

~~acknowledge receipt from The Housing Authority of the City~~

~~of Columbia, S.C., of the sum of~~ Robinson & Robinson,

~~(\$150.00) Dollars, deposited~~ Attorneys for The Housing

~~the City of Columbia, S.C., pursuant to the provisions of~~ Authority of the City of

~~September 11, 1939. 19th day of March, 1934, XXXVIII Stat.~~ Columbia, S.C.ing Authority of

~~1368-1375-2, in the above entitled matter, the said amount~~

~~being the award of the Condemnation Board dated August~~

~~4, 1939 of One Hundred and Fifty (\$150.00) Dollars, together~~

~~with one year's interest calculated at the legal rate of~~

~~six (6%) per cent.~~

S. S. Hines.

Clerk of Court of Common
Pleas for Richland County, S.C.

September 11 1939.

#2
22H
A True Copy
and of record
C. H. Hines

STATE OF SOUTH CAROLINA,
COUNTY OF RICHLAND.

IN THE COURT OF COMMON PLEAS.

Ex Parte:

The Housing Authority of
the City of Columbia, S.C.

In re:

Condemnation of Lands of
Joseph B. Krause, as Trustee
for the Collegiate Associa-
tion of Columbia, S.C.

RECEIPT

#3
CEH

I, Clarence E. Hinnant, Clerk of the Court of
Common Pleas for Richland County, South Carolina, do hereby
acknowledge receipt from The Housing Authority of the City
of Columbia, S.C., ^{of} /the sum of One Hundred and Fifty-nine
(\$159.00) Dollars, deposited by The Housing Authority of
the City of Columbia, S.C., pursuant to the provisions of
the Act approved the 19th day of March, 1934, XXXVIII Stat.
1368-1375-6, in the above entitled matter, the said amount
being the award of the Condemnation Board dated August
4, 1939 of One Hundred and Fifty (\$150.00) Dollars, together
with one year's interest calculated at the legal rate of
six (6%) per cent.

C. E. Hinnant,
Clerk of Court of Common
Pleas for Richland County, S.C.

September 11 1939.

A True Copy
attest
C. E. Hinnant
Clerk

Service accepted
August 12, 1939

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND
COURT OF COMMON PLEAS

Ex Parte:
The Housing Authority of the
City of Columbia, S. C.

In Re:
Condemnation of lands of
Joseph B. Krause, as Trustee
for the Collegiate Assoc-
iation of Columbia, S. C.

NOTICE OF INTENTION TO APPEAL
AND
REQUEST FOR JURY TRIAL

Wise & Whaley
Attorneys at Law



C O P Y

STATE OF SOUTH CAROLINA :
 COUNTY OF RICHLAND : IN THE COURT OF COMMON PLEAS

Ex Parte:

The Housing Authority of
 the City of Columbia, S. C.

In Re:

Condemnation of lands of
 Joseph B. Krause, as Trustee
 for the Collegiate Associa-
 tion of Columbia, S. C.

NOTICE OF INTENTION TO APPEAL
 AND

REQUEST FOR JURY TRIAL

TO THE HOUSING AUTHORITY OF THE CITY OF COLUMBIA, SOUTH
 CAROLINA AND C. E. HINNANT, ESQUIRE, CLERK OF COURT OF COMMON
 PLEAS FOR RICHLAND COUNTY.

#1
CEH
#2
CEH

YOU WILL PLEASE TAKE NOTICE that the undersigned as
 attorneys for appellant, intend to and do hereby appeal to the
 Court of Common Pleas for Richland County from the Findings of
 Condemnation Board dated August 4, 1939 in the above entitled
 action, by which findings the Condemnation Board awarded the
 sum of One Hundred Fifty (\$150.00) Dollars for certain property
 more particularly described in the petition herein.

Said Grounds of appeal being as follows:

1. That the Condemnation Board erred in failing to take into consideration the fact that property of appellant is being taken in its entirety and that appellant will be compelled to purchase other property.
2. That the Condemnation Board failed to take into consideration the actual value of the land condemned and the fact that appellant has only recently concluded the purchase of said land over a period of three years at a price of One Thousand (\$1000.00) Dollars.
3. That the award as made is not in line with the other condemnations and private purchases made by respondent of and to

C O B A

Copy - 2

other property owners similarly situated as appellant, which other properties are of no greater value proportionately than that of appellant.

4. That the Condemnation Board erred in failure to take into consideration special damages to the appellant by the condemnation of his property.

WHEREFORE: The appellant prays for a jury trial in the Court of Common Pleas before the presiding judge of the Court of Common Pleas as a jury trial de novo in order that the said appellant might receive from respondent a fair, equitable and just trial for the property condemned by the respondent and for any other relief that is just and proper.

WISE AND WHALEY
ATTORNEYS FOR APPELLANT

Columbia, S. C.

August 11, 1939.

#2
CEH

A. L. L. L. L.
attest
C. E. Hummel
RECORDED

Served on Joseph
B. Krause Aug. 5,
1939

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND
COURT OF COMMON PLEAS

Ex Parte:
The Housing Authority of
the City of Columbia, S.C.

In Re:
Condemnation of lands of
Joseph B. Krause, as Trustee
for the Collegiate Assoc-
iation of Columbia, S. C.

FINDINGS OF CONDEMNATION BOARD

ROBINSON & ROBINSON
907 CENTRAL UNION BUILDING
COLUMBIA, S. C.



STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

IN THE COURT OF COMMON PLEAS.

Ex Parte:

The Housing Authority of
the City of Columbia, S.C.

In re:

Condemnation of Lands of
Joseph Krause, as Trustee
for the Collegiate Asso-
ciation of Columbia, S.C.

FINDINGS OF CONDEMNATION
BOARD

We, the undersigned, having been appointed a Board of Condemnation by order of Honorable G. Duncan Bellinger dated July 7, 1939, have heard testimony in the above entitled matter and find that the true value of the property described in the petition is One Hundred Fifty (\$ 150⁰⁰) Dollars.

The interest which is to be acquired by the Housing Authority of the City of Columbia in this property is a fee simple title and the price to be paid therefor shall be

One Hundred Fifty (\$ 150⁰⁰) Dollars.

R. E. Carwile

W. L. Bennett

John H. Bollin

Condemnation Board.

August 4th 1939.

G. I. Love G. I. Love
attest:

CE Stumant
CCCP 45

Served on J. B. Krause
on July 7 - 1939

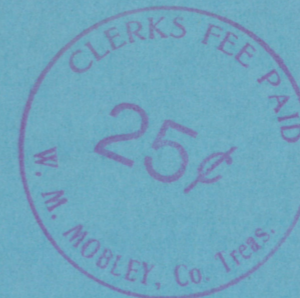
STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND
COURT OF COMMON PLEAS.

Ex Parte:
The Housing Authority of
the City of Columbia, S.C.

In re:
Condemnation of Lands of
Joseph B. Krause, as Trus-
tee for the Collegiate
Association of Columbia, S.C.

NOTICE, ORDER AND PETITION

ROBINSON & ROBINSON
907 CENTRAL UNION BUILDING
COLUMBIA, S. C.



Office copy

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND.

IN THE COURT OF COMMON PLEAS.
IN THE COURT OF COMMON PLEAS.

Ex Parte:

Ex Parte:

The The Housing Authority of
the the City of Columbia, S.C.,

In re:

Condemnation of Lands of
for Joseph B. Krause, as Trust-
tee for the Collegiate As-
sociation of Columbia, S.C.

ON NOTICE.

It appearing to this Court from the attached peti-
tion that the Housing Authority of the City of Columbia, S.C.
the Collegiate Association of Columbia, S.C.:

has been unable to purchase the property described therein by

You will please take notice that The Housing
Authority of the City of Columbia, S.C. has passed a reso-

lution setting forth its intention to appropriate the pro-

That W. L. Bennett, R. E. Carville and John H. Bellin
be and they hereby are designated and appointed as a Board of
this resolution a Board of Condemnation has been appointed

Condemnation pursuant to Act 733 of the Statutes of 1934 and
by order of Honorable G. Duncan Bellinger, dated July 7th.

subsequent amendments thereto.
1939, a copy of which order is hereto attached.

You will further take notice that this Condemna-
tion Board will meet Friday, Aug 4, 1939, at

11:00 o'clock, a. M. in the Circuit Court Room
described in the petition as shown by the records of Richland
in the Richland County Court House for the purpose of hearing
testimony as to the value of this property.

a newspaper published in the City of Columbia, S.C. once a week for
three successive weeks giving Robinson & Robinson,
Attorneys for The Housing Autho-
rity of the City of Columbia, S.C.

July 7 1939.

G. Duncan Bellinger
Presiding Judge Fifth Judicial
Circuit.

July 7 1939.

#5
CEH
copy
attest: H. W. H. H.
C. W. H. H.

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

IN THE COURT OF COMMON PLEAS.

Ex Parte:

The Housing Authority of
the City of Columbia, S.C.

In re:

Condemnation of Lands of
Joseph B. Krause, as Trustee
for the Collegiate Associa-
tion of Columbia, S.C.

ORDER

PETITION FOR
APPOINTMENT OF
CONDEMNATION BOARD

#6
CEH
City
A. Inup
attest:
C. W. H. H. H.
C. W. H. H. H.
C. W. H. H. H.

It appearing to this Court from the attached peti-
tion that The Housing Authority of the City of Columbia, S.C.
has been unable to purchase the property described therein by
direct negotiations, it is hereby ~~housing~~ projects pursuant to the
provisions of Act 733 of the Statutes of 1934 and
subsequent amendments thereto. failed to agree upon a price with
the owner. IT IS FURTHER ORDERED that a copy of this order, to-
gether with a notice of the time and place of the hearing of the
Board be served upon all persons having an interest in the property
described in the petition as shown by the records of Richland
County and that a copy of the notice be published in The Record,
a newspaper published in the City of Columbia, S.C. once a week for
three successive weeks giving notice to all persons, names unknown,
who may have an interest in the said property.

G. Orucaw Bellinger
Presiding Judge Fifth Judicial
Circuit.

July 7 1939.

-2-

STATE OF SOUTH CAROLINA

IN THE COURT OF COMMON PLEAS

COUNTY OF RICHLAND

Ex Parte: ~~being~~ ~~and being~~ ~~in the Eastern section of the City of~~ ~~Columbia, County of Richland, State of South Carolina,~~ ~~situate,~~ ~~lying on its Eastern and Western sides 50 feet,~~ ~~and on its Northern and Southern sides 100 feet. Being~~ ~~The Housing Authority of property of Hunter; on the West~~ ~~the City of Columbia, S. C. State and of the Green Es-~~ ~~tate; on the south by property of~~ ~~East by property of Clifton, being~~ ~~of Lot No. 3 on a plat made by S. C. O.~~ ~~Condemnation of Lands of in the office of the Clerk of~~ ~~Joseph B. Krause, as Trustee of the Collegiate Association~~ ~~for the Collegiate Association~~ ~~of Columbia, S. C.~~

PETITION FOR
APPOINTMENT OF
CONDEMNATION BOARD

3. Your petitioner is advised that the members of the Collegiate Association of Columbia, S. C., possibly have an interest in the property described above inasmuch as there is a The Housing Authority of the City of Columbia, S. C. would very respectfully show to this Court: nor further alleges that it is unable to do so. That it is preparing to erect in the City of Columbia, S. C. two low cost housing projects pursuant to the provisions of Act 783 of the Statutes of South Carolina of 1934 and subsequent amendments, and the authority granted therein, and in cooperation with the United States Housing Authority. That your petitioner has attempted to purchase the land directly but has failed to agree upon a price with the owner of the piece of property hereinbelow described and desires to exercise its power of eminent domain. the Con-
demnation 2. That a resolution has been passed by your petitioner setting forth its intention to appropriate the property appearing on the records of Richland County as the property of Joseph Krause, as Trustee for the Collegiate Association of Columbia, S. C., described as follows:

July 2, 1959.

G. I. ...
attest:
C. E. Hummel
C. E. Hummel

#7
CEH
CEH

All that piece, parcel or lot of land situate, lying and being in the Eastern section of the City of Columbia, County of Richland, State of South Carolina, measuring on its Eastern and Western sides 50 feet, and on its Northern and Southern sides 100 feet. Being bounded on the North by property of Sumter; on the West by property of the Smith Estate and of the Green Estate; on the south by property of Wright, and on the East by property of Clifton, being the Western portion of Lot No. 3 on a plat made by S. G. Henry, Surveyor, dated May 1896, recorded in the office of the Clerk of Court for Richland County in Plat Book "A", page 77.

3. Your petitioner is advised that the members of the Collegiate Association of Columbia, S. C., possibly have an interest in the property described above inasmuch as there are no terms of trust set out in the conveyance of this property to Jos B. Krause. Your petitioner further alleges that it is unable to determine who are the members of the Collegiate Association of Columbia, S.C.

WHEREFORE your petitioner prays:

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CEH
(1) That this Court do issue its order designating and appointing three persons to serve as a Board of Condemnation pursuant to Act No. 783 of the statutes of 1934 and subsequent amendments thereto.

(2) That the Court do order publication of notice of the time and place of the hearing to be held by the Condemnation Board in order that the members of the Collegiate Association may be advised thereof.

Robinson & Robinson,
Attorneys for Petitioner.

July 7 1939.

A. I. me Gray
Attest:
C. E. Hummel
C. E. Hummel

Columbia, S. C., August 4, 1939

Re: Condemnation of Lands of Jos. B. Krause, Parcel #26

Robinson & Robinson, Attorneys for the Housing Authority,
appeared. Jos. B. Krause, the landowner, represented himself.

Mr. Dreher filed with the Board original Notice, Petition and
Order in this case.

MR. W. H. GREEVER, JR. being first duly sworn, testified as
follows:

BY MR. DREHER:

Q. What is your business, Mr. Greever?

A. Real estate.

Q. How long have you been practicing that business?

A. About 15 years.

Q. Largely in Columbia?

A. Yes, sir.

Q. Did you and Mr. John C. B. Smith, at the request of the Housing Authority
of Columbia make an appraisal of the land on the white site on Forest Drive?

A. Yes, sir.

Q. Did you and Mr. Smith particularly appraise Parcel No. 26, known as 1407
Dial Alley, the record title to which is in Joseph B. Krause, Trustee?

A. Yes, sir.

Q. What were your instructions from the Columbia Housing Authority at the
time of your appraisal?

A. To supply the Housing Authority with our opinion of the fair value of the
property to the ownership, and express that in the manner provided, on Form
USHA 424.

Q. Is this the original appraisal sheet? Furnished by you and Mr. Smith to
the Housing Authority?

A. Yes, sir.

#1
CEH

We moved off this land and paid \$1000 for it over a four year period. We

-2-

are not asking the Housing Authority for one shoe string. I have actually

paid this Appraisal Sheet offered and received in evidence and marked Exhibit No. 1.

Q. Mr. Greever, tell the Board what your appraisal on that property is and how you arrived at it.

A. Our appraisal of that property was \$100, representing the western portion of property formerly of Fannie Clifton. In making our appraisal originally we did not know it was divided into two parcels and appraised it all as being the property of Fannie Clifton. However, upon advice of the Authority that it was two parcels we apportioned our appraisal for the parcel belonging to Fannie Clifton and for the parcel designated as No. 26, and in considering the value of this property we increased the area value slightly on account of the costs and commercial value of simple property ownership being able to convey a portion of land. So far as we could ascertain from the property and from the legal description supplied us this parcel does not appear to have any access - no buildings of any kind on it.

MR. BOLLIN:

Q. Access to street or alley?

A. No, or public thoroughfare. We understood there was a courtesy arrangement with Fannie Clifton, owner of the property adjoining on the east, which does have access to Dial Alley.

Q. Is there an alley running on the Fannie Clifton land?

A. There is no thoroughfare/xxxxx - just a passage between her house and lot. It does not appear to have been used for the purposes of access to No. 26.

MR. BOLLIN: You paid her \$1000 over a four year period?

A. Yes, for the land.

JOSEPH B. KRAUSE, being first duly sworn, testified as follows:

Q. This land we have is being treated simply as a piece of private property. This is not tenantable. The State does not have jurisdiction over that land. We are doing practically the same work as Benedict and Allen. We laid plans for this building - they forced us out of that. This meeting this morning is a forced meeting. The only power we have is like one of the 48 States. We

Q. This big vacant field - did you have any arrangements to buy that?

- A. * * We were working around and just buy if we could get a good location.
- Q. You were going to use the lot for charitable and religious purposes?
- A. Yes, sir, it is already out there - a permanent organization, and we would take in nurse training, maternal clinic - - - - -
-



STATE OF SOUTH CAROLINA }
COUNTY OF RICHLAND }

IN THE COURT OF COMMON PLEAS.

Ex Parte:

The Housing Authority of
the City of Columbia, S.C.

In re:

Condemnation of Lands of
Joseph B. Krause, as Trustee
for the Collegiate Associa-
tion of Columbia, S.C.

ORDER

It appearing to this Court from the attached peti-
tion that The Housing Authority of the City of Columbia, S.C.
has been unable to purchase the property described therein by
direct negotiations, it is hereby

ORDERED, ADJUDGED AND DECREED:

That Evans Elliott, Chas. D. Arthur and George
Colling be and they hereby are designated and appointed as
a Board of Condemnation pursuant to Act 783 of the Statutes
of 1934 and subsequent amendments thereto.

IT IS FURTHER ORDERED that a copy of this order
together with a notice of the time and place of the hearing
of the Board be served upon all persons have an interest in
the property described in the petition as shown by the records
of Richland County and that a copy of the notice be published
in The Record, a newspaper published in the City of Columbia,
S.C., once a week for three weeks giving notice to all persons,
names unknown, who may have an interest in the said property.

July 7 1939.

J. Newell Bellinger
Presiding Judge Fifth Judicial
Circuit.

STATE OF SOUTH CAROLINA }
COUNTY OF RICHLAND } IN THE COURT OF COMMON PLEAS.

Ex Parte:

The Housing Authority of
the City of Columbia, S.C.

In re:

Condemnation of Lands of
Joseph B. Krause, as Trustee
for the Collegiate Associa-
tion of Columbia, S.C.

NOTICE

To Joseph B. Krause, as Trustee, and to the members of
the Collegiate Association of Columbia, S.C.:

You will please take notice that The Housing
Authority of the City of Columbia, S.C. has passed a reso-
lution setting forth its intention to appropriate the
following described property:

All that piece, parcel or lot of land situate, lying
and being in the Eastern section of the City of
Columbia, County of Richland, State of South Carolina,
measuring on its Eastern and Western sides 50 feet,
and on its Northern and Southern sides 100 feet, Being
bounded on the North by property of Sumter; on the
West by property of the Smith Estate and of the
Green Estate; on the south by property of Wright and on
the East by property of Clifton, being the Western
portion of Lot No. 3 on a plat made by S. G. Henry,
Surveyor, dated May 1896, recorded in the office of
the Clerk of Court for Richland County in Plat Book
"A", page 77.

Pursuant to said resolution a Board of Condemnation
has been appointed by order of Honorable G. Duncan Bellinger,
dated July 7, 1939, a copy of which order is hereto attached.

You will further take notice that this Condemna-
tion Board will meet Friday, Aug. 4, 1939, at 11:00 o'clock
A.M. in the Circuit Court Room in the Richland County

Court House for the purpose of hearing testimony as to the value of this property.

Robinson & Robinson,
Attorneys for The Housing
Authority of the City of
Columbia, S.C.

July 7, 1939

STATE OF SOUTH CAROLINA,)
)
COUNTY OF RICHLAND.)

To all whom these presents shall come, or be made known,
or whom the same may in any wise Concern, I, CLARENCE E.
HINNANT, Clerk of the Court of Common Pleas and General
Sessions for the County of Richland, in the said State,
send Greetings:

WHEREAS, pursuant to Act No. 783 of the Statu-
tes of 1934, The Housing Authority of the City of Columbia,
S.C. on or about the 7th day of July, 1939 did file condem-
nation proceedings in the Court of Common Pleas at Colum-
bia, in the County of Richland, and State aforesaid, against
Joseph B. Krause, as Trustee for the Collegiate Association
of Columbia, S.C., and after a finding of the value of the
land was made by the Condemnation Board the Honorable G. Dun-
can Bellinger by Order dated September 16, 1939, did Order,
Adjudge and Decree that the Clerk of Court execute to The
Housing Authority of the City of Columbia, S.C. his deed
transferring the property hereinbelow described in fee simple.

NOW, KNOW ALL MEN, That I, Clarence E. Hinnant,
Clerk of the Court of Common Pleas and General Sessions for
the said County, in consideration of the premises and also in
consideration of the sum of One Hundred Fifty-nine (\$159.00)
Dollars paid me by the said The Housing Authority of the
City of Columbia, S.C., the receipt whereof is hereby acknow-
ledged, have granted, bargained, sold, and released, and by
these presents do grant, bargain, sell and release unto the
said

THE HOUSING AUTHORITY OF THE CITY OF COLUMBIA, S.C., ITS SUCCESSORS AND ASSIGNS

All that piece, parcel or lot of land situate, lying and being in the Eastern section of the City of Columbia, in the County of Richland, State of South Carolina, measuring on its Eastern and Western sides 50 feet, and on its Northern and Southern sides 100 feet. Being bounded on the North by property of Sumter; on the West by property of the Smith Estate and of the Green Estate; on the South by property of Wright, and on the East by property of Clifton, being the Western portion of Lot No. 3 on a plat made by S. G. Henry, Surveyor, dated May 1896, recorded in the office of the Clerk of Court for Richland County in Plat Book "A", page 77. Being the same premises conveyed to Joseph B. Krause, as Trustee for the Collegiate Association of Columbia, S.C. by Fannie Clifton by her deed dated April 11, 1939, recorded in the office of the Clerk of Court for Richland County in Deed Book "EO", page 239.

TOGETHER with all and singular the hereditaments, rights, members and appurtenances whatsoever to the said lot of land belonging, or in anywise appertaining, and the revisions and remainders, rents, issues, and profits thereof: And also the estate, right, title, interest, dower, possession, property, benefit, claim, and demand whatsoever, of the said Joseph B. Krause, as Trustee for the Collegiate Association of Columbia, S.C., and of all the parties to the said suit; and all other persons rightfully claiming, or to claim the same, or any part thereof, by, from, or under them, or either of them.

TO HAVE AND TO HOLD the said lot of land, with its hereditaments, privileges, and appurtenances, unto the said The Housing Authority of the City of Columbia, S.C., its successors and assigns forever.

IN WITNESS WHEREOF, I, Clarence E. Hinnant, Clerk for the said County, under and by virtue of the said Decree, have hereunto set my Hand and Seal, at Columbia, S.C. the _____ day of September in the year of our Lord one thousand

nine hundred thirty-nine and in the one hundred and sixty-fourth year of the Sovereignty and Independence of the United States of America.

Clerk of the Court of Common (L.S.)
Pleas and General Sessions for
Richland County, South Carolina.

Signed, sealed and delivered)
in the presence of:)

STATE OF SOUTH CAROLINA,)
COUNTY OF RICHLAND.)

Personally appeared _____ and
made oath that he saw Clarence E. Hinnant, Clerk of the
Court of Common Pleas and General Sessions for Richland County,
sign, seal, and as his act and deed, deliver the within deed;
and that deponent, together with _____
signed their names as witnesses thereto.

Sworn to and subscribed before)
me this the _____ day of Sep-)
tember, A.D., 1939.)

Notary Public for S.C. (L.S.)