

TENNESSEE VALLEY AUTHORITY

Tract No. FR-1015
Map No. 36 R.2

WARRANTY DEED

Tract No. FR-1037
Map No. 16 R.5STATE OF NORTH CAROLINA
SWAIN COUNTY

(DOCUMENTARY STAMPS \$1.10 attached.)

This Deed, Made this 17 day of January, 1944, by and between Margaret Hyatt Ball, unmarried, Alice Hyatt Lammon and husband, Marshall Lammon, Ernest Hyatt and wife, Velma Hamby Hyatt, John Hyatt and wife, Stella Laney Hyatt, all of Rhodhiss, North Carolina; Joseph Hyatt, unmarried, Allen Hyatt and wife, Pearl Hinson Hyatt, all of Gastonia, North Carolina; Easter Hyatt Ballew and husband, Howard Ballew, Hudson, North Carolina; and Dewey Hyatt and wife, Lockie Lamb Hyatt, Erlanger, North Carolina, as parties of the first part, and the United States of America as party of the second part;

Witnesseth, that the said parties of the first part, in consideration of the sum of Eight Hundred Two and 50/100 Dollars (\$802.50) to them paid by the party of the second part, the receipt of which is hereby acknowledged, have bargained and sold, and by these presents do grant, bargain, sell and convey unto the United States of America, its successors and assigns, certain tracts or parcels of land, situate, lying and being in Swain County, State of North Carolina, and more particularly described as follows, to-wit:

FR-1015

A tract of land lying in Charleston Township of Swain County, State of North Carolina, on the right side of the Tuckasegee River, approximately 1 mile South of the confluence of Indian and Noland Creeks, and more particularly described as follows:

BEGINNING at a dogwood tree at the top of a ridge and in the northwest boundary line of J. M. Styles et ux's land; thence with J. M. Styles et ux's line S. 65° 00' W., 640 feet to a stake, a corner of the lands of J. M. Styles et ux, and J. M. Styles; thence with J. M. Styles' line N. 42° 00' W., 390 feet to a point (prev. desc. as a stake), a corner of the lands of J. M. Styles, and the Nantahala Power & Light Company; thence with the Company's line N. 4° 00' E., 920 feet to a point at the top of a ridge, a corner of the lands of the Nantahala Power & Light Company, and Phillip G. Rust; thence with Phillip G. Rust's and J. M. Styles et ux's line and the top of the ridge as it meanders approximately along the following bearings and distances: S. 87° 00' E., 1470 feet to a stake, S. 39° 00' W., 1130 feet to the point of beginning, and containing 30.0 acres, more or less.

Also, a strip of land 10 feet wide, lying 5 feet on each side of the center line of a road, and extending from the boundary line between the parcel hereinabove described, and the land of J. M. Styles, in a general southwesterly direction for a distance of approximately 2220 feet, to the boundary line between the lands of J. M. Styles, and A. E. Bradshaw; the said strip containing 0.5 acre, more or less.

All of the above described land contains a total of 30.5 acres, more or less.

FR-1037

A tract of land lying in Forneys Creek Township of Swain County, State of North Carolina, on the right side of the Tuckasegee River, approximately 1 mile north of the mouth of Noland Creek, and more particularly described as follows:

BEGINNING at a stake, a corner of the lands of the Nantahala Power & Light Company, and W. T. Jenkins; thence with W. T. Jenkins' line N. 26° 00' E., 210 feet to a point (prev. desc. as a stake), a corner of the lands of W. T. Jenkins, and the Nantahala Power & Light Company; thence with the Company's line N. 85° 00' E., 1915 feet to a point at the top of a ridge, a corner of the lands of the Nantahala Power & Light Company, and A. E. Bradshaw; thence with A. E. Bradshaw's line and the top of the ridge as it meanders approximately along the following bearings and distances: S. 67° 00' W., 210 feet; S. 38° 00' W., 360 feet; S. 3° 00' E., 210 feet to a 12 inch hickory stump, a corner of the lands of A. E. Bradshaw, the Nantahala Power & Light Company; thence, leaving the ridge, with the Company's line N. 83° 00' W., 1597 feet to the point of beginning, and containing 14.5 acres, more or less.

It is understood and agreed that the bearings given in the above descriptions are based on the North Carolina State Coordinate System, Lambert Projection, as established by the U. S. Coast and Geodetic Survey. The central meridian for this coordinate system is located at Longitude 79° 00' W.

Title to the above described tracts of land vested in the parties of the first part by virtue of the deed from James Styles and wife, Mary Styles, to Charity Hyatt, recorded in Book 51, page 581, and the deed from W. W. Jenkins et ux, to Charity M. Hyatt, recorded in Book 51, page 149, in the office of the Register of Deeds of Swain County,

North Carolina, and the subsequent death intestate of the said Charity M. Hyatt.

It is also understood and agreed that the parties of the first part grant and convey the above described tract FR-1015 subject to such right, title, and interest in and to the minerals as may be outstanding in third parties by virtue of that certain deed from John B. Allison to William N. Cooper, recorded in Deed Book 3, Page 233, by virtue of the reservations contained in certain deeds from Henry Wadkins and wife, recorded in Deed Book 35, page 333, and James Styles, recorded in Deed Book 51, page 581, which deeds are of record in the office of the Register of Deeds for Swain County, North Carolina. And the parties of the first part, for the considerations herein set out, hereby convey any and all right, title, and interest which they may now have, or may hereafter have, in and to the minerals contained in the above described tract FR-1015 by way of reversion, remainder, adverse possession, prescription, or otherwise.

To have and to hold the aforesaid tracts or parcels of land and all privileges and appurtenances thereto belonging, to the United States of America, its successors and assigns, to its own use and behoof forever.

And the said parties of the first part, for themselves, their heirs, successors, administrators and assigns, covenant with the said party of the second part, its successors and assigns that they are seized of said land and premises in fee, and have a right to convey the same in fee simple; that the same are free and clear from all encumbrances and that they will warrant and defend the title to same against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals this the day, month and year above written.

Witnesses to signature by mark of
Margaret Hyatt Ball:

(1) M. H. Jones
Granite Falls, N. C.

(2) Adkin Shull
Granite Falls, N. C.

her
Margaret X Hyatt Ball (Seal)
mark
Margaret Hyatt Ball

Joseph Hyatt (Seal)

Alice Hyatt Lammon (Seal)
Alice Hyatt Lammon

Marshall Lammon (Seal)
Marshall Lammon

Ernest Hyatt (Seal)
Ernest Hyatt

Velma Hamby Hyatt (Seal)
Velma Hamby Hyatt

John Hyatt (Seal)
John Hyatt

Stella Laney Hyatt (Seal)
Stella Laney Hyatt

Allen Hyatt (Seal)
Allen Hyatt

Pearl Hinson Hyatt (Seal)
Pearl Hinson Hyatt

Esther Hyatt Ballew (Seal)
Easter Hyatt Ballew

Howard Ballew (Seal)
Howard Ballew

Dewey Hyatt (Seal)
Dewey Hyatt

Lockie Lamb Hyatt (Seal)
Lockie Lamb Hyatt

STATE OF NORTH CAROLINA
CALDWELL COUNTY

I, M. H. Jones, a Notary Public for said County and State, do hereby certify that Margaret Hyatt Ball, unmarried, Marshall Lammon and wife, Alice Hyatt Lammon, Ernest Hyatt and wife, Velma Hamby Hyatt, and John Hyatt and wife, Stella Laney Hyatt, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Alice Hyatt Lammon, Velma Hamby Hyatt, and Stella Laney Hyatt, wives of Marshall Lammon, Ernest Hyatt, and John Hyatt, respectively, being by me privately examined, separate and apart from their said husbands, touching their voluntary execution of the same, do state that they signed the same freely and voluntarily, without fear or compulsion of their said husbands or any other person, and that they do still voluntarily assent thereto.

Witness my hand and official seal this 17 day of Jan., A.D., 1944.

(Seal affixed) My commission expires September 13, 1945.

M. H. Jones
Notary Public

STATE OF NORTH CAROLINA
GASTON COUNTY

I, D. B. Price, a Notary Public for said County and State, do hereby certify that Allen Hyatt and wife, Pearl Hinson Hyatt, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Pearl Hinson Hyatt, wife of Allen Hyatt, being by me privately examined, separate and apart from her said husband, touching her voluntary execution of the same, does state that she signed the same freely and voluntarily, without fear or compulsion of her said husband or any other person, and that she does still voluntarily assent thereto.

Witness my hand and official seal this 4 day of February, 1944 A.D.,

(seal affixed) My commission expires March 15, 1945

D. B. Price, Notary Public

STATE OF NORTH CAROLINA
CALDWELL COUNTY

I, M. H. Jones, a Notary Public for said County and State, do hereby certify that Howard Ballew and Easter Hyatt Ballew, his wife, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Easter Hyatt Ballew, wife of Howard Ballew, being by me privately examined, separate and apart from her said husband, touching her voluntary execution of the same, does state that she signed the same freely and voluntarily, without fear or compulsion of her said husband or any other person, and that she does still voluntarily assent thereto.

Witness my hand and official seal this 17 day of January, A.D., 1944.

M. H. Jones, Notary Public

(Seal affixed) My commission expires September 13, 1945

STATE OF NORTH CAROLINA
DAVIDSON COUNTY

I, Harvey L. Beck, a Notary Public for said County and State, do hereby certify that Dewey Hyatt and Lockie Lamb Hyatt, his wife, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Lockie Lamb Hyatt, wife of Dewey Hyatt, being by me privately examined, separate and apart from her said husband, touching her voluntary execution of the same, does state that she signed the same freely and voluntarily, without fear or compulsion of her said husband or any other person, and that she does still voluntarily assent thereto.

Witness my hand and official seal this 18th day of March, A.D., 1944.

Harvey L. Beck, Notary Public

(Seal affixed) My commission expires February, 1946

STATE OF NORTH CAROLINA
DAVIDSON COUNTY

I, Harvey L. Beck, a Notary Public in and for the State and county aforesaid, do hereby certify that Joseph Hyatt, unmarried, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal this 18th day of March, A. D., 1944.

Harvey L. Beck, Notary Public

(Seal affixed) My commission expires February, 1946

STATE OF NORTH CAROLINA, SWAIN COUNTY

The foregoing certificates of M. H. Jones, a Notary Public of Caldwell County, North Carolina; D. B. Price, a Notary Public of Gaston County, North Carolina; and Harvey L. Beck, a Notary Public of Davidson County, North Carolina; attested by their official seals, are adjudged to be correct. Let the instrument, and the certificates, be registered.

Witness my hand this 25 day of March, A.D., 1944.

H. J. Truett
Clerk Superior Court

Filed for registration on the 25 day of March, 1944, at 11:05 o'clock A. M., and registered in the office of the Register of Deeds for Swain County, N.C., 27 day of March, 1944, at 11:30 o'clock A. M., in Book 68 of Deeds, and Page 540, etc.

D.R. Welch
D.R. Welch, Deputy Register of Deeds,
Swain County, N. C.

NORTH CAROLINA

(DOCUMENTARY STAMPS ATTACHED AND CANCELLED 55¢)

SWAIN COUNTY

THIS DEED, made this the 23rd day of March, 1944, by MRS. THELMA HALL, Guardian of the Estates of Jacqueline Hall Sherrill and Elizabeth Ann Hall, minors, MRS. THELMA HALL, widow and LEWIS E. SHERRILL, of Swain County, North Carolina, parties of the first part, To SOLOMON MALOOF and wife, ELIZABETH MALOOF, of Swain County, North Carolina, parties of the second part,

WITNESS:

THAT, WHEREAS, in obedience and pursuant to an order of the Clerk of the Superior Court of Swain County, North Carolina, dated March 21, 1944, and duly approved and confirmed by a Judge of the Superior Court of North Carolina by an order dated March 22, 1944, entered in a proceeding brought in the Superior Court of Swain County, North Carolina, entitled "In the Matter of the Estates of Jacqueline Hall Sherrill and Elizabeth Ann Hall, minors, by their Guardian, Mrs. Thelma Hall", authorizing and directing Mrs. Thelma Hall, Guardian of the Estates of Jacqueline Hall Sherrill and Elizabeth Ann Hall, minors, to make sale of certain lands hereinafter described owned by said minors for the sum of \$400.00, and to execute and deliver to the purchaser a deed conveying said lands in fee simple to said purchaser upon the payment to said Mrs. Thelma Hall, Guardian as aforesaid, of said sum of \$400.00; and

WHEREAS, the said purchaser has paid said sum of \$400.00 to said Mrs. Thelma Hall, Guardian as aforesaid, and