

## TENNESSEE VALLEY AUTHORITY WARRANTY DEED

Map 38 R.1

(DOCUMENTARY STAMPS ATTACHED \$2.20)

STATE OF NORTH CAROLINA—SWAIN COUNTY

THIS DEED, Made this 29th day of December, 1943, by and between

ROBERT E. LEE KIRKLAND and wife, IDA KIRKLAND,

of the County of **Swain** and State of **North Carolina**, as parties of the first part, in consideration of the sum of **ONE THOUSAND SIX HUNDRED SIXTY AND 75/100** Dollars (\$1,660.75) 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, a certain tract or parcel of land, situate, lying and being in **Swain County, State of North Carolina**, and more particularly described as follows, to-wit:

A tract of land lying in Forneys Creek Township of Swain County, State of North Carolina, on the right side of the Little Tennessee River, approximately 1-3/4 miles northwest of Bushnell, and more particularly described as follows:

Beginning at a 40 inch chestnut stump, a corner of the lands of W. W. Shock, and Christine Fisher, and the most southwesterly corner of the tract herein described; thence with Christine Fisher's line N. 15° 30' W., 310 feet to a stake; thence S. 73° 30' W., 35 feet to a point in the center line of Chambers Creek, a corner of the lands of Christine Fisher, and Lon C. Kirkland; thence with Lon C. Kirkland's line and the center line of the creek as it meanders upstream approximately 700 feet to a stone; thence, leaving the creek, N. 18° 14' E., 35 feet to a 12 inch hemlock tree at the top of Old House Ridge; thence with Lon C. Kirkland's and Pearley Kirkland's line and the top of the ridge as it meanders in a northeasterly direction approximately 500 feet, passing a stone at approximately 330 feet, to a stake; thence, leaving the top of the ridge and with Pearley Kirkland's line N. 42° 45' W., 105 feet to a black oak stump in the center line of a trail; thence with the center line of the trail as it meanders approximately along a bearing and distance of N. 29° 45' E., 315 feet to a stone; thence, leaving the trail, N. 13° 00' E., 540 feet to a black oak stump at the top of a ridge; thence with the top of the ridge as it meanders approximately along the following bearings and distances:

N. 70° 00' E., 600 feet to a stake,  
N. 47° 30' W., 330 feet to a point, a corner of

the lands of Pearley Kirkland, and the Bryson City Bank; thence, leaving the top of the ridge and with the Bank's line S. 83° 00' E., 1080 feet to a point at the top of a ridge, a corner of the lands of the Bryson City Bank, and H. B. Anthony; thence with H. B. Anthony's line and the top of the ridge as it meanders approximately along the following bearings and distances:

S. 30° 00' W., 345 feet,

S. 8° 30' E., 580 feet to a bed rail, a corner of the lands of H. B. Anthony, and the A. J. Monteith Heirs; thence, leaving the top of the ridge and with the A. J. Monteith Heirs' line S. 4° 00' W., 730 feet to a point at the top of a ridge, a corner of the lands of the A. J. Monteith Heirs, Ivan Anthony et ux, and W. W. Shock; thence with W. W. Shock's line and the top of the ridge as it meanders approximately along the following bearings and distances:

S. 55° 30' W., 410 feet,

S. 42° 00' W., 765 feet to a red oak tree at a

fence corner; thence, leaving the ridge and with the fence line, S. 83° 00' W., 375 feet to a pine stump at a fence angle; thence N. 89° 00' W., 220 feet, leaving the fence at approximately 160 feet, to the point of beginning and containing 72. acres, more or less.

It is understood and agreed that the bearings given in the above description 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.

Being the property acquired by Robert E. Lee Kirkland, one of the parties of the first part hereto, by trustee's deed executed by W. G. Hall, Trustee, dated December 1, 1928, recorded in Book 60, Page 618, in the Register's Office of Swain County, North Carolina.

The Robert E. Lee Kirkland, named as one of the parties of the first part hereto, is one and the same person as R. E. L. Kirkland, grantee in the deed recorded in Book 60, Page 618, in the Register's Office of Swain County, North Carolina.

TO HAVE AND TO HOLD the aforesaid tract or parcel 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 them selves, 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.

Witness as to signature by (Seal)  
mark of Ida Kirkland.

(Seal) s/ Robert E. Lee Kirkland (Seal)  
ROBERT E. LEE KIRKLAND  
(Seal) her (Seal)

James Denman, Bryson City, N.C. (Seal)  
Hoke Lee Mynatt, Bryson City, N.C.

(Seal) s/ Ida X Kirkland (Seal)  
mark  
(Seal) IDA KIRKLAND (Seal)

STATE OF NORTH CAROLINA, SWAIN COUNTY

I, James Denman, a Notary Public for Clay County, N.C., do hereby certify that ROBERT E. LEE KIRKLAND and IDA KIRKLAND, his wife, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said IDA KIRKLAND, wife of ROBERT E. LEE KIRKLAND, being by me privately examined, separate and apart from her said husband, touching her voluntary execution of the same, doth state that she signed the same freely and voluntarily, without fear or compulsion of her said husband or any other person, and that she doth still voluntarily assent thereto.

WITNESS my hand and official seal this 29th day of December, A.D., 1943, and I certify that by virtue of section 3176 N.C. code, I am qualified to act in all counties of The State of North Carolina.

(SEAL AFFIXED) James Denman, Notary Public

My commission expires: Oct. 6, 1945

STATE OF NORTH CAROLINA, Swain COUNTY

The foregoing certificate of James Denman a Notary Public of Clay County, attested by his official seal, is adjudged to be correct. Let the instrument, and the certificate, be registered.

WITNESS my hand this 29th day of December, A.D., 1943.

H. J. Truett, Clerk Superior Court

Filed for registration on the 29th day of Dec., 1943, at 4:58 o'clock, P. M., and registered in the office of the Register of Deeds for Swain County, North Carolina, 30 day of December, 1943, at 2:00 o'clock P.M. in Book 67 of Deeds, and Page 116, etc.

*H. J. Truett*

Deputy Register of Deeds.  
Swain County, N.C.