

STATE OF NORTH CAROLINA
SWAIN COUNTY

I, H. J. Truett, Clerk of Superior Court for said County and State, do hereby certify that Abe L. Nichols and wife, Elvira W. Nichols, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Elvira W. Nichols, wife of Abe L. Nichols, 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 doth still voluntarily assent thereto. Let the instrument, and the certificate, be registered.

Witness my hand and official seal this 25 day of May, A.D., 1944.

(SEAL AFFIXED)

H. J. Truett
H. J. Truett, Clerk Superior Court
Swain County, North Carolina

Filed for registration on the 25 day of May, 1944, at 10:15 o'clock A. M., and registered in the office of the Register of Deeds for Swain County, North Carolina, 25 day of May, 1944 at 5:00 o'clock P. M., in Book 67 of Deeds, and Page 412.

H. P. Welch
D. R. Welch, Deputy Register of Deeds
Swain Co., N.C.

STATE OF NORTH CAROLINA
SWAIN COUNTY

TENNESSEE VALLEY AUTHORITY
W A R R A N T Y D E E D

TRACT FR-1079
Map 35 R.1

(DOCUMENTARY STAMPS 55¢ Attached)

This Deed, Made this 25 day of May, 1944, by and between Savannah S. Pilkington, Administratrix of the Estate of George W. Pilkington, of the County of Gaston and State of North Carolina, as party of the first part; Savannah S. Pilkington, unmarried, of the County of Gaston and State of North Carolina, as party of the second part; and the United States of America as party of the third part.

Witnesseth: That whereas, George W. Pilkington did, on January 6, 1944, enter into a contract with the Tennessee Valley Authority, a corporation existing under Acts of Congress, contracting to convey to the United States of America for the consideration of Three Hundred Sixty-three and 45/100 Dollars (\$363.45) the property hereinafter described; and

Whereas, said George W. Pilkington died intestate in Gaston County, North Carolina, on the 27 day of February, 1944, without executing the deed to the United States of America, or receiving the consideration as provided for in said contract; and

Whereas, Savannah S. Pilkington, the party of the first part hereto, and also the party of the second part hereto, is the surviving widow of said George W. Pilkington; and

Whereas, the first party hereto did, on March 2, 1944, duly qualify as executrix of the estate of said George W. Pilkington in the Superior Court of Gaston County, North Carolina; and

Whereas, the contract entered into between George W. Pilkington and the Tennessee Valley Authority hereinabove referred to has been recorded in the office of the Register of Deeds of Swain County, North Carolina, and now appears of record in that office in Book 67, Page 404; and

Whereas, the Tennessee Valley Authority acting for the United States of America has paid to the party of the first part the consideration of Three Hundred Sixty-three and 45/100 Dollars (\$363.45) provided for in said contract; and

Whereas, the party of the first part is authorized under Section 91 North Carolina Code of 1939 to convey to the third party all the right, title and interest of George W. Pilkington in the tract of land hereinafter described in compliance with the terms of the contract hereinabove referred to.

Now therefore, the said party of the first part and the said party of the second part in consideration of the sum of Three Hundred Sixty-three and 45/100 Dollars (\$363.45) to them paid by the party of the third part, 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 1-1/4 miles southwest of the confluence of the Little Laurel Creek and Indian Camp Creek tributaries of Chambers Creek, and more particularly described as follows:

BEGINNING at a stake at the top of a ridge, a corner of the lands of Guy Posey et ux, and the Andy Pilkerton Heirs, and the most northerly point of the tract herein described; thence with the Andy Pilkerton Heirs' line S. 38° 00' E., 1500 feet to a 12 inch chestnut stump at the top of a ridge, a corner of the lands of the Andy Pilkerton Heirs, and J. E. Brooks; thence with J. E. Brooks', the A. J. Pilkerton Heirs', and Guy Posey et ux's line and the top of the ridge as it meanders approximately along the following bearings and distances: S. 11° 00' W., 300 feet; S. 59° 30' W., 485 feet; S. 44° 30' W., 490 feet to a 24 inch hickory tree; N. 35° 00' W., 350 feet; S. 85° 00' W., 380 feet; N. 35° 00' W., 760 feet to a point; thence leaving the ridge and with Guy Posey's line N. 35° 00' W., 100 feet to a point in the center line of a branch witnessed by a 24 inch white oak tree; thence with the center line of the branch as it meanders upstream approximately along a bearing and distance of N. 86° 00' E., 330 feet to a point at a spring; thence, leaving the branch, N. 0° 30' W., 250 feet to a stake at the top of a ridge; thence with the top of the ridge as it meanders approximately along a bearing and distance of N. 38° 00' E., 1050 feet to the point of beginning, and containing 46. 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 George Washington Pilkington, who is one and the same person as George W. Pilkington, by deed executed by Z. O. Calhoun et al, dated October 14, 1939, recorded in Deed Book 64, page 30, in the office of the Register of Deeds 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 and second part, for themselves, their heirs, successors, administrators and assigns, covenant with the said party of the third part, its successors and assigns that they are seized of said land and premises in fee, and have 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 and second part have hereunto set their hands and seals this the day, month and year above written.

Savannah S. Pilkington, Admrx. (Seal)
Savannah S. Pilkington, Administratrix
of the Estate of George W. Pilkington

Savannah S. Pilkington (Seal)
Savannah S. Pilkington

STATE OF NORTH CAROLINA
GASTON COUNTY

I, Will W. Wiggins, a Notary Public for Swain County, North Carolina, do hereby certify that Savannah S. Pilkington, Administratrix of the Estate of George W. Pilkington, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal this 25th day of May, A. D., 1944, 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) My commission expires: February 20, 1946

Will W. Wiggins, Notary Public

STATE OF NORTH CAROLINA
GASTON COUNTY

I, Will W. Wiggins, a Notary Public for Swain County, North Carolina, do hereby certify that Savannah S. Pilkington personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal this 25th day of May, A.D., 1944, 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) My commission expires: February 20, 1946

Will W. Wiggins, Notary Public

STATE OF NORTH CAROLINA, SWAIN COUNTY

The foregoing certificates of Will W. Wiggins, a Notary Public for Swain County, North Carolina, attested by his official seal, are adjudged to be correct. Let the instrument, and the certificates, be registered.

Witness my hand this 27 day of May, A.D., 1944.

Annie Mae Truett,
Deputy Clerk Superior Court

Filed for registration on the 27 day of May 1944, at 11:00 o'clock A. M., and registered in the office of the Register of Deeds for Swain County, N. C., 27 day of May, 1944, at 4:00 o'clock P. M., in Book 67 of Deeds, and Page 414, etc.

D. R. Welch

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

STATE OF NORTH CAROLINA
SWAIN COUNTY

TENNESSEE VALLEY AUTHORITY
WARRANTY DEED

TRACT NO. FR-148
Map No. 5 R.11

(DOCUMENTARY STAMPS 55¢ Attached)

This Deed, Made this 14th day of May, 1944, by and between Harley N. Ballew and wife, Zenia Jones Ballew, Dollie Jones Brooks and James L. Brooks, her husband, and W. D. Jones, unmarried, all of the county of McDowell and State of North Carolina; J. Baxter Jones and Dollie C. Jones, his wife, of the County of Graham and State of North Carolina; Gola P. Jones and Lillie H. Jones, his wife, of the County of Blount and State of Tennessee; Emeline Jones Buchanan and Golmon J. Buchanan, her husband, of the County of Blount and State of Tennessee; and Clemmie Jones Hall, unmarried, of the County of Summit and State of Ohio; and Minnie Jones Cable and William Cable, her husband, of the county of Swain and State of 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 Three Hundred Twenty-two and 39/100 Dollars (\$322.39) 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, all their undivided 17/18 interest in and to 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 left bank of Hazel Creek, approximately 1/4 mile east of the State Highway No. 288 bridge across Hazel Creek, and more particularly described as follows:

Beginning at a point in the center line of Hazel Creek and in the prolongation of a fence line, a corner of the lands of Bill Cable et ux, and Harley Pace, and the most northerly point of the tract herein described; thence with Harley Pace's line and the fence line South 30° 00' East, 310 feet, passing a stake at approximately 50 feet, to a fence angle; thence South 2° 00' East, 160 feet, leaving the fence line at approximately 120 feet, to a point at the top of a ridge; thence with the top of the ridge as it meanders approximately along a bearing and distance of South 12° 30' East, 1065 feet to a 20 inch pine snag at the top of Welch Ridge, a corner of the lands of Harley Pace, and the J. E. Coburn Heirs; thence with the J. E. Coburn Heirs' line and the top of the ridge as it meanders in a westerly direction approximately 570 feet to a stake, a corner of the lands of the J. E. Coburn Heirs, and Jim Brooks et ux; thence, with Jim Brooks' line and the top of a spur ridge as it meanders approximately along the following bearings and distances: North 28° 00' West, 575 feet; North 16° 30' West, 910 feet to a point; thence, leaving the ridge, North 7° 00' West, 30 feet to a point in the center line of Hazel Creek, a corner of the lands of Jim Brooks et ux, and Bill Cable et ux; thence with Bill Cable's line and the center line of the creek as it meanders upstream approximately 670 feet to the point of beginning, and containing 23.7 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 United States Coast and Geodetic Survey. The central meridian for this coordinate system is located at Longitude 79° 00' West.

An undivided 9/18 interest in the above described tract of land was acquired by H. N. Ballew, who is one and the same person as Harley N. Ballew, one of the Parties of the First part herein, and wife, Zenia Jones Ballew, by virtue of the deed from A. J. Jones and wife, L. J. Jones, dated April 6, 1926, and recorded in Deed Book 53, page 212, in the Office of the Register of Deeds of Swain County, North Carolina; and the remaining 8/18 interest was acquired by Zenia Jones Ballew, Dollie Jones Brooks, W. D. Jones, J. Baxter Jones, Gola P. Jones, Emeline Jones Buchanan, Clemmie Jones Hall, and Minnie Jones Cable by virtue of the intestate death of A. J. Jones.

It is further understood and agreed that this conveyance is made subject to the outstanding title of the United States of America for an undivided 1/2 interest in flowage easement rights as described in