

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.

Inez B. Caldwell (Seal)
Inez B. Caldwell

Inez Caldwell Coggins (Seal)
Inez Caldwell Coggins

George M. Coggins (Seal)
George M. Coggins

STATE OF SOUTH CAROLINA
SPARTANBURG COUNTY

I, J. D. Burgess, a Notary Public, for said County and State, do hereby certify that Inez Caldwell Coggins and husband, George M. Coggins; and Inez B. Caldwell, unmarried; personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Inez Caldwell Coggins wife of George M. Coggins, 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.

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

(Seal affixed) My commission expires: at Will of Governor

J. D. Burgess
Notary Public for South Carolina

STATE OF NORTH CAROLINA, SWAIN COUNTY

The foregoing certificate of J. D. Burgess, a Notary Public of Spartanburg County, S. C. attested by his official seal, is adjudged to be correct. Let the instruments, and the certificate, be registered.

Witness my hand this 18th day of May, A.D., 1944.

H. J. Truett
Clerk Superior Court

Filed for registration on the 18 day of May, 1944, at 2:32 o'clock P. M., and registered in the office of the Register of Deeds for Swain County, N. C., 18 day of May, 1944, at 5:00'clock P. M., in Book 67 of Deeds, and Page 382.

D. R. 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 Deed

Tract No. FR-1278
Map No. 34 R.1

This Deed, Made this 13 day of March, 1944, by and between Paul L. Burlingame, unmarried, who is serving in the armed forces of the United States, as party of the first part, and the United States of America as party of the second part:

Witnesseth, that the said party of the first part, in consideration of the sum of Eighteen and 41/100 Dollars (\$18.41) to him paid by the party of the second part, the receipt of which is hereby acknowledged, has bargained and sold, and by these presents does grant, bargain, sell and convey unto the United States of America, its successors and assigns, an undivided 1/7 interest, subject to the unassigned right of dower of Lillie B. Burlingame, in and to a certain tract or parcel of land, situate, lying and being in Swain County, States 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 both banks of Hazel Creek, approximately 3 1/4 miles northeast of Proctor, and more particularly described as follows:

BEGINNING at a stake on the northwest side of a road and in the south boundary line of the tract herein described, a corner of the lands of Lillie Burlingame, and the William Calhoun Heirs; thence with the William Calhoun Heirs' line N. 77° 00' W., 12 feet to a point in the center line of an old road, a corner of the lands of the William Calhoun Heirs, and Ethel Crisp; thence with Ethel Crisp's line and the center line of the old road as it meanders approximately along a bearing and distance of N. 43° 30' E., 275 feet to a point at the top of a ridge, a corner of the lands of Ethel Crisp, J. G. Stikeleather et al, and Lillie Burlingame; thence leaving the old road and with Lillie Burlingame's line N. 51° 30' E., 222 feet, crossing a road at approximately 110 feet, to a point; thence S. 3° 30' W., 330 feet, crossing Hazel Creek, to a point; thence S. 89° 00' W., 330 feet, crossing Hazel Creek, to the point of beginning, and containing 1.4 acres, more or less.

It is understood and agreed that this conveyance is made subject to such rights as may be vested in the county or state to a county type of state road.

It is further 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.

The undivided 1/7 interest, herein conveyed, in the above described tract of land was acquired by the party of the first part hereto by virtue of intestate succession as an heir at law of O. Burlingame, deceased, grantee in the deed from J. E. Coburn et ux, dated February 4, 1922, and recorded in Book 49, page 469, in the office of the Register of Deeds for 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 party of the first part, for himself, his heirs, successors, administrators and assigns, covenants with the said party of the second part, its successors and assigns that he is seized of an undivided 1/7 interest in said land and premises in fee, subject to the unassigned right of dower of Lillie B. Burlingame, and has right to convey the same in fee simple; that the same are free and clear from all encumbrances and that he will warrant and defend the title to same against the lawful claims of all persons whomsoever.

In Witness Whereof, The said party of the first part has hereunto set his hand and seal this the day, month and year above written.

Paul L. Burlingame (Seal)
Paul L. Burlingame

On this the 13 day of March, 1944, before me, George M. Markley, the undersigned officer, personally appeared Paul L. Burlingame, unmarried, known to me (or satisfactorily proven) to be serving in or with the armed forces of the United States and to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same for the purposes therein contained. And the undersigned does further certify that he is, at the date of this certificate, a commissioned officer of the rank stated below and is in the active service of the armed forces of the United States.

George M. Markley
Signature of Officer

Maj. M. C. Walter Reed Genl. Hosp.
Rank of Officer, and command to which attached

STATE OF NORTH CAROLINA, SWAIN COUNTY

The foregoing certificate of George M. Markley, Maj. M. C., Walter Reed Genl. Hosp., is adjudged to be correct. Let the instrument, and the certificate, be registered.

Witness my hand this 19 day of May, A.D., 1944.

H. J. Truett
Clerk Superior Court

Filed for registration on the 19 day of May, 1944, at 10:30 o'clock A. M., and registered in the office of the Register of Deeds for Swain County, N. C., 19 day of May, 1944, at 11:30 o'clock A. M., in Book 67, of Deeds, and Page 384, 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-1278
Map No. 34 R.1

This deed, Made this 13 day of March, 1944, by and between Lillie B. Burlingame, unmarried, of the County of Swain and State of North Carolina; Naomi Burlingame, unmarried, who is serving in the armed forces of the United States; and Ruth Burlingame Brown and husband, Murl Brown, of the County of Blount and State of Tennessee, as parties of the first part, and the United States of America as party of the second part:

Witnesseth, that the said Naomi Burlingame, Ruth Burlingame Brown and husband, Murl Brown, parties of the first part, for and in consideration of the sum of Thirty-Six and 83/100 Dollars (\$36.83) 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, an undivided 2/7 interest subject to the unassigned right of dower of Lillie B. Burlingame in and to the hereinafter described tract of land; and Lillie B. Burlingame, one of the first parties hereto, in consideration of the sum of Eighteen and 92/100 Dollars (\$18.92) to her paid by the party of the second part, the receipt of which is hereby

acknowledged, has bargained and sold, and by these presents does grant, bargain, sell and convey unto the United States of America, its successors and assigns, her unassigned right of dower 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 both banks of Hazel Creek, approximately 3 1/4 miles northeast of Proctor, and more particularly described as follows:

BEGINNING at a stake on the northwest side of a road and in the south boundary line of the tract herein described, a corner of the lands of Lillie Burlingame, and the William Calhoun Heirs; thence with the William Calhoun Heirs' line N. 77° 00' W., 12 feet to a point in the center line of an old road, a corner of the lands of the William Calhoun Heirs, and Ethel Crisp; thence with Ethel Crisp's line and the center line of the old road as it meanders approximately along a bearing and distance of N. 43° 30' E., 275 feet to a point at the top of a ridge, a corner of the lands of Ethel Crisp, J. G. Stikeleather et al, and Lillie Burlingame; thence leaving the old road and with Lillie Burlingame's line N. 51° 30' E., 222 feet, crossing a road at approximately 110 feet, to a point; thence S. 3° 30' W., 330 feet, crossing Hazel Creek, to a point; thence S. 89° 00' W., 330 feet, crossing Hazel Creek, to the point of beginning, and containing 1.4 acres, more or less.

It is understood and agreed that this conveyance is made subject to such rights as may be vested in the county or state to a county type of state road.

It is further 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.

The interest, herein conveyed, in the above described tract of land was acquired by Lillie B. Burlingame, Naomi Burlingame, and Ruth Burlingame Brown, by intestate succession as the surviving widow and heirs at law of O. Burlingame, deceased, grantee in the deed from J. E. Coburn et ux, dated February 4, 1922, and recorded in Book 49, page 469, in the office of the Register of Deeds for 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 Naomi Burlingame, Ruth Burlingame Brown and husband, Murl Brown, 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 an undivided 2/7 interest in said land and premises in fee, and have right to convey the same in fee simple; and the said Lillie B. Burlingame, one of the parties of the first part, for herself, her heirs, successors, administrators and assigns, covenants with the said party of the second part, its successors and assigns that she is seized of an unassigned right of dower in said land and premises in fee and has 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.

Lillie B. Burlingame (Seal)
Lillie B. Burlingame

Naomi Burlingame (Seal)
Naomi Burlingame

Ruth Burlingame Brown (Seal)
Ruth Burlingame Brown

Murl Brown (Seal)
Murl Brown

STATE OF NORTH CAROLINA
SWAIN COUNTY

I, James Denman, a Notary Public, in and for the said State and Clay County, do hereby certify that Lillie B. Burlingame, unmarried, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal this 14 day of March, 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.
My commission expires; Oct. 6, 1945.
(Seal affixed)

James Denman, Notary Public

STATE OF TENNESSEE
BLOUNT COUNTY

I, William H. Blough, a Notary Public, for said County and State, do hereby certify that Ruth Burlingame

Brown and Murl Brown, her husband, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Ruth Burlingame Brown, wife of Murl Brown, 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 13 day of March, A.D., 1944, and I certify that I have qualified as a Notary Public in Blount County, Tenn., under Chapter 193, Public Acts of Tenn., 1935.

(Seal affixed) My commission expires: Jan. 15, 1945.

William H. Blough, Notary Public

(Seal shows Rhea County)

STATE OF NORTH CAROLINA
SWAIN COUNTY

I, Will W. Wiggins, a Notary Public for said County and State, do hereby certify that Naomi Burlingame, unmarried, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal this 19th day of May, A.D., 1944.

(Seal affixed) My commission expires: February 20, 1946

Will W. Wiggins, Notary Public

STATE OF NORTH CAROLINA, SWAIN COUNTY

The foregoing certificate of James Denman, a Notary Public in and for Clay County, N.C., the certificate of William H. Blough, a Notary Public for Blount County, Tennessee, and the certificate of Will W. Wiggins, a Notary Public in and for Swain County, N. C., attested by their official seals, are adjudged to be correct. Let the instrument, and the certificates, be registered.

Witness my hand this 19 day of May, A.D., 1944.

H. J. Truett, Clerk Superior Court

Filed for registration on the 19 day of May, 1944, at 10:21 o'clock A. M., and registered in the office of the Register of Deeds for Swain County, N. C., 19 day of May 1944, at 2:00 o'clock P. M., in Book 67, of Deeds, and Page 385, etc.

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

STATE OF NORTH CAROLINA
SWAIN COUNTY

TENNESSEE VALLEY AUTHORITY

Tract No. FR-1278

WARRANTY DEED

Map No. 34 R.1

This Deed, Made this 20th day of March, 1944, by and between Orson Burlingame, unmarried, who is serving in the armed forces of the United States, as party of the first part, and the United States of America as party of the second part:

Witnesseth, that the said party of the first part, in consideration of the sum of Eighteen and 41/100 Dollars (\$18.41) to him paid by the party of the second part, the receipt of which is hereby acknowledged, has bargained and sold, and by these presents does grant, bargain, sell and convey unto the United States of America, its successors and assigns, an undivided 1/7 interest, subject to the unassigned right of dower of Lillie B. Burlingame, 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, States of North Carolina, on both banks of Hazel Creek, approximately 3 1/4 miles northeast of Proctor, and more particularly described as follows:
BEGINNING at a stake on the northwest side of a road and in the south boundary line of the tract herein described, a corner of the lands of Lillie Burlingame, and the William Calhoun Heirs; thence with the William Calhoun Heirs' line N. 77° 00' W., 12 feet to a point in the center line of an old road, a corner of the lands of the William Calhoun Heirs, and Ethel Crisp; thence with Ethel Crisp's line and the center line of the old road as it meanders approximately along a bearing and distance of N. 43° 30' E., 275 feet to a point at the top of a ridge, a corner of the lands of Ethel Crisp, J. G. Stikeleather et al, and Lillie Burlingame; thence leaving the old road and with Lillie Burlingame's line N. 51° 30' E., 222 feet, crossing a road at approximately 110 feet, to a point; thence S. 3° 30' W., 330 feet, crossing Hazel Creek, to a point; thence S. 89° 00' W., 330 feet, crossing Hazel Creek, to the point of beginning, and containing 1.4 acres, more or less.

It is understood and agreed that this conveyance is made subject to such rights as may be vested in the county or state to a county type of state road.

It is further 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.

The undivided 1/7 interest, herein conveyed, in the above described tract of land was acquired by the party of the first part hereto by virtue of intestate succession as an heir at law of O. Burlingame, deceased, grantee in the deed from J. E. Coburn et ux, dated February 4, 1922, and recorded in Book 49, page 469, in the office of the Register of Deeds for 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 party of the first part, for himself, his heirs, successors, administrators and assigns, covenants with the said party of the second part, its successors and assigns that he is seized of an undivided 1/7 interest in said land and premises in fee, subject to the unassigned right of dower of Lillie B. Burlingame, and has right to convey the same in fee simple; that the same are free and clear from all encumbrances and that he will warrant and defend the title to same against the lawful claims of all persons whomsoever.

In Witness Whereof, The said party of the first part has hereunto set his hand and seal this the day, month and year above written.

Orson Burlingame (Seal)
Orson Burlingame

On this the 22 day of April, 1944, before me, Norman W. Eckhardt, the undersigned officer, personally appeared Orson Burlingame, unmarried, known to me (or satisfactorily proven) to be serving in or with the armed forces of the United States and to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same for the purposes therein contained. And the undersigned does further certify that he is, at the date of this certificate, commissioned officer of the rank stated below and is in the active service of the armed forces of the United States.

Norman W. Eckhardt
Signature of Officer

Captain, U.S. M. C.
Rank of Officer, and command to which
attached
Fifth Field Depot
Fifth Amphibious Corps

STATE OF NORTH CAROLINA, SWAIN COUNTY

The foregoing certificate of Norman W. Eckhardt, Captain, U.S.M.C., Fifth Field Depot, Fifth Amphibious Corps, is adjudged to be correct. Let the instrument, and the certificate, be registered.

Witness my hand this 19th day of May, A.D., 1944.

H. J. Truett
Clerk Superior Court

Filed for registration on the 19 day of May, 1944, at 10:22 o'clock A. M., and registered in the office of the Register of Deeds for Swain County, N. C., 19 day of May, 1944, at 3:00 o'clock P. M., in Book 67 of Deeds, and Page 387, etc.

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

TENNESSEE VALLEY AUTHORITY

STATE OF NORTH CAROLINA
SWAIN COUNTY

WARRANTY DEED

Tract No. FR-1278
Map No. 34 R.1

This Deed, Made this 27th day of March, 1944, by and between Helen Burlingame Taylor and husband, Charlie F. Taylor, and Alice Burlingame Poos and husband, Erwin W. Poos, of the County of Baldwin and State of Alabama, 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 Thirty-Six and 82/100 Dollars (\$36.82) 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, an undivided 2/7 interest, subject to the unassigned right of dower of Lillie B. Burlingame, 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 both banks of Hazel Creek, approximately 3 1/4 miles northeast of Proctor, and more particularly described as follows:

BEGINNING at a stake on the northwest side of a road and in the south boundary line of the tract herein described, a corner of the lands of Lillie Burlingame, and the William Calhoun Heirs; thence with the William Calhoun Heirs' line N. 77° 00' W., 12 feet to a point in the center line of an old road, a corner of the lands of the William Calhoun Heirs, and Ethel Crisp; thence with Ethel Crisp's line and the center line of the old road as it meanders approximately along a bearing and distance of N. 43° 30' E., 275 feet to a point at the top of a ridge, a corner of the lands of Ethel Crisp, J. G. Stikeleather et al, and Lillie Burlingame; thence leaving the old road and with Lillie Burlingame's line N. 51° 30' E., 222 feet, crossing a road at approximately 110 feet, to a point; thence S. 3° 30' W., 330 feet, crossing Hazel Creek, to a point; thence S. 89° 00' W., 330 feet, crossing Hazel Creek, to the point of beginning, and containing 1.4 acres, more or less.

It is understood and agreed that this conveyance is made subject to such rights as may be vested in the county or state to a county type of state road.

It is further 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.

The undivided 2/7 interest, herein conveyed, in the above described tract of land was acquired by Helen Burlingame Taylor and Alice Burlingame Poos, two of the parties of the first part hereto, by virtue of intestate succession as heirs at law of O. Burlingame, deceased, grantee in the deed from J. E. Coburn et ux, dated February 4, 1922, and recorded in Book 49, page 469, in the office of the Register of Deeds for 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 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 an undivided 2/7 interest in said land and premises in fee, subject to the unassigned right of dower of Lillie B. Burlingame, 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 part have hereunto set their hands and seals this the day, month and year above written.

Helen Burlingame Taylor (Seal)
Helen Burlingame Taylor

Charlie F. Taylor (Seal)
Charlie F. Taylor

Alice Burlingame Poos (Seal)
Alice Burlingame Poos

Erwin W. Poos (Seal)
Erwin W. Poos

STATE OF ALABAMA
COUNTY OF BALDWIN

I, Alyce C. Bill, a Notary Public for said County and State, do hereby certify that Helen Burlingame Taylor and Charlie F. Taylor, her husband, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Helen Burlingame Taylor, wife of Charlie F. Taylor, 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 27th day of March, A.D. 1944.

(Seal affixed) My commission expires: March 6, 1946

Alyce C. Bill, Notary Public

STATE OF ALABAMA
COUNTY OF BALDWIN

I, Alyce C. Bill, a Notary Public for said County and State, do hereby certify that Alice Burlingame Poos and Erwin W. Poos, her husband, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Alice Burlingame Poos, wife of Erwin W. Poos, 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 27th day of March, A.D., 1944.

(Seal affixed) My commission expires: March 6, 1946.

Alyce C. Bill
Notary Public

State of North Carolina, Swain County

The foregoing certificates of Alyce C. Bill, a Notary Public of Baldwin County, Alabama, attested by her official seal, are adjudged to be correct. Let the instrument, and the certificates, be registered.

Witness my hand this 19 day of May, A.D., 1944.

H. J. Truett
Clerk Superior Court

Filed for registration on the 19 day of May, 1944, at 10:23 o'clock A. M., and Registered in the Office of the Register of Deeds for Swain County, N.C., 19 day of May, 1944, at 4:00 O'clock P. M., in Book 67 of Deeds, and Page 388, etc.

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

STATE OF NORTH CAROLINA
SWAIN COUNTY

TENNESSEE VALLEY AUTHORITY
WARRANTY DEED

Tract No. FR-1278
Map No. 34 R. 1

This Deed, Made this 4th day of April, 1944, by and between D. Burlingame and wife, Elmo Burlingame, of the County of Tarrant and State of Texas, 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 Eighteen and 41/100 Dollars (\$18.41) 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, an undivided 1/7 interest, subject to the unassigned right of dower of Lillie B. Burlingame, 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 both banks of Hazel Creek, approximately 3 1/4 miles northeast of Proctor, and more particularly described as follows:

Beginning at a stake on the northwest side of a road and in the south boundary line of the tract herein described, a corner of the lands of Lillie Burlingame, and the William Calhoun Heirs; thence with the William Calhoun Heirs' line N. 77° 00' W., 12 feet to a point in the center line of an old road, a corner of the lands of the William Calhoun Heirs, and Ethel Crisp; thence with Ethel Crisp's line and the center line of the old road as it meanders approximately along a bearing and distance of N. 43° 30' E., 275 feet to a point at the top of a ridge, a corner of the lands of Ethel Crisp, J. G. Stikeleather et al, and Lillie Burlingame; thence leaving the old road and with Lillie Burlingame's line N. 51° 30' E., 222 feet, crossing a road at approximately 110 feet, to a point; thence S. 3° 30' W., 330 feet, crossing Hazel Creek, to a point; thence S. 89° 00' W., 330 feet, crossing Hazel Creek, to the point of Beginning, and containing 1.4 acres, more or less.

It is understood and agreed that this conveyance is made subject to such rights as may be vested in the county or state to a county type of state road.

It is further 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.

The undivided 1/7 interest, herein conveyed, in the above described tract of land was acquired by D. Burlingame, one of the parties of the first part hereto, by virtue of intestate succession as an heir at law of O. Burlingame, deceased, grantee in the deed from J. E. Coburn et ux, dated February 4, 1922, and recorded in Book 49, page 469, in the office of the Register of Deeds for 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 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 an undivided 1/7 interest in said land and premises in fee, subject to the unassigned right of dower of Lillie B. Burlingame, 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 part have hereunto set their hands and seals this the day, month and year above written.

D. Burlingame (Seal)
D. Burlingame

Elmo Burlingame (Seal)
Elmo Burlingame

STATE OF TEXAS
COUNTY OF TARRANT

I, Ivy Cornelius, a Notary Public for said County and State, do hereby certify that D. Burlingame and Elmo Burlingame, his wife, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Elmo Burlingame, wife of D. Burlingame, 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 4th day of April, A. D., 1944.

(Seal affixed)
My commission expires: June 1945

Ivy Cornelius, Notary Public

STATE OF NORTH CAROLINA, SWAIN COUNTY

The foregoing certificate of Ivy Cornelius, a Notary Public in and for Tarrant County, Texas, is adjudged to be correct. Let the instrument, and the certificate, be registered.

Witness my hand this 19 day of May, A.D., 1944.

H. J. Truett
Clerk Superior Court

Filed for registration on the 19 day of May, 1944, at 10:24 o'clock A. M., and registered in the office of the Register of Deeds for Swain County, N.C., 19 day of May, 1944, at 5:00 o'clock P. M. in Book 67 of Deeds, and Page 390, etc

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

GRANT OF FLOWAGE EASEMENT
AND
RELEASE FROM DAMAGES

Tract No. FR-442-F
(DOCUMENTARY STAMPS \$275.00 attached)

This indenture, made and entered into this 12th day of May, 1944, by and between the North Carolina Exploration Company, a Corporation organized and existing under and by virtue of the laws of the State of Delaware (hereinafter called the "Grantor") and the United States of America (hereinafter called the "Grantee"),

Witnesseth: That for and in consideration of the sum of Two Hundred Fifty Thousand Dollars (\$250,000), cash in hand paid by the Tennessee Valley Authority, acting as agent for the United States of America, the receipt whereof is hereby acknowledged, the Grantor has this day bargained and sold and does hereby grant, bargain, sell, transfer and convey unto the Grantee and its assigns easement rights in and over the land hereinafter described, for the following uses and purposes:

(1) Over that portion of the following described land which lies below contour elevation 1715.63, Mean Sea Level (all elevations referred to herein being based upon Mean Sea Level as established by the Southeastern Supplementary Adjustment of 1936, U.S.C. & G.S.), and containing 389 acres, more or less:

(a) The right to overflow, flood and cover said hereinafter designated land with the flood, slack or backwater created by the erection and operation of Fontana Dam across the Little Tennessee River.

(b) The right to enter upon said land from time to time and prepare the reservoir area for impoundage of the water and clear and remove therefrom any timber or other natural growth and any obstructions, accumulations, trash, filth or any other thing which would interfere with navigation or flood control.

(c) Excepting use of the property for mining purposes, the right to prevent the draining or dumping into said reservoir of such other refuse, sewerage or other material not reasonably connected with mining operations which might tend to pollute the same.

(d) The right to enter upon said land and do such drainage and other work as in the discretion of the Authority may be necessary to carry out an adequate program of malaria control, including the maintenance of necessary patrols and the application of larvicides.

(e) The right to enter upon said land and do such dredging, excavating and other channel improvement