

TENNESSEE VALLEY AUTHORITY WARRANTY DEED

STATE OF NORTH CAROLINA—SWAIN COUNTY

THIS DEED, Made this 23rd day of January, 1946, by and between E.B. Whitaker, guardian of Barbara Winston Price, incompetent,

of the County of Swainand State of North Carolina

, as part y

of the first part, and the UNITED STATES OF AMERICA as party of the second part: WITNESSETH, That the said part y of the first part, in consideration of the sum of Fifty-Two and 50/100 Dollars (\$ 52.50)

to him paid by the party of the second part, as hereinafter set out the receipt of which is hereby acknowledged, ha s 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 126/1440 interest in 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:

H m A tract of land lying in Forneys Creek Township of Swain County, State of North Carolina, on the right side of Hazel Creek, approximately 1/8 mile north of the confluence of Sugar Fork and Haw Gap Creeks, and approximately 2 miles northeast of Proctor, and more particularly described as follows:

Beginning at a spruce pine stump in the north boundary line of the tract herein described and on the left side of Haw Gap Creek, a corner to the land of the Hazel Creek Land Company; thence with the Company's line along the following bearings and distances: S. 21 E., 300 feet; S. 72 W., 1110 feet, crossing Haw Gap Creek at approximately 550 feet and ~~in~~ a public road at approximately 650 feet, to a maple stump, a corner of the lands of the Hazel Creek Land Company, and J.G. Stikeleather et al; thence with J.G. Stikeleather's line S. 52 W., 1220 feet to a point, a corner of the lands of J.G. Stikeleather et al, and the J.E. Coburn Heirs; thence with the J.E. Coburn Heirs' line along the following bearings and distances: N. 1 E., 500 feet; N. 26 E., 420 feet; N. 33 E., 360 feet; N. 69 E., 760 feet, crossing a public road at approximately 230 feet and Sugar Fork Creek at approximately 420 feet, to a point, a corner of the lands of the J.E. Coburn Heirs, and the Hazel Creek Land Company; thence with the Company's line S. 86 ~~W~~ 30' E., 810 feet, crossing Haw Gap Creek at approximately 780 feet, to the point of beginning, and containing 28 acres, more or less, subject to such rights as may be vested in the county or state to rights of way for public ~~use~~ roads.

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.

This conveyance is made in pursuance of the decree in Special Proceedings in the Superior Court of Swain County, North Carolina, styled "In the Matter of Barbara Winston Price, Incompetent, her guardian, E.B. Whitaker", dated Dec, 1, 1945, and entered in Record of Special Proceedings Book 5, page 77, of said Court; and the consideration recited above is paid by applying \$21.97 net to the benefit of the ward and the remainder to the costs of this proceedings including the fees of the guardian as provided in said decree.

Documentary Stamp Attached \$.55)

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 him self, his heirs, successors, administrators and assigns, covenant s with the said party of the second part, its successors and assigns that he is seized of said land and premises in fee, and ha s 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 part y of the first part ha s hereunto set his hand and seal this the day, month and year above written.

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|--------------|--------------|--|
| _____ (Seal) | _____ (Seal) | <u>E.B. Whitaker</u> (Seal) |
| _____ (Seal) | _____ (Seal) | <u>E.B. Whitaker, guardian of</u> (Seal) |
| _____ (Seal) | _____ (Seal) | <u>Barbara Winston Price, Incompetent</u> (Seal) |
| _____ (Seal) | _____ (Seal) | _____ (Seal) |
| _____ (Seal) | _____ (Seal) | _____ (Seal) |

STATE OF NORTH CAROLINA
SWAIN COUNTY

I, H.J. TRUETT, a Clerk of the Superior Court in and for the State and County aforesaid, do hereby certify that E.B. Whitaker, guardian of Barbara Winston Price, Incompetent, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Let the instrument, with this certificate, be registered.

Witness my hand and official seal, this 23rd day of January, 1946.

H.J. Truett
Clerk Superior Court

Superior Court Seal Affixed

Filed for registration on the 12th day of February, 1946, at 9:40 o'clock, A M., and registered in the office of the Register of Deeds for Swain County, North Carolina, 12th day of February, 1946, at 11:40 o'clock A in Book 67 of Deeds, and Page 347, etc.

Deputy Register of Deeds.