

STATE OF NORTH CAROLINA

SWAIN COUNTY

I, H. J. Truett, a Clerk Superior Court for said County and State, do hereby certify that J. Robert Carson and Rosa Carson, his wife, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Rosa Carson, wife of J. Robert Carson, 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. Let the instrument, and this certificate, be registered.

WITNESS my hand and official seal this 5 day of August, A. D., 1943.

(SEAL AFFIXED.)

H. J. Truett  
Clerk Superior Court, Swain County, N. C.

Filed for registration on the 5 day of Aug., 1943, at 10:40 o'clock A. M., and registered in the office of the Register of Deeds for Swain County, North Carolina, 7 day of August, 1943, at 9:45 A. M., in Book 66 of Deeds, and Page 611, etc.

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

TENNESSEE VALLEY AUTHORITY

WARRANTY DEED

Tracts Nos. FR-379  
FR-381

Map No. 16 R.

Tract No. FR-996  
Map No. 14 R. 5

(DOCUMENTARY STAMPS ATTACHED \$8.25)

STATE OF NORTH CAROLINA

SWAIN COUNTY

THIS DEED, Made this 7th day of August, 1943, by and between WILLIAM HAMPTON COLE and wife, JULIAN P. COLE, 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 SEVEN THOUSAND NINETY-EIGHT AND NO/100 Dollars (\$7,098.00) 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, three certain tracts of land, situate, lying and being in Swain County, State of North Carolina, and more particularly described as follows, to wit:

FR-379:

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 1/2 miles northwest of the mouth of Noland Creek, and more particularly described as follows:

BEGINNING at a stake, a corner of the lands of E. O. Hall, and A. C. Hyatt; thence with A. C. Hyatt's line North 58° 30' West, 180 feet to a point; thence North 52° 00' East, 3002 feet, passing an iron rail at 292 feet, to a point, a corner of the lands of A. C. Hyatt, and E. M. Anthony; thence with E. M. Anthony's line South 23° 00' East, 1880 feet to a point, a corner of the lands of E. M. Anthony, and E. O. & A. J. Hall; thence with E. O. & A. J. Hall's line South 63° 30' West, 2090 feet to a point witnessed by twin chestnut stumps, a corner of the lands of E. O. & A. J. Hall, and E. O. Hall; thence with E. O. Hall's line North 58° 30' West, 1120 feet to the point of beginning, and containing 87. acres, more or less.

The above described land is the same land described in the Bonds for Title executed by William M. Hyatt et ux, dated November 26, 1897, and recorded in Book 30, Page 576, and by W. B. Cole et ux, dated November 1, 1907, and recorded in Book 30, Page 578, in the office of the Register of Deeds of Swain County, North Carolina.

FR-381:

A tract of land lying in Forneys Creek Township of Swain County, State of North Carolina, on the right bank of the Tuckasegee River, approximately 1 5/8 miles west of the mouth of Noland Creek, and more particularly described as follows:

BEGINNING at a stake in a white oak stump, a corner of the lands of E. O. Hall, and E. O. & A. J. Hall; thence with E. O. & A. J. Hall's line South 6° 00' East, 945 feet, crossing Goldmine Branch at approximately 140 feet to a point (prev. desc. as a stake), a corner of the lands of E.O. & A. J. Hall, and the Nantahala Power & Light Company; thence with the Company's line South 6° 30' East, 465 feet, crossing State Highway No. 288 at approximately 390 feet and crossing the Southern Railway at approximately 420 feet, to a point (prev. desc. as a stake); thence South 31° 30' East, 200 feet to a point in the Tuckasegee River; thence with the river as it meanders downstream approximately 1350 feet to a point; thence, leaving the river, North 39° 00' East, 240 feet to a hollow maple stump; thence North 46° 00' East, 230 feet, crossing the Southern Railway at approximately 50 feet and crossing State Highway No. 288 at approximately 70 feet, to a point (prev. desc. as a pipe); thence North 63° 00' West, 1525 feet, crossing Goldmine Branch at approximately 330 feet, to a pipe; thence South 77° 00' West, 120 feet to a point at the top of a ridge, a corner of the lands of the Nantahala Power & Light Company, and the J. S. Cole Heirs; thence with the J. S. Cole Heirs' line and the top of the ridge as it meanders approximately along the following bearings and distances: North 25° 00' East, 500 feet; North 54° 00' East, 680 feet; North 29° 00' East, 260 feet; North 78° 00' East, 190 feet; North 42° 00' East, 920 feet; North 75° 00' East, 240 feet to a point, a corner of the lands of the J. S. Cole Heirs, and E. O. Hall; thence, leaving the ridge, with E. O. Hall's line South 7° 30' East, 1375 feet to the point of beginning, and containing 87. acres, more or less, subject to such rights as may be vested in the county or state to State Highway No. 288 which affects approximately 1.3 acres and to a second class state road leading up Goldmine Branch, and to such rights as may be vested in the Southern Railway Company to a right of way which affects approximately 4.4 acres, and to such rights as may be vested in third parties to telephone and telegraph line rights of way.

FR-996:

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 3/8 mile east of the mouth of Forney Creek, and more particularly described as follows:

BEGINNING at a point at the top of a ridge and in a fence line, a corner of the lands of the Nantahala Power & Light Company, the J. S. Cole Heirs, and W. H. Cole (an adjoining tract); thence with W. H. Cole's (an adjoining tract's) line North 77° 00' East, 120 feet to an iron pipe; thence South 63° 00' East, 1525 feet, crossing a public road at approximately 1260 feet, to a point (previously described as an iron pipe); thence South 46° 00' West, 140 feet to a point in the northeast edge of State Highway No. 288, a corner of the lands of W. H. Cole (an adjoining tract), and the Nantahala Power and Light Company; thence with the Company's line and the edge of the highway as it meanders in a general westerly direction approximately 2350 feet to a point in the prolongation of a fence line; thence with the fence line for the last approximate 70 feet North 32° 00' West, 100 feet to a fence angle; thence North 20° 00' West, 140 feet to a fence angle; thence North 10° 00' West, 205 feet to a fence corner; thence North 50° 00' East, 70 feet to a fence angle; thence North 46° 00' East, 210 feet to a fence angle; thence North 60° 00' East, 95 feet to a fence angle; thence North 45° 00' East, 85 feet to a fence angle; thence North 58° 00' East, 150 feet to a fence angle; thence North 76° 00' East, 170 feet to a fence corner; thence North 18° 00' West, 200 feet to a fence angle; thence North 35° 00' East, 90 feet to the point of beginning, and containing 12.8 acres, more or less, subject to such rights as may be vested in the county or state to State Highway No. 288 and to the Goldmine Branch public road, to such rights as may be vested in the Southern Railway Company to a right of way which affects approximately 2.1 acres, and such rights as may be vested in third parties to telephone and telegraph line rights of way.

The above described tracts of land designated as tracts FR-381 and FR-996 were conveyed to William Hampton Cole, one of the First Parties herein, by deed from W. B. Cole et ux, dated July 25, 1924, and recorded in Book 57, Page 181, in the office of the Register of Deeds of Swain County, North Carolina.

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' West.

It is understood and agreed that the Parties of the First Part grant and convey the above described tract of land designated as tract FR-379 subject to such right, title, and interest in and to the minerals as may be outstanding in third parties by virtue of the mineral deed from John B. Allison to William N. Cooper, , dated December 16, 1881, and recorded in Book 3, Page 233, and by virtue of the reservation contained in the Bond for Title executed by R. V. Welch and William Johnson to Elias Hyatt, dated March 31, 1880, and recorded in Book 12, Page 322. And the Parties of the First Part, for the consideration herein set out, hereby convey any and all right, title, and interest which they may have now or may hereafter have, in and to the minerals contained in said tract of land by way of reversion, remainder, adverse possession, prescription, or otherwise.

TO HAVE AND TO HOLD the aforesaid tracts 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 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 Mark of Julyan P. Cole:  
Will Wiggins, Bryson City, N. C.  
Mrs. George Brooks, Bushnell, N. C.

s/ William Hampton Cole (SEAL)  
William Hampton Cole  
s/ Julyan P. Cole (SEAL)  
her mark  
Julyan P. Cole

STATE OF NORTH CAROLINA

SWAIN COUNTY

I, Will W. Wiggins, a Notary Public for said County and State, do hereby certify that WILLIAM HAMPTON COLE and JULYAN P. COLE, his wife, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Julyan P. Cole, wife of William Hampton Cole, 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 7th day of August, 1943.

(SEAL AFFIXED.)  
My Commission Expires February 20, 1944

Will W. Wiggins  
Notary Public

STATE OF NORTH CAROLINA  
SWAIN COUNTY

The foregoing certificate of Will W. Wiggins, a Notary Public of Swain County, is adjudged to be in due form and correct, and the foregoing deed is adjudged to have been duly acknowledged and proven. Let the instrument, with the certificate, be registered.

Witness my hand and official seal, this 7 day of August, A. D. 1943.

H. J. Truett  
Clerk Superior Court

Filed for registration on the 7th day of August, 1943, at 12:00 o'clock Noon, and registered in the office of the Register of Deeds for Swain County, North Carolina, 7 day of August, 1943, at 2:35 o'clock P. M. in Book 66 of Deeds, and Page 613, etc.

*HLR Welch*  
Deputy Register of Deeds, Swain County, N. C.