

Tract No. Fr-469
Map No. 19MS 421K 504-5 R.4

STATE OF NORTH CAROLINA

SWAIN COUNTY

THIS DEED, made this 8th day of August, 1942, by and between Charles L. Millsaps and wife, Callie Millsaps 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 Twenty-six and no/100 Dollars (\$26.00) 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, 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 Fonneys Creek Township of Swain County, state of North Carolina, on the right bank of Hazel Creek, approximately 1 mile northeast 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 east right of way line of the abandoned Smoky Mountain Railway, a corner of the lands of Bill Crane, and J.G. Stikeleather et al, and the most southerly point of the tract herein described; thence with J.G. Stikeleather's line and the right of way line as it meanders in a general northerly direction approximately 880 feet to a point on the right bank of Hazel Creek, 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 and the right bank of the creek as it meanders downstream approximately 540 feet to a point; thence South 63° 99' East, 15 feet to a point in the center line of Hazel Creek, a corner of the lands of the J.E. Coburn Heirs, and Bill Crane; thence with Bill Crane's line and the center LINE OF THE CREEK AS IT MEANDERS DOWNSTREAM APPROXIMATELY 510 feet to the point of beginning, and containing 0.5 acre, more or less, subject to such rights as may be vested in the county or state to a road which affects approximately 0.1 acre.

The above described land is a portion of the land acquired by parties of the first part by deeds from N.J. McMahan, et al, of record in the office of the Register of Deeds for Swain County, North Carolina in book 45, page 320, and from J.E. Coburn et ux, of record in the office of the Register of Deeds for Swain County, North Carolina, in book 66, page 3, the C.L. Millsaps and the Charles Millsaps, named as grantee in said deeds being one and the same person as the Charles L. Millsaps named as party of the first part herein,

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' West.

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 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,

Charles L. Millsaps (SEAL)
Charles L. Millsaps
Callie Millsaps (SEAL)
Callie Millsaps

STATE OF NORTH CAROLINA
SWAIN COUNTY

I, Joseph L. Auten, a notary public for said county and state do hereby certify that Charles L. Millsaps and wife, Callie Millsaps, personally appeared before me this day and acknowledged the due execution of the foregoing instrument, and the said Callie Millsaps, wife of Charles L. Millsaps, 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 8th day of August, A.D., 1942.

[Notarial SEAL] My commission expires: 2-6-44 Joseph L. Auten, Notary Public

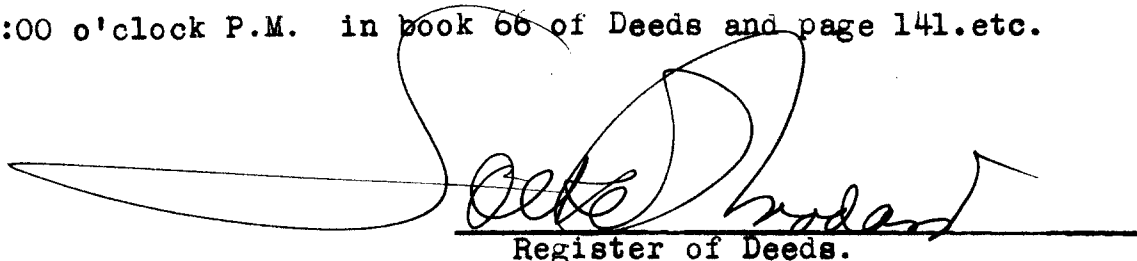
STATE OF NORTH CAROLINA
SWAIN COUNTY

The foregoing certificate of Joseph L. Auten, a notary public of Graham County, attested by his official seal, is adjudged to be correct. Let the instrument, and the certificate be registered.

A.D.
Witness my hand this 8th day of August, 1942

Frank Hyatt
Clerk Superior Court.

Filed for registration on the 8th day of August, 1942 at 1:00 ~~AM~~ P.M.
and registered in the office of the Register of Deeds for Swain County, N.C.
12 day of August, 1942 at 3:00 o'clock P.M. in book 66 of Deeds and page 141. etc.


Register of Deeds.