

## TENNESSEE VALLEY AUTHORITY WARRANTY DEED

Map No. 15 R. 1  
Map No. 15 R. 4

STATE OF NORTH CAROLINA—SWAIN COUNTY

THIS DEED, Made this 15 day of June

(DOCUMENTARY STAMPS ATTACHED \$2.75.)

, 1943, by and between WILLIAM H. COLE, J. MINGUS ALLEN, and

A. COLE HYATT, as TRUSTEES OF FORNEY CREEK BAPTIST CHURCH,

of the County of Swain

and State of North Carolina

, as part ies

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 TWO THOUSAND THREE HUNDRED AND NO/100-----Dollars (\$ 2,300.00 ) to them paid by the party of the second part, the receipt of which is hereby acknowledged, have <sup>two</sup> bargained and sold, and by these presents do grant, bargain, sell and convey unto the UNITED STATES OF AMERICA, its successors and assigns, ~~one~~ certain tract ~~one~~ of land, situate, lying and being in Swain County, State of North Carolina, and more particularly described as follows, to-wit:

FR-488

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 1/4 miles north of Bushnell, and more particularly described as follows:

BEGINNING at a 1 1/4 inch hickory tree in a fence line, a corner of the lands of the Nantahala Power & Light Company, and the A. J. Montieth Heirs; thence with the A. J. Montieth Heirs' line and the fence line North 38° 00' West, 65 feet to a fence angle; thence North 7° 00' West, 160 feet to a fence angle; thence North 51° 00' East, 70 feet to a point, a corner of the lands of the A. J. Montieth Heirs, and the Nantahala Power & Light Company; thence with the said Company's line and a fence line North 51° 00' East, 60 feet to a fence corner; thence South 25° 00' East 80 feet to a fence angle; thence South 7° 00' East, 275 feet to a fence corner; thence South 69° 00' West, 60 feet to a fence corner; thence North 37° 00' West, 95 feet to the point of beginning, and containing 1.1 acres, more or less.

The First Parties hereto convey all their burial rights and easements in and to the graves located on the above described tract of land, together with all their rights of ingress and egress thereto and therefrom.

FR-898

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 1/4 miles east of Bushnell, and more particularly described as follows:

BEGINNING at a point in the center line of Forney Creek, a corner of the lands of W. T. Cole, and the Nantahala Power & Light Company; thence with the Company's line and the center line of the creek as it meanders downstream approximately 430 feet to a point in the center line of the Southern Railway, a corner of the lands of the Nantahala Power & Light Company, and John R. L. Cole et ux; thence with John R. L. Cole's line and the center line of the railway in a northwesterly direction approximately 355 feet to a point, a corner of the lands of John R. L. Cole et ux, and the Swain County Board of Education; thence, leaving the railway, with the Board's, and W. T. Cole's line South 86° 00' East, 415 feet, crossing State Highway No. 288 at approximately 40 feet and passing an iron pin at 230 feet and an iron pipe at 375 feet, to the point of beginning, and containing 1.8 acres, more or less, subject to such rights as may be vested in the county or state to rights of way for State Highway No. 288, and a gravel road leading from Highway No. 288 to the Smoky Mountain National Park, and to such rights as may be vested in the Southern Railway Company to a railroad right of way which affects approximately 0.5 acre.

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.

The above described tract of land designated as FR-488 was conveyed to the Trustees of Forney Creek Baptist Church by deed from A. J. Parris et al, recorded in Book 21, Page 530, 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 part, for them selves, 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.

<u>s/ William H. Cole</u> (Seal)	<u>s/ J. Mingus Allen</u> (Seal)	<u>s/ A. Cole Hyatt</u> (Seal)
William H. Cole, Trustee of the Forney Creek Baptist Church	J. Mingus Allen, Trustee of the Forney Creek Baptist Church	A. Cole Hyatt, Trustee of the Forney Creek Baptist Church
(Seal)	(Seal)	(Seal)
(Seal)	(Seal)	(Seal)

STATE OF NORTH CAROLINA  
SWAIN COUNTY

I, Joseph L. Auten, a Notary Public in and for Graham County, N. C. do hereby certify that William H. Cole, J. Mingus Allen, and A. Cole Hyatt, Trustees of Forney Creek Baptist Church, personally appeared before me this day and acknowledged the due execution of the foregoing instrument. WITNESS my hand and official seal this 15 day of June, A. D., 1943.

(SEAL AFFIXED) 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. WITNESS my hand this 15th day of June, A. D., 1943.

H. J. Truett, Clerk Superior Court

Filed for registration on the 15 day of June, 1943, at 11:52 A. M., and registered in the office of the Register of Deeds for Swain County, North Carolina, 16 day of June, 1943, at 11:30 A. M., in Book 67 of Deeds, and Page 40, etc.

*R. P. Welch*

Deputy Register of Deeds  
Swain County, N. C.