

thereto against the lawful claims of all persons whomsoever.

As a further consideration for the payment of the purchase price, above stated, the First Party hereby releases all claims for damage, from whatsoever cause, incidental to the exercise of any of the rights herein granted, except damage to growing crops, for which Second Party shall remain liable.

It is understood and agreed by the parties hereto, that wherever in the foregoing instrument the singular number is used, it will be read as plural, if and when necessary; and that wherever words of neuter gender are employed, they will likewise apply to the masculine and feminine gender, whenever the context requires.

IN WITNESS WHEREOF, The Parties of the First Part have hereunto set their hands and seals, this the 27 day of July, 1943.

s/ Byrd P. Jacobs (SEAL)  
Byrd P. Jacobs

s/ Dora S. Jacobs (SEAL)  
Dora S. Jacobs

STATE OF NORTH CAROLINA

SWAIN COUNTY

I, Annie Mae Truett, a Deputy Clerk of the Superior Court for said County and State, do hereby certify that BYRD P. JACOBS and DORA S. JACOBS, his wife, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Dora S. Jacobs, wife of Byrd P. Jacobs, 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 27 day of July, A. D., 1943.

Annie Mae Truett  
Deputy Clerk Superior Court  
Swain County, North Carolina

(SEAL AFFIXED.)

Filed for registration on the 27 day of July, 1943, at 10:20 o'clock, A. M., and registered in the office of the Register of Deeds for Swain County, North Carolina, 27 day of July, 1943, at 1:50 o'clock P.M. in Book 66 of Deeds, and Page 574, etc.

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

TVA 1481

TENNESSEE VALLEY AUTHORITY

Tract No. FR-502  
Map No. 15 R. 5

WARRANTY DEED (DOCUMENTARY STAMPS ATTACHED \$9.35)

STATE OF NORTH CAROLINA

SWAIN COUNTY

THIS DEED, Made this 21st day of July, 1943, by and between GEO. P. MONTEITH and wife, MAUDE M. MONTEITH, of the County of Lane, and State of Oregon; RUFUS B. MONTEITH, an unmarried man; NANCY LEANAH MONTEITH, an unmarried woman; FRED L. MONTEITH and wife, MAMIE G. MONTEITH; MARGIE M. GIBBY and husband, D. H. GIBBY, EUGENE MONTEITH and wife, MAE O. MONTEITH, and MARY JOSEPHINE MONTEITH, a widow, 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 EIGHT THOUSAND ONE HUNDRED FORTY-FOUR AND 10/100 Dollars (\$8,144.10) 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 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 stone, a corner of the lands of E. M. Anthony, and Caro Lee Cole, and the most northeasterly point of the tract herein described; thence with Caro Lee Cole's line South 2° 00' East, 2525 feet to a 12 inch hickory tree, a corner of the lands of Caro Lee Cole, and the Nantahala Power & Light Company; thence with the said Company's line North 20° 00' West, 620 feet to a bed rail and a chestnut stump; thence South 24° 00' West, 430 feet

to a bed iron and chestnut snag; thence South 5° 00' East, 220 feet to a pipe witnessed by a 50 inch chestnut stump; thence South 6° 00' East, 830 feet to a point in a fence line, a corner of the lands of the Nantahala Power & Light Company, and the Forney Creek Baptist Church Cemetery; thence with the said Cemetery's line and the fence line South 51° 00' West, 70 feet to a fence angle; thence South 7° 00' East, 160 feet to a fence angle; thence South 38° 00' East, 65 feet to a 14 inch hickory tree, a corner of the lands of the Forney Creek Baptist Church Cemetery, and the Nantahala Power & Light Company; thence with the said Company's line, leaving the fence line, South 42° 00' West, 310 feet to a point in the center line of Montieth Branch, a corner of the lands of the Nantahala Power & Light Company, and D. E. Gunter; thence with D. E. Gunter's line and the center line of the branch as it meanders upstream approximately 160 feet to a point; thence, leaving the branch, South 25° 00' East, 140 feet to an iron stake, a corner of the lands of D. E. Gunter, the Nantahala Power & Light Company, and D. E. Gunter; thence with D. E. Gunter's line South 20° 00' West, 620 feet to a 12 inch pine tree, a corner of the lands of D. E. Gunter, and the J. E. T. Welch Heirs; thence with the J. E. T. Welch Heirs' line South 85° 00' West, 170 feet to a point, a corner of the lands of the J. E. T. Welch Heirs, and S. C. Welch; thence with S. C. Welch's line South 86° 30' West, 1075 feet to a point; thence South 76° 00' West, 540 feet, crossing Montieth Branch at approximately 180 feet, to a point; thence South 75° 00' West, 500 feet to a point, a corner of the lands of S. C. Welch, and W. M. Anthony et ux; thence with W. M. Anthony's line North 22° 30' East, 1330 feet to a bed rail; thence South 75° 00' West, 655 feet to a point, a corner of the lands of W. M. Anthony et ux, and Ivan Anthony et ux; thence with Ivan Anthony's line North 48° 30' West, 1360 feet to a point, a corner of the lands of Ivan Anthony et ux, W. W. Shook, and R. E. L. Kirkland; thence with R. E. L. Kirkland's line North 4° 00' East, 730 feet to a bed rail, a corner of the lands of R. E. L. Kirkland, and H. B. Anthony; thence with H. B. Anthony's line South 85° 00' East, 1390 feet to a point; thence South 83° 00' East, 1605 feet to an iron pin; thence with a fence line for the last approximate 240 feet North 8° 00' East, 2600 feet to a rifle barrel, a corner of the lands of H. B. Anthony, and E. M. Anthony; thence, leaving the fence line, with E. M. Anthony's line South 87° 00' East, 690 feet to the point of beginning, and containing 205. acres, more or less, subject to such rights as may be vested in the county or state to rights of way for public 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' West.

The above described land was conveyed to A. J. Monteith by deeds from A. J. Parris et ux, dated February 11, 1896, and recorded in Book 56, Page 294; from W. C. Welch et ux, dated December 19, 1892, and recorded in Book 21, Page 532; and from John M. Thrash, dated December 23, 1902, and recorded in Book 20, Page 279, all of said deeds being recorded in the office of the Register of Deeds of Swain County, North Carolina.

It is understood and agreed that the Parties of the First Part grant and convey the above described tract of land subject to such right, title, and interest in and to the minerals as may be outstanding in third parties by virtue of the reservation contained in that certain deed from W. C. Welch and wife, Elizabeth Welch, to A. J. Monteith, dated December 19, 1892, and recorded in Book 21, Page 532, in the office of the Register of Deeds for Swain County, North Carolina. 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 now have or may hereafter have, in and to the minerals contained in the above described tract of land by way of reversion, remainder, adverse possession, prescription, or otherwise.

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.

s/ Mae O. Monteith (SEAL)  
Mae O. Monteith

s/ Geo. P. Monteith (SEAL)  
Geo. P. Monteith

s/ Maude M. Monteith (SEAL)  
Maude M. Monteith

s/ Mary Josephine Monteith (SEAL)  
Her  
Mark  
Mary Josephine Monteith

s/ Rufus B. Monteith (SEAL)  
Rufus B. Monteith

s/ Eugene Monteith (SEAL)  
Eugene Monteith

s/ Nancy Leanah Monteith (SEAL)  
Nancy Leanah Monteith

s/ Fred L. Monteith (SEAL)  
Fred L. Monteith

s/ Mamie G. Monteith (SEAL)  
Mamie G. Monteith

s/ Margie M. Gibby (SEAL)  
Margie M. Gibby

s/ D. H. Gibby (SEAL)  
D. H. Gibby

Witnesses to Mark of Mary Josephine Monteith:  
Joseph L. Auten, Bryson City, N. C.  
Fronia C. Allen, " " "

STATE OF OREGON

LANE COUNTY

I, A. D. Campbell, a Notary Public, in and for the State and County aforesaid, do hereby certify that GEO. P. MONTEITH and wife, MAUDE M. MONTEITH, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Maude M. Monteith, wife of Geo. P. Monteith, 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 husband or any other person, and that she does still voluntarily assent thereto.

WITNESS my hand and official seal this 21 day of July, 1943.

(SEAL AFFIXED.)  
My commission expires: 10-16-43

A. D. Campbell  
Notary Public

STATE OF NORTH CAROLINA

SWAIN COUNTY

I, Joseph L. Auten, a Notary Public, for ~~Graham County~~, North Carolina, do hereby certify that RUFUS B. MONTEITH, an unmarried man; NANCY LEANAH MONTEITH, an unmarried woman; MARY JOSEPHINE MONTEITH, a widow; FRED L. MONTEITH and wife, MAMIE G. MONTEITH; MARGIE M. GIBBY and husband, D. H. GIBBY; EUGENE MONTEITH and wife, MAE O. MONTEITH, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the same Mamie G. Monteith, wife of Fred L. Monteith; Margie M. Gibby, wife of D. H. Gibby; and Mae O. Monteith, wife of Eugene Monteith, being by me privately examined, separate and apart from their said husbands, touching their voluntary execution of the same, do state that they signed the same freely and voluntarily, without fear or compulsion of their said husbands or any other person, and that they do still voluntarily assent thereto.

WITNESS my hand and official seal this 27 day of July, 1943,

(SEAL AFFIXED.) My commission expires: 2-6-44

Joseph L. Auten  
Notary Public

STATE OF NORTH CAROLINA, COUNTY OF SWAIN

The foregoing certificates of A. D. Campbell, a Notary Public of Lane County, Oregon, and of Joseph L. Auten, a Notary Public of Graham County, N. C., attested by their official seals, are adjudged to be correct.