

I, James Denman, a Notary Public for Clay County, N.C., do hereby certify that Daniel M. Marlowe and wife, Molly J. Marlowe, and Mary Marlowe, the wife of Harry Marlowe, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Molly J. Marlowe and Mary Marlowe, wives of Daniel M. Marlowe and Harry Marlowe, respectively, 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 13th day of December, A.D., 1943.

(SEAL AFFIXED)

James Denman, Notary Public

My Commission expires Oct. 6, 1945.

STATE OF NORTH CAROLINA, SWAIN COUNTY

The foregoing certificate of James Denman a Notary Public of Clay County, attested by his official seal, is adjudged to be correct. Let the instrument, and the certificate, be registered.

WITNESS my hand this 6th day of January A.D., 1944.

H. J. Truett, Clerk Superior Court

Filed for registration on the 8th day of Jan., 1944, at 10:50 o'clock, A.M., and registered in the office of the Register of Deeds for Swain County, North Carolina, 10 day of January, 1944, at 11:25 o'clock A.M., in Book 68 of Deeds, and Page 348, etc.

*W.P. Welch*  
Deputy Register of Deeds  
Swain County, North Carolina

(DOCUMENTARY STAMPS \$.55)  
Tract No. FR-515  
Map No. 13 R.1

WARRANTY DEED

STATE OF NORTH CAROLINA

SWAIN COUNTY

THIS DEED, Made this 12 day of November, 1943, by and between JOSEPH H. McCLURE and wife, NOLA DILLS McCLURE; ROXIE CHAMBERS McCLURE, a widow; ROXIE K. KIRKLAND and husband, JACK KIRKLAND; ETTA R. KIRKLAND, an unmarried woman; ANNIE KIRKLAND CALHOUN and husband, CLIFFORD CALHOUN; MINNIE KIRKLAND FLEMING and husband, HUBERT D. FLEMING, by ETTA R. KIRKLAND, their attorney in fact; and LON KIRKLAND, as guardian for CLARENCE KIRKLAND and MATILDA KIRKLAND, minors, 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 THREE HUNDRED FIFTY-TWO AND 08/100 Dollars (\$352.08) 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, an undivided 28/144 interest in a certain tract 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 Little Tennessee River, approximately 2 miles west of the Bushnell Depot, and more particularly described as follows:

Beginning at a point in the center line of Chambers Creek at the mouth of a drain, a corner of the lands of W. W. Crisp, and Luther Anthony et al; thence with Luther Anthony's line and with a stone fence for the last approximate 360 feet South 28° 00' East, 410 feet, crossing a public road at approximately 30 feet, to a point; thence, leaving the stone fence, South 42° 00' East, 1215 feet to a point, a corner of the lands of Luther Anthony et al, and the Nantahala Power & Light Company; thence with the said Company's line South 22° 22' West, 240 feet to a point (prev. desc. as a pipe); thence South 35° 34' West, 548 feet to a point (prev. desc. as an iron pipe witnessed by a post oak stump); thence South 82° 05' West, 1677 feet to a point (prev. desc. as an iron pipe witnessed by a pine stump); thence North 3° 23' West, 595 feet to a point (prev. desc. as an iron pipe witnessed by a 16 inch white oak tree); thence North 3° 00' West, 493 feet to a 10 inch buckeye tree; thence North 11° 35' West, 159 feet to a point (prev. desc. as a 7 inch persimmon tree) on the north edge of a public road; thence North 7° 38' West,

76 feet to a point (prev. desc. as a pipe); thence North 82° 25' East, 118 feet to a point (prev. desc. as a maple tree); thence North 17° 02' East, 18 feet to a point in the center line of Chambers Creek, a corner of the lands of the Nantahala Power & Light Company, and W. W. Crisp; thence with W. W. Crisp's line and the center line of the creek as it meanders upstream approximately 1630 feet to the point of beginning, and containing 65 acres, more or less, subject to such rights as may be vested in the county or state to a state road leading from State Highway No. 288 up Chambers' Creek which affects approximately 1.8 acres.

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.

An undivided 28/114 interest in the above described land was acquired by the parties of the first part by virtue of descent from W. J. McClure, who acquired title by deed from W. W. Crisp and wife, Minnie Crisp, recorded in Book 57, Page 59, 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 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 the deed from C. W. Slagle and wife, Myra L. Slagle, to S. S. Collins, dated February 19, 1907, and recorded in Book 28, Page 584, in the office of the Register of Deeds of 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 land by way of reversion, remainder, adverse possession, prescription, or otherwise.

Lon Kirkland, as guardian of Clarence Kirkland and Matilda Kirkland, having qualified as such on August 20, 1943, joins in this conveyance to convey all the right, title, and interest of the said Clarence Kirkland and Matilda Kirkland, minors, in the property aforesaid, by authority and direction of the decree entered in Special Proceeding Docket 4, Page 479, Superior Court of Swain County, North Carolina, styled "In the Matter of Clarence Kirkland and Matilda Kirkland, by their guardian, Lon Kirkland, Ex Parte", to which record reference is made, hereby acknowledging receipt of the purchase money as in said decree provided.

TO HAVE AND TO HOLD the aforesaid tract 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/ Lon Kirkland (SEAL)  
Lon Kirkland, as guardian for  
Clarence Kirkland and Matilda  
Kirkland, minors

Roxie Chambers McClure (Seal)  
Roxie Chambers McClure

s/ Joseph H. McClure (SEAL)  
Joseph H. McClure

s/ Nola Dills McClure (SEAL)  
Nola Dills McClure

s/ Annie Kirkland Calhoun (SEAL)  
Annie Kirkland Calhoun

s/ Clifford Calhoun (SEAL)  
Clifford Calhoun

s/ Roxie K. Kirkland (SEAL)  
Roxie K. Kirkland

s/ Jack Kirkland (SEAL)  
Jack Kirkland

STATE OF NORTH CAROLINA

COUNTY OF SWAIN

I, WILL W. WIGGINS, a Notary Public for said County and State, do hereby certify that ROXIE K. KIRKLAND and husband, JACK KIRKLAND, and ANNIE KIRKLAND CALHOUN and husband, CLIFFORD CALHOUN, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Roxie K. Kirkland, wife of Jack Kirkland, and Annie Kirkland Calhoun, wife of Clifford Calhoun, 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 notarial seal, this 7th day of Jan., 1944.

(SEAL AFFIXED)

Will W. Wiggins, Notary Public

My commission expires February 20, 1944

STATE OF NORTH CAROLINA

COUNTY OF SWAIN

I, H. J. Truett, Clerk of Superior Court of Swain County, North Carolina, do hereby certify that ROXIE CHAMBERS McCLURE, A WIDOW, and LON KIRKLAND, guardian for Clarence Kirkland and Matilda Kirkland, minors, 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 20 day of November, 1943.

(SEAL AFFIXED)

H. J. Truett, Clerk Superior Court

STATE OF NORTH CAROLINA

SWAIN COUNTY

I, H. J. Truett, Clerk of Superior Court of Swain County, North Carolina, do hereby certify that JOSEPH H. McCLURE AND wife, NOLA DILLS McCLURE, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Nola Dills McClure, wife of Joseph H. McClure, 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, with this certificate, be registered.

WITNESS my hand and official seal, this 12 day of November, 1943.

(SEAL AFFIXED)

H. J. Truett, Clerk Superior Court

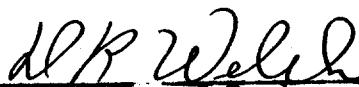
STATE OF NORTH CAROLINA, SWAIN COUNTY

The foregoing certificate of Will W. Wiggins, a Notary Public of Swain County, North Carolina, attested by his notarial seal, is adjudged to be correct. Let the instrument, and the certificate, be registered.

WITNESS my hand this 10 day of January, A. D., 1944.

H. J. Truett, Clerk Superior Court

Filed for registration on the 10th day of Jan., 1944, at 9:50 o'clock, A.M., and registered in the office of the Register of Deeds for Swain County, North Carolina, 10 day of January, 1944, at 2:20 o'clock, P.M. in Book 68 of Deeds, and Page 350, etc.

  
D. R. Welsh  
Deputy Register of Deeds  
Swain County, North Carolina

NORTH CAROLINA

SWAIN COUNTY

THIS DEED, made this the 10th day of January, 1944, by WILLIAM E. MOREFIELD and wife, VIRGIE MOREFIELD, of Swain County, North Carolina, parties of the first part, to E. B. WHITAKER of Swain County, North Carolina, party of the second part,

W I T N E S S E T H:

That the said parties of the first part, for and in consideration of the sum of TEN DOLLARS and other valuable considerations to them paid by the said party of the second part, the receipt whereof is hereby acknowledged, have bargained and sold, and do, by these presents, give, grant, bargain, sell and convey unto the said party of the second part, his heirs and assigns, forever, all of the following described tracts or parcels of land, lying and being in Swain County, North Carolina, and being all the lands described in and conveyed by the deed from Will Mason and wife, Relie Mason, to William E. Morefield and wife, Virgie Morefield, dated March 12, 1942, and recorded in Deed Book No. 64, page 391, Records of Swain County, North Carolina, to which said record reference is hereby specifically made for a complete description of said lands. There is also hereby conveyed all personal property owned by the parties of the first part, including live stock, household goods, all right, title, claims and interest in a certain mining lease outstanding on said property, and any and all other property, real and personal, owned by the parties of the first part.