

TENNESSEE VALLEY AUTHORITY

(DOCUMENTARY STAMPS ATTACHED \$.55)

WARRANTY DEED

Tracts FR-900 ✓
FR-901
Maps 7 R. 6
7 R. 4

STATE OF NORTH CAROLINA)
SWAIN COUNTY)

THIS DEED, Made this 22nd day of September, 1943, by and between ORVILL CRISP and wife, CANDACE CRISP; SIDNEY PALMER and wife, EMMA CRISP PALMER; Cherokee County, North Carolina; ANDREW M. CRISP and wife, SARAH CRISP; JOE L. SHOOK and wife, THELMA CRISP SHOOK; ISAAC B. CRISP and wife, MARGIE CRISP; Swain County, North Carolina; JESSE CRISP and wife, BESSIE CRISP; ODELL CRISP and wife, RUBY CRISP; Union County, South Carolina; W. I. CALHOUN and wife, ANNIE CRISP CALHOUN; and CLINTON CRISP and wife, ALMA CRISP, Gaston County, 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 FOUR HUNDRED NINETY-THREE AND 94/100 DOLLARS (\$493.94) 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, all their undivided interest, it being an undivided 39/42 interest, in and to 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:

FIRST TRACT: (Designated by the Tennessee Valley Authority on its maps as FR-900)

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 1-1/8 miles northwest of the mouth of Stecoah Creek, and more particularly described as follows:

BEGINNING at the point of confluence of Poseys Branch and Hubbard Mill Creek, a corner of the lands of the W. H. Clark Heirs, and Joseph Collins; thence with Joseph Collins' line South 54° 00' East, 80 feet to a point; thence North 31° 00' East, 180 feet to a stake, a corner of the lands of Joseph Collins, and Guy Posey et al; thence with Guy Posey's line North 35° 00' East, 520 feet, crossing State Highway No. 288 at approximately 30 feet, to a point; thence North 89° 00' East, 264 feet to a point, a corner of the lands of Guy Posey et al, and the W. H. Calhoun Heirs; thence with the W. H. Calhoun Heirs' line South 16° 00' West, 957 feet to a pine stump; thence South 50° 00' West, 175 feet to a point; thence South 13° 00' West, 650 feet to a point; thence South 63° 14' East, 120 feet to a point at the top of Fox Ridge, a corner of the lands of the W. H. Calhoun Heirs, and the Harry Crisp Heirs; thence with the Harry Crisp Heirs' line and the top of the ridge as it meanders in a southerly direction approximately 150 feet to a point, a corner of the lands of the Harry Crisp Heirs, and the J. M. Crisp Heirs et al; thence, leaving the top of the ridge and with the J. M. Crisp Heirs et al's line, North 83° 00' West, 595 feet to a point (previously described as a stake) at the east edge of State Highway No. 288, a corner of the lands of the J. M. Crisp Heirs et al, and the Nantahala Power & Light Company; thence with the Company's line North 33° 59' West, 282 feet to a chestnut stump; thence North 31° 13' East, 273 feet to a point (previously described as a rock) in the center line of Hubbard Mill Creek, a corner of the lands of the Nantahala Power & Light Company, Guy Posey et al, and the W. H. Clark Heirs; thence with the W. H. Clark Heirs' line North 31° 00' East, 260 feet to a point in the center line of Hubbard Mill Creek; thence with the center line of the creek as it meanders upstream approximately 350 feet to the point of beginning, and containing 22.4 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 2.1 acres.

SECOND TRACT: (Designated by the Tennessee Valley Authority on its maps as FR-901)

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 1-1/8 miles northwest of the mouth of Stecoah Creek, and more particularly described as follows:

BEGINNING at a point (previously described as a stake) at the east edge of State Highway No. 288, a corner of the lands of the Nantahala Power & Light Company, and the J. M. Crisp Heirs; thence with the J. M. Crisp Heirs' line South 83° 00' East, 1040 feet to a point, a corner of the lands of the J. M. Crisp Heirs, and the W. H. Calhoun Heirs; thence with the W. H. Calhoun Heirs' line North 89° 23' East, 361 feet to a point in the center line of State Highway No. 288, a corner of the lands of the W. H. Calhoun Heirs, L. B. Calhoun, and the Nantahala Power & Light Company; thence with the Company's line and the center line of the highway as it meanders in a general westerly direction approximately 1930 feet to a point; thence, leaving the highway, North 5° 00' East, 70 feet to the point of beginning, and containing 11.5

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.

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.

Being the property acquired by the Parties of the First Part hereto by inheritance from J. M. Crisp, deceased, who acquired title by the following deeds of record in the office of the Register of Deeds for Swain County, North Carolina: (a) deed executed by T. J. Calhoun and wife, S. A. Calhoun, dated December 24, 1887, recorded in Book 66, Page 258; and (b) deed executed by Joel W. Sawyer et al, dated October 9, 1911, recorded in Book 64, Page 541.

TO HAVE AND TO HOLD the aforesaid tracts or parcels 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/ Orvill Crisp (SEAL) ORVILL CRISP	
		s/ Candace Crisp (SEAL) CANDACE CRISP	
s/ Sidney Palmer (SEAL) SIDNEY PALMER		s/ Emma Crisp Palmer (SEAL) EMMA CRISP PALMER	
s/ Andrew M. Crisp (SEAL) ANDREW M. CRISP		s/ Sarah ^{her} _{mark} Crisp (SEAL) SARAH CRISP	
s/ Joe L. Shook (SEAL) JOE L. SHOOK		s/ Thelma Crisp Shook (SEAL) THELMA CRISP SHOOK	
s/ Isaac B. Crisp (SEAL) ISAAC B. CRISP		s/ Margie Crisp (SEAL) MARGIE CRISP	
s/ Jesse Crisp (SEAL) JESSE CRISP		s/ Bessie Crisp (SEAL) BESSIE CRISP	
s/ Odell Crisp (SEAL) ODELL CRISP		s/ Rubye Crisp (SEAL) RUBY CRISP	
s/ W. I. ^{his} _{mark} Calhoun (SEAL) W. I. CALHOUN		s/ Annie ^{her} _{mark} Crisp Calhoun (SEAL) ANNIE CRISP CALHOUN	
s/ Clinton Crisp (SEAL) CLINTON CRISP		s/ Alma Crisp (SEAL) ALMA CRISP	

Witness to Annie Crisp Calhoun mark
Crawford Pearson, Bryson City, N. C.
Neeta Calhoun, Victory Staton, Gastonia, N. C.

Witness to W. I. Calhoun mark
Crawford Pearson, Bryson City, N. C.
Neeta Calhoun, Gastonia, N. C.
Victory Sta.

Witnesses as to signature of Sarah Crisp
Will W. Wiggins, Bryson City, N. C.
Andrew M. Crisp, Bushnell, N. C.

STATE OF NORTH CAROLINA)
CHEROKEE COUNTY)

I, Will W. Wiggins, a Notary Public for Swain County and State of N. C. do hereby certify that ORVILL CRISP and CANDACE CRISP, his wife, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said CANDACE CRISP, wife of ORVILL CRISP, being by me privately examined, separate and apart from her said husband, touching her voluntary execution of the same, doth state that she signed the same freely and voluntarily, without fear or compulsion of her said husband or any other person, and that she doth still voluntarily assent thereto.

WITNESS my hand and official seal this 22 day of September, A. D., 1943. I certify that I am qualified to take acknowledgments in Cherokee County, North Carolina, under Section 3176 North Carolina Code of 1939.

(SEAL AFFIXED.) My Commission Expires February 20, 1944. Will W. Wiggins
Notary Public

STATE OF NORTH CAROLINA)
)
CHEROKEE COUNTY)

I, Will W. Wiggins, a Notary Public for Swain County and State of N. C., do hereby certify that SIDNEY PALMER and EMMA CRISP PALMER, his wife, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said EMMA CRISP PALMER, wife of SIDNEY PALMER, being by me privately examined, separate and apart from her said husband, touching her voluntary execution of the same, doth state that she signed the same freely and voluntarily, without fear or compulsion of her said husband or any other person, and that she doth still voluntarily assent thereto.

WITNESS my hand and official seal this 22 day of September, A. D., 1943. I certify that I am qualified to take acknowledgments in Cherokee County, North Carolina, under Section 3176 North Carolina Code of 1939.

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

Will W. Wiggins
Notary Public

STATE OF NORTH CAROLINA)
)
GASTON COUNTY)

I, Crawford Pearson, a Notary Public for Graham County and State of N. C., do hereby certify that W. I. CALHOUN and ANNIE CRISP CALHOUN, his wife, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said ANNIE CRISP CALHOUN, wife of W. I. CALHOUN, being by me privately examined, separate and apart from her said husband, touching her voluntary execution of the same, doth state that she signed the same freely and voluntarily, without fear or compulsion of her said husband or any other person, and that she doth still voluntarily assent thereto.

WITNESS my hand and official seal this 15 day of Oct., A. D., 1943. I certify that I am qualified to take acknowledgments in Gaston County, North Carolina, under Section 3176 North Carolina Code of 1939.

(SEAL AFFIXED.)
My commission expires: 5-3-45

Crawford Pearson
Notary Public

STATE OF NORTH CAROLINA)
GASTON COUNTY)

I, Crawford Pearson, a Notary Public for Graham County and State of N. C., do hereby certify that CLINTON CRISP and ALMA CRISP, his wife, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said ALMA CRISP, wife of CLINTON CRISP, being by me privately examined, separate and apart from her said husband, touching her voluntary execution of the same, doth state that she signed the same freely and voluntarily, without fear or compulsion of her said husband or any other person, and that she doth still voluntarily assent thereto.

WITNESS my hand and official seal this 15 day of Oct., A. D., 1943. I certify that I am qualified to take acknowledgments in Gaston County, North Carolina, under Section 3176 North Carolina Code of 1939.

(SEAL AFFIXED.)
My commission expires: 5-3-45

Crawford Pearson
Notary Public

STATE OF NORTH CAROLINA)
SWAIN COUNTY)

I, Will W. Wiggins, a Notary Public for said County and State, do hereby certify that ANDREW M. CRISP and wife, SARAH CRISP, JOE L. SHOOK and wife, THELMA CRISP SHOOK, and ISAAC B. CRISP and wife, MARGIE CRISP, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said SARAH CRISP, THELMA CRISP SHOOK and MARGIE CRISP, wives of ANDREW M. CRISP, JOE L. SHOOK, and ISAAC B. CRISP, respectively, being by me privately examined, separate and apart from their said husbands, touching their voluntarily 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 19th day of October, A. D., 1943.

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

Will W. Wiggins
Notary Public

STATE OF SOUTH CAROLINA)
COUNTY OF UNION)

I, H. A. Lawson, a Notary Public for S. C., (State at large) for said County and State, do hereby certify that ODELL CRISP and RUBY CRISP, his wife, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said RUBY CRISP, wife of ODELL CRISP, being by me privately examined, separate and apart from her said husband, touching her voluntary execution of the same, doth state that she signed the same freely and voluntarily, without fear or compulsion of her said husband or any other person, and that she doth still voluntarily assent thereto.

WITNESS my hand and official seal this 23rd day of October, A. D., 1943.

(SEAL AFFIXED.)
My commission expires at pleasure of Governor.

H. A. Lawson (L. S.)
Notary Public for S. C.

STATE OF SOUTH CAROLINA)
COUNTY OF UNION)

I, H. A. Lawson, a Notary Public for S. C. (State at large) for said County and State, do hereby certify that JESSE CRISP and BESSIE CRISP, his wife, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said BESSIE CRISP, wife of JESSE CRISP, being by me privately examined, separate and apart from her said husband, touching her voluntary execution of the same, doth state that she signed the same freely and voluntarily, without fear or compulsion of her said husband or any other person, and that she doth still voluntarily assent thereto.

WITNESS my hand and official seal this 23rd day of October, A. D., 1943.

(SEAL AFFIXED.)
My commission expires at pleasure of Governor.

H. A. Lawson (L. S.)
Notary Public for S. C.

STATE OF NORTH CAROLINA)
SWAIN COUNTY)

The foregoing certificates of Will W. Wiggins, a Notary Public of Swain County, North Carolina; Crawford Pearson, a Notary Public of Graham County, North Carolina; and H. A. Lawson, a Notary Public from the state at large, for the State of South Carolina, attested by their official seals are adjudged to be correct. Let the instrument and the certificates be registered.

WITNESS my hand this the 28 day of October, 1943.

H. J. Truett
Clerk of the Superior Court.

Filed for registration on the 28 day of Oct., 1943, at 11:30 o'clock, A. M., and registered in the office of the Register of Deeds for Swain County, N. C., 29 day of October, 1943, at 10:05 o'clock A. M. in Book 68 of Deeds, and Page 173.

H. P. Welch
Deputy Register of Deeds, Swain County, N. C.

GRANT OF FLOWAGE EASEMENTS

Tract No. FR-970-F ✓
Map No. 22 R. 2
(DOCUMENTARY STAMPS ATTACHED \$2.20)

THIS INDENTURE, Made and entered into this 28 day of October, 1943, by and between J. ROBERT CARSON and wife, ROSA CARSON, hereinafter called the "Grantors," and the UNITED STATES OF AMERICA, hereinafter called the "Grantee";

WITNESSETH:

That for and in consideration of the sum of ONE THOUSAND SIX HUNDRED SEVENTY-NINE AND NO/100 Dollars (\$1,679.00), cash in hand paid, the receipt whereof is hereby acknowledged, the Grantors have this day bargained and sold, and do hereby grant, bargain, sell, transfer, and convey unto the Grantee, and its assigns, easement rights in and over the land hereinafter described, for the following uses and purposes: (1) Over that portion of the following described land which lies below contour elevation 1715.63, Mean Sea Level (all elevations referred to herein being based upon Mean Sea Level as established by the Southeastern Supplementary Adjustment of 1936, U.S.C. & G.S.), and containing 2.8 acres, more or less: (a) The right to overflow, flood, and/or cover said hereinafter designated land with the flood, slack, or backwater created by the erection and operation of a dam or dams across the Little Tennessee River; (b) The right to enter upon said land, from time to time, and prepare the reservoir area for impoundage of the water, and clear and remove therefrom any timber or other natural growth and any obstructions, accumulations, trash, filth,