

Witness my hand and seal this 19th day of August, 1930.

My commission expires on March 29th, 1932.

W.J.Campbell

Notary Public.

A.U.H. to R.H. A.U.H. 12/13/1930

R.H. to A.U.H. RH.12/13/1930

Approved as to: Terms R.W.Senson Description A.U.Hensey Form A.U.Hensey Dec.6,1930

STATE OF NORTH CAROLINA

SWAIN COUNTY

The foregoing or annexed certificate of W.J.Campbell a N.P. of Haywood County, is adjudged to be correct.

Let the said contract and the certificates, be registered.

Witness my hand and official seal, this 22 day of Jan. 1931.

H.R.Browning

Deputy Clerk of Superior Court

Received for registration on this 22nd day of Jan. 1931 then was the foregoing lease registered in Book 59 as page 377.

Register of Deeds.

NORTH CAROLINA

IN THE SUPERIOR COURT

SWAIN COUNTY

STATE OF NORTH CAROLINA

Petitioner

Against

S.L.DOWDLE?widow,CHARELS WODWLE and wife,HATTIE DOWDLE?MATTIE DOWDLE and husband,FREDDO DOWDLE?NOLA GASS, and husband,CLARK GASS,ORA DOWDLE and wife,BESSIEDOWDLE,JOHN DOWDLE and wife, FLOSSIE DOWDLE,ALDERBIA BLANKENSHIP and husband,LEWIS BLANKENSHIP,HUMBERT DOWDLE and wife,GOLDIE DOWDLE,ALFRED DOWDLE and wife,MAUDE DOWDLE,AMY DOWDLE?minor, JIMMIE DOWDLE,minor, EDWARD DOWDLE?minor,E.E.TEAGUE,ADMR. OF J.F.TEAGUE,"DECEASED,J.E. FREEMAN,J.S.CONNOR GEO.W.BECK,heirs of N.A.HUGHES and IRA HUGHES,deceased,names and residence unknown,JAMES R. BRADLEY,single,JAMES H.BRADLEY and wife,CAROLINA ELLEN REAGAN and husband,JAMES R. REAGAN,ASA BRADLEY and wife,SAM BRADLEY,ELVIRA BRADLEY, I.T.WHALEY,widow,heirs of A.C.BRADLEY,names and residences unknown,ELLA B.SHOOK and husband,E.I.SHOOK?ROSALIE SHOOK,minor,MARY BRADLEY WILSON and husband,LONNIE WILSON, LAURA B.QUEEN and husband,RUBE QUEEN,JESSIE J. BRADLEY,MONTGOMERY WILSON,minor,LULA JONES and husband,THOMAS JONES,CURTIS ESTES,widower,MARY GREEN and husband,ISSAC GREEN, BEULAH BLACKand husband,JAMES BLACK,ELLA SPENCE and husband,FLOYD SPENCE,EDNA HOARD and husband,KENDAS HOARD,DAVID ESTES,minor,LUETTA ESTES,minor,CLUDE ESTES,minor,HAZEL ESTESminor,THOMAS ESTES,minor,CURTISS ESTES,Jr.,minor,J.L.WILLIAMSON and wife BERTHA WILLIAMSON,BERTON TRANHAM,MINNIE SHIDLE and husband,GEORGE SHIDLE,MAMIE WEBB and husband,BERT WEBB LELLA TRANHAM and ROU TRANHAM,WILL STEPP and wife,OMA STEPP,W.G. HALL,Trustee,HIPPS & BURGIN ,H.N.LAMBERT,ADAM TREADAWAY,ALLIE TREADAWAY,DANIEL TREADAWAY MARY TREADAWAY,LEVENIA TREADAWAY,GERTRUDE TREADAWAY,BILL TREADAWAY and wife,EVA TREADAWAY NICK TREADAWAY,STOKE TREADAWAY,RECTANOR TREADAWAY RUSSELL and husband?IOWA TREADAWAY, NICIE TREADAWAY, and husband,JIM,MONROE WALLACE,MARGARET LAWS and husband,JOE LAWS,JOHN ROGERS,VINNIE WALLACE,DOLLIE WALLACE,JAMES WALLACE,VINIE SMITH and husband,JOHN SMITH, RECTANOR LAMBERT,widow,C.M.TREADAWAY,widow,HENRY TREADAWAY and wife,EFFIE TREADAWAY, NELSON TREADAWAY and wife,IMA GRIFFITH TREADAWAY?MINOR?DILLARD TREADAWAY,minor GENTRY TREADAWAY,minor,NELLIE TREADAWAY,minor,HERMAN TREADAWAY,minor,JAMES TREADAWAY and wife, IDA TREADAWAY,COFFEY TREADAWAY and wife?DOROTHY,O.H.TREADAWAY,COLE TREADAWAY and wife, PHEM TREADAWAY,heirs at law of JESSE WHITT,names and residence unknown,heirs at law of JAMES HUNICUTT,names and residences unknown.

Respondents.

This cause coming on to be heard before the undersigned Clerk of the Superior Court of Swain County,North Carolina,on this the 12th day of June,1930 and upon motion of counsel for the petitioner for a final judgement in said proceeding,and being heard and the court having found,and hereby finding the facts as follows,towit:

-1-

That this proceeding is duly constituted in this court;that summons was issued therein on the 1st day of March,1930,and that the duly verified petition of the State of North Carolina was on said day filed in this court and that the duly verified petition was on said dated duly filed in this court together with copies thereof as provided by law and that the said summons has been duly served upon the several respondents herein

and every of them in all respects as required by law and that the notice required by Chapter 48, section 19 of the Public Laws of North Carolina of the session of 1927, has been duly published in all respects as therein required, whereby all persons whom it may concern and all persons having or claiming to have any estate or interest in the lands sought to be concerned in this proceeding have been duly notified and required to appear therein at the time and place therein mentioned and to make such answer, defense or plea as they may be advised; and that thereafter, to wit: On May, 5, 1930, an order of publication was duly made by this court for the purpose of serving said summons on such of said respondents or defendants as are non-residents of the State of North Carolina whose names are contained and fully set out in said order of publication and that said order of publication was duly published for the time required by law in the Bryson City Times, a newspaper published in Swain County, North Carolina, and it further appearing that said notice of publication required by ~~law~~ Chapter 48 of the Public Laws of North Carolina was also published in said Bryson City Times, a secular newspaper published in Swain County, North Carolina, for the time required by law; and that the affidavits of the printer of said newspaper showing the publication of said notices as required by law has been duly filed and is of record in this proceeding and that thereafter, to wit: On the 21st day of March, 1930, A.M. Frye was duly appointed Guardian Ad Litem for Edna Hoad, David Estes, Luetta Estes, Clyde Estes, Hazel Estes, Thomas Estes and Curtiss Estes, Jr. and on the same date B.C. Jones was duly appointed Guardian Ad Litem for Amy Dowdle, Jimmie Dowdle, Edward Dowdle, Montgomery Wilson, Wiley Treadaway, Dillard Treadaway, Gentry Treadaway, Nellie Treadaway, Herman Treadaway, minors, and on April 5, 1930, B.C. Jones, Guardian Ad Litem for the minors above mentioned filed an answer on behalf of said minors; And on March 21, 1930, A.M. Frye, Guardian Ad Litem for the minors above mentioned files and answer in their behalf setting up their interest in certain lands described in the petition; And on March 20, 1930, the respondents Lula Jones and husband, Thomas Jones, Berton Trantham, Mamie Webb and husband, Bert Webb, Lellie Trantham and Minnie Shidle and husband, George Shidle, through their attorneys, Frye and Jones, filed an answer setting up their interest in that portion of the lands described in the petition covered by grant No. 80 and in Tracts 28, 30, 27, 31 and state grant No. 133; And that on March 22, 1930, William Stepp and wife, Oma Stepp, filed an answer admitting the allegations of the petition and alleging that they were the owners in fee simple and in entirety of that portion of the land described in the petition and set out in paragraph 24 thereof and in Exhibit "J" attached thereto; And that on May 12, 1930, Mrs. Reny. Treadaway, widow of Eli Treadaway, Adam Treadaway, Allie Treadaway, Daniel Treadaway, Lovenia Treadaway, Teadery, Gertrude Hubbard, Eliza Daniels, Stoke Treadaway, Nick Treadway, William Treadway, Iowa Phillips, Rectanor Russel, Margaret Mampley, Venie Wyke, Ollie Low and Monroe Wallace, who claim an interest in certain of the lands described in the petition as heirs at law of Moses Treadaway, filed an answer through their attorney Charles G. G. Ireath of Wilkesboro, N.C. admitting the allegations of the complaint but alleging that said defendants were entitled to an interest in the lands described in paragraph 26 of the petition, being Tract No. 83, as heirs at law of said Moses Treadaway; And that on June, 11, 1930, R.L. Burgin, W.F. Hipps and W.G. Hall, Trustees filed an answer setting up their claims under a deed in trust executed by Will Stepp and wife, Oma Stepp, but otherwise admitting ^{the} allegations of the petition; And it further appearing that no answer of said respondents filed denied the right of the petitioner to condemn the lands described in the petition, but merely setting up their interests in the lands or portions of them so described in the petition and asking to be allowed

to participate in the compensation to be paid therefor.

And it further appearing to the court that due and proper notices of all proceedings herein have been given to said respondents and the court hereby finds as a fact that no other persons, firms or corporations have appeared herein or in any way asserted any interest in the subject matter in this proceeding other than those set out in said summons and petition and those who have subsequently made themselves parties hereto, all of which will more fully appear by record.

-2-

That the right of eminent domain appertain to and resides in the petitioner as a sovereign state and petitioner has thus other further rights and powers to condemn and appropriate the lands described in the petition for the purpose mentioned therein under and by virtue of Chapter 48 Public Laws of North Carolina, Session 1927.

-3-

That the lands described in said petition and all of them lie wholly within the boundary of the proposed Great Smokey Mountains National Park as defined and set out in the Act of the General Assembly of North Carolina entitled "An Act to provide for the Acquisition of Park and recreational facilities in the Great Smokey Mountains of North Carolina", ratified of the 25th day of February, 1929, and being chapter 48 of the Public Laws of North Carolina, session 1927, and particularly in section 4 of the said Act and that all of said lands are embraced within the area of 214,000 acres of land situate in the State of North Carolina designated by the Secretary of the Interior of the United States under authority of the act of Congress mentioned in the Statute aforesaid, viz: Chapter 48 Public Laws of North Carolina, Session 1927, as properly constituting a portion of the said Smokey Mountains National Park, all of which will more particularly appear by reference to said act of Congress and to said Chapter 48 of the Public Laws of North Carolina, Session 1927.

-4-

~~That~~ it is both lawful and necessary for the petitioner to condemn the lands described in the petition for the purpose therein expressed and declared and that the petitioner is entitled to the ~~respondents~~ relief demanded in this petition.

-5-

That the respondents hereinbefore named are solely seized and possessed and are the owners in fee simple of the several tracts of land described in said petition, the persons owning or claiming to own each of said tracts being fully named and set out in the petition herein and the court find that they are the owners of all right, title, property, interest and estate vested or contingent, legal or equitable in or to the lands described in the petition; and it further appearing to the court, and the court having found as a fact, that no person, firm, or corporation other than the respondents above named have or claim to have any interest, right, title, property or estate in the lands and premises described in the petition and condemned herein and appropriated to the ~~pet~~ petitioner for the uses set out in said petition.

-6-

That heretofore, to wit: On the 5th day of May, 1930, the undersigned Clerk of the Superior Court of Swain County, North Carolina, duly made and entered an interlocutory judgment and order in this cause wherein it was ordered, considered and adjudged, among other things that C.R. Browning, R.P. Abbott and Samuel Shuler, be and they were duly appointed commissioners of the Court and required fairly and impartially to appraise

the lands described in the petition and to ascertain and determine the compensation which ought justly to be made by the petitioner to the parties owning or interested in the several tracts of land described in said petition and appraised by them and to make a report thereof to the court according to law and said commissioners were duly required before entering upon their duties to take and subscribe an oath in form of law that they would fairly and impartially ascertain and award the compensation aforesaid, all of which will more fully appear by reference to said order as same appears of record herein and said commissioners proceeded, conformable to the provisions and requirements of said order to appraise said land as required by said order and thereafter, to wit: On the 21st day of May, 1930, said commissioners having gone upon said lands and viewed the same and having heard the evidence of such said respondents as desired to present evidence to said commissioners, made a written report of their said proceeding and returned the same into this court, together with the testimony produced by them and reduced to writing and together with all exhibits and documents introduced in evidence at said hearing, and said reports and evidence were duly filed in this court, all of which will more fully appear by the record of the proceedings herein which are hereby more particularly referred to.

-7-

That the Commissioners and appraisers so appointed, by their report appraised and ascertained and determined the compensation which ought justly to be paid by the petitioner to the party or parties owning or interested in the lands described in the petition, appraised by them as follows:

Tract No. 1 described in said petition called and owned by Mrs. J. M. Dowdle and the heirs at law of John Dowdle being tract No. 18 of the survey made by the North Carolina Park Commission and further described in Exhibit "A" attached to said petition at the sum of TWO THOUSAND (\$2,000.00) DOLLARS.

Tract No. 2 described in said petition owned by the Bradley heirs, being Tract No. 31 of the Survey made by the North Carolina Park Commission and further described in the petition in Exhibit "B" attached thereto at the sum of TWELVE HUNDRED NINETY-SIX dollars and thirty cents (\$1296.30).

Tract No. 3 described in said petition, being a small portion of the J. E. Coburn Tract 100, containing twenty-two acres as shown by survey made by the North Carolina Park Commission and further described in Exhibit "C" attached to said petition and being a one-twenty-first undivided interest at the sum of TEN DOLLARS AND THIRTY EIGHT CENTS (\$10.38).

Tract No. 4 described in said petition known as the James Bradley Tract being tract No. 22 as shown by the survey made by the North Carolina Park Commission and described in Exhibit "D" attached to said petition at the sum of FIFTEEN HUNDRED (\$1,500.00) DOLLARS.

Tract No. 5 described in said petition being the land known as the Ella Bradley Shook tract and being tract no. 27 as shown by the survey made by the North Carolina Park Commission and described in exhibit "E" attached to said petition at the sum of FOUR HUNDRED (\$400.00) DOLLARS.

Tract No. 6 described in said petition being the lands known as the Rosalie Shook tract No. 30 as shown by the survey made by the North Carolina Park Commission and described in Exhibit "F" attached to said petition at the sum of ONE THOUSAND (\$1,000.00) DOLLARS.

Tract No. 7 described in said petition as the Mary Bradley Wilsons lands being Tract No. 28 as shown by the survey made by the North Carolina Park Commission and described in Exhibit "G" attached to said petition at the sum of EIGHT HUNDRED (\$800.00) DOLLARS.

Tract No.8 described in said petition being known as the Montgomery Wilson lands and being tract No.29 as shown by the survey made by the North Carolina Park Commission and further described in Exhibit "H" attached to said petition at the sum of TWO THOUSAND TWO HUNDRED FIFTY(\$2250.00)DOLLARS.

Tract No. 9 described in said petition as the J.L.Williamson lands and being tract Nos.14 and 14-a as shown by the survey made by the North Carolina Park Commission further described in Exhibit "I" attached to said petition at the sum of SIXTEEN HUNDRED (\$1600.00)DOLLARS.

Tract No.10 described in said petition as the William Stepp Tract No.86 as shown by the survey made by the North Carolina Park Commission and described in Exhibit "J" attached to said petition at the sum of ONE THOUSAND(\$1000.00)DOLLARS.

Tract No.11 described in said petition known as the H.N.Lambert land and being Tract No.83 as shown by the survey made by the North Carolina Park Commission further described in Exhibit "K" attached to said petition at the sum of TWO HUNDRED FOUR ~~XX~~ DOLLARS AND THIRTY EIGHT CENTS(\$204.38).

Tract No.12 described in said petition as the Laura Bradley Queen ~~xxxx~~ land and being tract No.26 as shown by the survey made by the North Carolina Park Commission and further described in Exhibit "L" attached to said petition at the sum of FIFTEEN DUNRED(\$1500.00) DOLLARS.

That said report of said commissioners and appraisers has been on file in this since said 21st day of May 1930 and that no objections or exceptions have been filed to said report by any of the persons to this proceeding or any other person except that J.L.Williamson has filed an exception to the report as to tracts Nos.14 and 14-a ~~xxxx~~ described in the petition as has appealed therefrom to the Superior Court of Swain County.

Now,therefore,in the premises aforesaid and upon motion of counsel of the petitioner it is considered,ordered and adjudged by the court as follows:

-1-

That the judgement and order appointing Commissioners in this cause hereinbefore referred to and the same is hereby in all respects approved,ratified and confirmed.

-2-

That the report of said commissioners and appraisers as the same appears in the records of this cause,be, and the same, is hereby ^{Revised} approved and confirmed.

-3-

That the petitioner shall forthwith pay into the registry of this court in full of the compensation which ought justly to be made by the petitioner ~~to~~ the party or parties owning or interested in the lands described in the petition as so appraised by said commissioners and conformable to the report of said commissioners that is to say:

For Tract No.1 described in said petition,the sum of	\$2000.00
For Tract No.2 described in said petition,the sum of	\$1296.30
For TractNo.3 described in said petition,the sum of	\$ 10.38
For tract No.4 described in said petition,the sum of	1500.00
For tract No. 5 described in said petition,the sum of	400.00
For tract No, 6 described in said petition,the sum of	1000.00
For tract No.7 described in said petition the sum of,	800.00

Tract No.8 described in said petition,the sum of	\$2250.00
Tract No.10 described in said petition the sum of	1000.00
Tract No.11 described in said petition the sum of	204.38
Tract No.12 described in said petition ,the sum of	1500.00

The amounts hereinbefore set out represent the amounts for which said several tracts were appraised by said commissioners and the said amounts of money to be paid out and disposed of under the orders of this court to the party or the parties, person or persons entitled thereto as their interest or interests severally may be made to appear.

-4-

That upon payment into court by the petitioner of the said several sums of money for the several tracts hereinbefore referred to and as herein required, the title to all and singular the lands premises and real estate described in the petition and hereinafter more particularly described shall immediately pass to and vest in the petitioner, the State of North Carolina in fee simple for the uses and purposes expressed and declared in said petition and in Chapter 48 of the Public Laws of North Carolina, Session 1927, free and discharged of and from all adverse claims, liens, and encumbrances whatsoever, and the respondents and all other persons whomsoever as well such person or persons not parties to this action, if any, as the parties hereto, are forever barred from claiming or asserting any manner of estate or interest in said lands either legal or equitable, the person or persons not parties hereto having or claiming to have, being hereby remitted solely to the right of resources upon the money so paid into court by the petitioner as provided by law.

-5-

That the lands described in the petition, the title to which, through and by virtue of the proceedings and in this cause herein became vested in the petitioner, State of North Carolina are more fully described as follows:

Tract No.1 being tract No.18
as shown by survey by North Carolina.

Park Commission and described as follows:

Lying on the "West Fork of Ocona Luffy River. BEGINNING at corner 1, which is corner 26 of the Champion Fibre Company Tract (1D, a planted stone with witnesses; thence with two lines of the Champion Fibre Company Tract (1), S.50-51 W. 10.15 chains, Corner 2, a chestnut stump with witnesses, a 6" chestnut oak B.T.-D Cor.2, bears S.2-00 E. .06 chain distant; S.45-52 E. 2.25 chains, logging railway bears east; 4.50 chains, Collins Creek flows east; 32.20 chains, corner 3, a chestnut post, scribed D-cor., .3 in mound of stones, on top of a ridge, a 10" chestnut oak, scribed S.T.-D Cor.3 bears S.41-00 .14 chain distant; a 10" mountain birch, scribed B.T.D. Cor.3, bears N. 10-00 W. .10 chain distant; thence N.N.50-16 E., with a line of the J.R. Kimsey old black gum corner, thence S.60-54 E., 18.65 chains, Corner 4, a stake in place of 1; 5.87 chains, Corner 5, a point in the road bed of the logging railroad, the site of old hemlock corner of Grant 74, on bank of river; thence up the river, with its meanders, N.8-30 W. 3.25 chains, a point; N.30-25 E., 3.77 chains, a point; N.46-37 W., 5.55 chains, a point; N.21-05 W., 5.80 chains, a point; N.52-38 W., 3.03 chains, a point; S.83-53 W. 2.32 chains, a point N.33-07 W., 6.98 chains, a point; N.21-40 W., 5.44 chains, a point, N.66-45 W., 3.77 chains, a point; N.42-45 W., 2.47 chains, a point; N.22-29 W. 3.35 chains, Corner 6, a point in center of river, a corner of the D.F. Connor tract; thence S.55-51 W., 18-01 chains, Corner 7, which is corner 25 of the Champion Fibre Co. Tract (1) a point in marked line, the corner common to D.F. Connor and Mrs. J.M. Dowdle; thence S.22-23 E., with the Champion Fibre Co. line, 5 5.00 chains, the Place of the Beginning, containing 97.00 acres.

Tract No.2, being tract No.31
as shown by survey by North Carolina
Park Commission and described as follows:

Being a part of Grant 80, to Thomas Bradley, and recorded in book 1, page 589 of the records of Swain County. BEGINNING at corner 1, which is corner 4 of the Champion Fibre Co. Tract (1-e), an 18" hickory, on a spur ridge, a corner of Grant 80, and of the John C. Reagan and Ella Bradley Shook Tracts, scribed R-Cor.5; thence, S.64.50 W., with a line of the John C. Reagan Tract, 4.36 chains, Corner 2, which is corner 20 of the Champion

Fibre Co. Tract (1-c), a point with witnesses, where the line of Grant 80 crossing a ridge; thence, with three lines of the Champion Fibre Co. (1-c), S. 64-32 W., 10.46 chains, Corner 3, a 3" dogwood, with old marks and witnesses, blazed and scribed B.A. 12x91 Cor. 2, a 20" lye blazed and scribed B.T.B.A. Cor. 2, N. 78-14 W., 10.91 chains, Corner 4, a point with witnesses; set a locust post scribed B.A. Cor. 3, a 20" chestnut blazed and scribed B.T.B.A. Cor. 3, bears N. 5-00 W., 8 chain distant; S. 57-53 W., 31.63 chains, corner 5, a chestnut with old marks, in the line of Grant 80; thence, S. 47-56 W., with a line of Grant 80, 6.74 chains, Corner 6, a planted stone in place of old maple stump; a 12" chestnut oak blazed and scribed B.T.B.A. Cor. 5, bears N. 71-30 W., .21 chain distant; Thence, N. 81-9 W. with line of grant 80, 3.51 chains, Corner 7, a stake beside a marked oak scribed B.H. Cor. 6, thence S. 49-11 W. with a line of grant 80, 11.73 chains, corner 8, a stake at intersection of marked lines, a 14" chestnut, blazed and scribed B.T.B.A. Cor. 7, bears S. 13-30 E., .14 chains distant; thence, S. 12-56 E., with a line of Grant 80, 11.64 chains, Corner 9, a 12" hickory, scribed B.A. Cor. 8 on top of divide between Couches Creek and the left fork of Oona Luffy River; thence, with the meanders of the divide, S. 65-27 E., 1.73 chains, a point; S. 80-35 E., 3.16 chains, a point; S. 53-24 E., 1.93 chains, a point; S. 68-10 E., 1.90 chains, a point; S. 77-06 E., 3.06 chains, a point; S. 70-39 E., 3.67 chains, a point, N. 74-45 E., 2.07 chains, a point; N. 64-45 E., 5.27 chains, a point; N. 64-27 E., 1.27 chains, a point; N. 71-43 E., 3.77 chains, a point; S. 69-57 E., 3.47 chains, a point; S. 77-00 E., 2.14 chains, Corner 10, which is corner 2 of the Champion Fibre Co. Tract (1-e), a planted stone at intersection with the east boundary of Grant 80, a 15" hickory blazed and scribed B.T.B.A. Cor. 9, as a witness; thence, with two lines of the Champion Fibre Co. tract (1-e), N. 50-38 E., 6.24 chains, Corner 11, a point with witness; set a post scribed B.A. Cor. 10; a 10" chestnut blazed and scribed B.T.B.A. Cor. 10, bears N. 72-00 W., .30 chain distant; N. 29-18 E., 32-00 chains, small stream flows east; 42.04 chains, the place of the BEGINNING, containing 129.65 acres.

Tract No. 3 being a part of Tract No. 100
as shown by survey by North Carolina
Park Commission and described as follows:

BEGINNING on a hickory on the top of the divide between Luffy River and Couches Creek and runs South 18 east 25 poles to a stake; thence South 50 east 60 poles to a stake; thence North 50 east 92 poles to a stake on top of the divide between Luffy River and Couches Creek; thence up the top of the divide as follows: North 72 west 16 poles to a stake; thence South 87 west 8 poles to a stake; thence South 57 west 10 poles to a stake; thence South 67 west 14 poles to Bear Pen Gap; thence South 70 west 20 poles to a stake; thence North 69 West 60 poles to the BEGINNING, containing 22 acres.

Tract No. 4 being Tract No. 22
as shown by survey by North Carolina
Park Commission and described as follows:

Lying on the ridge between Bradley Fork and the West Fork of Oona Luffy River and being Grant 133, to William Bradley and Thomas Reagan, recorded in book 3, page 114 records of Swain County, BEGINNING at corner 1, a planted stone about .60 chain North of the public road leading up the West fork of Oona Luffy River; a spanish oak, blazed and scribed B.T.G.-133, Cor. 1, bears N. 81-00 E., .15 chain distant; thence, with lines of grant 133, N. 41-31 E., 11.94 chains, corner 2, a 24" hickory with old marks and witnesses, scribed G. 133, Cor. 2, a 16" chestnut blazed and scribed B.T.G. 133, Cor. 2, bears S. 75-00 W., .27 chain distant; S. 66-46 E., 7.69 chains, Corner 3, a 12" chestnut with old marks and witnesses, S. 67-07 E., 13.47 chains, Corner 4, a pine stump with witnesses in the gap of a ridge; a 40" chestnut blazed and scribed B.T.G. 133, Cor. 3, bears S. 15-00 E., N. 65-45 E., 9.36 chains, Corner 5, which is corner 4 of the James A. Martin Tract (2-b), a 12" pine, with marks and witnesses, near top of a ridge, scribed Cor. 4, N. 14-39 E., 34.12 chains, Corner 6, a 30" chestnut stump, the N.E. Corner of Grant 133, scribed B. 133, Cor. 5; a 5" chestnut, scribed B.T.G. 133, Cor. 5, bears S. 33-00 W., .20 chain distant; N. 87-32 W., 22-49 chains, Corner 7, a point where the S.E. boundary of grant 90 intersection of the North Boundary of Grant 133, a point in the line of the J. Chastine Reagan Tract (3); thence S. 47-30 W., with a line of the J. Chastine Reagan Tract, 10.13 chains, Corner 8, which is corner 11 of the J.C. reagan Tract (3); a point near ridge top, the South corner of Grant 90; thence, N. 27-30 W., 8.25 chains, Corner 9, which is corner 5 of the James A. Martin Tract (2-a) a point where the S.W. boundary of Grant 90 intersects the North Boundary of Grant 133; thence, with the two lines of the James A. Martin Tract (2-a), N. 87-32 W., 2.25 chains, Corner 10, the N.W. Corner of Grant 133, a 14" spanish oak with old marks, blazed and scribed G. 133, Cor. 6, on top of ridge; an 18" chestnut oak, scribed B.T.G. 133- Cor. 6, bears N. 72-00 W., .37 chain distant; S. 38-47 W., 25.30 chains, corner 11, the point where the East boundary of Grant 74 intersects the N.W. boundary of Grant 133; thence, S. 15-08 E., 9.91 chains, Corner 12, a 38" poplar, with old marks scribed G. 74-1 thence S. 31-26 W., with line of Grant 74, 3.09 chains, Corner 13, a point where the lines of Grant 74 and 133 intersects thence, S. 47-22 E., with line of Grant 133, 9.67 chains, the place of the BEGINNING, containing 143.14 acres.

Tract No. 5 being tract No. 27
as shown by survey by North Carolina

Park Commission and described as follows:

Lying on the waters of the west fork of the Oona Luffy River, BEGINNING at a stake 1, an 8" sycamore scribed R. Cor. 5 on the east bank of West Fork, being a common corner to John C. Reagan Tract (24), and the Wilson and Hall tract (25); thence, S. 27-26 W., 1.20 chains, logging railroad; 6.98 chains, corner 2, 8" birch, which is corner 6 of the John C. Reagan Tract (24); thence S. 2.43 W. 7.99 chains, Corner 3, an 18" hickory on a spur ridge a corner of grant 80, Bradley heirs and John C. Reagan, scribed R. Cor. 5, thence with

the meanders of the ridge; S.84-02 E., 2.67 chains, a point; N.88-27 E., 1.04 chains, a point; N.70-15 E., 1.42 chains, a point; S.81-58 E., .95 chains, a point; N.84-52 E., 1.72 chains, a point; N.67-21 E., 1.57 chains, Cor.4, which is corner 5 of the Champion Fibre Co. Tract (1e); thence S.58-56 E., 3.29 chains, Corner 5, a 20" basswood, on bank of branch, old corner scribed S-2, Cor.3; thence down the meanders of the branch, N.42-40 E., 2.06 chains, a point; N.35-45 E., 2.14 chains, a point; N.1-00 W., 1.48 chains, N.8-40 E., 2.03 chains, a point; N.25-58 E., .99 chains, a point; N.81-10 E., .96 chains, a point; N.64-00 E., 1.24 chains, a point; N.71-00 E., 1.57 chains, a point; N.42-24 E., 1.52 chains, a point; N.33-37 E., 1.29 chains, Corner 6, a hut on south side of river at mouth of branch, up the west fork with its meanders, S.84-20 W. 5.59 chains, a point; S.55-40 W., 1.43 chains, a point, N.66-23 W., 11.43 chains, the place of the beginning, containing 17.72 acres.

Tract No. 6 being Tract No.30 as shwon by survey by North Carolina Park Commission and described as follows:

Lying on the west bank side of the west fork of the Ocona Lufty River, BEGINNING at corner 1, which is corner 3 of the Mary Bradley Wilson Tract (28), and corner 4, of the M. and L. Wilson Tract (29), a 22" hemlock on the S.W. side of the river, scribed S-2, Cor.3, running thence with lines of the Mary Bradley wilson Tract (28), S.34-05 W., 2.74 chains, Corner 2, a 15" birch with corner marks scribed S-2, Cor.2, S.28-15 E., 7-10 chains, Corner 3, a sourwood stake with laurel witnesses, which is corner 3 of the champion Fibre Co. Tract (1-d); thence with a line of the Champion Fibre Co. Tract, N.48-04 E., 5.40 chains, corner 4, a point on south bank of river, a common corner to Club House tract and Champion Fibre Co. (1-d), with the M. and L. Wilson tract up the meanders of the river, N.80-04 W. 1.21 chains, a point; N.4-05 W. 6.69 chains, to the place of the beginning, containing 2.66 acres.

Tract No.7 being tract no 28,
as shwon by survey by North Carolina
Park Commission and described as follows:

Lying of the S.W. side of the West fork of Ocona Lufty River, BEGINNING at corner 1, which is corner 6 of the Ella Bradley Shook Tract (27), a point on the south side of the river, at the mouth of a branch; thence, down the river, with its meanders, S.88-45 E. 6.68 chains, a point; N.71-66 E., .56 chains, corner 8, a 10" maple with corner marks on East bank of river; thence, continuing with the river, S.26-20 E. 3.35 chains, Corner 3, a 22" hemlock on the S.W. side of river, corner 1 of the Infant Shook Tract, scribed S.2, Cor. III; thence, with two lines of the Infant Shook Tract, ~~scribd S.2, Cor. I, S.28-15 E., 7-10 chains, corner 5, a sourwood stake, with laurel witness; thence, S. 49-45 E., 4.37 chains, corner 6, a chestnut stake in old Bradley line, scribed W-3; a 14" chestnut, scribed B.T.W 3, bears S.73-00 W. .15 chain distant; thence S.50-08 W., 10.44 chains, corner 7, a 22" basswood, with old marks, scribed W. cor. II; thence N.56-02 W. 12.56 chains, corner 8, a white oak on a ridge; thence N.59.16 W. 4.44 chains, corner 9, a 20" basswood beside branch, scribed S. Cor. III; thence down the branch, with its meanders, N.42.40 E. 2.06 chains, a point; N.35-45 E., 2.14 chains, a point; N.1-00 W., 1.84 chains, a point; N.8-40 E., 2.03 chains, a point; N.25-58 E., .99 chains, a point; N.81-10 E., .96 chains, a point; N.64-00 E., 1.24 chains, a point; N.71-00 E., 1.57 chains, a point; N.42.24 E., 1.52 chains, a point; N.33-37 E., 1.29 chains, ~~scribd S.2, Cor. I, S.28-15 E., 7-10 chains, corner 5, a sourwood stake, with laurel witness; thence, S. 49-45 E., 4.37 chains, corner 6, a chestnut stake in old Bradley line, scribed W-3; a 14" chestnut, scribed B.T.W 3, bears S.73-00 W. .15 chain distant; thence S.50-08 W., 10.44 chains, corner 7, a 22" basswood, with old marks, scribed W. cor. II; thence N.56-02 W. 12.56 chains, corner 8, a white oak on a ridge; thence N.59.16 W. 4.44 chains, corner 9, a 20" basswood beside branch, scribed S. Cor. III; thence down the branch, with its meanders, N.42.40 E. 2.06 chains, a point; N.35-45 E., 2.14 chains, a point; N.1-00 W., 1.84 chains, a point; N.8-40 E., 2.03 chains, a point; N.25-58 E., .99 chains, a point; N.81-10 E., .96 chains, a point; N.64-00 E., 1.24 chains, a point; N.71-00 E., 1.57 chains, a point; N.42.24 E., 1.52 chains, a point; N.33-37 E., 1.29 chains, the place of the~~ the place of the BEGINNING, containing 26.90 acres.~~

Tract No. 8, being tract No.29
as shown by survey made by North Carolina
Park Commission. and described as follows:

Lying at and between the Bradley Fork and the West Fork of the Ocona Lufty River, beginning at corner 1, which is corner 3, of the W.E. Queen tract (26) being a stake on west bank of river scribed W.2, Cor.3, a 15" sycamore, scribed B.T.W.2, Cor.3, bears N. 14-00 W. .21 chain distant; thence down the ridge with the two lines of the W.E. Queen tract, S.14-46 E., 13.40 chains, corner 2, which is corner 23 of the W.E. Queen tract (11) and corner 1 of the Champion Fibre Co. Tract (1-d), a point at the junction of the Bradley Fork and the west Fork of Ocona Lufty River; thence, up the west fork, S.69-23 W. 1.94 chains, corner 3, which is corner 2 of the Champion Fibre Co. tract (1-d), a point on South bank of river, thence up the meanders of the river with a line of the Infant son of I.E. Shook Tract (30), N.80-04 W. 1.21 chains, a point; N.44-05 W. 6.69 chains, corner 4, which is corner 3 of the Mary Bradley Wilson Tract (28), a 22" hemlock on S.W. side of river, thence with the Mary Bradley Wilson Tract, N.28-20 W., 3.35 chains, which is corner 5 of the Wilson and Hall tract (25), a 10" maple with corner marks on east bank of river; thence, with the Wilson and Hall Tract N.54-51 E., 1.60 chains, Corner 6, a 13" chinquepin back of club house, scribed B-1 Cor 2, being corner 4 of the Laura Bradley Queen Tract (26); thence with the Laura Bradley Queen Tract, N.46-00 E., 6.70 chains, to the place of the Beginning, containing 6.36 acres.

Tract No.9 being Tract No.14, 14-a
as shown by survey by North Carolina
Park Commission and described as follows:

Lying on the west fork of Ocona Lufty River, BEGINNING at corner 1, a point in the center of the west fork of Ocona Lufty River, a 6" mountain birch, scribed B.T.W.-2, cor. 1 bears N.11-00 W. .40 chain distant; thence up the river with its meanders, S.77-54 W. 4.45 chains, a point; N.57-43 W. 6.46 chains a point; N.87-46 W. .28 chains, corner 2, a point in center of river, thence N.28-36 W. 4.45 chains, Corner 3, an iron-wood stump, a 12" forked poplar blazed and scribed B.T.W.-2, Cor. 3 bears N.9-00 W. .72 chain distant; thence, N.28-09 W. 5.29 chains, corner 4, a planted stone with witnesses; a 7" white oak, blazed and scribed B.T.W.-2, cor. 4, bears N. 61-00 E. .29 chain distant; thence N.64-49 E, 6.66 chains, corner 5, a large stone on west side of road; a 6" dogwood blazed and scribed B.T.W.-2, cor. 5, bears, S.60-30 W, 122 chain distant; thence, S.39-41 E, 2.14 chains, corner 6, a planted stone in edge of field, a tree, blazed and scribed, B.T.W.-2, Cor., bears S. 59-30 W. .30 chain, distant; thence, S.71-33 E, 10.63 chains, corner 7, a planted stone in a barnch, a 16" poplar blazed and scribed B.T.W.-2, cor. 7, bears S.32-00 W, 133 chain distant; thence, S.15-16 W, 6.83 chains, corner 8, a planted stone in a branch, a 8" birch blazed and scribed B.T.W. 2, Cor. 8, bears S. 41-00 W, .12 chain distant; thence with meanders of branch S.33-25 W. 1.50 chains, a point; S. 13-28 W. .86 chains, the place of beginning, containing 15.38 acres.

Lying on the west Fork of Ocona Lufty River, BEGINNING at corner 1, which is corner 5 of the Champion Fibre Co. Tract (1-a), a post on a ridge, corner common to C.W. Conner's a chestnut, blazed and scribed B.T.W.-1, bears N.14-00 E. .18 chain distant; thence, down the ridge with its meanders, S.67-15 W, 1.79 chain, a point; S. 72-45 W, 1.83 chains a point; S.51-47 W, 1.77 chains, a point; S.36-31 W, 1.28 chains, a point; S.28-28 W, 202 chains, a point; S.61-44 W, 985 chains, a corner 2, a point beside a ford where the public road crosses the branch, a corner of grant 74, to Samuel Beck; thence, S.80-48 W, with a line of Grant 74, 507 chains corner 3, a point on the bank of the river, thence, N.19-52 W. with the river 5.70 chains, corner 4, which is corner 13 of the Champion Fibre Co. Tract (1), a point in river a point of ridge, thence, up the meanders of the ridge with the Champion Fibre Co. line N.59-53 E. 192 chains a point; N.54-31 E, 269 chains, a point; N.34-09 E. 257 chains, a point; N.27-37 E. 380 chains, a point; N.33-41 E, 187 chains, a point; N.0-22 E. 221 chains, a point, N. 2-20 W. 144 chains, a point; N.36-52 E. 390 chains, a point; N.25-18 W. 876 chains corner 5, and old corner post in a mound of stones, thence, N.84-05 E, with the lines of the James A. Martin Tract (2) 11.17 chains, corner 6, which is the corner 6 of the Champion Fibre Co. Tract (1a) a point in the north boundary of Grant 74, thence, S.12-27 E, with a line of the Champion Fibre Co. Tract (1a) 20.06 chains the place of the Beginning, containing 35.23 acres.

Tract No.10 being Tract No.86

as shown by survey by North Carolina

Park Commission and described as follows:

Lying about 30 chains west of the Ocona Lufty River, and about 12 chains south of Lamberts Branch, beginning at corner 1, a black oak ~~xxxxxxx~~ and corner 3, of the C.W. Parker tract (79a), thence with the Parker tract (79a) and the meanders of the ridge, and N.24-25 E, 4.42 chains, a point; N.34-20 W, .297 chains a point N.71-41 W, 461 chains, a point; S.65-18 W, 1.68 chains a point N.58-40 W, 3.94 chains, a point; N.69-30 W, 1.54 chains a point; N.15-54 W, 3.14 chains a point; N.73-06 W, 259 chains, a point; N.58-44 W, 2.94 chains, a point; S.74-25 W, .73 chains a fallen chestnut which is corner one of the L. Duckett tract (85) and a corner 4 of the C.W. Parker tract (79a), thence with the Duckett tract (85); and the meanders of the ridge S.85-18 W, 3.94 chains a point; N.78-21 W, 1.62 chains a point; S.88-16 W, 2.53 chains a point; N.75-48 W, 2.13 chains a point; N.87-57 W, 1.07 chains, a point; N.59-41 W, 3.53 chains a point; N.86-00 W, 2.17 chains, corner 2, a point which is corner 5 of the L. Duckett Tract (85), and a point in the Indian Boundary thence, with two lines of the Indian Boundary S.37-19 E. 24.85 chains, corner 3, a locust post on S.W. bank of old road, scribed I.B. S.87-00 E, 27.23 chains to the place of the beginning, containing 43.55 acres.

Tract No.11 being tract No.83

as shown by survey by North Carolina

Park Commission and described as follows:

Lying on a ridge between Lambert Branch and Ocona Lufty River, Beginning at corner 1, which is corner 1 of the B.M. Reagan Tract (82) a small white oak with old marks, in the Indian Boundary line scribed I.B. thence with the meanders of a ridge in a line of the B.M. Regagn Tract (82), N.39-47 E, 7.07 chains, a point; N.12-07 W, 3.03 chains, a point; N.17-32 W, 2.24 chains, a point, N.22-06 E, 3.34 chains, a point; N.40-09 E, 1.38 chains, a point; N.43-39 W, 2.45 chains, a point; N.2-05 E, 3.25 chains, a point; N.14-30 E. .89 chains, corner 2, which is corner 5 of the Mrs. Ora Dougherty Tract (80) a 6" pine with witnesses on ridge top a 30" spanish oak bears N.55-00 E, 15 chain distant blazed and scribed B.T.D. thence, S.64-25 E, with line of the Dougherty Tract 6.07 chains, corner 3 which is corner 4 of the Dougherty tract a 5" chestnut scribed I.B. a 36" white oak scribed B.T.I.B. bears S.50-00 W, 30 chain distant; thence, S. 2-51 W, with the Indian Boundary line, 34.92 chains, corner 4 which is corner 1 of the C.W. Parker Tract (79-a) a point on the Indian Boundary line just north of the Lambert Branch, shown by Luther Allison as site of corner, thence, N.29-34 W, with the Indian boundary line, 16.48 chains, the place of the Beginning, containing 18.58 acres.

Tract No.12 being Tract No.26

as shown by survey by North Carolina

Park commission and described as follows:

N.63-04 W. 8.31 chains, a point N.82-10 W. 1.13 chains, a point.
N.15-30 E. 1.43 chains, a point, N.2-28 E. 1.26 chains, a point;

Lyin on the west ~~Bradley~~ bank of Bradley fork of Ocona Lufty River, Beginning at corner 1, which is corner 25 of the ~~W.E.~~ Queen tract (11) a locust stake on a ridge with a sourwood witness thence, 87-08 E, with a line of the Queen tract 14.77 chains corner 2 a forked chestnut with old marks on west bank of river blazed and scribed W.2.cor2, a 15" white oak blazed and scribed ~~W.2~~ B.T.W 2, Cor.2, bears S. 47-00 W, .22 chain distant; thence down the river with its meanders S. 60-52 E, 2.16 chains, a point; S. 36-13 E, 4.43 chains, a point; S.2-05 W.4.45 chains, a point; S.39-43 W, 2.34 chains, a point; S.26-40 W, 5.83 chains, a point; S.19-05 E, 4.33 chains, a ~~point~~ corner 3, a stake on west bank of river, scribed W.2 Cor.3, a 15" sycamore, scribed B.T.W 2, 111, bears N.14-00 W. .21 chain distant; thence, S.46-00 W, with a line of the Club House Tract, 6.70 chains, corner 4, a 13" chinquepin on low ridge, blazed and scribed B 1-cor.11; thence, up the ridge with its meanders, N.16-10 W, ~~3.19 chains, a point; N.28-34 W, 1.83 chains, a point; N.11-26 W, 2.37 chains, a point; N.25-33 W, 3.39 chains, a point; N.28-36 W, 1.43 chains, a point; N.17-12 W, 2.14 chains, a point; N.26-33 W, 2.72 chains, a point; N.28-40 W, 1.70 chains, a point; N.48-47 W, 3.74 chains, a point; N.13-56 W, 1.22 chains, a point; N.45-25 W, 1.40 chains, a point; N.42-55 W, 3.19 chains, a point; N.11-56 W, 2.07 chains, a point. N.15-31 E, 1.70 chains, the place of the Beginning, containing 26.13 acres.~~

It is further considered, ordered and adjudged by the court that all of the costs of this proceeding properly incurred by both the petitioner and respondents up to and including the cost of this judgement to be taxed by the Clerk, shall be paid by the petitioner. This shall be deemed the final judgement in this cause in respect to the right, claims, and obligations of the petitioner, the State of North Carolina and in respect to the title in and to the lands and premises above described, but this cause is retained for the purpose of adjudication of any and all claims that may be asserted in, to or against the money to be paid into court by the petitioner, pursuant to the provisions of this judgement, and for no other purposes, whatsoever.

This the 12th day of June, 1930.

V.A.BROWNING.

CLERK SUPERIOR COURT SWAIN COUNTY

NORTH CAROLINA

SWAIN COUNTY

I, V.A. Browning, Clerk of the Superior Court of Swain County, North Carolina, do hereby certify that the foregoing is a true and perfect copy of the final judgement and decree in the above entitled Special Proceeding brought by the State of North Carolina, Petitioner, against S.L. Dowdle and others, respondents, as the same appears on file and as recorded in Docket Special Proceedings Book 4 at page 24 et seq in my said office.

Witness my hand and official seal this the 26 day of January, 1931.

V.A.BROWNING.

CLERK SUPERIOR COURT OF SWAIN
COUNTY, NORTH CAROLINA.

Filed for registration at 3:10 O'clock P.M. Jan. 26, 1931 and registered in the office of the Register of Deeds of Swain County, North Carolina, in book 59, page, Jan. 31, 1931

Frank Hyatt
Register of deeds.