

NORTH CAROLINA,
SWAIN COUNTY.

IN THE SUPERIOR COURT
BEFORE THE CLERK.

STATE OF NORTH CAROLINA

Petitioner,

-vs-

J. G. STIKELEATHER, STELLA
McCOY, SILER MEADOWS MINING
and LUMBER COMPANY, et al.,

Respondents.

CONSENT JUDGMENT

This cause coming on to be heard before the undersigned Clerk of the Superior Court of Swain County and being heard, when and where it appears to the satisfaction of the Court that all matters and things involved in this litigation have been fully compromised, settled and adjusted between the parties, by the terms of which compromise, settlement and adjustment it is agreed that the respondent, Stella McCoy, is the owner of one-half of the mineral interests in lands covered by State Grants Nos. 1738, 1374, 1471, 2100, 2101, 2103 and 2104, lying and being in Swain County, North Carolina, and fully described in the original petition in this cause; that the respondents, J. G. Stikeleather, et al., and the Siler Meadows Mining and Lumber Company are the owners of the other one-half undivided interest in and to the mineral interests in said grants above enumerated;

That the interest of the said Stella McCoy in said mineral interests above referred to is reasonably worth the sum of \$1,500.00, and she is to recover said amount for her interest in the same, and that the other one-half interest in said mineral interests has heretofore been acquired by purchase and condemnation from the other two respondents heretofore named and is now in the State of North Carolina:

Now, therefore, in accordance with the terms of said compromise, settlement and adjustment and by consent of counsel representing the State of North Carolina, and counsel representing the respondent, Stella McCoy, and counsel representing the respondents, J.G.Stikeleather, et al., and counsel representing the respondents, Siler Meadows Mining and Lumber Company, IT IS CONSIDERED, ORDERED AND ADJUDGED BY THE COURT that Stella McCoy have and recover of the State of North Carolina the sum of \$1,500.00, and this judgment, when paid, shall convey the full interest which she owns in and to the mines and minerals in the grants hereinbefore described, and this judgment shall act as a conveyance of the same when duly recorded in Swain County.

IT IS FURTHER CONSIDERED, ORDERED AND ADJUDGED BY THE COURT that the State of North Carolina pay the costs of this proceeding to be taxed by the Court.

This the 25 day of August, 1932.

(Signed) V. A. Browning
Clerk Superior Court, Swain
County, North Carolina.

BY CONSENT:

(Signed) A. Hall Johnston
Attorney for the State of North
Carolina.

(Signed) J. Scroop Styles
Attorney for Stella McCoy.

(Signed) Alvin Kartus
Attorney for J.G.Stikeleather, et al.

(Signed) Dan K. Moore -- S. W. Black
Attorney for Siler Meadows
Mining and Lumber Company.

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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 CONSENT JUDGMENT entered by the Clerk of the Superior Court in the above entitled proceeding, as the same appears on file and record in my office.

IN WITNESS WHERE OF, I have hereunto set my hand and official seal, this the 5 day of September, 1932.

(OFFICIAL SEAL)

V. A. Browning
Clerk Superior Court, Swain County,
North Carolina.

Filed for registration at 3:17 o'clock P.M. Sept. 5, 1932 and registered in the office of the Register of Deeds for Swain County, North Carolina, in Book 60, page 307, Sept. 21, 1932.

Frank Hyatt
Register of Deeds.

NORTH CAROLINA
SWAIN COUNTY

This deed, made this the 26th day of September, 1932 by O.P. Williams, Trustee, party of the first part, to Sallie Cline of Swain County, State of North Carolina, party of the second part.

WITNESSETH:

That whereas, on the 28th day of January, 1928, Mack Cline and wife, Martha Cline, executed and delivered unto the said O.P. Williams, Trustee, a certain deed of trust, which is recorded in the office of the Register of Deeds for Swain County, in Book 16, page 166;

And whereas, there was default in the payment of the indebtedness thereby secured as therein provided, and under and by virtue of the authority conferred by the said deed of trust, and in accordance with the terms and stipulations of the same, and after due advertisements as in said deed of trust prescribed and by law provided, the said O.P. Williams, Trustee, did on the 13th day of September, 1932, at 11 o'clock A.M., at the Court House in Bryson City, Swain County, North Carolina, expose to public sale the lands hereinafter described, where and when Tom Clark beacame the last and highest bidder for the same at the price of Seventy-Five (\$75.00) Dollars, and said Tom Clark having assigned his said bid in writing to the said Sallie Cline,

And whereas, the said purchase price has been fully paid as in said deed of trust prescribed.

And the undersigned Trustee having filed with the Clerk of the Superior Court of Swain County the report of said sale on the said 13th day of September, 1932, and more than ten days having passed since the filing of said report of sale and no increased bid for said land having been filed with said Clerk, and the sale price of said lands not having been increased: