

STATE OF NORTH CAROLINA,

Swain

COUNTY.

THIS DEED, Made this

day of

A.D. 1930, by and between

Sallie L. Avery, widow

of Swain

County, North Carolina, hereinafter called GRANTORS, whether one or more, and THE STATE OF NORTH CAROLINA, hereinafter called GRANTEE:

WITNESSETH:

That the said grantors for certain good and valuable considerations moving them thereto, and particularly the sum of Four Hundred and fifty Dollars----- Dollars (\$450.00), to them paid by the Grantee the receipt of which is hereby acknowledged, have bargained and sold, and by these presents do hereby bargain, sell and convey unto the said grantee, its successors and assigns, the following described lands in Township, Swain County, State of North Carolina, particularly described as follows, viz.:

TRACT NO. 1: BEGINNING at corner 1, which is corner 1 of the Champion Fibre Co. Tract (1-e, a 30" white oak with old marks and witnesses, on top of divide between Couch's Creek and the river, and in the Cathcart line, blazed and scribed C.B. Cor. 2; thence down the ridge with its meanders South 69-10 E. 1.42 chains; South 81-21 East 4.57 chains; South 56-35 East 3.24 chains; South 63-15 East 3.97 chains; South 72.57 East 3.07 chains; South 57-01 East 4.28 chains; South 58-21 East 1.88 chains; South 53-38 East 3.92 chains, corner 2, a point on ridge top, a corner common to Cling Beck and W. W. Rogers; thence South 8-33 West 11-32 chains, corner 3, a point set a chestnut post scribed W.R. Cor. 11; thence South 24-42 East 2.66 chains, corner 4 a point, set a chestnut post scribed W.R. Cor. 10; thence South 0-05 West 4.78 chains, corner 5, a planted stone shown as corner by T.L. Iovin, a corner common to W.W. Rogers and Tom Childers; thence North 87-35 West 16-08 chains, corner 6, an ashe snag, shown as corner by T. L. Iovin, in forks of small stream, blazed and scribed T. C. Cor. 2; thence South 88-06 West 5.09 chains, corner 7, a planted stone with witnesses on top of ridge, shown as corner by T. L. Iovin and Tom Childers; thence North 47-35 West 18.19 chains, corner 8, a post scribed J.C. Cor. 7; thence North 50-08 West 6.62 chains, corner 9, a black oak stump with witnesses, a corner of the Cathcart survey; thence North 52-53 East 20.89 chains, the place of BEGINNING, ~~for~~ containing 78.79 acres.

TRACT NO. 2: BEGINNING at corner 13 of the W. W. Rogers Tract No. 52, a Black oak scribed T.C.II, West 11.50 chains to corner 7, of the W.W. Rogers, Tract No. 52, a stake scribed W. R. C. VIII, a 4" chestnut scribed B.T. W.R.C.VIII, bears South 32-30 East .24 chain distant; thence with the lines of the Rogers tract North 89-44 West 1.62 chains, corner 8, a planted stone shown as corner by T.L. Iovin, which is Corner 5 of the Champion Fibre Company Tract (1-f), running thence with three lines of the Champion Fibre Co. Tract 1-f; North 0-05 East 4.78 chains, corner 9, a point set a chestnut post scribed W.R. Cor. 10; North 24-42 West 2.66 chains, corner 10, set a chestnut post scribed W.R. Cor. 11; North 8.33 East 11.32 chains, corner 11, a point on ridge top, being Corner 2 of the Champion Fibre Co. Tract (1-f), and a point in the line of the C.I. Beck Tract (47); thence with the Beck Tract 47; South 50-04 East 3.26 chains, corner 12, a chestnut stake in place of old hickory scribed C.B. Cor. III on top of a ridge, corner 1 of the Calloway Treadaway Tract (49); thence with one meander and one line of the Treadaway tract (49) South 23-50 East 1.04 chains South 62-40 East 2.37 chains; South 51-29 East 3.46 chains; South 52-20 East 1.36 chains; South 59-17 East 1.51 chains; South 58-00 East 2.10 chains; South 30-01 East 2.94 chains; South 20-37 East 2.61 chains; South 8.17 East 2.19 chains; South 18-58 East 2.54 chains to the BEGINNING.

TRACT NO. 3: BEGINNING at corner 1, which is corner 3 of the M. W. Beck Tract (41) a point in the Indian Boundary Line; thence with a line of the M. W. Beck Tract (41) South 4-33 West 23.94 chains, corner 2, which is corner 2 of the J. H. Beck Tract (46), a point in the old Beck line, set a post scribed B.T.-B, bears South 75-00 East .20 chain distant; thence with lines of the J. H. Beck Tract (46) South 4-40 West 16.11 chains, corner 3, a point at corner of wire fence, with sourwood witnesses; North 11-42 East 7.64 chains, corner 4, a 20" Chestnut oak, with old marks on a spur ridge, a 12" chestnut oak, blazed and scribed B.T., bears North 14-00 West .18 chain distant North 33-21 East 12-06 chains, corner 5, a 30" Black oak, with corner marks on the divide between Tow String Creek and Beck Branch; thence with the lines of the William Johnson Tract (43) North 13-52 West 7.01 chains, corner 6, a post with witnesses on the divide between Tow String Creek and Beck Branch, a 14" Spanish oak, Blazed and scribed B.T. bears South 17-00 East .30 chain distant North 27-15 East 8.19 chains, corner 7, a spanish oak with corner marks and witnesses on the Indian boundary line; thence North 40-47 West with the Indian Boundary line 10-76 chains, the place of beginning, containing 15-64 acres.

For the consideration above named, the party of the first part hereby releases, relinquishes and quitclaims all of her right, title and interest in and to that part of Grant #224, which is included in the area of the Great Smoky Mountain National Park, as surveyed by the North Carolina park Commission in 1927.

TO HAVE AND TO HOLD the said premises, above described, with every privilege and appurtenance thereunto belonging, to the said grantee, its successors and assigns, to its and their only use and behoof forever.

~~THE GRANTORS HEREBY WARRANT TO AND WITH THE GRANTEE, ITS SUCCESSORS AND ASSIGNS, THAT THEY ARE THE OWNERS OF AND ARE SEIZED OF THE PREMISES IN FEEL THAT THEY HAVE GOOD RIGHT TO SELL THE SAME IN DEED, THAT THE SAID PREMISES ARE FREE AND CLEAR FROM ALL ENCUMBRANCES, EXCEPT AS HEREINAFTER STATED, AND THAT THEY WILL DEFEND AND HOLD THE SAID PREMISES AGAINST THE CLAIMS OF ANY AND ALL PERSONS WHO MAY CLAIM THE SAME.~~

IN TESTIMONY WHEREOF, the said grantors have signed and sealed these presents the day and year above written.

SIGNED, SEALED AND DELIVERED
in the presence of

L. T. Avery

Sallie L. Avery

(Seal)

(Seal)

(Seal)

(Seal)

STATE OF NORTH CAROLINA, _____ COUNTY.

I, _____, a _____, do hereby certify that

and

his wife, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said _____, 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. Let the instrument and the certificate be registered.

Witness my hand and _____ seal this _____ day of _____, A.D. 19 _____.

Notary Public.

My commission expires _____.

STATE OF NORTH CAROLINA, Mecklenberg County _____ COUNTY.

The due execution of the foregoing instrument, by Sallie L. Avery was this _____ day duly proven before me by the oath and examination of L. T. Avery, subscribing witness.

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

Lucy Sullivan

Notary Public

(Notary Seal)

My commission expires 5/12/32

STATE OF NORTH CAROLINA, _____ COUNTY.

I, _____, in and for said County and State, do hereby certify that _____ personally appeared before me this day and acknowledged the due execution of the foregoing instrument. Let the instrument and the certificate be registered.

Witness my hand and _____ seal, this _____ day of _____, A.D. 19 _____.

STATE OF NORTH CAROLINA, _____ COUNTY.

This _____ day of _____, A.D. 19 _____, personally came before me, _____,

a _____, in and for the County and State aforesaid, _____, and that the seal affixed to the foregoing instrument in writing is the corporate seal of the Company, and that said writing was signed and sealed by him in behalf of said corporation by its authority duly given. And the said _____ acknowledged the said writing to be the act and deed of said corporation. Let the instrument with the certificate be registered.

My commission expires _____.

STATE OF NORTH CAROLINA, Swain County.

The foregoing certificate of Lucy Sullivan, a Notary Public

of Mecklenburg County, is adjudged to be correct. Let the instrument and the certificate be registered.

This 6th day of Oct. _____, A.D. 1930.

V. A. Browning

Clerk Superior Court.

Filed for registration on the 6 day of Oct. _____, 1930, at 9:00 o'clock A. M., and registered in the office of the Register of Deeds for Swain County, North Carolina, on the 21st day of Oct. _____, 1930.

in Book No. 58 of Deeds, at page 537

Ellis Burnett

Register of Deeds.