

STATE OF NORTH CAROLINA,

COUNTY.

THIS DEED, Made this 27th day of April, A.D., 1929, by and between Hattie Flyode Hayes and husband J. C. Hayes of Jackson 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 Sixteen Thousand Six Hundred and Thirty-Eight ----- (\$16,638.00) Dollars 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 Ocona Lufly Township Swain County, State of North Carolina, particularly described as follows, viz:

(90)

Lying on the East bank of the Ocona Lufly River, and the North bank of Raven's fork. BEGINNING AT CORNER 1, a 20" walnut on the S. W. side of road near R. R. crossing, corner 22 of the F. F. Floyd Tract (91). Thence with the meanders and Floyd Tract (91). North 21-40 West 1.63 chains; North 77-07 West 3.12 chains; North 86-53 West 14.47 chains; corner 2, a point in the South margin of the road. Corner 23 of the Floyd Tract (91); South 5-30 West 12.69 chains; Corner 3, a point in the center of Ocona Lufly River, corner 24 of the Floyd Tract (91) and in the line of the Ed Floyd Tract (88); thence down the river with its meanders and the Ed Floyd Tract (88), South 4-26 East 1.89 chains; South 53-35 East 2.39 chains; South 60-14 East 8.51 chains; South 53-25 East 7.77 chains; corner 4, a point in the center of Ocona Lufly River, opposite the Mouth of Raven's Fork; thence up Raven's Fork and with the J. D. S. McMahen Tract (75) North 69-57 East 9.13 chains, corner 5, a fallen ash and sycamore on east bank of river, with locust and maple witnesses. Corner 1 of the McMahen Tract (75), and corner 12 of the Parson's Pulp and Lumber Company Tract (68); thence with the P.P. and Lumber Co. Tract (68) North 21-44 East 8.11 chains corner 6, a point on the west bank of Raven's Fork, opposite beech corner, shown by Dan Parker as a common corner to the Dan Parker Tract (65); thence with the Parker Tract (65) North 1-00 East 14-24 chains; corner 7, a point on the East side of ridge, set a post scribed H. F. P. corner 21 of the F. F. Floyd Tract (91) and a common corner to the Parker Tract (65) thence with the Floyd Tract (91) South 65-46 West 10.06 Chains, the place of beginning, containing 53.02 acres.

(90 a)

Lying on the West bank of the Ocona Lufly River, just below the mouth of Mingus Creek.

BEGINNING at corner 1, a point in center of bridge,

Corner 19, of the Ed Floyd Tract (88), and in line of the F. F. Floyd Tract (91) Thence up the river with its meanders and the Floyd tract (91) North 45-05 East 5.01 chains; North 9-18 East 4.93 chains; North 25-28 West 6.18 chains; North 47-54 West 5.53 chains; North 41-55 West .35 chains; corner 22, a point in the center of Ocona Lufly River, in the line of the Floyd Tract (91) and corner 15 of the Ed Floyd Tract (88); thence with the Ed Floyd Tract (88) South 56-34 West 13.26 chains; corner 3 a 20" Spanish oak with marks; thence also with the ridge meanders, South 32-42 West 1.28 chains; South 48-42 West 3.48 chains; Corner 4, a post on a ridge with witnesses. South 56-03 East 6.87 chains corner 5, a double spanish oak with marks and witnesses. South 72-39 East 11.48 chains; The point of beginning, containing 22.28 acres.

(90 b)

Lying on both sides of Hickory Flat Branch and the North bank of Mingus creek.

BEGINNING at corner 1, a planted stone with witnesses.

Corner 3, of the Champion Fibre Co. Tract (1g), and corner 1, of the R. L. Roane Tract (97); thence with the Roane Tract (97); South 54-01 West 11.32 chains corner 2, stake on top of Hickory Flat ridge scribed H.H. Cor. II, old witnesses. South 56-30 West 3.58 chains; corner 3, chestnut oak stake on ridge, scribed H. H. Cor. III; thence, also with the ridge meanders, South 33-03 West 3.15 chains; South 38-30 West 3.98 chains; South 23-49 West 3.31 chains; South 32-26 West 6.34 chains; South 20-51 West 5.87 chains; corner 4, old chestnut stake on top of Hickory flat ridge, with witnesses. North 1-52 East 16.50 chains; corner 5, a point in the line of Mrs. James Treadaway Tract (98); Thence with the Treadway Tract (98). North 87-05 West 5.57 chains; corner 6, a 30" birch on West bank of Mingus Creek, blazed and scribed J. T. Bor. IV. Corner 1 of the W. M. Hoyle Tract (95); Thence with the Hoyle Tract (95) and the meanders of the Mingus Creek. South 26-23 West 3.01 chains; South 23-35 West 2.21 chains; South 11-55 West 1.80 chains; South 24-06 West 1.84 chains; South 8.36 West 1.34 chains; South 15-11 West 2.03 chains; South 24-17 West 1.30 chains; South 0-30 East 1.19 chains; South 21-33 West 1.66 chains; South 26-27 East 1.86 chains; South 18-15 West 1.53 chains; South 11-39 West 2.73 chains; South 9-27 West 1.61 chains; South 46-02 West 1.75 chains; South 28-13 West 2.47 chains; South 6-52 East 1.64 chains; South 12-03 West 1.64 chains; South 12-03 West 1.42 chains; a Chestnut stake, corner 2 of the Hoyle Tract (95), and corner 1 of the Vance Gibson Tract (94); Thence with the Gibson Tract (94), and the meanders of Mingus Creek. South 30-25 West 1.63 chains; South 30-37 East 1.31 chains; South 11-47 East 2.37 chains; South 6-11 East 1.14 chains; South 14-03 West 2.32 chains; South 20-13 West 1.49 chains; South 18-19 West 1.55 chains; South 14-33 East 1.86 chains; South 9-31 West 1.77 chains; South 21-01 East 1.01 chains; South 36-56 West 1.16 chains; South 51-13 East 1.82 chains; South 29-31 West 3.57 chains, a large stone, corner 14 of the Ed Floyd Tract (88a) and corner 2 of the Vance Gibson Tract (94). Thence with the Ed Floyd Tract (88a) and the meanders of Mingus Creek. South 89-52 East .75 chains; South 48-04 East 1.21 chains; South 3-53 West 2-32 chains; South 13-57 East 1.38 chains; South 10-18 West 1.03 chains; South 35-20 East .69 chains; South 0-21 West 1.28 chains; South 23-35 East 2.75 chains; South 25-20 East .94 chains; South 4-45 West 1.05 chains; South 46-16 East 1.80 chains; South 15-21 East 1.24 chains; South 40-15 East 1.76 chains; North 64-51 East 1.56 chains; North 68-51 East 1.85 chains; North 81-26 East 1.94 chains; North 88-28 East 4.25 chains; South 76-15 East 2.10 chains; South 86-10 East .87 chains; North 78-01 East 1.29 chains; South 84-22 East 2.42 chains; North 89-29 East 1.64 chains; North 68-20 East 1.68 chains; North 60-39 East 1.53 chains; North 63-31 East 3.10 chains; North 65-46 East 138 chains; North 60-25 East 2.14 chains; North 88-17 East 3.48 Chains; South 28-41 East 2.49 Chains; South 26-26 East 1.03 chains; South 53-04 East 1.10 corner 7, a point in center of mingus Creek about .40 chains below the mouth of Hickory Flat branch, corner 7 of the Floyd tract (91a); Thence with four lines of the Floyd tract (91a) North 5-08 East 7-03 chains; Corner 8 a post scribed H-F. An 8" black oak blazed and scribed B. T. H. Bears South 43-00 West .18 chains distant; South 39-15 East 17-03 Chains; corner 9, a 6" Black oak, 1.50 chains North of road. South 66-32 East 15.01 corner 10, a point in the center of Mingus creek, a 16" chestnut, blazed and scribed B. T. H., bears North 33-00 East .25 chains distant. South 86-36 East 2-18 chains; corner 11, a point at intersection with a line of Grant 469. Set a post scribed H. F. An 8" Spanish oak blazed and scribed B. T. F., bears South 14-00 West .12 chain distant. corner 3 of the Burt Crisp Tract (93); Thence with 3 lines of the Burt Crisp Tract (93). North 11-46 West 13-91 corner 12, a 12" black oak with witnesses, on a ridge; Thence, also up the ridge with its meanders North 40-17 West 2.26 chains; North 42-36 West 2.66 chains. North 39-40 West 4-54 chains; North 44-54 West 4-82 Chains; North 25-24 West 3.72 chains; North 17-57 West 5-23 chains; corner 13.

a chestnut stake scribed H. H. C. on ridge top. North 68-28 East 13-92 Chains; corner 14, a chestnut stake on North bank of Stamper Branch, scribed F. F. Cor. VII, a 12" poplar bears North 10-00 West. 60 chains distant, scribed B. T. F. F. Cor. VII. Corner 6 of the Burt Crisp Tract (93), and corner 7, of the F. F. Floyd Tract (91); thence with the Floyd Tract (91) North 4-18 East 48.88 chains; Corner 15, a chestnut stake, scribed F. F. Cor. VIII with old witnesses, on top of divide between Couche's and Mingus Creeks. a 8" chestnut oak bears North 32-30 East. 21 chains distant, scribed B. T. F. F. C. VIII. Corner 2, of the Champion Fibre Co. Tract (1g), and corner 8 of the F. F. Floyd Tract (91) Thence, with the Champion Fibre Co. Tract (1g), and the manders of the ridge South 27-28 West 3-43 chains; South 83-19 West 4.02 chains; North 87-38 West 1.73 chains; North 85-30 West 4.25 chains; South 60-10 West 1.36 chains; North 80-37 West 10.62 chains; North 70-45 West 1.76 chains. The place of beginning, containing 400.60 acres.

(90c)

Lying on both sides of Mingus creek, about one half mile from its source.

BEGINNING at corner 11 a 14" chestnut with old markings and witnesses.

Corner 34 of the Champion Fibre Co. Tract (1); thence with one line of the Champion Fibre Co. Tract (1); South 2-52 East 8.43 chains; Corner 2, a point in the Champion Fibre Co. line of Tract (1); thence, South 89-13 East 24.63 chains; corner 3, a chestnut stake scribed J. C. Cor. XIII. A 14" chestnut oak, scribed B. T. J. C. Cor. XIII., bears North 82-00 East. 08 chain distant. Corner 16 of the J. E. Coburn Tract (100); Thence, with 4 lines of the Coburn Tract (100). South 89-03 East 16-07 chains; corner 4, a stake scribed J. C. Cor. XIII., intersection of old marked line a 12" chestnut, scribed B. T. C. C. XLII., bears South 22-30 East. 40 chains distant; North 2-23 East 9.81 chains; Corner 5, old maple stump, marked and scribed J. C. C. XII. Witness, a 6" chestnut, scribed B. T. J. C. Cor. XII. North 88-00 West 15-00 chains; Corner 6, a stake, South 79-34 West 14.20 chains; corner 7, a 20" maple marked and scribed J. C. Cor. X. Corner 20 of the J. E. Coburn Tract (100), and corner 33 of the Champion Fibre Co. Tract (1). Thence, with the Champion Fibre Co. Tract (1). North 88-54 West 9.92 chains, The place of beginning, containing 39.52 acres.

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 covenant to and with the Grantee, its successors and assigns; That they are the owners of and are seized of the premises in fee; that they have good right to convey the same in fee simple; that the said premises are free and clear from encumbrances, except as herein after stated; and, that they will forever warrant and defend their said title to said premises against the claims of any and all persons whatsoever.

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

Hattie Floyd Hayes (SEAL)

J. C. Hayes (seal)

STATE OF NORTH CAROLINA, Jackson County.

I, Will W. Wiggins, a Notary Public for Swain County do hereby certify that J. C. Hayes and Hattie Floyde Hayes, his wife, personally appeared before me this day and acknowledged the due execution of the foregoing instrument; and the said Hattie Floyde Hayes, 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 Notarial Seal, this 27th day of April, A.D., 1928.

Will W. Wiggins
Notary Public

(Notary Seal)
My commission expires December 19, 1930.

STATE OF NORTH CAROLINA, Swain County.

The foregoing certificate of Will W. Wiggins a Notary Public of Swain County, adjudged to be correct. Let the instrument and the certificate be registered.

This 4th day of May, A. D., 1929.

V. A. Browning
Clerk Superior Court.

Filed for Registration on the 4th day of May, 1929, at 11:30 o'clock A. M., and registered in the Office of the Register of Deeds for Swain County, North Carolina, on the 6th day of May, 1929, in Book 56, of Deeds at page 183.

Ellis Burnette
Register of Deeds