

Revenue: \$92.00



This instrument prepared by:
Orville D. Coward, Jr.
9 West Main Street
Franklin, NC 28734

STATE OF NORTH CAROLINA
MACON COUNTY

NORTH CAROLINA GENERAL WARRANTY DEED

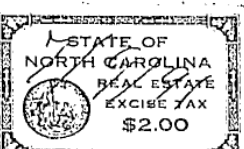
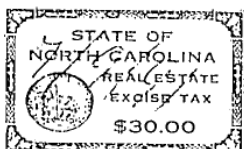
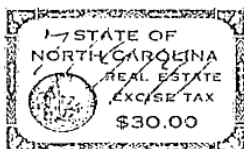
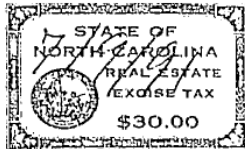
THIS DEED is made July 9, 1991, by and between JOHN W. MITCHELL, JR. and wife, DOROTHY MITCHELL, Grantors; and MICHAEL W. CROWELL and wife, MARAH CROWELL, 1130 Bryson City Road, Franklin, NC 28734, Grantee, and as used herein shall include said parties, their heirs, successors and assigns, and shall include singular, plural, masculine, feminine, or neuter as required by context.)

W I T N E S S E T H :

THAT said Grantor, for and in consideration of the sum of TEN (\$10.00) DOLLARS and other good and valuable considerations, the receipt of which is hereby acknowledged, has given, granted, bargained, sold and conveyed, and by these presents does hereby give, grant, bargain, sell and convey unto said Grantee, its successors and assigns, all of that certain piece, parcel or tract of land situate, lying and being in Cowee Township, Macon County, North Carolina, and more particularly described as follows:

FIRST TRACT: Being the same lands, easements, privileges and appurtenances described in a Deed dated July 28, 1977, from Thomas P. Martin and wife, Mary J. Martin and Claude Martin and wife, Lorene Martin, to John J. Mitchell, Jr. recorded in Book Q-11, page 7, Macon County Public Registry, and described therein as follows:

"BEGINNING on a stake, the eleventh corner of the land described in a deed from Zeb V. Lakey, et al to T. P. Martin and C. H. Martin, dated 23 May, 1974 and recorded in the Office of Register of Deeds for Macon County, North Carolina in Deed Book E-10, page 200; runs thence North 80 deg. 00 min. West 890.7 feet to a stake; thence North 05 deg. 00 min. East 93.6 feet to a stake on top of ridge; thence with ridge North 77 deg. 18 min. West 68.9 feet to a stake; thence North 88 deg. 46 min. West 96.2 feet to a stake; thence North 66 deg. 40 min. West 145 feet to a stake; thence North 67 deg. 03 min. West 73.5 feet to a stake; thence North 52 deg. 38 min. West 111.1 feet to a stake; thence North 37 deg. 24 min. West 168.2 feet to a stake; thence North 73 deg. 20 min. West 191.7 feet to a stake; thence North 65 deg. 30 min. West 177.4 feet to a stake; thence North 72 deg. 00 min. West 92.7 feet to a stake; thence North 60 deg. 07 min. West 132.4 feet to a stake; thence North 30 deg. 17 min. West 110.6 feet to a stake; thence North 56 deg. 35 min. West 98.9 feet to a stake on knob, near a hickory; thence North 17 deg. 40 min. East 195.6 feet to a stake, Arvey corner; thence with Arvey's line North 69 deg. 03 min. East 520.3 feet to a stake; thence South 60 deg. 32 min. East 828.6 feet to a chestnut oak; thence South 28 deg. 00 min. East 236.6 feet to a stake; thence South 76 deg. 43 min. East 232.2 feet to a chestnut oak; thence South 86 deg. 16 min. East 199.3 feet to a chestnut oak; thence South 48 deg. 31 min.



East 198.5 feet to a black gum; thence South 29 deg. 20 min. East 76.1 feet to a spanish oak; thence South 55 deg. 00 min. East 191.9 feet to a chestnut oak; thence South 19 deg. 21 min. East 67.6 feet to a maple; thence South 41 deg. 20 min. East 144.4 feet to a pine; thence in a Southerly direction approximately 188 feet to the point of BEGINNING, containing 27 acres."

SECOND TRACT: Being the same lands, easements, privileges and appurtenances described in a Deed dated July 17, 1970, from James Loy Rice and wife, Betty Rice, to John W. Mitchell, Jr. recorded in Book P-8, page 220, Macon County Public Registry, and described therein as follows:

'All the land described in a deed from William J. Lakey, widower, to James Loy Rice and wife, Betty Rice, dated 10 November, 1965, recorded in the office of Register of Deeds for Macon County, North Carolina, in Deed Book K-7 at page 44 and described therein as follows:

"In Cowee Township, and Beginning at a stake and black gum, corner common to William J. Lakey and Wade Arvey and Haskel Arvey; runs South 69 deg. 30 min. West with Arvey's line 1330 feet to a stone above the head of Long Branch; South 81 deg. East 346.5 feet to a hickory and stake on north side of branch; South 63 deg. East 100 feet to a stake in Long Branch; thence with said branch as follows: South 79 deg. East 116 feet; South 73 deg. East 88 feet; South 77 deg. East 156 feet to a poplar on south side of branch; South 48 deg. 30 min. East 424 feet to a stake and small walnut; North 87 deg. 45 min. East 272 feet to a stake in chestnut stump; South 57 deg. 30 min. East 471 feet to a large stone in a road; South 75 deg. 30 min. East 169 feet to a dogwood and stake, a corner in William J. Lakey's old tract; then with old road South 69 deg. East 100 feet to a stake; South 73 deg. East 274 feet to a stake; South 68 deg. East 100 feet to a stake; South 80 deg. East 128 feet to a large white oak; North 80 deg. East 246 feet to a stake on top of ridge; North 38 deg. West 337 feet to a Spanish oak, old corner of Lakey's tract; North 32 deg. 30 min. West 239 feet to a stake on top of ridge; North 60 deg. West 344 feet to a stake on top of ridge; North 79 deg. West with Wade Arvey's line 200 feet to a stake on top of ridge; N. 73 deg. 33 min. W. 100 feet to a stake; N. 60 deg. W. 100 feet to a stake; North 41 deg. West 100 feet to a stake; North 50 deg. West 370 feet to a stake; North 30 deg. West 231 feet to a stake; North 61 deg. West 130 feet to the point of BEGINNING, containing thirty-five and eighty-seven hundredths (35.87) acres."

THIRD TRACT: Being the same lands, easements, privileges and appurtenances described in a Deed from Ned R. McCoy and wife, Robbie G. McCoy, to John William Mitchell, Jr. dated August 1, 1972, and recorded in Book G-9, page 280, Macon County Public Registry, and described therein as follows:

'FIRST TRACT: All the land described in the deed from Robert Arvey and wife, et al, to Ned R. McCoy and wife Robbie G. McCoy, dated December 16, 1971, and recorded in the office of Register of Deeds for Macon County, North Carolina, in deed Book C-9, page 133, and being described therein as follows:

"All the land described in the deed from W. J. Lakey to J. H. Arvey, dated September 14, 1910, and recorded in the office of Register of Deeds for Macon County, North Carolina, in Deed Book

2-3, page 175, and being more particularly described therein as follows:

"Beginning at a white oak corner of the said W. J. Lakey and Otto Arvey lands on a ridge near Arvey's Road and runs North 40 deg. W. 14 poles to a Spanish Oak, then North 71 deg. W. with old line of said Lakey and Arvey 28 poles to a small Hickory corner on top of a ridge, then West 32 poles to a locust corner, then South 74 deg. W. 8 poles to a Black Oak corner, then North 62 deg. W. with Arvey's line 22 poles to a Black Oak corner on top of mountain in Swain County line, then South 27 deg. W. with top of mountain 20 poles to a stake, then South 16 deg. W. with top of mountain 12 poles to a stake, then South 43 1/2 deg. W. with top of mountain 10 poles to a stake, then South 20 deg. W. 14 poles to a stake, then South 10 deg. E. 16 poles to a Locust on top of mountain, then South 4 1/2 deg. W. with top of mountain 20 poles to a Chestnut, then North 69 deg. E. 138 poles to a Black Gum in Arvey's line at road on top of ridge, then North 62 deg. W. with said line 16 poles to the Beginning, containing 46 acres, more or less."

'SECOND TRACT: The road right of way describe din the deed from Charles O. Arvey and wife Louise M. Arvey to Ned McCoy and wife Robbie McCoy, dated March 7, 1972, and recorded in the office of Register of Deeds for Macon County, North Carolina, in Deed Book C-9, page 134, and being described therein as follows:

"The right to use in common with parties of the first part, their heirs and assigns, and all others who may now have or hereafter acquire the right to use the same the road right of way described in the deed from W. J. Lakey and wife, Maq Lakey to W. C. Arvey, dated June 6, 1927, and being described therein as follows:

"Beginning at the public road below W. J. Lakey's house, at or near the old saw mill place and running up branch passing W. J. Lakey's house, and on up to a point designated at a point in old road opposite W. J. Lakey's spring near ford of branch and then grading around to the right to the top of the ridge, and on up the ridge with its top toward top of the mountain as far as the lands of the parties of the first part extends."'

TO HAVE AND TO HOLD the above described lands and premises, together with all appurtenances thereunto belonging, or in anywise appertaining, unto the Grantee, its successors and assigns, forever, but subject always, however, to the limitations set out above.

AND the said Grantor covenants to and with said Grantee, its successors and assigns, that it is lawfully seized in fee simple of said lands and premises, and has full right and power to convey the same to the Grantee in fee simple (but subject, however, to the limitations set out above) and that said lands and premises are free from any and all encumbrances, except as set forth above, and that it will, and its successors and assigns shall forever warrant and defend the title to the same lands and premises, together with the appurtenances thereunto appertaining, unto the Grantee, its successors and assigns against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal, or if corporate, has caused this instrument to be signed in its corporate name by its duly authorized officers and its seal to be

11661

hereunto affixed by authority of its Board of Directors, the day and year first above written.

John W. Mitchell Jr (SEAL)
JOHN W. MITCHELL, JR.
Dorothy L. Mitchell (SEAL)
DOROTHY MITCHELL

NORTH CAROLINA
MACON COUNTY

I, Susan C. Summers, a Notary Public, do hereby certify that John W. Mitchell, Jr. and wife, Dorothy Mitchell, both personally appeared before me this day and acknowledged the due execution by them of the foregoing and annexed instrument for the purposes therein expressed.

Witness my hand and notarial seal this the 9th day of May, 1991.

(SEAL) Susan C. Summers, Notary Public

My commission expires: .

Notary Public
State of Florida at Large
My Commission Expires:
March 2, 1993

NORTH CAROLINA
MACON COUNTY

The foregoing or annexed certificate of Susan C. Summers, a Notary Public, is certified to be correct. This instrument was presented for registration and recorded in this office in Book D-19 at page 1654-1662.

This 9 day of July, ~~1997~~ 1991, at 11:00 o'clock A. M.

Janet Thomas
REGISTER OF DEEDS