

# GRANT OF TRANSMISSION LINE EASEMENT

FOR AND IN CONSIDERATION of the sum of  
- - - - - TWELVE and 62/100 - - - - - Dollars (\$12.62 ),  
cash in hand paid, receipt whereof is hereby acknowledged, we, the undersigned,

LIZZIE GALLAHER, FRANK GALLAHER, HUBERT GALLAHER, SAM GALLAHER, ERNEST GALLAHER,  
and ADA WOCTEN

have this day bargained and sold, and by these presents do hereby grant, bargain, sell, transfer, and convey unto the United States of America, a permanent easement and right-of-way, for the following purposes, namely: the perpetual right to enter and to erect, maintain, repair, rebuild, operate, and patrol one or more electric power transmission lines, and one or more telephone and/or telegraph lines, including the right to erect such poles and other transmission line structures, wires, cables, and any necessary appurtenances; the right to clear said right-of-way and keep the same clear of brush, timber, inflammable structures, and fire hazards; and the right to remove danger trees, if any, located beyond the limits of said right-of-way; all over, upon, across, and under the following described land, to-wit: Two certain contiguous parcels of land one of which was conveyed by James Brown to John Bazzle and Dave Gallaher by deed dated 17 September 1903, recorded in Deed Book G, Vol. 3 page 151, and the other being conveyed by the Harriman Land Company to David Gallaher by deed dated 27 November 1909, recorded in Deed Book "Q" Vol. 5, page 40, both in the Register's Office of Roane County, Tennessee. Lizzie Gallaher inherited a 1/16 undivided interest in the first parcel upon the death of her father John Bazzle. She acquired 5/16 of the same tract by quit claim deed from her brothers and sister which has not been placed of record. The interest of David Gallaher in both parcels passed to his heirs upon his death intestate in 1935 subject to whatever dower and homestead rights there are in his widow Lizzie Gallaher. The sole and only heirs at law of David Gallaher are as follows: Will Gallaher, Ada Wooten, Frank Gallaher, Robert Gallaher, Hubert Gallaher, Ernest Gallaher, and Sam Gallaher.

The easement and right-of-way hereby granted covers a strip of land 100 feet  
in width across the above described lands, and is more particularly located and described as follows:

## TRACT NO. HP-7

A strip of land for a transmission line right of way 100 feet wide, lying 50 feet on each side of the center line of the Harriman-Petros transmission line location, in the First Civil District of Roane County, Tennessee, as shown on a map filed in the Recorder's office of Roane County, through the land of the Dave Gallaher Heirs, the center line of the location through the land of the Dave Gallaher Heirs being more particularly described as follows:

Beginning at a point where the center line crosses the west line of the Dave Gallaher Heirs' land, which is the east line of G. F. Porter's land, at survey

station 40 + 00 on the center line of the transmission line location, said point being N. 2° 58' E., 89 feet from a corner of the lands of the Dave Gallaher Heirs, Gen Farmer, and G. F. Porter; thence N. 37° 31' E., 631 feet to a point where the center line crosses the center line of an old road and the northeast line of the Dave Gallaher Heirs' land, which is the southwest line of T. A. Christmas' land, at survey station 46 + 31, said point being N. 43° 54' W., 176 feet from a corner of the lands of the Dave Gallaher Heirs, T. A. Christmas, and Ben Farmer.

The above described strip of land is a continuous right of way 100 feet wide through said property between the above named west and northeast property lines and has a net length of 631 feet along the center line.

TO HAVE AND TO HOLD the said easement and right-of-way to the United States of America, its successors and assigns, forever.

We covenant with the said United States of America that we are lawfully seized and possessed of said real estate, have a good and lawful right to convey the same, that the same is free of all encumbrances, and that we will forever warrant and defend the title thereto against the lawful claims of all persons whomsoever.

We do further covenant and agree that the payment of the purchase price above stated is accepted by us as full compensation for all damage incidental to the exercise of any of the rights above described, including any depreciation in the value of the land resulting from the granting of this easement; EXCEPT that the United States of America shall remain liable for any additional damage which may be caused to the property of the undersigned by its construction forces or by the construction forces of its agents and employees, in the erection and maintenance of said lines.

IN WITNESS WHEREOF, we have hereunto affixed our signatures, this 21<sup>st</sup> day of Aug. 1940.

witness to mark of Ernest Gallaher  
Lizzie Gallaher  
Gomer O Hoskins

Lizzie (his) Gallaher  
Ernest (his) Gallaher  
Hubert Gallaher

Josephine O Hoskins

A. A. Wooten  
Frank (his) Gallaher

STATE OF Tennessee  
COUNTY OF Roane

On this 21<sup>st</sup> day of August, 1940, before me personally appeared Lizzie Gallaher, A. A. Wooten, Frank Gallaher, Hubert Gallaher, Sam Gallaher and Ernest Gallaher to me known his wife, to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

WITNESS my hand, at office, this 21<sup>st</sup> day of August, 1940.

I certify that I have qualified as a Notary Public in the Roane County according to Chapter 93 Public Acts 1935.  
Gomer O Hoskins  
Notary Public.  
My commission expires 15 July 1943.



---

GRANT  
OF  
Transmission Line Easement

---

TO  
THE UNITED STATES OF AMERICA

---

STATE OF TENNESSEE

COUNTY OF

*Roane*

Received for record the *4th*  
day of *October*, A. D., 19*40*,  
at *4:20* o'clock, *P*.M.

Noted in Note Book *E*,  
Page *95*, and Recorded in Book of  
Deeds *P*, Volume *5*,  
Page *329-330*

Witness my hand.

Fee Paid

*175*

*Oliver R. Stapler*  
County Register.

---