

to a branch; thence up the branch 22.40 to a stake 34; thence S. $69\frac{1}{2}$ W. 33.50 to a stone 34; thence S. $81\frac{1}{4}$ W. 6.17 to a stone 34; thence N. $53\frac{1}{2}$ W. 15.75 to the beginning corner, according to deed from H. J. Haysworth to James B. Scott, dated January 4, 1903, and recorded in the R.M.C. office for said County; in Deed Book J. J. J. at Page 240.

I do hereby admit, acknowledge and agree that the consideration hereinbefore stated and paid to me is in full settlement, satisfaction and payment of any and all damages that I may have sustained or may hereafter sustain to the said land by reason of erection, construction and maintenance of said Tumbling Shoals Plant as same now is or to the height heretofore used and maintained.

It is understood and agreed that I reserve the right to cultivate, pasture, or otherwise use any and all of said lands not used or covered by the privilege and easement hereby granted.

In the event Duke Power Company, its successors or assigns, shall cease to use and maintain the dam and plant at Tumbling Shoals, or any renewal of same as aforesaid, or to overflow or back water over and upon said lands, this deed of easement is to cease and determine and said land is to revert to the said James B. Scott, his heirs and assigns, free and clear of the easement herein provided.

To Have and To Hold, all and singular the rights, privileges and easements hereinabove