

of the Western and Atlantic Rail Road, And to this end the
limit of said right of way shall extend in width thirty three
and one third (33 1/3) yards on each side of the entire line of the
Road way of the said Rail Road when completed and to extend
in length through the whole tract of land joined and claimed
by the said Littleton Jackson situate lying and being in
DeKalb county adjoining lands of Ross north east, by
Philips, south by Fane, west by Vaughan and running in su-
ch direction through said tract of land as the Georgia
Rail Road and Banking Company by their Engineers shall
think best suited for the purpose of locating and establishing
their works, And connected with said right of way the said
company shall have the right to cut down and remove all
such trees underwood and other growth and timber on each
side of said Road as would by falling on or shading the
same injure the rails or other parts of said Road. The said
Littleton Jackson hath also given granted bargained & sold
and doth by these presents give grant bargain and sell unto
the Georgia Rail Road and Banking Company and their
successors and assigns the aforementioned strip or parcel
of land containing thirteen and three fourths (13 3/4) acres more
or less, To together with all and singular the rights incidents
and appurtenances to the same strip tract or parcel of land
being belonging or in any wise appertaining and more espe-
cially the the right of way over the same, To have and to
hold the same unto the said Georgia Rail Road & Banking
Company their successors and assigns to their own proper
use benefit and behoof forever in fee simple upon condi-
tion and it is expressly understood that should the said
Rail Road contemplated as aforesaid be not located and
established on and along said strip tract or parcel of
land described in the above and foregoing incumbrance then
said incumbrance is to be wholly null and void and of no
effect, and the said Littleton Jackson for his heirs and assigns
will warrant and defend the title thereof unto the Georgia Rail Road &
Banking Company their successors and assigns against the claims
of all persons whatsoever, In Witness whereof the said Littleton
Jackson hath hereunto set his hand and seal the day and year
first above written Signed Sealed and delivered in presence of

Charles Latimer

Jest John M. Born J.P.

Littleton & Jackson (L.J.)
witness

Recorded this the 7th day of April 1844

John Glen, Clerk

Georgia DeKalb county This Indenture made this second day of April
in the year of our Lord one thousand eight hundred
and forty four Between Daniel Durham of said County of the one
part and the Georgia Rail Road and Banking Company of the other
part Witness that the said Daniel Durham for and in consideration
of the sum of one dollar to him in hand paid
by the said Georgia Rail Road and Banking Company

whereof is hereby acknowledged he hath given granted bargained and
sold by these presents doth give grant bargain and sell unto the said Georgia
Rail Road and Banking company and their successors and assigns the
right of way over which to pass at all times by themselves Directors Officers
agents hirings and servants in any manner they may think proper
and particularly for the purpose of running erecting and establishing
thereon a Rail Road with the requisite number of tracks pursuant to
a charter of incorporation passed the twenty first day of December
eighteen hundred and thirty three, and amended at subsequent
sessions of the General Assembly by conferring Banking Powers and
the privilege of extending the road from Madison to the southern Ter-
minus of the Western and Atlantic Rail Road and to this end
the limit of said right of way shall extend in width thirty yards on
each side of the center line of the road way of the said Rail Road
when completed and to extend in length through the whole tract of
land owned and claimed by said Daniel Durham situate by
and being in De Kalb County, adjoining lands of Brice Davis
George, and running in such direction through said tract of land
as the said Georgia Rail Road & Banking Company by their Engi-
neers shall think best suited for the purpose of locating and estab-
lishing their works, And connected with said right of way the
said company shall have the right to cut down and remove
such trees undergrowth and other growth and timber on each side
of said road as would by falling on or shading the same injure
the rails or other parts of said road, In consideration of fifty
dollars in hand paid the receipt of which is hereby acknowledged the
said Durham doth bargain and sell unto the said Georgia Rail Road
and Banking Co. in addition to the right of way all the land of the
above named tract lying south of the present located line of the
said Rail Road with the agreement and understanding that the
present location shall be final, Together with all and sin-
gular the rights members and appurtenances to the said strip
tract or parcel of land being belonging or in any wise appertain-
ing and more especially the right of way over the same, To
have and to hold the same unto the said Georgia Rail Road &
Banking company their successors and assigns to their
proper use benefit and behoof forever in fee simple upon
conditions and it is expressly understood that should the
said Rail Road contemplated as aforesaid be not located
and established on and along said strip tract or parcel
of land described in the above and foregoing indenture
then said indenture is to be wholly null and void and of no
effect, And the said Daniel Durham for himself and assigns
will warrant and defend the title thereof unto the said
Rail Road and Banking company their successors and
assigns against the claims of all persons whatsoever, In witness
whereof the said Daniel Durham hath hereunto set his hand
and seal the day and year first above written, Signed
Sealed and delivered in presence of
John J. Williams Daniel Durham
J. P. Grant
Georgia Before me

and appeared J. P. Grant who being duly sworn deposes and says that the within named Daniel Dushane executed and delivered the foregoing deed for the purposes therein mentioned in the presence of John S. Williams and this deponent, both of whom subscribed the same as witnesses on the day of its date, sworn to and subscribed before me this Eighth day of April A.D. 1844

J. B. Wilson J.P.

J. P. Grant

Recorded this 10. April 1844

John Glen, C.M.

Georgia. This indenture made this third day of January A.D. 1844 in the year of our Lord one thousand eight hundred and forty four, between William Thurman of said County of DeKalb County of the one part and the Georgia Rail Road and Banking Company of the other part, Witnesseth, that the said William Thurman for and in consideration of summing their contemplated Rail Road on and along his land as well as in consideration of the sum of one dollar to him in hand paid at and before the sealing and delivery of these presents the receipt whereof is hereby acknowledged hath given granted bargained and sold and by these presents doth give grant bargain and sell unto the said Georgia Rail Road and Banking Company and their successors and assigns the right of way over which to pass at all times by themselves Directors officers agents hirelings and servants in any manner they may think proper and particularly for the purpose of running erecting and establishing thereon a Rail Road with the requisite number of tracks, pursuant to a charter of incorporation passed the twenty first day of December eighteen hundred and thirty three and amended at subsequent sessions of the General Assembly by conferring Banking powers and privilege of extending the road from Milledgeville to the Southern Terminus of the Western & Atlantic Rail Road, and to this end the limit of said right of way shall extend in width thirty three yards on each side of the centre line of the road way of the said Rail Road when completed and to extend in length through the whole tract of land owned and claimed by said William Thurman, situate lying and being in DeKalb County adjoining lands of Robinson and Little and running in such direction through said tract of Land as the said Georgia Rail Road & Banking Company by their Engineers shall think best suited for the purpose of locating and establishing their works, and connected with said right of way the said Company shall have the right to cut down and remove all such trees underwood and other growth and timber on each side of said road as would by falling on or shading the same injure the rails or other parts of said road, In addition to the above the Georgia Rail Road & Banking Company agree to pay the said Wm Thurman five Dollars per acre and to bind themselves in this bond that the present location of the road shall be final through the land of the said Thurman, Together with all ~~that~~ singular the rights, liberties and appurtenances to the said strip tract or parcel of land being belonging or in anywise appertaining and more especially the right of way over the same, to have and to hold the same unto the said Georgia Rail Road and Banking Company the successors and