

Provided nevertheless if the said James O'Neal his heirs
Exors. Shall and lawfully pay or cause to be paid the
above described note (with what other debts he may owe
to said Stockholders then the above Mortgage to be void and
of no effect otherwise to remain in full force and effect
in law as entered my hand and seal (the words there
in written before signed

Wm. N. Simpson
John Glen N. P.

James O'Neal
made

Recorded 13th February 1845 John Glen clerk

Georgia
DeKalb County This Indenture made this 23rd day of December in
the year of our Lord one thousand eight hundred and
forty four Between Elisha P. Bolton of Henry County of the one part
and the Georgia Rail Road & Banking Company of the other part
Witnesseth that the said Elisha P. Bolton for and in consideration of
receiving 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 doth give grant
bargain and sell unto the said Georgia Rail Road & 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
running erecting and establishing thereon a Rail Road with the requi-
site 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 confer-
ring Banking powers and the privilege of extending the road from Madison
to the Southern terminus of the Western & Atlantic Rail Road and to the
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 Elisha P. Bolton situate lying and being in
DeKalb County adjoining lands of Leonard McCarter Bolton and others
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 together with all and singular the rights Members and
appurtenances to the said strip tract or parcel of land being belong-
ing or in any wise appertaining and more especially the right of way on the
same to have and to hold the same unto the said Georgia Rail Road & Bank-
ing Company their Successors and assigns to their own proper use and
 behoof forever in fee simple upon condition and it is expressly
understood that should the said Rail Road contemplated herein
be not located and established on and along said tract of land
described in the above indenture

then said indenture is to be wholly null and void and of no effect and the said Elisha P. Bolton for himself 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 Elisha P. Bolton hath hereunto set his hand and seal the day and year first above written Signed Sealed and delivered in presence of

James J. Barron
X Henry A. Bolton
Wm. A. White JP

Elisha P. Bolton

Recorded February 14th 1845
J. Allen CLK

Georgia
De Kalb County This Indenture Made the fourth day of January in the year of our Lord One Thousand eight hundred and forty five between E. Mason of the State of said and County of De Kalb and County of De Kalb of the other part Witnesseth that the said E. Mason for and in consideration of the sum of eighteen hundred and twenty four dollars to him in hand paid at and before the sealing & delivery of these presents the receipt whereof is hereby acknowledged hath granted bargained sold and conveyed and do by these presents grant bargain sell and convey unto the said Thomas Hogan his heirs and assigns all that tract or parcel of land situated lying and being in the County of De Kalb between and between and the North District of originally within the now De Kalb County containing one hundred and eighty acres more or less being the place whereon Robin Martin son by the name of Martins Ferry on the Chattahoochee River and also the ferry boat belonging to said ferry De Kalb and to hold said tract or parcel of land unto him the said Thomas Hogan his heirs and assigns together with all and singular the rights members and appurtenances thereof to the same in any manner to bargain him and their own proper use benefit and behoof forever in fee simple And the said E. Mason for himself his heirs Executors and administrators the said bargain premises unto the said Thomas Hogan his heirs and assigns will warrant defend the right and title thereof against whomsoever. In testimony whereof the said E. Mason hath hereunto set his hand and seal the day & year first above written Signed Sealed & delivered in presence of

James J. Barron
Henry A. Bolton
Wm. A. White JP
The said E. P. Bolton 14 February 1845