

Georgia 30 This Indenture made the thirtieth day of
DeKalb County 3 January in the year of our Lord one thousand
Eight hundred and forty five between Ransom Day of the one
part and County of DeKalb of the other part and James Smith
of the State of Georgia and County of DeKalb of the other part
Witnesseth that the said Ransom Day for and in consideration
of the sum of three hundred dollars to him in hand
paid at and before the sealing and 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 James Smith his heirs
and assigns All the tract or parcel of land situate
and being in the Sixteenth District of the County of DeKalb
Georgia but now DeKalb known and distinguished in the place
of said district by the number three (3) containing more
or less than four acres it being a part of the South half
of said lot To have and to hold said tract or parcel of
land unto him the said James Smith his heirs and assigns
together with all and singular the rights and appurtenances
thereof to the same in any manner belonging
to him & his own proper use benefit and behoof forever
in fee simple and the said Ransom Day for himself
his heirs executors and administrators the said bargain
promises unto the said James Smith his heirs and assigns
will warrant and forever defend the right & title
thereof against themselves and against the claim of
all other persons whatever In testimony whereof the
said Ransom Day hath hereunto set his hand and seal
the day and year first above written
Signed sealed & delivered in presence of Ransom Day (Seal)

J W. M. Patrick
J B. Wilson

Recorded January 18th 1845

John Glen clerk

Georgia 30 This Indenture made this fourteenth day of
DeKalb County 3 January in the year of our Lord one thousand
Eight hundred and forty five Between John S. Fall of said County
of the one part and the Georgia Rail Road & Banking Company
of the other part Witnesseth that the said John S. Fall for and in
consideration of summing their contemplated Rail Road 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 & Banking Company and its
successors and assigns the right of way over and under the
times by themselves directors officers agents

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 attended at subsequent sessions of the General Assembly by
conferring Banking powers and the privilege of extending the
Road from Madison 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 feet on the South side & fifty
feet on the North 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 John S Fall
situate lying and being in DeKalb County adjoining lands of
Joseph Thompson, P. H. Logg, Reginald & others and running in
such direction through said tract of land as the 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, stumps
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 it is understood and agreed that the right of
way through that part of lot of land Number One Hundred
& thirty five in the eighth district of said County owned by said
John S Fall shall be and hereby is increased to fifty six feet on the
South side of the Rail Road measured from the centre line it is
also further understood and agreed that the said John S Fall shall
have the right of occupying and cultivating the right of way
up to the slope of the Rail Road so long as the same is not needed
for the purposes of said Company and that the said Company
shall make a convenient roadway across the Rail Road in front
of said John S Fall's house and that said Company shall not erect
place any building on or along the right of way on the both
sides of the Rail Road for the whole distance through said premises
together with all and singular the rights, liberties and
appurtenances to the said strip tract or parcel of land being
belonging 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 & Banking Company their suc-
cessors and assigns to their own proper use benefit and behoof
forever in fee simple upon condition and it is expressly
understood that should the said Rail Road be 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 John
S Fall 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 other persons whatsoever In witness whereof
the said John S Fall hath hereunto set his hand and seal this
day of August year first above written signed sealed and delivered in presence
of John S. Fall

2025
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Recorded Aug 19th 1890
John S. Fall

John S. Fall