

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 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 William Thurman 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 William Thurman hath hereunto set his hand and seal the day and year first above written, Signed Sealed and delivered in presence of

J. P. Grant

Wiles & Robinson

William Thurman

Georgia Before me J. B. Nelson a Justice of the peace in and for DeKalb County said County aforesaid personally came and appeared J. P. Grant who being duly sworn deposes and says that the within named William Thurman executed and delivered the foregoing deed for the purposes therein mentioned in the presence of Wiles & Robinson and this deponent, both of whom subscribed the same as witnesses on the day of its date. Given to and subscribed before me this eighth day of April A. D. 1844

J. B. Nelson J. P.

Recorded this the 11th day of April 1844

John Glen, Clerk

Georgia This Indenture made this tenth day of February in the DeKalb County year of our Lord one thousand eight hundred and forty four Between John Goddard of said County of the one part and the Georgia Rail Road and Banking Company of the other part, Witnesseth that the said John Goddard for and in consideration of running their contemplated Rail Road on and along his land as well as in consideration of the sum of one dollar to him no hand paid at and before the sealing and delivery of these presents the receipt whereof is hereby acknowledged hath given granted bargained and sold 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 or Directors Officers, agents hirelings and servant 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 Terminus of the Western & 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 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 John Goddard, situate lying and being in DeKalb County adjoining land of G. P. Bolton Pittman and others and running in such direction as the said Georgia Rail Road and Banking Company may think proper

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establishing their work, 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, containing eight acres more or less, it being part of lot number one hundred (100) in the sixteenth (16) district formerly Henry now DeKalb County, together with all and singular the rights members and appurtenances to the said strip tract or parcel of land being belonging or in any wise 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 their successors and assigns to their own proper use here fit and behoof forever in fee simple, upon condition 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 John Goddard for his heirs and assigns will warrant and defend the title thereof unto the Georgia Rail Road and Banking Company their successors and assigns against the claims of all persons whatever, In Witness whereof the said John Goddard 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.

his
John Goddard
mark

Recorded this the 16th day of April 1844
John Glen C. R.

Georgia DeKalb County
This Indenture made this eighth day of January in the year of our Lord one thousand eight hundred and forty four Between Nicholas Pass of said County of the one part and the Georgia Rail Road and Banking Company of the other part, Witnesseth that the said Nicholas Pass for and in consideration of assigning 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 request 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 Terminus of the Western & 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 centre line of the said way of the said Rail Road when completed and to extend in length through the whole tract of land owned and claimed by said