

Georgia Before me I the Borne a Justice of the peace in and for the
DeKalb County & County aforesaid personally came and appeared
E D Sanford who being duly sworn deposeth and saith that the within
named John Pellarbut executed and delivered the foregoing deed
for the purposes therein mentioned in the presence of Edgar Thompson
and this deponent both of whom subscribed the same as witnesses
on the day of its date, to come to and subscribed before me this
23 day of February, A.D. 1844
Test John M. Borne J.P. E D Sanford

Recorded this 11 day of April 1844
John Glen, C.R.

Georgia This indenture made this twenty third day of March in
DeKalb County the year of our Lord one thousand eight hundred
and forty four Between John McCulloch of said county of the
one part and the Georgia Rail Road and Banking company of the
other part Witnesseth that the said McCulloch 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 in hand paid
at and before the sealing and delivery of these presents the receipt where
of is hereby acknowledged, hath given grant bargain and sold
and by 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 hirelings and servants in any manner
they may think proper and particularly for the purpose of running
creating 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 a third (33 1/3) 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 McCulloch, situate
lying and being in said county adjoining lands of John
Dwyer & Adams King & others and running in such direction
through said tract of land as the said Georgia Rail Road and
Banking company by their Engineers shall think best suited for
the purpose of creating and establishing their works. And conve-
ted 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 in or shading the same injure the rails or other parts of
said road, commencing near the N.E. corner and running
through near the middle of the west line, not deviating more
than ten yards from its present location, it being part of lot num-
ber two hundred and forty eight (248) in the fifthth district of
originally Henry and DeKalb county, together with all and sing-
ular the right in and appurtenances to the said strip
of land being belonging or in any way connected

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 benefit and behoof forever in fee simple, upon condition and it is expressly understood that should the said Rail Road be contemplated as a fee said to be not located and established in and a long void 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 McCulloch 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 John McCulloch hath hereunto set his hand and seal the day and year first above written, Signed Sealed and delivered in presence of

Joseph Thompson
John Glen & Public

John McCulloch

Recorded this 12th April 1844

John Glen, CLK

State of Georgia } This indenture made the tenth day of January in
DeKalb County } the year of our Lord one thousand eight hundred
and forty four between the Georgia Rail Road & Banking company
of the County of Richmond and state of Georgia of the one part
and Benjamin Little of the County of DeKalb and state of Georgia
of the other part, Witnesseth, that the said Benjamin Little for and
in consideration of the sum of Eight hundred dollars he have
paid at and before the sealing and delivery of these presents
the receipt whereof is hereby acknowledged has granted bargained
sold and conveyed and by these presents does grant bargain sell
and convey unto the said Georgia Rail Road & Banking company
their heirs and assigns, all that tract or parcel of lands
being in the Fourteenth district of originally Henry
DeKalb County known and designated in the plan of said dis-
trict by No (5) forty five, also all that tract or parcel of land
lying and being in the Fourteenth district of originally Henry
said DeKalb County known & designated in the plan of the district
by No (20) twenty. To have and to hold said tract or parcel of
land unto them the said Georgia Rail Road & Banking company their
heirs and assigns together with all and singular the rights
members reversions rents profits and appurtenances thereof to
the same in any manner belonging to them and their own proper
use benefit and behoof forever in fee simple. And the said
Benjamin Little for his heirs executors and administrators
the said bargained parcels of land unto the said Georgia Rail
Road & Banking company their heirs executors administrators
and assigns will warrant and forever defend the right and
title thereof against themselves and against the claims of all and
every other person or persons whatsoever. In witness whereof
the said Benjamin Little hath hereunto set his hand and seal the day
above written. Signed Sealed and delivered in presence of
John Thompson
John Glen & P

Recorded this 12th April 1844 John Glen CLK