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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.

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 amending 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

Nicholas Pass situate lying and being in DeKalb County adjoining
lands of Jackson on the south, William Goldsmiths East, North by Harlan
and Fanning 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 ~~meeting~~ ^{meeting} 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 unincumbered
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 Nicholas Pass hath also given, granted
bargained and sold, and doth by these presents give grant bargain
and sell unto the Georgia Rail Road and Banking company
their successors and assigns the remaining portion of his land
lying on the west or left side of the Georgia Rail Road going
towards the terminus of the Western & Atlantic Rail Road,
containing by survey seventy acres (70) more or less, 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 benefit and be hold 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 one and along said strip tract
or parcel of land described in the above and foregoing ind-
enture, then said indenture is to be wholly null and void
and of no effect, And the said Nicholas Pass for his heirs &
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 Nicholas Pass hath hereunto set his hand
and seal the day and year first above written Signed, Sealed
and delivered in presence of

Charles Satterlee
Jas. John M. Born &c.

Nicholas Pass
his
mark

Recorded this 10th day of April 1844
John Glen, clk

Georgia DeKalb County
This Indenture made this nineteenth day of December
in the year of our Lord one thousand eight hundred
and forty three Between John H. McBarter of said county of the one part
and the Georgia Rail Road and Banking company of the other part
Witnesseth that the said McBarter for and in consideration of and
their contemplated Rail Road on and along his land as well as
no 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 at various
times by themselves directors Officers Agents have