

their heirs and assigns a certain tract or parcel of land containing Three
thousand two and a half acres of the same more or less the said lot
tract of land lying and being in the County of DeKalb formerly Henry
County known as number one thousand and fifty one in the seven-
teenth district to have and to hold said bargained tract of land to
the said William F. Milburn & Robert L. McWhorter Merchants under
the firm of Milburn & McWhorter their heirs and assigns them
and their own proper use benefit and behoof forever and the
said Joseph S. Baker for himself, his heirs executors and Admin-
istrators the said bargained tract or lot of land unto the said William
McWhorter will warrant and forever defend against the claim of
himself and his heirs and against the claim of all other persons
whatsoever provided Nevertheless that if the said Joseph S. Baker
his heirs executors and administrators shall and do well and
truly pay or cause to be paid unto the said William F. Milburn and
Robert L. McWhorter Merchandizing under the firm of Milburn &
McWhorter their heirs and assigns the aforementioned sum of
Two thousand & fourteen dollars with lawful interest accord-
ing to the tenor of said note then and from thenceforth as well this
present Indenture and the right to the property thereby conveyed
as the said promissory note shall ever determine and be void to all
intent and purposes In testimony whereof the said Joseph S.
Baker hath hereunto set his set his hand and seal the day and
year first above written Signed Sealed and delivered in presence
of

Abraham Lanes

Peter Northon

Lemuel Green L.P.

Joseph S. Baker

Recorded Nov. 20 1844

John Glen Clerk

Georgia This Indenture made this twentieth day of November
DeKalb County in the year of our Lord one thousand eight hundred
and forty four between S. F. Hoyle of said County of the one part and
the Georgia Rail Road & Banking Company of the other part Witnesseth
that that the said S. F. Hoyle 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 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 their successors and assigns the
right of way over which to pass at all times by themselves or their
officers agents hirings 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 necessary
of tracks pursuant to a Charter of incorporation for the
first day of December eighteen hundred and thirty four
and 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

by conferring Banking Powers and the privilege of extending the said 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 twenty four
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 P. F. Hoyle situate lying and being in DeKalb
County adjoining lands of Tall Butler Jackson 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 It is further agreed on the part of the
Georgia Rail Road & Banking Company that the width of the right of way
on the South side of the Centre line from the McDonough Street to a point
seven hundred feet westerly shall and hereby is abated to eleven feet
from the Centre line together with all and singular the rights appurtenant
and appertaining to the said Strip tract or parcel of land being
or in any wise appertaining and more especially the right of
over the same To have and to hold the same unto the said Georgia
Rail Road & Banking Company their Successors and assigns to their
proper use benefit and behoof forever in fee simple upon condition
and it is expressly understood that should the said Rail Road Centre
explained 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 P. F. Hoyle 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
P. F. Hoyle hath hereunto set his hand and Seal the day and year first
above written Signed Sealed and delivered in presence

L. S. Grant
W. B. Reynolds Clerk

P. F. Hoyle

Recorded Nov 21st 1844
John Glen Clerk

Georgia This Indenture made the fourteenth day of
DeKalb County November in the year of our Lord one thousand
eight hundred and forty four between Berryman B. Shumate of
the State aforesaid and County of aforesaid of the one part and
Robert Hollingsworth of the State aforesaid and County of aforesaid
the other part Witnesseth that the said Berryman B. Shumate
and in consideration of the sum of Seven hundred and fifty
dollars to him in hand paid at and before the sealing and delivery
of these presents the receipt whereof is hereby acknowledged hath
sold and conveyed and do by these presents warrant
sell and convey unto the said Robert Hollingsworth

Thence South Rail Road and thence along said road to the beginning said parcel of Land being conveyed to said Company for the purpose of a depot and for no other purpose and it is expressly stipulated and agreed by and between the said contracting parties that said Company is not to permit any mercantile business or any other business of that character to be carried on or transacted on said parcel of land nor is the said Elzy B Reynolds to permit the same to be done on his land adjoining said Depot or upon or adjoining a new street running from said Depot to the 11th Donough Street. We have and to hold said Lot or parcel of Land together with all and singular the rights members and appurtenances thereof except as above excepted to the proper use benefit and behoof of the said Georgia Rail Road and Banking Company forever in fee simple and the said Elzy B Reynolds doth for himself his heirs and assigns & administrators the said bargain and promises to the said Georgia Rail Road and Banking Company warrant and forever defend against the claim of themselves & against the claim of all other persons whatever. In witness whereof the said Elzy B Reynolds hath hereunto set his hand and affix^d his seal the day and year above written (subscribed before signed)

Signed sealed and delivered in presence of William Eggard J D Wilson J D Reynolds

+ Recorded 6th of November 1845. John Hen. Elk

Georgia DeKalb County

This Indenture made and entered into this Twentieth day of July in the year Eighteen Hundred and forty five between Peter H. Woyl of the State and County aforesaid of the One Part and the Georgia Rail Road & Banking Company of the Other Part Witnesseth that the said Peter H. Woyl for and in consideration of the sum of One dollar to him paid at and before the sealing and delivery of these presents the receipt whereof is hereby acknowledged hath this day granted bargain sold and conveyed unto the said Georgia Rail Road and Banking Company a certain Parcel of Lot of Land Number One Hundred and thirty five (135) in the fifteenth District of Originally Wray now DeKalb County supposed to contain One acre and a half be the same more or less Beginning at the South West Corner of a piece of land this day conveyed by Green P. Butler to said Company for a Depot and running due South to the Rail Road and thence along said Rail Road an eastern direction to the land of Elzy B Reynolds thence a North Direction to the land of Green P. Butler and thence West to the beginning including all the land of the said Peter H. Woyl lying between the Georgia Rail Road and the land of the said Green P. Butler this day conveyed to said Company said

Parcel of Land being Conveyed to said Company for a
Depot. Dwelling for Station for an other purpose and
is expressly stipulated and agreed by and between the Con-
tracting parties that said Company is not to permit
any mercantile business or any other business of that
character to be carried on or transacted on said
parcel of Land. nor is the said Woyl to permit the
same to be done on his lands North of the Rail Road
immediately adjoining said Depot. To have and to hold
said Lot or parcel of Land together with all and singular
the Rights, Privileges and appurtenances thereof except as
above expressed to the said Georgia Rail Road and Banking
Company forever in Fee Simple, and the said Peter Woyl
doth for himself his heirs executors and administrators
the said bargained promising to the said Georgia Rail
Road and Banking Company. Warrant & forever defend
against the Claim of themselves and against the Claim
of all other Persons whatever. In Testimony whereof the
said Peter Woyl hath hereunto set his hand and
affixed his seal the day and year above written

Signed Sealed & delivered
in presence of

+ William Ezard
J R Wilson Secy

Witnessed
before signed

P Woyl Esq

Recorded the 6th of November 1855. John Glen. Clerk

Georgia & North County

Thomas Peter Mitchell of said County ad-
ministrator of Thomas Mitchell late of said County deceased, doth on
the 6th day of September in the year of our Lord Eighteen hundred
and fortyfour. Commence the publication of a Notice in the Western
to all concerned that at the expiration of four months from that day
said Peter Mitchell admr as aforesaid. would apply to the Hon-
orable Superior Court of D. K. & Co. County (When sitting for primary
sessions. In leave to sell Est of said Thomas Mitchell
and Nineteen in the fourth District of Originally Henry but now
D. K. & Co. County. A part of the Real Estate of said deceased
And Thomas shall bring no objection made to said application
The said Court did on the fifteenth day of January in the year
of our Lord Eighteen hundred and fortyfive. pass an order
Granting leave to said Peter Mitchell administrator as aforesaid
to sell said Est of said and whereas in pursuance of said
order and after the publication of the notice of sale in
the Western Watchman for sixty days said Peter Mitchell admr
as aforesaid did on the first Tuesday in October in the year
of our Lord Eighteen hundred and fortyfive at the Court
House in D. K. & Co. County between the hours
of sale but at public sale