

SECTION 16. Section 6E.02 of the Mortgage is hereby modified by changing said Section to read as follows:

"SECTION 6E.02. The Company covenants that, on or before December 31, 1959, it will deposit with the Corporate Trustee as part of the Third Permian-San Juan Construction Fund, in addition to the sums deposited as part of said Fund pursuant to Paragraph K of Section 4.01 (which Paragraph K has been deleted by the amendment of said Section 4.01 effected by the Thirty-first Supplemental Indenture), amounts aggregating not less than \$161,272,000; it being understood that all sums deposited with the Corporate Trustee as part of said Fund pursuant to Paragraphs L, M and N of said Section 4.01 (which Paragraphs L, M and N have also been deleted by the amendment of said Section 4.01 effected by the Thirty-first Supplemental Indenture) shall be credited against the Company's obligation under this Section."

SECTION 17. Section 6E.03 of the Mortgage is hereby modified by changing the first sentence of the fourth paragraph of said Section to read as follows:

"Notwithstanding the foregoing provisions of this Section 6E.03, the Company shall not be entitled to withdraw or have paid out of the Third Permian-San Juan Construction Fund any moneys on the basis of expenditures covered by the certificate of the Company filed with the Corporate Trustee pursuant to clause (ii) of Paragraph M of Section 4.01 (which Paragraph M has been deleted by the amendment of said Section 4.01 effected by the Thirty-first Supplemental Indenture) except to the extent that the aggregate amount of expenditures covered by said certificate shall exceed the sum of \$7,295,250."

SECTION 18. Section 7.08 of the Mortgage is hereby modified by changing the words and figures "in the case of El Paso Natural Gas Building Company the sum of \$10,000,000", wherever the same occur in subdivision (c) of said Section, to read:

"in the case of El Paso Natural Gas Building Company the sum of \$10,000,000, and in the case of Pacific Northwest Realty Corporation the sum of \$3,000,000".