

and of the order of said court confirming the said sale, did convey the said mortgaged premises and property, rights privileges immunities and franchises to the parties of the first part hereto, as joint tenants and not as tenants in common and the said Washington and Idaho Railroad Company, by deed dated the eighteenth day of July 1896 pursuant to said decree of said Circuit Court and of the order of said court confirming said sale, did convey the said premises and property, rights, privileges, immunities and franchises to the said parties of the first part hereto as joint tenants and not as tenants in common and the said Bay State Trust Company, by deed dated the eighteenth day of July 1896, pursuant to said decree of said Circuit Court and of the order of said court confirming the said sale, did convey the said premises and property, rights, privileges immunities and franchises to the parties of the first part hereto, as joint tenants and not as tenants in common.

And Whereas, in pursuance of said decree and of the order confirming said sale it is provided in the said deed of the said Wellington Clark and in the said deed of the said Washington and Idaho Railroad Company and in the said deed of the said Bay State Trust Company that the parties of the first part should have and hold the said property so conveyed, subject to the payment of all of the proper expenses attendant upon the said sale, including the expenses, outlays and compensation of said Wellington Clark as Special Trustee to make such sale, as such expenses, outlays and compensation should be thereafter fixed and allowed, and to the payment of the costs of said suit, and to the payment of all charges compensation allowances and disbursements of the complainant in said suit, the said Bay State Trust Company and of its attorney, solicitors and counsel, and also such other proper allowances, compensation and disbursements of the parties to said suit or their counsel, as should be directed to be paid by the order of said court as the same had been or might thereafter be fixed and allowed and to the payment