

heretofore appointed in said suit of the Farmers Loan and Trust Company against the said Oregon Railway and Navigation Company and others, including the obligations imposed upon or assumed by the said McNeill by the order of the Circuit Court of the United States for the District of Oregon, made and entered in said suit on the twenty-second day of May 1896, and relating to the compromise and settlement of the matters of difference existing between the said McNeill, Receiver, and Silas H. Clark, Oliver H. Mink, E. Ellery Anderson, Frederic R. Conder and John W. Doane, Receivers appointed by the said court in the suit of Oliver Ames second against the Union Pacific Railway Company and others; and Subject also to the payment by said parties of the second part, their survivor and survivors or assigns of any of the costs or allowances which may hereafter be paid allowed or taxed by said Court.)

Second: - all and singular the railroad and telegraph line or lines of the Oregon Railway Extensions Company, conveyed unto the said parties of the first part by the deed of Wallace McCannant, Special Master, in the suit of the Bay State Trust Company against the said Oregon Railway Extensions Company and others and described as follows, namely: -

All and singular the railroad and telegraph line or lines of the Oregon Railway Extensions Company, as the same were constructed or were being constructed at the date of the execution of said mortgage to the Bay State Trust Company, to wit, September second, 1889, or as the same were thereafter constructed, viz: The line of railway and telegraph extending from La Grande, in the State of Oregon to Elgin in said State and the line of Railway and telegraph extending from Winona Junction, in the State of Washington, to Teltice, in said State; and also all and singular the land, rights of way, real and personal estate acquired by the said Oregon Railway Extensions Company and used or intended to be used for the line of said railways or any branch or extension thereof or for the