

any was complainant and the said Oregon Railway Extension Company and others were defendants;

And Whereas, such further proceedings were had in said cause that the sale of said property was duly confirmed and said railroad, franchises and other properties of the said Oregon Railway Extension Company covered by said mortgage were, in pursuance of said decree and of the orders of the Court made thereon, conveyed by deed, dated the seventeenth day of July 1896, and executed by said Wallace McCannant as Special Master, to the said Purchasing Committee;

And Whereas, the Washington and Idaho Railroad Company, a corporation organized and existing under the laws of the State of Washington was heretofore the owner of a line of railroad and other property in the States of Washington and Idaho;

And whereas, the said Washington and Idaho Railroad Company executed its certain first mortgage or deed of trust dated September 2, 1889, to the said Bay State Trust Company, and thereby mortgaged its railroad and other property and the appurtenances thereunto appertaining mentioned and described in said mortgage or deed of trust to secure the payment of the certain five per cent. first mortgage bonds of the said Washington and Idaho Railroad Company, issued under said mortgage or deed of trust and default having been made in the payment of the interest which became due on said bonds and the condition of said mortgage having been broken, such proceedings were thereupon had that the said mortgage of the said Washington and Idaho Railroad Company was duly foreclosed, and the railroad, franchises and other properties covered thereby were duly sold to Wellington Clark as Special Master, pursuant to the judgment or decree of the Circuit Court of the United States for the District of Washington, made and entered on the twenty-ninth day of May 1896, in a certain cause in equity there in pending, wherein the said Bay State Trust Company was complainant and the said Washington and Idaho Railroad Company and others were defendants;

And whereas, such further proceedings were had in said cause that the sale of said property was duly confirmed, and said railroad, franchises and other properties of the said Washington and Idaho Railroad Company covered by said mortgage were, in pursuance of said decree and of the orders of the Court made thereon, conveyed by deed dated the eighteenth day of July 1896, and executed by said Wellington Clark as Special