

And Whereas the County of Multnomah by certain County Court orders dated the 28th day of February 1907, the 25th day of September and the 23rd day of June 1908 granted to J.L.Hartman and John W. Cook, their heirs, personal representatives and assigns the right to construct maintain and operate a street railway line on Sandy Road in the City of Portland, but the rights and privileges conferred by said Court orders were held by the said Hartman and Cook in Trust for the Portland Railway Company and that company acting under the authority conferred by the said County Court orders and prior to the conveyance of its properties and franchises as aforesaid constructed a certain line of street railway on Sandy Road hereinafter more particularly described and submitted to the conveyance by the Portland Railway Company aforesaid the said Hartman and Cook by a certain indenture of deed dated the 25th day of November 1908 assigned and transferred to the Portland Company all of the rights privileges licenses franchises and immunities granted to and conferred upon them, their heirs and assigns in and by the aforesaid orders and decrees of the County Court of Multnomah County;

And Whereas the Trustee has required the execution of this Indenture and the execution acknowledgment and delivery of this Indenture has been duly authorized and directed by the Board of Directors of the Portland Company;

Now therefore, this Indenture Witnesseth:

That the Portland Company in consideration of the premises and of the sum of One dollar (\$1.00) to it in hand paid by the Trustee at and before the sealing and delivery of these presents the receipt whereof is hereby acknowledged and in order to further secure the payment of the principal and interest of all of the first and refunding mortgage five per cent sinking fund Gold Bonds of the Portland Railway Company heretofore and to be hereafter issued as the same shall be and become payable according to the terms of said bonds and the coupons thereto attached has granted bargained sold, conveyed transferred assigned and set over and by these presents does grant, bargain, sell transfer assign and set over unto the New York Trust Company and its successors or its successors in trust under the said mortgage of November 1st 1905 and the said supplemental mortgage of September 18th 1909 the following described real estate franchise and line of railway to-wit:

All that certain tract of land lying and being in the County of Skamania state of Washington conveyed to the Portland Company by Mae E. Simons (formerly Mae E. Swigert) and George W. Simons her husband, by deed dated October 24th 1908 and recorded in Book L at page 252 of records of deeds of Skamania County Washington, which said tract of land is more particularly described as follows: Lots numbered one (1) and two (2) of Section twenty-five (25) and Lot numbered one (1) of Section twenty six (26) in Township three (3) North of Range nine (9) East of the Willamette meridian in the state of Washington, containing ninety three and twenty one hundredths (93.21) acres more or less, reserving to the grantors, their heirs and assigns all of the timber growing or being thereon with the privileges of access to the land for the purpose of removing the same. Also all that certain tract of land lying and being in the County of Skamania state of Washington, conveyed to this company by Emery Oliver and Annie E. Oliver his wife, by deed dated November 2nd 1908 and recorded in Book L at page 253 of records of deeds of Skamania County Washington, which said tract of land is more particularly described as follows, to-wit:

The East one half ( $\frac{1}{2}$ ) of the southeast quarter ( $\frac{1}{4}$ ) of Section twenty-three (23) and the North one half ( $\frac{1}{2}$ ) of the Northeast quarter ( $\frac{1}{4}$ ) of Section twenty-six (26) in Township three (3) North of Range nine (9) East of the Willamette Meridian, containing one hundred and sixty (160) acres, more or less, reserving to the grantors their heirs and assigns all the timber growing or being thereon with the privilege of access to the lands for the purpose of removing the same. Together with all and singular the tenements hereditaments and appurtenances belonging to or in anywise appertaining to either of the tracts of real estate herein described and conveyed or intended so to be. Also all the rights, privileges and immunities granted to and conferred