

Company, whichever is less, instead of eighty (80) per cent. thereof.

Section 3. The Mortgagor Company while in possession of the mortgaged estates, properties and franchises, shall have full power and authority in its reasonable discretion without the assent of the Trustee, from time to time, to to sell and dispose of free from the lien of this Indenture any portion of the mortgaged machinery, equipment and implements at any time held subject to the lien hereof, which may have become obsolete or otherwise unfit for use by the Mortgagor Company; replacing the same with new machinery, equipment and implements which shall become subject to the lien hereof.

Section 4. In no event shall any purchaser or purchasers of any property sold or disposed of under any provision of this Article be required to see to the application of the purchase money.

Section 5. In case the mortgaged estates, properties and franchises shall be in the possession of a receiver lawfully appointed, the powers in and by this Article conferred upon the Mortgagor Company may be exercised by such receiver, with the approval of the Trustee; and if the Trustee shall be in possession of the same under any provision of this Indenture, then all the powers by this Article conferred upon the Mortgagor Company may be exercised by the Trustee in its discretion.

Section 6. A certificate signed by the President or a Vice-President and the Treasurer or chief accounting officer of the Mortgagor Company with a certified copy of a resolution of the Board of Directors of the Mortgagor Company approving the same, may be received by the Trustee as conclusive evidence of any of the facts mentioned in this Article required to be established in order to authorize the release of any property hereunder, and shall be full warrant and protection to the Trustee for any action taken by it upon the faith thereof, but the Trustee may in its discretion require other or further evidence.

Section 7. The proceeds of any property purchased or taken through the exercise of the power of eminent domain by any municipal or other governmental body or taken over at the expiration or revocation of any franchise, shall be paid into the Sinking Fund under Article Six of this Indenture.

Section 8. It is understood that the Mortgagor Company owns certain pieces or parcels of real estate forming part of the mortgaged estates and properties, which are not necessary for its operations and which it proposes to sell as soon as it can find purchasers at prices satisfactory to it. In order that any such pieces or parcels, which may be sold by the Mortgagor Company, may with convenience and despatch be released from the lien of this Indenture, Charles N. Huggins, of the City of Portland, Oregon, is hereby appointed agent of the Trustee with full power to execute and deliver in the name and on behalf of the Trustee any release deed or deeds deemed by him appropriate releasing from the lien of this Indenture any pieces or parcels which may be sold by the Mortgagor Company and which the President or a Vice-President and the Treasurer or Assistant Treasurer of the Mortgagor Company certifies are within the intent of this section and are not necessary or important for the operating or extending of its system. Such agent may resign, or may be removed by an instrument in writing, executed by the Mortgagor Company and the Trustee. In case of the death of any such agent or his resignation or removal