

# MORTGAGE RECORD T

## SKAMANIA COUNTY, WASHINGTON

fulfillment of any condition or upon the request of the Company, the Trustee or Trustees taking such action shall have full power to give any and all notices and to do any and all acts and things incidental to such action. Neither the Individual Trustee nor the Corporate Trustee shall be liable in case of entry by him or it upon the mortgaged and pledged property for debts contracted or liability or damage incurred in the management or operation of said property.

Section 109. The Trustees, or either of them, shall not be required ~~save as~~ hereunder specifically provided, to ascertain or inquire as to the performance of any of the covenants herein contained on the part of the Company. Unless the Corporate Trustee shall have knowledge of the occurrence and continuance of a completed default specified in Section 82 hereof, then, notwithstanding the continuance of such default, the Corporate Trustee shall not be liable or responsible to any bondholder for paying or permitting to be paid to the Company during the continuance of such default any moneys herein required or permitted to be paid to the Company at a time when the Company is not in default hereunder, or for the taking of any other action hereunder which it is herein provided may be taken, only so long as a completed default shall have occurred. The Trustees shall not be required to take notice, or be deemed to have knowledge, of any default of the Company hereunder and may conclusively assume that there has been no such default unless and until they shall have been specifically notified in writing of such default by the Company or the holders of not less than ten per centum (10%) in principal amount of the bonds then outstanding hereunder. The Trustees, or either of them, shall not be under any obligation to take any action in respect of any default or otherwise, or toward the execution or enforcement of any of the trusts hereby created, or to institute, appear in or defend any suit or other proceeding in connection therewith, unless requested in writing so to do by the holders of twenty-five per centum (25%) in principal amount of the bonds then outstanding hereunder; but this provision shall not affect any discretion or power herein given to the Trustees, or either of them. Anything in this indenture to the contrary notwithstanding, the Trustees, or either of them, shall be under no obligation or duty to perform any act hereunder or to institute or defend any suit in respect hereof, unless properly indemnified to their satisfaction.

Section 110. Except as herein otherwise provided, any notice or demand which by any provisions of this indenture is required or permitted to be given or served by the Trustees, or either of them, on the Company shall be deemed to have been sufficiently given and served, for all purposes, <sup>being</sup> by deposit postage prepaid in a United States of America post office box, addressed (until another address is filed by the Company with the Corporate Trustee), as follows: Pacific Power & Light Company, Public Service Building, Portland, Oregon.

Section 111. The Trustees shall be protected in acting upon any notice, resolution, request, consent, order, certificate, report, opinion, bond, or other paper or document believed by them to be genuine and to have been signed or presented by the proper party or parties. The Trustees may consult with counsel and the opinion of such counsel shall be full and complete authorization and protection in respect of any action taken or suffered by them or either of them hereunder in good faith and in accordance with the opinion of such counsel. The Trustees shall not be under any responsibility for the selection, appointment or approval of any engineer, appraiser, arbitrator or counsel or of any other person or firm for any of the purposes expressed in this Indenture. Except as herein <sup>expressly</sup> otherwise provided, any request, direction or order of the Company mentioned herein shall be expressed by resolution of its Board of Directors or Executive Committee, and the same shall be evidenced to the Trustees by a copy thereof certified as such by the Secretary or an Assistant Secretary of the Company, and the Trustees may accept such copy as conclusive