

# MORTGAGE RECORD T

## SKAMANIA COUNTY, WASHINGTON

as the case may be. If any such property additions or subsidiary property additions are shown by such engineer's certificate to include property which has been used or operated by others than the Company or any other corporation or any individual or co-partnership subjecting such property additions to the lien of this Indenture or a subsidiary company in the public utility business, the appraised value of the securities stated to have been issued or delivered for any rights and intangible property simultaneously acquired with the same, for which no separate or distinct consideration shall have been paid or apportioned, and in such case the term property additions and subsidiary property additions as defined herein may include such rights and intangible property;

(6) a net earnings certificate showing the consolidated net earnings of the Company and of all subsidiary companies, if any, to be as required by Section 29 hereof;

(7) an opinion of counsel stating the signers opinion to the effect (a) that (except as to paving, grading and other improvements to public highways or other public property) and except as to movables owned by the company) this indenture is, or upon the delivery of the instruments of conveyance, assignment or transfer, if any, specified in said opinion, will be a lien on the property additions made the basis of such application, upon the terms and trusts and subject to the covenants, conditions and uses specified in this indenture, subject to no lien thereon prior to the lien of this indenture except prior liens and except the lien of taxes for the then current year and of taxes or assessments or governmental charges not then due and any liens (securing indebtedness neither assumed by the Company nor by any other corporation nor any individual nor co-partnership subjecting such property additions to the lien of this indenture nor on which any of them customarily pay interest charges) existing upon real estate or rights in or relating to real estate acquired for ~~xx~~ substation, transmission lines or right of way purposes; (b) that the company has title to all movables forming part of such property additions except these subjected to the lien of this Indenture by any other corporation or any individual or co-partnership subject to no liens thereon prior to the lien of this indenture except liens referred to in clause (a) above; (c) that the company has corporate authority and all necessary permission from governmental authorities to operate the property additions in respect of which such application is made except those subjected to the lien of this indenture by any other corporation or any individual or co-partnership; (d) that any other corporation or individual or co-partnership subjecting the property additions to the lien of this indenture in respect of which such application is made has corporate or other authority and all necessary permission from governmental authorities to operate such property additions; (e) that (except as to paving, grading and other improvements to public highways or other public property), the ~~subsidiary~~ property additions made the basis of such application, are owned by a subsidiary company and are subject to no liens thereof except prior liens and except the lien of taxes for the then current year and all taxes or assessments or governmental charges not then due and any liens (securing indebtedness neither assumed by such subsidiary company nor on which it customarily pay interest charges) existing upon real estate or rights in or relating to real estate acquired for substations, transmission lines or right-of-way purposes; (f) that ~~the subsidiary~~ <sup>company the subsidiary</sup> property additions of which are made the basis of the application, is a subsidiary company and has corporate authority and all necessary permission from governmental authorities to own and operate the subsidiary property additions in respect of which the application is made and that all the issued and then outstanding shares of stock (except directors qualifying shares if any) thereof have been pledged with and delivered to the corporate trustee subject to the lien hereof subject to no lien thereon prior hereto except liens (if any) for taxes or assessments not then due (g) that in the signers opinion the issue of the bonds, the authentication and delivery of which are being applied for, has been