

MORTGAGE RECORD U

SKAMANIA COUNTY, WASHINGTON

retainer from, the Company) selected by the Board of Directors of the Company and acceptable to the corporate Trustee, setting forth in substance as follows:

(1) that the company has sold or exchanged or has contracted to sell or exchange the property so to be released for a consideration representing, in the opinion of the signers, a value to the Company at least equal to that of the property to be released, and that such sale or exchange is desirable in the conduct of the business of the Company and that the property to be released is no longer useful, necessary, profitable or advantageous in the judicious management and maintenance of the trust estate or in the conduct of the business of the Company;

(2) that the value to the Company of the property to be released, together with the value to the Company of all property theretofore released by the Trustees pursuant to the provisions of this Subdivision (II) during the calendar year in which the request for the release is made, does not exceed Ten Thousand Dollars (\$10,000); and

(3) that the Company is not, to the knowledge of the signers, in default in the performance of any of the covenants on its part to be performed under the provisions of this Indenture.

The Company covenants that coincident with each release under the provisions of this Subdivision (II) it will set aside on its books additional property as said term is defined in Section 18 hereof (except for the provisions of Clause (6) of Paragraph A of said Section 18) no part of which is property whose acquisition under the provisions of said Section 18 (except as aforesaid) is not permitted to be made the basis for the authentication and delivery of Bonds under Article Four hereof (to which additional property the Company has acquired a valid legal title, subject to the direct lien of this Indenture and free and Clear of all liens, charges or encumbrances prior to the lien of this Indenture, except taxes or assessments not delinquent and any prior liens, charges or encumbrances to which the property so released may at the time have been subject, and except also, undetermined liens and charges, if any, incidental to construction, and easments and similar encumbrances which do not impair the use of such property by the Company), of a cost or fair value, which ever is less, at least equal to the value to the Company of the property so released; and that such additional property so set aside on its books shall not thereafter be made the basis for the authentication and delivery of Bonds or for the withdrawal of cash or for the release of property under any of the provisions of this Indenture.

SECTION 55. Should any of the mortgaged property be taken by the exercise of the power of eminent domain, the Trustees may release the property so taken and shall be fully protected in so doing upon being furnished with an opinion of counsel to the effect that such property has been duly taken by the exercise of the power of eminent domain; and unless, in the opinion of counsel, some other disposition be required by some lien prior to the lien of this Indenture, all moneys or other consideration payable as compensation for any part of the trust estate so taken shall be paid to the corporate Trustee and shall be held and paid over or applied by the corporate Trustee as provided in Article Eleven hereof.

SECTION 56. In case an event of default shall have happened and shall not have been remedied, the Company, while in possession of the mortgaged property, may do any of the things enumerated in Section 53, if the Trustees, in their uncontrolled discretion, or the holders of at least a majority in amount of the Bonds at the time outstanding shall in writing expressly authorize or consent to such action. In case the Company shall be in default hereunder, the Company, while in possession of the mortgaged property, may do any of the things enumerated in Section 54, if the Trustees, in their uncontrolled discretion, or holders of at least a majority in amount of the Bonds at the time outstanding shall in