

MORTGAGE RECORD—W

SKAMANIA COUNTY, WASHINGTON

money liability to an amount specified is payable or forthwith to become payable--for one or more of the purposes in this Section 7 hereinabove set forth, and describing briefly each particular purpose and specifying the amount of money actually expended and/or specific liability actually incurred for each of said stated purposes.

(2) That the amount of money paid, or the liability incurred, for construction or acquisition of railroads, equipment, additions, betterments, improvements or other property, or other purposes indicated in such certificate, is not in excess of the cost or the fair value of the property constructed, or acquired, or the work done.

(3) That no part of such certified expenditures or liabilities was included in any previous certificate furnished hereunder, or was made, or reimbursed, or provided out of any bonds or moneys received by the Railway Company on account of any such certified expenditures or liabilities under any other provision of this indenture, or under any provision of any prior mortgage, or out of the proceeds of any prior debt specified in, or pursuant to, this Article Three.

(4) In case such certificate or certificates shall show the acquisition of, or any contract for, any property, then such certificate or certificates also shall state whether it is known or believed that such property is, and that upon its acquisition will be, subject to any lien or charge prior or equal to the lien of this indenture other than the prior debt specified in, or pursuant to, this Article Three, and such certificate shall specify the amount of any such prior lien or charge, and shall state that no part of the certified cost of such property was or will be reimbursed to the Railway Company out of the proceeds of any such lien or charge.

(5) That no part of such certified expenditures was or will be properly chargeable to the operating expenses of the Railway Company.

(6) Any such certificate under this Section may state any other facts appertaining to the right to pay moneys or the requisition, authentication and delivery of bonds hereunder.

Whenever the Railway Company shall acquire and shall subject to the lien of this indenture any property subject to any prior lien or charge specified in such certificate as aforesaid, and thereafter any such prior lien or charge shall be paid or satisfied or shall be acquired and be subject to the lien hereof, then the expenditure made by the Railway Company for the payment, satisfaction or acquisition of such prior lien or charge (but not exceeding the principal amount of such prior lien or charge) shall be deemed additional expenditures for the acquisition of such property, and on account of such expenditures when certified to the Trustee deposited moneys shall be paid by the Trustee, or bonds issuable under this Section shall be authenticated by the Trustee and delivered to the Railway Company or upon its written order.

Every certificate furnished under this Section shall be signed by the President, or a Vice-President, or the Chief Engineer, and also by the Treasurer, or comptroller, or other chief accounting officer of the Railway Company. Upon receipt of such certificate or certificates, and, if required by the Trustee, of a certified copy of resolution and other writings as in this Section 7 of the Article Three provided, the Trustee either shall pay to the Railway Company, or upon its written order, an amount of deposited cash equal to the expenditures or liabilities stated and set forth in such certificate or certificates, or shall authenticate and deliver to the Railway Company, or upon its written order, bonds for a principal amount equal to the expenditures stated and set forth in such certificate or certificates; provided (1) that the payment to the Railway Company of deposited cash received by the Trustee upon the authentication and delivery of bonds, or the authentication and delivery to the Railway Company of bonds, for and on account of the construction or ac-