

MORTGAGE RECORD—W

SKAMANIA COUNTY, WASHINGTON

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of the City of New York, acting as Reorganization Managers under a certain Plan and Agreement dated March 16, 1896, for the Reorganization of the Northern Pacific Railroad Company, sold, transferred and delivered to the Railway Company, party of the first part hereto, General First Mortgage Bonds, General Second Mortgage Bonds, General Third Mortgage Bonds and Consolidated Mortgage Bonds of said Northern Pacific Railroad Company, together with certain other securities and property, upon the express promise and agreement of the Railway Company, among other things, to execute and deliver this mortgage or deed of trust covering, as hereinafter set forth, the railroad and telegraph lines, property, franchises, lands, rights to lands, stocks and bonds acquired at said sales, and certain other properties now owned or hereafter to be acquired by the Railway Company, and to make, execute, deliver and use, as hereinafter provided, its bonds secured by this indenture;

And Whereas, the railroad, rolling stock, telegraph lines, lands and land grants so acquired by the Railway Company, or certain parts thereof, are subject to the following prior mortgages, viz.:

A certain mortgage dated May 1st, 1879, executed by said Northern Pacific Railroad Company to The Farmers' Loan and Trust Company, as Trustee, covering the part of its main line of railroad known as its Missouri Division, extending from the west bank of the Missouri River, in the State of North Dakota, to the east bank of the Yellowstone River, in the State of Montana, and all the lands granted by Congress pertaining thereto, and certain other property, to secure an issue of \$2,500,000 of its Forty-year Six Per Cent. Sinking Fund Bonds, under which mortgage bonds to the aggregate amount of \$1,776,000 of principal are now outstanding exclusive of any bonds called in for redemption for the Sinking Fund, but not actually redeemed:

A certain mortgage dated January 1st, 1881, executed by said Northern Pacific Railroad Company to the Central Trust Company of New York, as Trustee (hereinafter called its "General First Mortgage"), covering, as in said mortgage described, its lines of railroad and telegraph, and certain lands granted to it by Congress and rights under such grants, and all rolling stock and other property acquired for use in connection with its said railroad, and all its franchises, made to secure an issue of its Railroad and Land Grant General First Mortgage Sinking Fund Six Per Cent. Gold Bonds (hereinafter called "General First Mortgage bonds") at the rate of \$25,000 per mile of its main line of railroad and Cascade branch, under which mortgage bonds to the aggregate amount of \$16,142,000 of principal are now outstanding besides and in addition to (1) \$24,590,000 of said bonds received by the Railway Company/^{and} by it delivered to and pledged with The Mercantile Trust Company, Trustee under the Prior Lien mortgage hereinafter mentioned of the Railway Company, and (2) bonds now held in, or called in for redemption for, the Sinking Fund:

And Whereas, the railway and property of the St. Paul and Northern Pacific Railway Company has been conveyed or forthwith will be conveyed to the Railway Company subject (1) to a certain mortgage dated May 1st, 1877, executed by the Western Railroad Company of Minnesota to Charlemagne Tower and J. Fraley Smith, as Trustees, to secure an issue of \$500,000 of its bonds, under which mortgage there are now outstanding bonds to the aggregate amount of \$420,000 and (2) to a certain other mortgage dated June 1st, 1883, executed by said St. Paul and Northern Pacific Railway Company to Central Trust Company of New York, as Trustee, to secure an issue of \$10,000,000 of its bonds, under which mortgage there are now outstanding bonds to the aggregate amount of \$8,003,000:

And Whereas, the Railway Company has duly executed and delivered to The Mercantile Trust Company, as Trustee, a certain mortgage or deed of trust, bearing even date herewith