the railroad, property, rights and franchises or any part thereof heretofore belonging to The Union Pacific Railway Company, a Corporation formed by Articles of Union and Consolidation between the Union Pacific Railroad Company (a Corporation created under and by acts of Congress approved July 1-1862 and July 2 1864). The Kansas Pacific Railway Company, and the Denver Pacific Railway and Telegraph Company, which articles of union and Consolidation bear date January 24. 1880. and were filed in the department of the interior, of the United States at Washington, in the District of Columbia on or about January 26-1880. and including also power to execute bonds and mortgages for such sum or sums and payable at such times and places and drawing such rate of interest as its board of directors may deem proper, and to use such bonds, or any part thereof, in payment or part payment for property, to be purchased or acquired by it or the improvement or extension thereof upon such terms as its directors may deem expedient: and. Whereas, said The Union Pacific Railroad Company (the Corporation organized under the Acts of Congress of July 1-1862, and July 2-1864 and acts amendatory thereof) on or about the first day of November 1865, executed a mortgage or deed of trust of that date, whereby it conveyed to Edwin D. Morgan and Oaks Ames, as trustees and to their successors, all and singular its railroad, telegraphs, property and franchises in the said Mortgage described, extending from its eastern terminus in Council Bluffs, Iowa, to a point five miles west of Ogden, Utah. (hereinafter more fully described) to secure a certain issue of bonds of the said Railroad Company known as its first Mortgage bonds; and default having been made in the payment of the interest which became due on the said bonds, and of principal of said bonds, and the Conditions of the said mortgage having been broken, such proceedings were thereupon had in certain causes in equity for the foreclosure of said mortgage, pending in the United States Circuit Courts for the District of Nebraska, the Southern District of Iowa and the Districts of Wyoming, Colorado and Utah, respectively, in each of which causes F. Gordon Dexter, and Oliver Ames, Second, the substituted trustees under said mortgage, were complainants, and said The Union Pacific Railway Company (the corporation formed by Consolidation as aforesaid) and others were defendants, that under and pursuant to a decree of said Circuit Court of the United States for the district of Nebraska entered on the 29th