Railway Company, by its deed bearing date the nineteenth day of January 1900, sold and conveyed to the Railway Company, party of the first part hereto, all and singular the railroads and telegraph lines, estates, properties, rights, franchises and privileges of said The Denver and Santa-Fe Railway Company, which deed has been duly recorded in the counties of Pueblo, El Paso, Douglas and Arapahoe, in the State of Colorado; and whereas, such sales and conveyances of said railroads and telegraph lines, estates, properties, rights, franchises and privileges of said several companies were authorized by said General Mortgage, and by the terms of said General Mortgage the same immediately became and it now is a lien upon the property of said several companies so sold to the Railway Company with the same force and effect as if expressly conveyed by said General Mortgage; and the Railway Company has executed to said Union Trust Company of New York as trustee a certain instrument bearing date May 9th 1900, for the purpose of declaring subject to the lien of said General Mortgage and confirming and assuring unto the said Union Trust Company of New York as trustee under said General Mortgage, all the railroads and telegraph lines, with the rights, privileges and franchises pertaining thereto, and all the locomotives, engines, cars and other rolling stock and all other property which by this indenture are declared to be subject to the lien of said Adjustment Mortgage and are assured and confirmed unto the Trustee, party of the second part hereto, subject to the prior lien of said General Mortgage; and whereas said Adjustment Mortgage of the Railway Company contains provisions as follows viz: "It is further hereby particularly declared and agreed that nothing contained in this indenture shall prevent the consolidation or merger of any one or more of the companies, shares of the capital stock of which are subject to the lien of this indenture, with the Railway Company or with any other company of whose capital stock the Railway Company shall own not less than ninety-five per centum, or the sale of the property of any such company to the Railway Company or to any such other company; but such consolidation, merger or sale may be made under any laws to which such companies may then be subject. In the event of the consolidation or merger of any one or more of the said companies or their sale to the Railway Company, this indenture shall become and be a lien upon the property of the company so consolidated or merged with or sold to the Railway Company, with the same force and effect as if expressly conveyed by this indenture, subject, nevertheless, to the lien of said General Mortgage." "All lines of Railway and property of every kind and all interest therein, when and as and to the extent hereafter acquired, as herein provided, out of or from bonds or the proceeds of bonds secured by this indenture, or otherwise pursuant to the provisions hereof shall, without any further conveyance or assignment, immediately upon such acquisition, become and be subject to the lien of this indenture, subject to the prior lien of said General Mortgage as fully and completely as though now owned by the Railway Company, and expressly and specifically conveyed