

and security as the bonds theretofore or thereafter issued in accordance with the terms of this indenture.

Section 8. For every purpose of this indenture, including the execution, issue and use of any and all bonds hereby secured, the terms "Railroad Company" and "the Union Pacific Railroad Company" include and mean not only the party of the first part hereto, but also any such successor corporation. Every such successor corporation shall possess and form time to time exercise each and every right and power hereunder of the Union Pacific Railroad Company, party of the first part, in its name or otherwise.

Section 9. Any act or proceeding by any provision of this indenture to be done or performed by any board or officer of the Railroad Company shall and may be done and performed with like force by the like board or officer of any railroad corporation that shall at the time be such lawful sole successor of the Railroad Company.

Section 10. Except when otherwise indicated, the word "Trustee" or any other equivalent term, as is used in this indenture, shall be held and construed to mean the Trustee or Trustees, for the time being, whether original or successor, and the word "Trustee", "bond", "bondholder", and "holder" shall include the plural as well as the singular number, and the term "majority" shall signify "majority in amount".

Final Article.

Section 1. The Equitable Trust Company of New York, party here to of the second part, her-by accepts the trusts in this indenture declared and provided, and agrees to perform the same upon the terms and conditions hereinbefore set forth.

Section 2. In, to facilitate the recording of this indenture, the same may be simultaneously executed in twenty-five counterparts, each of which so executed shall be deemed to be an original; and such counterparts shall together constitute one and the same instrument.

IN WITNESS WHEREOF, UNION PACIFIC RAILROAD COMPANY, the party of the first part, has caused these presents to be signed and acknowledged by its President and its corporate seal to be hereunto affixed, and the same to be attested by its Secretary, and The Equitable Trust Company of New York, the party of the second part has caused these presents to be signed and acknowledged by its President and its corporate seal to be hereunto affixed, and the same to be attested by its Secretary as the day and year first above written.

UNION PACIFIC RAILROAD COMPANY,
By Edward H. Harriman, President

(Corp. Seal)

Attest: Alexander Millar, Secretary.

Signed, sealed and delivered
in presence of, Arthur B. Price
Daniel O Skinner.

The Equitable Trust Co of New York
By Alvin W. Krech, President.

(Corp. Seal)

Attest: Frederick W. Fulle, Secretary.

Signed, sealed and delivered
in presence of, Lyman Rhoads
Roland P. Jackson.

State of New York, County of New York, SS.

I George H. Corky, residing in the City, County and State of New York aforesaid, a Commissioner in the State of New York for the States of Iowa, Kansas, Missouri, Nebraska, Colorado, Wyoming and Utah respectively, duly appointed, qualified and commissioned by the Governors of said States respectively, and a Notary Public in and for the County of New York, duly appointed, qualified and commissioned, do hereby certify that on the 30th day of June A.D. 1908, before, personally appeared Edward H. Harriman, the President, and Alexander Millar, the Secretary, of the Union Pacific Railroad Company, party of the first part, and grantor in the foregoing instrument or mortgage deed, with whom I am personally acquainted and who are personally known to me and known to me to be such President and Secretary respectively, and personally known to me to be the same persons whose names are signed to the foregoing instrument or mortgage deed as such President and Secretary respectively, and they, for themselves and on behalf of said Union Pacific Railroad Company, on this day severally acknowledged to me that said Union Pacific Railroad Company executed said instrument or mortgage deed and that they signed, sealed and acknowledged the same as their own free and voluntary act and deed, and as the free and voluntary act and deed of the said Company for the uses and purposes therein set forth.

And the said Edward H. Harriman and Alexander Millar, being by me duly sworn, did severally depose and say that said Edward H. Harriman is and at the time of the execution of said instrument or mortgage deed was the President, and that the said Alexander Millar is and at the time of the execution of said instrument or mortgage deed was Secretary of said Union Pacific Railroad Company, the corporation named in the foregoing instrument; that such instrument was signed on behalf of said corporation and by authority of a resolution of its Board of Directors; that they knew the corporate seal of said Company; that the seal affixed to the foregoing instrument was and is the corporate seal of said Company, and that it was so affixed by the order of the Board of Directors of said Company, and that the said Edward H. Harriman signed the name of said Corporation and his name thereto as President, and the said Alexander Millar signed his name thereto as Secretary by like order of said Board of Directors; that the said instrument was signed, sealed and acknowledged for the uses and purposes therein set forth, and to the end that the same might be duly recorded; and that the same is made in good faith to secure the amount named therein, and without any design