

as may be necessary to the payment of such principal and interest due and unpaid on said bonds, and shall restore the residue thereof to the parties of the first part, it being expressly understood hereby that in no case shall any claim or advantage be taken of any valuation or appraisement or return of proceedings, or any process be applied or obtained by them to prevent such entry or sale as aforesaid.

And the said parties of the first part, hereby covenant for the consideration aforesaid to execute and deliver any further reasonable and necessary conveyance of the premises or any part thereof, to the said party of the second part, his successors in said trust and assigns for more fully carrying into effect the objects hereof, particularly for the conveyance of any property subsequent to this date acquired by the said parties of the first part and comprehended in the description contained in the premises. And said parties of the first part hereby covenant as aforesaid that the money borrowed for the purposes aforesaid upon the security of the said bonds shall be faithfully applied to the purchase and transportation of the Iron for said road and the expenses attending the same and for the purposes hereinbefore specified including the expenses attending said loan: and it is hereby mutually agreed and these presents are upon this express condition that on payment of the principal and interest of said bonds, the estate hereby granted to the said party of the second part shall be void and the right to the premises hereby conveyed shall revert to and revert unto the said parties of the first part without any acknowledgment of satisfaction, reconveyance, re-entry or other act. And it is also further mutually agreed that the said party of the second part, his successors in said trust and assigns, shall only be accountable for reasonable diligence in the management thereof; and shall not be responsible for the acts of any agent employed by him or them, when such agent is selected with reasonable discretion: and that said party of the second part his successors in said trust and assigns shall be entitled to receive proper compensation for even labor or service performed by him or them in the discharge of this trust in case he or they shall be compelled to take possession of said premises, or any part thereof or manage the same. And it is further mutually agreed that in case of the death, mental incapacity or resignation of the said party of the second part, all his estate, rights, interest, power and control in the premises shall be divested, cease, and determine: and the same shall from thenceforth for the purposes aforesaid be vested in, and all and singular the trusts and duties, hereinbefore enumerated shall devolve upon John A. Stevens Esquire of New York, without any other further assent or conveyance of or for the same. And in case of the death, mental incapacity or resignation of the said John A. Stevens after the trust hereby created shall have devolved upon him, the said parties of the first part, shall or in their default to take proceedings therefor for thirty days the holders of a majority of said bonds may apply to the Supreme Court of the State of Virginia sitting in any County of said State to appoint a New trustee being a resident of the City of New York to supply his place: and thereupon such New trustee shall become vested for the purposes aforesaid with all the rights and interest hereby conveyed to or vested in the said party of the second part without any assent or conveyance for the same: but if the same shall be necessary both or either of the parties hereto shall execute any necessary releases or conveyances for that purpose. In witness whereof the parties of the first part have caused their corporate seal to be hereunto affixed, and the same to be subscribed by their President, and the

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