

these under us though they had all been made, executed, and
 delivered simultaneously on the day of the date of said mortgage.
 And Whereas the meeting of the board of directors of the party of the first
 part, duly called and held subsequently to such meeting of the stockholders
 of the party of the first part, and on the same day the following resolu-
 tions were adopted, that is to say: Whereas it is necessary that this
 company in order to comply with the terms of its organization should
 create and issue its bonds amounting in the aggregate to \$1,000,000 and
 secure the payment of the same by a mortgage of its real property and
 franchises, to be known as the general mortgage. Now Therefore it is
 Resolved, That in pursuance of and by virtue of the provisions of its
 charter, in pursuance of the resolution of the stockholders of the
 company passed this day, and all other proper and authority, in
 it vested, the Norfolk and Western Railroad Company, for the purpose
 aforesaid, shall make, execute and deliver to the Fidelity Insurance,
 Trust and Safe Deposit Company of the city of Philadelphia, a
 deed of trust or mortgage of all the line of road, property, and
 franchises of the company, which mortgage shall be known as
 the general mortgage, and shall be and is hereby declared to be
 a continuing lien to secure the full and final payment of all the
 bonds which may from time to time be created, issued and negoti-
 ated under the security of the same, so that however the total amount
 so created, issued and negotiated shall not at any one time exceed
 in the aggregate eleven millions (\$11,000,000) dollars that is to say,
 as well the eleven millions (\$11,000,000) dollars of bonds already issued
 as those which may be made and issued from time to time after
 payment of the whole or any portion thereof, or of any subsequent
 issues or issues, but never to exceed at any one time eleven
 millions (\$11,000,000) dollars and to include, said bonds to be either
 of the denomination of \$1000 in gold coin of the United States and 100
 Sterling law of money of Great Britain and of such other denom-
 inations as may be determined, to be numbered consecutively
 from one upwards and of such form, tenor, and effect as the
 company may by their board of directors determine at the time
 of the issue thereof respectively, bearing interest at a rate not
 exceeding six per centum per annum, and the said deed of trust
 or mortgage shall be for the benefit and security of and in trust
 for the holder of the said bonds, without preference or priority, as
 distinction as to lien or otherwise of any and all such bonds, and
 so that such and all of the said bonds to be issued as aforesaid shall
 have the same right, lien, and privilege under and by the said
 mortgage, and shall be all equally secured thereby, with like effect
 as the right they have all been made, executed, delivered and negoti-
 ated should have been, on the date of the said mortgage to secure
 the payment of the same. And Whereas, the Norfolk and Western
 Railroad Company, in pursuance of said resolution, has issued
 and is about to issue a series of eleven thousand bonds for \$1000 each
 to be known as the First Series, and for the purpose of securing
 the payment of all the bonds of the said series and all other