

61383

EXECUTED IN THE  
WHICH THIS IS CERTIFICATE No. 36SATISFACTION OF MORTGAGE

WHEREAS, by that certain First and Refunding Mortgage dated as of August 1, 1944 (said First and Refunding Mortgage, as thereafter supplemented and amended, being hereinafter referred to as the "Mortgage") between Central Pacific Railway Company (the "Company"), Southern Pacific Company and The First National Bank of the City of New York (the "Trustee", to which Citibank, N. A. is successor Trustee), which has been recorded in the offices of the County Recorders of Klamath County, Oregon, in Volume 90, of Mortgages, page 1; Lane County, Oregon, in Book 134, pages 274-358, of Mortgage Records; Washoe County, Nevada, in Volume 73 of Mortgages, page 543; Storey County, Nevada, in Book P of Mortgages, pages 15-96; Lyon County, Nevada, in Book Q of Mortgages, page 520; Churchill County, Nevada, in Book 18 of Mortgages, page 382; Pershing County, Nevada, in Book 2 of Real Estate and Chattel Mortgages, page 149-209; Humboldt County, Nevada, in Book Q of Mortgages, page 489; Lander County, Nevada, in Book 8 of Mortgages, page 525; Eureka County, Nevada, in Liber G of Mortgages, page 345; Elko County, Nevada, in Book 17 of Real Mortgages, pages 263-310; Box Elder County, Utah, in Book 59 of Mortgages, page 1; Siskiyou County, California, in Volume 171 of Official Records, page 276; Modoc County, California, in Liber 59 of Official Records, page 210; Yuba County, California, in Volume 87 of Official Records, page 151; Alameda County, California, in Liber 4646 of Official Records, page 307; San Joaquin County, California, in Volume 908 of

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Official Records, page 241; Santa Clara County, California, in Volume 1238 of Official Records, page 288 et seq.; Stanislaus County, California, in Volume 812 of Official Records, page 297; Merced County, California, in Volume 795 of Official Records, page 243; Madera County, California, in Volume 352 of Official Records, page 326 et seq.; Fresno County, California, in Volume 2224 of Official Records, page 162 et seq.; Tulare County, California, in Volume 1109 of Official Records, page 282; Sacramento County, California, in Book 1114 of Official Records, page 221; Placer County, California, in Book 453 of Official Records, page 1; Nevada County, California, in Book 91 of Official Records, page 14 et seq.; Sutter County, California, in Book 213 of Official Records, page 2; Butte County, California, in Volume 345 of Official Records, page 1; Tehama County, California, in Liber 160 of Official Records, page 46; Shasta County, California, in Volume 225 of Official Records, page 141; Contra Costa County, California, in Volume 810 of Official Records, page 94; Sierra County, California, in Liber T of Mortgage Records, page 22; City and County of San Francisco, California, in Volume 4175 of Official Records, page 216; Lake County, Oregon, in Book 33 of Records of Real Estate Mortgages, page 175; and Lassen County, California, in Book 35 of Official Records, page 1, the Company conveyed to the Trustee its property as therein described, then owned

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or thereafter acquired for the purpose of securing bonds, Series A, authorized thereunder in the aggregate principal amount of not to exceed \$32,604,000, payable on the first day of August, 1974; and

WHEREAS, by that certain Supplemental Indenture dated as of February 1, 1948 between the Company, Southern Pacific Company and the Trustee, which has been recorded in the offices of the County Recorders of City and County of San Francisco, California, in Volume 4800 of Official Records, page 280; Lassen County, California, in Volume 44 of Official Records, page 104; San Mateo County, California, in Volume 1456 of Official Records, page 434; Contra Costa County, California, in Volume 1190 of Official Records, page 471; Modoc County, California, in Liber 73 of Official Records, page 479; Merced County, California, in Volume 873 of Official Records, page 13; Placer County, California, in Book 261 of Official Records, page 270; San Joaquin County, California, in Volume 1113 of Official Records, page 284; Nevada County, California, in Book 125 of Official Records, page 397 et seq.; Siskiyou County, California, in Volume 225 of Official Records, page 40; Shasta County, California, in Volume 292 of Official Records, page 19; Tehama County, California, in Liber 192 of Official Records, page 481; Sutter County, California, in Book 273 of Official Records, page 188; Madera County, California, in Volume 449 of Official Records, page 369; Santa Clara County, California, in Volume 1596 of Official

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Records, page 475; Yuba County, California, in Volume 121 of Official Records, page 74; Sierra County, California, in Liber U of Mortgages, page 151; Fresno County, California, in Volume 2608 of Official Records, page 401 et seq.; Tulare County, California, in Volume 1296 of Official Records, page 297; Stanislaus County, California, in Volume 938 of Official Records, page 327; Butte County, California, in Volume 456 of Official Records, page 111; Alameda County, California, in Book 5350 of Official Records, page 361; Sacramento County, California, in Book 1472 of Official Records, page 510; Weber County, Utah, in Book 290 of Mortgages, page 82; Box Elder County Utah, in Book 63 of Mortgages, page 377; Washoe County, Nevada, in Volume 75 of Mortgages, page 30 et seq.; Lyon County, Nevada, in Book S of Mortgages, page 415; Churchill County, Nevada, in Book 21 of Mortgages, page 339; Pershing County, Nevada, in Book 4 of Real Estate Mortgages, page 509; Humboldt County, Nevada, in Book S of Mortgages, page 291; Lander County, Nevada, in Book 8 of Mortgages, page 598; Eureka County, Nevada, in Liber H of Mortgages, page 135; Elko County, Nevada, in Book 18 R/M, page 628; Mineral County, Nevada, in Book 5 of Real Mortgages, pages 29-43; Storey County, Nevada, in Book P of Mortgages, page 205; Klamath County, Oregon, in Volume 118 of Mortgages, page 149; Lane County, Oregon, in Book 176, Mortgage Records, pages 258-287; and Lake County, Oregon, in Book 36, Records of Real Estate Mortgages, page 188, the Company conveyed to the Trustee its property as therein described, then owned or thereafter acquired for the

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purpose of securing bonds, Series B, authorized thereunder in the aggregate principal amount of not to exceed \$37,396,000, payable on the first day of February, 1968; and

WHEREAS, by that certain Supplemental Indenture dated August 1, 1955 between the Company, Southern Pacific Company and the Trustee, the Company issued bonds, Series C, in the aggregate principal amount of \$25,190,000, payable on the first day of August, 1984, to reimburse its treasury in part for expenditures out of income for additions and betterments to its properties pursuant to the terms and provisions of Article Two of the Mortgage; and

WHEREAS, by that certain Supplemental Indenture dated June 30, 1959 between Southern Pacific Company and the Trustee, which has been recorded in all appropriate jurisdictions, Southern Pacific Company (hereinafter called the Delaware Company), a Delaware corporation, became the corporate successor of, and was substituted for, the Company under the Mortgage, assumed payment of the principal and interest on all bonds issued under, and secured by, the Mortgage and assumed the performance of all covenants and conditions of the Mortgage therein provided to be performed by the Company; and

WHEREAS, by that certain Supplemental Indenture dated August 14, 1963 between the Delaware Company and the Trustee, the Delaware Company issued bonds, Series C, in

the aggregate principal amount of \$12,213,000, payable on the first day of August, 1984, to reimburse its treasury in part for expenditures out of income for additions and betterments to its properties pursuant to the terms and provisions of Article Two of the Mortgage; and

WHEREAS, pursuant to the Merger Agreement dated February 20, 1969 between the Delaware Company and Southern Pacific Transportation Company ("SPTC"), the Delaware Company was, on November 26, 1969, merged into SPTC; and

WHEREAS, by that certain Supplemental Indenture dated as of November 26, 1969, between SPTC and the Trustee, SPTC assumed the due and punctual payment of the principal of, and interest on all bonds theretofore issued and authenticated under the Mortgage and assumed the due and punctual performance and observance of all covenants and conditions of the Mortgage; and

WHEREAS, pursuant to the provisions of Section 2 of Article Twelve of the Mortgage, SPTC has either acquired and surrendered for cancellation to the Trustee, all the aforementioned Series A and B bonds and coupons issued under or secured by the Mortgage or deposited with the Trustee an amount equal to the entire amount due or to become due thereon for principal and interest together with all sums payable by SPTC under the Mortgage; and

WHEREAS, the aforementioned Series C bonds were surrendered to the Trustee for cancellation and cremation; and

WHEREAS, the Trustee has been requested by SPTC pursuant to Section 2 of Article Twelve of the Mortgage to execute, deliver and record an instrument cancelling and discharging the lien of the Mortgage and such instruments as shall be sufficient to enable SPTC to enter satisfaction of the Mortgage upon the record, and to quitclaim, reconvey, reassign and release all of the property, both real and personal, mortgaged and pledged under the Mortgage.

NOW, THEREFORE, in compliance with said request and in view of the full compliance by SPTC with all the terms and conditions of the Mortgage, the undersigned, Citibank, N.A., as successor Trustee, does hereby certify that the Mortgage and all supplements thereto are satisfied and does hereby consent that all of the same be discharged of record and, in consideration of the premises does hereby release and forever discharge the Mortgage and all supplements thereto and does hereby reconvey and transfer, remise, release and forever quitclaim all the rights, title and interest which it, as successor Trustee as aforesaid, acquired by virtue of said Mortgage and all supplements thereto, without warranty of title or other warranty, in and to

the property, real, personal and mixed, tangible and intangible, rights, franchises, and privileges to SPTC and to its successors and assigns forever.

IN WITNESS WHEREOF, Citibank, N.A., as successor Trustee, as aforesaid, has caused these presents to be duly executed by one of its Senior Trust Officers thereunto duly authorized, and its corporate seal to be hereunto affixed and duly attested by one of its Trust Officers thereunto duly authorized under its corporate seal, this 14th day of May, 1976.

CITIBANK, N.A.,  
as Trustee as aforesaid

By [Signature]  
Senior Trust Officer

Attest: [Signature]  
Trust Officer

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STATE OF NEW YORK }  
COUNTY OF NEW YORK } SS:

On the 4th day of May, 1976, before me personally came R. JAMES DeROSE, to me known, who being by me duly sworn, did depose and say that he resides at 354 Grosvenor St., Douglas Manor, N.Y. 11393; that he is a Senior Trust Officer or CITIBANK, N.A., one of the corporations described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument bearing the name of said corporation is such corporate seal; that it was so affixed by authority of the Board of Directors of said corporation; and that he signed his name thereto by like authority.

Carmelina Mills  
Notary Public  
In and for the County of New York  
State of New York

CARMELINA MILLS  
Notary Public, State of New York  
No. 43-7957850  
Qualified in Richmond County  
Cert. filed in New York County  
Term Expires March 30, 1978



RECORDED AT THE REQUEST OF Southern Pacific Company  
on May 27, 19 76, at 00 mins. past 2 P.M. In  
Book 55 of OFFICIAL RECORDS, page 38-46, RECORDS OF  
EUREKA COUNTY, NEVADA. WILLIS A. DePAOLI Recorder  
File No. 61383 Fee \$ 11.00

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