

and behalf of themselves and their successors, to be kept and performed, doth hereby assign, transfer and make over unto the party hereto of the second part, and their successors, the said hereinbefore recited agreement, and all the rights, privileges, powers, franchises and authority therein contained and conferred, and all the right, property and interest of him, the said party hereto of the first part in and to the same, for and during the full term of thirty years therein mentioned and expressed; to have, enjoy, and take the same and any part thereof in as full and ample a manner in every respect as the same could be exercised and enjoyed by the party hereto of the first part.

PROVIDED ALWAYS, AND THESE PRESENTS ARE UPON THIS EXPRESS CONDITION, That the party hereto of the second part, and their successors, shall, from time to time, and at all times hereafter, strictly abide by, observe, and carry out in good faith, all the conditions, stipulations, clauses and provisos contained in the said recited agreement, and shall strictly keep and perform all and every of the covenants, agreements and conditions expressed and implied therein, and all acts, matters and things to be done, performed and kept by the party hereto of the first part, under and by virtue of the said agreement, according to the spirit, true intent and meaning of the same; and that they and their successors shall not at any time contravene any of the rules or regulations for the construction, repairing, maintaining or operating the Street Railway as therein mentioned, or the repairing or maintaining the streets over or on which the same shall pass; and that they shall at all times obey, observe and abide by all by-laws of the said City, made or to be made in reference thereto; and secondly, that they and their successors shall from time to time do and perform all acts, matters and things, which the party hereto of the first part, under and by virtue of the said resolutions, agreement and by-law, ought of right and duty to do.

And the parties hereto of the second part, for themselves and their successors, do hereby covenant, promise and agree to and with the said party hereto of the first part, his executors, administrators and assigns, in manner following, that is to say: That they and their successors shall, from time to time, and at all times hereafter during the continuance of the said term of thirty years in the said agreement mentioned, duly and faithfully perform, keep, conform to, abide by and carry out according to the true intent, spirit and meaning thereof, all and every of the covenants, agreements and conditions expressed or implied, and all acts, matters and things to be done, performed and kept by the said party hereto of the first part, under and by virtue of the said recited agreement; and that they the parties of the second part, and their successors, shall not at any time hereafter contravene any of the rules or regulations contained therein for the construction, repairing, maintaining or operating the said Street Railways; and that they shall at all times obey, abide by, and keep all by-laws of the said City, made or to be made, in reference thereto; and secondly, that they and their successors shall at all times do and perform all acts, matters and things, which the said party hereto of the first part, under and by virtue of the said recited resolutions, agreement and by-law or otherwise howsoever, would be in duty bound to do, for the convenience, comfort