

WHEREAS, all conditions and requirements necessary to make this Twelfth Supplemental Indenture a valid, binding and legal instrument have been done, performed and fulfilled, and the execution and delivery hereof have been in all respects duly authorized;

NOW, THEREFORE, THIS INDENTURE WITNESSETH:

That, in consideration of the premises and of the mutual covenants herein contained and of the sum of One Dollar duly paid by the Trustee to the Company at or before the time of the execution of these presents, and of other valuable considerations, the receipt whereof is hereby acknowledged, and in order further to secure the payment of the principal of and interest and premium, if any, on all Bonds at any time issued and outstanding under the Original Indenture as amended by all indentures supplemental thereto (hereinafter sometimes collectively called "the Indenture") according to their tenor, purpose and effect, and to declare certain terms and conditions upon and subject to which Bonds are to be issued and secured, the Company has executed and delivered this Supplemental Indenture, and by these presents grants, bargains, sells, warrants, aliens, releases, conveys, assigns, transfers, mortgages, pledges, sets over and ratifies and confirms unto Harris Trust and Savings Bank, as Trustee, and to its successors in trust under the Indenture forever, all and singular the following described properties (in addition to all other properties heretofore specifically subjected to the lien of the Indenture and not heretofore released from the lien thereof), that is to say:

#### FIRST.

All and singular the rents, real estate, chattels real, easements, servitudes, and leaseholds and other interests in real estate of the Company hereinafter enumerated, or which, subject to the provisions of Article XII of the Original Indenture, the Company may hereafter acquire, including among other things, the following property located in the State of Kansas, together with all improvements of any type located thereon:

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#### PARCELS OF REAL ESTATE

The following described parcels of real estate, all of which are located in the State of Kansas in the respective counties hereinafter specified:

#### BROWN COUNTY

*Office Building Site:* The East one-half of Lot Seventy-nine (79) and the West Twenty-four feet (W 24 ft.) of Lot Seventy-seven (77) on Oregon Street, in the City of Hiawatha.

#### LEAVENWORTH COUNTY

*Service Center Site:* A part of the Southwest quarter of Section One (1), Township Nine (9), Range Twenty-two (22) beginning forty (40) rods South of the center of said quarter section, running thence South Twenty (20) rods, thence West forty (40) rods, thence North twenty (20) rods, thence East forty (40) rods to the place of beginning, containing five (5) acres, more or less, excepting Railroad Right of Way.

*Electric Substation Site:* Lots numbered Twenty-four (24), Twenty-five (25), Twenty-six (26), and Twenty-seven (27) in Block numbered Four (4), Stockton's Subdivision of the City of Leavenworth.

#### MARSHALL COUNTY

*Electric Substation Site:* A tract of land in the Southwest corner of the Northwest Quarter of the Northwest Quarter (NW 1/4 NW 1/4) of Section Five (5), Township Three (3) South, Range Ten (10) East of the Sixth Principal Meridian, described as follows: Beginning at the Southwest corner of the NW 1/4 of the NW 1/4 of said Section 5, and running thence East 150 feet, thence North 150 feet, thence West 150 feet, thence South 150 feet to the place of beginning.

#### SECOND.

Also all transmission and distribution systems used for the transmission and distribution of electricity, steam, water, gas and other