This Indenture, Made this first day of July A.D. 1889, by and between The Kansas City, Wyandotte & Northwestern Railroad Company, a corporation created and existing under and by virtue of the laws of the State of Kansas, party of the first part, and the New York Security and Trust Company, of New York, a corporation created and existing under and by virtue of the laws of the State of New York, mortgagee and trustee, party of the second part, witnesseth:

K. C. W. & N. W. R. R. Co. of Kansas to New York Security & Trust Co. of New York.

Whereas, The party of the first part is the owner of and is operating, a line of railroad constructed and in process of construction, extending from Kansas City, in the County of Wyandotte and State of Kansas, in a northwesterly direction through said County of Wyandotte and the Counties of Leavenworth, Jefferson, Jackson, Nemeha and Marshall, in the State of Kansas, to a point on the northern boundary line of said State; also extending from the City of Leavenworth, in the County of Leavenworth, in the State of Kansas, in a southerly direction through said County of Leavenworth; thence to the City of Olathe, in the County of Johnson, also extending from the town of Tonganoxie in Leavenworth County, in a southwesterly direction to the City of Lawrence; thence through the Counties of Douglas, Shawnee, Osage, Lyon, Chase, Greenwood, Butler and Sedgwick to the City of Wichita, in said last named County and all in the State of Kansas and of the estimated length in the aggregate of three hundred and sixty miles or thereabouts, and

K. C. W. & N. W. R. R. Co. owns railroad constructed and in process of construction from Kansas City northwesterly to Nebraska State line; also from Leavenworth Kansas, southerly, to Olathe Kansas; also from Tonganoxie, Kansas, southwesterly, to Lawrence Kansas; thence to Wichita, Kansas; estimated length, 360 miles.

Whereas, The Railroad of the said Railroad Company is encumbered by a mortgage, bearing date the second day of January 1888, executed by said Railroad Company to The Farmers Loan and Trust Company, of New York, securing bonds mentioned and described in said mortgage, issued and to be issued by the Railroad Company, in denominations of One Thousand Dollars each, as provided in said mortgage, the aggregate amount of said bonds being limited to Three Million Seven Hundred and Fifty Thousand Dollars, and

R. R. heretofore mortgaged.

Whereas, For the purpose of redeeming and retiring said outstanding bonds, and for the purpose of completing, furnishing, equipping and operating said railroad, and for the purpose of creating, purchasing, acquiring, leasing, equipping and operating branches, extensions, connecting lines, and such other railroads as may be authorized by law, the party of the first part is desirous of borrowing money, and has resolved to ex-

R. R. desires to borrow money for divers purposes named and has resolved to retire old bonds and issue new.