

This Indenture made this 29th day of July A. D. 1891, by and between the Kansas Water and Sight Company, a corporation duly organized and existing under and in pursuance of the laws of the State of Kansas, party of the first part, and the Knickerbocker Trust Company of the State of New York, a corporation duly organized and existing under and in pursuance of the laws of the State of New York as Trustee, hereinafter called the Trustee, party of the second part, Witnesseth:

That Whereas, the said Kansas Water and Sight Company, party of the first part, heretofore made and executed to the American Loan and Trust Company as Trustee, party of the second part, its certain Mortgage or Deed of Trust, bearing date of 1st day of October, 1889, and securing payment of certain bonds of said Company.

And Whereas, the said American Loan and Trust Company has been declared insolvent and is incapable of longer acting as Trustee, under and in pursuance of said Mortgage, and the Knickerbocker Trust Company has been selected by the majority of the bond-holders of the bonds of the party of the first part, as successor Trustee, pursuant to Section Eleven of said Mortgage and said appointment has been duly confirmed by order of the Supreme Court, dated July 28, 1891.

Now This Indenture Witnesseth, that the said party of the first part, in consideration of the premises and of the sum of One Dollar lawful money of the United States of America, to it in hand paid by said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained, sold, assigned, set over, released, conveyed and confirmed, and by these presents does grant, bargain, sell, assign, set over, release, convey and confirm, to said Knickerbocker Trust Company Trustee, party of the second part, its successor or successors, all and singular the property described in said Mortgage aforesaid and upon which said Mortgage is at present a lien subject to the conditions and terms of said Mortgage or Deed of Trust.

And the Knickerbocker Trust Company, party of the second part, accepts such trust pursuant and under the terms and conditions of said Mortgage or Deed of Trust aforesaid, of which it is mutually agreed by and between the parties hereto, a printed copy shall be hereunto attached and made part hereof.

In Witness Whereof said party of the first part has caused its corporate name to be hereunto subscribed by its President, and its corporate seal to be hereto affixed, attested by its Secretary, and the said Trustee, party of the second part, has caused its corporate name to be hereunto subscribed by its President, and its corporate seal affixed, attested by its Secretary on the day and year first above written. —

— Executed in duplicate —

Kansas Water & Sight Co.

by Charles Whann President.