

prescribed and authorized by the resolutions aforesaid, and holds the same to be authenticated and disposed of in accordance with the provisions and requisitions of said resolutions and as authorized by law;

Now this Indenture Witnesseth, That the said party of the first part, for the purpose of securing the payment of the principal and interest of the said bonds, when and as the same shall become due and payable, according to the tenor and effect of said bonds so made and executed, and 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 the said party of the second part at the time of the execution and delivery of these presents, 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 unto the said party of the second part and to its successor or successors in the trust hereby created and to its, his or their assigns, all and singular the entire property of the Kansas Water and Light Company, including all rights, powers, privileges and franchises which may have been granted to or conferred upon said party of the first part by the State of Kansas, the City of Paola, the City of Lawrence, or any other place in the State of Kansas, or which may hereafter be so granted or conferred, together with all estate and property, real, personal or mixed, now owned, or which may hereafter be acquired by the party of the first part situated in the City of Paola, the City of Lawrence, or any other city in said State of Kansas, and all erections and buildings, all machinery, engines, reservoirs, pumps, wells, pipes and other constructions, tools, implements and fixtures of every kind and nature, made, manufactured, constructed, built, laid, purchased, or in any way acquired in or about the construction, maintenance and operation of said water works, gas, and electric light plant, or machinery in the cities aforesaid, and all the income, rents, profits, emoluments and moneys derived from said water works, gas and electric light works, including any sum or sums of money which may be paid by the said cities or either or any of them, under and by virtue of any contract with either of them, and including any revenues from any other sources whatsoever;

To have and to hold the said above described premises, property, rights, franchises and appurtenances unto the said Trustee, its lawful successor or successors and assigns forever,

In Trust Nevertheless, it being expressly covenanted and agreed, by and between the parties hereto, the said party of the first part covenanting as well for itself as for its successor, successors and assigns, and the party of the second part covenanting as well for itself, as for its successor, successors or assigns, that the above described premises, property, rights, franchises and appurtenances are to be had and holden by the said party of the second part upon, and for the trusts, uses and purposes following, that is to say: