

This Indenture, Made and entered into this 27th day of January AD 1894, by and between The Kansas Water and Light 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 American Debenture Company, a corporation duly organized and existing under and in pursuance of the laws of the State of West Virginia, as Trustee upon certain trusts hereinafter specified and provided, party of the second part.

Witnesseth: Whereas, said party of the first part heretofore, to-wit, on the 29th day of October AD 1892, made and executed its one hundred bonds of one thousand dollars each, and duly delivered the same, and the same are now outstanding and negotiated; and

Whereas, To secure said bonds, both principal and interest, the said Kansas Water and Light Company did, on said 29th day of October AD 1892, make, execute and deliver to said The American Debenture Company above named, as Trustee, its certain mortgage or deed of trust; and

Whereas, It may be doubtful whether said last mentioned mortgage or deed of trust conveyed the water plant and property of said Kansas Water and Light Company in the cities of Paola and Lawrence, Kansas, although it was intended so to do; and

Whereas, At a meeting of the stockholders of said The Kansas Water and Light Company, held at Paola Kansas on the 27th day of January 1894 duly and legally called and held, the following resolutions were unanimously adopted:

Whereas, This Company heretofore, to-wit, on the 29th day of October, AD 1892, made and executed its one hundred bonds of one thousand dollars each, and secured the same by a mortgage or deed of trust on the property of this Company, to The American Debenture Company as Trustee; and

Whereas, said one hundred bonds are all outstanding, and negotiated, and

Whereas, In making said mortgage and in describing the property of this Company, it is claimed that there was omitted from such description a sufficient description of the water works property and plant of this Company in the cities of Paola and Lawrence, Kansas; and

Whereas, It was intended to include all such property in said mortgage or deed of trust and subject the same to the lien thereof;

Therefore, Resolved, That the Directors of this Company be and they are hereby authorized and instructed to execute and deliver a supplemental mortgage to The American Debenture Company, mortgaging and conveying all said water plant and property to the said The American Debenture Company, for the uses and trusts, and to be subject to the grants, agreements and stipulations in said original mortgage contained.

And Whereas, At a meeting of the Board of Directors of said Kansas Water