

Indenture, made the 30th day of October, A.D. 1906, between The Southern Kansas Railway Company, a corporation organized under the laws of the State of Kansas, party of the first part; John J. McCook and George R. Peck as trustee under the mortgage first below recited, parties of the second part; The Atchison, Topeka and Santa Fe Railway Company, a corporation created and existing under the laws of the State of Kansas (hereinafter termed the "Atchison Company"), party of the third part; and Union Trust Company of New York, a corporation created and existing under the laws of the State of New York (hereinafter termed the "Union Trust Company"), as trustee under the General Mortgage hereinafter described, party of the fourth part. Whereas, Kansas City, Lawrence and Southern Railroad Company executed its certain mortgage or deed of trust termed its first mortgage, dated April 1st A.D. 1879 to Nathaniel Thayer, James H. Blake and Francis Bartlett, as trustees to secure certain bonds in said mortgage described, of which bonds there are now outstanding bonds for the aggregate principal sum of \$2,740,000 and said Nathaniel Thayer and said James H. Blake, having died and said Francis Bartlett having resigned as such Trustees, George C. Magoun, John J. McCook and George R. Peck were appointed as successor Trustees under said mortgage in accordance with the provisions thereof; and said George C. Magoun having died, said John J. McCook and said George R. Peck are now the surviving trustees under said mortgage dated April 1st A.D. 1879; and Whereas, on or about December 15, 1880, said Kansas City, Lawrence and Southern Railroad Company was consolidated with Sumner County Railroad Company and Southern Kansas and Western Railroad Company and thereby Kansas City, Lawrence and Southern Kansas Railroad Company was formed and became vested with the railroad and property of said Kansas City, Lawrence and Southern Railroad Company subject to its said mortgage dated April 1st A.D. 1879; and on or about July 16, 1883, said Kansas City, Lawrence and Southern Kansas Railroad Company was consolidated with Ottawa & Burlington Railroad Company and Kansas City and Platte Railroad Company, and thereby Southern Kansas Railway Company was formed and became vested with the railroad and property formerly of said Kansas City, Lawrence and Southern Railroad Company, subject to its said mortgage dated April 1st A.D. 1879; and on or about April 16, 1885, said Southern Kansas Railway Company was consolidated with the Kansas Southern Railway Company, Kansas City and Emporia Railroad Company and the Harper and Western Railroad Company and thereby the