Indenture made the 30th day of October, A.D. 1900, between Kansas City, Topeka and Western Railroad Company, a corporation organized under the laws of the State of Kansas, party of the first part; Lucius G. Pratt as trustee under the mortgage first below recited, party 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, the party of the first part executed its certain mortgage or deed of trust termed its Income Mortgage, dated October 26th A.D. 1875 to Lucius G. Pratt, as trustee to secure certain bonds of said party of the first part, in said mortgage described, of which bonds there are now outstanding bonds for the aggregate principal sum of $200,000, and said Lucius G. Pratt is now the trustee under said mortgage dated October 26th A.D. 1875; and Whereas, the Atchison Company owns all said outstanding bonds, but the same have been pledged with and are now held by the Union Trust Company, as Trustee under a certain mortgage or deed of trust dated December 12, 1895 (herein termed "General Mortgage") executed by the Atchison Company to said Union Trust Company as trustee, to which General Mortgage reference is hereby made, and whereas, the party of the first part, by its deed dated February 15th A.D. 1899 sold and conveyed to the Atchison Company all and singular its railroads, telegraph lines, estates, properties, rights, franchises and privileges, subject, however, to the lien of said above-recited mortgage executed by the party of the first part; and whereas, by the terms of said General Mortgage of the Atchison Company the railroad and property formerly of said party of the first part have become subject to the lien of said General Mortgage, and the Atchison company has executed an instrument of further assurance, dated May 9, 1900, expressly subjecting said railroad and property to the lien of said General Mortgage; and whereas, the party of the first part and the Atchison Company, by these presents, agree with and warrant to the Union Trust Company, as trustee under said General Mortgage, that the railroad and property formerly of the party of the first part have been vested in the Atchison Company and subjected to the lien of said General Mortgage, free from any charge or lien prior thereto, except bonds of the party of the first part pledged with said Union Trust Company, as trustee under said General Mortgage, and that said deed of the party of the first part, said General Mortgage, and said instrument of further assurance, respectively, have been duly recorded in each County in which any part of said railroad and property formerly of said party of the first part is located; and Whereas, said General Mortgage of the Atchison Company provides, among other things, as follows: "Whenever the railroad and property of any other company shall be vested in the Railway Company and subjected to the lien of this