

erected at and upon the east end of the south wall of the flume running from the south end of the dam across the Kansas River, at said city of Lawrence, Douglas County, Kansas, and all buildings hereafter to be erected by and for the use of said party of the first part in connection with its said business, together with all the appurtenances thereunto belonging, together with all poles, electric wires, services and every appurtenance whatsoever thereto belonging in the state of Lawrence or elsewhere in said city, also their office building situated on the West Twenty-two and one third (22- $\frac{1}{3}$) of the East Ninety-two (92) feet of lot number Forty-five (45) New Hampshire Street in the city of Lawrence and all other property belonging to or which may hereafter belong to the said party of first part, including all dynamos and other machinery, means and appliances of every name and nature and all other 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 said city of Lawrence and now used and hereafter to be used by it in operation of its said electric light works which it may hereafter claim and acquire, together with all franchises now owned or hereafter acquired from whatever source derived, of the party of the first part, connected with or useful to its said electric light works.

To Have and To Hold the premises above mentioned and each and every part thereof, privileges, grants, franchises, appurtenances and rights of the party of the first part, unto the said parties of the second part, his successor or successors, forever, for the use and purpose of securing the payment of the said bonds and interest thereon according to the tenor and effect thereof, in trust, nevertheless, for the equal pro rata benefit and security of all of the holders of any of the above mentioned bonds without any preference or priority of one bond over another no matter in which series it may be; or the number which it may bear, it being clearly understood that each bond in series A and series B is equally secured by this indenture, with all other bonds without regard to series or number.

It is herein expressly provided that in case of the death of the party of the second part, his inability to act, removal from state or for any legal cause, the party of the second part cannot properly execute this trust, then on