

a majority in amount of the bonds, shall deem such appointment expedient for any cause. Any notice, request, waiver, consent or other instrument or writing required by this indenture to be signed or executed by the bondholders may be in any number of concurrent instruments of similar tenor, and may be signed or executed by such bondholders in person or by agent appointed in writing. Proof of the execution of any such instrument or writing or of the appointment of any such agent, and of the holding by any person of the bonds transferable by delivery, shall be sufficient for any purpose of this indenture, and shall be conclusive in favor of the Trustees with regard to due action by them or either of them under such request or other instrument, if made in the following manner:

The fact and date of the execution by any person of any such notice, request or other instrument in writing may be proved by the certificate of any notary public or other officer authorized to take acknowledgements of deeds to be recorded in the States of Kansas or Illinois, that the person signing such notice, request or other instrument or writing acknowledge to him the execution thereof, or by an affidavit of a witness to such execution sworn to before any such officer.

The amount of bonds transferable by delivery, held by any person executing any such request or instrument as a bondholder, and the face amounts, series and issue numbers of the bonds held by such person, and the date of his holding the same, may be proved by a certificate executed by any responsible trust company, bank, bankers or other depository, in a form approved by the Corporate Trustee, showing that at the date therein mentioned such person had on deposit with such depository the bonds described in such certificate.

The foregoing provisions of this Article XXII shall not be construed to abrogate, modify or affect any of the exemptions or right of the Trustees set out in Article XXI of this indenture.

Article XXIII.

Upon the payment in full of the principal of all of the bonds issued hereunder and the interest thereon, in accordance with the terms thereof, or upon making provision for such payment by depositing with the Corporate Trustee the entire amount of the principal and interest upon bonds issued hereunder and at the time outstanding and upon the payment, or satisfaction of all charges or liens created or arising by virtue of this instrument, then the estate, right, title and interest hereby granted shall cease and determine, and the Trustees shall, at the Company's expense, execute and deliver to the Company a proper release and satisfaction of this mortgage.

In Witness Whereof, The Kansas City, Kaw Valley & Western Railway Company, by order of its Board of Directors and due authority of its stockholders, has by its President or Vice President, and Secretary hereunto set its corporate name and seal, and the First Trust and Savings Bank, by its President, or Vice President, and Secretary thereunto lawfully authorized, has hereunto set its corporate name and seal, and Emile K. Boisot has hereunto set his hand and seal as of the day and year aforesaid.

This mortgage is executed in six (6) counterparts, each of which shall be deemed an original, and such counterparts shall together constitute one and the same instrument.

(Corp. Seal) The Kansas City, Kaw Valley & Western
Railway Company.
signed, sealed and
delivered in in presence of:
O. D. Chashony
Wm. K. Ward, Witnesses.

By J. D. Waters, President.
Attest:
K. D. Klemin, Secretary.

(Corp. Seal) First Trust and Savings Bank,
By Emile K. Boisot, Vice President.
Signed, sealed and
delivered in presence of:
H. H. Alborn
C. W. Johnson, Witnesses.

Attest:
David V. Webster, Secretary.

Signed, sealed and delivered
in presence of:
H. H. Alborn
C. W. Johnson, Witnesses.

Emile K. Boisot, (SEAL)

State of Kansas, County of Wyandotte, ss.

Be It Remembered, that on this 2nd day of February 1915, before me, the undersigned, a Notary Public within and for the county and State aforesaid, came J. D. Waters, the President of The Kansas City, Kaw Valley & Western Railway Company, a corporation duly organized, incorporated and existing under the laws of the state of Kansas, who is personally known to me to be such officer, and who is personally known to me to be the same person who executed, as such officer, the within instrument of writing, and such person duly acknowledged the execution of the same to be the act and deed of said corporation.

In Witness Whereof, I have hereunto subscribed my name and affixed my official seal on the day and year last above written.
My commission expires Sept 8-1917. (SEAL) O. Q. Claflin, Notary Public.

State of Illinois, County of Cook, ss.

Be It Remembered, that on this 5th day of Feb 1915, before me, the undersigned, a Notary Public within and for the County and State aforesaid, came Emile K. Boisot, the Vice-President of the First Trust and Savings Bank, a corporation duly organized, incorporated and existing under the laws of the State of Illinois, who is personally known to me to be such officer, and who is personally known to me to be the same person