

MORTGAGE RECORD 75

7. This Trust Indenture is executed, and the deposit of bonds with the Trustee hereunder is made, in the City and State of New York, and it is expressly understood and agreed that the trust established hereby has and shall at all times continue to have its situs in the State of New York, and that the same shall be administered in said State and in accordance with the laws thereof, and that the validity, interpretation and enforceability of this Trust Indenture and each and all of the provisions thereof shall be determined by reference to and in accordance with said laws.

ARTICLE ELEVEN.

Parties in Interest.

1. Except as otherwise expressly provided herein, nothing in this Trust Indenture expressed or implied is intended, or shall be construed, to confer upon, or to give to, any person or corporation other than the parties hereto and the holders of the bonds, any security, right, remedy or claim, under or by reason of this Trust Indenture, or any covenant, condition or stipulation hereof; and all of the covenants, stipulations, promises and agreements in this Trust Indenture contained by or on behalf of the Railway Company are and shall be held to be for the sole and exclusive benefit of the parties hereto, their successors or assigns and of the holders of the bonds.

ARTICLE TWELVE.

Acceptance by Trustee.

The National City Bank of New York, the party hereof of the second part, hereby accepts the trusts in this Trust Indenture declared and provided, and agrees to perform the same upon the terms and conditions hereinbefore set forth.

In Witness Whereof, The Chicago, Rock Island and Pacific Railway Company has caused its corporate seal to be hereunto affixed, duly attested by its Secretary or an Assistant Secretary, and this Trust Indenture to be signed in its name by its President or a Vice President, and The National City Bank of New York in token of its acceptance of this trust, has caused its corporate seal to be hereunto affixed, duly attested by its Cashier or an Assistant Cashier, and this Trust Indenture to be signed in its name by its President or a Vice President, all as of the first day of September, 1927.

The Rock Island and Pacific
Railway Company,

Attest:
J.C. Compton
Assistant Secretary
(corporate seal)

By M.L. Bell
Vice President

Signed, sealed, attested, executed and delivered by the Chicago, Rock Island and Pacific Railway Company, in the presence of us:

Marion C. Murphy
Jean B. Tom

The National City Bank of New York

By William W. Hoffman
Vice President.

Attest: E.C. Bogert
Assistant Cashier.
corporate seal

Signed, sealed, attested, executed and delivered by the National City Bank of New York, in the presence of us:

P.H. Doleen
E.F. Mitchell

State of New York |
County of New York | SS

I, Barbara T. Stoiber, a Notary Public in, within and for said county in the state aforesaid duly qualified and commissioned as such, and duly authorized to take and certify acknowledgments and proofs of deeds or conveyances of lands, tenements and hereditaments in said State, do hereby certify that M.L. Bell, Vice President of the above named The Chicago, Rock Island and Pacific Railway Company, and J.C. Compton, Assistant Secretary of The Chicago, Rock Island and Pacific Railway Company, with whom I am personally acquainted, who are to me personally known to be such Vice President and Assistant Secretary, respectively of said corporation, the grantor named therein, and who are well and personally known to me to be the identical persons whose names are subscribed and affixed to the foregoing instrument, as such Vice President and Assistant Secretary, respectively, and who subscribed the name of the maker thereof thereto, and who, upon oath, acknowledged themselves to be such Vice President and Assistant Secretary respectively, of the within named bargainor, a corporation, appeared before me the undersigned, this day in person and severally, duly acknowledged to me that they had, as such officers in their said official capacities, being authorized so to do, signed, sealed, delivered and executed the said instrument by signing the name of the corporation by themselves as such officers, as their free and voluntary act and deed, and as the free and voluntary act and deed of the said The Chicago, Rock Island and Pacific Railway Company, for the consideration, uses and purposes therein contained, specified, mentioned, set forth and expressed, and that such corporation executed the same.

And on this 4th day of November A.D. 1927 the said M.L. Bell and the said J.C. Compton, being by me severally duly sworn, did depose and say that they are, respectively, the Vice President and the Assistant Secretary of The Chicago, Rock Island and Pacific Railway Company, the corporation described in and which executed as grantor the within and foregoing instrument; that they reside the said M.L. Bell in the Village of Noroton, Fairfield County, Connecticut, and the said J.C. Compton in the City of Belford, Monmouth County, New Jersey; that they knew the seal of the said corporation; that the seal affixed to the said foregoing instrument was and is the corporate seal of said corporation; and that said seal was so affixed and said instrument was signed and sealed in behalf of said corporation by order and authority of its Board of directors and that they respectively signed their names thereto by like order and authority; and they acknowledged that said instrument was the free and voluntary act and deed of said corporation.

In Witness Whereof, I have hereunto set my hand and affixed my official seal of office in the city of New York, State of New York, on this 4th day of November 1927.

Barbara T. Stoiber
Notary Public, New York County,
County Clerk's No. 474. Regn. no. 8268
Term expires March 30, 1928.

(Notarial seal)