

MORTGAGE RECORD 75

399

From Davis-Wellcome Mfg. Co.
To Cosmopolitan Life Ins. Co.

ASSIGNMENT.

State of Kansas: Douglas Co. ss
Filed for record Dec 29, 1928
At 10:00 A.M.

Don E. Wellman
Register of Deeds

For value received, We hereby sell, transfer and assign to The Cosmopolitan Life Insurance Co, the certain Mortgage and the debt thereby secured made by Lawrence P. Stroda, and Etta P. Stroda, his wife, to The Davis Wellcome Mortgage Company, of Topeka, Kansas, dated the 16th day of August 1928 and recorded in Book 75 of Mortgages, at page 365 of the records of Douglas County, Kansas. Witness our hand and corporate seal this 16th day of November 1928.

corp seal.

The Davis-Wellcome Mortgage Company

By: Frank S. Davis.
Secretary.

State of Kansas |
Shawnee County | SS

On this 16th day of November 1928 before me, a Notary Public in and for said County came The Davis Wellcome Mortgage Company, by Frank S. Davis, its secretary to me personally to be the Secretary of said Company and the same person who executed the above assignment, and duly acknowledged the execution of the same, for and in behalf of said Company.

Witness my hand and seal, the day and year last above written.

IS
My commission expires March 4, 1931.

Z.E. Wyant
Notary Public

From The Bowersock Mills & Power Company
To Fidelity National Bank and Trust Company
of Kansas City.

STATE OF KANSAS, COUNTY OF DOUGLAS, SS:
Filed for record Jan. 7, 1929 at
2:45 P.M.

Don E. Wellman
Register of Deeds.

Fig. No. 3909
1375.00

FIRST MORTGAGE DEED OF TRUST.

THIS INSTRUMENT, Made and entered into this 29th day of December, 1928, by and between THE BOWERSOCK MILLS & POWER COMPANY, a corporation organized and existing under the laws of the State of Kansas, hereinafter called the "Obligor", party of the first part, and FIDELITY NATIONAL BANK AND TRUST COMPANY OF KANSAS CITY, a national banking corporation organized and existing under the laws of the United States, and duly authorized to act in a fiduciary capacity, with its principal office in Kansas City, Missouri, as Trustee, hereinafter called the "Trustee", party of the second part, WITNESSETH:

WHEREAS it has become necessary for the obligor, in order to provide for the payment of a portion of the purchase price of its plant and equipment, and to provide funds to carry out the objects and purposes of its incorporation, to borrow money by issuing forthwith its First Mortgage Gold Bonds as hereinafter provided, in the aggregate amount of Five Hundred and Fifty Thousand (\$550,000) Dollars; and

WHEREAS its Board of Directors, at a meeting duly called and held for that purpose, has authorized and directed the creation of a bonded indebtedness of the obligor in the principal sum of \$550,000, and the execution and issuance by its proper officers of a series of First Mortgage Gold Bonds of said obligor, dated January 1, 1929, and maturing \$80,000 each on January 1, 1938; January 1, 1939; January 1, 1940; January 1, 1941, and January 1, 1942; and \$150,000 on January 1, 1943, with interest from date at the rate of 5% per annum until January 1, 1933, 5% per annum thereafter until January 1, 1938, and 6% per annum thereafter until paid, all interest to be paid annually on January 1 of each year during the first two years, and semi-annually thereafter on January 1 and July 1 in each year, said issue of bonds to consist of 114 bonds, numbered from 1 to 114, both inclusive; bonds numbered 1 to 109, inclusive, being in the denomination of \$5,000 each, and bonds numbered 110 to 114, inclusive, being in the denomination of \$1,000 each, and all falling due as follows:

Bonds numbered 1 to 16, inclusive, on January 1, 1938; bonds 17 to 32, inclusive, on January 1, 1939; bonds numbered 33 to 48, inclusive on January 1, 1940; bonds 49 to 64, inclusive, on January 1, 1941; bonds 65 to 80, inclusive, on January 1, 1942, and bonds 81 to 114, inclusive, on January 1, 1943; all payable at the office of said Fidelity National Bank and Trust Company, of Kansas City, Missouri, and all to be secured, principal and interest by a first mortgage or deed of trust upon all the fixed and other assets of the obligor, except cash on hand, accounts receivable, inventories and stocks on hand; and

WHEREAS pursuant to said action, the President and Secretary of said obligor have executed and delivered to the Trustee as aforesaid, for certification as hereinafter provided, the bonds aforesaid and the coupons attached thereto, each of said bonds, the coupons attached thereto and the Trustee's certificate to appear thereon, being substantially in words and figures as follows, subject only to the necessary variations in the numbers, denominations and maturities thereof, to wit:

UNITED STATE OF AMERICA

STATE OF KANSAS

NO

\$

THE BOWERSOCK MILLS & POWER COMPANY
FIRST MORTGAGE GOLD BOND.

For value received, The Bowersock Mills & Power Company, a corporation organized and existing under the laws of the State of Kansas, hereinafter called the "obligor", hereby acknowledges itself to be indebted and promises to pay to the bearer hereof the sum of _____ Dollars in gold coin of the United States of America of the present standard of weight and fineness, at the office of Fidelity National Bank and Trust Company of Kansas City, in the City of Kansas City, Missouri on the first day of January, 1938, and to pay interest thereon from the date hereof at the rate of 5% per annum until January 1, 1933, 5% per annum thereafter until January 1, 1938, and 6% per annum thereafter, such interest being payable at said office in like gold coin annually on January 1 in each year until the first day of January, 1931, and semi-annually on January 1 and July 1 in each year thereafter

See Return on Book 13 page 630