

MORTGAGE RECORD 75

It is agreed by the parties hereto that the terms and provisions of this indenture and all benefits accruing therefrom and all obligations incurred therefor shall extend to and be obligatory upon the heirs, Executors, legatees or assigns of the respective parties.

IN WITNESS WHEREOF, the parties of the first part have hereunto set their hands and seals the day last above written.

Witness
W. C. Verney

Anna K. "X" Lohmann
her mark

Mary Lohmann

State of Kansas

SS.

County of Douglas

Be it remembered that on this 22nd day of April 1929 before me a Notary Public in the aforesaid County and State, came Anna K. Lohmann, a widow and Mary Lohmann, a single woman, to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

In Witness Whereof, I have hereunto subscribed my name and affixed my official seal on the day and year last above written.

Legal Seal

S. A. Wood
Notary Public

My Commission Expires on the 10th day of April 1933

Recorded May 24, 1929 A. D. at 1:30 P. M.

John C. Connelley Register of Deeds

TRUST INDENTURE

THIS INDENTURE, dated the first day of January, 1929, between AMERICAN SERVICE COMPANY, a corporation organized and existing under and by virtue of the laws of the State of Maryland, First Party (hereinafter called the Company), and FIRST TRUST AND SAVINGS BANK, a corporation organized and existing under and by virtue of the laws of the State of Illinois with its principal office in the City of Chicago, Illinois, as Trustee (hereinafter called the Corporate Trustee), and ROY C. OSGOOD, of the City of Chicago, Illinois (hereinafter called the Individual Trustee, the Corporate Trustee and the Individual Trustee being hereinafter collectively referred to as the Trustees,) Second Parties,

WITNESSETH:

WHEREAS, the Company in and about its business has acquired and now owns and possesses the real estate and properties hereinafter described, and the Company is duly authorized under and by virtue of its articles of incorporation and the general laws of the State of Maryland to borrow money for its corporate purposes and to issue therefor its Bonds and to secure the prompt payment thereof by mortgage or pledge of all or any part of its properties, and has for its corporate purposes determined to make and issue its bonds, without limit as to aggregate principal amount (hereinafter termed the Bonds), to be issued from time to time in one or more series, and (except the Bonds of Series A. which shall be as hereinafter provided) to bear such date, to be payable on such date, and at such place or places, to bear interest at such rate (not exceeding eight per cent per annum) payable at such time or times and at such place or places, to have such descriptive titles, and to contain such provisions, if any, with respect to tax exemptions, tax reimbursements, redemption, sinking fund, limitations as to aggregate principal amount of Bonds of each series issuable and/or other characteristics not in conflict with this Indenture as the Board of Directors of the Company shall determine with respect to each successive series prior to the authentication of any Bonds thereof; and

WHEREAS there are presently to be issued Bonds of Series A in the aggregate principal amount of Seven Million Dollars (\$7,000,000), payable in gold coin of the United States of America of the standard of weight and fineness existing on January 1, 1929, of the denominations of One Thousand Dollars (\$1,000) and Five Hundred Dollars (\$500) each, dated January 1, 1929, payable January 1, 1934 (unless sooner redeemed as hereinafter provided), and bearing interest at the rate of six per cent (6%) per annum from January 1, 1929, payable semi-annually in like gold coin on the 1st day of January and the 1st day of July in each year; and

WHEREAS the Company under and pursuant to the power and authority aforesaid has determined to secure the prompt payment of the principal and interest of the Bonds by executing and delivering a deed of trust in the terms of this Indenture conveying to the Trustees the properties hereinafter described; and

WHEREAS said Bonds of Series A. and the interest coupons to be attached thereto and the certificate to be signed by the Corporate Trustee for the authentication thereof are to be substantially in the following forms, respectively:

(Form of Bond)

No. _____

\$ _____

UNITED STATES OF AMERICA
STATE OF MARYLAND
AMERICAN SERVICE COMPANY
SERIES A

FIRST MORTGAGE FIFTEEN YEAR 6% GOLD BOND

AMERICAN SERVICE COMPANY, a corporation organized under the laws of the State of Maryland (hereinafter called the Company), for value received hereby promises to pay on the first day of January, 1934 (unless this Bond be sooner redeemed as hereinafter provided), to the bearer or, if registered, to the registered owner of this Bond _____ Dollars (\$ _____) in gold coin of the United States of America of the standard of weight and fineness existing on January 1, 1929, at the office of First Trust and Savings Bank (hereinafter called the Corporate Trustee), or of its successor in trust under the Indenture hereinafter mentioned, in the City of Chicago, Illinois, and to pay interest thereon from January 1, 1929, at the rate of six per cent (6%) per annum in like