

MORTGAGE RECORD 85

provisions are and shall be held to be for the sole and exclusive benefit of the Company, the Trustee and the holders of the Bonds and coupons issued hereunder.

SECTION 13.04. The lien upon and the right, title and interest in the mortgaged property hereby granted and conveyed to the Trustee, and the rights, powers and duties herein conferred upon the Trustee, shall be held, enforced, exercised and performed by it only to the extent that it may lawfully hold, enforce, exercise and perform the same in accordance with the laws of the State of Kansas. Anything herein contained to the contrary notwithstanding, this Indenture shall not be deemed to grant and convey to or confer upon the Trustee any lien or right, title or interest in the mortgaged property or any rights, powers or duties, except as permitted by the laws of the State of Kansas applicable in the premises.

SECTION 13.05. In order to facilitate transactions hereunder, this Indenture may be executed in any number of counterparts, and each of such counterparts shall for all purposes be deemed to be an original, and all such counterparts, or as many of them as the Company and the Trustee shall preserve undestroyed, shall together constitute but one and the same instrument.

The Company hereby acknowledges receipt from the Trustee of a full, true and complete copy of this Indenture of Mortgage.

IN WITNESS WHEREOF, KANSAS PUBLIC SERVICE COMPANY has caused this Indenture to be signed in its corporate name by its President or a Vice-President and its corporate seal to be hereunto affixed and attested by its Secretary or an Assistant Secretary, and The Fourth National Bank in Wichita, Wichita, Kansas, in token of its acceptance of the trusts created hereunder, has caused this Indenture to be signed in its corporate name by one of its Vice-Presidents and its corporate seal to be hereunto affixed and attested by its Trust Officer, all as of the day and year first above written.

KANSAS PUBLIC SERVICE COMPANY
By C.J. Dodds
President

(CORP. SEAL)

Attest:

W.A. McClain
Secretary

Signed, sealed and delivered by
KANSAS PUBLIC SERVICE COMPANY
in the presence of:
J. Byron Metz
Julia Hill

THE FOURTH NATIONAL BANK IN
WICHITA
By H.D. Lester
Vice-President

(CORP. SEAL)

Attest: H.A. Purke
Cashier

Signed, sealed and delivered by
THE FOURTH NATIONAL BANK IN
WICHITA in the presence of:
E.G. Princehouse
Dale W. Crittisi

STATE OF KANSAS,)
COUNTY OF DOUGLAS,)SS:

Be it remembered, that on this 15 day of August A.D. 1939, before me, a Notary Public in and for the State and County aforesaid, personally appeared C.J. Dodds, the President of Kansas Public Service Company, a Delaware corporation, who is personally known to me and known to me to be the President of said corporation, and the same person who executed the foregoing instrument, and he duly acknowledged the execution of the same for and on behalf of and as the act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year above written.

Mary C. Morgan
Notary Public, Douglas
County, Kansas

(SEAL) My Commission Expires January 15, 1942

STATE OF KANSAS,)
COUNTY OF SEDGWICK,)SS:

Be it remembered that on this 16 day of August, A.D. 1939, before me, a Notary Public in and for the State and County aforesaid, personally appeared H.D. Lester, a Vice-President of THE FOURTH NATIONAL BANK IN WICHITA, a national banking association, who is personally known to me and known to me to be a Vice-President of said corporation, and the same person who executed the foregoing instrument, and he duly acknowledged the execution of the same for and on behalf of and as the act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year above written.

Hallie M. Caldwell
Notary Public, Sedgwick County,
Kansas.

(SEAL) My Commission expires July 5, 1941

STATE OF KANSAS,)
COUNTY OF DOUGLAS,)SS:

On the 15 day of August in the year 1939, before me personally came C.J. DODDS, to me known, who, being by me duly sworn, did depose and say that he resides in DOUGLAS COUNTY, KANSAS; that he is the President of KANSAS PUBLIC SERVICE COMPANY, one of the corporations described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

Mary C. Morgan,
Notary Public, Douglas
County, Kansas

(SEAL) My Commission Expires January 15, 1942

STATE OF KANSAS,)
COUNTY OF SEDGWICK,)SS:

On the 16 day of August, in the year 1939, before me personally came H.D. Lester, to me known, who, being by me duly sworn, did depose and say that he resides in SEDGWICK COUNTY, KANSAS; that he is a Vice-President of THE FOURTH NATIONAL BANK IN WICHITA, KANSAS, one of the corporations described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

(SEAL) My commission expires July 5, 1941

Hallie M. Caldwell, Notary Public, Sedgwick County, Kansas

Recorded August 17, 1939, at 4:00 P.M.

Wanda R. Beck Register of Deeds