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The term "outstanding prior lien bonds" shall mean, as of any particular time, all prior lien bonds secured by a prior lien, excluding:

- (a) prior lien bonds then or theretofore canceled,
- (b) prior lien bonds held in pledge hereunder,
- (c) prior lien bonds held by the trustee or other holder of the prior lien securing such prior lien bonds (or other prior lien bonds secured by a mortgage or other lien on the same property as such prior lien, junior to such prior lien but senior to the lien of this Indenture) under conditions such that no transfer of ownership or possession of such prior lien bonds by the trustee or other holder of such prior lien is permissible thereunder except to the Trustee hereunder or to the trustee for other holder of the prior lien securing such prior lien bonds (or other prior lien bonds secured by a mortgage or other lien on the same property as such prior lien, junior to such prior lien but senior to the lien of this Indenture) for cancellation or to be held unattached under the terms of the prior lien securing such prior lien bonds or other prior lien bonds under like conditions, and
- (d) prior lien bonds for the purchase, payment or redemption of which moneys in the recessed amount shall have been irrevocably deposited in trust with the Trustee hereunder or with the trustee or other holder of the prior lien securing such prior lien bonds (whether upon or prior to maturity or the redemption date of such prior lien bonds), provided that, if any such prior lien bonds are to be redeemed prior to the maturity thereof, notice of such redemption shall, according to an opinion of counsel furnished to the Trustee, have been published or otherwise given as required by the mortgage or other instrument securing the same or provision satisfactory to the Trustee shall have been made for such notice.

The term "issued", when used with respect to prior lien bonds, shall mean authenticated and delivered by the

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trustee of the prior lien securing such prior lien bonds, or, if there be no such trustee, made and delivered by the maker of the prior lien or by the Company.

Property additions:

The term "property additions" shall mean any new or additional property, real or personal (including separate and distinct units, plants, systems and properties), located within the State of Kansas, or located in any other State if such property is physically connected with any of the properties of the Company located in Kansas, either directly or through other bondable property of the Company, and improvements, extensions or additions (including in these terms equipment and appliances installed as a part of the fixed property of the Company) to or about the plants or properties of the Company purchased, constructed or otherwise acquired by the Company after June 30, 1933, and in every case used or useful for the business of generating, manufacturing, transmitting, distributing or supplying electricity or gas, either natural or artificial, for light, heat, cold, power, or other purposes, or power or heat by means of steam or water, or of supplying water for domestic or public use, and in every case properly chargeable to fixed property accounts under the regulations, rules and orders. If any, with respect to such matters, in force at the time, of the State Corporation Commission of Kansas or other public body or authority having jurisdiction or supervisory authority over the accounts of the Company, or, if there are no such regulations, rules and orders, in the opinion of the signers of a certificate of the nature required by Section 4 (e) of Article XIII or Section 1(b) of Article VIII.

"Property additions" as so defined, without limitation of the general import of such term, shall include:

- (a) subject to Article XII, property acquired by the Company or by a successor corporation as a result of any consolidation or merger to which the Company or any successor corporation may be a party;

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(b) permanent improvements, extensions or additions to or about the properties of the Company in the process of construction or partially completed, in so far as actually constructed or completed;

(c) property purchased, constructed or otherwise acquired to replace property retired;

(d) transmission line or distribution line equipment or dams or other similar structures installed by the Company under easements, rights-of-way and leases over private property for towers, poles, wires, conduits or mains, or for transmission line or distribution line purposes, and rights, permits or licenses to use or appropriate water, or to overflow the land of others by the erection of dams or otherwise, including such easements, rights-of-way and leasehold interests or such rights, permits or licenses shall run for an unlimited period of time, or for a period of time extending for so long as the Company shall continue to use the same for the purposes for which they were granted, or for a period of time extending beyond the date of maturity of all bonds then outstanding under this Indenture and all additional bonds applied for at the particular time in question; and

(e) transmission line or distribution line equipment or dams or other similar structures located or constructed on, over or under public highways or other public property, provided that the Company shall, in the opinion of counsel, have the lawful right, under permits or franchises granted by a governmental body having jurisdiction in the premises or by the law of the State in which such property is located, to maintain and operate such equipment or structures for an unlimited, indeterminate or indefinite period of time or for the period, if any, specified in such permits or franchises or law, and to remove

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such equipment or structures at the expiration of the period covered by such permits or franchises or law or that the terms of such permits or franchises or law require any public authority having the right to take over such equipment to pay fair consideration therefor.

"Property additions" as so defined shall not include:

- (aa) good will or going concern value;
- (bb) any contracts or operating agreements or franchises or governmental permits, granted or acquired, as such, separate and distinct from the property operated thereunder or in connection therewith or incident thereto;
- (cc) any shares of stock or certificates or evidences of interest therein, or any bonds, notes or other evidences of indebtedness or certificates of interest therein or any other securities;
- (dd) any materials, merchandise, appliances or supplies acquired for the purpose of resale or lending to its customers in the ordinary course and conduct of the business of the Company, or any materials or supplies held for consumption in operation or held in advance of use thereof for fixed capital purposes;
- (ee) leasehold estates, rights-of-way, or easements, with respect to land owned by others and additions installed by the Company on leasehold estates, rights-of-way or easements, or under any permits or franchises granted by a governmental body, except as permitted by Subdivisions (d) and (e) of this definition; or
- (ff) any natural gas or oil wells or leases or real estate acquired for the purpose of obtaining gas or oil rights.

"Property additions" as so defined shall not include any gas properties purchased, constructed or otherwise acquired