

strued as a special mortgage and hypothecation of all and singular the hereinbefore described property, rights and privileges, to the amount of \$115,000,000, and of all interest to accrue thereon, unto and in favor of the said Bankers Trust Company and said N. A. McMillan (here present and accepting the provisions and stipulations of this indenture), their successors and assigns, as well as in favor of any and all such person or persons, corporation or corporations, as may hereafter become the holder or holders, or owner or owners of the aforesaid gold bonds and interest coupons secured by this indenture, or of either or any of them, or of any number thereof. And the Railroad Company moreover promises for and binds itself and its successors that it will not alienate, deteriorate or encumber, or in anywise affect, the hereinbefore described mortgaged and hypothecated properties and their appurtenances, or any part or parcel thereof, to the prejudice of this indenture, save and except in so far as and in the manner set forth in this indenture; the sole and true intent and meaning of this Article Thirteen of this indenture being to state expressly and to give greater validity to this deed of trust and mortgage by stating expressly the obligations of the mortgagor in the language customary in the state of Louisiana in executing mortgages on property.

ARTICLE FOURTEEN.

In order to facilitate the record of this indenture, the same may be simultaneously executed in several counterparts, each of which so executed shall be deemed to be an original; and such counterparts shall together constitute but one and the same instrument.

IN WITNESS WHEREOF, as of the day and year first above written, St. Louis and San Francisco Railroad Company, the party hereto of the first part, has caused

this indenture to be signed by its president or one of its vice-presidents, and its corporate seal to be hereunto affixed, and the same to be attested by the signature of its secretary or one of its assistant secretaries, and the due execution of these presents to be proved; and Bankers Trust Company, one of the parties hereto of the second part, in token of its acceptance of this trust, has caused its corporate seal to be hereunto affixed, and the same to be attested by the signature of its secretary, and the due execution of these presents to be proved, and these presents to be signed by its president or one of its vice-presidents, and N. A. McMillan, the other of the parties hereto of the second part, likewise in token of his acceptance of this trust, has hereunto set his hand and seal.

ST. LOUIS AND SAN FRANCISCO RAILROAD COMPANY,
By

{ CORPORATE SEAL OF ST. LOUIS AND SAN FRANCISCO R. R. CO. }

ROBERT MATHER,
Vice-President.

Attest:

F. H. HAMILTON,
Secretary.

Signed, sealed and delivered by St. Louis and San Francisco Railroad Company in presence of

W. F. EVANS,
ROBERTS WALKER,
Attesting Witnesses.

BANKERS TRUST COMPANY,

By

J. F. THOMPSON,
Vice-President.

{ CORPORATE SEAL OF BANKERS TRUST CO. }

Attest:

BENJ. STRONG, JR.,
Secretary.

Signed, sealed and delivered by Bankers Trust Company in presence of

F. N. B. CLOSE,
H. H. MARTIN,
Attesting Witnesses.

[SEAL.]

N. A. McMILLAN.

Signed, sealed and delivered by N. A. McMillan in presence of

F. H. HAMILTON,
ROBERTS WALKER,
Attesting Witnesses.

UNITED STATES OF AMERICA, }
State of Missouri, } ss.:
CITY OF ST. LOUIS.

On this 27th day of August, in the year A. D. 1907 before me, the undersigned authority, a notary public within and for the City and State aforesaid, personally came and appeared Robert Mather and F. H. Hamilton, with whom I am personally acquainted, to me well and personally known to be respectively the Vice-President and the Secretary of St. Louis and San Francisco Railroad Company, and to be the identical persons who executed and signed the within and foregoing instrument and document before me and in the presence of the two subscribing legal witnesses, and they, being by me duly sworn, did depose and upon oath acknowledge and say that he, the said Robert Mather, resided in New York City, N. Y., and that he the said F. H. Hamilton, resided in St. Louis, Mo.; that he, the said Robert Mather, is the Vice-President, and that he, the said F. H. Hamilton, is the Secretary, of said Railroad Company, the within named bargainor, a corporation, and the corporation described in and which executed the above instrument; that they knew the seal of said corporation; that the seal affixed to said foregoing instrument was such corporate seal of said corporation; that said instrument was signed and sealed in behalf of said corporation and said seal was so affixed by order and authority of the board of directors of said corporation and that each of them signed his name thereto by like order; and they severally acknowledged to me in the presence of said witnesses that each of them had in their said official capacities, as such Vice-President and Secretary, respectively, being authorized so to do, executed and signed the above and foregoing deed and instrument as his voluntary act and deed and as the voluntary act and deed of said Railroad Company, by signing the name of the cor-