

Filed for record in Tulsa County, Tulsa Oklahoma, Nov. 22, 1923 at 8:30 o'clock A. M.  
in Book 480, page 373

By Brady Brown, Deputy

(SEAL)

O. G. Weaver, County Clerk

245057 C.J.

COMPARED

THIS INDENTURE dated November 5, 1923, between St. Louis-San Francisco Railway Company, a corporation of the State of Missouri ( hereinafter called the Railway Company ), party of the first part, and CENTRAL UNION TRUST COMPANY OF NEW YORK, a corporation of the State of New York, formerly Central Trust Company of New York and DANIEL K. CATLIN, Trustees, ( herein- after sometimes called the Trustees) parties of the second part:

WHEREAS the Railway Company heretofore executed and delivered to Central Trust Company of New York and Daniel K. Catlin, as trustees, the Prior Lien Mortgage of the Railway Company dated July 1, 1916 ( hereinafter sometimes called the Prior Lien Mortgage) to secure an issue of its Prior Lien Mortgage Bonds ( hereinafter sometimes called the Prior Lien Bonds) limited to the aggregate principal amount of \$250,000,000 at any one time outstanding, covering the railroads, property and franchises therein described; and

WHEREAS in and by the Prior Lien Mortgage the Railway Company conveyed and mortgaged to said Central Trust Company of New York and Daniel K. Catlin, as trustees, all railroads, lines of railroad, extensions and branches and generally all property acquired by the Railway Company after the date of the delivery of the Prior Lien Mortgage and the Trustees are authorized to receive any property at any and all times as and for additional security for the PRIOR LIEN BONDS, and to hold and apply any or all such property subject to the terms of the Prior Lien Mortgage; and

WHEREAS in and by the Prior Lien Mortgage the Railway Company is authorized to enter into an indenture supplemental to the Prior Lien Mortgage and which shall thereafter form a part thereof for the purpose of conveying, transferring and assigning to the trustees thereunder and subjecting to the lien of the Prior Lien Mortgage with the same force and effect as though included in the granting clauses thereof, lines of railroad and other real property acquired by the Railway Company by purchase or otherwise, and the Trustees are authorized to accept such conveyance, transfer and assignment; and

WHEREAS the Railway Company, since the date of the execution of the Prior Lien Mortgage, has acquired by purchase certain lines of railroad and other property formerly of West Tulsa Belt Railway Company, an Oklahoma corporation; and

WHEREAS the Railway Company, pursuant to the provisions of the Prior Lien Mortgage, and in performance of its obligations thereunder, desires to enter into this supplemental indenture for the better assuring, conveying and confirming unto the Trustees said lines of railroad and other property, constituting part of the trust estate mortgaged by the Prior Lien Mortgage or intended so to be, and also desires to convey, transfer and assign said lines of railroad and other property to the Trustees and to subject the same to the lien of the Prior Lien Mortgage, with the same force and effect as though included in the granting clauses thereof, as and for additional security for the Prior Lien Bonds, and to be held subject to the terms of the Prior Lien Mortgage; and

WHEREAS the execution and delivery of this indenture have been duly authorized by the Board of Directors of the Railway Company;

NOW, THEREFORE, THIS INDENTURE WITNESSETH that in consideration of the premises and of the sum of One Dollar (\$1.00) to the party of the first part paid, the receipt whereof is hereby acknowledged, and in performance of its obligations under the Prior Lien Mortgage, St. Louis-San Francisco Railway Company, party of the first part, has executed and delivered this indenture, and has granted, bargained, sold, aliened, remised, released, conveyed, con-