

issuance of a series of Bonds to be designated as the First and Refunding Convertible Three Year 7% Gold Bonds, Series B, of the Company for an aggregate principal amount not exceeding \$10,000,000; and

WHEREAS, under date of May 1, 1923, the parties hereto and to the Original Indenture have executed and delivered an indenture (hereinafter referred to as the "Series C supplemental indenture") supplemental to the Original Indenture, which makes provision for the issuance of a series of Bonds to be designated as the First and Refunding Convertible 7½% Gold Bonds, Series C, of the Company for an aggregate principal amount not exceeding \$10,000,000 and

WHEREAS, the Company and the Subsidiary Mortgagor Companies, in the exercise of the powers and authority conferred upon and reserved to them under and by virtue of the provisions of the Original Indenture, and pursuant to the resolutions of their Boards of Directors, have duly resolved and determined to make, execute and deliver to the Trustee a Supplemental Indenture in the form hereof for the purposes herein provided; and

WHEREAS, the conditions and requirements necessary to make this Supplemental Indenture a valid, binding and legal instrument in accordance with its terms, have been done, performed and fulfilled and the execution and delivery hereof have been in all respects duly authorized;

NOW, THEREFORE, THIS INDENTURE WITNESSETH:

That the Company and the Subsidiary Mortgagor Companies for themselves and their successors in consideration of the premises and of One Dollar, to each of them duly paid, by the parties at or before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, and of other good and valuable considerations, hereby jointly and severally covenant and agree to and with the Trustee and its successors in trust under the Original Indenture, as follows:

ARTICLE I.

FORM AND EXECUTION OF BONDS.

SECTION 1. A New series of Bonds to be issued under and secured by the Original Indenture is hereby created to be designated as the First and Refunding 7% Gold Bonds, Series D, of the Company (hereinafter called the Bonds of Series D). The amount of Bonds of Series D which may be executed by the Company and which may be authenticated by the Trustee is limited so that the greatest principal amount of Series D Bonds which may be executed and authenticated shall not exceed \$15,000,000, except as otherwise provided in the Original Indenture or this Supplemental Indenture. Bonds of Series D shall be due December 1, 1933, and shall bear interest at the rate of 7% per annum, payable semiannually on the first day of June and the first day of December in each year. Bonds of Series D shall consist of coupon Bonds, to be issued in the denominations of \$100, \$500 and \$1,000 and to be numbered respectively from C1, D1 and M1 consecutively upwards; and of registered Bonds without coupons to be issued in denominations of \$1,000 numbered consecutively from R M1 upwards and of any multiple of \$1,000 each such denomination being numbered consecutively from R 1 upwards, with such appropriate distinctive letter prefixed to the number as the officers of the Company may select for each denomination above \$1,000.

Coupon Bonds of Series D shall be dated December 1, 1923, irrespective of the date of the actual execution and issue thereof, and shall bear interest from such date.

Upon the issuance of any registered Bond of Series D there shall, if required by the rules of the New York Stock Exchange, be reserved unissued a coupon Bond or Bonds of the same series of a like aggregate principal amount, and the serial numbers of the coupon Bond or Bonds so reserved unissued shall be endorsed on such registered Bond in such appropriate