

which to pay off and discharge its present floating indebtedness and unpaid and outstanding accounts, and for the transaction of its general corporate business and the exercise of its general corporate powers, rights, privileges and franchises, that it issue its second mortgage, six year, six per cent., sinking fund, gold bonds to the amount of one hundred and fifty thousand dollars; and

Whereas, a meeting of the stockholders of the Company was duly called for the purpose of voting for or against the creation of a loan, indebtedness or issue of bonds of one hundred and fifty thousand dollars and the securing of the same by a mortgage or deed of trust upon all of its rights privileges, franchises and property now or hereafter owned by it, and was held at the office of the Company, in the city of Pittsburgh, Pennsylvania, on December 30, 1909, at which all of the stockholders of the company were present in person or by proxy; and

Whereas, at the said meeting of the stockholders of the Company so duly called and held, a draft of this indenture of mortgage was submitted and read to the stockholders assembled and thereupon was, by the unanimous vote of all the stockholders of the Company, approved and ordered executed by the officers of the Company and a loan, indebtedness or issue of second mortgage, six year, six per cent, sinking fund, gold bonds to the aggregate amount of one hundred and fifty thousand dollars was authorized and created and was ordered and directed to be secured by this indenture of mortgage or deed of trust, the said bonds to be issued, certified and delivered in the manner and upon the terms and conditions and for the purposes set forth in this indenture. The form of the said bonds in words and figures to be as follows:

UNITED STATES OF AMERICA,  
State of Delaware,  
OSAGE AND OKLAHOMA COMPANY,  
Second Mortgage, Six year, Sinking-Fund, Six Per Cent.,  
Gold Bond.

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The OSAGE AND OKLAHOMA COMPANY, a corporation created organized and existing under the laws of the State of Delaware, for value received, promises to pay to the bearer, or if registered to the registered holder hereof, at the office, of The Colonial Trust Company, in the city of Pittsburgh, Pennsylvania, the sum of -----dollars in gold coin of the United States of America, of or equal to the present standard of weight and fineness, on the first day of February, 1916, and to pay interest thereon from February 1, 1910, at the rate of six per centum per annum, at the office of the said Trust Company in like gold coin, semi-annually, on the first day of August and February, in each year, until the principal shall have been fully paid, but only upon the presentation and surrender of the coupons hereto attached, as they severally mature.

All payments upon this bond, both of principal and interest, shall be made without deduction for any United States, state, county or municipal tax or taxes which the said Osage and Oklahoma Company, its successors or assigns, may be required to pay thereon or deduct or retain therefrom under or by reason of any present or future law, the said Osage and Oklahoma Company hereby assuming and