

Mortgage Record No. 75, Madison County, Iowa

FOCH BROTHERS, INC., DES MOINES 17335

Chicago, Burlington & Quincy)
Railroad Company
to
Walter S. McLucas

Filed for record the 13th day of December
A.D., 1924, at 1:50 o'clock P.M.
(Appointment as Trustee Olive Garrison Crawford, Recorder.
#2264 Fee\$.80

Appointment of Walter S. McLucas, as Individual Trustee, in succession to Oliver M. Spencer, Deceased, Individual Trustee, under Chicago, Burlington & Quincy Railroad Company's General Mortgage, dated March 2, 1908.

Know All Men By These Presents: That, Whereas, Chicago, Burlington & Quincy Railroad Company did on the 2nd day of March, 1908, execute and deliver to Central Trust Company of New York (now Central Union Trust Company of New York) and Oliver M. Spencer, as Trustees, its General Mortgage to secure an issue of bonds not exceeding the principal amount of \$300,000,000; and

WHEREAS, the said Oliver M. Spencer, the Individual Trustee named in said General Mortgage, died on June 5, 1924, and no appointment of a successor trustee has been made by the owners of a majority in amount of the bonds secured by said General Mortgage and then outstanding, so that a vacancy in the office of the Individual Trustee in the said Mortgage now exists: and

WHEREAS, by section 4 of Article XI of said General Mortgage it is provided that, in case at any time there shall be a vacancy in the office of trustee thereunder, the Railroad Company, by an instrument executed by order of its Board of Directors, may appoint a trustee to fill such vacancy until a new trustee shall be appointed by the bondholders or as otherwise authorized in said Mortgage; and

WHEREAS, the Board of Directors of said Railroad Company at a meeting duly called and held on the 25th day of June, 1924, ordered and authorized the execution by the President or Executive Vice-President of an instrument in writing appointing Walter S. McLucas, a resident of Kansas City, in the State of Missouri, to fill said vacancy in the office of the Individual Trustee under said General Mortgage and to serve as such trustee for the term aforesaid,

This Instrument Witnesseth, That the Chicago, Burlington & Quincy Railroad Company, pursuant to said section 4 of Article XI of said General Mortgage, hereby appoints and designates the said Walter S. McLucas, a resident of Kansas City, in the State of Missouri, as Individual Trustee in said General Mortgage to fill the vacancy in the office of Individual Trustee created by the death of said Oliver M. Spencer, and to act as such Individual Trustee under said General Mortgage until a new Trustee shall be appointed by the bondholders or as otherwise authorized by said Mortgage,

In Witness Whereof, Said Chicago, Burlington & Quincy Railroad Company has caused its corporate name to be hereunto subscribed by its President, and its corporate seal to be hereunto attached and attested by its Secretary this eighth day of October, 1924.

(Corporate Seal)

CHICAGO, BURLINGTON & QUINCY RAILROAD COMPANY

Attest: C. I. Sturgis,
Secretary.

By Hale Holden,
President.

STATE OF ILLINOIS, County of Cook, ss: Be it remembered, that, on this eighth day of October 1924, before me, a Notary Public, in and for said County and State, personally appeared Hale Holden, President of the Chicago, Burlington & Quincy Railroad Company, a corporation organized and existing under the laws of the State of Illinois, personally known to me to be the same person whose name is subscribed to, and who executed, the foregoing instrument as such President; who, being by me duly sworn, did say that he is President of the said Chicago, Burlington & Quincy Railroad Company; that he knows the corporate seal of said Company; that the seal affixed to the foregoing instrument is the corporate seal of said Company; that it was affixed by order of the Board of Directors of said Company; that said instrument was signed and sealed in be-