

Mortgage Record No. 75, Madison County, Iowa

FOCH BROTHERS, INC., DES MOINES 17335

Notary Public in and for said County and State.

Walter S. McLucas Individual Trustee ) Filed for record the 13th day
to (Acceptance of of December A.D. 1924 at
Chicago, Burlington & Quincy Railroad Co.) Appointment 1:55 o'clock P.M.
#2265 Fee\$.70 Olive Garrison Crawford, Recorder.

Acceptance of Appointment as Successor Individual Trustee under Chicago, Burlington & Quincy Railroad Company's General Mortgage, dated March 2, 1908.

Whereas, Oliver M. Spencer, Individual Trustee in the General Mortgage of the Chicago, Burlington & Quincy Railroad Company to Central Trust Company of New York (now Central Union Trust Company of New York) and Oliver M. Spencer, as Trustees, dated March 2, 1908, died on June 5, 1924, and no appointment of a successor Trustee thereunder has been made by the owners of a majority in amount of the bonds secured by the said General Mortgage and then outstanding, so that a vacancy in the office of Individual Trustee in said Mortgage existed by reason of the death of said Oliver M. Spencer; and

Whereas, the said Chicago, Burlington & Quincy Railroad Company, by an Instrument executed by order of its Board of Directors, has duly appointed and designated Walter S. McLucas, a resident of Kansas City, in the State of Missouri, to act as Individual Trustee under said Mortgage, in succession to the said Oliver M. Spencer, deceased, until a new Individual Trustee shall be appointed by the bondholders under said Mortgage, or as otherwise authorized in said Mortgage; and

Whereas, it is provided by section 4 of Article XI of said General Mortgage that any new Trustee appointed thereunder shall execute, acknowledge and deliver to the Trustee last in office and also to the Railroad Company an Instrument accepting such appointment thereunder, whereupon such new Trustee shall become vested with all the estates, properties, rights, powers and trusts of his predecessor in the trust thereunder, with like effect as if originally named as Trustee therein, without any further act, deed or conveyance,

Now, Therefore, This Instrument Witnesseth, That the said Walter S. McLucas does hereby accept such appointment and execute, acknowledge and deliver to the Central Union Trust Company of New York, and also to the Chicago, Burlington & Quincy Railroad Company, his acceptance of such appointment as Individual Trustee in succession to the said Oliver M. Spencer, deceased, for the term aforesaid, and agrees to be bound by all the conditions and trusts declared in said General Mortgage, as fully as if originally named as Trustee therein.

In Witness Whereof, He has hereunto set his hand and seal this 20th day of October 1924.

Sealed and delivered in the presence of:
Nettie Pontious.
J. Edw. Dillon.

Walter S. McLucas (SEAL)
Individual Trustee.

STATE OF MISSOURI, County of Jackson, ss: On this 20th day of October, 1924, before me personally appeared Walter S. McLucas, to me personally known to be the person named in and who executed the foregoing instrument, and acknowledged that he signed, sealed, executed and delivered the same as his free and voluntary act and deed.