

MORTGAGE RECORD U

SKAMANIA COUNTY, WASHINGTON

#24637

N. W. Elect. Co. to Harold Eckhart

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APPOINTMENT OF SUCCESSOR CO-TRUSTEE UNDER TRUST INDENTURE DATED MAY 1, 1915

KNOW ALL MEN BY THESE PRESENTS That, Whereas under date of May 1, 1915, a certain Trust Indenture was made and entered into by and between Northwestern Electric Company, a corporation of the State of Washington referred to in said Indenture as "Company", and Harris Trust and Savings Bank, a corporation of the State of Illinois, referred to in said Indenture as the "Trustee", and Howard W. Fenton of the City of Chicago, State of Illinois, referred to in said Indenture as the "Co-Trustee" (said Trustee and said Co-Trustee being collectively referred to in said Indenture as the "Trustees"), which said Trust Indenture was so made and entered into for the purpose of securing the First Mortgage Twenty Year Sinking Fund Gold Bonds of said Northwestern Electric Company, the maturity of which bonds has since been extended under certain terms and conditions to May 1, 1945; and

WHEREAS said Co-Trustee, said Howard W. Fenton, has given thirty days' written notice to said Northwestern Electric Company of said Co-Trustee's resignation as one of the Trustee's ~~resignation as one of the Trustee's~~ under said Trust Indenture, and said resignation will become effective according to its terms and as provided in said Trust Indenture on the 20th day of August, 1937; and said Trust Indenture provides, by Section 5 of Article IX thereof, that in case of such vacancy the Company by an instrument executed by order of its Board of trustees (now its board of directors), and signed by its president or its vice president, and attested by its secretary or assistant secretary, and under its corporate seal may appoint a Trustee to fill such vacancy who shall continue as Trustee under said Indenture unless a successor Trustee shall within six months be appointed by the bondholders in the manner provided by said Trust Indenture; and

WHEREAS no Trustee has been appointed by the bondholders to fill such vacancy, and the Company has determined that Harold Eckhart of the village of Winnetka, Illinois, is a qualified and suitable person to serve in the capacity of Co-Trustee under said Trust Indenture in succession to said Howard W. Fenton, and that said Harold Eckhart is willing to accept appointment as such Co-Trustee and to serve in said capacity in accordance with the terms and provisions of said Trust Indenture; and

WHEREAS at a regular meeting of the board of directors of the Company, duly convened and held on this 19th day of August, 1937, the appointment of said Harold Eckhart as such Co-Trustee and the execution of this instrument in testimony thereof were duly authorized and ordered by said board of directors;

NOW, THEREFORE, said Northwestern Electric Company, pursuant to the terms and provisions of said Trust Indenture dated May 1, 1915, does hereby appoint said Harold Eckhart, a resident of the village of Winnetka in the State of Illinois, as Co-Trustee under said Trust Indenture dated May 1, 1915, in succession to said Howard W. Fenton, said appointment to become effective on said 20th day of August, 1937.

IN WITNESS WHEREOF said Northwestern Electric company has caused this instrument, in several identical counterparts, to be executed in its corporate name and under its corporate seal, and to be signed by its president and attested by its secretary, this 19th day of August, 1937.

(Corporate seal affixed)

NORTHWESTERN ELECTRIC COMPANY

By L. T. Merwin, President

Attest:

C. W. Platt, Secretary

Signed sealed and delivered in the presence of:

J.R.A. Laing
Jean McGilchrist