

This Indenture, Made this the 26th day of June, A. D. 1935, by City Bank Farmers Trust Company, a corporation duly organized and existing under and by virtue of the laws of the State of New York, Trustee, Witnesseth:

That,

Whereas, Southern Public Utilities Company, under date of July, 1, 1913, executed and delivered to The Farmers Loan and Trust Company, Trustee, a certain first and refunding mortgage for the purpose of securing the payment of Five (5%) per cent. thirty year Gold Bonds, limited to the aggregate amount of not exceeding Thirty Million (\$30,000,000) Dollars at any one time outstanding, which first and refunding mortgage has heretofore been duly recorded as follows:

In the office of the Register of Deeds of Iredell County, N. C., in Book 82 at page 480; et seq.,

In the office of the Register of Deeds of Lincoln County, N. C., in Book 166, at page 33, et seq.,

In the office of the Register of Deeds of Gaston County, N. C., in Book 102, at page 226, et seq.,

In the office of the Register of Deeds of Davidson County, N. C., in Book 57, at page 13, et seq.,

In the office of the Register of Deeds of Rutherford County, N. C., in Book 4, at page 45, et seq.,

In the office of the Register of Deeds of Henderson County, N. C., in Book 128, at page 203, et seq.;

In the office of the Register of Deeds of Burke County, N. C., in Book V-5 at page 1, et seq.;

In the office of the Register of Deeds of Cleveland County, N. C., in Book 155, at page 186, et seq.,

In the office of the Register of Deeds of Forsyth County, N. C., in Book 84, at page 98, et seq.,

In the office of the Register of Deeds of Stanly County, N. C., in Book 101, at page 297, et seq.;

In the office of the Register of Deeds of Yadkin County, N. C., in Book 51, at page 1, et seq.;

In the office of the Register of Deeds of Union County, N. C., in Book A-11, at page 41, et seq.;

In the office of the Register of Deeds of Cabarrus County, N. C., in Book 76, at page 1, et seq.;

In the office of the Register of Deeds of Catawba County, N. C., in Book 103, at page 243, et seq.;

In the office of the Register of Deeds of Wilkes County, N. C., in Book 154, at page 203, et seq.;

In the office of the Register of Deeds of Surry County, N. C., in Book 109, at page 93, et seq.;

In the office of the Register of Deeds of Davis County, N. C. in Book 14, at page 146, et seq.;

In the office of the Register of Deeds of Alexander County, N. C., in Book 27 at page 183, et seq.;

In the office of the Register of Deeds of Stokes County, N. C., in Book 80, at page 305, et seq.;

In the office of the Register of Deeds of Guilford County, N. C., in Book 628 at page 393, et seq.;

In the office of the Register of Deeds of Rowan County, N. C., in Book 42 at page 1, et seq.;

In the office of the Register of Deeds of McDowell County, N. C., in Book 44, at page 1, et seq.,

In the office of the Register of Deeds of Rockingham, County, N. C., in Book 262 at page 1, et seq.,

In the office of the Register of Deeds of Mecklenburg County, N. C., in Book 312 at page 411, et seq.,

In the office of the Register of Deeds of Polk County, N. C., in Book 37, at page 230, et seq.

In the office of the Register of Mesne Conveyances of Greenville County, S.C., in Book 4, at page 438, et seq.,