

Article in lieu of the authentication of any bonds, the authentication whereof would be subject to the foregoing restrictions of this section, except upon receipt by the Trustee of a certificate signed by the President or a Vice President and the Treasurer or an Assistant Treasurer of the Company showing that the net earnings of the Company as hereinabove defined, for a period of twelve consecutive months ending sixty days next preceding the paying out of any such cash shall have been at least one and three quarters ($1\frac{3}{4}$) times a sum equal to the interest for one year on all the bonds then outstanding under this mortgage, less the amount of deposited cash (whether invested in United States Government obligations or not so invested) remaining with the Trustee under said Section 6, and on all other mortgage indebtedness then constituting a lien superior to the lien of this Mortgage on any part of the Company's property (excepting any such mortgage indebtedness the evidences of which shall then be held by the Trustee under the provisions of this Mortgage or by the trustee under any mortgage constituting a lien superior to the lien of this Mortgage on any part of the Company's property and any such mortgage indebtedness for the payment or redemption of which the necessary moneys shall have been deposited with the trustee under the mortgage securing the same).

SECTION 8. No bonds shall be authenticated under the provisions of this Mortgage except upon receipt by the Trustee of the following:

(a) A certified copy of an order or orders of the Corporation Commission of Oklahoma or other commission or governmental agency then having jurisdiction to regulate the issue of bonds under this Mortgage, authorizing or consenting to the issue of bonds under this Mortgage in an aggregate principal amount at least equal to the principal amount of the bonds which the Trustee is then requested to authenticate; or an opinion of counsel that no such order, authorization or consent is required;

(b) A certificate signed by the President or a Vice President and by the Treasurer or an Assistant Treasurer of the Company, stating that any recording or other tax or taxes required by law in connection with the issuance of such bonds or for the effectiveness of the lien of this Mortgage for the security of said bonds, have been paid; or an opinion of counsel that no such tax or taxes are required by law to be paid; and

(c) ^{in Assistant Treasurer} A certificate signed by the President or a Vice President and by the Treasurer of the Company stating that the Company is not then in default under any provision of this mortgage.

SECTION 9. The Trustee shall receive the certificate of the Secretary or an Assistant Secretary of the Company, under the corporate seal of the Company, as conclusive evidence of the adoption by the Board of Directors of the Company of any resolution in this Mortgage provided for. The same officer or officers of the Company need not certify to all the facts required to be certified to under the provisions of this Article but different officers may certify to different facts. The words "the opinion of counsel," wherever used in this Mortgage, shall mean the written opinion of counsel (who may be of counsel to the Company) selected by the Company and approved by the Trustee. The resolutions, certificates, opinions and other statements required by this Article to be delivered to the Trustee as a condition to the authentication of bonds or the payment of deposited cash hereunder, may be received by the Trustee as conclusive evidence of any fact or matter therein set forth appertaining to its right or duty to authenticate or deliver bonds or pay such cash pursuant to any provision of this Article and shall be full warrant, authority and protection to the Trustee acting on the faith thereof for the authentication by it of such bonds or the payment of such cash, not only in respect of the facts, but also in respect of the opinions therein set forth.

Section 10. Each bond issued under this mortgage shall have attached thereto at the