

The Trustee shall apply the moneys so deposited with it to the payment at the redemption, price aforesaid of the bonds so called for redemption, but shall in no event be liable beyond the amount so deposited with it. Any moneys so deposited which shall not be required for the purpose for which such deposit was made shall be repaid to the Marquette Company upon its written request; and any moneys remaining unclaimed by the holders of bonds and coupons for six years after the specified redemption date shall be paid by the Trustee to the Marquette Company; provided, however, that the Trustee, before being required to make any such payments may, at the expense of the Marquette Company, cause notice that said moneys have not been so called for and that after a date named therein they will be returned to the Marquette Company to be published once a week in each of four successive weeks in a daily newspaper of general circulation published in said City of Detroit and a daily newspaper published in said City of Pittsburgh.

483

SECTION 3. All bonds redeemed or paid pursuant to the provisions of this Article Four and the appurtenant coupons shall be cancelled, and no bonds shall be issued in place thereof.

#### ARTICLES FIVE.

SECTION 1. The Companies covenant and agree that until all of the bonds shall have been redeemed or paid, they will pay to the Trustee as and for a sinking fund for said bonds, beginning June 1, 1927, fifteen (15%) per centum of the net income of each of the Companies (excluding, however, dividends received by the Marquette Company from stock of the Gladys Belle Oil Company) after deducting from gross income, operating expenses, principal and interest charges, depreciation and taxes, such payments to commence June 1, 1927 and to be payable within 45 days after the expiration of each fiscal year thereafter. The money paid to the Trustee under this Article shall be in addition to any other funds which shall accrue and be paid into the sinking fund under any other provisions of this Indenture.

SECTION 2. All moneys received by the Trustee for the sinking fund shall be applied by it from time to time, as soon as reasonably practicable after the receipt thereof to the purchase of bonds, at public or private sale, with or without advertisement for tenders, at the lowest price or prices obtainable by it considering the amount or amounts of bonds purchased, not exceeding the then current redemption price. The Marquette Company shall have the right to sell to the Trustee any bonds owned by it. No purchases hereunder shall be made without the written approval of the Bankers. At the request of the Bankers, the moneys in the sinking fund not applied to the purchase of bond as aforesaid, shall be applied by the Trustee to the redemption of bonds, on the interest payment date following such request, at the redemption price on that date determined as provided in Section 1 of Article Four hereof, the bonds so to be redeemed to be designated by lot under the direction of the Trustee, to an amount sufficient to exhaust, as nearly as may be, the funds then in the sinking funds. When the bonds so to be redeemed have been so designated, the Trustee shall give notice to the Marquette Company to that effect, specifying the numbers thereof, and the Marquette Company shall forthwith give notice of such redemption as in said Article Four provided to be given for the redemption of Bonds pursuant to said Article; or the Trustee may, upon failure or refusal of the Marquette Company so to do, at the expense of the Marquette Company, give such notice. Said notice having been published as in said Article Four provided, the bonds so designated for redemption shall, on the date specified in said notice, become due and payable at said redemption price. From and after the date of redemption so designated (unless default shall be made in the payment thereof) interest on the bonds so designated for redemption shall cease to accrue, and on presentation and surrender of the bonds specified in the notice of redemption in accordance with said notice, with all appurtenant coupons maturing on and after said