

In the principal amount of the bonds at the time outstanding, the Trustee may, for all the purposes of this Indenture, assume that the Companies are not in default under this Indenture and that none of the events hereinbefore denominated events of default has happened.

The Trustee shall not be under any obligation to take any action toward the execution or enforcement of the trusts hereby created which, in its opinion, will be likely to involve it in expense or liability, unless one or more of the holders or registered owners of the bonds shall, as often as required by the Trustee, furnish it reasonable security and indemnity against ^{such} expense or liability, or to take any action in respect of any default, involving expense or liability, unless requested by an instrument in writing signed by the holders or registered owners of not less than twenty-five per-cent in principal amount of the bonds at the time outstanding, and unless furnished reasonable security and indemnity as aforesaid, anything herein contained to the contrary notwithstanding; but neither any such notice or request, nor this provision therefor, shall affect any discretion herein given to the Trustee to determine whether or not the Trustee shall take action in respect to such default or to take action without such request. ~~COMPARED~~

The Trustee shall incur no liability to any ~~margin~~ acting upon, or in accordance with, any notice, request, opinion, consent, certificate, note, bond, coupon or other instrument or paper believed by it to be genuine and to have been signed or presented by the proper person or duly authorized or properly made.

The Trustee may employ agents or attorneys in fact, and shall not be answerable for the default or misconduct of any agent or attorney appointed by it in pursuance hereof, if such agent or attorney shall have been selected with reasonable care, nor for anything whatever in connection with this trust, except willful misconduct or gross negligence.

This Indenture need not be recorded, registered or filed by the Trustee.

The Trustee may receive a certificate under the corporate seal of either Company and signed by the Secretary or Assistant Secretary of such Company as sufficient ^{due} evidence of the adoption of any resolution by the board of directors or executive committee of that company. The Trustee may rely upon, and shall incur no liability for any action taken by it in reliance upon, any such certificate or resolution so certified.

The Trustee shall be reimbursed by the Companies upon demand for, and be indemnified against any liability or damages which may be sustained by it in the premises. The Trustee shall have a claim prior to that of the holder or registered owner of any bond or the holder of any coupon issued hereunder for its compensation and expenses, and also for any liability or damage by it sustained in the premises.

The Trustee makes no undertaking in respect of, and shall not be responsible in any manner whatsoever for, the validity, legality or execution of this Indenture or of any of the bonds issued hereunder or of the recitals herein or in the bonds contained all such recitals being made and to be taken as statements of the Companies solely, or for any action or thing done, ordered or permitted by ^{person} or any representation made by either Company or any of its officers or agents; nor shall the Trustee be accountable or responsible for the use of any bonds authenticated and delivered hereunder, or for the application of the proceeds of such bonds, or for the performance or fulfillment of any covenant or agreement herein provided to be kept by the Companies or either of them.

The Trustee hereunder or any company in which it may be interested or any officer, stockholder or director of the Trustee, or of any such company in its or his individual capacity may from time to time purchase, acquire, hold, own and deal in any of the bonds issued hereunder, and assert its rights in respect thereof in the same manner as any other holder of bonds issued hereunder, or may engage in or be interested in any financial or other