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become subject to Federal Income taxes pursuant to the provisions of Section 103(c)(1) of the Code.

SECTION 8.9. Preparation of Equipment Lease. The Lessee agrees that it will, within six (6) months of the date of delivery of the Notes, provide to the Mortgagees (i) an executed copy of a lease agreement whereby the Lessee leases a 16 pocket Sheridan Binder, (ii) either an opinion of counsel who acted as bond counsel in connection with the issuance of the Notes or a ruling by the Internal Revenue Service that (a) said equipment lease satisfies the requirements of Revenue Ruling 55-540 and Revenue Procedure 75-21 and (b) that the expenditures made in connection with the equipment leased thereunder are "excluded expenditures" under Regulation Section 1.103-10(b)(2)(iv)(b) of the Regulations under Section 103 of the Code and (iii) an opinion of counsel who acted as bond counsel in connection with the issuance of the Notes that the execution, deliver and performance of said equipment lease will not cause the interest on the Notes to be or become subject to Federal Income taxes pursuant to the provisions of Section 103(b)(1) of the Code or to not qualify or cease to qualify as an exempt small issue of obligations under Sections 103(b)(6)(A) and (D) of the Code.