

by the President or a Vice-President and the Chief Engineer or an Assistant Chief Engineer of the Company specifying the property to be released, stating that it is not used or useful for railroad purposes of the Company and stating the value of all property theretofore sold, exchanged or otherwise alienated by the Company pursuant to the terms of this Section within the calendar year in which the request for release is made.

The Company will deliver annually in the month of April to the Corporate Trustee a certificate signed by its President or a Vice-President and by its Secretary or an Assistant Secretary setting forth in reasonable detail all property and the value thereof sold, exchanged or otherwise alienated in accordance with this Section within the previous calendar year and all replacements and the value thereof, together with the opinion of counsel required by Section 6.06.

SECTION 6.04. If by final decree of any court having jurisdiction in the premises the Company shall be required to part with the ownership, possession or operation of any portion or portions of the trust estate, then in that event the portion or portions with which it may be so required to part shall, notwithstanding the foregoing provisions of this Article, be released from the lien of this Indenture upon such terms and conditions as in such decree may be prescribed.

SECTION 6.05. The Company shall have full power in its discretion and without notice or report to or action by the Corporate Trustee, from time to time

(a)(1) To alter, remove, demolish or retire from service any building or structure or industry tracks or side tracks or yard tracks or other property on the trust estate which may have become unfit or undesirable for use or which it may deem necessary or desirable to alter, remove, demolish or retire in connection with the maintenance or operation of or in the improvement of the trust estate, and (2) to dispose of any portion of the fixtures, equipment, cars, locomotives and other rolling