

SECTION 7.05. *Disposition by Trustees of Proceeds.* All moneys received by the Trustees pursuant to Sections 6.03, 6.08, 7.02, 7.03, 7.04 and 7.09 or for which other provision is not made elsewhere in this Indenture (other than any interest on purchase money obligations payable to the Company pursuant to the second paragraph of Section 7.04) shall from time to time (but not later than two years after the receipt thereof by the Trustees), if no Event of Default has occurred and is continuing to the knowledge of the Trustees, be paid to the Company in an amount not in excess of the amount specified in the Request then being filed pursuant to this Section, upon receipt by the Trustees of:

(a) If the amount specified in such Request and in all Requests theretofore filed by the Company pursuant to this Section in the then current calendar year does not exceed \$250,000 in the aggregate, (i) a Request that the Trustees pay out a specified amount of such moneys to the Company as reimbursement for specified expenditures by the Company with respect to Property Additions made after the Completion Date, (ii) an Officers' Certificate, (iii) an Opinion of Counsel, and (iv) such other documents, if any, as the Trustees may require; all covering such matters as may, in their sole discretion, be specified by the Trustees; or

(b) A Request that the Trustees pay out a specified amount of such moneys, together with the written waiver or consent of the holders of not less than 66 $\frac{2}{3}$ % in aggregate principal amount of the Bonds at the time outstanding to the taking of such action by the Trustees.

If the Company shall have agreed to make payment by the delivery of property not subject to the lien of this Indenture or of securities of the Company, instead of in cash, for any Property Additions, the fair market value of such property or securities at the time of such agreement shall be determined in good faith by its Board of Directors. An Officers' Certificate with respect thereto shall be furnished to the Trustees and such fair market value shall be deemed an expenditure by the Company with respect to Property Additions.

All moneys (aggregating \$100,000 or more) held by the Trustees under this Section shall, from time to time upon receipt by the Trustees of a Request or Requests of the Company and without any such Request