

in the possession of the Trustees for 6 years after the date of the maturity of the Bonds or the date fixed for the redemption of the Bonds, as the case may be, shall be repaid to the Company upon its request and holders of such Bonds shall thereafter be entitled to look only to the Company for payment thereof.

## ARTICLE TWELVE.

### MISCELLANEOUS PROVISIONS.

SECTION 12.01. *Indenture for Benefit of Parties Hereto.* Nothing in this Indenture, expressed or implied, is intended or shall be construed to confer upon, or to give to, any Person, other than the parties hereto, and the holders of the Bonds, any right, remedy or claim under or by reason of this Indenture or any covenant, condition or stipulation hereof; and the covenants, stipulations and agreements in this Indenture contained are and shall be for the sole and exclusive benefit of the parties hereto, their successors and assigns, and the holders of the Bonds.

SECTION 12.02. *Severability.* In case any one or more of the provisions contained in this Indenture or in the Bonds shall be invalid, illegal or unenforceable in any respect, the validity, legality and enforceability of the remaining provisions contained herein and therein shall not in any way be affected or impaired thereby.

SECTION 12.03. *Bases of Certificates, etc.* Any Opinion of Counsel required to be furnished pursuant to any of the provisions of this Indenture may, in lieu of stating the facts required by the provisions hereof, state that the required conditions will be fulfilled on the execution and delivery of designated instruments, which instruments shall be delivered in form approved by such counsel prior to or concurrently with the taking or suffering by the Trustees of the action as a condition precedent to which such opinion is required to be furnished under the terms of this Indenture.

Any Opinion of Counsel given as to title to property may be based, in whole or in part, upon a certified abstract of title or any torrens certificate, or upon any guaranty policy or certificate or any commitment for such guaranty policy or certificate issued or rendered by any reputable person, firm or corporation engaged in the business of examining or insuring or guaranteeing titles to property or upon any public records pertaining to real estate titles or upon the opinion of