

appointment of such a receiver or receivers. Any receiver or receivers so appointed shall have such powers as the court making the appointment shall confer, which may comprise any or all of the powers which the Trustees are authorized to exercise by the provisions of Subdivision II of Section 7.1, and shall have the right to incur such obligations and to issue such certificates therefor as the court shall authorize.

Section 7.5. Retention of Possession. Notwithstanding the appointment of any receiver, liquidator or trustee of the Company, or of any of its property, or of the Trust Estate or any part thereof, the Trustees shall be entitled to retain possession and control of all property now or hereafter Mortgaged and Conveyed to or held by the Trustees under this Indenture.

Section 7.6. Suits by Trustees. All rights of action under this Indenture or under any of the Notes may be enforced by the Trustees without the possession of any of the Notes and without the production thereof at any trial or other proceeding relative thereto. Any such suit or proceeding instituted by the Trustees shall be brought in their names as trustees (subject to the provisions of Sections 8.2 and 8.6 hereof), and any recovery of judgment shall be, subject to the rights of the Trustees, for the ratable benefit of the registered owners of the Notes then outstanding.

Section 7.7. Waiver of Remedies. The Trustees, upon the written request of the registered owners of 85% in principal amount then outstanding of the Notes, shall waive any default hereunder and its consequences, except a default (i) in the payment or prepayment of the principal of any Note when and as the same shall become due and payable, (ii) depriving the registered owner of any Note of a lien upon the Trust Estate, or (iii) in the

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