

1430 869

ARTICLE IX

SUPPLEMENTAL INDENTURES

SECTION 9.01. Supplemental Indentures Not Requiring Consent of Bondholders. From time to time and at any time and without notice to or the consent of the holder of any Bond, the County and the Trustee may enter into an indenture or indentures supplemental to and not inconsistent with the Indenture for any one or more or all of the following purposes:

(a) to cure any ambiguity or formal defect or omission in the Indenture, or in regard to matters or questions arising under the Indenture; provided that such supplemental indenture shall not adversely affect the interests of the holders of the Bonds;

(b) to modify, amend or supplement the Indenture as may be required to permit the qualification thereof under the Trust Indenture Act of 1939 or any similar federal statute hereafter in effect, and, if they so determine, to add to the Indenture such other terms, conditions and provisions as may be permitted by said Trust Indenture Act of 1939 or similar federal statute;

(c) to grant to or confer upon the Trustee for the benefit of the holders of the Bonds any additional rights, remedies, powers or authority that may lawfully be granted to or conferred upon the holders of the Bonds or the Trustee or any of them;

(d) to subject to the lien and pledge of the Indenture additional revenues, properties or collateral; or

(e) to modify, amend or supplement the Indenture in any other way, provided that as to any Bonds then Outstanding such modification, amendment or supplement shall not be or become effective so long as such Bonds shall remain Outstanding.

SECTION 9.02. Supplemental Indentures with Consent of Bondholders. Except as provided in Section 9.01 hereof and as hereinafter provided in this section the County and the Trustee shall not modify, amend or supplement the Indenture.

With the consent of and in the manner hereinafter provided the holders of sixty-six and two-thirds (66-2/3) percent in aggregate principal amount of the Bonds then outstanding, the County and the Trustee may from time to time and at any time enter into an indenture supplemental to the Indenture for the purpose of modifying, amending or supplementing the Indenture in