

0731

(b) A certificate of an Independent Engineer, dated not more than ninety (90) days prior to the date of the purchase and stating that, in the opinion of the person signing such certificate, (i) the portion of the Land with respect to which the option is exercised is not needed for the operation of the Project for the purposes hereinabove stated, and (ii) the release from the lien of this Mortgage will not impair the usefulness of the Project for the purposes for which it is intended and will not destroy the means of ingress thereto and egress therefrom; and

(c) An amount of money equal to the purchase price computed as hereinabove provided.

The Mortgagee agrees that, upon receipt of the notice, certificate, and money required in this paragraph to be furnished to it by the Mortgagor, the Mortgagee will promptly deliver such money to the Assignee, to be applied to the prepayment of the Note hereunder, and secure from the Assignee a release from the lien of this Mortgage of such portion of the Land with respect to which the Mortgagor shall have exercised the option granted to it in this paragraph. In the event the Mortgagor shall exercise the option granted to it under this paragraph, the Mortgagor shall not be entitled to any abatement or diminution of the amounts payable under Section 5.2 of the Loan Agreement.

4328 RV-2