

the provisions of Articles IX and XV thereof, if prior to full payment of the Bonds (or provisions for payment thereof in accordance with the provisions of the Indenture) (i) the Facilities or any portion thereof are destroyed (in whole or in part) or are damaged by fire or other casualty or (ii) title to, or the temporary use of, the Facilities or any part thereof shall be taken under the exercise of the power of eminent domain by any governmental body or by any person, firm or corporation acting under governmental authority, the Corporation shall be obligated to continue to pay the amounts payable under the Agreement.

Section 6.2. Application of Net Proceeds. The Issuer, Trustee and the Corporation will cause the Net Proceeds of any insurance proceeds or condemnation award resulting from any event described in Section 6.1 hereof to be deposited and applied in the manner set forth in Article IX of the Agreement.

Section 6.3. Insufficiency of Net Proceeds. If the Net Proceeds are insufficient to pay in full the cost of any repair, restoration, modification or improvement referred to in Article IX of the Agreement, the Corporation will complete the work and pay any cost in excess of the amount of the Net Proceeds held by the Trustee. The Corporation agrees that if by reason of any such insufficiency of the Net Proceeds, the Corporation shall make any payments pursuant to the provisions of this Section, the Corporation shall not be entitled to any reimbursement therefor from the Issuer or from the Trustee or from the holders of any of the Bonds, nor shall the Corporation be entitled to any diminution of the amounts payable under the Agreement.

Section 6.4. Condemnation of Property Owned by the Corporation. The Corporation shall be entitled to the Net Proceeds of any condemnation award or portion thereof made for destruction of, damage to or taking of its property not included in the Facilities or that is not collateral for the Bonds or Parity Indebtedness.

## ARTICLE VII

### REPRESENTATIONS, COVENANTS AND WARRANTIES OF THE CORPORATION

Section 7.1. Defense of the Title. The Corporation covenants that it is lawfully seized and possessed of title in fee simple to the Land; that it has good right to sell,