

(iv) for any other purpose not inconsistent with the terms of this Indenture, and which shall not impair the security of the same.

(b) In each and every case provided for in this Article, the Trustee shall be entitled to exercise its uncontrolled discretion in determining whether or not any proposed supplemental indenture is necessary or desirable, having in view the needs of the holders of Bonds theretofore issued hereunder; and the Trustee shall be under no responsibility or liability to the Issuer or to any holder of any act which it may do or decline to do in good faith subject to the provisions of this Article in the exercise of such discretion.

ARTICLE XI

RELEASE OF MORTGAGED PROPERTY

Upon the written request of Issuer, pursuant to a resolution of the governing body, the Trustee may, from time to time, so long as the Issuer shall not be in default, release from the lien hereof any of the real or personal property covered hereby, when in its judgment, based upon the certificate of some disinterested person selected by the Trustee for purpose of investigating the question, other property of equal value is substituted therefore and subjected to the lien hereof, so that such a release shall not impair the security of the bondholders.

ARTICLE XII

ADDITIONAL SERIES OF BONDS TO BE SECURED HEREBY

Section 1. Additional Bonds. The Issuer shall have the right, with written consent of the Trustee, to issue additional bonds to be secured hereby, provided Issuer is not in default under any provision of the Trust Indenture. Such additional bonds shall be issued pursuant to a resolution duly adopted by the governing body of the Issuer, provided, however, that the additional bonds are issued pursuant to a supplement to this Trust Indenture. An executed copy of said Supplemental Trust Indenture, signed by the Trustee, when recorded in the deed records of the county where said property is located, shall serve as a modification of this Instrument. Such additional bonds shall be of equal standing and priority with the original series of bonds secured hereby (i) if all proceeds from the sale of such additional bonds (after deducting brokers' commissions and expenses of sale and issue) are expended to make further improvements on the Premises conveyed in this Indenture, and/or (ii) to retire bonds of the original series secured hereby, or any other series of equal standing and priority (at maturity or at earlier redemption), and/or (iii) to acquire additional property to become subject to the lien of this Indenture.

Section 2. Limit of Indebtedness. Additional series of bonds shall be permitted, with consent of Trustee, whether or not said additional bonds are secured by a Supplemental Trust Indenture or otherwise, only upon compliance with the following limitations and conditions:

(a) The aggregate principal amount of bonds of this series, including accrued interest, together with the bonds of subsequent series outstanding or proposed to be issued, shall not exceed in the aggregate seventy-five (75%) percent of the reasonable value of the land, buildings, and equipment owned and operated by the Issuer and included in the lien of this Indenture, together with that acquired by the application of the proceeds of such additional bonds.