

assessments or liens upon the Trust Estate or otherwise as to the maintenance of the Trust Estate, except that in the event either of the Trustees enters into possession of a part or all of the Trust Estate, the Trustee or Individual Trustee, as the case may be, shall preserve the part in its possession.

(b) The Trustees shall not be required to ascertain or inquire as to the performance by the Company of any of the covenants or agreements contained herein, in any Harnischfeger Security Document or in any of the Harnischfeger Corporation Restructuring Agreements.

(c) Whenever it is necessary, or in the opinion of the Trustees advisable, for the Trustees to ascertain the amount of Secured Debt then held by a Holder (including, without limitation, for purposes of making the determinations and allocations required by Sections 3.4 and 3.5), the Trustee shall be entitled to rely on a certificate of such Holder as to such amount. If any Holder shall not give such information to the Trustees, it shall not be entitled to receive distributions hereunder and distributions to those Holders who have supplied such information to the Trustees shall be calculated by the Trustees using, for those Holders who have not supplied such information, the list then most recently delivered by the Company pursuant to Section 4.2. The amount

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