

or operated as a unit by a person or persons other than the Company in a business similar to that in which it has been or is to be used or operated by the Company.

*Act:*

The term "*Act*" shall mean the Trust Indenture Act of 1939 as in force on the date of execution of this Indenture.

*Additional Bonds:*

The term "*additional Bonds*" shall mean Bonds authorized hereunder of any series which are duly authenticated and delivered pursuant to § 4.03, § 4.04, § 4.05 or § 4.06.

*Affiliate:*

The term "*affiliate*" of any corporation shall mean any person directly or indirectly controlling, controlled by or under direct or indirect common control with such corporation. A person shall be deemed to control a corporation, for the purpose of this definition, if such person possesses, directly or indirectly, the power to direct or cause the direction of the management and policies of such corporation, whether through the ownership of voting securities, by contract, or otherwise.

*Appraiser:*

The term "*appraiser*" shall mean a person engaged in the business of appraising property or competent to determine the value of the particular property in question, whether or not affiliated with the Company or regularly or at intervals employed by the Company.

*Appraiser's Certificate:*

The term "*Appraiser's Certificate*" shall mean a certificate conforming to the requirements of § 18.06 and signed by an appraiser acceptable to the Trustee. The acceptance by the Trustee of a Certificate of an appraiser shall be sufficient evidence that the signer is acceptable to the Trustee.