

to or concurrently with the authentication and delivery of the bonds applied for or (ii) which are secured by a mortgage or other lien on any gas production properties, even though such mortgage or other lien ranks equally with or prior to the lien of this Indenture, if the Company has not created, incurred, assumed, guaranteed or otherwise obligated itself for the payment of the indebtedness evidenced by the bonds or other obligations secured by such mortgage or other lien;

(3) the annual debt service on all such bonds and other obligations to remain outstanding after the authentication and delivery of the bonds applied for (other than those of the character referred to in clause (ii) of the foregoing subdivision (2)); the term "annual debt service" meaning the annual interest charges on such bonds and other obligations plus the average of the annual sinking fund requirements thereon (or, in the case of bonds or other obligations which mature serially, the annual requirements for the payment of the principal thereof), excluding amounts to be applied to the payment of interest included in such requirements, for all series or issues of such bonds or other obligations for the period from a date not more than fifteen days prior to the date of the delivery to the Corporate Trustee of the application in connection with which such certificate is being furnished to the date of maturity of the latest maturing series or issue of such bonds or other obligations;

(4) that such net earnings are at least four times such annual interest charges and at least one and one-half times such annual debt service;

(5) that such net earnings less the amount of the total appropriations made by the Company to retirement reserves for properties (other than gas production properties) subject to the lien of this Indenture during such twelve months' period are at least two and one-quarter times such annual interest charges, and, if any bonds of any of the present series shall then be outstanding, that such appropriations, in the case of the properties referred to in the first paragraph of Section 7.11, are not less than the amounts required under the provisions of said Section and, in the case of other properties (other than gas production properties) subject to the lien of this Indenture are not less than the amounts required by good accounting practice; and