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purchased, redeemed or otherwise retired through the application of cash pursuant to Section 4.06 or Section 8.12;

(2) stating that none of the bonds to be refunded were surrendered in exchange for other bonds or were surrendered for transfer; and

(3) if any of the bonds of any of the present series shall then be outstanding, stating that none of the bonds to be refunded have been retired through the operation of any sinking fund or applied as a credit against any sinking fund obligation, or are serial bonds which have theretofore matured.

Bonds purchased, redeemed or retired by the use of money applied or paid by the Corporate Trustee shall be deemed to have been delivered to the Corporate Trustee for the purposes of this Section.

Any bonds received by the Corporate Trustee pursuant to this Section (if not previously cancelled) shall be cancelled by the Corporate Trustee, and except to the extent refundable pursuant to this Section, no further bonds shall thereafter be issuable in respect thereof.

SECTION 4.05. *Authentication and Delivery of Bonds on Basis of Deposit of Cash.* Bonds shall be authenticated and delivered by the Corporate Trustee from time to time (but only upon compliance with Section 4.02) to an aggregate principal amount equal to the amount of cash deposited for the purpose with the Corporate Trustee pursuant to this Section.

SECTION 4.06. *Payment of Deposited Cash.* Cash deposited pursuant to Section 4.05 shall be held by the Corporate Trustee as part of the trust estate and, unless the Company shall at the time be in default in the payment of interest on some one or more of the bonds, or an event of default as defined in Section 10.02 shall have happened and be continuing, shall be paid out or be applied by the Corporate Trustee at any time or from time to time, as follows:

(1) Upon delivery to the Corporate Trustee in accordance with subdivision (a) of Section 4.02 of an application of the Company so requesting (which application shall refer to the payment of cash instead of the authentication of bonds), but