

and not in respect of the bonds of one or more other series, then whatever action in this Article is provided may or shall be taken upon the existence of such an event of default by or upon the request of the holders of thirty per cent. of the principal amount of all bonds outstanding hereunder may be or shall be taken, in the absence of such request, by or upon the request of the holders of thirty per cent. in principal amount of the outstanding bonds of such series with respect to which such event of default shall have occurred. The provisions of this Section shall not, however, be applicable to any request or direction provided for in Section 10.02, Section 10.22 or Section 10.23.

SECTION 10.25. No holder of any bond or coupon hereby secured shall have the right to institute any suit, action or proceeding at law or in equity, or any special or other statutory proceeding, upon or in respect of this Indenture, or for the execution of any trust or power hereof, or for the appointment of a receiver, or for any other remedy under or upon this Indenture, unless

(a) such holder shall previously have given to the Trustees written notice of an event of default as defined in Section 10.02, and of the continuance thereof as hereinbefore provided; and

(b) the holders of at least thirty per cent. in principal amount of the bonds then outstanding after the right to exercise such powers, or right of action, as the case may be, shall have accrued, shall have made written request upon the Trustees and shall have afforded to them reasonable opportunity either to proceed themselves to exercise the powers hereinbefore granted, or to institute such action, suit or proceeding in their own names; and

(c) such holder or holders shall have offered to the Trustees security and indemnity satisfactory to them against the costs, expenses and liabilities to be incurred in or by reason of such action, suit or proceeding; and

(d) the Trustees shall have refused or neglected either to comply with such request within a reasonable time thereafter or to take other appropriate proceedings for the enforcement of this Indenture;