

Property Additions subject to Prior Lien) deposited with the Corporate Trustee under any of the provisions of this Indenture (other than the provisions of Section 30 hereof) and theretofore withdrawn (including any such Funded Cash for the withdrawal of which application is then made) under any of the provisions of this Indenture upon the basis of such Property Additions subject to Prior Lien as shall have continued to be subject to Prior Lien,

(d) sixty per centum (60%) of the Cost or of the Fair Value to the Company (whichever is less) at the time of the release hereinafter in this clause (d) mentioned of such Property Additions subject to Prior Lien as shall have continued to be subject to Prior Lien, used as a basis for the release from the Lien of this Indenture of Funded Property (other than Funded Property subject to Prior Lien) or the basis of a credit under the provisions of Section 38 or Section 39 hereof; and (e) the principal amount of all Prior Lien Bonds to be Outstanding upon the granting of such application,

do not in the aggregate exceed fifteen per centum (15%) of the aggregate principal amount of (1) all bonds authenticated and delivered under this Indenture to the date of such application, including those applied for (except bonds authenticated and delivered hereunder upon transfer of which or in exchange or substitution for and/or in lieu of which other bonds have been authenticated and delivered under any of the provisions of this Indenture) and (2) all Prior Lien Bonds to be Outstanding upon the granting of such application.

No bonds shall be authenticated and delivered under the provisions of this Article V, nor Funded Cash be withdrawn, nor Funded Property be released under any of the provisions of this Indenture, nor credit taken under the provisions of Section 38 or Section 39 hereof upon the basis of any Property Additions subject to Prior Lien, in any case unless (a) it shall be stated in an Engineer's Certificate accompanying the application that the aggregate principal amount of Outstanding Prior Lien Bonds secured by Prior Lien on such Property Additions does not exceed in principal amount fifty per centum (50%) of the Cost (which shall be computed as in Section 25 hereof provided) or of the then Fair Value to the Company (whichever shall be less) of the Property Additions subject to such Prior Lien or (b) such certificates shall show that the required amount has theretofore been deducted in compliance with the provisions of this Section when other Property Additions subject to such Prior Lien shall have theretofore been made the basis under any of the provisions of this Indenture for the authentication and delivery of bonds or the withdrawal of cash or the release of property or the basis of a credit under the provisions of Section 38 or Section 39 hereof and that since the date of such deduction property of the Company has continued to be subject to such Prior Lien.

The Corporate Trustee shall assume that any Property Additions subject to Prior Lien which shall have formed the basis, under any of the provisions of this Indenture, for the authentication and delivery of bonds or the withdrawal of Funded Cash or the release of Funded Property or the basis of a credit under the provisions of Section 38 or Section 39 hereof have continued to be subject to Prior Lien until the Corporate Trustee shall have received a Treasurer's Certificate (accompanied by a concurring Opinion of Counsel) to the contrary.

If at any time and from time to time, by reason either of the discharge of any Prior