

Equipment

“Equipment” means all equipment classified as such under the Accounting Rules.

Equipment Agreement

“Equipment Agreement” means any equipment trust agreement, conditional sale agreement, lease or chattel mortgage pertaining to Equipment.

Events of Default

“Events of Default” means the Events of Default enumerated in § 8.01 hereof.

Executing Company

“Executing Company” means the Company or Companies designated to execute any series of Bonds in the supplemental indenture executed with respect to such series pursuant to § 3.06(3) hereof.

Excepted Encumbrances

“Excepted Encumbrances” means, as of any particular time, any of the following:

- (1) liens for taxes, assessments or governmental charges not then delinquent; liens for workmen’s compensation awards and similar obligations not then delinquent; liens or encumbrances in connection with litigation against any Company concerning claims for personal injuries or damages to property arising out of the operation of its business if entitled to priority over the lien of the Indenture by operation of law; other liens not exceeding \$100,000 in the aggregate arising out of litigation against any Company; liens for the payment or discharge of which provisions satisfactory to the Trustee have