

indirectly controlling, or controlled by, or under direct or indirect common control with, the Companies or any such other obligor; and (c) is not connected with the Companies or any other obligor upon the Bonds issued hereunder or any person directly or indirectly controlling, or controlled by, or under direct or indirect common control with, the Companies or any such other obligor, as an officer, employee, promoter, underwriter, trustee, partner, or person performing similar functions.

For the purposes of this Indenture, the term "control" shall mean the power to direct the management and policies of a person, directly or through one or more intermediaries, whether through the ownership of voting securities, by contract, or otherwise, and the terms "controlling" and "controlled" shall have meanings correlative to the foregoing.

ARTICLE SEVENTEEN

PROVISIONS AS TO PAYING AGENTS AND MISCELLANEOUS ADDITIONAL PROVISIONS

§ 17.01. (a) All moneys received by any Trustee whether as Trustee or paying agent shall, until used or applied as in this Indenture provided, be held in trust for the purposes for which they were received, but need not be segregated from other funds except to the extent required by law.

(b) The Companies will require each paying agent (other than the Companies and the Trustee) to execute and deliver to the Trustee an undertaking that, subject to the provisions of this § 17.01, such paying agent will hold in trust for the benefit of the Bondholders or holders of coupons, as the case may be, all sums held by such paying agent for the payment of the principal of, premium, if any, or interest on the Bonds and will give to the Trustee notice of any default by the Companies in the making of any such payments. Such paying agent shall not be obligated to segregate such sums from other sums of such paying agent, except to the extent required by law.

(c) Anything in this Section to the contrary notwithstanding, the Companies may at any time, for the purpose of obtaining a release or satisfaction of this Indenture or for any other purpose, cause to be paid to the Trustee all sums held in trust by any paying agent as required by this § 17.01, such sums to be held by the Trustee upon the trusts herein contained.

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