

brought, and stating or specifying (a) that such property constitutes a part, or all, as the case may be, of the mortgaged property, (b) that a specified award has been made in such proceeding and (c) that all conditions precedent, provided for in this Indenture in respect of the release of property then requested, have been complied with;

(2) an opinion of counsel, dated not more than thirty (30) days prior to the date of the filing thereof with the Trustee, specifying the instruments of release, if any, adequate and proper for the purpose of releasing from the lien of this Indenture the property described in the certificate mentioned in paragraph (1) of this Section 6.04, and specifying the instruments of conveyance, assignment and transfer necessary to vest in the Trustee, to hold as part of the mortgaged property, the award referred to in said certificate, or stating that no such instruments are necessary for such purpose, and also stating (a) that the condemnation, eminent domain or other similar proceeding referred to in said paragraph (1) was duly and legally had and the amount of the award therein properly and legally determined, and (b) that all conditions precedent, provided for in this Indenture, in respect of the release of property then requested, have been complied with by the Obligors;

(3) the form of any instruments of release referred to in the opinion of counsel mentioned in paragraph (2) of this Section 6.04;

(4) any such award; and

(5) the instruments of conveyance, assignment or transfer, if any, specified in the opinion of counsel mentioned in paragraph (2) of this Section 6.04.

Section 6.05. The Obligors will give to the Trustee prompt notice of the commencement of any condemnation, eminent domain or other similar proceeding brought with respect to any of the mortgaged property, and the Trustee may be (but shall not be required hereunder to be) represented by counsel therein.

Section 6.06. The Trustee may execute and deliver any release pursuant to the provisions of this Article Six only if any instrument of conveyance, assignment or transfer provided for in this Article Six