

and customer service equipment attached to the building by bolts and screws and/or by utility connections, including without limitation walk-in refrigerators and freezers, remote refrigeration systems, exhaust systems and hoods.

SECTION 1.15. The term "Trust Estate" means as of any particular time the properties and rights which at said time are subject to the lien of this Indenture.

SECTION 1.16. The term "Trustee" means American National Bank and Trust Company of Chattanooga or its successors for the time being in the trust hereunder unless the instrument by which a Co-Trustee is appointed pursuant to Section 8.4 clearly indicates that such Co-Trustee is also intended to be covered by the term.

SECTION 1.17. The term "individual mortgage" means the mortgages, deeds of trust and other security instruments to which counterparts of this Indenture are attached for recording purposes as provided in Section 4.3.

All terms used in this Indenture which are not defined in this Article I have the meanings set forth elsewhere in this Indenture. All capitalized terms which are not defined in this Indenture shall have the meanings assigned to such terms in the applicable Leases.

ARTICLE II

The Bonds

SECTION 2.1. In General. The Bonds may have such letters, numbers and other marks of identification and such legends or endorsements thereon as the Company may determine with the approval of the Trustee and as are not inconsistent with the provisions of this Indenture. The Bonds shall:

(a) be designated "9 1/2% Secured Bonds Due February 1, 1998":

(b) be limited in aggregate principal amount to an amount not to exceed \$7,315,000, exclusive of Bonds issued pursuant to Sections 2.6(a), (b), and (c);

(c) be issueable only as fully registered Bonds, without coupons, in any denominations;