

if any, and interest in any coin or currency of the United States of America which at the time of payment shall be legal tender for the payment of public and private debts."

SECTION 4. Paragraph (a) of § 2.08 of the original indenture is hereby amended by the insertion, immediately following the first sentence of said paragraph, of the following:

"Anything hereinabove in this paragraph (a) to the contrary notwithstanding, so long as any of the First and Refunding Mortgage Bonds, 2.65% Series Due 1977, are outstanding hereunder, the term 'net amount' as applied to any additional property as below defined, acquired or constructed by the Company prior to January 1, 1947, means the cost or fair value thereof to the Company, whichever of said amounts is the lesser; and the term 'net amount' as applied to any additional property as below defined, acquired or constructed by the Company subsequent to December 31, 1946, means the cost or fair value thereof to the Company, whichever of said amounts is the lesser, after deducting from said lesser amount the original cost of fixed property of the Company whether owned on December 31, 1946 or thereafter acquired, which shall have, subsequent to December 31, 1946, become obsolete, inadequate or worn out, or for any other reason has been retired from service and has not theretofore been deducted from the lesser of the cost or fair value of any additional property as below defined."

SECTION 5. Article 4 of the original indenture is hereby amended by adding an additional section to be numbered § 4.18 and to read as follows:

"§ 4.18. The Company covenants that, anything elsewhere herein to the contrary notwithstanding, so long as any of the First and Refunding Mortgage Bonds,