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the relief or aid of debtors, any court of competent jurisdiction shall assume custody or control of the Borrower or of the whole or any substantial part of its property, and such custody or control shall not be terminated within ninety days from the date of assumption of such custody or control; or

(k) If payment of any required monthly installment into the Sinking Fund Account created by Article IV of Part One of this Indenture shall not be made; provided, however, if the Trustee shall have adequate funds in the Bond Reserve Account to make the next succeeding interest payment the failure to pay a monthly installment into the said Sinking Fund Account shall not be an immediate default if such payment shall be made within 90 days following the date when such monthly payment was initially due and payable.

Section 9. Amendment of Section 7.07 of Part Two: Section 7.07 of Part Two of this Indenture is hereby amended to read as follows:

Section 7.07. Public Auction of Properties: If one or more of the events of default shall happen and be continuing, the Trustee, without entry, personally or by attorney, in its discretion may, if at the time such action shall be lawful, proceed to sell, under such conditions as may at the time be permitted or required by law, to the highest and best bidder all and singular the trust estate (except any money then held by the Trustee under any provision of this Indenture) and all rights, title, interest, claim and demand therein and thereto of the Borrower. Such sale shall be made at public auction and at such place or places and at such time or times and upon such notice as the Trustee may be advised by counsel to be consistent with the laws, if any, applicable thereto, and upon such terms as the Trustee may fix. Notice of any sale pursuant to any provision of this Indenture shall state the time and place when and where the same is to be made, shall contain a brief general description of the property to be sold, shall briefly state the terms of the sale and shall be sufficiently given if published once a week for four successive weeks prior to such sale in a newspaper of general circulation printed in the English language and published in the City or County in which the Borrower is situated. If, in the opinion of counsel for the Trustee, such notice given in such manner is not sufficient to comply with the then