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ARTICLE NINE

Immunity of Incorporators, Members, Officers and Directors

Section 1. No recourse under or upon any obligation, covenant or agreement of this Indenture, or of any bond, or for any claim based thereon or otherwise in respect thereof, shall be had against any incorporator, member, officer or director, as such, past, present or future, of the Corporation or of any successor corporation, either directly or through the Corporation, whether by virtue of any constitution, statute or rule of law, or by the enforcement of any assessment of penalty or otherwise; it being expressly understood that this Indenture and the obligations issued hereunder are solely corporate obligations, and that no such personal liability whatever shall attach to, or is or shall be incurred by, the incorporators, members, officers or directors, as such, of the Corporation or of any successor corporation, or any of them, because of the creation of the indebtedness hereby authorized, or under or by reason of the obligations, covenants or agreements contained in this Indenture or in any of the bonds or implied therefrom; and that any and all such personal liability, either at common law or in equity or by constitution or statute, of, and any and all such rights and claims against, every such incorporator, member, officer or director, as such, because of the creation of the indebtedness hereby authorized, or under or by reason of the obligations, covenants or agreements contained in this Indenture or in any of the bonds or implied therefrom are hereby expressly waived and released as a condition of, and as consideration for, the execution of this Indenture and the issue of such bonds.

ARTICLE TEN

General Provisions

Section 1. All of the covenants, stipulations, promises, undertakings and agreements herein contained by or on behalf of the Corporation shall bind its successors and assigns, whether so expressed or not, including particularly any corporation into or with which the Corporation may be consolidated or merged.

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