

holders of Bonds of 1975 Series and Bonds of 1980 Series at the time outstanding as provided in § 1.04, consent to any amendment to the Throughput Agreement, either of the Assignments, either of the Sales Contracts or the Guaranty Agreement which would in any manner adversely affect the rights of the Bondholders. Whether or not a consent is required thereto under this § 6.19, the Company will forthwith upon the execution and delivery of any amendment to the Throughput Agreement, either of the Assignments, either of the Sales Contracts or the Guaranty Agreement, deposit a copy of such amendment with the Trustee."

SECTION 1.11. § 8.01 of the Original Indenture is hereby amended by (i) inserting the words "or Bonds of 1980 Series" after the word "Series" in the first line thereof, and (ii) inserting the words "or the Ammonia Pipe Line" after the word "Line" in the sixth line thereof.

SECTION 1.12. § 8.02 of the Original Indenture is hereby amended by (i) deleting the first sentence thereof and substituting in lieu thereof the following:

"The Company covenants that in the event it shall become a party to any agreement or contract for the transportation for a period of at least a year of products through the Pipe Line or the Ammonia Pipe Line, it will forthwith deposit and pledge such contract with the Trustee."

(ii) inserting the words "and all" after the word "any" in the eleventh line thereof, (iii) inserting the parenthetical "(including the Throughput Agreement, Assignments, and Guaranty Agreement)" after the word "contracts" in the eleventh line thereof, and (iv) deleting the first word of the second paragraph thereof and substituting in lieu thereof "Subject to § 6.19, so".

SECTION 1.13. § 9.01 of the Original Indenture is hereby amended by inserting the words "and subject to the provisions of § 6.19" after the word "agreements" in the thirteenth line thereof.

SECTION 1.14. § 9.02(a) of the Original Indenture is hereby amended by changing the dollar amount at the end thereof from "\$100,000" to "\$250,000".

SECTION 1.15. § 10.01 of the Original Indenture is hereby amended by (b) deleting "during the period specified pursuant to § 10.01(b)(1)" in the tenth line thereof and (ii) amending paragraph (b) thereof to read in its entirety as follows:

"(b) An engineer's certificate, dated within 30 days prior to the date of the application, stating in substance:

(1) The cost to the Company, and the fair value to the Company, of the gross property additions purchased, constructed or otherwise acquired by the Company which are described therein and which shall not theretofore have been made the basis of (i) the issuance of Bonds pursuant to § 5.02 or (ii) the withdrawal of cash pursuant to this § 10.01 or § 10.02. Such gross property additions shall be described, the cost and fair value shall be stated, and the total of such property additions shall be determined, in the manner provided in § 5.02(a)(2) except that there shall not be included in the certificate any property additions which have been retired.

(2) That the gross property additions described in such certificate are property additions as defined in Article I; that the distribution made by the signers of the cost or fair value to the Company of any such property additions is, in the opinion of the signers, proper; that no portion of such gross property additions has theretofore been made the basis of the issuance of Bonds pursuant to § 5.02 or the withdrawal of cash pursuant to this § 10.01 or § 10.02; and that the construction or acquisition of such property additions was desirable in the conduct of the business of the Company.

(3) The facts with respect to such property additions specified in paragraphs (1) to (3), both inclusive, of § 5.02(a)."

SECTION 1.16. § 10.04 of the Original Indenture is hereby amended by inserting the words "or Bonds of 1980 Series" after the word "Series" in the twenty-third line of the first paragraph thereof.

SECTION 1.17. Clause (c) of § 11.01 of the Original Indenture is hereby amended to read in its entirety as follows: