

Section 4.10. Insurance. (a) The Company will maintain, or cause to be maintained, insurance on each Property of the character, with the coverage, provisions and mortgagee loss payable endorsement as may be required to be maintained by the Lease of such Property, whether or not such Lease shall have terminated.

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(b) Insurance claims by reason of damage to or destruction of any Property or any part thereof shall be adjusted by the Lessee and/or the Company, but the Trustees shall have the right (but not the obligation) to join in adjusting any such claim, and the Company shall assist the Trustees in any such adjustment at their request. At the request of the holders of not less than 25% in aggregate principal amount of the Notes then outstanding, the Trustees shall exercise their right to join in adjusting any such claim, provided, that such holders pay to the Trustees the funds necessary to join in such adjustment.

(c) The Company shall not take out any separate insurance concurrent in form or contribution in the event of loss with that required to be maintained under this Section 4.10, unless loss is payable to the Trustees under a mortgagee loss payable endorsement. The Company shall immediately notify the Trustees whenever any such separate insurance is taken out, specifying the insurer and full particulars as to the policies evidencing the same.

(d) The Company will, within 30 days of the date of the delivery of this Indenture, deliver, or cause to be delivered, to the Trustee all policies of insurance (or certificates of the insurers under such policies evidencing the same) as may be required, pursuant to this Indenture, to be maintained, or to be caused to be maintained, by the Company, and thereafter, within 10 days of the issuance of any additional policies or amendments or supplements to any of such policies, the Company will deliver, or cause to be delivered, the same (or certificates of the insurers under such policies evidencing the same) to the Trustee.

(e) The Trustees shall not have any duties in connection with any insurance required hereunder other than (i) to receive the policies or certificates of insurers evidencing the