

deposited with the trustee or other holder of a Prior Lien, stating that the property to be released, or a specified portion thereof, is or immediately before such sale or disposition was subject to such Prior Lien and that such deposit is required by such Prior Lien;

(5) in case the sale or disposition of the property to be released shall have been certified, pursuant to *Clause (2) of Paragraph B* of this Section, to be in lieu and in reasonable anticipation of the taking of such property by the exercise of the power of eminent domain, stating that such property could have lawfully been taken by the grantee by the exercise of the power of eminent domain; and

(6) in case the sale or disposition of the property to be released shall have been certified, pursuant to *Clause (2) of Paragraph B* of this Section, to be in compliance with an order or orders of a designated governmental authority, stating that such governmental authority has jurisdiction to require such sale or disposition, and that such sale or disposition complies with the terms of an order or orders duly made by such governmental authority in the exercise of such jurisdiction.

Section 42. Should any part of the Trust Estate be taken by the exercise of the power of eminent domain or should any State, municipality or other governmental authority at any time exercise any right which it may then have to purchase any part of the Trust Estate, the Company, forthwith upon receipt, shall deposit the award for any property so taken by eminent domain and/or the proceeds of any such purchase with the New York Trustee, or, to the extent required, in the Opinion of Counsel, by the terms of a Prior Lien on all or any part of any property so taken or purchased, with the trustee or other holder of such Prior Lien. In the event of any such taking or purchase, the Trustee shall release the property so taken or purchased, but only upon receipt by and deposit with the New York Trustee of:

A. A RESOLUTION OF THE BOARD, requesting such release and describing the property so to be released.