

shall promptly ascertain and endeavor to fill such vacancy with a new trustee shall be appointed by the Bondholders, and hereby provided, the Corporation shall publish notice of any such appointment by filing at least once a week for two (2) successive weeks in one of the newspapers, one being published and of general circulation in the City of West Bend, Wisconsin, another published and of general circulation in the City of Milwaukee, Wisconsin, and the third publication in a general circulation in the City of Chicago, Illinois. Any new trustee so appointed by the Corporation shall have the same rights and duties as the trustee appointed by the trustee appointed by the Bondholders, as above provided, if such appointment by the Bondholders be made prior to the expiration of one (1) year after the first publication of notice of the appointment of such new trustee by the Corporation.

(v) If, in a proper case, the appointment of a successor trustee shall have been made either by the Corporation or the Bondholders at any time (30 days after a vacancy shall have occurred in the office of a Trustee, the holder of any Bond outstanding hereunder or any person claiming by, through, or under the court of competent jurisdiction for the appointment of a successor trustee. Such court may, however, after consideration, if any, as the court may deem proper and just, appoint a successor trustee.

Section 10.17. Any successor trustee appointed hereunder shall exercise, perform and deliver to all or its predecessors, trustee, and also to the Corporation, an instrument accepting such appointment hereunder, and thereupon such successor trustee,

without any further act or deed shall become fully vested with all the rights, powers, trusts, duties and obligations of his or its predecessor in trust hereunder, with the effect as if originally named as trustee herein; but the trustee ceasing to act shall nevertheless, on the written request of the Corporation or of the successor trustee, or of the holders of ten per cent (10%) in principal amount of the Bonds then outstanding hereunder, execute, acknowledge and deliver such instruments and do such other things as may reasonably be required for more fully and certainly vesting and confirming in such successor trustee all the right, title and interest of the trustee to which he or it succeeds, in and to such rights, powers, trusts, duties and obligations, and the Trustee ceasing to act, upon payment to it of all sums owing to it hereunder shall also, upon like request, pay over, assign and deliver to the successor trustee any money or other property subject to this Indenture. Should any instrument in writing from the Corporation be required by the new trustee for more fully and certainly vesting in and confirming to such new trustee such rights, powers, trusts and duties, any and all such instruments in writing shall, on request, be executed, acknowledged and delivered by the Corporation.

Section 10.18. Any corporation into which the Trustee may be merged or with which it may be consolidated or any corporation resulting from any merger or consolidation to which the Trustee shall be a party or any corporation to which substantially all the business and assets of the Trustee may be transferred, provided such corporation shall be eligible under the provisions of