

leasehold estate created hereby of: (i) any unimproved part of the Leased Land (on which the Building is not situated, but upon which transportation or utility facilities may be situated) on which the County then proposes to construct, or cause to be constructed, improvements for lease to the Lessee or any subsidiary or affiliated corporation under another and different lease agreement; or (ii) any part (or interest in such part) of the Leased Land with respect to which the County proposes to grant an easement or convey fee title to a railroad, public utility, or public body in order that railroad, utility services, or roads may be provided for the Project; provided, however, that if, at the time any such amendment is made, any payments of principal or interest on the Note are outstanding and unpaid there shall be deposited with the Mortgagee the following:

(a) A copy of the amendment to this Lease as executed.

(b) A resolution of the County requesting the release and stating: (i) that the County is not in default under any of the provisions of the Mortgage and the Lessee is not, to the knowledge of the County, in default under any of the provisions of this Lease; (ii) an adequate legal description of that portion (together with the interest in such portion) of the Leased Land to be released; (iii) the purpose for which the County desires the release; and (iv) that the improvements which will be so constructed will promote the continued industrial development of South Carolina.

(c) A resolution of the board of directors of the Lessee approving such amendment, and a certificate of the president, any vice president or treasurer of the Lessee, stating that the Lessee is not in default under any of the provisions of this Lease, and that the release so