

BOOK 19 PAGE 355

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)

WRITTEN UNDERTAKING

IN RE: Notice of Claim of Lien Filed by The Rothell Co., Inc.
Mechanics Lien Book , page

WHEREAS, The Rothell Co., Inc., lien claimant, filed notice of claim of lien alleging the furnishing of labor and/or materials in erection of buildings on property owned by Court Ridge Associates, said labor and/or materials alleged to have a value of One hundred and ninety-five thousand, nine hundred and thirty-three and 07/100 ((\$195,933.07) Dollars. The general contractor, Terry Construction Company, Inc., denies that a valid lien exists due to prior disbursements by general contractor and owner. Terry Construction Company, Inc. also denies that the lien claimant is due any money or entitled to a lien in any amount. General contractor finds it necessary to remove the notice of lien by the filing of a surety bond.

NOW, THEREFORE, Terry Construction Company, Inc. agrees to be responsible for and pay sums determined to be owing in the event it is established that lien rights existed, the lien is valid and the amount alleged is owing, under said lien of claim filed by The Rothell Co., Inc.

In the event it is determined that the certificate of mechanics lien is not valid or that no sum is owing, this undertaking and the surety bond filed herewith shall be void and of no effect whatsoever.

TERRY CONSTRUCTION COMPANY, INC.

Dated:

1/9/85

By:

Wm. Rothell