

11/17/20

Agreement between said parties. The Developer shall cause the Project Engineer to periodically inspect the construction of the Off-Site Improvements. The Developer shall substantially complete or cause to complete the construction of the Off-Site Improvements on or before thirty (30) days prior to the opening for business of the Developer Facilities.

Section 2.10. On-Site Improvements. The Developer shall deliver to Belk and to each of the other Department Stores, a copy of an executed contract between the Developer and the party which is installing the On-Site Improvements. The cost of the On-Site Improvements shall be borne by and paid for by the Developer and Belk in the manner set forth in the General Expense Agreement between said parties. The Developer shall cause the Project Engineer to periodically inspect the construction of the On-Site Improvements. The Developer shall substantially complete the installation of the On-Site Improvements on or before thirty (30) days prior to the opening for business of the Developer Facilities.

Section 2.11. Construction of Developer Facilities. After the completion of the Grading Work on the Developer Site, Developer shall, to the extent that the same are not to be performed as part of the On-Site Improvements under the contract referred to in Section 2.10 hereof, promptly commence and prosecute with due diligence, at its sole cost and expense, the construction of the Developer Facilities on the Developer Site in accordance with the Plot Plan, the Design Plan and this Agreement. The Developer Facilities shall be substantially completed and ready for beneficial occupancy on or before thirty (30) days prior to the opening for business of the Developer Facilities.

Section 2.12. Construction of Belk Facilities. On or before sixty (60) days after (i) the commencement of the