

Haywood Road shown on the Plot Plan, that the Developer has entered into construction contracts therefor and that such permits and contracts are in full force and effect as of the date that Federated is to commence construction of the Federated Facilities; and

(j) the Developer having provided evidence to Federated that The City of Greenville has or will complete the installation of the off-site sanitary sewer line to the boundary line of the Entire Premises on Woods Crossing Road connecting with an existing sewer line of the City of Greenville and that the City of Greenville will maintain such off-site sanitary sewer lines and the Developer having submitted evidence to Federated that the Developer has used its best efforts to cause the City of Greenville to accept a dedication of all sanitary sewer trunk lines (but not service laterals) to be constructed within the Entire Premises upon completion thereof and will maintain such sanitary sewer lines.

If the foregoing requirements, obligations and conditions have not been performed, satisfied or complied with by the Developer on or before the date that Federated is to commence construction of the Federated Facilities pursuant to this Section 2.13, which fact shall be conclusively evidenced by the aforesaid evidence being delivered to Federated, then Federated shall have no obligation to commence construction of the Federated Facilities until such time as all of the foregoing requirements, obligations and conditions have been performed, satisfied, or complied with by the Developer. In the event all of the foregoing requirements, obligations and conditions have not been performed, satisfied or complied with by the Developer on or before five (5) years after the date of this Agreement, Federated may elect to exclude the Federated Site from the operation and effect