

GREENVILLE
JUN 1958
CONF.

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*Cancelled
Darius S. ...
JUN 1958*

CANCELLATION AGREEMENT

LOC
PKG. 1-5

WHEREAS,

A. By Lease dated the 2ND day of APRIL 1958, TREMARCO CORPORATION, a Delaware corporation, leased to GULF OIL CORPORATION, a Pennsylvania corporation, certain premises in GREENVILLE County of GREENVILLE, State of SC; and

B) A Short Lease dated APRIL 2 1958, was recorded on 5/19/58 in the Office of the R.M.C. in DEED BOOK 598 ~~Page 407~~, in GREENVILLE County, State of SC, in order that third parties may have notice of the estate of GULF and of said Lease, the aforesaid premises being described therein and identified as Schedule 1 ATR 355 and

C. By Agreement of Assignment and Consent dated APRIL 11 1958, and recorded in the Office of the R.M.C. in DEED BOOK 598, Page 403, of GREENVILLE County, State of SC, all of the estate, right, title and interest of TREMARCO in and to said Lease and said Short Lease was assigned, conveyed, transferred and set over unto MELLON NATIONAL BANK AND TRUST COMPANY and D. A. HAZLETT, as Trustees;

D. WHEREAS, as of November 28, 1972, Mellon National Bank and Trust Company was merged with and into a new corporation known as Mellon Bank, N.A., which has succeeded to all the rights and obligations of Mellon National Bank and Trust Company in its capacity as such Trustee;

E. GULF OIL CORPORATION is the successor by merger effective August 31, 1973, to all of the rights, title and interest of TREMARCO CORPORATION in and to the leased premises and in and to the said Lease, said Short Lease (which Leases survived the merger and under which leases GULF OIL CORPORATION is now both Lessor and Lessee) and said Agreement of Assignment and Consent; and

F. WHEREAS, as of April 22, 1977, pursuant to the provisions of the Indenture of Mortgage and Deed of Trust and in the manner specified therein, D. A. Hazlett resigned as Individual Trustee and N. R. Smith was appointed successor Individual Trustee, accepted such appointment and thereby succeeded to and became fully vested with the estates, properties, rights, and trusts of his predecessor under the Indenture of Mortgage and Deed of Trust with like effect as if originally named thereunder; and

G. It is desired to cancel and terminate said Lease, said Short Lease, and said Agreement of Assignment and Consent.

NOW, THEREFORE,

This CANCELLATION AGREEMENT WITNESSETH that said Lease, said Short Lease, and said Assignment and Consent are hereby cancelled and terminated as of July 1, 1983, and all parties thereto are forever released from any and all claims incident thereto.

J. MAX ARDARY, Assistant Secretary of GULF, certifies as follows:

(a) The Board of Directors of GULF has, by general resolution, empowered any Vice President of Gulf Oil Company - U. S., to authorize the action referred to in this instrument with respect to the Property, without limitation and to designate and appoint one or more employees or representatives to do any act which he, himself, has been authorized and empowered to do by such resolution.

(b) E. F. EISEMANN, JR., a duly appointed and acting Vice President of Gulf Oil Company - U. S., did duly make, constitute and appoint J. C. HARDEMAN Attorney-In-Fact of Gulf Oil Corporation and authorized and directed J. C. HARDEMAN to do and perform the acts referred to in this instrument without limitation.

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