

demands, claims, contracts, choses in action, accounts, moneys, and settlements of every name, kind, nature and description whatsoever now held, claimed, owned or due to, or which hereafter may become due, accrue and be owing to the said The Columbia and Greenville Railroad Company, its successors or successors during the said demised term, from any persons, parties or corporations whomsoever or whatsoever in connection with the properties here in demised, or the business, traffic and operation thereof.

Do have and to hold the said above mentioned and described railways, leased lines, interests, premises, property and appurtenances unto the said The Richmond and Danville Railroad Company, its successor, successors or assigns, for and during and unto the full end and term of ninety-nine years from the date of this Indenture, that is to say, for a term of ninety-nine years to commence on the first day of May, A. D. one thousand eight hundred and eighty-six, and to be fully complete and ended on the first day of May, A. D. one thousand nine hundred and eighty-five.

Provided nevertheless, that if default shall be made in the performance and fulfillment of any of the covenants and conditions hereinafter contained to be performed and fulfilled by the said party of the second part, and if such default shall continue for the period of three months after the said party of the first part shall have given written notice to the said party of the second part of its intention so to do, then and from receipt of such notice it shall be lawful for the said party of the first part, its successor, successors or assigns, into and upon the said demised premises, and every part thereof, wholly to re-enter, and the same to again have, re-possess and enjoy as in its first and former estate, anything hereinbefore or hereinafter contained to the contrary notwithstanding. And in consideration of the premises and of the said demise, assignment and transfer, it is hereby covenanted and agreed by and between the said parties hereto as follows, viz:

First. That at all times during the said demised term the said The Richmond and Danville Railroad Company, its successor, successors or assigns, shall have the sole and exclusive right, power and authority to hold, occupy, use, enjoy, control, manage and operate the said demised lines of railway, premises, property, interests, rights, privileges and franchises, and business thereof, to regulate, fix, vary, demand, collect and receive all and every of the emoluments, rates, tolls, freight charges and dues to accrue thereon and therefrom; to maintain and keep the rolling stock, equipments, tracks, bridges, superstructures, buildings and other property on said lines of railway, or belonging or appertaining thereto, and every part and portion thereof, in such state and condition of repair, renewal and replacement, during the said demised term, as may be necessary to maintain the same in all respects in proper, adequate and efficient state and condition, or to properly, fully and adequately manage and conduct the business and enjoy the use of the said lines of railway; to change and alter, from time to time, the tracks, superstructure, bridges, culverts, switches, sidings, grade, gauge and appurtenances of said railways, and to purchase and acquire title to any additional real or personal property, privileges or franchises for the use or with the view of increasing the capacity and facilities of the said demised railways and premises, and the appurtenances thereto, for the more convenient, safe and profitable use and exercise of the property, rights and franchises hereby granted and demised, and further to do or cause to be done all and every such other lawful acts and things as may be necessary and judicious to properly, fully and adequately manage and operate the said lines of railway and property, and to benefit the interests and business thereof; and shall have, use, exercise and enjoy all the rights, powers and authority of aforesaid, and all other rights, powers, privileges and authority whatsoever or may be lawfully exercised and enjoyed in, on or about the said demised lines of railway, premises and property, which all shall be deemed to be appurtenant to the