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upon or from the premises as aforesaid, but only for the purpose of ascertaining the amount of the net sales made upon or from the said premises during the preceding lease year. Such audit or examination shall not be made more often than once in each year, and shall be made by a Certified Public Accountant to be selected by Landlord; if Landlord wishes to have audited sub-tenant's records for any lease year, Landlord shall notify Tenant, and Tenant agrees to proceed with such audit within six (6) months after the end of the lease year in question. Should the Landlord fail to exercise the right to request Tenant to audit the records of sub-tenant within six (6) months after the end of any lease year, then and in that event Landlord shall have no further right to have audited or inspected the records of sub-tenant for such lease year. Any such audit or examination by the Tenant shall be at Landlord's expense.

The term "net retail sales" as used in this lease, shall be interpreted to mean the aggregate of all moneys received by sub-tenant from sale of goods, wares, merchandise and service to the public made upon the said premises, after deducting all the refunds and allowances made to customers by sub-tenant in connection with merchandise sold by or returned to sub-tenant, and after deducting the amount of any sales tax, license or occupational tax, or any other tax measured by the sales or receipts from sales made by the sub-tenant.

The return or transfer of merchandise from one store to another or to any of sub-tenant's warehouses shall not be construed as retail sales, nor shall any sum be paid to Landlords on such merchandise returned or transferred.

It is understood and agreed by the Landlord that there has been no representation of any kind whatsoever made by the Tenant as to minimum or maximum amount of net retail sales which may or shall be made in said premises during any lease year of the term of this lease or any renewal thereof. The Landlord agrees not to divulge to any person or persons, firm or corporation, the amount of retail sales made by sub-tenant in said premises.