

STATE OF SOUTH CAROLINA)
COUNTY OF SPARTANBURG)

SEP 23 8 33 AM 1950
AGREEMENT
OLIE PARTNSWORTH
R.M.C.

THIS AGREEMENT made this 13th day of September, 1950 by and between J.B. White, party of the first part, and D.A. Prince, party of the second part, WITNESSETH

WHEREAS, the parties hereto are co-partners in a drive-in business operating under the name of "THE BEACON" in the County of Spartanburg, and

WHEREAS party of the second part desires to open and operate a drive-in restaurant in Greenville County in his individual capacity and use the trade-name of the partnership concern, i.e. "THE BEACON", and

WHEREAS it is the desire of the party of the first part that it be expressly understood that the proposed business in Greenville County, to be operated individually by party of the second part, is separate and distinct from the partnership business and no liability shall result to the partnership business because of identical trade-names.

1. It is hereby AGREED that party of the second part shall have the right to use the trade-name "THE BEACON" in connection with his proposed drive-in business in Greenville County.

2. It is further agreed that party of the second part will defend and save the partnership harmless of any claim or liability incurred by the business in Greenville County in the event any member of the public confuses the two separate businesses by reason of identical trade-names and makes claim against the partnership on the erroneous assumption that the business in Greenville County is associated with the partnership business.

IN WITNESS WHEREOF, the parties hereunto set their hands and seal the day and year first above written.

Signed, sealed and delivered in the presence of:

James B. Stephen

Dorothy Bradley

J.B. White (SEAL)

D.A. Prince (SEAL)