

the Office of the R.M.C. for Greenville County, South Carolina in R.E.M. Book 1088 at page 463, covering certain land and premises of which the land and premises mentioned and described in the said Operator's Agreement form a part; and

WHEREAS, said JAMES B. LITTLE and said GREENVILLE RESTAURANTS, INC., as Operator and the Mortgagee and the Company entered into an Agreement dated March 29, 1968, wherein and whereby the Mortgagee was given, among other things, certain rights to become the Operator under the aforementioned Operator's Agreement in the event that the Mortgagee shall take possession of the aforementioned premises or in the event that the Mortgagee shall acquire title to said premises as a result of foreclosure of its mortgage or by deed in lieu of foreclosure of its mortgage (said Agreement dated March 29, 1968 being hereinafter referred to as the "Mortgage Agreement"); and

WHEREAS, said JAMES P. LITTLE died on March 19, 1970 and the above named GREENVILLE RESTAURANTS, INC. succeeded to all of the right, title and interest of said JAMES P. LITTLE in and to the said Operator's Agreement; and

WHEREAS, the parties hereto desire to cancel and terminate the aforementioned Operator's Agreement and the aforementioned Mortgagee Agreement; and

WHEREAS, by Lease Agreement dated ^{November} ~~July~~ 19, 1971, the above named GREENVILLE RESTAURANTS, INC., as Lessor, leased, let and demised the land and premises mentioned and described in Exhibit "A" which is hereto annexed and hereby made a part hereof to the above named HOWARD JOHNSON COMPANY, as Lessee; and

WHEREAS, the parties hereto have agreed to provide among other things, for non-disturbance of said Lessee under the afore-

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