

GREENVILLE CO. S. C.

3 25 1977

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NON-DISTURBANCE AGREEMENT

THIS AGREEMENT, made this 15th day of August, 1977, by and between CITIZENS MORTGAGE CORPORATION, a Delaware corporation (hereinafter called "Citizens") and MERCANTILE PROPERTIES, INC., a Delaware corporation and J.B. WHITE AND COMPANY, a South Carolina corporation, (hereinafter collectively called "Mercantile").

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WHEREAS, Mercantile has heretofore entered into a Construction, Operating and Reciprocal Easement Agreement dated February 25, 1976, amended May 11, 1977 and ~~August~~ ^{July} 22, 1977 (hereinafter called the "COREA") with FIRST HARTFORD REALTY CORPORATION (hereinafter called "Developer"), with respect to mutual ownership, development, construction and operation of contiguous parcels of land together composing a shopping center mall located on certain real property situated in the City of Greenville, State of South Carolina, as more fully described in Exhibit A attached hereto and made a part hereof (the "Entire Premises"); and

WHEREAS, the Developer has granted and conveyed to Citizens a certain mortgage (the "Mortgage") constituting a lien on its parcel constituting a portion of the Entire Premises.

WHEREAS, Developer has further granted and conveyed to Citizens a certain assignment of its interest in and under the COREA (the "Assignment"); and