

5. The conditions, covenants and agreements contained in this instrument shall be binding upon and inure to the benefit of the parties hereto, their respective heirs, executors, administrators, successors and assigns. All covenants and agreements of this instrument and said Lease shall run with the land.

IN WITNESS WHEREOF, the parties hereto have executed these presents and affixed their seals as of the day and year first above written.

Witnesses:

Jane L. Woodward  
John H. Houser  
As to Lessors

*Walter W. Goldsmith by Jason A. Goldsmith*  
Paul J. Goldsmith (SEAL)  
Walter W. Goldsmith

William R. Timmons, Jr. (SEAL)  
William R. Timmons, Jr.

LESSORS

HAYWOOD COMMERCIAL DEVELOPMENT COMPANY,  
A LIMITED PARTNERSHIP

Betty L. Zuehl  
Amanda W. Pearce  
As to Lessee

By: [Signature]  
General Partner

LESSEE

1172-512

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