

9. Borrower represents and warrants that it is a limited partnership, duly organized and validly existing in good standing under the laws of the State of South Carolina and that it is qualified to do business and is in good standing in the State of South Carolina with full power and authority to consummate the transaction contemplated hereby. In furtherance of the foregoing representations and warranties, Borrower shall submit to Lender, contemporaneously with the execution hereof, an opinion of counsel for the Borrower to such effect accompanied by the Partnership Certificate of Borrower and all amendments thereof, certified by the Secretary of State of the State of South Carolina, together with a Certificate of said Secretary of State to the effect that the Borrower is in good standing therein.

10. Borrower represents and warrants that the final plans and specifications, which have been initialed and approved by Lender and Lender's architect, comply with all appropriate zoning ordinances, regulations and restrictive covenants affecting the Premises; that all utility services necessary for the construction of the building and improvements and the operation thereof for their intended purposes are available to the Premises, including water supply, storm