

THIS AGREEMENT, entered into this 1st day of DECEMBER, 1958, by and among JAMES R. ELLIS and FRANCES OXNER ELLIS, of Greenville County, South Carolina, parties of the first part, CHARLES CLYDE COLLINS, of Greenville County, South Carolina, party of the second part, and GULF OIL CORPORATION, a Pennsylvania corporation, party of the third part.

WHEREAS, on July 18, 1950, the parties of the first part, entered into a contract with party of the third part for the purchase of a minimum of 121,500 gallons of Gulf Motor Fuels of the brands specified therein per annum for the period beginning the 21st day of August, 1951, and terminating on the 20th day of August, 1961, under the conditions set out in a certified copy of said contract delivered this day to the party of the second part, receipt of which is hereby acknowledged by said party of the second part, the said contract being incorporated herein and made a part hereof by reference thereto, and

WHEREAS, the parties of the first part, for a valuable consideration, bargained, granted and sold to the party of the third part an irrevocable option to lease, at any time between the 18th day of July, 1950, and the 20th day of August, 1961, upon the happening of either or any of the conditions specified in said option, those certain premises more fully described, and under the terms and conditions and for the rental specified, in that certain lease agreement signed by the parties of the first part on July 18, 1950, annexed to said option, filed for record on September 13, 1950, and recorded in Book 418, Page 440, in the Office of the R.M.C. for Greenville County, South Carolina, the said option and the agreement annexed thereto being incorporated herein and made a part hereof by reference thereto, and

WHEREAS, the said parties of the first and second parts have entered into an agreement for the use and occupancy of the premises described in the aforementioned lease by the party of the second part for the sale and storage of petroleum products

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