

Corporations and all property, real, personal and mixed, and all debts due to all of these Constituent Corporations on whatever account as well as for stock subscriptions as for all other things in action or belonging to all of the Constituent Corporations shall be vested in the Surviving Corporation; and all property, rights, privileges, powers and franchises and all and every other interest shall be thereafter as effectually the property of the Surviving Corporations and the title to any real estate vested by deed or other wise under the laws of the state of South Carolina or of any other State of the United States in all of the Constituent Corporations shall not revert or be in any way impaired by reason of this merger provided that all rights of creditors and all liens upon any property of each of the Constituent Corporations shall be preserved unimpaired, limited to the property affected by such liens at the time of such merger and all debts, liabilities and duties of the respective Constituent Corporations shall thenceforth attach to the Surviving Corporation and may be enforced against it to the same extent as if said debts, liabilities and duties had been incurred or contracted by it. The Constituent Corporations hereby respectively agree that from time to time as and when requested by the Surviving Corporation or by its successors or assigns, they will execute and deliver such deeds and other instruments and will take or cause to be taken such further or other action as the Surviving Corporation may deem necessary or desirable in order to vest or perfect to or to confirm of record or otherwise to the Surviving Corporation title to, and possession of, all said property rights, privileges, powers and franchises and otherwise carry out the purposes of this Agreement. The Surviving Corporation reserves the right to amend, alter, change or repeal any provision contained in this Agreement of Merger which may be contained in the Charter of a corporation organized under the law of South Carolina in the manner now or hereafter prescribed by the said law of South Carolina, and all rights conferred upon stockholders herein are granted subject to this reservation.

(Covenants of Fidelity and Park)

(9) Fidelity and Park hereby severally covenants and agrees as follows: