

TO HAVE AND TO HOLD all and singular the land and premises before mentioned and hereby conveyed unto the said ACME DISTRIBUTING COMPANY OF GREENVILLE, INC., its successors and assigns, forever.

Grantor hereby binds itself and its successors to warrant and forever defend all and singular the said land and premises hereby conveyed unto the said Grantee, its successors and assigns, against itself, the said Grantor, and its successors, and against every person whomsoever lawfully claiming or to claim the same or any part thereof.

Grantee covenants and agrees, for itself and its successors and assigns, unto and with Grantor, its successors and assigns, as a covenant, running with the land and as a part of the consideration for this conveyance, said covenant being evidenced by the acceptance and recordation of this deed by Grantee, that said premises hereby conveyed will, within three years next ensuing from and after the date of this conveyance, be utilized for and in connection with the construction thereupon of a substantial warehouse facility to be used for the beer distributing business of Grantee, and that upon failure of Grantee, its successors or assigns, to construct or cause to be constructed upon said premises such facility as aforesaid and thereafter to use said premises for the purposes aforesaid within three (3) years next ensuing from and after the date of this conveyance, the Grantor shall have and hereby reserves the right to repurchase said land and property at and for the price of \$45,000, said right of repurchase being hereby reserved and to continue for one (1) year after the expiration of said three (3) year period; Grantee hereby covenanting for itself and its successors and assigns, that it will, upon the accrual of said right of repurchase, and upon being notified in writing of the election of Grantor to exercise the same, promptly make or cause to be made said reconveyance to Grantor, or its nominee, in accordance with the terms hereof, by good and sufficient deed conveying the full title to said property, free of liens and encumbrances and with general warranty of title.