

12. The failure of the Lessor to insist upon the strict performance of the terms, covenants, agreement and conditions herein contained, or any of them, shall not constitute or be construed as a waiver or relinquishment of the Lessor's rights to thereafter enforce any such term, covenant, agreement or condition, but the same shall continue in full force and effect.

13. It is understood and agreed that the lease entered into by and between the Lessor and Horton Motor Lines, Incorporated, dated the first day of January, 1942, is cancelled and superseded by this lease, the Lessee herein having succeeded to all of the rights of Horton Motor Lines, Incorporated, in the merger approved by the Interstate Commerce Commission.

IN WITNESS WHEREOF, the Lessor and the Lessee have caused this instrument to be duly executed by their respective Presidents and attested by their respective Secretaries, the day and year first above written.

Signed, Sealed and Delivered

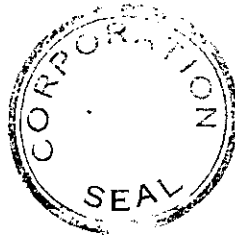
in the Presence of:

F. A. McCleneghan
Witness

C. A. Cochran
Witness

Paul J. Imperato
Witness

Paul J. Imperato
Witness



CONGER REALTY COMPANY

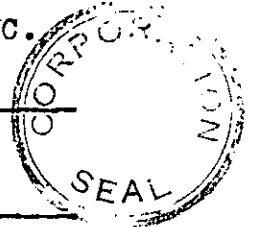
By: B. S. Horton
President

R. G. Conger
Secretary

ASSOCIATED TRANSPORT, INC.

By: B. M. Seymour
President

Alex W. Chisholm
Secretary



STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

Personally appeared before me F. A. McCleneghan who, on oath, says that he saw the within named Conger Realty Company by B. S. Horton, its Vice-President, sign the within Lease, and R. G. Conger, its Secretary, attest the same, and the said Corporation by said Officers, seal said Lease, and, as its act and deed, deliver the same, and that he with C. A. Cochran witnessed the execution thereof.

Sworn to before me this the 22nd

day of February, 1945.

Betty W. Widener

Notary Public

My commission expires Oct 8, 1946.

F. A. McCleneghan
(Witness)



STATE OF NEW YORK

COUNTY OF NEW YORK

Personally appeared before me Paul J. Imperato who, on oath, says that he saw the within named Associated Transport, Inc. by B. M. Seymour, its President, sign the within Lease, and Alex W. Chisholm, its Secretary, attest the same, and the said Corporation, by said officers, seal said Lease, and, as its act and deed, deliver the same, and that he with ---- witnessed the execution thereof.

SWORN to before me this the 26 day of February, 1945.

Marion R. McGrane

Notary Public

My commission expires 3/30/46

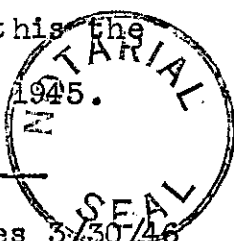
Marion R. McGrane. Notary Public, N. Y. County.

N. Y. Co. Clk. No. 116, Reg. 176 Mc-6 Certificates filed in

Bronx Co. Clk's No. 11- Reg. 47-Mc-6

Kings Co. Clk's No. 57, Reg. 99 Mc-6 Commission Expires March 30, 1946.

Paul J. Imperato
(Witness)



No Stamps

Lease Recorded March 9th, 1945 at 2:30 P.M. #2796