

Taxes by virtue of the provisions of Section 103(a)(1) of the Internal Revenue Code of 1954, as amended;

(3) That within 60 days following (i) January 1, 1974, and (ii) the first day of each January thereafter to and including January 1, 1977, the Lessee will furnish to the Trustee a certificate signed by the Chief Financial officer of the Lessee or his deputy stating that during the period beginning July 1, 1973 to such January 1 (or, in the case of the January 1, 1977 certificate, to the 3rd anniversary of the date of the delivery of the First Series Bonds), capital expenditures (including the \$1,450,000 principal amount of the First Series Bonds) in excess of the greater of (a) \$5,000,000, or (b) the capital expenditures limitation prescribed by said Section 103(c)(6)(D) if hereafter amended so as to increase the limitation, have not been paid or incurred with respect to "facilities" described in Section 103(c)(6)(E) of the Internal Revenue Code of 1954, in Greenville County, South Carolina, of which the Lessee or a related person as defined in Section 103(c)(6)(C) of the Internal Revenue Code of 1954 is the principal user; and

(4) That it will comply with the governing regulations applicable to Section 103 of the Internal Revenue Code of 1954 to the extent that compliance therewith is necessary in order that interest on the First Series Bonds shall remain exempt from Federal Income Taxes.

Nothing herein contained shall create any obligation upon the Lessee as a result of interest on any First Series Bond becoming taxable by virtue of the provisions of Section 103(c)(7) of the Internal Revenue Code of 1954, as amended, or as a result of the enactment hereafter of legislation which subjects such interest to Federal Income Taxes.

SECTION 8.10. Improvement Bonds. Subject to the obligations of the County under the Indenture and in particular Article II thereof, and subject to the provisions of Section 8.9 hereof, the County and the Lessee may hereafter negotiate

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