

STATE OF SOUTH CAROLINA )  
COUNTY OF GREENVILLE )

WAIVER OF COVENANT

WHEREAS, by deed dated May 24, 1968 and recorded on July 8, 1968 in the R.M.C. Office for Greenville County, South Carolina in Deed Book 848, at Page 21, The American Oil Company, now known as Amoco Oil Company, conveyed to Central Development Corporation a parcel of land, situate, lying and being in the County of Greenville, State of South Carolina, at or near the intersection of U. S. Highway No. I-85 and S. C. Highway No. 146 (Woodruff Road); and

WHEREAS, the property described in the aforesaid deed was conveyed by The American Oil Company, now Amoco Oil Company, to Central Development Corporation subject to certain covenants and agreements therein contained, being stated as covenants to run with the land and to be binding on Central Development Corporation, its successors, grantees and assigns, the covenants and agreement including the following:

"The Grantee herein hereby covenants and agrees for itself, its successors and assigns, that no building or other structure, other than an identification sign for any establishment occupying the premises, shall be placed on said premises closer than eighty-five feet from the line thereof fronting on S. C. Highway No, 146."; and

WHEREAS, Central Development Corporation is the present owner of fee simple absolute title to all property conveyed under the aforesaid deed, excepting that certain piece, parcel or lot of land conveyed by Central Development Corporation to Waffle House, Inc. by deed dated January 5, 1978, being located on the eastern side of S. C. Highway No. 146 (Woodruff Road), containing .803 acres, more or less, and being shown on a plat entitled "Survey for Waffle House, Inc." by Piedmont Surveyors, dated December 3, 1977, and being the same property shown on the Site Plan attached hereto as Exhibit A;

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration to it in hand paid, the receipt and adequacy of which is hereby acknowledged, Amoco Oil Company, formerly The American Oil Company, does hereby waive the above described covenant and agreement for the sole and exclusive purpose of permitting construction by Waffle House, Inc. of a one story building and improvements according to the attached Site Plan, it being specifically and expressly understood that waiver of the restriction is intended only to allow Waffle House, Inc. to construct

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