

Purchaser will immediately furnish Seller letters from the proper authorities that water, sewer, and all necessary utilities and services required by an Ingle's Shopping Center are available at the site. Seller shall further furnish to Purchaser a zoning letter indicating that zoning would not prevent the development of the property into a shopping center, together with a certificate that there are no restrictive covenants to prevent the use of all parcels to be conveyed as a shopping center facility.

ARTICLE VIII

COMMISSION

8.01 Seller shall be responsible for all real estate commissions due in connection with this Contract.

ARTICLE IX

MISCELLANEOUS

9.01 Whenever any notice, demand or request is required or permitted hereunder, such notice, demand or request shall be hand delivered in person or sent by United States mail, registered or certified, postage prepaid, to the addresses set forth:

As to Purchaser:

INGLE'S MARKETS, INC.  
P.O. Box 6676  
Asheville, North Carolina 28816

As to Seller:

THE WORTHY GROUP  
P.O. Box 8391  
Greenville, South Carolina 29604

Any notice, demand or request which shall be served upon either of the parties in the manner aforesaid shall be deemed sufficiently given for all hereunder (i) at the time such notices, demands or requests are hand delivered in person or (ii) on the second day after the posting, postage prepaid, in the U.S. mails of such notices, demands or requests in accordance with the preceding portion of this paragraph. Either Purchaser or Seller shall have the right from time to time to designate by written notice to the other party such other person or persons and at such other place or places in the United States as Purchaser or Seller may desire written notices to be delivered or sent in accordance therewith; provided, however, at no time shall either party be required to send more than an original and two copies of any such notice, demand or request required or permitted hereunder.

9.02 No amendment to this Agreement shall be binding on any of the parties to this Agreement unless such amendment is in writing and executed by all parties with the same formality as this Agreement is executed.