

ASSIGNMENT AND ASSUMPTION OF LEASE

FOR GOOD AND VALUABLE CONSIDERATION, the receipt and sufficiency whereof are hereby acknowledged, LZ Co., ("Assignor"), hereby assigns and transfers to B & B Limited Partnership ("Assignee"), all of Assignor's right, title, interest and estate in and to that certain Leaseback Lease dated as of March 1, 1985 between LZ Co., as landlord and Circle K General, Inc., as tenant, with respect to the following premises:

Store No. 4358 - 2121 Clemmons Road
Winston-Salem, North Carolina

together with Guaranty dated March 1, 1985 executed by Circle K Corporation in connection with said Leaseback Lease.

Assignee agrees to assume and perform all of the Landlord's obligations under, and to be bound by the terms and conditions of said Leases.

EXECUTED as of the 31st day of July, 1986.

Signed, sealed and delivered
in our presence:

Craig Belmont
John P. Autodonne

Jeff H. Linett
Craig Belmont

LZ Co.

By:

Aaron Ziegelman partner (SEAL)

B & B Limited Partnership

By:

Sidney Brown, general partner (SEAL)

STATE OF NEW YORK:

SS.:

COUNTY OF NEW YORK:

On this 31st day of July, 1986, before me came Aaron Ziegelman, to me known to be the person who executed the foregoing instrument, and who, being duly sworn by me, did depose and say that he is a partner of LZ Co., a partnership; and that he executed the foregoing instrument in the name of LZ Co., and that he had authority to sign the same, and he acknowledged to me that he executed the same as the act and deed of said firm for the uses and purposes therein mentioned.

WITNESS MY HAND + NOTARIAL STAMP.

Jeff H. Linett
NOTARY PUBLIC

STATE OF NEW YORK:

SS.:

COUNTY OF NEW YORK:

On this 1st day of August, 1986, before me came Sidney Brown, to me known to be the person who executed the foregoing instrument, and who, being duly sworn by me, did depose and say that he is the general partner of B & B Limited Partnership, a limited partnership, and that he executed the foregoing instrument in the name of B & B Limited Partnership, and that he had authority to sign the same, and he acknowledged to me that he executed the same as the act and deed of said firm for the uses and purposes therein mentioned.

WITNESS MY HAND + NOTARIAL STAMP.

JENNIFER H. LINETT
Notary Public, State of New York
No. 30-4817708
Qualified in Nassau County
Commission Expires March 30, 1987

Daisy Ann Camacho
NOTARY PUBLIC

DAISY ANN CAMACHO
Notary Public, State of New York
No. 03-4839304
Qualified in Bronx County
Commission Expires March 30, 1987

STATE OF NORTH CAROLINA—Forsyth County

The foregoing (or annexed) certificate of Jennifer H. Tenett N.P. N.Y. Co. N.C.
(here give name and official title of the officer signing the certificate passed upon)
+ Daisy Ann Camacho N.P. N.Y. Co. N.C.
is (are) certified to be correct. This the 22 day of Aug 19 86

AUG 22 4 34 PM '86

L.E. SPEAS
REGISTER OF DEEDS
FORSYTH CTY. N.C.

E. Speas, Register of Deeds

By Jesse Golden Deputy-Register

Probate and Filing Fee \$

6.50

CC

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