

When Recorded Return To:
Indecomm Global Services
2925 Country Drive
St. Paul, MN 55117

1775486-1200



20130826000347160 1/7 \$32.00
Shelby Cnty Judge of Probate, AL
08/26/2013 10:44:35 AM FILED/CERT

Prepared by ~~and Return to:~~
Attorney David Guerette, Land Management
American Tower
10 Presidential Way
Woburn, MA 01801
Site: 300019 / Underwood AL

Tax Parcel ID#: 23-7-35-0-002-082.000

RESOLUTION AND CONSENT AFFIDAVIT

West Shelby Fire And Rescue District, Inc.

ATC-270661-C

an Alabama corporation

Be it known that, under the pains and penalties of perjury, the undersigned Members, Partners, Directors, Shareholders or Trustees (collectively "Affiants") of the above referenced entity (the "Seller"), hereby declare and resolve the following:

1. Seller (or its predecessor in interest) has leased or subleased a portion of land to SpectraSite Communications, LLC, a Delaware limited liability company (or its predecessor in interest), (hereinafter "Buyer") under a lease originally dated August 8, 1998, as amended, (the "Lease").
2. Seller and Buyer desire to enter into a Perpetual Easement (the "Easement") in order to extend the term, and provide for a one-time, lump-sum payment as more fully set forth in the Easement.
3. Seller is a legal entity and in full compliance with all applicable laws required by the state in which Seller is located and originally created, or if not in compliance, the Affiants listed hereunder are all the only legal and equitable interest owners of Seller and are the only Members, Partners, Directors, Shareholders or Trustees of Seller.
4. The Affiants hereby consent to the Easement and all provisions therein and declare that Seller is hereby authorized to enter into the Easement with Buyer.
5. The Affiants also declare that they have full legal authority to bind Seller under the laws of the State upon which Seller's property is located and affiants have the full authority to execute any and all agreements on behalf of Seller and to nominate individuals to act on Seller's behalf.
6. The Affiants hereby nominate the below listed individual (the "Nominee") as attorney-in-fact to execute the Easement on behalf of Affiants and Seller, as well as all other documents necessary to complete the Easement transaction and comply with all provisions therein. The Nominee shall have full power and authority to act on


behalf of Affiants and on behalf of Seller for the sole purpose of completing the Easement transaction. In addition, the Nominee shall have full authority to direct the manner in which all payments by Buyer pursuant to the Easement are to be made to Seller, including identifying which bank accounts to transfer funds to in the event a wire payment is made by Buyer.

NOMINEE: (Print Name)
(Address)

Nathan D. Robertson
P.O. Box 352
Montevallo, AL 35115

7. This document shall become effective as of the date of the last notarized signature of Affiants listed below.
8. Buyer and any Third Party may rely on a faxed, scanned or otherwise electronically reproduced fully-executed copy of this document as if it were an original.
9. This document can only be amended by addendum or an Easement that is fully executed and notarized by all Affiants listed hereunder.

[SIGNATURE AND NOTARY PAGES NEXT]


20130826000347160 2/7 \$32.00
Shelby Cnty Judge of Probate, AL
08/26/2013 10:44:35 AM FILED/CERT

EXECUTED UNDER THE PAINS AND PENALTIES OF PERJURY ON THE DATE WRITTEN BELOW:

Affiant #1

Sign: Phil White
Print Name: Phil White
Title: (Circle Only One) Partner, Shareholder/Director, Member, Trustee
% Ownership or Voting Interest: %100

Witnesses

Sign: Phil White / Pamela Robertson
Print Name: Phil White Pamela Robertson
Sign: Sandy Roberson
Print Name: Sandy Robertson

STATE OF Alabama
COUNTY OF Shelby

Acknowledgment

)
) ss:
)

On May 23rd, 2013 before me, Tammy Smith (Notary Public),
personally Appeared Sandy Roberson, personally known to me (or proved to me on
the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and
acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their
signature(s) on the instrument the person(s), or the entity upon behalf of which they person(s) acted, executed the
instrument.

WITNESS my hand and official seal.

Signature: Tammy Smith
Notary Public

My Commission Expires: Notary Public, State of Alabama
TAMMY SMITH
Alabama State At Large
My Commission Expires
August 17, 2014

{Seal}

20130826000347160 3/7 \$32.00
Shelby Cnty Judge of Probate, AL
08/26/2013 10:44:35 AM FILED/CERT

EXECUTED UNDER THE PAINS AND PENALTIES OF PERJURY ON THE DATE WRITTEN BELOW:

Affiant #2

Witnesses

Sign: Jim Spinks
Print Name: JACK SPINKS
Title: (Circle Only One) Partner, Shareholder/Director, Member, Trustee
% Ownership or (Voting Interest) 100%

Sign: [Signature]
Print Name: Logan McAnally

Sign: [Signature]
Print Name: Irene Spinks

STATE OF AL
COUNTY OF Shelby

Acknowledgment

)
) ss:
)

On 5/3/13 before me, Michael D. Nichols (Notary Public),
personally Appeared Jack Spinks, personally known to me (or proved to me on
the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and
acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their
signature(s) on the instrument the person(s), or the entity upon behalf of which they person(s) acted, executed the
instrument.

WITNESS my hand and official seal.

Signature:

[Signature]
Notary Public

My Commission Expires: June 2nd/2014

{Seal}



EXECUTED UNDER THE PAINS AND PENALTIES OF PERJURY ON THE DATE WRITTEN BELOW:

Affiant #3

Witnesses

Sign: B.G.
Print Name: Brandon Graham
Title: (Circle Only One) Partner, Shareholder, Director, Member, Trustee
% Ownership or Voting Interest: %100

Sign: Steve Wakefield
Print Name: Steve Wakefield
Sign: J.B.
Print Name: Jeremy Buse

STATE OF Alabama
COUNTY OF Shelby

Acknowledgment

)
) ss:
)

On 5/8/13 before me, Vicki Thigpen (Notary Public),
personally Appeared Brandon Graham, personally known to me (or proved to me on
the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and
acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their
signature(s) on the instrument the person(s), or the entity upon behalf of which they person(s) acted, executed the
instrument.

WITNESS my hand and official seal.

Signature: Vicki Thigpen
Notary Public
My Commission Expires: 4-19-16

{Seal}



EXECUTED UNDER THE PAINS AND PENALTIES OF PERJURY ON THE DATE WRITTEN BELOW:

Affiant #4

Witnesses

Sign: Sandy Roberts
Print Name: Sandy Robertson
Title: (Circle Only One) Partner, Shareholder Director, Member, Trustee
% Ownership or Voting Interest: 100%

Sign: MJ Wood
Print Name: Mike L Wood

Sign: James R Hogg
Print Name: James Roy Hogg

STATE OF Alabama
COUNTY OF Shelby

Acknowledgment

)
) ss:
)

On 5/9/13 before me, Tammy Smith (Notary Public),
personally Appeared Sandy Robertson, personally known to me (or proved to me on
the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and
acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their
signature(s) on the instrument the person(s), or the entity upon behalf of which they person(s) acted, executed the
instrument.

WITNESS my hand and official seal.

Signature: Tammy Smith TAMMY SMITH
Notary Public Notary Public, State of Alabama
My Commission Expires: Alabama State At Large
My Commission Expires
August 17, 2014

{Seal}

EXECUTED UNDER THE PAINS AND PENALTIES OF PERJURY ON THE DATE WRITTEN BELOW:

Affiant #^{#5}

Sign: [Signature]

Print Name: Nathan S. Robertson

Title: (Circle Only One) Partner, Shareholder, Director, Member, Trustee

CIRCE
ONE
ENTER
% Ownership or Voting Interest 100%

STATE OF Alabama

COUNTY OF Shelby

Witnesses

Sign: [Signature]

Print Name: Jennifer White

Sign: [Signature]

Print Name: Jeremy Buse

Acknowledgment

)
) ss:
)

On 5/9/13 before me, Tammy Smith (Notary Public),
personally Appeared Nathan Robertson, personally known to me (or proved to me on
the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and
acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their
signature(s) on the instrument the person(s), or the entity upon behalf of which they person(s) acted, executed the
instrument.

WITNESS my hand and official seal.

Signature: [Signature]

Notary Public

TAMMY SMITH

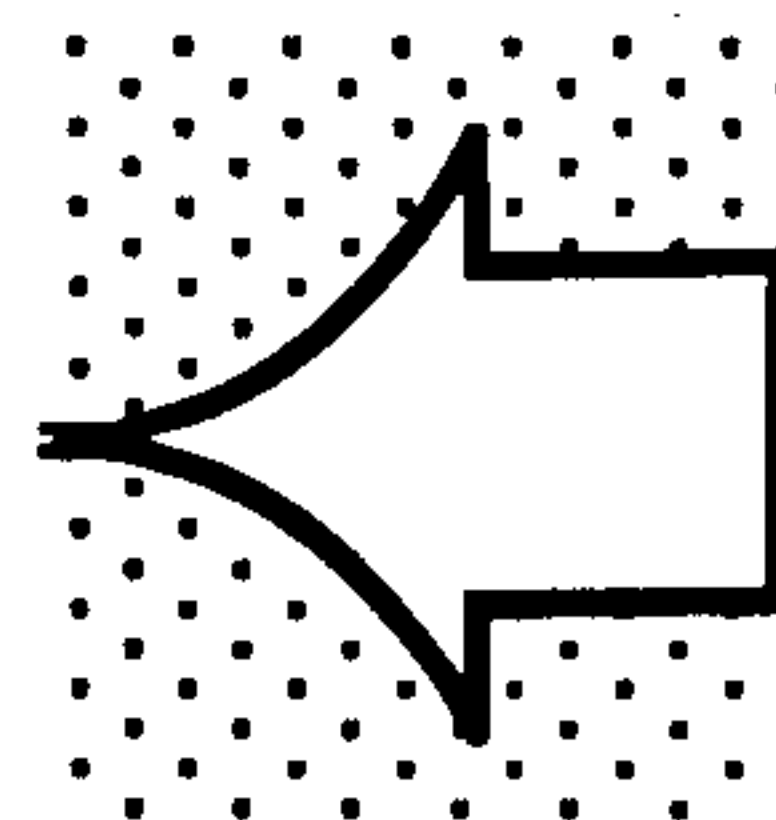
My Commission Expires: Notary Public, State of Alabama

Alabama State At Large

My Commission Expires

August 17, 2014

{Seal}



U04214030

7408 8/20/2013 78975486/2



20130826000347160 7/7 \$32.00
Shelby Cnty Judge of Probate, AL
08/26/2013 10:44:35 AM FILED/CERT