

20110218000057440 1/3 \$18.00  
Shelby Cnty Judge of Probate, AL  
02/18/2011 12:13:24 PM FILED/CERT

**Prepared by ~~and Return to:~~**

Attorney Evan L. Hammonds, Land Management  
c/o American Tower Corporation  
10 Presidential Way  
Woburn, MA 01801

Site No.: 23154  
Site Name: Old Looney Rd AL

Tax Parcel ID#: 02-7-36-0-001-012

ATC-70834

Rec. 2nd  
76979834  
When Recorded Return To:  
Indecomm Global Services  
2925 Country Drive  
St. Paul, MN 55117 ③

**RESOLUTION AND CONSENT AFFIDAVIT**

**DESIGN RESOURCE CENTER, LLC**

an Alabama limited liability company

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

1. Grantor has leased or subleased a portion of land to American Tower, L.P., a Delaware limited partnership (hereinafter "Grantee") under that certain Option and Lease Agreement, dated December 16, 1999 (as amended from time to time, the "Lease").
2. Grantor and Grantee desire to enter into an Easement Acquisition Agreement (the "Agreement") in order to enter into a perpetual easement and provide for a one-time, lump-sum payment as more fully set forth in the Agreement, a copy of which is attached hereto and incorporated herein by reference.
3. Grantor is a legal entity and in full compliance with all applicable laws required by the state in which Grantor is located and originally created, and the Affiants listed hereunder are all the only legal and equitable interest owners of Grantor and are the only Members, Partners, Directors, Shareholders or Trustees of Grantor.
4. The Affiants hereby consent to the Agreement and all provisions therein and declare that Grantor is hereby authorized to enter into the Agreement with Grantee.
5. The Affiants also declare that they have full legal authority to bind Grantor under the laws of the state upon which Grantor's property is located and the Affiants have the full authority to execute any and all agreements on behalf of Grantor and to nominate individuals to act on Grantor's behalf.
6. The Affiants hereby nominate the below listed individual (the "Nominee") as attorney-in-fact to execute the Agreement on behalf of Affiants and Grantor, as well as all other documents necessary to complete the perpetual easement transaction and comply with all provisions of the Agreement. The Nominee shall have full power and authority to act on behalf of the Affiants and on behalf of Grantor for the sole purpose of completing the perpetual easement transaction. In addition, the Nominee shall have full authority to direct

the manner in which all payments to be made by Grantor to Grantee pursuant to the Agreement, including identifying which bank accounts to transfer funds to in the event a wire payment is made by Grantee.

NOMINEE: (Print Name) ISSAC DAVID.  
(Address) 1100 LEE BRANCH HWY  
BIR AL 35242

7. This document shall become effective as of the date of the last notarized signature of the Affiants listed below.
8. Grantee 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 amendment that is fully executed and notarized by all Affiants listed hereunder.

**[SIGNATURE AND NOTARY PAGES NEXT]**



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

Affiant #1

Witnesses

Sign: Issac David

Print Name: ISSAC DAVID

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

% Ownership or Voting Interest: 100%

Sign: [Signature]

Print Name: Felipe Gonzalez

Sign: \_\_\_\_\_

Print Name: \_\_\_\_\_

**Acknowledgment**

STATE OF ALABAMA

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) SS:

COUNTY OF County

)

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On Oct 19<sup>th</sup>, 2010 before me, PATRICIA W MORTON (Notary Public),

personally Appeared ISSAC DAVID, 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.

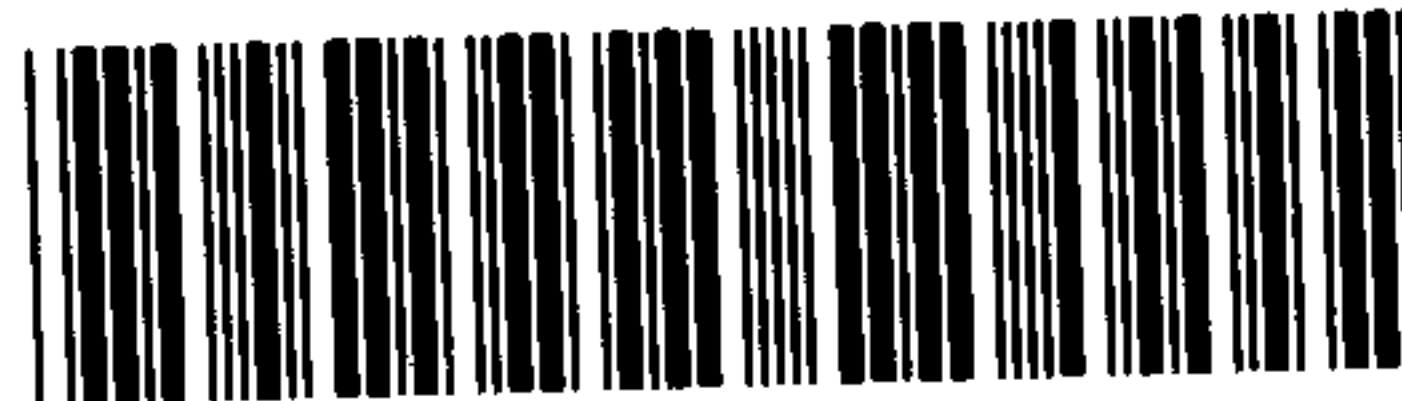
Signature: Patricia W Morton

Notary Public

My Commission Expires: 12-23-10

{Seal}

**OFFICIAL SEAL**  
**Patricia W. Morton**  
**Notary Public, State at Large**  
My Commission Expires 12-23-10



\*U01830322\*

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