

5

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

2015 024660

2015 APR 24 AM 8:40

MICHAEL B. BROWN  
RECORDER

Prepared by and Return to:  
SBA Network Services, Inc.  
Attn: Nicole Boyd  
5900 Broken Sound Parkway, NW  
Boca Raton, FL 33487  
561.322.7812

**AMENDMENT TO LAND LEASE**

This Amendment to Land Lease ("Amendment") dated as of this 6th day of April, 2015, by and between **MINER ELECTRONICS LLC, an Indiana limited liability company**, having an address at 500 45<sup>th</sup> Avenue, Munster, IN 46321-2816 ("Lessor"), and **SBA TOWERS V, LLC, a Florida limited liability company**, with an address of 5900 Broken Sound Parkway NW, Boca Raton, FL 33487 ("Lessee").

WHEREAS, Lessor and SBA Towers, Inc., a Florida corporation, entered into that certain Land Lease, dated December 21, 2005 ("Ground Lease"), as evidenced by that certain Memorandum of Land Lease, recorded February 22, 2006, as Instrument No. 2006014066, in the Official Records of Lake County, Indiana ("Memorandum"), as assigned to Lessee, pursuant to that certain Contribution and Distribution Agreement, dated January 1, 2014 ("Assignment"), (together collectively referred to herein as the "Agreement") with respect to the real property located at 500 45<sup>th</sup> Avenue, Munster, Indiana (the "Property"),

WHEREAS, Lessor and Lessee desire and intend to amend said Agreement to delete the existing legal descriptions that were prepared without the benefit of an as-built survey; and

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto covenant, agree and bind themselves to the following modifications to the Agreement:

1. Lessor leases to Lessee the Property, and Lessor grants to Lessee the access and utility easements, as described in Exhibit "A" attached hereto and made a part hereof, which Exhibit "A" will replace, and be substituted for, (a) Exhibit "A" to the Ground Lease, and (b) Exhibit "A" to the Memorandum, all of which Exhibits are hereby deleted in their entirety.
2. The parties acknowledge and agree that this Amendment will be recorded in the Official Records of Lake County, Indiana.
3. This Amendment will be governed by and construed and enforced in

Site ID: IN08782-A  
Site Name: Munster

AMOUNT \$ 20 -  
 CASH \_\_\_\_\_ CHARGE \_\_\_\_\_  
 CHECK # 10 22032  
 OVERAGE 3  
 COPY \_\_\_\_\_  
 NON-COM \_\_\_\_\_  
 CLERK \_\_\_\_\_ MB

MB

E

accordance with the laws of the state in which the Property is located without regard to principles of conflicts of law.

4. Except as specifically set forth in this Amendment, the Agreement is unmodified and in full force and effect, and is ratified and reaffirmed. In the event of any inconsistencies between the Agreement and Amendment, this Amendment takes precedence.

[The remainder of this page is intentionally left blank. Signatures to follow.]



Site ID: IN08782-A  
Site Name: Munster

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the dates written below.

WITNESSES:

LESSOR:

MINER ELECTRONICS LLC, an Indiana limited liability company

~~Julie Sh~~ Julie Shannon  
Print Name: Julie Shannon

By: JOEL R MINER  
Name: JOEL R MINER  
Title: GEN PARTNER

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

STATE OF INDIANA

COUNTY OF Lake

Before me, the undersigned, a Notary Public, in and for said County and State, this 6th day of April, 2015, personally appeared JOEL R Miner, the President of Miner Electronics LLC, an Indiana limited liability company, and acknowledged the execution of the foregoing instrument.

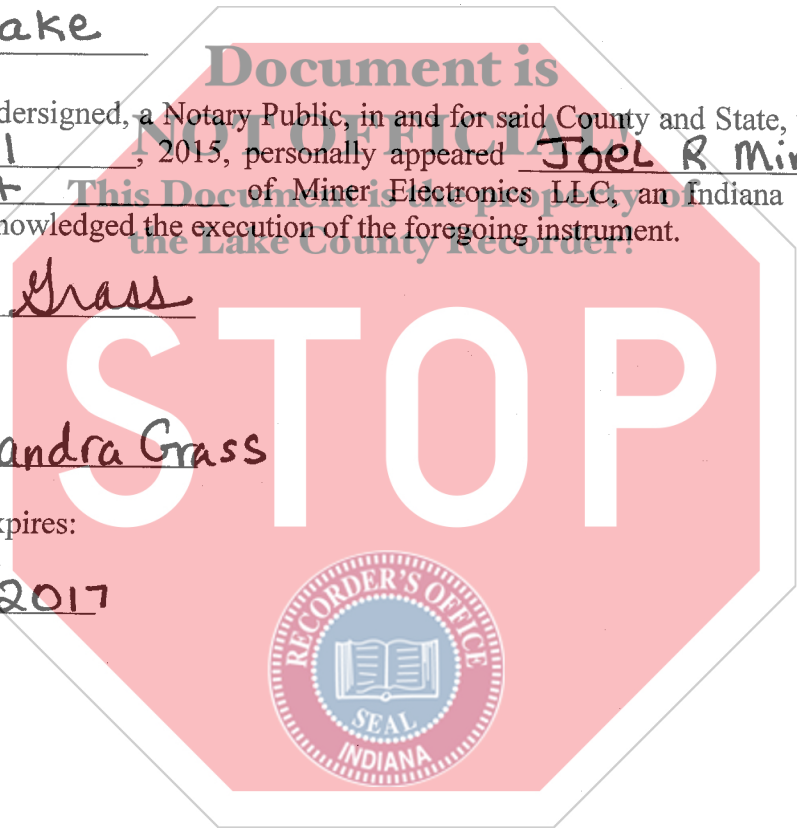
Sandra Grass

Notary Public

Print Name: Sandra Grass

My commission expires:

June 1, 2017



IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the dates written below.

WITNESSES:

LESSEE:

SBA TOWERS V, LLC, a Florida limited liability company

*Jennifer Brown*  
Print Name: Jennifer Brown

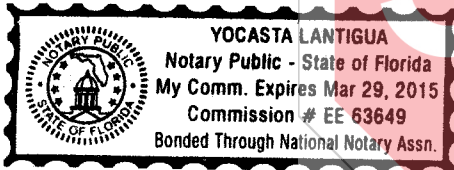
By: *Sharon S. Schwartz*  
Sharon Schwartz  
Vice President and Associate General Counsel/ Legal Operations

*Keven Wellman*  
Print Name: Keven Wellman

STATE OF FLORIDA

COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me March 18<sup>th</sup>, 2015 by Sharon Schwartz, Vice President and Associate General Counsel/ Legal Operations of SBA Towers V, LLC, a Florida limited liability company, on behalf of the company, who is personally known to me.



*Yocasta Lantigua*  
Notary Public  
Print Name: Yocasta Lantigua  
My Commission Expires: March 29, 2015

(NOTARY SEAL)

**Exhibit "A"**

**LEASE AREA (AS SURVEYED)**

Situated in the County of Lake and State of Indiana. Known as being a 1,805 square foot Lease Area over and upon a parcel of land now or formerly conveyed to Miner Electronics LLC as recorded in Instrument No 2007-030989 of Lake county records and being more particularly described as follows:

Commencing at the most northwesterly corner of said parcel of land; Thence S 61°53'00" E, a distance of 125.45 feet; Thence S 28°07'00" W, a distance of 32.56 feet to the Point of Beginning;

Thence S 28°07'00" W, a distance of 19.98 feet; Thence N 65°39'49" W, a distance of 79.98 feet; Thence N 28°07'00" E, a distance of 25.25 feet; Thence S 61°53'00" E, a distance of 79.81 feet to the Point of Beginning and containing 0.041 acres (1,805 square feet) of land, more or less.

**NON-EXCLUSIVE ACCESS & UTILITY EASEMENT (AS SURVEYED)**

Situated in the County of Lake and State of Indiana. Known as being a 2,438 square foot Non-Exclusive Access & Utility Easement over and upon a parcel of land now or formerly conveyed to Miner Electronics LLC as recorded in Instrument No 2007-030989 of Lake county records and being more particularly described as follows:

Commencing at the most northwesterly corner of said parcel of land; Thence S 15°14'00" W, a distance of 5.73 feet to the Point of Beginning;

Thence S 61°53'00" E, a distance of 124.18 feet; Thence S 28°07'00" W, a distance of 20.00 feet; Thence N 61°53'00" W, a distance of 119.61 feet; Thence N 15°14'00" E, a distance of 20.52 feet to the Point of Beginning and containing 0.056 acres (2,438 square feet) of land, more or less.

**NON-EXCLUSIVE UTILITY EASEMENT (AS SURVEYED)**

Situated in the County of Lake and State of Indiana. Known as being a 642 square foot Non-Exclusive Utility Easement over and upon a parcel of land now or formerly conveyed to Miner Electronics LLC as recorded in Instrument No 2007-030989 of Lake county records and being more particularly described as follows:

Commencing at the most northwesterly corner of said parcel of land; Thence S 61°53'00" E, a distance of 125.45 feet; Thence S 28°07'00" W, a distance of 32.56 feet to the Point of Beginning;

Thence S 66°02'13" E, a distance of 63.81 feet; Thence S 23°57'47" W, a distance of 10.00 feet; Thence N 66°02'13" W, a distance of 64.54 feet; Thence N 28°07'00" E, a distance of 10.03 feet to the Point of Beginning and containing 0.015 acres (642 square feet) of land, more or less.

Site ID: IN08782-A  
Site Name: Munster