ROBERT C. "BOB" BALINK 09/25/2007 03:31:00 PM

Doc \$0.00 Page Rec \$21.00 1 of 4 El Paso County, C0
207124618

After Recordation, Return To:

Sullivan & Worcester LLP One Post Office Square Boston, Massachusetts 02109 Attn: Karen Carp, Esq.

## COLORADO QUITCLAIM DEED

#### Black Forest - 302460

(No Documentary Fee Required Pursuant to C.R.S. 39-13-102(2)(a) as Consideration is less than \$500)

THIS QUITCLAIM DEED is made on 9:00 am on February 28, 2007, between **Tower Asset Sub, LLC**, limited liability company ("<u>Grantor</u>"), and **American Tower Asset Sub, LLC**, a Delaware limited liability company ("<u>Grantee</u>"), both having as their tax mailing addresses c/o American Tower Corporation, Attn: Property Tax Department, P.O. Box 723597, Atlanta, GA 31139 (the words "Grantor" and "Grantee" to include their respective heirs, successors, legal representatives and assigns where the context permits or requires).

#### WITNESSETH:

GRANTOR, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other valuable consideration in hand paid at and before the sealing and delivery of these presents, the receipt, adequacy and sufficiency whereof are hereby acknowledged, does by these presents remise, release and forever quit-claim unto Grantee all of Grantor's right, title and interest in and to:

ALL THE TRACT(S) OR PARCEL(S) OF LAND being more particularly described on Annex 1 attached hereto and by this reference made a part hereof (hereinafter referred to as the "Property") together with any and all interest of Grantor in all buildings, towers and other improvements located at the Property and all leases pursuant to which Grantor leases any part thereof to others (collectively the "Tower Leases").

TO HAVE AND TO HOLD said Property unto Grantee, so that neither Grantor nor any entity or entities claiming under Grantor shall at any time, by any means or ways, have, claim, or demand any right, title, or interest in or to the Property or its appurtenances, or any rights thereof;

Grantee, by its acceptance hereof, hereby assumes and agrees to pay, perform and discharge when due all of the liabilities, obligations, and duties of Grantor under the Tower Leases.

IN WITNESS WHEREOF, Grantor has signed and sealed this deed, the day and year first above written.

**GRANTOR:** 

Tower Asset Sub, LLC, a Delaware limited liability company

By:

H. Anthony Lehv

Senior Vice President

### COMMONWEALTH OF MASSACHUSETTS

### **COUNTY OF SUFFOLK**

The foregoing instrument was acknowledged before me on the Mean 15, 2067 by H. Anthony Lehv, the Senior Vice President of Tower Asset Sub, LLC, a Delaware limited

liability company.

Notary Public

Witness my hand and official seal.

My Commission Expires:

(NOTARIAL SEAL)

Geraldine Gleason
Notary Public
Commonwealth of Massachusetts
My Commission Expires
November 1, 2013

This Instrument Prepared by: Sullivan & Worcester LLP One Post Office Square Boston, Massachusetts 02109 Attn: Karen Carp, Esq

# Annex 1

# **Legal Description**

[See Attached]

Site Number: 302460 Site Name: Black Forest

County: El Paso State: Colorado

A PARCEL OF LAND BEING A PORTION OF THE SOUTHWEST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF SECTION 23, TOWNSHIP 11 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, COUNTY OF EL PASO, STATE OF COLORADO MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 23: THENCE SOUTH 89°25'33" WEST ALONG THE SOUTH LINE OF THE SOUTHEAST ONE-OUARTER OF THE SOUTHEAST ONE-QUARTER OF SAID SECTION 23 A DISTANCE OF 1338.64 FEET TO THE SOUTHEAST CORNER OF THE SOUTHWEST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF SAID SECTION 23; THENCE NORTH 00°14'59" WEST ALONG THE EAST LINE OF THE SOUTHWEST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF SAID SECTION 23 A DISTANCE OF 30.00 FEET TO THE TRUE POINT OF BEGINNING, SAID POINT BEING ON THE NORTH RIGHT OF WAY LINE OF HODGEN ROAD AS DESCRIBED IN BOOK 571 AT PAGE 419 OF SAID EL PASO COUNTY RECORDS, THENCE SOUTH 89°26'37" WEST ALONG THE NORTH RIGHT OF WAY OF SAID HODGEN ROAD A DISTANCE OF 200.06 FEET: THENCE NORTH 00°13'03" WEST A DISTANCE OF 269.91 FEET; THENCE NORTH 89°26'06" EAST A DISTANCE OF 199.91 FEET TO A POINT ON THE EAST LINE OF THE SOUTHWEST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF SAID SECTION 23; THENCE SOUTH 00°14'59" EAST ALONG THE EAST LINE OF THE SOUTHWEST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF SECTION 23 A DISTANCE OF 269.94 FEET TO THE TRUE POINT OF BEGINNING. CONTAINING 53,981 SOUARE FEET OR 1.2392 ACRES MORE OR LESS.