

**SIXTH AMENDMENT
TO
ELECTRONIC SITE LEASE AGREEMENT**

THIS SIXTH AMENDMENT TO ELECTRONIC SITE LEASE AGREEMENT is made effective as of JANUARY 5, 2018 by and between Xcell Towers II, LLC fka TESUQUE RADIO COMPANY, a New Mexico corporation ("Lessor") and CITY OF SANTA FE, a New Mexico municipal corporation ("Lessee").

Recitals

A. Lessor and Lessee are lessor and lessee, respectively, under an Electronic Site Lease Agreement dated October 1, 2010 (the "Agreement"), as previously amended by an Amendment to Electronic Site Lease Agreement dated June 1, 2013 (the "First Amendment"), and as Second Amendment dated June 1, 2014 (the "Second Amendment"), and as Third Amendment dated July 1, 2015 (the "Third Amendment"), and as Fourth Amendment dated July 1, 2016 (the "Fourth Amendment"), and as Fifth Amendment dated July 1, 2017 (the "Fifth Amendment") pursuant to which Lessor leases to Lessee space in Lessor's Electronic Site at Tesuque Peak, New Mexico to permit Lessee to operate certain radio equipment.

B. The Lessor has transferred the lease at the Tesuque Peak Communications Site to a new site owner and operator, Xcell Towers II, LLC.

C. Capitalized terms in this Amendment have the meanings assigned in the Agreement, unless otherwise defined herein.

Agreement

NOW THEREFORE, in consideration of the premises and the mutual covenants contained herein, the parties agree as follows:

1. Miscellaneous. Except as otherwise amended hereby, the Agreement and all terms and provisions thereof remain in full force and effect.

Article 21 Section (i) shall be amended to read as follows:

Xcell Towers II, LLC
13010 Morris Road Suite 600
Alpharetta, Georgia

[Signatures Appear on Next Page]

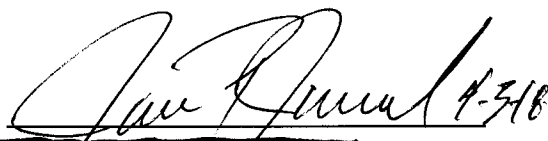
LESSOR:

Xcell Towers II, LLC
a New Mexico municipal corporation

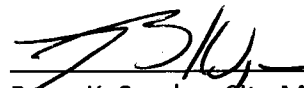
LESSEE:

CITY OF SANTA FE,
a New Mexico municipal corporation

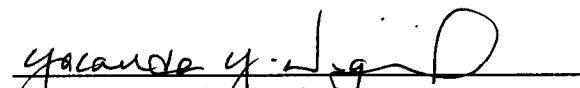
By:


[REDACTED]
JAMES R. JANOWIAK, Vice President


By:


Brian K. Snyder, City Manager
03/15/18

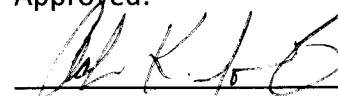
Attest:


Yolanda Y. Vigil, City Clerk
YV

Approved as to Form:

 3/7
Kelley A. Brennan, City Attorney

Approved:

 3.14.18
Adam Johnson, Finance Director
52361.562550
AJL
W