# ACTION BY WRITTEN CONSENT OF THE EXECUTIVE COMMITTEE OF SOUTHEAST INDUSTRIAL VENTURE LLC, THE SOLE MEMBER OF ASHEVILLE INDUSTRIAL OWNER II LLC

## June 10, 2022

The undersigned, constituting a majority of the members of the executive committee (the <u>"Executive Committee"</u>) of Southeast Industrial Venture LLC, the sole member <u>("Sole Member")</u> of Asheville Industrial Owner II LLC, a Delaware limited liability company (the <u>"Company")</u>, hereby consents in writing to the adoption of the following resolutions, effective as of the date first above written:

# **ACQUISITION**

WHEREAS, the Company will acquire (the "Acquisition") those certain real properties located in the County of Henderson, North Carolina (collectively, the "Property"); and

WHEREAS, the Company may execute, acknowledge (if applicable) and deliver certain documents and agreements as is necessary or desirable to fully authorize and consummate the Acquisition and otherwise in connection with owning, operating, managing, controlling, directing, developing, leasing, improving, constructing, marketing, selling and/or disposing the Property, including without limitation, (x) that certain Purchase and Sale Agreement, made by and between John A. Hudgens, Jr. Family Limited Partnership, a Delaware limited partnership, as seller, and the Company, as buyer and successor-in-interest to Oppidan Holdings LLC, a Minnesota limited liability company, dated July 29, 2021, and (y) any other agreements or contracts contemplated by the foregoing (collectively, the "Transaction Documents").

### **AUTHORIZATION WITH RESPECT TO THE PROPERTY**

NOW, THEREFORE, BE IT RESOLVED, that it is in the best interest of the Company to consummate the Acquisition; and it is further

RESOLVED, that the Transaction Documents and the consummation of the Acquisition be, and they hereby are, approved; and it is further

RESOLVED, that the Company, in the Company's own capacity is hereby authorized and directed to enter into the Acquisition (the terms and provisions of which being hereby approved), to which it is a party, with such modifications as Ron J. Hoyl or David Scott (the "Authorized Signatory") deems necessary or advisable; and it is further

RESOLVED, that Ron J. Hoyl, as Vice President, or David Scott, as Authorized Signatory, be, and hereby is, authorized and directed, on behalf of the Company to execute the Transaction Documents or other required documents and instruments in the name of the Company, in connection with the Acquisition, the construction and development of the Property and/or the other transactions contemplated in connection therewith; and it is further

RESOLVED, that the Company be and hereby is, authorized and directed to do any and all things deemed necessary or advisable in connection with the execution, delivery and performance by the Company of the Transaction Documents.

# **OMNIBUS AUTHORIZATION**

NOW, THEREFORE, BE IT RESOLVED, that any and all past actions heretofore taken on behalf of the Company, or by its member or the Authorized Signatory in furtherance of any or all of the preceding resolutions set forth above be, and the same hereby are, ratified, confirmed and approved; and it is further

RESOLVED, that this Action by Written Consent of the Executive Committee of Southeast Industrial Venture LLC, the Sole Member of the Company may be executed in one or more counterparts, all of which shall be considered one and the same consent.

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(Signature Page attached)

IN WITNESS WHEREOF, the undersigned has executed this Action by Written Consent of the Executive Committee as of the date first written above.

**EXECUTIVE COMMITTEE:** 

Keith Gelb

Thomas Gilbane

Ron J. Hoyl