

STATE OF IDAHO
ARTICLES OF MERGER
UNDER

SECTION 30-1-1106 OF THE
IDAHO BUSINESS CORPORATION ACT

FILED EFFECTIVE

07 DEC 17 PM 1:48

SECRETARY OF STATE
STATE OF IDAHO

Pursuant to Section 30-1-1106 of the Idaho Business Corporation Act, the undersigned corporations execute the following Articles of Merger.

1. The names of the parties to the merger are American Fiber Systems, Inc., a Delaware corporation, American Fiber Systems of Georgia Inc., a Delaware corporation, and IDACOMM, Inc., an Idaho corporation.
2. The name of the corporation that will be the survivor of the merger is American Fiber Systems, Inc., a Delaware corporation.
3. The date on which the merger is to be effective is January 1, 2008 at 12:01 A.M.
4. The Certificate of Incorporation of the surviving corporation is not amended as a result of the merger.
5. The plan of merger was duly approved by the shareholders of IDACOMM, Inc., an Idaho corporation, in the manner required by the Idaho Business Corporation Act and its Articles of Incorporation.
6. The participation of American Fiber Systems, Inc., a Delaware corporation, and American Fiber Systems Georgia Inc., a Delaware corporation, in the merger was duly authorized as required by the laws of the State of Delaware.

IDAHO SECRETARY OF STATE
12/17/2007 05:00
CK: 41499 CT: 1154 BH: 1090222
1 @ 20.00 = 30.00 MERGER # 2
1 @ 20.00 = 20.00 EXPEDITE C # 3

0135163

IN WITNESS WHEREOF, each of the undersigned corporations has caused these Articles of Merger to be signed by an authorized officer the 17th day of December, 2007.

AMERICAN FIBER SYSTEMS, INC.

By: 

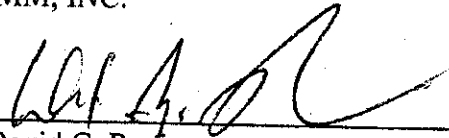
David G. Rusin
President

AMERICAN FIBER SYSTEMS OF GEORGIA,
INC.

By: 

David G. Rusin
President

IDACOMM, INC.

By: 

David G. Rusin
President