

Site No.: 044-188-000
Site Name: Alabaster

After recording return to:
ForeSite, LLC
One Riverchase Ridge
Suite 350
Birmingham, AL 25244
Attn: Lease Department

Inst # 2000-34210

09/28/2000-34210
11:03 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
005 MEL 148.00

STATE OF ALABAMA

SHELBY COUNTY

The Above Space for Recorder's Use Only

MEMORANDUM OF LEASE

THIS MEMORANDUM OF LEASE ("Memorandum") is executed this 26 day of SEPTEMBER, 2000, by and between **Glenda K. Payne, a widowed woman**, ("Landlord"), whose mailing address is 544 Kent Dairy Road, Alabaster, Alabama 35007, and **FORESITE, LLC, an Alabama limited liability company** ("Tenant"), whose mailing address is One Riverchase Ridge, Suite 350, Birmingham, Alabama, 35244.

WHEREAS, Landlord and Tenant executed and entered into an Option and Lease Agreement (the "Lease") dated July 21, 2000 for the purpose of installing, operating and maintaining radio communication facilities and other improvements on the Property (as hereinafter defined).

WHEREAS, the parties wish to provide a memorandum of the lease, to supplement the description of the Property (as hereinafter defined), to acknowledge Tenant's exercise of its option under the Lease and to provide for a commencement date under the Lease.

NOW, THEREFORE, in consideration of the Lease and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Landlord and Tenant hereby agree as follows:

1. **Lease Term.** The terms of the Lease shall be **Five (5)** years commencing on the date the Option is exercised by Tenant, (the "Commencement Date"), and terminating at midnight on the **Fifth (5th)** anniversary of the Commencement Date (the "Initial Term"). Tenant has the option under the terms of the Lease to extend the Lease for **Five (5)** additional **Five (5)** year terms (the "Renewal Terms").

2. **Property.** Subject to the terms of the Lease, as may be amended from time to time, Landlord has leased to Tenant the real property described on Exhibit "A" attached hereto (the "Property") and Landlord has granted unto Tenant, for the Initial Term and any Renewal Term, easements for ingress, egress and utilities over that real property also described in Exhibit "A" attached hereto (the "Easement").

3. **Notices.** All notices, requests, demands, and other communications to Landlord or Tenant shall be made at the addresses for each as set forth above, unless otherwise notified in writing.

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IN WITNESS WHEREOF, the parties hereto have set their hands and affixed their respective seals.

LANDLORD:

Glenda K. Payne

By: Glenda K. Payne (SEAL)

TENANT:

FORESITE, LLC,
An Alabama limited liability company

By: John W. McRoberts (SEAL)

Name: John W. McRoberts
Title: Manager

Site No.: 044-188-000
Site Name: Alabaster

STATE OF ALABAMA)
 :
SHELBY COUNTY)

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Glenda K. Payne, a widowed woman, whose name as Landlord, is signed to the foregoing Agreement and who is known to me, acknowledged before me on this day that, being informed of the contents of the said instrument, she executed the same voluntarily on the day the same bears date.

GIVEN under my hand this the 17th day of July, 2000.

(NOTARIAL SEAL)

Freida E Peoples
Notary Public

My Commission Expires: _____
My Commission Expires February 17, 2002

STATE OF ALABAMA)
 :
SHELBY COUNTY)

I, the undersigned authority, a Notary Public in and for said county in said state, hereby certify that John W. McRoberts, whose name as Manager of ForeSite, LLC, an Alabama limited liability company, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the said instrument, he, as such manager and officer and with full authority, executed the same voluntarily for and as the act of said limited liability company.

GIVEN under my hand this the 21st day of July, 2000.

(NOTARIAL SEAL)

Augusta Duff
Notary Public

My Commission Expires: 8-7-01

Site No.: 044-188-000
Site Name: Alabaster

EXHIBIT A

100' X 100' LEASE AREA

A Parcel of land lying in the Northwest Quarter of the Northeast Quarter of Section 16, Township 21 South, Range 3 West, Shelby County, Alabama being more particularly described as follows:

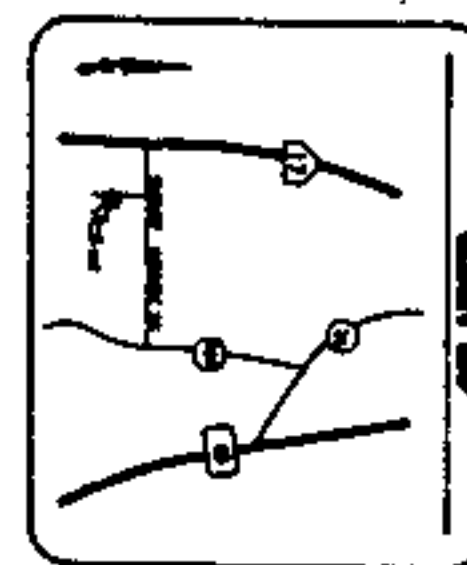
Commencing at a 1.5" open top pipe at the northeast corner of a parcel of land as recorded in Instrument No. 1993-40489 in the Office of the Judge of Probate, Shelby County, Alabama, said pipe also being at the intersection of the east line of said Northwest Quarter of the Northeast Quarter and the south right-of-way of County Road 26 (80 r/w); thence run S 00°18'39" E along the east line of said parcel of land and the east line of said Northwest Quarter and also along an old wire fence line a distance of 412.40 feet to a point; thence run S 89°41'21" W a distance of 9.70 feet to a 5/8" rebar set (19753) and the Point of Beginning; thence run S 00°22'57" E a distance of 100.00 feet to a 5/8" rebar set (19753); thence run S 89°46'57" W a distance of 100.00 feet to a 5/8" rebar set (19753); thence run N 00°22'57" W a distance of 100.00 feet to a 5/8" rebar set (19753); thence run N 89°46'57" E a distance of 100.00 feet to the Point of Beginning. Said described property contains 0.23 acres, more or less.

40' INGRESS/EGRESS & UTILITY EASEMENT

A Parcel of land lying in the Northwest Quarter of the Northeast Quarter of Section 16, Township 21 South, Range 3 West, Shelby County, Alabama being more particularly described as follows:

Commencing at a 1.5" open top pipe at the northeast corner of a parcel of land as recorded in Instrument No. 1993-40489 in the Office of the Judge of Probate, Shelby County, Alabama, said pipe also being at the intersection of the east line of said Northwest Quarter of Northeast Quarter and the south right-of-way of County Road 26 (80 r/w); thence run S 00°18'39" E along the east line of said parcel of land and the east line of said Northwest Quarter and also an old wire fence a distance of 412.40 feet to a point; thence run S 89°41'21" W a distance of 9.70 feet to a 5/8" rebar set (19753) at the northeast corner of above described 100' X 100' Lease Parcel; thence run S 89°46'57" W along the north line of said Lease Parcel a distance of 100.00 feet to a 5/8" rebar set (19753); thence run S 00°22'57" E along the west line of said Lease Parcel a distance of 24.12 feet to the Point of Beginning of an Ingress/Egress and Utility Easement, being 40 feet in width and 20 feet each side of the following described centerline; thence run N 63°03'56" W a distance of 53.06 feet to a point; thence run S 83°09'39" W a distance of 30.10 feet to a point; thence run N 54°34'04" W a distance of 18.02 feet to a point; thence run N 03°55'02" W a distance of 46.85 feet to a point; thence run N 01°54'59" W a distance of 261.82 feet to a point; thence run N 02°36'18" E a distance of 103.81 feet, more or less to a point on the south right-of-way of said County Road No. 26 and the Point of Ending. Said described easement contains 0.47 acres, more or less, and lies in the NW1/4 of NE1/4 of section 16, T-21-S, R-3-W, Shelby County, Alabama.

EXHIBIT A



SITE SURVEY
044-188-000
ALABASTER
SEC. 16, T-21-S, R-3-W
ALABASTER, SHELBY COUNTY, ALABAMA

PATENT INDEX

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STRESS, ANXIETY & LIFETIME SAVINGS

THE UNIVERSITY OF CHICAGO
 LIBRARY
 540 EAST 58TH STREET
 CHICAGO, ILL. 60637
 TEL: 773-936-5000
 FAX: 773-936-5000
 WWW: WWW.CHICAGO.EDU

William A. Thompson, Jr.
Assistant Engineer, P.E. 15078

12345678910111213141516171819202122232425262728293031323334353637383940414243444546474849505152535455565758596061626364656667686970717273747576777879808182838485868788899091929394959697989910010110210310410510610710810911011111211311411511611711811912012112212312412512612712812913013113213313413513613713813914014114214314414514614714814915015115215315415515615715815916016116216316416516616716816917017117217317417517617717817918018118218318418518618718818919019119219319419519619719819920020120220320420520620720820921021121221321421521621721821922022122222322422522622722822923023123223323423523623723823924024124224324424524624724824925025125225325425525625725825926026126226326426526626726826927027127227327427527627727827928028128228328428528628728828929029129229329429529629729829930030130230330430530630730830931031131231331431531631731831932032132232332432532632732832933033133233333433533633733833934034134234334434534634734834935035135235335435535635735835936036136236336436536636736836937037137237337437537637737837938038138238338438538638738838939039139239339439539639739839940040140240340440540640740840941041141241341441541641741841942042142242342442542642742842943043143243343443543643743843944044144244344444544644744844945045145245345445545645745845946046146246346446546646746846947047147247347447547647747847948048148248348448548648748848949049149249349449549649749849950050150250350450550650750850951051151251351451551651751851952052152252352452552652752852953053153253353453553653753853954054154254354454554654754854955055155255355455555655755855956056156256356456556656756856957057157257357457557657757857958058158258358458558658758858959059159259359459559659759859960060160260360460560660760860961061161261361461561661761861962062162262362462562662762862963063163263363463563663763863964064164264364464564664764864965065165265365465565665765865966066166266366466566666766866967067167267367467567667767867968068168268368468568668768868969069169269369469569669769869970070170270370470570670770870971071171271371471571671771871972072172272372472572672772872973073173273373473573673773873974074174274374474574674774874975075175275375475575675775875976076176276376476576676776876977077177277377477577677777877978078178278378478578678778878979079179279379479579679779879980080180280380480580680780880981081181281381481581681781881982082182282382482582682782882983083183283383483583683783883984084184284384484584684784884985085185285385485585685785885986086186286386486586686786886987087187287387487587687787887988088188288388488588688788888989089189289389489589689789889990090190290390490590690790890991091191291391491591691791891992092192292392492592692792892993093193293393493593693793893994094194294394494594694794894995095195295395495595695795895996096196296396496596696796896997097197297397497597697797897998098198298398498598698798898999099199299399499599699799899910001001100210031004100510061007100810091010101110121013101410151016101710181019102010211022102310241025102610271028102910301031103210331034103510361037103810391040104110421043104410451046104710481049105010511052105310541055105610571058105910601061106210631064106510661067106810691070107110721073107410751076107710781079108010811082108310841085108610871088108910901091109210931094109510961097109810991100110111021103110411051106110711081109111011111112111311141115111611171118111911201121112211231124112511261127112811291130113111321133113411351136113711381139114011411142114311441145114611471148114911501151115211531154115511561157115811591160116111621163116411651166116711681169117011711172117311741175117611771178117911801181118211831184118511861187118811891190119111921193119411951196119711981199120012011202120312041205120612071208120912101211121212131214121512161217121812191220122112221223122412251226122712281229123012311232123312341235123612371238123912401241124212431244124512461247124812491250125112521253125412551256125712581259126012611262126312641265126612671268126912701271127212731274127512761277127812791280128112821283128412851286128712881289129012911292129312941295129612971298129913001

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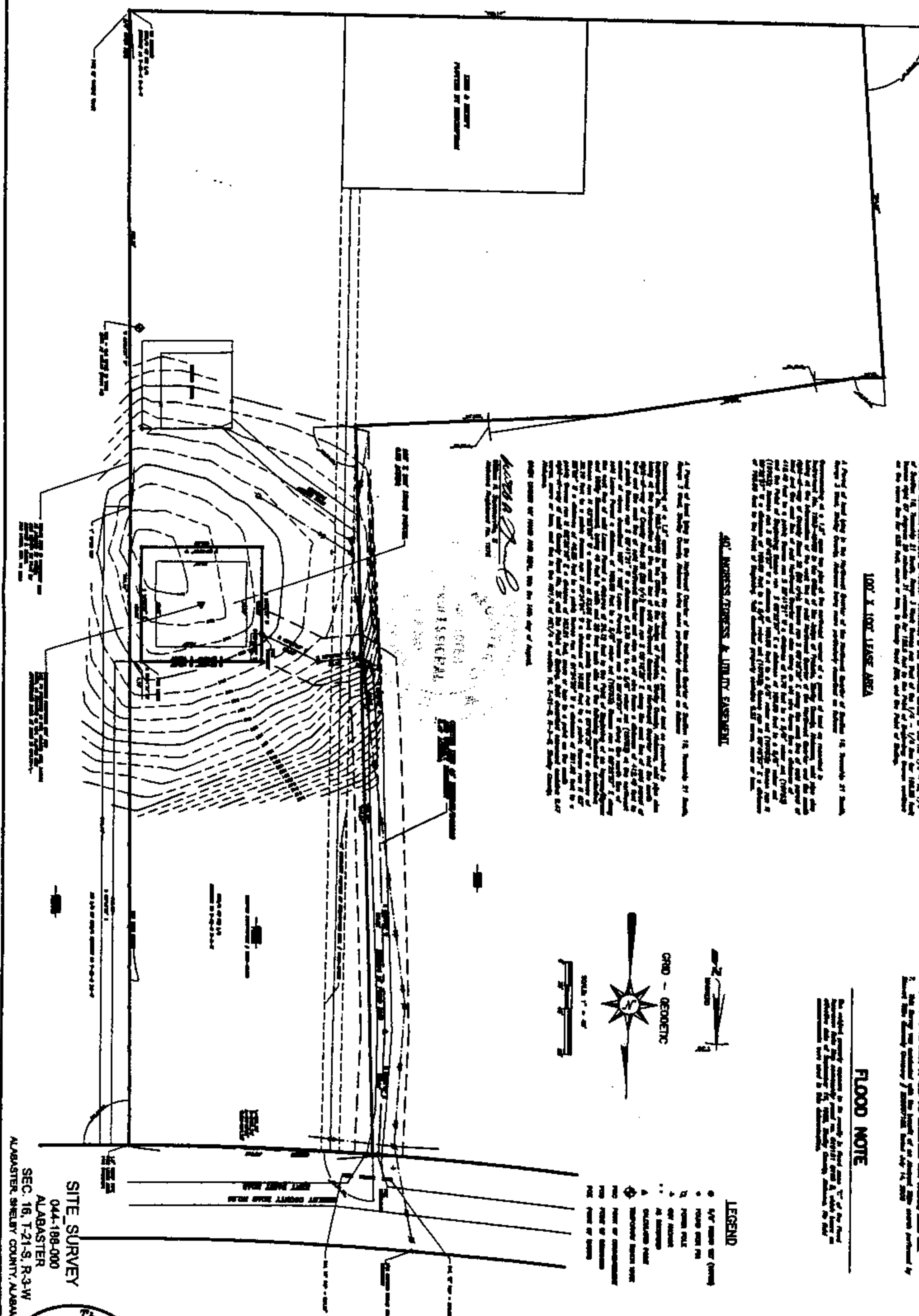
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Lesson

- [illegible]

FLOOD NOTE

Attention: Ask the assembly hall in 1917 and a whole lot of other stuff of importance for 1918. Study closely around the hall.

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SITE_SURVEY
044-188-000
ALABASTER
SEC. 16, T-21-S, R-3
ALABASTER, SHELBY COUNTY, ALA.

ALABASTER, SHELBY COUNTY, ALABAMA.



The Sommerville Group, Inc.

Engineers • Surveyors • Planners • Consultants
1828 3rd Avenue North, Suite 215
Bessemer, Alabama 35020
Office: (205) 434-0005 Fax: (205) 436-1804

TYPE OF SURVEY BOUNDARY & TOPOGRAPHIC

CLIENT		FORESITE, LLC 1 RIVERCHASE RIDGE, SUITE 350 BIRMINGHAM, ALABAMA 35244			
APPROVED MHS	DESIGNED SD	DRAWN SD	CHECKED MHS	PROJECT NO. 00-274	
5-8-00	5-8-00	5-8-00	5-8-00		

[illegible]

09/28/2000-34210
11:03 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
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