

This instrument prepared by and after recording,
please return to:
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Downs Rachlin & Martin PLLC
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Indexing Cross Reference:
See Exhibit A

Inst # 2001-22974

06/06/2001-22974
09:57 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
101.00
024 MEL

STATE OF ALABAMA)
)
COUNTY OF SHELBY)

SITE DESIGNATION SUPPLEMENT
AND
MEMORANDUM OF SUBLEASE

THIS SITE DESIGNATION SUPPLEMENT AND MEMORANDUM OF SUBLEASE (the “**Supplement**”), made effective as of the Site Commencement Date (as defined below), by and between **BELLSOUTH MOBILITY INC.**, a Georgia corporation, with a principal address at 100 Concourse Parkway, Suite 375, Birmingham, Alabama 35244 (“**Transferring Entity**”), and **CROWN CASTLE SOUTH INC.**, a Delaware corporation, with a principal address at c/o Crown Communication Inc., 375 Southpointe Boulevard, Canonsburg, Pennsylvania 15317, Attention: Real Estate Department (“**TowerCo**”).

WITNESSETH:

WHEREAS, reference is hereby made to that certain Sublease dated June 1, 1999 (the “**Sublease**”), by and among Transferring Entity, the other transferring entities named therein, Crown Castle International Corp., a Delaware corporation, and TowerCo;

WHEREAS, the parties desire that the terms and conditions of the Sublease shall govern the relationship of the parties under this Supplement, and each party executing this Supplement

Site Name: Bir Riv, AL
Site Number: BIR149
Leased Site

any and all rights pursuant to **Sections 5(c) and 25** of the Sublease and all appurtenant rights reasonably inferable to permit the Transferring Entity's full use and enjoyment of the Reserved Space, including without limitation, the appurtenances specifically described in **Section 5** of the Sublease. For purposes of **Section 25** of the Sublease, the weights and sail area of the panel antennas comprising a portion of Transferring Entity's Tower-mounted Communications Equipment is set forth on **Exhibit F**.

4. **Term/Site Commencement Date.** The Term of the Sublease as to the Subleased Property of the Site pursuant to this Supplement shall commence effective as of August 1, 1999 (the "**Site Commencement Date**") and shall terminate on the date which is one day before the Ground Lease expires in accordance with its terms (including any extensions or renewals thereof), unless terminated earlier in accordance with the terms of the Sublease.

5. **Rent.** TowerCo shall pay to BMI the Site Payment calculated in accordance with **Section 11** of the Sublease.

6. **Notice.** All notices hereunder shall be deemed validly given if given in accordance with the Sublease.

7. **Governing Law.** Notwithstanding the terms of the Sublease, this Supplement shall be governed by and construed in accordance with the laws of the State in which the Subleased Property is located.

8. **Modifications.** This Supplement shall not be amended, supplemented or modified in any respect, except pursuant to written agreement duly executed by the parties in the same manner in which the Sublease was executed.

9. **Counterparts.** This Supplement may be executed in several counterparts, each of which shall be deemed an original, and all of such counterparts together shall constitute one and the same instrument.

Site Name: Bir Riv, AL
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Exhibit A - Leased

Site Name: BIR RIV
Site Number: BIR149
County: Shelby
Original Ground Lessor: Sequoia Construction Company

Original Ground Lessee: BellSouth Mobility Inc.

**Execution Date of Original
Ground Lease Agreement:** 3/23/95

Recording Information for Original Ground Lease Agreement or Memorandum Thereof

Registry: SHELBY
Book: 2000-17212
Page:
Record Date: 5/25/00

Tuesday, July 25, 2000

EXHIBIT B

SITE PLAN

See attached “as built” site plan showing the portion of the Site that is part of the Reserved Space.

Site Name: Bir Riv, AL
Site Number: BIR149
Leased Site

B-1

ATLLIB01 832035.1

EXHIBIT C

TOWER ELEVATION

See attached “as built” tower elevation describing the Tower and indicating the portion of the Tower that is part of the Reserved Space.

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