

Market: Alabama
Site #: AL1308A
Site Name: Dargin

20021107000556390 Pg 1/6 248.50
Shelby Cnty Judge of Probate, AL
11/07/2002 15:17:00 FILED/CERTIFIED

PREPARED BY:

Paula Hickman, Esquire
Nextel Communications
851 Trafalgar Court, Suite 300 E
Maitland, FL 32751

RETURN TO:

Property Manager
Nextel Communications
851 Trafalgar Court, Suite 300 E
Maitland, FL 32751

MEMORANDUM OF AGREEMENT

This Memorandum of Agreement is entered into on this 22nd day of July, 2002, by and between Pinnacle Towers, Inc., a Delaware Corporation, with an office at 301 North Cattlemen Road, Sarasota, Florida 34232, (hereinafter referred to as "Lessor") and Nextel South Corp., a Georgia Corporation, d/b/a Nextel Communications with an office at 851 Trafalgar Court, Suite 300E, Maitland, FL 32751 (hereinafter referred to as "Lessee").

Lessor and Lessee entered into an Antenna Site Lease Schedule No.: 010172008695-01 (hereinafter referred to as the "Agreement") on the 12th day of November 1998, for the purpose of installing, operating and maintaining a radio communications facility and other improvements. All of the foregoing are set forth in the Agreement.

The initial term of the Agreement is for five (5) years commencing on November 23rd, 1998 ("Commencement Date"), and terminating on the 5th anniversary of the Commencement Date with three (3) successive five (5) year options to renew.

The Land, which is the subject of the Agreement, is described in Exhibit "A" annexed hereto. The portion of the Land being leased to Lessee (hereinafter referred to as the "Premises") is described in Exhibit "B" annexed hereto.

IN WITNESS WHEREOF, the parties have executed this Memorandum of Agreement as of the day and year first above written.

Signed, sealed and delivered in the presence of:

[Signature]
Witness

Print Name: Amy Dressel

[Signature]
Witness

Print Name: Brandon Luce

LESSOR:

PINNACLE TOWERS, INC., a Delaware Corporation

By: [Signature]

Print Name: Nick Purver

Title: BQC

Date: 7/22/2002

Tax ID#: 65-0574118

STATE OF Florida

COUNTY OF Sarasota

The foregoing instrument was acknowledged before me this 22nd day of July, 2002, by Nick Purver as BQC, of Pinnacle Towers, Inc., a Delaware Corporation, on behalf of the Corporation is personally known to me or has produced Self as identification and did (did not) take an oath.

WITNESS my hand and official seal.

[Signature]
Notary Public

Print Name: Jason Richards

My commission expires: _____

(SIGNATURES CONTINUED ON FOLLOWING PAGE)

Market: Alabama
Site #: AL1308A
Site Name: Dargin

Signed, sealed and delivered in the presence of:

Olita Sawyer
Witness
Print Name: OLITA SAWYER
Samantha Beasley
Witness
Print Name: Samantha Beasley

STATE OF NC
COUNTY OF Wake

The foregoing instrument was acknowledged before me this 16th day of May, 2002, by Scott Smith, as Vice President of Engineering and Operations of Nextel South Corp., a Georgia Corporation, d/b/a Nextel Communications who is personally known to me or who has produced _____ as identification and who did (did not) take an oath.

WITNESS my hand and official seal.

Glenda H. Joyner
Notary Public
Glenda H. Joyner
Print Name
My commission expires: 4/3/06



LESSEE:

NEXTEL SOUTH CORPORATION, a Georgia Corporation
d/b/a Nextel Communications

By: Scott Smith
Print Name: Scott Smith
Title: Vice President of Engineering and Operations

Market: Alabama
Site #: AL1308A
Site Name: Dargin

MEMORANDUM OF AGREEMENT

EXHIBIT A

DESCRIPTION OF LAND

to the Memorandum of Agreement dated July 22nd, 2002, by and between Pinnacle Towers, Inc., a Delaware Corporation as Lessor, and Nextel South Corp., a Georgia Corporation, d/b/a Nextel Communications as Lessee.

The Land is described and/or depicted as follows:

Legal Description

A tract of land being a portion of land as shown on the Alabama Power Company General Service Complex plat as recorded in Map Book 8, at page 70 in the Probate Office of Shelby County, Alabama and being situated in the Southeast quarter of Section 29, Township 21 South, Range 2 West, Shelby County, Alabama, being more particularly described as follows:

Commencing at the Southeast corner of Section 29, Township 21 South, Range 2 West, Shelby County, Alabama: thence N 88 degrees 10'58" W for 500.00 feet; thence N 00 degrees 09'41" W for 172.66 feet; thence S 89 degrees 50'19" W for 545.18 feet to the Point of Beginning; thence N 18 degrees 00'48" W for 75.00 feet; thence N 71 degrees 59'12" E for 35.00 feet; thence S 18 degrees 00'48" E for 75.00 feet; thence S 71 degrees 59'12" W for 35.00 feet to the Point of Beginning.

Said Parcel contains 2,625 sq. ft. or 0.06 acres more or less.

Market: Alabama
Site #: AL1308A
Site Name: Dargin

MEMORANDUM OF AGREEMENT

EXHIBIT B

DESCRIPTION OF PREMISES

to the Memorandum of Agreement dated July 22nd, 2002, by and between Pinnacle Towers, Inc., a Delaware Corporation as Lessor, and Nextel South Corp., a Georgia Corporation, d/b/a Nextel Communications as Lessee.

The Premises is described and/or depicted as follows:

SEE EXHIBIT B ANNEXED HERETO.

Market: Alabama
Site #: AL1308A
Site Name: Dargin

EXHIBIT "B"

DESCRIPTION NEXTEL LEASE PARCEL DARGIN AL-1308-A

A parcel of land situated in the Southeast Quarter of the Southeast Quarter of Section 29, Township 21 South, Range 2 West, Shelby County, Alabama, and being more particularly described as follows:

Commence at the Southeast Corner of the Southwest Quarter of the Southeast Quarter of Section 29, Township 21 South, Range 2 West as recorded in Map Book 8, Page 70 in the Office of the Judge of Probate of Shelby County; thence run North 77°01'30" East for a distance of 824.71 feet to the Point of Beginning; thence run North 48°00'21" West for a distance of 7.00 feet to a point; thence run North 41°59'39" East for a distance of 34.00 feet to a point; thence run South 48°00'21" East for a distance of 26.00 feet to a point; thence run South 41°59'39" West for a distance of 24.00 feet to a point; thence run North 48°00'21" West for a distance of 19.00 feet to a point; thence run South 41°59'39" West for a distance of 10.00 feet to the Point of Beginning.

Parcel contains 0.02 acres (694 SF).

EXHIBIT "B"

20021107000556390 Pg 6/6 248.50
Shelby Cnty Judge of Probate, AL
11/07/2002 15:17:00 FILED/CERTIFIED

Market: Alabama
Site #: AL1308A
Site Name: Dargin

DESCRIPTION NEXTEL 20' INGRESS/EGRESS & UTILITY EASEMENT DARGIN AL-1308-A

An easement situated in the Southeast Quarter and the Southwest Quarter of Section 29, Township 21 South, Range 2 West, Shelby County, and being more particularly described as follows:

Commence at the Southeast Corner of the Southwest Quarter of the Southeast Quarter of Section 29, Township 21 South, Range 2 West as recorded in Map Book 8, Page 70 in the Office of the Judge of Probate of Shelby County; thence run North 77°01'30" East for a distance of 824.71 feet to a point; thence run North 48°00'21" West for a distance of 7.00 feet to a point; thence run North 41°59'39" East for a distance of 24.00 feet to the Point of Beginning of the centerline of a 20 foot Ingress/Egress & Utility Easement that lies 10 feet either side of said centerline as described herein; thence run North 48°00'21" West for a distance of 12.83 feet to a point; thence run South 67°04'46" West for a distance of 59.23 feet to a point; thence run North 77°50'30" West for a distance of 144.09 feet to a point; thence run South 33°50'03" West for a distance of 64.36 feet to a point; thence along a curve to the left, with a radius of 505.00 feet and a chord direction of North 58°09'02" West and a chord length of 34.98 feet, for a distance of 35.00 feet to a point; thence run North 60°08'08" West for a distance of 109.23 feet to a point; thence along a curve to the right, with a radius of 567.00 feet and a chord direction of North 52°26'44" West and a chord length of 131.75 feet, for a distance of 152.20 feet to a point; thence run North 44°45'20" West for a distance of 291.02 feet to a point; thence along a curve to the left, with a radius of 195.00 feet and a chord direction of North 66°35'27" West and a chord length of 145.06 feet, for a distance of 148.63 feet to a point; thence run North 88°25'34" West for a distance of 246.00 feet to a point; thence along a curve to the right, with a radius of 320.00 feet and a chord direction of North 71°12'11" West and a chord length of 189.50 feet, for a distance of 192.38 feet to a point; thence run North 53°58'48" West for a distance of 76.04 feet to a point; thence along a curve to the left, with a radius of 178.00 feet and a chord direction of North 72°00'34" West and a chord length of 110.18 feet, for a distance of 112.02 feet to a point; thence run South 89°57'40" West for a distance of 129.12 feet to a point; thence along a curve to the right, with a radius of 195.00 feet and a chord direction of North 60°11'29" West and a chord length of 194.10 feet, for a distance of 203.16 feet to a point; thence run North 30°20'39" West for a distance of 108.28 feet to a point; thence along a curve to the right, with a radius of 655.00 feet and a chord direction of North 20°12'38" West and a chord length of 230.49 feet, for a distance of 231.69 feet to a point; thence run North 10°04'37" West for a distance of 886.54 feet to a point; thence run South 88°36'53" West for a distance of 442.63 feet to a point; on the eastern right-of-way line of County Route 87, and also being the terminus of easement.