

Please Return to:
Diane White
T-Mobile USA, Inc.
31 Inverness Center Parkway
Birmingham, AL 35242.


2004012600040310 Pg 1/7 55.00
Shelby Cnty Judge of Probate:AL
01/26/2004 08:40:00 FILED/CERTIFIED

Memorandum of Lease
Assessor's Parcel Number: 15-3-08-0-000-006.000
Between Clarice D. Kendrick<and><2nd Landlord, if any> ("Landlord")
and Powertel/Birmingham, Inc. ("Tenant")

A Site Lease with Option (the "Lease") by and between Clarice D. Kendrick<and><2nd Landlord, if any> ("Landlord") and Powertel/Birmingham, Inc., a Missouri Corporation ("Tenant") was made regarding a portion of following the property:

See Attached Exhibit "A" incorporated herein for all purposes

The Option is for a term of six (6) months after the Effective Date of the Lease (as defined under the Lease), with up to one additional six (6) month renewal ("Optional Period").

The Lease is for a term of five (5) years and will commence on the date as set forth in the Lease (the "Commencement Date"). Tenant shall have the right to extend this Lease for five (5) additional five-year terms.

IN WITNESS WHEREOF, the parties hereto have respectively executed this memorandum effective as of the date of the last party to sign.

LANDLORD: Clarice D. Kendrick

By: Clarice D. Kendrick
Printed Name: Clarice D. Kendrick
Its: Landowner
Date: September 3, 2003

TENANT: Powertel/Birmingham, Inc.

By: J. Harold Gwin
Printed Name: J. Harold Gwin
Its: Regional Director
Date: 9/9/03

\$ 6,000.00 annual rent

Site Number: BH1097
Site Name: Crossbrook
Market: Powertel/Birmingham, Inc.

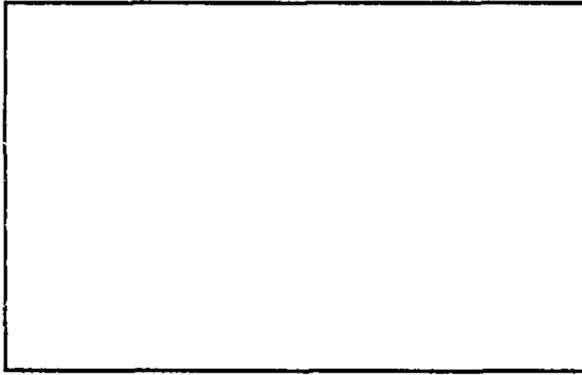
[Notary block for Individual]

STATE OF Alabama)
) ss.
COUNTY OF Shelby)

This instrument was acknowledged before me on 9.3.2003 by Clarice D. Kendrick

Dated: 9.3.2003

Suzann Blanch Donovan



Notary Public
Print Name SUSAN BLANCH DONOVAN
My commission expires Notary Public, Alabama State at Large
My Commission Expires February 27, 2005

(Use this space for notary stamp/seal)

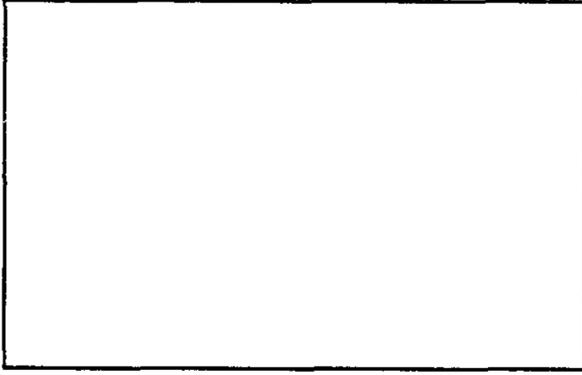
[Notary block for Tenant]

STATE OF Alabama)
) ss.
COUNTY OF Shelby)

I certify that I know or have satisfactory evidence that J. Harold Gwin is the person who appeared before me, and said person acknowledged that he signed this instrument, on oath stated that he was authorized to execute the instrument and acknowledged it as the Regional Director of Powertel/Birmingham, Inc., a Missouri Corporation, to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated: 9/9/03

Jacquelyn Kristi Anderson



Notary Public
Print Name Jacquelyn Kristi Anderson
My commission expires NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Jul 2, 2005
BONDED THRU NOTARY PUBLIC UNDERWRITERS

(Use this space for notary stamp/seal)

Memorandum of Lease EXHIBIT A
Legal Description

The Property is legally described as follows:
As Per Attached Deed

Site Number: **BH1097**
Site Name: **Crossbrook**
Market: **PowerTel/Birmingham, Inc.**

Version 10-2-01

STATE OF ALABAMA, |
SHELBY COUNTY.....|

1704

THIS INDENTURE, made and entered into on this the 13 day of June, 1949, by and between the undersigned E.F. Kendrick and wife, Hazel Kendrick, Myrtle Irene Blackman and husband, Claude Blackman, Verna Lorene Harper and husband, Roy Harper, party of the first part; and Floyd E. Kendrick, party of the second part, the parties hereto being the sole heirs at law and next of kin of E.N. Kendrick, deceased, who departed this life intestate during the year 1918,

WITNESSETH: That the said party of the first part, for and in consideration of the sum of ONE DOLLAR and other valuable consideration in hand paid to them by the party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained, and sold, and by these presents does grant, bargain, sell, and convey unto the said party of the second part, his heirs, and assigns subject to the life interest of Jemima Kendrick, the widow of E.N. Kendrick, deceased, the following described property, situate, lying, and being in the County of Shelby, State of Alabama, to wit:

The Southeast Quarter of the Northwest Quarter of Section 8, Township 20, Range 1 West, containing 40 acres, more or less.



Also, that part of the Southwest Quarter of the Northeast Quarter of Section 8, Township 20, Range 1 West, described as follows: Beginning at the Southwest corner of said Southwest Quarter of the Northeast Quarter of said Section 8, and run thence East 220 yards; run thence Northwest direction in a straight line to the Northwest corner of said Southwest Quarter of the Northeast Quarter of said Section 8; run thence South along the West boundary line of said Southwest Quarter of the Northeast Quarter of said Section 8 to the point of beginning, and containing 10 acres, more or less; all in Township 20, Range 1 West.

Also, that part of the Northwest Quarter of the Southeast Quarter of Section 8, Township 20, Range 1 West, described as follows: Beginning at the Northwest corner of said last named forty and run thence East a distance of 220 yards; run thence Southeast direction in a straight line to the Southeast corner of said Northwest Quarter of the Southeast Quarter of said Section 8; run thence West to the Southwest corner of said last named forty acres; run thence North to the point of beginning, and containing 30 acres, more or less, and all situated in Township 20, Range 1 West.

All of the above described lands situated in Shelby County, Alabama.

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The mineral rights to the above described lands are hereby excepted and reserved, the same not being the property of the grantors herein.

It is further agreed and understood between the party of the first part, and the party of the second part herein, that this conveyance is made subject to the life interest of Jemima Kendrick, the wife of the said E.N.Kendrick, deceased, and that she is to have the right of use and possession of the same during her natural life.

TO HAVE AND TO HOLD the said above described property unto the said Floyd E.Kendrick, party of the second part, together with all and singular the tenements, heriditaments, and appurtenances thereunto belonging, or in anywise appertaining, and unto his heirs and assigns, in fee simple, insofar as the surface rights of said lands are concerned.

WITNESS our hands and seals on this the 13 day of June, 1949.

Myrtle Irene Blackman (SEAL)
Clara Blackman (SEAL)
Paul M. Kendrick (SEAL)
Ebra J. Kendrick (SEAL)
Ray Harper (SEAL)
Vernadine Harper (SEAL)

STATE OF ALABAMA, |

Jefferson
~~SHELBY~~ COUNTY.....|

I, *J. B. Allgood*, a *Notary Public*

in and for said County, in said State, hereby certify that E.F.Kendrick and wife, Hazel Kendrick, and Verna Lorene Harper and husband, Roy Harper, whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand this the 12 day of June, 1949.



J. B. Allgood
Jefferson County, Alabama
My commission expires Jan. 27, 1953
(Official Title).

STATE OF ALABAMA, |

Jefferson
~~SHELBY~~ COUNTY.....|

I, *J. B. Allgood*, a *Notary Public*

in and for said County, in said State, hereby certify that on the 13th day of June, 1949, that Hazel Kendrick and Verna Lorene Harper, known to me to be the wife, respectively, of E.F.Kendrick and Roy Harper, who, being examined separate and apart from the husband, respectively, touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord and without fear or constraints on the part of the husband.

IN WITNESS WHEREOF, I have hereunto set my hand, this the 12 day of June, 1949.



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J. B. Allgood
Jefferson County, Alabama
My commission expires Jan. 27, 1953
(Official Title).

STATE OF ALABAMA, |
TALLADEGA COUNTY...|

I, E. K. Smith, a judge of Superior Court of Shelby County, a ~~Notary Public~~,

in and for said County, in said State, hereby certify that Myrtle Irene Blackman and husband, Claude Blackman, whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day that, being informed of the contents of this conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand on this the 11th day of June, 1949.

E. K. Smith
~~Notary Public, Notary Public,~~
Talladega County, Alabama

STATE OF ALABAMA, |
TALLADEGA COUNTY...|

I, E. K. Smith, a judge of Superior Court of Shelby County, a ~~Notary Public~~, in and

for said County, in said State, hereby certify that on the 11th day of June, 1949, came before me the within named Myrtle Irene Blackman, known to me to be the wife of the within name Claude Blackman, who, being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear or constraints or threats on the part of the husband,

IN WITNESS WHEREOF, I have hereunto set my hand on this the 11th day of June, 1949.

E. K. Smith
~~Notary Public, Notary Public,~~
Talladega County, Alabama

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STATE OF ALABAMA
JUDGE OF PROBATE
SHELBY COUNTY
I, E. K. Smith
Judge of Superior Court of Shelby County
do hereby certify that the foregoing
instrument is a true and correct
copy of the original as the same
is on file in my office.