

Licensor Site Number: 023154  
Licensor Site Name: Old Looney Road  
Site Address: 120 Resource Center Parkway, Birmingham, AL 35243

Licensee Site Number: AL-1364-C  
Licensee Site Name: Heather Lake  
Market: Alabama

20040714000388210 Pg 1/3 482.50  
Shelby Cnty Judge of Probate, AL  
07/14/2004 09:48:00 FILED/CERTIFIED

### MEMORANDUM OF AGREEMENT

The Memorandum of Agreement is entered into this day of Oct. 13 2000, by and between American Tower L.P., a Delaware limited partnership, with an office at Galleria 75 Office Park, 3200 Cobb Galleria Parkway, Suite 205, Atlanta, GA 30330 (hereinafter referred to as "LICENSOR") and Nextel South Corp., a Georgia corporation, d/b/a Nextel Communications, with an office at 6575 The Corners Parkway, Norcross, GA 30092 (hereinafter referred to as "LICENSEE").

1. THE LICENSOR entered into a License dated October 13, 2000 pursuant to that certain MASTER TOWER SPACE RESERVATION AND LICENSE AGREEMENT dated November 16<sup>th</sup> 1999 ("LICENSE"), for the purpose of licensing space on THE LICENSOR'S communications tower located on the real property described in Attachment A hereto and installing associated communications equipment thereon.
2. The term of the LICENSE is for five (5) years commencing on December 1, 2000 and ending on December 1 2005, with seven (7) successive three (3) year options to renew. If all options to renew are exercised, the term of the LICENSE will expire twenty six (26) years after the License Commencement Date (as defined in the LICENSE).

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

#### LICENSOR:

By: American TOWER L.P.  
a Delaware limited partnership

Name: [Signature]  
Richard C. Beesley  
Title: Vice President/Area Grounds Manager

Date: 10/13/00

#### LICENSEE:

By: Nextel South Corp., a  
Georgia corporation, d/b/a  
Nextel Communications

Name: [Signature]  
John Cafaro  
Title: Vice President

Date: 9-25-00

STATE OF GEORGIA

COUNTY OF COBB

On 10/13 2000, before me, Cheryl M. Stoner, Notary Public, personally appeared Richard C. Beesley, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument, the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Cheryl M. Stoner  
Notary Public  
My commission expires: 7/7/2003



STATE OF GEORGIA

COUNTY OF GWINNETT

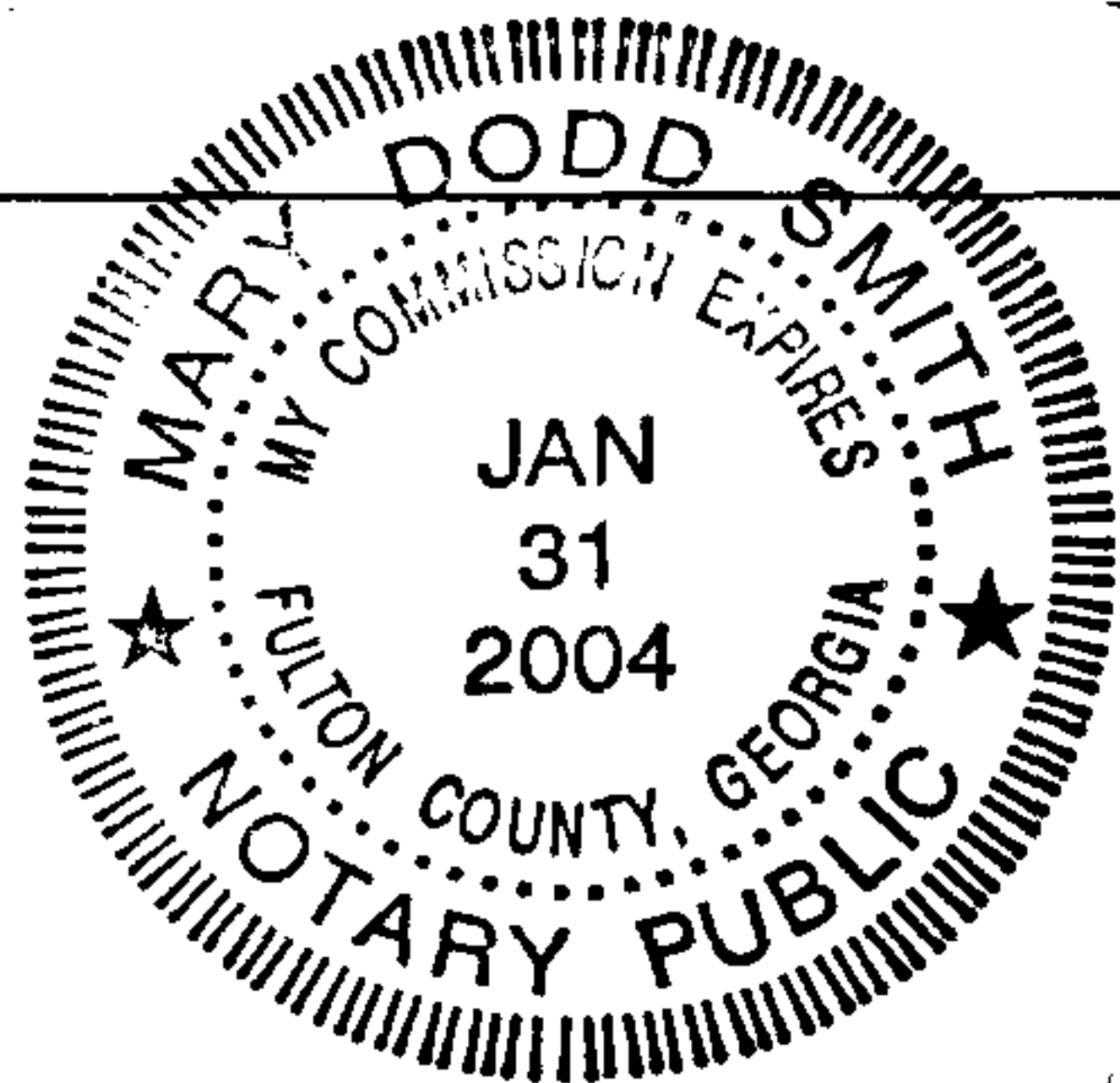
Licensors Site Number: 023154  
Licensors Site Name: Old Looney Road  
Site Address: 120 Resource Center Parkway, Birmingham, AL 35243

Licensee Site Number : AL-1364-C  
Licensee Site Name: Heather Lake  
Market: Alabama

On 9-25 2000, before me, Mary Dodd Smith Notary Public, personally appeared John Cafaro, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument, the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Mary Dodd Smith (SEAL)  
Notary Public  
My commission expires: \_\_\_\_\_





Licensors Site Number: 023154  
Licensors Site Name: Old Looney Road  
Site Address: 120 Resource Center Parkway, Birmingham, AL 35243

Licensee Site Number : AL-1364-C  
Licensee Site Name: Heather Lake  
Market: Alabama

## ATTACHMENT A

### Description of Property

20040714000388210 Pg 3/3 482.50  
Shelby Cnty Judge of Probate, AL  
07/14/2004 09:48:00 FILED/CERTIFIED

This is an Attachment to that certain Memorandum of Agreement by and between American Tower L.P., a Delaware limited partnership, as Licensor, and Nextel South Corp., a Georgia corporation, d/b/a Nextel Communications, as Licensee, regarding the site (i) identified by Licensee as Site Number: AL-1364-C (Heather Lake), and (ii) identified by Licensor as ATC Tower Number: 023154 (Old Looney Road)

### Lease Area

A part of the Southwest 1/4 of the Northwest 1/4 of Section 36, Township 18 South, Range 2 West, Shelby County, Alabama Described as follows: Commencing at a found 2" capped pipe, being the Northwest corner of said Southwest 1/4 of the Northwest 1/4; thence South 00° 10'52" East along the west boundary of said Southwest 1/4 of the Northwest 1/4 a distance of 427.97 feet, to a found 3/8" rebar; thence continue along said west boundary, South 00° 07' 34" East a distance of 184.98 feet to a set 5/8" rebar being the Point of Beginning; thence South 42° 00'09" East a distance of 82.72 feet to set 5/8" rebar; thence North 88° 28'22" West a distance of 55.24 feet to a found 2" capped pipe on the west boundary of said SW 1/4 of the NW 1/4; thence North 00° 07' 34" West a distance of 80.00 feet along the west boundary of said Southwest 1/4 of the Northwest 1/4 to the Point of Beginning; containing 0.04 acres or 1656.58 square feet more or less.

### Utility and Ingress/Egress Easement

A part of the Southwest 1/4 of the Northwest 1/4 of Section 36, Township 18 South, Range 2 West, Shelby County, Alabama Described as follows: Commencing at a found 2" capped pipe, being the Northwest corner of said Southwest 1/4 of the Northwest 1/4; thence South 00° 10'52" East along the west boundary of said Southwest 1/4 of the Northwest 1/4 a distance of 427.97 feet, to a found 3/8" rebar; thence continue along said west boundary, South 00° 07' 34" East a distance of 184.98 feet to a set 5/8" rebar; thence South 42° 00'09" East a distance of 20.48 feet to the Point of Beginning; Thence Easterly along a curve to the right having a radius of 119.00 feet having a degree of 48° 08'52" thence Easterly along said curve 86.66 feet along said curve through a central angle of 41° 43'25" having a tangent length of 45.35 feet; thence easterly along a curve to the left having a radius of 47.00 feet having a degree of 121° 54'23" thence Easterly along said curve 41.16 feet along said curve through a central angle of 50° 10'35" having a tangent length of 22.00 feet; thence North 43° 46'38" East a distance of 5.00 feet to a Point; thence South 46° 13'22" East a distance of 3.00 feet to a Point; thence North 43° 46'38" East a distance of 192.78 feet to a Point; thence North 51° 41'26" East a distance of 62.16 feet to a Point; thence North 59° 30'39" East a distance of 42.41 feet to a Point; thence North 74° 14'29" East a distance of 25.05 feet to a Point; thence North 59° 18'45" East a distance of 24.25 feet to a Point; thence North 43° 56'51" East a distance of 25.39 feet to a Point on the edge of pavement of Resource Center Parkway; thence Easterly along a curve to the left having a radius of 47.43 feet having a degree of 120° 47'57" thence Easterly along said curve 21.96 feet along said curve through a central angle of 26° 31'52" having a tangent length of 11.18 feet; thence South 43° 56'51" West a distance of 43.19 feet to a Point; thence South 59° 18'45" West a distance of 28.24 feet to a Point; thence South 74° 14'29" West a distance of 25.08 feet to a Point; thence South 59° 30'39" West a distance of 39.45 feet to a Point; thence South 51° 41'26" West a distance of 60.10 feet to a Point; thence South 43° 46'38" West a distance of 191.74 feet to a Point; thence South 46° 13'22" East a distance of 36.78 feet to a Point; thence South 01° 19'14" West a distance of 54.15 feet to a Point; thence North 88° 28'22" West a distance of 5.00 feet to a Point; thence North 01° 19'14" East a distance of 51.93 feet to a Point; thence North 46° 13'22" West a distance of 32.57 feet to a Point; thence Westerly along a curve to the right having a radius of 87.00 feet having a degree of 85° 30'59" thence Westerly along said curve 58.67 feet along said curve through a central angle of 50° 10'35" having a tangent length of 31.37 feet; thence westerly along a curve to the left having a radius of 99.00 feet having a degree of 57° 52'28" thence Westerly along said curve 70.61 feet along said curve through a central angle of 40° 52'00" having a tangent length of 36.88 feet; thence North 42° 00'09" West a distance of 20.07 feet to the Point of Beginning; containing 0.20 acres or 8785.11 square feet more or less.

(To be replaced by survey description upon receipt)