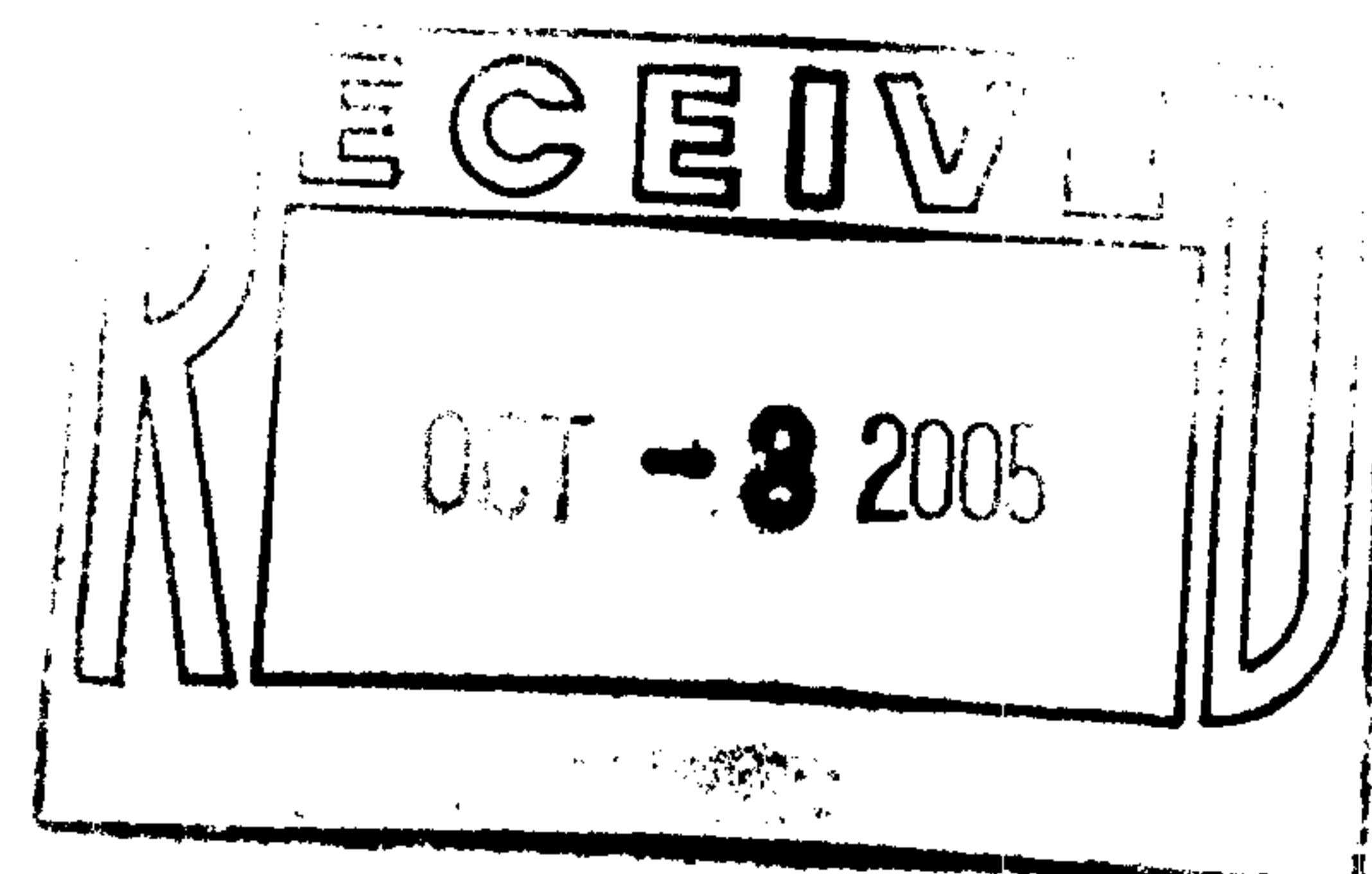


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Shelby Cnty Judge of Probate, AL  
03/30/2006 08:50:08AM FILED/CERT

Return to:

Nextel Communication  
6125 Lakeview Road  
Suite 100  
Charlotte, NC 28269  
Attn: Letisha Parks

AL1074A / Highway 20



#### MEMORANDUM OF AGREEMENT

This Memorandum of Agreement is entered into on this 12<sup>th</sup> day of May, 2005, by and between Pinnacle Towers LLC, a Delaware limited liability company, with an office at 301 N. Cattlemen Rd., Suite 300, Sarasota, FL 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 300 East, Maitland, FL 32751 (hereinafter referred to as "Lessee").

Lessor and Lessee entered into a Site Schedule Number 4055417 ("Agreement") on the 12<sup>th</sup> day of May, 2005, 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.

1. The term of the Agreement is for five (5) years commencing on the date Lessee begins construction of the Lessee Facilities, but no later than \_\_\_\_\_, 2005 whichever first occurs ("Commencement Date"), and terminating on the fifth (5<sup>th</sup>) anniversary of the Commencement Date with three (3) successive five (5) year options to renew.
2. The Land that is the subject of the Agreement is described in Exhibit A attached hereto. The portion of the Land being leased to Lessee (the "Premises") is described in Exhibit B attached hereto.

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

LESSOR:

PINNACLE TOWERS LLC, A DELAWARE  
CORPORATION  
BY: GLOBAL SIGNAL SERVICES LLC, ITS  
MANAGER

Jonathan Hart  
Witness  
Print Name: JONATHAN HART  
Peter S. Snow  
Witness  
Print Name: Peter S. Snow

By: Jason Catalini  
Print Name: Brett Buggeln Jason Catalini  
Title: Director of Collocation Contracts

STATE OF FLORIDA

COUNTY OF SARASOTA

The foregoing instrument was acknowledged before me this 12 day of May, 2005, by Brett Buggeln Jason Catalini, as Director of Collocation of Global Signal Services LLC. He is personally known to me or has produced \_\_\_\_\_ as identification and did take an oath.

My Commission Expires: 7/26/08

Melissa L. Barr  
NOTARY PUBLIC  
Print Name: Melissa L. Barr  
(seal)



Melissa L. Barr  
Commission #DD341184  
Expires: Jul 26, 2008  
Bonded Thru  
Atlantic Bonding Co., Inc.



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Shelby Cnty Judge of Probate, AL  
03/30/2006 08:50:08AM FILED/CERT

LESSEE:

NEXTEL SOUTH CORP., A GEORGIA  
CORPORATION, D/B/A NEXTEL  
COMMUNICATIONS

By: 

Print Name: Scott Smith

Title: Vice President – Site Development

  
Witness

Print Name: Pamela Lavenhouse

  
Witness

Print Name: Susan Lankford

STATE OF NC

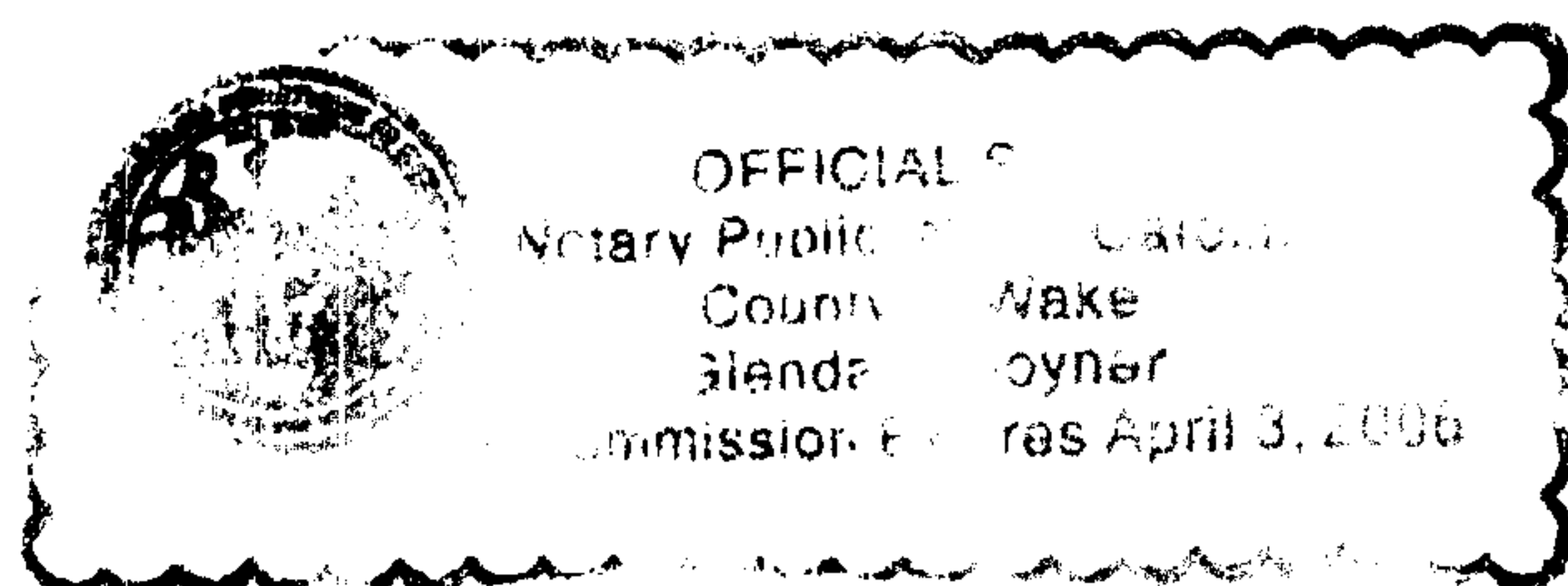
COUNTY OF Wake

The foregoing instrument was acknowledged before me this 16<sup>th</sup> day of May, 2005, by Scott Smith, as Vice President – Site Development of Nextel South Corp., a Georgia corporation, d/b/a Nextel Communications, on behalf of the corporation. He is personally known to me or has produced \_\_\_\_\_ as identification and did take an oath.

  
NOTARY PUBLIC

Print Name: Glendall H. Joyner  
(seal)

My Commission Expires: 04/03/06



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Shelby Cnty Judge of Probate, AL  
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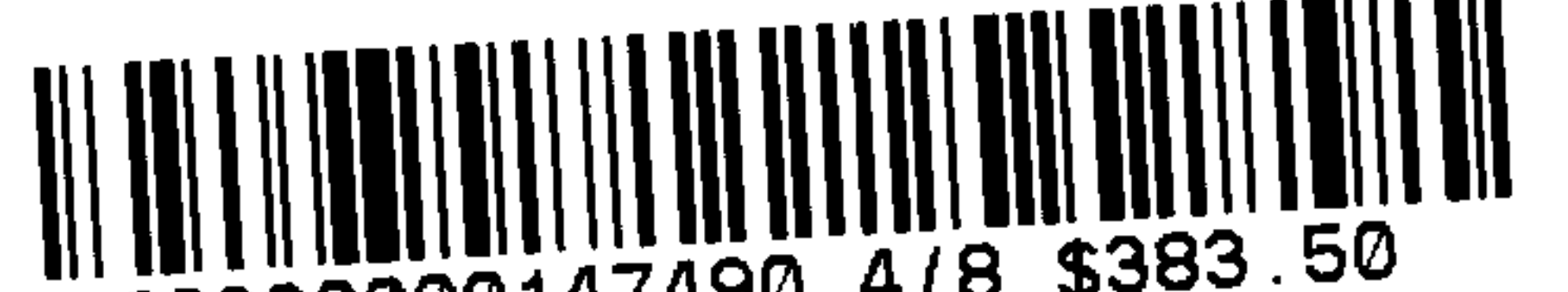
EXHIBIT A

DESCRIPTION OF LAND

SITE NAME: **Alabaster (3rd Street N.E.)**

to the Agreement dated May 12, 2005 by and between Pinnacle Towers LLC, 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 (meets and bounds description):

  
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### EXISTING LEASE AREA (SUPPLIED BY CLIENT)

A parcel of land located in the Northeast Quarter of Section 2, Township 21 South, Range 3 West Shelby County, Alabama, being part of LOTS 3 & 4, BLOCK 2 of the BUCK COTTON MILL SUBDIVISION as recorded in Map Book 3, Page 9 in the Office of the Probate Judge of Probate of Shelby County, Alabama, more particularly described as follows:

Commencing at the Southeast Corner of Lot 4 of the BUCK CREEK COTTON MILL SUBDIVISION as recorded in map Book 3, Page 9, in the Office of the Judge of Probate of Shelby County Alabama, being a found rebar; thence run Westerly N90°00'00"W along the South line of Lot 4 a distance of 287.01 feet to the Point of Beginning at an existing rebar bearing the Cap # CA-00010; thence continue Westerly along the South line of Lot 4 N90°00'00"W a distance of 50.00 feet to an existing rebar bearing the Cap # CA-00010; thence Northeasterly N9°55'01"E a distance of 101.69 feet to the Northeasterly line of Lot 3 and an existing rebar bearing the Cap # CA-00010; thence Easterly S89°44'18"E a distance of 50.00 feet along the North line of Lot 3 to a set rebar bearing the Cap # 9576; thence Southwesterly S9°56'20"W a distance of 101.46 feet to the Point of Beginning. Said Parcel contains 5004.55 Square feet, 0.115 Acres more or less.

### EXISTING 20' INGRESS/EGRESS EASEMENT (SUPPLIED BY CLIENT)

A parcel of land located in the Northeast Quarter of Section 2, Township 21 South, Range 3 West Shelby County, Alabama, being part of LOTS 1 & 2, BLOCK 2 of the BUCK CREEK COTTON MILL SUBDIVISION as recorded in Map Book 3, Page 9 in the Office of the Probate Judge of Probate of Shelby County, Alabama, more particularly described as follows:

Commencing at the Southeast Corner of Lot 4 of the BUCK CREEK COTTON MILL SUBDIVISION as recorded in map Book 3, Page 9, in the Office of the Judge of Probate of Shelby County Alabama, being a found rebar, thence run Westerly N90°00'00"W along the South line of Lot 4 a distance of 287.01 feet to an existing rebar bearing the Cap # CA-00010; thence Northeasterly N9°56'20"E a distance of 101.46 feet to the POINT OF BEGINNING and a set rebar bearing the Cap # 9876; thence N5°21'11"E a distance of 100.45 feet to the North line of Lot 1, said BUCK CREEK COTTON MILL SUBDIVISION; thence Westerly along said Lot 1 NB9°52'48"W a distance of 19.84 feet; thence S5°35'44"W a distance of 100.44 feet to the Northeasterly line of Lot 3; thence Easterly along said line S89°44'18"E a distance of 20.06 feet to the POINT OF BEGINNING and ending.

### PROPOSED 20' X 30' LEASE AREA

A parcel of land being a portion of an existing lease area as shown on a survey prepared by Geoline Surveying, Inc., dated August 14, 1999, lying in Section 2, Township 21 South, Range 3 West, Shelby County, Alabama and being more particularly described as follows:

Commencing at a 1/2" rebar found at the Southeast corner of Lot 4 of the Buck Creek Cotton Mill Subdivision as recorded in Map Book 3, Page 9 in the Judge of Probate Office of said County; thence run N 83°26'37" W for a distance of 337.24 feet to the Southwest corner of said existing lease area; thence N 57°17'41" E for a distance of 41.73 feet to a 5/8" capped rebar set (SMW LS 19753) and the Point of Beginning; thence N 18°59'04" E for a distance of 30.00 feet to a 5/8" capped rebar set (SMW LS 19753); thence S 71°00'58" E for a distance of 20.00 feet to a 5/8" capped rebar set (SMW LS 19753); thence S 18°59'04" W for a distance of 30.00 feet to a 5/8" capped rebar set (SMW LS 19753); thence N 71°00'56" W for a distance of 20.00 feet to the Point of Beginning. Said above described parcel contains 600 square feet, more or less.

and otherwise known as 200 3rd Street N.E., ALABASTER, AL 35007

A.P.N. or P.I.N. or Real Property Tax I.D. #: \_\_\_\_\_


  
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Shelby Cnty Judge of Probate, AL  
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EXHIBIT B

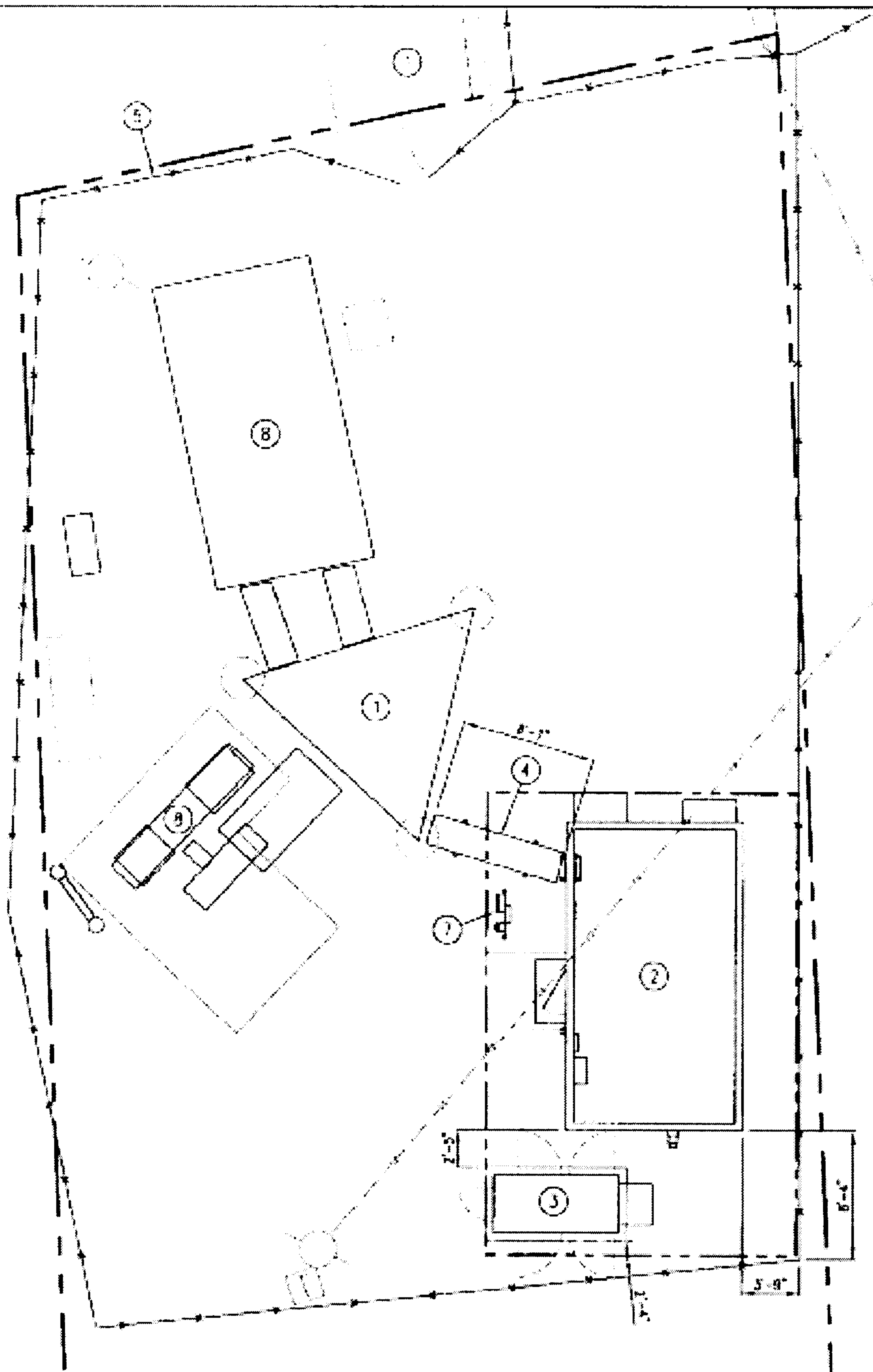
DESCRIPTION OF PREMISES

SITE NAME: **Alabaster (3rd Street N.E.)**

to the Agreement dated May 12, 2005 by and between Pinnacle Towers LLC, a Delaware corporation, as Lessor, and Nextel South Corp. a Georgia corporation, d/b/a Nextel Communications, as Lessee.

The Premises are described and/or depicted as follows:

  
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Shelby Cnty Judge of Probate, AL  
03/30/2006 08:50:08AM FILED/CERT



2 DETAIL SITE PLAN  
SCALE: 1"=40'

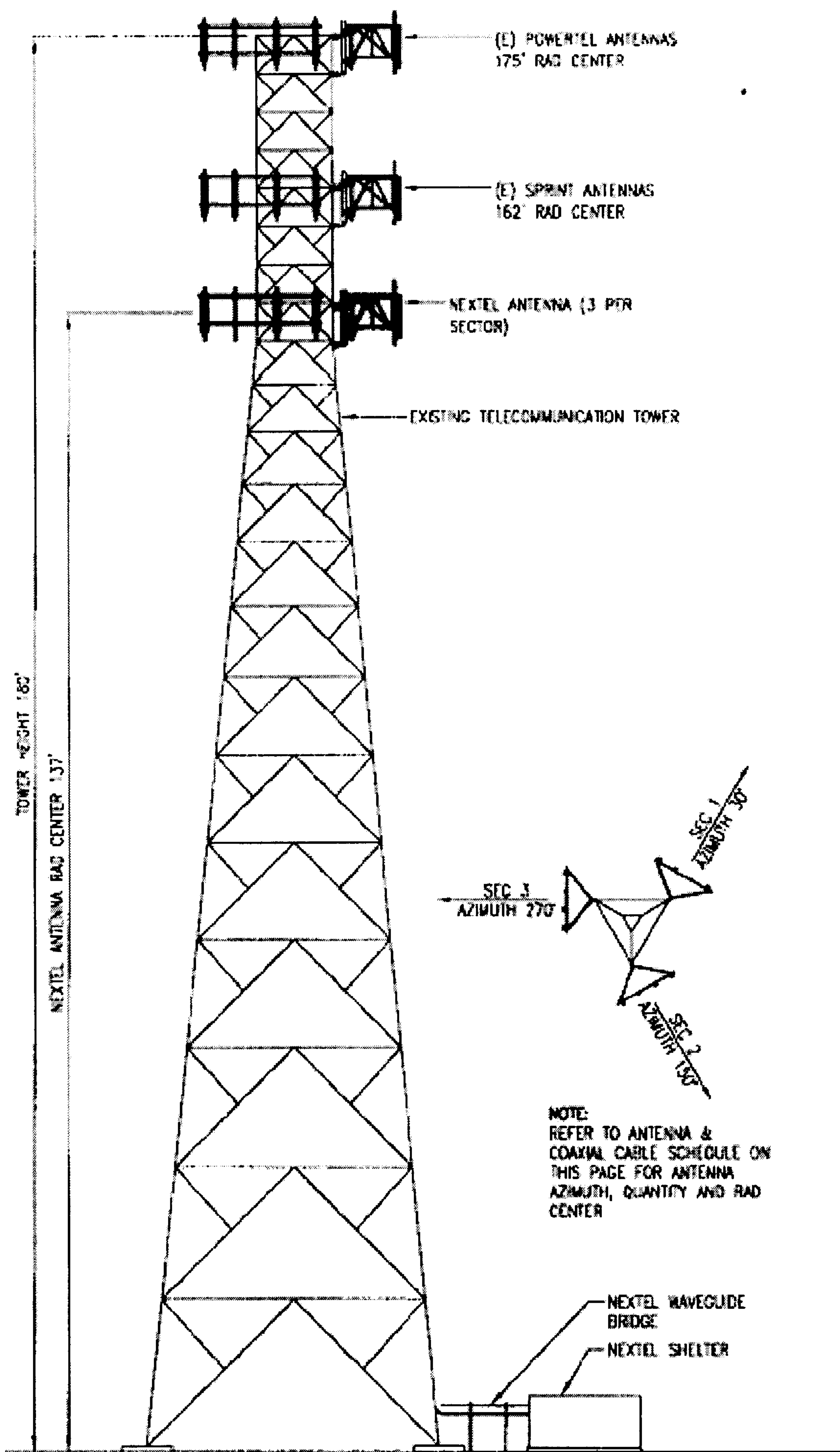
#### SITE SCHEDULE

1. TELECOMMUNICATION TOWER
2. NEXTEL FIBERBOND SHELTER (11'-0" x 20')
3. NEXTEL DIESEL GENERATOR W/TANKS ON CONCRETE PAD (4'-0" x 8')
4. NEXTEL IMMEDIATE BRIDGE
5. EXISTING FENCE W/GATE
6. EXISTING GRAVEL ACCESS ROAD
7. NEXTEL UTILITY RACK W/WATER
8. EXISTING EQUIPMENT

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Shelby Cnty Judge of Probate, AL  
03/30/2006 08:50:08AM FILED/CERT



Shelby County, AL 03/30/2006  
State of Alabama

Deed Tax: \$351.50

1 TOWER ELEVATION  
C2 NOT TO SCALE

ANTENNA AND COAXIAL CABLE SCHEDULE								4G FUTURE ANTENNA & COAX	
SECTOR	AZIMUTH	ANTENNA	ANTENNA HEIGHT	ELEC TILT	MECH TILT	COAXIAL CABLE	COAXIAL LENGTH	4G FUTURE ANTENNA	4G FUTURE COAX
1	30°	(3) B44G90VTASX	137'	0	0	(3) 7/8"	167'	(1) EMS D865-19-000PG	(2) 1-5/8"
2	150°	(3) B44G90VTASX	137'	8	0	(3) 7/8"	167'	(1) EMS D865-19-000PG	(2) 1-5/8"
3	270°	(3) B44G90VTASX	137'	0	0	(3) 7/8"	167'	(1) EMS D865-19-000PG	(2) 1-5/8"