

## MEMORANDUM OF AGREEMENT

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CLERK: Please return this document to:

*Ex*  
 Washington Oregon Wireless Properties, LLC.  
 4000 West 114<sup>th</sup> Street, Suite 220  
 Leawood, Kansas 66211  
 Attn: Cheryl Jordy  
 yTel: (913) 253-7632

State of Oregon, County of Klamath  
 Recorded 08/4/2003 11:19 A m  
 Vol M03 Pg 55293-97  
 Linda Smith, County Clerk  
 Fee \$ 41.00 # of Pgs 5

This Memorandum of Agreement is entered into on this 17<sup>th</sup> day of June, 200~~2~~<sup>3</sup>, by and between Klamath County Youth Sports Complex, Inc., an Oregon nonprofit corporation, (hereinafter referred to as "Lessor") and Alamosa Properties, Inc., with an office at P.O. Box 64840, Lubbock, Texas 79464-4840 (hereinafter referred to as "Lessee").

1. Lessor and Lessee entered into a Communications Site Agreement ("Agreement") on the 17<sup>th</sup> day of June, 200~~2~~<sup>3</sup>, 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.
2. The term of the Agreement is for Five (5) years commencing not later than the 30th day of March, 2003 (which the parties agree shall be the date six (6) months from full execution of this Agreement) or the start of construction, whichever first occurs ("Commencement Date"), and terminating on the fifth (5<sup>th</sup>) anniversary of the Commencement Date with Four (4) successive Five (5) year options to renew.
3. 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 (the "Premises") is described in Exhibit B annexed hereto.

IN WITNESS WHEREOF, the parties have executed this Memorandum of Agreement as of the 23rd day of December, 2002. June, 2003. *Ch* 17th

LESSOR:  
 Klamath County Youth Sports Complex, Inc.,  
 an Oregon nonprofit corporation

LESSEE:  
 Washington Oregon Wireless Properties, LLC.

By: [Signature]  
 Name: Jim Taylor  
 Title: Vice-President  
 Date: 12/23/02  
 Tax I.D.#: 93-1226388

By: [Signature]  
 Name: Charles B. Sherwood  
 Title: Director of Site Development  
 Date: 6/17/03  
 Tax I.D.#: \_\_\_\_\_


55294

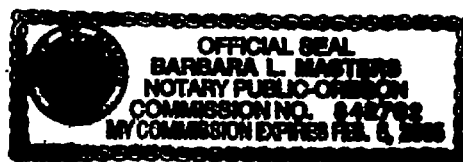
ACKNOWLEDGEMENTS

STATE OF Oregon )  
 COUNTY OF Klamath )

On this 23<sup>rd</sup> day of December, 2002, before me the undersigned Notary Public, personally appeared Jim Caylor, to me known to be the identical person who executed in the name of the maker thereof to the within and foregoing instrument and acknowledged to me that he/she executed the same as his/her free and voluntary act and deed, in the capacity and for the uses and purposes set forth therein.

Given under my hand and seal the day and year first written above.

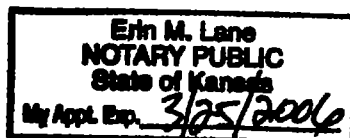
  
 Notary Public in  
 And for the State of Oregon  
 Commission expires: 2-6-05

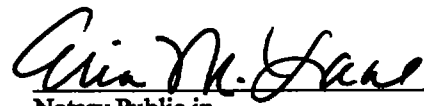


STATE OF KANSAS )  
 COUNTY OF JOHNSON )

On this 17<sup>th</sup> day of June, 2003, before me the undersigned Notary Public, personally appeared Charles B. Sherwood, to me known to be the identical person who executed in the name of the maker thereof to the within and foregoing instrument and acknowledged to me that he/she executed the same as his/her free and voluntary act and deed, in the capacity and for the uses and purposes set forth therein.

Given under my hand and seal the day and year first written above.



  
 Notary Public in  
 And for the State of Kansas  
 Commission expires: 3/25/2006

## EXHIBIT A

## DESCRIPTION OF LAND

to the Agreement dated June 17, 2007, by and between Klamath County Youth Sports Complex, Inc., an Oregon nonprofit corporation, as Lessor, and Washington Oregon Wireless Properties, LLC, a Delaware limited liability company as Lessee.

The Land is described and/or depicted as follows (metes and bounds description):

Enterprise Tracts, Lot 9 Por, Acres 5.12

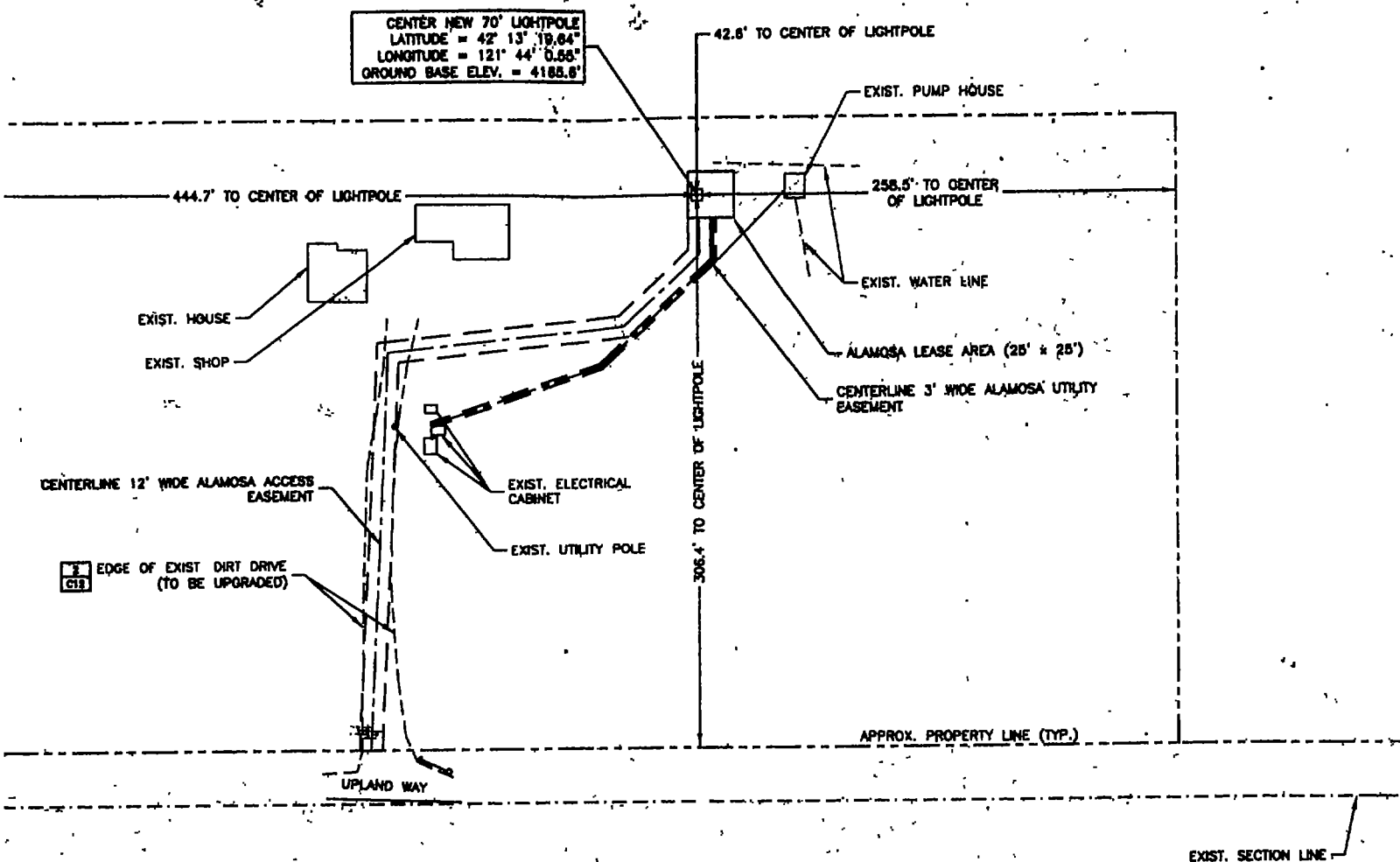
Klamath Falls, Oregon

## EXHIBIT B

## DESCRIPTION OF PREMISES

to the Agreement dated June 17, 2003, by and between Klamath County Youth Sports Complex, Inc., an Oregon nonprofit corporation, as Lessor, and Washington Oregon Wireless Properties, LLC, a Delaware limited liability company as Lessee.

The Premises are described and/or depicted as follows:



## Notes:

1. This Exhibit may be replaced by a land survey of the Premises once it is received by Lessee.
2. Setback of the Premises from the Land's boundaries shall be the distance required by the applicable governmental authorities.
3. Width of access road shall be the width required by the applicable governmental authorities, including police and fire departments.

Site No.: \_\_\_\_\_  
 Rev. Date: 06/01/01 - Alamosa6.doc

Lessor: \_\_\_\_\_  
 Lessee: \_\_\_\_\_

**EXHIBIT B-1  
DESCRIPTION OF PREMISES**

To the Agreement dated June 17, 2008, by and between Klamath County Youth Sports Complex, Inc., an Oregon Nonprofit corporation as Lessor, and Washington Oregon Wireless Properties, LLC, a Delaware Limited Liability company as Lessee:

Premises are described and/or depicted as follows:

**LEASE SITE LEGAL DESCRIPTION**

A TELECOMMUNICATIONS LEASE SITE 25 FEET BY 25 FEET LOCATED IN AN EXISTING PARCEL SHOWN ON MAP 38 09 35, TAX LOT 800, SAID PARCEL IS LOCATED IN THE NORTHWEST QUARTER OF SECTION 35, TOWNSHIP 38 SOUTH, RANGE 9 EAST, W.M., CITY OF KLAMATH FALLS, KLAMATH COUNTY, OREGON, AND SAID LEASE SITE IS FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER QUARTER CORNER OF SAID SECTION 35; THENCE NORTH 77°58'12" WEST ON A BEARING BASED ON GEODETIC NORTH AS DERIVED USING REAL-TIME KINEMATIC GPS 1597.84 FEET TO A SET 5/8" REBAR AND THE TRUE POINT OF BEGINNING;

THENCE NORTH 90°00'00" WEST 25.00 FEET; THENCE NORTH 00°00'00" EAST 25.00 FEET; THENCE NORTH 90°00'00" EAST 25.00 FEET; THENCE SOUTH 00°00'00" WEST 25.00 FEET TO THE SAID TRUE POINT OF BEGINNING.

CONTAINING 625 SQUARE FEET.

**LEASE SITE ACCESS EASEMENT LEGAL DESCRIPTION**

AN EASEMENT FOR ACCESS 12 FEET IN WIDTH LOCATED ACROSS AN EXISTING PARCEL SHOWN ON MAP 38 09 35, TAX LOT 800, SAID PARCEL IS LOCATED IN THE NORTHWEST QUARTER OF SECTION 35, TOWNSHIP 38 SOUTH, RANGE 9 EAST, W.M., CITY OF KLAMATH FALLS, KLAMATH COUNTY, OREGON, WITH THE CENTERLINE OF SAID EASEMENT FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER QUARTER CORNER OF SAID SECTION 35; THENCE NORTH 89°40'11" WEST ALONG THE CENTER OF SECTION LINE 1782.41 FEET; THENCE NORTH 00°19'46" EAST 30.00 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF A CITY STREET KNOWN AS UPLAND WAY AND THE TRUE POINT OF BEGINNING;

THENCE NORTH 02°50'32" EAST 221.39 FEET; THENCE NORTH 84°15'04" EAST 128.41 FEET; THENCE NORTH 48°41'58" EAST 57.33 FEET; THENCE NORTH 00°00'00" WEST 19.57 FEET TO THE SOUTH LINE OF A TELECOMMUNICATIONS LEASE SITE AND THE END OF SAID CENTERLINE AND SAID EASEMENT.

**LEASE SITE UTILITY EASEMENT LEGAL DESCRIPTION**

AN EASEMENT FOR UTILITIES 3 FEET IN WIDTH LOCATED ACROSS AN EXISTING PARCEL SHOWN ON MAP 38 09 35, TAX LOT 800, SAID PARCEL IS LOCATED IN THE NORTHWEST QUARTER OF SECTION 35, TOWNSHIP 38 SOUTH, RANGE 9 EAST, W.M., CITY OF KLAMATH FALLS, KLAMATH COUNTY, OREGON, WITH THE CENTERLINE OF SAID EASEMENT FURTHER DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER QUARTER CORNER OF SAID SECTION 35; THENCE NORTH 82°41'57" WEST ON A BEARING BASED ON GEODETIC NORTH AS DERIVED USING REAL-TIME KINEMATIC GPS 1742.34 FEET TO THE TRUE POINT OF BEGINNING;

THENCE NORTH 71°33'29" EAST 97.44 FEET; THENCE NORTH 48°41'58" EAST 84.55 FEET; THENCE NORTH 00°00'00" EAST 22.81 FEET TO THE SOUTH LINE OF A TELECOMMUNICATIONS LEASE SITE AND THE END OF SAID CENTERLINE AND SAID EASEMENT.

**Notes:**

1. This exhibit may be replaced by a land survey of the premises once it is received by Lessee.

SiteNO:  
Rev Date 06/01/01 Alamosa

Lessor: \_\_\_\_\_  
Lessee: