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Prepared by:

Real Estate Operations
Site No.: IL-0456
SpectraSite Communications, Inc.
100 Regency Forest Drive, Suite 400
Cary, North Carolina 27511



Doc#: 0402201272
Eugene "Gene" Moore Fee: \$40.00
Cook County Recorder of Deeds
Date: 01/22/2004 02:13 PM Pg: 1 of 9

Return to:

AT&T Wireless Services
15 E. Midland
Paramus, New Jersey 07652

(Recorders Use Above this Line)

STATE OF ILLINOIS

COUNTY OF COOK

MEMORANDUM OF SITE AGREEMENT

This Memorandum of Site Agreement ("Memorandum") is entered into on this 25th day of September, 2002, by and between **Southern Towers, Inc., a Delaware Corporation**, with an office at 100 Regency Forest Drive, Suite 400, Cary, North Carolina 27511 (hereinafter referred to as "SpectraSite") and **AT&T Wireless PCS, LLC, a Delaware Limited Liability Company, by and through its member, AT&T Wireless Services, Inc., a Delaware Corporation, d/b/a AT&T Wireless**, located at 15 E. Midland Avenue, Paramus, New Jersey 07652 (hereinafter referred to as "User").

1. SpectraSite is the sublessee of a certain portion of real property described and/or depicted in **Attachment "B"** ("Premises") attached hereto, which is a portion of a larger parcel of real property described in **Attachment "A"** ("Land").

2. SpectraSite and User entered into a Site Agreement ("Agreement") dated March 31, 2002 for the purpose of installing, operating, and maintaining telecommunications equipment and other improvements on a portion of the Premises. All of the foregoing are set forth in the Agreement.

3. The term of the Agreement is for five (5) years commencing on the earlier of: (i) the date User commences installation of its equipment on the Tower, or (ii) one hundred and eighty (180) days from the Agreement execution date, with the right to extend the Agreement for four (4) successive five (5) year periods.

4. The portion of the Premises being licensed to User is described and/or depicted in **Attachment "C"** ("Site Layout Plan"), and includes certain rights of access and utilities as provided in the Agreement.

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5. The purpose of this Memorandum is to give record notice of the Agreement and of the rights created thereby, all of which are hereby confirmed. In the event of a conflict between the terms of this Memorandum and the terms of the Agreement, the terms of the Agreement shall prevail.

-REMAINDER OF PAGE INTENTIONALLY LEFT BLANK-

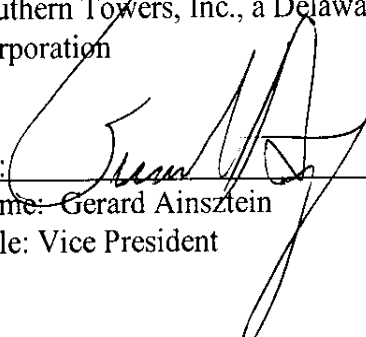
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IN WITNESS WHEREOF, the parties hereto have entered into this Memorandum as of the date first written above.

SPECTRASITE:

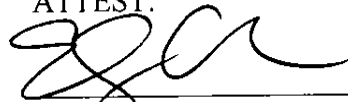
Southern Towers, Inc., a Delaware Corporation

By:  (Seal)

Name: Gerard Ainsztein

Title: Vice President

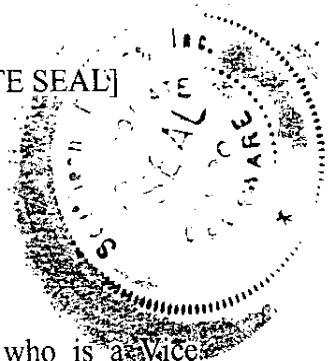
ATTEST:



Elizabeth C. Rives

Assistant Secretary

[AFFIX CORPORATE SEAL]



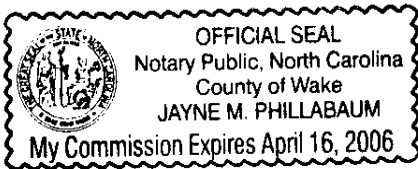
Property of Cook County Clerk's Office

State of North Carolina

County of Wake

This instrument was acknowledged before me by Gerard Ainsztein, who is a Vice President, of Southern Towers, Inc., a Delaware Corporation, 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 entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal, this 27th day of August, 2002.



Signature Jayne M. Phillabaum

My commission expires: 4-16-06

NOTARY SEAL

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USER:

AT&T Wireless PCS, LLC, a Delaware Limited Liability Company, by and through its member, AT&T Wireless Services, Inc., a Delaware Corporation, d/b/a AT&T Wireless

By: [Signature] (Seal)
Name: William E. Wade
Title: Program Impl. Manager

ATTEST:

Name:
Title:
[AFFIX CORPORATE SEAL]

State of MICHIGAN

County of OSHELAND

This instrument was acknowledged before me by William E. Wade, who is the Program Implementation Manager of AT&T Wireless Services, Inc., a Delaware Corporation, d/b/a AT&T Wireless, 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/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument, the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal, this 25th day of September, 2002.

Signature [Signature]

My commission expires: [Signature]
SUZANN MARIE MODSON
NOTARY PUBLIC WAYNE CO., MI
MY COMMISSION EXPIRES NOV 12, 2003
ACTING IN OAKLAND COUNTY, MI

NOTARY SEAL

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ATTACHMENT "A" Land

Site No.: IL-0456

Site Name: Midlothian

**Address: 5855 W. Midlothian Turnpike,
Midlothian, Illinois 60445**

The Land is described as follows:

That part of the West 1/2 of the West 1/2 of the Southeast 1/4 of Section 5, Township 36 north, Range 13, East of the Third Principal Meridian lying South of the South line of Midlothian Turnpike, (excepting from the above described tract of land, the East 150.00 feet thereof as measured perpendicularly to the East line thereof), all in Cook county, Illinois.

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ATTACHMENT "B" Premises

Site No.: IL-0456

Site Name: Midlothian
Address: 5855 W. Midlothian Turnpike,
Midlothian, Illinois 60445

The Premises is described as follows:

Lease Area

That part of the West half of the West half of the Southeast Quarter of Section 5, Township 36 North, Range 13, East of the Third Principal Meridian, lying south of the south line of Midlothian Turnpike, bounded and described as follows:

Commencing at the Southwest corner of Hilltop Estates Unit No. 2 according to the plat thereof recorded September 11, 1941 as Document No. 12765272, said point also being the intersection of a line 35.00 feet west of and parallel with the west line of Lot 83 in said Hill Top Estates Unit No. 2, with a line 50.00 feet South of and parallel with the South line of said Lot 83;

Thence North 89° 18' 21" West, being an assumed bearing on the South line of the Southeast Quarter of said Section 5, according to said Hilltop Estates Unit No. 2, a distance of 543.00 feet to the point of beginning;

Thence North 00° 41' 39" East on a line perpendicular to the South line of the Southeast Quarter of said Section 5, a distance of 35.00 feet;

Thence North 89° 18' 21" W, on a line parallel with the South line of the Southeast Quarter of said Section 5, a distance of 60.00 feet;

Thence South 00° 41' 39" West perpendicular to the last described course, a distance of 35.00 feet to the South line of the Southeast Quarter of said Section 5;

Thence South 89° 18' 21" East on the South line of the Southeast Quarter of said Section 5, a distance of 60.00 feet to the point of beginning, all in Cook County, Illinois and containing 2,100 square feet.

Access Easement

That part of the West half of the West half of the Southeast Quarter of Section 5, Township 36 North, Range 13, East of the Third Principal Meridian, lying south of the south line of Midlothian Turnpike, bounded and described as follows:

Commencing at the southwest corner of Hilltop Estates Unit No. 2, according to the plat

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thereof recorded September 11, 1941 as Document No. 12765272, said point also being the intersection of a line 33.00 feet west of and parallel with the west line of Lot 83 in said Hilltop Estates Unit No. 2 with a line 50.00 feet south of and parallel with the South line of said Lot 83;

Thence North $89^{\circ} 18' 21''$ West, being an assumed bearing on the south line of the Southeast Quarter of said Section 5, according to said Hilltop Estates Unit No. 2, a distance of 543.00;

Thence North $00^{\circ} 41' 39''$ East on a line perpendicular to the South line of the Southeast Quarter of said Section 5, a distance of 35.00 feet;

Thence North $89^{\circ} 18' 21''$ West on a line parallel with the south line of the Southeast Quarter of said Section 5, a distance of 31.00 feet to the point of beginning;

Thence North $00^{\circ} 41' 39''$ West on a line perpendicular to the south line of the Southeast Quarter of said Section 5 a distance of 26.04 feet to the southerly right of way line of 143rd Street, also known as Midlothian Turnpike and the southerly line described as Tract 26.01 by Cook County Department of Highways and shown on right of way Plat No. 901;

Thence South $69^{\circ} 19' 08''$ West on said southerly right of way line of Midlothian Turnpike, a distance of 13.18 feet to an angle point in said southerly right of way line;

Thence South $73^{\circ} 23' 04''$ West from said angle point on said southerly right of way line of Midlothian Turnpike, a distance of 2.86 feet;

Thence South $00^{\circ} 41' 39''$ West perpendicular to the South line of the Southwest Quarter of said Section 5, a distance of 20.38 feet;

Thence South $89^{\circ} 18' 21''$ East on a line parallel with the South line of the Southeast Quarter of said Section 5, a distance of 15.00 feet to the point of beginning, all in Cook County, Illinois.

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ATTACHMENT "C" Site Layout Plan

Site No.: IL-0456

Site Name: Midlothian
Address: 5855 W. Midlothian Turnpike,
Midlothian, Illinois 60445

See attached Site Layout Plan

Property of Cook County Clerk's Office

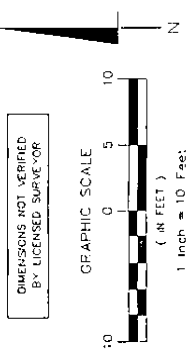
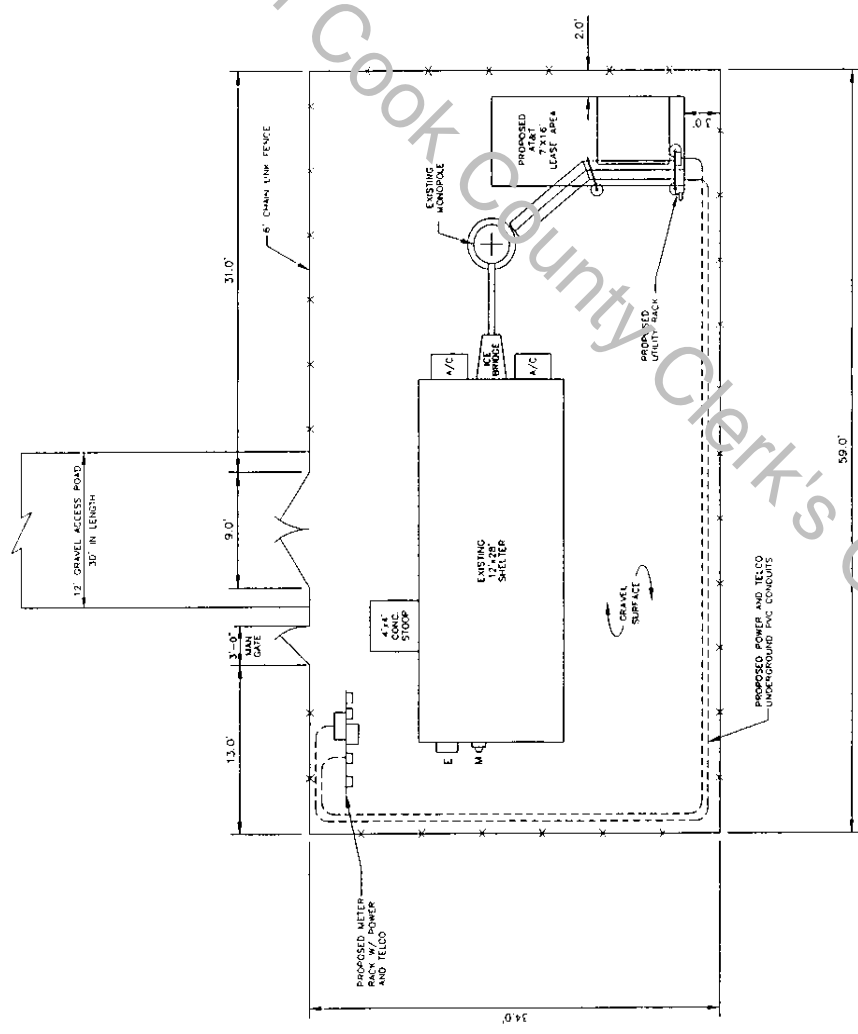
Attachment C
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MASTER SITE PLAN
 SpectroSite
 100 REGENCY FOREST DRIVE, SUITE 400
 CARY, NORTH CAROLINA 27511
 MIDLOTHIAN [IL-0456]

DATE	12/13/00	DATE	12/13/00
APP'D		APP'D	
SPB		SPB	
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SP		SP	

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LEGEND:
 ⊕ GROUNDING TEST WELL
 T TELEPHONE HOOK-UP
 G GENERATOR RECEPTACLE
 M METEOROLOGICAL SERVICE DISCONNECT
 M METER
 TD TELCO DEMARK

NOTE: THIS EXHIBIT MAY BE REPLACED BY A LAND SURVEY OF THE PROPERTY ONCE IT IS RECEIVED BY LICENSEE