

~~RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:~~
Prepared By: Sprint

RETURN TO: LORI LABARGE
ECOM TITLE AGENCY, LLC
25221 COUNTRY CLUB BLVD. #235
NORTH OLMSTED, OHIO 44130

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01/22/2009 12:12 PM \$18.00
Book - 9676 Pg - 6515-6519
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
LENDER RECORDING SERVICE
25221 COUNTRY CLUB BLVD STE 235
NORTH OLMSTED OH 44070
BY: ZJM, DEPUTY - MA 5 P.

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LRSH 92424


ATTACHMENT 1
TO
FIRST AMENDMENT TO COMMUNICATIONS SITE LEASE AGREEMENT
(GROUND)


MEMORANDUM OF AMENDMENT TO COMMUNICATIONS SITE LEASE
AGREEMENT (GROUND)

THIS MEMORANDUM OF AMENDMENT TO COMMUNICATIONS SITE LEASE AGREEMENT (GROUND) ("Amended Memorandum"), by and between WELBY LAND MANAGEMENT COMPANY, a Utah general partnership ("Lessor") and NEXTEL WEST CORP., a Delaware corporation, ("Lessee"), evidences that the lease made and entered into by written COMMUNICATIONS SITE LEASE AGREEMENT (GROUND) between Lessor and Lessee or Lessee's affiliate, dated November 1, 1999 ("Agreement"), has been amended by written agreement between the parties (the "Amendment"). The parties caused to be recorded a Memorandum of Agreement with the Office of County Recorder, County of Salt Lake, State of Utah, as document number 7648275, Book 8364, Pages 4572-4575 on May 30, 2000.

The Amendment provides in part that Lessor leases to Lessee certain real property owned by Lessor and located at Section 6, Township 3 South, Range 1 West, Salt Lake Meridian (APN: 27 06 200 013), City of West Jordan, County of Salt Lake, State of Utah, together with non-exclusive utility and access easements (the "Premises"). The Land which is the subject of the Agreement is described in Exhibit A attached hereto. The Amendment grants Lessee the option to extend the Agreement for five (5) additional sixty (60) month terms after the expiration of the new initial sixty (60) month term which commenced on December 1, 2007.

SIGNATURES APPEAR ON THE FOLLOWING PAGE

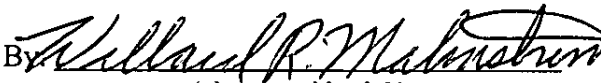
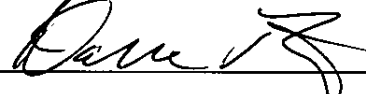
Lessor initials: 
MD7-50YD 7/3/07 Nguyen

Lessee initials: 


IN WITNESS WHEREOF, the parties have executed this Amended Memorandum as of the day and year indicated below.

Lessor:
**WELBY LAND MANAGEMENT
COMPANY, a Utah general partnership**

Lessee:
**NEXTEL WEST CORP., a Delaware
corporation**

| | |
|--|---|
| By: <u></u> | By: <u></u> |
| (please use blue ink) | |
| Printed Name: <u>WILLARD R. MALMSTROM</u> | Printed Name: <u>Dan Butterworth</u> |
| Title: <u>PARTNER</u> | Title: <u>Site Development Manager</u> |

Lessor initials: 
MD7:50YD 7/3/07 Nguyen: _____

Lessee initials: 

**EXHIBIT A
TO MEMORANDUM OF AMENDMENT TO COMMUNICATIONS SITE LEASE
AGREEMENT (GROUND)**

Description of Land

A portion of certain real property located at Section 6, Township 3 South, Range 1 West, Salt Lake Meridian (APN: 27 06 200 013), City of West Jordan, County of Salt Lake, State of Utah, described as follows:

Commencing 1059 feet West and 1320 feet South from the Northeast Corner of Section 6, Township 3 South, Range 1 West, Salt Lake Base and Meridian and running thence West 885 feet to the east line of the property owned by the D & RG Railroad; thence South 637 feet; thence South 20°47' East 138.4 feet then on a 10° curve parallel to and 50 feet at right angles to garfield branch 766 feet more or less; thence North 65°07' East 149.2 feet North 921.7 feet to the point of beginning. (Contains 18.5 acres.)

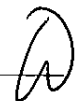
Let and excepting therefore the following described parcel of real property:

Beginning at a point 209.06 feet North and 1305.42 feet West from the East Quarter Corner of Section 6, Township 3 South, Range 1 West, Salt Lake Base and Meridian near the Junction of the Bingham Highway, the D&RG Railroad Spur and the Provo Reservoir Canal and running -

Thence North 19°42'18" West 491.30 feet along the west bank of said Canal; Thence South 77°41'08" West 209.18 feet; Thence South 19°43'30" East 261.67 feet; Thence South 77°41'00" West 154.25 feet to the point of a curve with a central angle of 45°15'39" and a radius of 549.13 feet to the easterly face of the Denver and Rio Grande Railroad; Thence along the arc of said curve 549.13 feet; Thence North 65°42'55" East 45.76 feet to the point of beginning. (Contains 2.640 acres.)

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CO. RECORDER

Lessor initials: 
MD7:50YD 7/3/07 Nguyen

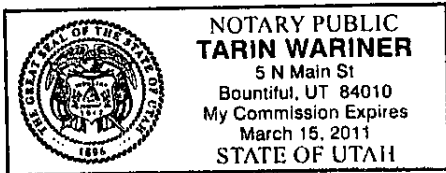
Lessee initials: 

LESSOR NOTARY BLOCK (please use blue ink)

STATE OF Utah)
COUNTY OF DAVIS) ss.

The foregoing instrument was (choose one) attested or acknowledged before me this 6 day of July, 2007, by Willard Malmstrom, partner or agent on behalf of **WELBY LAND MANAGEMENT COMPANY, a Utah general partnership.**

In witness whereof I hereunto set my hand and official seal.



Tarin Wariner
NOTARY PUBLIC
Tarin Wariner

LESSEE NOTARY BLOCK

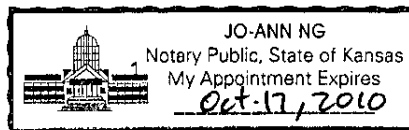
STATE OF KANSAS)
COUNTY OF JOHNSON) ss.

Acknowledgment by Corporation
Pursuant to Uniform Acknowledgment Act

The foregoing instrument was acknowledged before me this 19 day of July, 2007, by Dan Butterworth, Site Development Manager on behalf of **NEXTEL WEST CORP.**, a Delaware corporation.

In witness whereof I hereunto set my hand and official seal.

Joann Ng
Joann Ng



Legal UT0165

Commencing 1059 feet West and 1320 feet South from the Northeast Corner of Section 6, Township 3 South, Range 1 West, Salt Lake Base and Meridian and running thence West 885 feet to the east line of the property owned by the D&RG Railroad; thence South 637 feet; thence South 20'47" East 138.4 feet then on a 10° curve parallel to and 50 feet at right angles to Garfield branch 766 feet more or less, thence North 65° 07' East 149.2 feet North 921.7 feet to the point of beginning (Contains 18.5 acres)

Lets and accepting therefore the following described parcel of real property:

Beginning at a point 209.06 feet North and 1305.42 feet west from the East Quarter Corner of Section 6, Township 3 South, Range 1 West, Salt Lake Base and Meridian near the Junction of the Bingham Highway, the D&RG Railroad Spur and the Provo Reservoir Canal and running.

Thence North 19° 42' 18" West 493.30 feet along the west bank of said Canal; Thence South 77° 41' 08" West 209.18 feet; Thence South 19° 43' 30' East 261.67 feet; Thence South 77° 41' 00" West 154.26 feet to the point of curve with a central angle of 45° 15' 39" and a radius of 549.13 feet to the easterly fence of the Denver and Rio Grande Railroad; Thence along the arc of said curve 549.13 feet; Thence South 77° 41' 00" West 154.26 feet to the point of curve with a central angle of 45° 15' 39" and a radius of 549.13 feet to the easterly fence of the Denver and Rio Grande Railroad; Thence along the arc of said curve 549.13 feet; Thence North 65° 42' 55" East 45.76 feet to the point of beginning. (Contains 2,640 acres)