

13400020
9/22/2020 8:28:00 AM \$40.00
Book - 11023 Pg - 536-541
RASHELLE HOBBS
Recorder, Salt Lake County, UT
OLD REPUBLIC TITLE RESIDENTIAL
BY: eCASH, DEPUTY - EF 6 P.

Prepared by and Return To:

Christian A. Farmakis
Babst, Calland, Clements and Zomnir, P.C.
Two Gateway Center, 7th Floor
Pittsburgh, PA 15222
(412) 394-5400

WHEN RECORDED RETURN TO:
OLD REPUBLIC TITLE
ATTN: COMMERCIAL POST CLOSING
530 SOUTH MAIN ST
SUITE 1031 19070918
AKRON OHIO 44311
(330-436-6000)

MEMORANDUM OF LEASE EXTENSION

This Memorandum of Lease Extension (this "*Memorandum*") is made and entered into and effective as of the latter of the signature dates below (the "*Effective Date*") by and between **ULYSSES ASSET SUB II, LLC**, a Delaware limited liability entity, as successor-in-interest to ABB Investment Company, predecessor-in-interest to T3 Unison Site Management LLC ("*ATC*"), and **CCATT LLC**, a Delaware limited liability company, as successor-in-interest to Salt Lake City Cellular Telephone Company ("*Crown*"). ATC and Crown are sometimes referred to herein individually as a "*Party*" and collectively referred to herein as the "*Parties*".

RECITALS:

WHEREAS, ATC and Crown are parties to that Site Lease Agreement dated August 30, 1995, which was recorded with the records of Salt Lake County, Utah on May 22, 1997 in Book 7673, Page 426 (or as Instrument Number 6651243) (as the same may have been amended, modified or assigned from time to time, collectively, the "*Lease*"), and which Lease demises a certain portion of real property (the real property, the "*Property*", which Property is more particularly described in **Exhibit A** attached hereto and by this reference incorporated herein; such portion of the Property subject to the Lease, the "*Leased Premises*", which Leased Premises is more particularly described in **Exhibit B** attached hereto and by this reference incorporated herein);

WHEREAS, ATC's affiliate, American Towers LLC ("*American Towers*"), and Crown's affiliate, Crown Castle USA Inc. ("*Crown USA*"), are parties to that certain Site Exchange Agreement dated

{84404265.1}

1

Crown BU# / Site Name: 845632 / RED HANGER
ATC Site # / Site Name: US-UT-9502 / ABB INVESTMENTS G UT

Ent 13400020 BK 11023 PG 536

November 7, 2016, as amended by that certain Amended and Restated Site Exchange Agreement dated as of March 6, 2017 (the "**Exchange Agreement**"), pursuant to, and upon the terms of which, among other matters, American Towers and Crown USA agreed to amend certain leases held by affiliates of American Towers and Crown USA to extend the final lease expirations set forth in such leases, all as more particularly described in the Exchange Agreement;

WHEREAS, pursuant to the Exchange Agreement, American Towers and Crown USA have caused ATC and Crown to enter into a certain Lease Extension Agreement dated as of the Effective Time, as defined therein (the "**Extension**"), to extend the Term of the Lease upon the terms and conditions set forth in the Extension; and

WHEREAS, ATC and Crown desire to enter into this Memorandum to place the Extension, on the public record in Salt Lake County, Utah.

NOW, THEREFORE, in consideration of the representations, warranties, covenants and agreements contained in the Exchange Agreement, the Parties hereto hereby agree as follows:

1. The recitals hereinabove are true and correct and are incorporated herein by this reference.
2. The terms and provisions of the Lease, as modified by the Extension, are hereby restated and incorporated herein by this reference.
3. As a result of the Extension, the term of the Lease expires one minute after midnight on December 31, 2023.
4. This Memorandum is not intended to amend or modify, and shall not be deemed or construed as amending or modifying, any of the terms, conditions, or provisions of the Lease, as modified by the Extension, all of which are hereby ratified and affirmed. In the event of a conflict between the provisions of this Memorandum and the provisions of the Lease, as modified by the Extension, the provisions of the Lease, as modified by the Extension, shall control. This Memorandum shall be binding upon and inure to the benefit of the parties and their respective successors, and assigns, subject to the provisions of the Lease, as modified by the Extension.
5. The parties consent to the recording of this Memorandum in the public records of Sale Lake County, Utah, and agree that this Memorandum shall be executed in recordable form.
6. This Memorandum may be executed in any number of counterparts with the same effect as if the parties had signed the same document. All such counterparts shall be construed together and shall constitute one instrument.

[END OF DOCUMENT – SIGNATURE PAGES TO FOLLOW]

IN WITNESS WHEREOF, each Party has caused this Memorandum to be executed by their respective duly authorized officers to be duly effective as of the Effective Date written above.

CROWN:

CCATT LLC,
a Delaware limited liability company,
as successor-in-interest to Salt Lake City Cellular Telephone Company

Signature: [Handwritten Signature]
Print Name: R. Christopher Mooney
Title: VP – Real Estate Acquisitions
Date: 8/5/19

WITNESSES:

Signature: [Handwritten Signature]
Print Name: Zach Barker
Signature: [Handwritten Signature]
Print Name: Nicolas Daniels

WITNESS AND ACKNOWLEDGEMENT

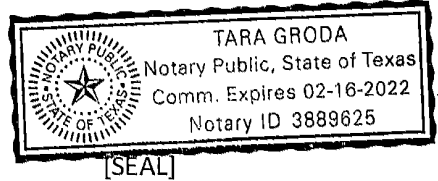
State of Texas

County of Harris

On this 5 day of August, 2019, before me, Tara Groda the undersigned Notary Public, personally appeared R. Christopher Mooney, who 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 which the person acted, executed the instrument. I certify under PENALTY OF PERJURY under the laws of the State of Texas that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: [Handwritten Signature]
Notary Public
Print Name: TARA GRODA
My commission expires: 2/16/2022



[SIGNATURES CONTINUE ON NEXT PAGE]

ATC:

ULYSSES ASSET SUB II, LLC,
a Delaware limited liability company,
as successor-in-interest to T3 Unison Site Management LLC

WITNESSES:

Signature: [Signature]
Print Name: Shawn Lanier
Title: Vice President, US Legal
Date: 8-2-2019

Signature: [Signature]
Print Name: Juli Kaplan
Signature: [Signature]
Print Name: Genys Perez

WITNESS AND ACKNOWLEDGEMENT

Commonwealth of Massachusetts

County of Middlesex

On this 2 day of August, 2019, before me, Renee Byrd the undersigned Notary Public, personally appeared Shawn Lanier, who 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 which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the Commonwealth of Massachusetts that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

[Signature]
Notary Public
Print Name: _____
My commission expires: _____



RENEE BYRD
Notary Public
Commonwealth of Massachusetts
My Commission Expires
April 27, 2023

[SEAL]

EXHIBIT A

LEGAL DESCRIPTION OF PROPERTY

All of Lots 6 and 7, and the East half of Lot 8, Block 1, Forest Dale Plat "A", according to the official plat thereof on file and of record in the Salt Lake County Recorder's office.

APN: 16-20-104-007-000

EXHIBIT B

LEGAL DESCRIPTION OF LEASED PREMISES

The location of the Premises (including easements) within the Property is more particularly described or depicted as follows:

BEGINNING AT A POINT ON THE WEST LINE OF LOT 5, BLOCK 1, FOREST DALE PLAT A IN SALT LAKE CITY, UTAH. SAID POINT BEING 11.00 FEET S0° 13' 27" W ALONG SAID WEST LINE FROM THE NORTHWEST CORNER OF SAID LOT 5 AND ALSO BEING 624.46 FEET S89° 58' 51" E ALONG THE MONUMENT LINE OF WILMINGTON AVE AND 153.06 FEET N0° 13' 27" E FROM THE MONUMENT AT 600 EAST STREET AND WILMINGTON AVE. THENCE S0° 13' 27" W 40.00 FEET ALONG THE WEST LINE OF SAID LOT 5 AND THE WEST LINE OF LOTS 4 AND 3. THENCE N89° 46' 33" W 17.50 FEET; THENCE N0° 13' 27" E 40.00 FEET; THENCE S89° 46' 33" E 17.50 FEET TO THE POINT OF BEGINNING
CONTAINING 0.016 ACRE