

P/A BK 94 PG 420

STATE MS. - DESOTO CO. P 7

FILED

Cross-Reference

This Instrument Prepared By:

Boult, Cummings, Conners & Berry, PLC JUN 6 4 41 PM '02

414 Union Street, Suite 1600

Nashville, Tennessee 38219

Memorandum of Lease recorded in Book 92, Page 70.

BK 94 PG 420
W.E. DAVIS CH. CLK.

BUN No. 801145 – Olive Branch North

FIRST AMENDMENT TO OPTION AND LEASE AGREEMENT

This First Amendment to Option and Lease Agreement (“First Amendment”) is entered into by and between Herbert D. Hunt and Paula J. Hunt (“Lessor”) and BellSouth Mobility LLC, a Georgia limited liability company doing business as Cingular Wireless (“Tenant” or “Lessee”). Except as otherwise defined herein, capitalized terms herein shall have the meaning attributed to them in the Lease.

WHEREAS, the parties entered into that certain Option and Lease Agreement and that certain Memorandum of Lease on May 8, 2000, (which documents are collectively referred to herein as the “Lease”); and

WHEREAS, pursuant to the Lease, Lessor originally granted one (1) twenty foot (20’) wide access and utility easement and right-of-way to Tenant; and desires to grant Tenant an additional ~~right-of-way and~~ easement for utilities as set forth below; and

P.N. ~~Gene Hunt~~ HH 4/18/02
JB

WHEREAS, the parties desire to further amend the Lease as set forth below.

NOW THEREFORE, in consideration of the foregoing premises and other good and valuable consideration, the receipt and legal sufficiency of which are hereby acknowledged, the parties do hereby amend and revise the Lease as follows:

1. The twenty foot (20’) wide access and utility right-of-way and easement originally granted in the Lease is hereby more fully identified and described as the “BellSouth Mobility LLC’s 20’ Wide Overhead Electric & ~~Public Utility~~ Easement Area” on Schedule 1 attached hereto and incorporated herein by reference.

2. Lessor hereby grants Tenant an additional twenty foot (20’) wide non-exclusive right-of-way and easement for access and utilities more fully identified and described as the “BellSouth Mobility LLC’s 20’ Wide Joint Ingress/Egress & ~~Public Utility~~ Right of Way Area” on Schedule 1 attached hereto and incorporated herein by reference.

3. Exhibit B of the Lease and Exhibit A of the Memorandum are hereby deleted in their entirety, and Schedule 1 attached hereto shall be substituted therefor.

4. The Lease, Memorandum and First Amendment shall be governed, construed, and enforced under and by the laws of the State of Mississippi.

5. Except as herein expressly modified and amended, the Lease shall remain unchanged and is hereby ratified and affirmed and shall remain in full force and effect.

IN WITNESS WHEREOF, the undersigned have executed this instrument on the 18TH day of APRIL, 2002.

LESSOR:

Herbert D. Hunt

Herbert D. Hunt

Paula J. Hunt

Paula J. Hunt

TENANT: BellSouth Mobility LLC, a Georgia limited liability company, doing business as Cingular Wireless

By: James M. Bly

Title: DIRECTOR, SER

STATE OF Tennessee)
COUNTY OF Williamson)

Before me, the undersigned, a Notary Public in and for the County and State aforesaid, personally appeared **Herbert D. Hunt and Paula J. Hunt**, the within named Lessor, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that they executed the within instrument for the purposes therein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 18 day of April, 2002.

Mundy P. Mallick
Notary Public

My Commission Expires: 5/15/04

STATE OF GEORGIA)
COUNTY OF FULTON)

Before me, Dana Greene, Notary Public in and for the County and State aforesaid, personally appeared James M. Dregg, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who upon oath acknowledged himself/herself to be Director, SER for **BellSouth Mobility LLC, doing business as Cingular Wireless**, the within named Tenant, a Georgia limited liability company, successor in interest to BellSouth Mobility Inc., and that he/she as such representative, executed the foregoing instrument for the purposes therein contained and signed the name of BellSouth Mobility LLC, by himself/herself as _____.

Witness my hand and seal, at office in Atlanta, Georgia, this 14 day of May, 2002.

Dana Greene
Notary Public

My Commission Expires: March 13, 2006



SCHEDULE 1

As-Built Survey of BellSouth Mobility LLC cell tower site identified as Project No. J.N. 21.159.20 and titled "BellSouth Mobility LLC Site Survey: Mississippi "Olive Branch North" Tower Site" BU#801145 dated April 9, 2002, and prepared by Sharondale Surveying, Inc. consisting of two (2) pages containing the survey and legal descriptions shown thereon and one additional page containing just the legal descriptions, all attached hereto and incorporated herein. The As-Built Survey is identified as "Schedule 1" in the foregoing First Amendment To Option And Lease Agreement.

SCHEDULE 1

LEGAL DESCRIPTIONS

BELLSOUTH MOBILITY LLC'S TOWER SITE LEASEHOLD AREA DESCRIPTION:

BEGINNING AT AN IRON PIN AT THE NORTHWEST CORNER OF BELLSOUTH MOBILITY LLC'S TOWER SITE LEASEHOLD AREA, SAID IRON PIN BEING SOUTH 38° 22' 33" EAST, 25.51 FEET FROM AN IRON PIN AT THE NORTHWEST CORNER OF THE PROPERTY CONVEYED TO HERBERT D. HUNT, OF RECORD IN DEED BOOK 156, PAGE 157, OF THE CHANCERY COURT CLERK'S OFFICE OF DESOTO COUNTY, MISSISSIPPI;

THENCE, NORTH 89° 59' 55" EAST, 100.00 FEET TO AN IRON PIN AT THE NORTHEAST CORNER OF BELLSOUTH MOBILITY LLC'S TOWER SITE LEASEHOLD AREA;

THENCE, SOUTH 00° 55' 29" EAST, 100.00 FEET TO AN IRON PIN AT THE SOUTHEAST CORNER OF BELLSOUTH MOBILITY LLC'S TOWER SITE LEASEHOLD AREA;

THENCE, SOUTH 89° 59' 55" WEST, 100.00 FEET TO AN IRON PIN AT THE SOUTHWEST CORNER OF BELLSOUTH MOBILITY LLC'S TOWER SITE LEASEHOLD AREA;

THENCE, NORTH 00° 55' 29" WEST, 100.00 FEET TO THE POINT OF BEGINNING, CONTAINING 8,999 SQUARE FEET, (0.23 ACRES).

BEING A PORTION OF THE PROPERTY CONVEYED TO HERBERT D. HUNT, OF RECORD IN DEED BOOK 156, PAGE 157, OF THE CHANCERY COURT CLERK'S OFFICE OF DESOTO COUNTY, MISSISSIPPI.

BELLSOUTH MOBILITY LLC'S 20' WIDE JOINT INGRESS / EGRESS & PUBLIC UTILITY RIGHT OF WAY AREA DESCRIPTION:

BEING A TWENTY FOOT WIDE INGRESS/EGRESS AND PUBLIC UTILITY RIGHT OF WAY EXTENDING FROM THE WEST MARGIN OF ALEXANDER ROAD TO THE EAST MARGIN OF BELLSOUTH MOBILITY LLC'S TOWER SITE LEASEHOLD AREA, AT ALL TIMES BEING TEN FEET WIDE EACH SIDE OF AND PARALLEL TO THE FOLLOWING DESCRIBED CENTERLINE:

BEGINNING AT AN IRON PIN IN THE WEST MARGIN OF ALEXANDER ROAD, SAID IRON PIN BEING SOUTH 43° 28' 57" WEST, 57.16 FEET FROM AN IRON PIN IN THE CENTER OF ALEXANDER ROAD AT THE NORTHEAST CORNER OF THE PROPERTY CONVEYED TO HERBERT D. HUNT, OF RECORD IN DEED BOOK 156, PAGE 157, OF THE CHANCERY COURT CLERK'S OFFICE OF DESOTO COUNTY, MISSISSIPPI;

THENCE, LEAVING THE WEST MARGIN OF ALEXANDER ROAD, NORTH 79° 39' 26" WEST, 31.77 FEET TO AN IRON PIN;

THENCE, SOUTH 89° 36' 17" WEST, 465.16 FEET TO AN IRON PIN;

THENCE, SOUTH 67° 23' 39" WEST, 128.81 FEET TO AN IRON PIN;

THENCE, NORTH 87° 58' 40" WEST, 109.88 FEET TO AN IRON PIN IN THE WEST MARGIN OF BELLSOUTH MOBILITY LLC'S TOWER SITE LEASEHOLD AREA, SAID PIN BEING NORTH 00° 55' 29" WEST, 35.39 FEET FROM AN IRON PIN AT THE SOUTHEAST CORNER OF BELLSOUTH MOBILITY LLC'S TOWER SITE LEASEHOLD AREA, CONTAINING 14,708 SQUARE FEET, (0.338 ACRES).

BEING A PORTION OF THE PROPERTY CONVEYED TO HERBERT D. HUNT, OF RECORD IN DEED BOOK 156, PAGE 157, OF THE CHANCERY COURT CLERK'S OFFICE OF DESOTO COUNTY, MISSISSIPPI.

BELLSOUTH MOBILITY LLC'S 20' WIDE OVERHEAD ELECTRIC & PUBLIC UTILITY EASEMENT AREA DESCRIPTION:

BEING A TWENTY FOOT WIDE OVERHEAD ELECTRIC AND PUBLIC UTILITY EASEMENT EXTENDING FROM THE WEST MARGIN OF ALEXANDER ROAD TO BELLSOUTH MOBILITY LLC'S TOWER SITE LEASEHOLD AREA, AT ALL TIMES BEING TEN FEET WIDE EACH SIDE OF AND PARALLEL TO THE FOLLOWING DESCRIBED CENTERLINE:

BEGINNING AT A POINT IN THE WEST MARGIN OF ALEXANDER ROAD, SAID POINT BEING SOUTH 21° 02' 50" WEST, 106.91 FEET FROM AN IRON PIN IN THE CENTER OF ALEXANDER ROAD AT THE NORTHEAST CORNER OF THE PROPERTY CONVEYED TO HERBERT D. HUNT, OF RECORD IN DEED BOOK 156, PAGE 157, OF THE CHANCERY COURT CLERK'S OFFICE OF DESOTO COUNTY, MISSISSIPPI;

THENCE, LEAVING THE WEST MARGIN OF ALEXANDER ROAD, NORTH 78° 17' 04" WEST, 442.07 FEET TO A POINT;

THENCE, SOUTH 89° 59' 55" WEST, 394.22 FEET TO THE POINT OF TERMINATION, SAID POINT BEING NORTH 00° 55' 29" WEST, 10.00 FEET FROM AN IRON PIN AT THE NORTHWEST CORNER OF BELLSOUTH MOBILITY LLC'S TOWER SITE LEASEHOLD AREA, CONTAINING 16,726 SQUARE FEET, (0.384 ACRES).

BEING A PORTION OF THE PROPERTY CONVEYED TO HERBERT D. HUNT, OF RECORD IN DEED BOOK 156, PAGE 157, OF THE CHANCERY COURT CLERK'S OFFICE OF DESOTO COUNTY, MISSISSIPPI.

HA 4/18/02
P.A.
[Signature]

HA 4/18/02
P.A.
[Signature]

FLOOD ZONING DISTRICT (AS SHOWN) IS NOT LOCATED WITHIN THE LINES OF A DESIGNATED 100 YEAR FLOOD ZONE PER FLOOD MAP COMPILED FROM NUMBER 2005 D, ONE SHEET, BY SOLO COUNTY, MISSISSIPPI, EFFECTIVE DATE MAY 3, 1994.

GENERAL NOTES:

1. THIS SURVEY CONFORMS TO THE STANDARDS SET FORTH IN THE SURVEYING CODE FOR LAND SURVEYING IN THE STATE OF MISSISSIPPI FOR A CLASS "A" SURVEY AND HAS BEEN APPROVED BY THE MISSISSIPPI BOARD OF SURVEYING ENGINEERS, LAND SURVEYING DIVISION, 1000 NORTH GULF BLVD., SUITE 100, MEMPHIS, TENNESSEE 38103.
2. THE PROPERTY IS LOCATED WITHIN THE 100 YEAR FLOOD ZONE AS SHOWN ON THE FLOOD MAP COMPILED FROM NUMBER 2005 D, ONE SHEET, BY SOLO COUNTY, MISSISSIPPI, EFFECTIVE DATE MAY 3, 1994.
3. THE PROPERTY IS LOCATED WITHIN THE 100 YEAR FLOOD ZONE AS SHOWN ON THE FLOOD MAP COMPILED FROM NUMBER 2005 D, ONE SHEET, BY SOLO COUNTY, MISSISSIPPI, EFFECTIVE DATE MAY 3, 1994.
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5. THE PROPERTY IS LOCATED WITHIN THE 100 YEAR FLOOD ZONE AS SHOWN ON THE FLOOD MAP COMPILED FROM NUMBER 2005 D, ONE SHEET, BY SOLO COUNTY, MISSISSIPPI, EFFECTIVE DATE MAY 3, 1994.
6. THE PROPERTY IS LOCATED WITHIN THE 100 YEAR FLOOD ZONE AS SHOWN ON THE FLOOD MAP COMPILED FROM NUMBER 2005 D, ONE SHEET, BY SOLO COUNTY, MISSISSIPPI, EFFECTIVE DATE MAY 3, 1994.
7. THE PROPERTY IS LOCATED WITHIN THE 100 YEAR FLOOD ZONE AS SHOWN ON THE FLOOD MAP COMPILED FROM NUMBER 2005 D, ONE SHEET, BY SOLO COUNTY, MISSISSIPPI, EFFECTIVE DATE MAY 3, 1994.

BELL SOUTH MOBILITY LLC'S 20' WIDE JOINT EGRESS/EGRESS AND PUBLIC UTILITY RIGHT OF WAY CENTRAL LINE DATA			
NO.	BEARING	DISTANCE	COORDINATES
1	N 79° 30' 30" W	31.77'	
2	S 89° 30' 17" W	408.18'	
3	S 67° 25' 30" W	128.81'	
4	N 67° 50' 40" W	108.88'	

BELL SOUTH MOBILITY LLC'S TOWER SITE LEASEHOLD AREA DESCRIPTION:

BEARING OF AN IRON PIN AT THE NORTHEAST CORNER OF BELL SOUTH MOBILITY LLC'S TOWER SITE LEASEHOLD AREA FROM THE POINT OF BEGINNING OF THE PROPERTY TO THE POINT OF BEGINNING OF THE PROPERTY IS N 79° 30' 30" W, 31.77'.

BEARING OF AN IRON PIN AT THE SOUTHWEST CORNER OF BELL SOUTH MOBILITY LLC'S TOWER SITE LEASEHOLD AREA FROM THE POINT OF BEGINNING OF THE PROPERTY TO THE POINT OF BEGINNING OF THE PROPERTY IS S 89° 30' 17" W, 408.18'.

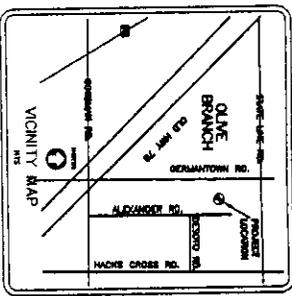
BEARING OF AN IRON PIN AT THE SOUTHWEST CORNER OF BELL SOUTH MOBILITY LLC'S TOWER SITE LEASEHOLD AREA FROM THE POINT OF BEGINNING OF THE PROPERTY TO THE POINT OF BEGINNING OF THE PROPERTY IS S 67° 25' 30" W, 128.81'.

BEARING OF AN IRON PIN AT THE NORTHEAST CORNER OF BELL SOUTH MOBILITY LLC'S TOWER SITE LEASEHOLD AREA FROM THE POINT OF BEGINNING OF THE PROPERTY TO THE POINT OF BEGINNING OF THE PROPERTY IS N 67° 50' 40" W, 108.88'.

DESO TO PARK, PHASE 1, PLOT 22, PACE 127

(22)

GRID NORTH



BELL SOUTH MOBILITY LLC'S 20' WIDE JOINT EGRESS / EGRESS & PUBLIC UTILITY RIGHT OF WAY AREA DESCRIPTION:

BEARING OF AN IRON PIN AT THE NORTHEAST CORNER OF BELL SOUTH MOBILITY LLC'S 20' WIDE JOINT EGRESS / EGRESS & PUBLIC UTILITY RIGHT OF WAY AREA FROM THE POINT OF BEGINNING OF THE PROPERTY TO THE POINT OF BEGINNING OF THE PROPERTY IS N 79° 30' 30" W, 31.77'.

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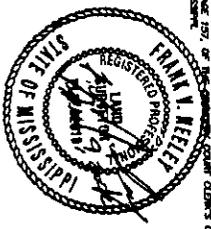
BELL SOUTH MOBILITY LLC'S 20' WIDE OVERHEAD ELECTRIC & PUBLIC UTILITY RIGHT OF WAY AREA DESCRIPTION:

BEARING OF AN IRON PIN AT THE NORTHEAST CORNER OF BELL SOUTH MOBILITY LLC'S 20' WIDE OVERHEAD ELECTRIC & PUBLIC UTILITY RIGHT OF WAY AREA FROM THE POINT OF BEGINNING OF THE PROPERTY TO THE POINT OF BEGINNING OF THE PROPERTY IS N 79° 30' 30" W, 31.77'.

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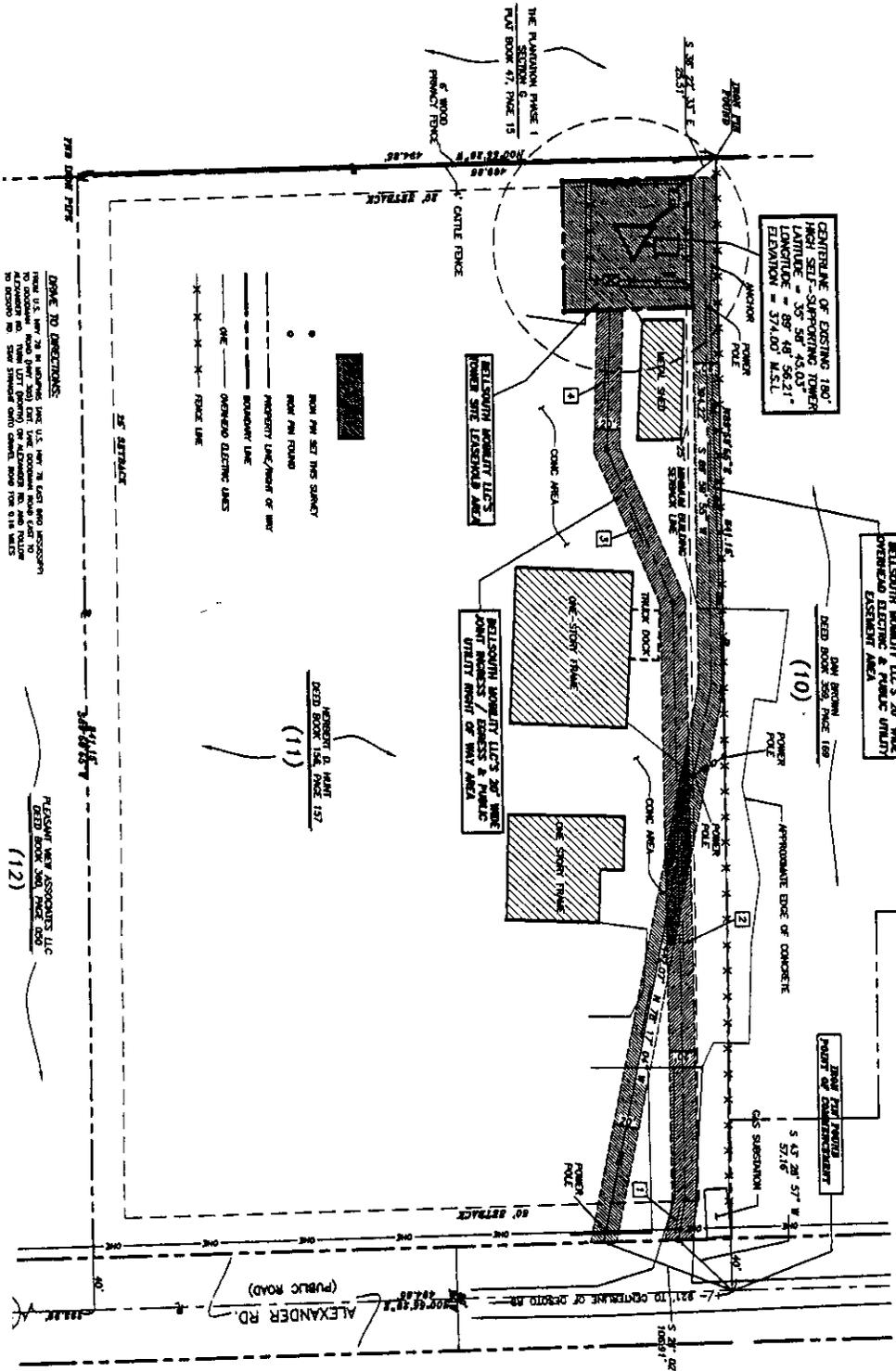
BEARING OF AN IRON PIN AT THE SOUTHWEST CORNER OF BELL SOUTH MOBILITY LLC'S 20' WIDE OVERHEAD ELECTRIC & PUBLIC UTILITY RIGHT OF WAY AREA FROM THE POINT OF BEGINNING OF THE PROPERTY TO THE POINT OF BEGINNING OF THE PROPERTY IS S 67° 25' 30" W, 128.81'.

BEARING OF AN IRON PIN AT THE NORTHEAST CORNER OF BELL SOUTH MOBILITY LLC'S 20' WIDE OVERHEAD ELECTRIC & PUBLIC UTILITY RIGHT OF WAY AREA FROM THE POINT OF BEGINNING OF THE PROPERTY TO THE POINT OF BEGINNING OF THE PROPERTY IS N 67° 50' 40" W, 108.88'.



UTILITY NOTE:

THE SURVEYOR HAS NOT INVESTIGATED THE LOCATION OF UTILITIES. THE SURVEYOR HAS NOT INVESTIGATED THE LOCATION OF UTILITIES. THE SURVEYOR HAS NOT INVESTIGATED THE LOCATION OF UTILITIES. THE SURVEYOR HAS NOT INVESTIGATED THE LOCATION OF UTILITIES. THE SURVEYOR HAS NOT INVESTIGATED THE LOCATION OF UTILITIES.



- NON FM SET THIS STAKED
- NON FM FOUND
- PROPERTY LINE/POINT OF BEGINNING
- OVERHEAD ELECTRIC LINES
- POWER LINE

PROPERTY TO BE BOUND BY THE PLANNING PHASE 1 PLOT 22, PACE 127

PROPERTY TO BE BOUND BY THE PLANNING PHASE 1 PLOT 22, PACE 127

<p>1 OF 2</p>	<p>BELL SOUTH MOBILITY LLC, SITE SURVEY: MISSISSIPPI "OLIVE BRANCH NORTH" TOWER SITE LOCATED IN: OLIVE BRANCH, DESOTO COUNTY, MISSISSIPPI "AS-BUILT" LEASEHOLD AREA SITE SURVEY PREPARED FOR CROWN CASTLE U.S.A., INC. B.U.# 801145 - APRIL, 2002</p>	<p>SHARONDALE SURVEYING INC. 10111 BIRCHWOOD BOULEVARD SUITE 100 MEMPHIS, TN 38117 (901) 333-3333 FAX: (901) 333-3334</p>	<p>DATE: 11/27/2002</p>
			<p>PROJECT NO: 2119220</p> <p>DATE: 11/27/2002</p> <p>CREATED BY: JFM</p>

Handwritten initials and signature.

4/5/2002

PROJECT NO. 21159.20
DATE: 04-1-2002
DRAWN BY: L.E.F.
CHECKED BY: F.V.A.

SHARONDALE SURVEYING INC.
1000 N. RIVER BLVD.
MEMPHIS, TN 38103
TEL: 901-521-1111
FAX: 901-521-1112

BELLSOUTH MOBILITY LLC, SITE SURVEY: MISSISSIPPI
"AS-BUILT" TOWER SITE LEASEHOLD AREA SURVEY
PREPARED FOR CROWN CASTLE U.S.A., INC.
B.U.# 801145 - APRIL, 2002

PROJECT NUMBER: 21159.20
J.N. 21159.20
DATE: APR. 8, 2002

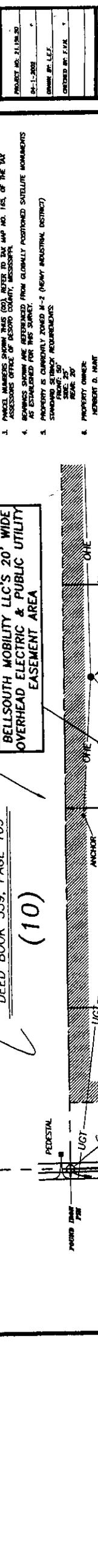
2 OF 2

GENERAL NOTES:

- THIS SURVEY CONFORMS TO THE GUIDELINES SET FORTH IN THE MINIMUM STANDARDS FOR LAND SURVEYING IN THE STATE OF MISSISSIPPI FOR A CLASS "A" SURVEY AND HAS AN UNADJUSTED FIELD MEAN THRESHOLD CLOSURE EXCEEDING 1:10,000.
- TOPOGRAPHIC ELEVATIONS SHOWN WERE DERIVED FROM GRID CROSS-SECTIONS, USING A TOTAL STATION FOR HORIZONTAL AND VERTICAL CONTROL. ALL DISTANCES MEASURED HAVE BEEN ADJUSTED FOR TEMPERATURE.
- PINCH NUMBERS SHOWN TRAIL (80), REFER TO THE MAP NO. 165, OF THE TAX ASSESSORS OFFICE OF DESOTO COUNTY, MISSISSIPPI.
- BOUNDARIES SHOWN ARE REFERENCED FROM GLOBALLY POSITIONED SATELLITE MONUMENTS AS ESTABLISHED FOR THIS SURVEY.
- PROPERTY IS CURRENTLY ZONED R-2 (HEAVY INDUSTRIAL DISTRICT).
- STANDARD SETBACK REQUIREMENTS:
FRONT: 30'
SIDE: 10'
REAR: 20'
- PROPERTY OWNER:
HERBERT D. HUNT
4000 ROLLING HILL
OLIVE BRANCH, MS 38654
- ELECTRIC UTILITY CONTACT:
NORTH CENTRAL ELECTRIC POWER
CUSTOMER SERVICE
662-838-3131
- TELEPHONE CONTACT:
CENTRAL TELEPHONE
CUSTOMER SERVICE
662-863-7710
- LOCATION OF UNDERGROUND UTILITY LOCATIONS SHOWN WAS PROVIDED TO THIS SURVEYOR BY CROWN CASTLE AND WERE TAKEN FROM SITE DESIGN PLANS PREPARED BY CROWN CASTLE, INC. IN THE PRESENCE OF THE SURVEYOR AND TO SHOW THEIR APPROXIMATE LOCATION, AND SHOULD BE FIELD VERIFIED PRIOR TO THE COMMENCEMENT OF CONSTRUCTION ACTIVITIES.

HERBERT D. HUNT
DEED BOOK 156, PAGE 157
(11)

BELLSOUTH MOBILITY LLC'S 20' WIDE
JOINT INGRESS / EGRESS & PUBLIC
UTILITY RIGHT OF WAY AREA



DAN BROWN
DEED BOOK 359, PAGE 169
(10)

BELLSOUTH MOBILITY LLC'S 20' WIDE
OVERHEAD ELECTRIC & PUBLIC UTILITY
EASEMENT AREA

HERBERT D. HUNT
DEED BOOK 156, PAGE 157
(11)

BELLSOUTH MOBILITY LLC'S 20' WIDE
JOINT INGRESS / EGRESS & PUBLIC
UTILITY RIGHT OF WAY AREA

THE PLANTATION PHASE 1
SECTION 5
PLAT BOOK 47, PAGE 15

UTILITY NOTE:
THIS SURVEYOR HAS VISUALLY INSPECTED THE UNDERGROUND UTILITY LINES AND HAS FOUND THEM TO BE IN ACCORDANCE WITH THE INFORMATION PROVIDED TO HIM BY CROWN CASTLE, INC. AND THE MISSISSIPPI POWER AND LIGHT COMPANY. THE SURVEYOR HAS NOT CONDUCTED A TEST OF THE UTILITY LINES AND IS NOT RESPONSIBLE FOR THE LOCATION OR DEPTH OF THE UTILITY LINES. THE SURVEYOR HAS NOT CONDUCTED A TEST OF THE UTILITY LINES AND IS NOT RESPONSIBLE FOR THE LOCATION OR DEPTH OF THE UTILITY LINES.

GRID NORTH
Scale 1" = 10' (for 22"x34")
GRAPHIC SCALE

SURVEYOR'S CERTIFICATE
I hereby certify to Crown Communications, Inc., BellSouth Mobility LLC, Mississippi Valley Title Insurance Company, and Bell, Cummings, Connors & Berry, P.C. that (i) the site survey prepared for the benefit of BellSouth Mobility LLC, dated April 2, 2002, last revised April 2, 2002, and labeled Project No. 21159.20 was actually made in the field by me or under my supervision; (ii) this survey is a Category 1 Survey under the standards established by the Tennessee Board of Land Surveyors; (iii) the ratio of precision of the unadjusted survey is 1:10,000; as shown hereon; (iv) this survey is a true and correct survey of the property shown hereon (the "Property"); (v) this survey correctly shows the location of all right-of-way encumbrances and any other encumbrances shown on the Property; (vi) this survey is an effective on the date of this survey and if any of said encumbrances are not shown on this survey, the location of these encumbrances is such that they do not affect the Olive Branch North survey, nor the access or utilities thereto; (vii) except as expressly shown on this survey in an enlarged depiction separated from the drawing of the Property, no improvements encroach across the boundaries of the Property or any easement, right-of-way or other encumbrances located thereon; (viii) the boundary lines of the Property form a mathematically closed figure within ± 0.01 ft.; (ix) this survey shows all improvements located on the Property and all applicable setback lines; (x) all streets shown hereon have been publicly dedicated and accepted; and (xi) no part of the Property lies within any designated 100 year flood plain, flood prone area, special flood hazard area, or flood way, as shown on the most recent Flood Insurance Rate Map prepared by the U.S. Department of Housing and Urban Development, which maps indicate that the Property is located in Flood Zone "X".

FRANK V. NEELY
REGISTERED LAND SURVEYOR
STATE OF MISSISSIPPI

OK
P.H.
KPA
[Signature]

Schedule 1