

**WHEN RECORDED RETURN TO:**

NCWPCS MPL 26 – Year Sites Tower Holdings LLC  
c/o Post Closing – Recording  
8020 Katy Freeway  
Houston, TX 77024

Prepared by:  
Weiss Brown, PLLC  
6263 N. Scottsdale Rd., Suite 340  
Scottsdale, AZ 85250

Space above this line for Recorder's Use

**A.P.N. 17-0520-0-029-0, -027, -028, -062**

**Prior recorded document(s) in Cobb County, Georgia:  
April 19, 2016 at #2016-0044328 in DB 15329, Pg 3242**

**MEMORANDUM OF SECOND AMENDMENT TO  
SITE LEASE AGREEMENT**

This Memorandum of Second Amendment to Site Lease Agreement is made effective this \_\_\_\_ day of \_\_\_\_\_, 202\_ by and between THE CITY OF SMYRNA, GEORGIA , a municipality of the State of Georgia, with a mailing address of P.O. Box 1226, Smyrna, Georgia 30080 (hereinafter referred to as “Landlord”) and NCWPCS MPL 26 – YEAR SITES TOWER HOLDINGS LLC, a Delaware limited liability company, by and through its Attorney In Fact, CCATT LLC, a Delaware limited liability company, having a mailing address of 2000 Corporate Drive, Canonsburg, Pennsylvania 15317 (hereinafter referred to as “Tenant”).

1. Landlord and AT&T Wireless PCS Inc., a Delaware corporation (“Original Tenant”) entered into a Site Lease Agreement dated January 9, 1997 (the “Original Lease”) whereby Original Tenant leased certain real property, together with access and utility easements, located in Cobb County, Georgia from Landlord (the “Premises”), all located within certain real property owned by Landlord (“Landlord’s Property”). Landlord’s Property, of which the Premises is a part, is more particularly described on Exhibit B attached hereto.

2. The Original Lease was amended by that certain First Amendment to Site Lease Agreement dated March 17, 2016, a memorandum of which was recorded in the official records of Cobb County, Georgia (“Official Records”) on April 19, 2016 at Instrument No. 2016-0044328

in Deed Book 15329, Page 3242 (“First Amendment”) (hereinafter the Original Lease and First Amendment are collectively referred to as the “Lease”).

3. NCWPCS MPL 26 – Year Sites Tower Holdings LLC is currently the Tenant under the Lease as successor in interest to the Original Tenant.

4. The Lease had an initial term that commenced on January 9, 1997 and expired on December 31, 1999. The Lease, as amended, provides for ten (10) extensions of four (4) years each, six (6) of which were exercised by Tenant (each extension is referred to as a “Renewal Term”). According to the Lease, the final Renewal Term expires December 31, 2039.

5. Landlord and Tenant have entered into a Second Amendment to Site Lease Agreement (the “Second Amendment”), of which this is a Memorandum, wherein the Premises was expanded by an additional area of 228 square feet. A metes and bounds description of the Premises, as expanded, is attached hereto as Exhibit A.

6. The terms, covenants and provisions of the Second Amendment shall extend to and be binding upon the respective executors, administrators, heirs, successors and assigns of Landlord and Tenant.

7. This Memorandum does not contain the social security number of any person.

8. A copy of the Second Amendment is on file with Landlord and Tenant.

[Execution Pages Follow]

**IN WITNESS WHEREOF**, hereunto and to duplicates hereof, Landlord and Tenant have caused this Memorandum to be duly executed on the day and year first written above.

Signed, Sealed and  
Delivered in the Presence of:

**LANDLORD:**  
CITY OF SMYRNA, GEORGIA, a  
municipality of the State of Georgia

\_\_\_\_\_  
Unofficial Witness

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Title: \_\_\_\_\_

My Commission Expires:

Signed, Sealed and  
Delivered in the Presence of:

\_\_\_\_\_  
Unofficial Witness

\_\_\_\_\_  
Notary Public

My Commission Expires:

**TENANT:**  
NCWPCS MPL 26 – YEAR SITES TOWER  
HOLDINGS LLC, a Delaware limited liability  
company

By: CCATT LLC, a Delaware limited  
liability company  
Its: Attorney In Fact

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

**EXHIBIT A**  
**(Legal Description of Premises)**

**EXHIBIT B**  
**(Legal Description of Landlord's Property)**