

Return to:

Glenda Hudson
AT&T Mobility
161 Inverness Drive West, 2nd floor
Englewood, CO 80112

Re: Cell Site #: COL03246
Cell Site Name: NSB-CO.BDN_Add_6893_COL03246_Erie_Community_Park
Fixed Asset # 14719011
State: CO
County: Weld

MEMORANDUM OF LICENSE

This Memorandum of License is entered into on this _____ day of _____, 20__, by and between Town of Erie, Colorado a statutory municipality created and organized pursuant to Title 31, Colorado Revised Statutes (hereinafter called "**Licensor**"), and New Cingular Wireless PCS, LLC, a Delaware limited liability company, having a mailing address of 1025 Lenox Park Blvd NE 3rd Floor, Atlanta, GA 30319 ("**Licensee**").

1. Licensor and Licensee entered into a certain Communications Site License Agreement ("**Agreement**") on the _____ day of _____, 20__, for the purpose of installing, operating and maintaining a communication facility and other improvements. All of the foregoing is set forth in the Agreement.
2. The initial license term will be five (5) years commencing on the Effective Date, with successive automatic four (5) year options to renew.
3. The portion of the land being licensed to Licensee and associated easements are described in **Exhibit 1** annexed hereto.
4. This Memorandum of License 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 Agreement, all of which are hereby ratified and affirmed. In the event of a conflict between the provisions of this Memorandum of License and the provisions of the Agreement, the provisions of the Agreement shall control. The Agreement shall be binding upon and inure to the benefit of the parties and their respective heirs, successors, and assigns, subject to the provisions of the Agreement.

IN WITNESS WHEREOF, the parties have executed this Memorandum of License as of the day and year first above written.

LICENSOR:

By: _____
Print Name: _____
Its: Mayor
Date: _____

LICENSEE:

New Cingular Wireless PCS, LLC,
a Delaware limited liability company

By: AT&T Mobility Corporation
Its: Manager

By: Becky John-Haney
Print Name: Becky John-Haney
Its: Area Manager
Date: 9/24/2020

[ACKNOWLEDGMENTS APPEAR ON NEXT PAGE]

LICENSEE ACKNOWLEDGMENT

STATE OF COLORADO)
) ss:
COUNTY OF ARAPAHOE)

On the 24 day of SEPTEMBER, 2020, before me personally appeared DEEJAY JOHNSON, and acknowledged under oath that he/she is the AREA MANAGER of AT&T Mobility Corporation, the Manager of New Cingular Wireless PCS, LLC, the Licensee named in the attached instrument, and as such was authorized to execute this instrument on behalf of the Licensee.

GLENDAY KAY HUDSON
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20204026442
MY COMMISSION EXPIRES JULY 31, 2024

Glenda Kay Hudson
Notary Public: GLENDAY KAY HUDSON
My Commission Expires: 7/31/24

LICENSOR ACKNOWLEDGMENT

STATE OF _____)
) ss:
COUNTY OF _____)

On the _____ day of _____, 20__ before me, personally appeared _____, who acknowledged under oath, that he/she is the person/officer named in the within instrument, and that he/she executed the same in his/her stated capacity as the voluntary act and deed of the Licensor for the purposes therein contained.

Notary Public: _____
My Commission Expires: _____

DESCRIPTION OF PROPERTY AND PREMISES

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to the Memorandum of Lease dated _____, 20__, by and between, Town of Erie, Colorado a statutory municipality created and organized pursuant to Title 31, Colorado Revised Statutes, and New Cingular Wireless PCS, LLC, a Delaware limited liability company, as Tenant.

The Property is legally described as follows:

A PARCEL OF LAND LOCATED IN SECTION 19, TOWNSHIP 1 NORTH, RANGE 68 WEST OF THE SIXTH PRINCIPAL MERIDIAN, COUNTY OF WELD, STATE OF COLORADO, PARTICULARLY DESCRIBED AS FOLLOWS:

LOT 1A-1, BLOCK 15
ERIE COMMONS FILING 1 MINOR SUBDIVISION, 3RD AMENDMENT
COUNTY OF WELD, STATE OF COLORADO

The Premises are described and/or depicted as follows:

DESCRIPTION OF A PROPOSED TWENTY FOOT (20') BY THIRTY FEET (30') LEASE AREA SITUATED IN SECTION 19, TOWNSHIP 1 NORTH, RANGE 68 WEST, COUNTY OF WELD, STATE OF COLORADO. ALSO KNOWN AS LOT 1-A, BLOCK 15, ERIE COMMONS FILING 1 MINOR SUBDIVISION, 3RD AMENDMENT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT FOUND SOUTHWEST CORNER OF THE OF SAID SECTION 19, WHENCE THE QUARTER CORNER THEREOF BEARS S89°37'33"W, A DISTANCE OF 1331.42 FEET; THENCE N00°33'28"W, ALONG THE WEST LINE OF SAID SECTION 19, A DISTANCE OF 1028.31; THENCE N89°29'38"E, A DISTANCE OF 80.55 FEET TO THE POINT OF BEGINNING; THENCE THE FOLLOWING FIVE (5) COURSES AND DISTANCES:
1. N00°35'17"W, A DISTANCE OF 10.00 FEET TO A CALCULATED POINT;
2. N89°28'55"W, A DISTANCE OF 30.00 FEET TO A CALCULATED POINT;
3. S00°35'17"E, A DISTANCE OF 20.00 FEET TO A CALCULATED POINT;
4. S89°28'55"E, A DISTANCE OF 30.00 FEET TO A CALCULATED POINT;
5. N00°35'17"W, A DISTANCE OF 10.00 FEET TO POINT A AND THE POINT OF BEGINNING.
PARCEL CONTAINS 600.00 SQ FT OR 0.013 ACRES

A DESCRIPTION OF A PROPOSED 15 FOOT (15') WIDE PROPOSED ACCESS AND UTILITY EASEMENT CENTERLINE SITUATED IN THE SECTION 19, TOWNSHIP 1 NORTH, RANGE 68 WEST, COUNTY OF WELD, STATE OF COLORADO. ALSO KNOWN AS LOT 1-A, BLOCK 15, ERIE COMMONS FILING 1 MINOR SUBDIVISION, 3RD AMENDMENT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT FOUND SOUTHWEST CORNER OF THE OF SAID SECTION 19, THENCE N00°33'28"W, ALONG THE WEST LINE OF SAID SECTION 19, A DISTANCE OF 1028.31; THENCE N89°29'38"E, A DISTANCE OF 13.21 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N89°29'38"E, A DISTANCE OF 67.31 FEET TO THE POINT OF TERMINUS.
PARCEL CONTAINS 1,018.63 SQ FT OR 0.023 ACRES