

**VOICESTREAM PCS II CORPORATION**

**First Amendment to Lease Agreement**

This First Amendment to Lease Agreement ("First Amendment") is made effective the \_\_\_\_\_ day of April, 2001, by and between VOICESTREAM PCS II CORPORATION, a Delaware corporation ("Lessee"), and the CITY OF MILWAUKEE ("Lessor"), collectively referred to as the "Parties."

WHEREAS, Lessee and Lessor entered into that one certain Lease Agreement dated December 18, 2000 ("Agreement");

WHEREAS, Lessee and Lessor desire to amend the Agreement;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties agree as follows:

1. Exhibit B ("Description of Leased Space") of the Agreement shall be replaced with "Revised Exhibit B" attached and incorporated into the Agreement by this reference.
2. All capitalized terms shall have the same meaning as in the Agreement.
3. Except as modified by this First Amendment, the Agreement shall remain in full force and effect and is ratified and confirmed by the Parties.

IN WITNESS HEREOF, the Parties hereto have caused this First Amendment to be executed by their duly authorized representatives as of the date and year written above.

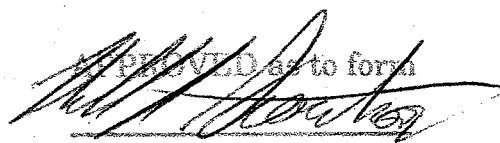
LESSEE:

VOICESTREAM PCS II CORPORATION

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

Name: Greg Cisewski

Title: V.P. Engineering & Operations, Midwest



Michael A. Sievertson

  
Legal's  
Initial

LESSOR:

CITY OF MILWAUKEE

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

Name: John O. Norquist

Title: Mayor

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

Name: Ronald D. Leonhardt

Title: City Clerk

COUNTERSIGNED:

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

W. Martin Morics

City Comptroller

## Revised Exhibit B

### LEASE PARCEL

A part of the West Half (W $\frac{1}{2}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section Eleven (11), Township Six (6) North, Range Twenty-One (21) East, City of Milwaukee, Milwaukee County, Wisconsin containing 400 square feet (0.009 acres) of land and being described by:

Commencing at the Southwest (SW) Corner of said Section 11; thence N88°33'-45"E 967.43 feet along the South line of the SW $\frac{1}{4}$  of said Section 11 to the South extension of the West line of South 56th Street; thence N00°27'-13"W 60.01 feet along said West line to a point on the North line of West Oklahoma Avenue; thence S88°33'-45"W 150.40 feet along said North line; thence N00°27'-13"W 130.21 feet; thence N89°32'-47"E 11.41 feet to the point of beginning; thence N01°06'-44"W 20.00 feet; thence N88°53'-16"E 20.00 feet; thence S01°06'-44"E 20.00 feet; thence S88°53'-16"W 20.00 feet to the true point of beginning; being subject to any and all easements and restrictions of record.

### INGRESS/EGRESS EASEMENT

An Ingress/Egress Easement being a part of the West Half (W $\frac{1}{2}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section Eleven (11), Township Six (6) North, Range Twenty-One (21) East, City of Milwaukee, Milwaukee County, Wisconsin containing 2,356 square feet (0.054 acres) of land and being described by:

Commencing at the Southwest (SW) Corner of said Section 11; thence N88°33'-45"E 967.43 feet along the South line of the SW $\frac{1}{4}$  of said Section 11 to the South extension of the West line of South 56th Street; thence N00°27'-13"W 60.01 feet along said West line to the North line of West Oklahoma Avenue; thence S88°33'-45"W 105.49 feet along said North line to the point of beginning; thence continuing S88°33'-45"W 20.00 feet along said North line; thence N01°06'-44"W 129.93 feet; thence N88°53'-16"E 8.00 feet; thence S01°06'-44"E 20.02 feet; thence N88°53'-16"E 12.00 feet; thence S01°06'-44"E 109.80 feet to the point of termination.

### 8 FOOT WIDE UTILITY EASEMENT

An 8 foot Utility Easement being a part of the West Half (W $\frac{1}{2}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section Eleven (11), Township Six (6) North, Range Twenty-One (21) East, City of Milwaukee, Milwaukee County, Wisconsin containing 1,025 square feet (0.024 acres) of land and being 4 feet either side of and parallel to the following described line:

Commencing at the Southwest (SW) Corner of said Section 11; thence N88°33'-45"E 967.43 feet along the South line of the SW $\frac{1}{4}$  of said Section 11 to the South extension of the West line of South 56th Street; thence N00°27'-13"W 60.01 feet along said West line to a point on the North line of West Oklahoma Avenue; thence S88°33'-45"W 150.40 feet along said North line; thence N00°27'-13"W 130.21 feet; thence N89°32'-47"E 11.41 feet; thence N01°06'-44"W 20.00 feet; thence N88°53'-16"E 16.00 feet to the point of beginning; thence N01°06'-44"W 4.00 feet; thence N88°53'-16"E 57.50 feet; thence S76°41'-13"E 31.18 feet; thence N88°53'-16"E 35.47 feet to a point on the West line of South 56th Street and the point of termination.

### 4 FOOT WIDE COAX CABLE EASEMENT

A 4 foot Coax Cable Easement being a part of the West Half (W $\frac{1}{2}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section Eleven (11), Township Six (6) North, Range Twenty-One (21) East, City of Milwaukee, Milwaukee County, Wisconsin containing 341 square feet (0.008 acres) of land and being 2 feet either side of and parallel to the following described line:

Commencing at the Southwest (SW) Corner of said Section 11; thence N88°33'-45"E 967.43 feet along the South line of the SW $\frac{1}{4}$  of said Section 11 to the South extension of the West line of South 56th Street; thence N00°27'-13"W 60.01 feet along said West line to a point on the North line of West Oklahoma Avenue; thence S88°33'-45"W 150.40 feet along said North line; thence N00°27'-13"W 130.21 feet; thence N89°32'-47"E 11.41 feet; thence N01°06'-44"W 20.00 feet; thence N88°53'-16"E 16.00 feet to the point of beginning; thence N01°06'-44"W 4.00 feet; thence N88°53'-16"E 57.50 feet; thence S01°06'-44"E 23.77 feet to the point of termination.

**EXHIBIT "B"**

*old version*

**DESCRIPTION OF THE LEASED SPACE**

**LEASE PARCEL**

A part of the West Half ( $W\frac{1}{2}$ ) of the Southwest Quarter ( $SW\frac{1}{4}$ ) of Section Eleven (11), Township Six (6) North, Range Twenty-One (21) East, City of Milwaukee, Milwaukee County, Wisconsin containing 400 square feet (0.009 acres) of land and being described by:

Commencing at the Southwest (SW) Corner of said Section 11; thence  $N88^{\circ}-33'-45"E$  967.43 feet along the South line of the  $SW\frac{1}{4}$  of said Section 11 to the South extension of the West line of South 56th Street; thence  $N00^{\circ}-27'-13"W$  60.01 feet along said West line to a point on the North line of West Oklahoma Avenue; thence  $S88^{\circ}-33'-45"W$  150.40 feet along said North line; thence  $N00^{\circ}-27'-13"W$  130.21 feet; thence  $N89^{\circ}-32'-47"E$  11.41 feet to the point of beginning; thence  $N01^{\circ}-06'-44"W$  20.00 feet; thence  $N88^{\circ}-53'-16"E$  20.00 feet; thence  $S01^{\circ}-06'-44"E$  20.00 feet; thence  $S88^{\circ}-53'-16"W$  20.00 feet to the true point of beginning; being subject to any and all easements and restrictions of record.

**20 FOOT WIDE INGRESS/EGRESS EASEMENT**

A 20 foot wide Ingress/Egress Easement being a part of the West Half ( $W\frac{1}{2}$ ) of the Southwest Quarter ( $SW\frac{1}{4}$ ) of Section Eleven (11), Township Six (6) North, Range Twenty-One (21) East, City of Milwaukee, Milwaukee County, Wisconsin containing 2662 square feet (0.061 acres) of land and being 10 feet either side of and parallel to the following described line:

Commencing at the Southwest (SW) Corner of said Section 11; thence  $N88^{\circ}-33'-45"E$  967.43 feet along the South line of the  $SW\frac{1}{4}$  of said Section 11 to the South extension of the West line of South 56th Street; thence  $N00^{\circ}-27'-13"W$  60.01 feet along said West line to the North line of West Oklahoma Avenue; thence  $S88^{\circ}-33'-45"W$  114.34 feet along said North line to the point of beginning; thence  $N01^{\circ}-06'-44"W$  75.00 feet; thence  $N28^{\circ}-59'-13"W$  28.12 feet; thence  $N01^{\circ}-06'-44"W$  30.00 feet to a point in the South line of afore described LEASE PARCEL and the point of termination.

**8 FOOT WIDE UTILITY EASEMENT**

An 8 foot Utility Easement being a part of the West Half ( $W\frac{1}{2}$ ) of the Southwest Quarter ( $SW\frac{1}{4}$ ) of Section Eleven (11), Township Six (6) North, Range Twenty-One (21) East, City of Milwaukee, Milwaukee County, Wisconsin containing 1,025 square feet (0.024 acres) of land and being 4 feet either side of and parallel to the following described line:

Commencing at the Southwest (SW) Corner of said Section 11; thence  $N88^{\circ}-33'-45"E$  967.43 feet along the South line of the  $SW\frac{1}{4}$  of said Section 11 to the South extension of the West line of South 56th Street; thence  $N00^{\circ}-27'-13"W$  60.01 feet along said West line to a point on the North line of West Oklahoma Avenue; thence  $S88^{\circ}-33'-45"W$  150.40 feet along said North line; thence  $N00^{\circ}-27'-13"W$  130.21 feet; thence  $N89^{\circ}-32'-47"E$  11.41 feet; thence  $N01^{\circ}-06'-44"W$  20.00 feet; thence  $N88^{\circ}-53'-16"E$  16.00 feet to the point of beginning; thence  $N01^{\circ}-06'-44"W$  4.00 feet; thence  $N88^{\circ}-53'-16"E$  57.50 feet; thence  $S76^{\circ}-41'-13"E$  31.18 feet; thence  $N88^{\circ}-53'-16"E$  35.47 feet to a point on the West line of South 56th Street and the point of termination.

**4 FOOT WIDE COAX CABLE EASEMENT**

A 4 foot Coax Cable Easement being a part of the West Half ( $W\frac{1}{2}$ ) of the Southwest Quarter ( $SW\frac{1}{4}$ ) of Section Eleven (11), Township Six (6) North, Range Twenty-One (21) East, City of Milwaukee, Milwaukee County, Wisconsin containing 341 square feet (0.008 acres) of land and being 2 feet either side of and parallel to the following described line:

Commencing at the Southwest (SW) Corner of said Section 11; thence  $N88^{\circ}-33'-45"E$  967.43 feet along the South line of the  $SW\frac{1}{4}$  of said Section 11 to the South extension of the West line of South 56th Street; thence  $N00^{\circ}-27'-13"W$  60.01 feet along said West line to a point on the North line of West Oklahoma Avenue; thence  $S88^{\circ}-33'-45"W$  150.40 feet along said North line; thence  $N00^{\circ}-27'-13"W$  130.21 feet; thence  $N89^{\circ}-32'-47"E$  11.41 feet; thence  $N01^{\circ}-06'-44"W$  20.00 feet; thence  $N88^{\circ}-53'-16"E$  16.00 feet to the point of beginning; thence  $N01^{\circ}-06'-44"W$  4.00 feet; thence  $N88^{\circ}-53'-16"E$  57.50 feet; thence  $S01^{\circ}-06'-44"E$  23.77 feet to the point of termination.