AFN #2008170904 Recorded 08/29/08 at 12:29 PM DocType: AGLS Filed by: DAVIS WRIGHT TREMAINE LLP Page: 1 of 8 Auditor J. Michael Garvison Skamania County, WA

FILED FOR RECORD AT REQUEST OF AND WHEN RECORDED RETURN TO: Verizon Wireless Attn: Network Real Estate - M/S 231 15900 SE Eastgate Way Bellevue, WA 98008

Space above this line is for Recorder's use.

OMGMAL

## Memorandum of Land Lease Agreement

Grantor:

Hood River Sand and Gravel Ready-Mix, Inc.

Grantee:

Verizon Wireless (VAW) LLC d/b/a Verizon Wireless

Legal Description:

W 1/2 Sec 21 T2N R7E

Skamania County, State of Washington
Official legal description as Exhibit A

Assessor 's Tax Parcel ID#:

02-07-21-0-0-0602-00; 02-07-21-0-0-0602-80 Div

Reference # (if applicable):

N/A

VC

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#### MEMORANDUM OF LAND LEASE AGREEMENT

This Memorandum of Land Lease Agreement is made this 15 day of 300%, between Hood River Sand and Gravel Ready-Mix, Inc., with a mailing address of 2630 Old Columbia River Road, Hood River, Oregon 97031, hereinafter collectively referred to as "LESSOR", and Verizon Wireless (VAW) LLC d/b/a Verizon Wireless, with its principal office located at One Verizon Way, Mail Stop 4AW100, Basking Ridge, New Jersey 07920, hereinafter referred to as "LESSEE". LESSOR and LESSEE are at times collectively referred to hereinafter as the "Parties" or individually as the "Party".

- 2. LESSOR hereby leases to LESSEE a portion of that certain parcel of property (the entirety of LESSOR's property is referred to hereinafter as the "Property"), located near Cascade Drive, North Bonneville, WA 98639, and being described as a 25' x 32' parcel containing 800 square feet, and a 10' x 15' area of space for a generator and related appurtenances, as shown on Exhibit "A" attached hereto and made a part hereof, together with the non-exclusive right for ingress and egress, seven (7) days a week twenty-four (24) hours a day, on foot or motor vehicle, including trucks, and for the installation and maintenance of utility wires, poles, cables, conduits, and pipes over, under, or along a right-of-way extending from the nearest public right-of-way, Cascade Drive, to the demised premises. The demised premises and right-of-way are hereinafter collectively referred to as the "Premises". The Premises are described in Exhibit "A" attached hereto and made a part hereof. In the event any public utility is unable to use the aforementioned right-of-way, LESSOR has agreed to grant an additional right-of-way either to the LESSEE or to the public utility at no cost to the LESSEE.
- 3. The Commencement Date of the Agreement, of which this is a Memorandum, is the date LESSEE commences installation of the equipment on the Premises. In the event the date LESSEE commences installation of the equipment on the Premises falls between the 1<sup>st</sup> and 15<sup>th</sup> of the month, the Agreement shall commence on the 1<sup>st</sup> of that month and if the date installation commences falls between the 16<sup>th</sup> and 31<sup>st</sup> of the month, then the Agreement shall commence on the 1<sup>st</sup> day of the following month (either the "Commencement Date").

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The terms, covenants and provisions of the Agreement, the terms of which are hereby 4. incorporated by reference into this Memorandum, shall extend to and be binding upon the respective executors, administrators, heirs, successors and assigns of LESSOR and LESSEE.

IN WITNESS WHEREOF, hereunto and to a duplicate hereof, LESSOR and LESSEE have caused this Memorandum to be duly executed on the date first written hereinabove.

> **Hood River Sand and Gravel** LESSOR: Ready-Mix, Inc.

Title: Lice

Verizon Wireless (VAW) LLC LESSEE: d/b/a Verizon Wireless

Name: Keith A. Surratt

West Area Vice President - Network

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## LESSOR ACKNOWLEDGEMENT

OFFICIAL SEAL INDA KOLLAS SHAMES NOTARY PUBLIC-OREGON COMMISSION NO. 389978

STATE OF Oregon COUNTY OF Hood River)

On this 15 day of April , 2008 before me, a Notary Public in and for the State of Oregon, personally appeared Sandra J. Porter personally known to me (or proved to me on the basis of satisfactory evidence) to be the person who executed this instrument, on oath stated that He/She was authorized to execute the instrument, and acknowledged it as the Vice President of Hood River Sand and Gravel Ready-Mix, Inc., to be the free and voluntary act and deed of said party for the uses and purposes mentioned in the instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year first above written.

> Kollas Shames NOTARY PUBLIC in and for the State of OR, residing at 3381 Kollos Rd, Hood River My appointment expires 3.12-2009 Print Name Linda Kollas Shames

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#### LESSEE ACKNOWLEDGMENT

STATE OF ARIZONA	)
	) SS
COUNTY OF MARICOPA	)

On this 15th day of 12th, 2006, before me, the undersigned, a Notary Public in and for the State of Arizona, duly commissioned and sworn, personally appeared Keith A. Surratt to me known to be an authorized representative of Verizon Wireless (VAW) LLC d/b/a Verizon Wireless, the limited liability company that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of Verizon Wireless (VAW) LLC d/b/a Verizon Wireless, for the uses and purposes therein mentioned, and on oath stated that he is authorized to execute the said instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Print or Type Name: JANET LOEBS
Notary Public in and for the State of AZ,
residing at MARICOPA COUNTY

My appointment expires:

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# EXHIBIT A 1 of 2 LEGAL DESCRIPTION

A parcel of land located in the West Half of Section 21, Township 2 North, Range 7 East, of the Willamette Meridian, Skamania County Washington, described as follows:

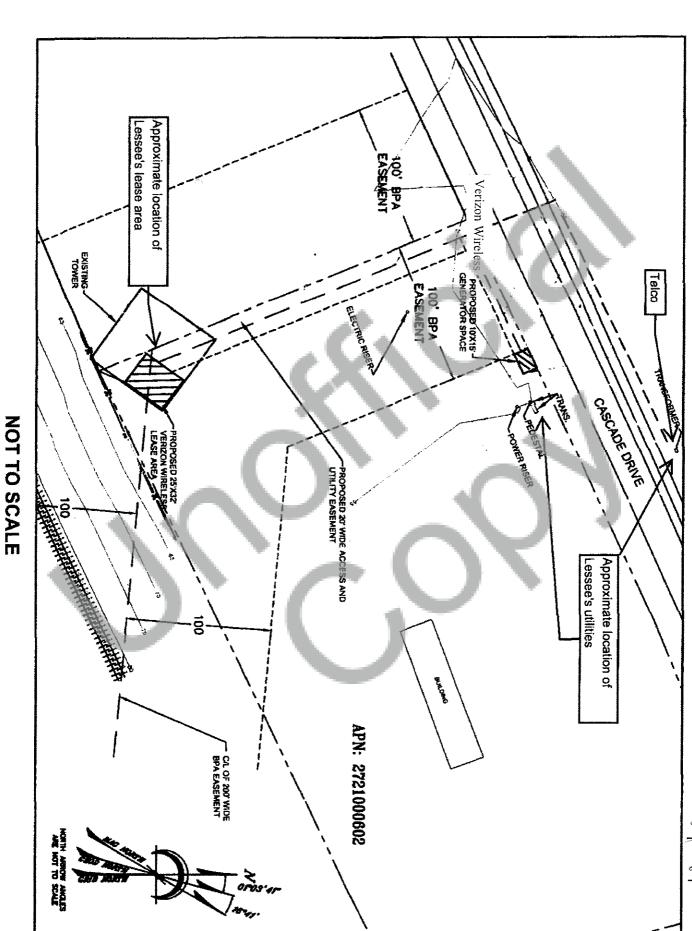
Lot 2 of the BI-STATE-REDI-MIX SHORT PLAT, as recorded in Book 1 of Short Plats on Page 70, records of Skamania County, Washington:

EXCEPTING THEREFROM those portions conveyed to Skamania County Cemetery District by Deed recorded March 4, 1981 and May 1, 1985 under Auditor File No. 92110 and 99193.

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# EXHIBIT A 2 of 2 DESCRIPTION OF THE PREMISES AND INGRESS/EGRESS AND UTILITY EASEMENT

See Attached.



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