McBrayer, McGinnis, Leslie & Kirkland, Pllc

ATTORNEYS-AT-LAW

RECEIVED

W. BRENT RICE brice@mmlk.com

APR 01 2009

PUBLIC SERVICE COMMISSION

201 E. Main Street, Suite 1000 Lexington, Kentucky 40507 (859) 231-8780 FAX (859) 231-6518

April 1, 2009

Mr. Jeff Derouen, Executive Director Public Service Commission, 211 Sower Blvd. Frankfort, KY 40602-0615 VIA HAND DELIVERY

RE:

Application of Powertel/Memphis, Inc. d/b/a T-Mobile, for Issuance of a Certificate of Public Convenience and Necessity to Construct an Additional Facility at U.S. Hwy. 60 and Dickerson Lane, Irvington, Breckinridge County, Kentucky ("Application") PSC Case No. 2009-00131

(The "9LV1111/Garfield" Facility)

Dear Mr. Derouen:

Please be advised that the undersigned represents Powertel/Memphis, Inc. in regard to the above-referenced Application which I am filing on its behalf today with the Commission.

Enclosed please find one original and five copies of the Application along with one set of project description drawings, signed and sealed by a licensed professional engineer in Kentucky.

Any comments or questions in regard to the application should be forwarded to the undersigned. Thank you for your assistance in this matter.

Sincerely, L. Barrific

W. Brent Rice

Counsel for Powertel/Memphis, Inc.

WBR/dkw Enclosures



COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

APR 0 1 2009 PUBLIC SERVICE COMMISSION

In the Matter of:

ORIGINAL APPLICATION OF POWERTEL/MEMPHIS. INC. d/b/a T-MOBILE FOR ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO CONSTRUCT AN ADDITIONAL) CASE NO. 2009-00131 CELL FACILITY AT U.S. HWY. 60 AND DICKERSON) LANE, IRVINGTON, BRECKINRIDGE COUNTY, **KENTUCKY APPLICANT SITE NAME: THE GARFIELD FACILITY) APPLICANT SITE NUMBER: 9LV1111**

APPLICATION

Powertel/Memphis, Inc., a Delaware corporation d/b/a T-Mobile ("Applicant") applies for a Certificate of Public Convenience and Necessity to construct and operate an additional cell facility to serve the customers of its cellular radio telecommunications network in the Commonwealth of Kentucky. In support of this Application, Applicant, respectfully states that:

- 1. Its complete name, address and telephone number are: Powertel/Memphis, Inc., d/b/a T-Mobile, Four Concourse Parkway, Suite 300, Atlanta, Georgia 30328, having a local address of 11509 Commonwealth Drive, Louisville, Kentucky 40299. The local telephone number is (502)297-6202.
- 2. The Applicant is a Delaware general partnership. A copy of its Articles of Incorporation; Certificate of Amendment changing its name from Intercell Memphis MTA, Inc. to Powertel/Memphis, Inc.; and its applicable Federal Communications License for this market area is attached as **Exhibit A**.
- 3. The Applicant proposes to construct an additional cellular facility in Breckinridge County, Kentucky (the "Cell Facility"). The Cell Facility will be comprised of

a 250' self-supporting tower with a 10' lightning rod attached for a total height of 260', and an equipment shelter. The equipment shelter will contain the transmitters and receivers required to connect the cell facility with cellular telephone users, which will link the Cell Facility with Applicant's other cells. The Cell Facility will be fenced with a secured access gate. Two sets of project drawings are being submitted with this Application. A detailed description of the manner in which the Cell Facility will be constructed is included in the drawings and on the Survey (scale: 1" = 200'). A copy of the Survey is attached as **Exhibit B**. The Survey is signed and sealed by Frank Sellinger, II, a professional registered surveyor in Kentucky and it depicts the proposed location of the tower and all easements and existing structures on the property on which the tower will be located. A vertical tower profile and its foundation, each signed and sealed by a professional engineer registered in Kentucky are attached as **Exhibit C**. The tower design plans include a description of the standard according to which the tower was designed.

- 4. A geotechnical investigation report performed by Asher, Inc. of Louisville, Kentucky, dated February 18, 2009 is attached as **Exhibit D**. The geotechnical investigation report is signed and sealed by Richard A. Linker, P.E., a professional engineer registered in Kentucky. The geotechnical investigation report includes boring logs, foundation design recommendations, and a finding as the proximity of the proposed site to flood hazard areas.
- 5. As noted on the Survey attached as a part of **Exhibit B**, the surveyor has determined that the site is not within any FIA flood hazard area.
- 6. The possibility of a strong ground shaking has been considered in the design of this guyed tower. Formulas are given in codes for earthquake loading. The

formulas are for lateral loads, and they take into account the seismic zone, ground motion and structure. The two most important components of the structure are its weight and shape. Applying all of the factors to the formula, the resultant earthquake load is less than the design wind load. Seismic loading has been considered in the design of this tower, although it is regarded as secondary to the wind loading.

Even if the tower would fall as result of an earthquake, it should not damage any occupied buildings. In the event of failure of the tower mast, all of the debris will most likely lie within a circle whose center is the tower base and whose radius is no more than 60% of the tower height.

- 7. Similarly, the possibility of a strong wind has been considered in the design of this tower. It has been designed and engineered by professional engineers using computer assistance and the same accepted codes and standards as are typically used for high-rise building construction. This tower has been designed in accordance with the Electronic Industries Association ("ETA") Standard RS-222E, which has been accepted and approved by ANSI and is a nationally recognized tower design standard. The ANSI/EIA standard utilizes a "stepped" wind loading in tower design. This means that a standardized wind speed (the "basic wind speed") is applied to the tower structure at the 33-foot level and then is "increased" with increments of tower height. In this case, the design wind speed is 90 mph. Using the appropriate wind speed for each antenna level, the thrust of the antenna and its corresponding waveguide load are applied to the tower structure for maximum member loads.
- 8. Personnel directly responsible for the design and construction of the proposed tower are qualified and experienced. The soil testing and part of the foundation design was performed by Tower Innovations of Newburg, Indiana under the

supervision of W. Gray Hodge, P.E., a registered professional engineer in the Commonwealth of Kentucky. His specialty is geotechnical engineering which includes sub-surface exploration and foundation design. He has served as project and principal engineer on various projects similar to the applicant's. These projects include construction, tower crane foundations, and nexrad doppler radar towers, other mobile telephone towers and elevated water towers. Foundation types for these towers have included drilled piers, auger-cast piles, driven piles and spread footings. Design of the tower and foundation was performed by Tower Innovations of Newburg, Indiana. The Applicant uses qualified installation crews and site inspectors for construction of its towers. The tower drawings are signed and sealed by W. Gray Hodge, a professional engineer registered in Kentucky. The foundation drawings are signed and sealed by W. Gray Hodge, an engineer registered in Kentucky.

9. The public convenience and necessity require the construction of this additional Cell Facility. The additional Cell Facility is essential to improve service to Applicant's current customers in that transmission and reception "weak spots" within the area to be covered by the Cell Facility will be substantially reduced. The Cell Facility will also increase the system's capacity to meet the increasing demands for cellular service in Kentucky.

The process that was used in selecting the site for the proposed Cell Facility by the applicant's radio frequency engineers was consistent with the process used for selecting generally all other existing cell facilities within the licensed area. The engineers used computer programs to locate cell sites that will enable the cell facilities to serve the Federal Communications Commission certificated territory without extending beyond its approved boundary and to meet other mandates of the

Commission. The engineers select the optimum site in terms of elevation and location to provide the best quality service to customers in the service area. A map of the area in which the tower is proposed to be located, that is drawn to scale and that clearly depicts the necessary search area within which a site should be located as determined by the Applicant's Radio Frequency Engineers is attached as **Exhibit E**.

It is imperative that the proposed Cell Facility be constructed to allow Applicant to meet its licensing requirements as mandated by the Federal Communications Commission and to further meet the increasing demands for cellular service in the licensed area.

- 10. The Cell Facility will serve an area totally within Applicant's current service area in the licensed area.
- 11. Since the proposed Cell Facility will serve only the licensed area, no further approvals by the Federal Communications Commission ("FCC") are required. See 47 C.F.R. §24.11(b), "[b]lanket licenses are granted for each market and frequency block. Applications for individual sites are not required and will not be accepted."
- 12. An Application to the Federal Aviation Administration ("FAA") was filed on February 9, 2009, a copy of which is attached as **Exhibit F**. Upon receiving a determination from the FAA, the Applicant will forward a copy of such determination as a supplement to this Application. An Application to the Kentucky Airport Zoning Commission ("KAZC") was filed on February 9, 2009, a copy of which is attached as **Exhibit G**. Upon receiving a determination from the KAZC, the Applicant will forward a copy of such determination as a supplement to this Application.
- 13. The proposed location of the tower is not within a jurisdiction that has adopted planning and zoning regulations in accordance with KRS Chapter 100. The

Applicant has notified the Breckinridge County Judge Executive, by certified mail, return receipt requested, of the proposed construction. The Applicant included in the notice the Commission docket number under which the application will be processed and informed said person of his right to request intervention. A copy of the notice is attached as **Exhibit H**.

- 14. The Cell Facility will be located on U.S. Hwy. 60 and Dickerson Lane, Irvington, Breckinridge County, Kentucky. Appropriate notices 2' X 4' with the word "TOWER" in letters at least four inches high, have been posted in a visible location on the proposed site and on the nearest public road and shall remain posted for at least two (2) weeks after the Application is filed. The location of the proposed facility has been published in a newspaper of general circulation in Breckinridge County, Kentucky. The Cell Facility's coordinates are: Latitude: 37° 47' 52.98"; Longitude: 86° 19' 51.00".
 - 15. Clear directions to the proposed site from the county seat are:

Directions to site: From the intersection of Hwy. 60 & 69 in Irvington, KY go approximately 6.4 miles south on Hwy. 60 to Dickerson Lane. Turn right onto Dickerson Lane and the Site will be on the right at 64 Dickerson Lane.

The telephone number for the person preparing the directions is (205)655-1427 and the individual's name is Timothy L. Hardy. The Survey identifies every structure within 500' of the proposed tower, and all easements and existing structures within 200' of the access drive, including the intersection with the Public Street System, drawn to a scale no less than one (1) inch equals 200'.

16. Applicant has notified every person who is contiguous or within 500' of the proposed tower by certified mail, return receipt requested, of the proposed construction. Applicant included in said notice the Commission docket number under which the Application will be processed and informed each person of his or her right to request

intervention. A list of the property owners and copies of the certified letters sent to the referenced property owners are attached as **Exhibit I**. Copies of the return receipts will be filed with the Commission when received.

- 17. The site for the proposed Facility is located outside the incorporated limits of the City of Irvington and is not zoned. The area is rural in nature with vacant land and few residences. The proposed facility will improve coverage along S.R. 60, and surrounding areas, and will provide 911 emergency coverage in order to meet the continuing demands of location services.
- 18. Applicant has considered the likely effects of the installation on nearby land uses and values and has concluded that there is no more suitable location reasonably available from which adequate service can be provided. Applicant attempted to collocate on existing towers or structures, however, there are no such existing towers or structures in the vicinity of the proposed site.
- 19. The site for the Cell Facility is to be leased from Jo Ann Basham and James B. Basham, Jr. A copy of the Site Lease with Option is attached as **Exhibit J**.
- 20. The names of all public utilities, corporations, or persons with whom the proposed new construction is likely to compete is Sprint PCS, AT&T Wireless and Verizon Wireless.
- 21. Applicant plans to finance the construction of the Cell Facility through the use of working capital. If sufficient funds are not available from this source, the company will obtain funds through short-term loans payable within two years.
- 22. Any customer complaints may be reported by dialing 611 on the customer's cellular phone.

WHEREFORE, Applicant requests that the Commission, pursuant to

KRS278.020, grant a Certificate of Public Convenience and Necessity to Applicant for construction and operation of the proposed Cell Facility and providing for such other relief as is necessary and appropriate.

Respectfully submitted,

W. Brent Rice

McBRAYER, McGINNIS, LESLIE &

KIRKLAND, PLLC

201 East Main Street, Suite 1000

Lexington, KY 40507

Phone: 859/231-8780

COUNSEL FOR POWERTEL/MEMPHIS, INC.

d/b/a T-MOBILE

P:\DonnaW\My Documents\WBR\powertel memphis\garfield\psc application.doc

LIST OF EXHIBITS

Exhibit A Applicant Adoption Notices

Exhibit B Site Plan and Survey

Exhibit C Tower and Foundation Profile

Exhibit D Report of Geotechnical Exploration

Exhibit E Search Area Map

Exhibit F FAA Filing

Exhibit G KAZC Filing

Exhibit H Correspondence to County Judge Executive

Exhibit I Notice to Adjoining Property Owners

Exhibit J Site Lease with Option Agreement

Federal Communications Commission Wireless Telecommunications Bureau

Radio Station Authorization (Reference Copy Only)

This is not an official FCC license. It is a record of public information contained in the FCC's licensing database on the date that this reference copy was generated. In cases where FCC rules require the presentation, posting, or display of an FCC license, this document may not be used in place of an official FCC license.

Licensee: Powertel Memphis Licenses, Inc.

ATTN Dan Menser Powertel Memphis Licenses, Inc. 12920 SE 38th Street Bellevue, WA 98006

FCC Registration Number (FRN): 0001832807				
Call Sign: File Number: KNLH399				
Radio Service: CW - PCS Broadband				

Grant Date 04/28/1997	Effective Date 01/09/2006	Expiration Date 04/28/2007	Print Date 01/20/2006
Market Number: BTA252	Channel Block: E	Sub-Ma	rket Designator: 0
Market Name: Lexington, KY			
1st Build-out Date	2nd Build-out Date	3rd Build-out Date	4th Build-out Date
04/28/2002			

Special Conditions or Waivers/Conditions

Conditions

Pursuant to Section 309(h) of the Communications Act of 1934, as amended, 47 U.S.C. Section 309(h), this license is subject to the following conditions: This license shall not vest in the licensee any right to operate the station nor any right in the use of the frequencies designated in the license beyond the term thereof nor in any other manner than authorized herein. Neither the license nor the right granted thereunder shall be assigned or otherwise transferred in violation of the Communications Act of 1934, as amended. See 47 U.S.C. Section 310(d). This license is subject in terms to the right of use or control conferred by Section 706 of the Communications Act of 1934, as amended. See 47 U.S.C. Section 706.

A graphical representation of the geographic area authorized to this call sign may be generated by selecting 'License Search' at the following web address: http://www.fcc.gov/wtb/uls/.

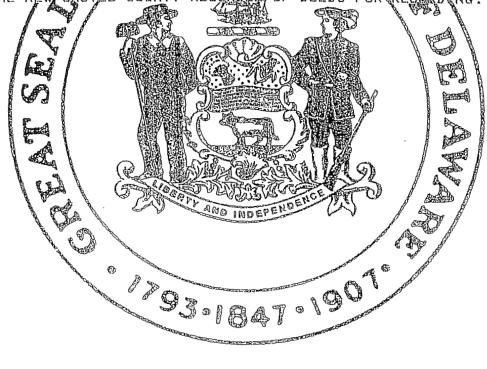
FCC 601 - MB September 2002

State of Delaware

Office of the Secretary of State

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "INTERCEL MEMPHIS MTA, INC.", CHANGING ITS NAME BROME INTERCEL MEMPHIS MIA, INC. " TO IS OFFICE ON THE

HAS BEEN FORWARDED TO





Edward J. Freel, Secretary of State

8030247

AUTHENTICATION:

07-17-96

960207691

2447268

8100

DATE:

CERTIFICATE OF AMENDMENT

OF

CERTIFICATE OF INCORPORATION

OF

INTERCEL MEMPHIS MTA, INC.

InterCel Memphis MTA, Inc. (the "Corporation"), a corporation organized and existing under the General Corporation Law of the State of Delaware, does hereby certify as follows:

FIRST: That in accordance with the requirements of Section 242 of the General Corporation Law of the State of Delaware, the Board of Directors of the Corporation, acting by written consent signed by all of the directors of the Corporation pursuant to Section 141(f) of the General Corporation Law of the State of Delaware, duly adopted resolutions: (1) proposing and declaring advisable the changing of the Corporation's name to "Powertel/Memphis, Inc.," (2) proposing and declaring advisable the amendment of the Certificate of Incorporation of the Corporation to reflect such change and (3) recommending that such name change and amendment be submitted to the sole stockholder of the Corporation for consideration, action and approval.

SECOND: That the amendment to the Certificate of Incorporation of the Corporation is as follows:

ARTICLE FIRST of the Certificate of Incorporation of the Corporation is hereby amended to read in its entirety as follows:

"FIRST. The name of the corporation is Powertel/Memphis, Inc. (the "Corporation")."

THIRD: That thereafter, pursuant to resolution of the Board of Directors, the sole stockholder of the Corporation, acting by written consent in accordance with Sections 228 and 229 of the General Corporation law of the State of Delaware, duly approved such name change and the aforesaid amendment to the Certificate of Incorporation of the Corporation to reflect such name change.

FOURTH: That the aforesaid amendment to the Certificate of Incorporation of the Corporation was duly adopted in accordance with the provisions of Sections 141(f), 228, 229 and 242 of the General Corporation Law of the State of Delaware.

FIFTH: That upon this Certificate of Amendment of Certificate of Incorporation becoming effective, the name of the Corporation shall be changed to "Powertel/Memphis, Inc."

IN WITNESS WHEREOF, InterCel Memphis MTA, Inc. has caused this Certificate of Amendment of Certificate of Incorporation to be signed by Allen E. Smith, its President, and attested by Fred G. Astor, Jr., its Secretary, on July 2, 1996.

Ву: ͺ

Allen E. Smith President

Attest:

Fred G. Astor, Jr.

Secretary

X 1 .

P16

Powertel/Kentucky, Inc. merges into Powertel/Memphis, Inc.

PAGE 1

Delaware

The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"POWERTEL/KENTUCKY, INC.", A DELAWARE CORPORATION,

WITH AND INTO "POWERTEL/MEMPHIS, INC." UNDER THE NAME OF "POWERTEL/MEMPHIS, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-FIRST DAY OF DECEMBER, A.D. 2005, AT 11:30 O'CLOCK A.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF MERGER IS THE FIRST DAY OF JANUARY, A.D. 2006, AT 12:30 O'CLOCK A.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

2447268 8100M

051046113



Darriet Smith Mindson

Harriet Smith Windsor, Secretary of State
AUTHENTICATION: 4400474

DATE: 12-23-05

State of Delawira Sacratary of State Division of Corporations Delivered 11:30 AM 12/21/2005 FILED 11:30 AM 12/21/2005 SRV 051046143 - 2447268 FILE

STATE OF DELAWARE CERTIFICATE OF MERGER OF DOMESTIC CORPORATIONS

Pursuant to Title 8, Section 251(c) of the Delaware General Corporation Law, the undersigned corporation executed the following Certificate of Merger:

FIRST: The name of the surviving corporation is Powertel/Memphils, Inc.

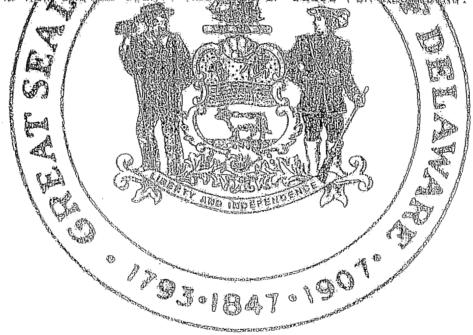
FIRST: The name of the surviving corp	octation is transmissible to the
merged into this surviving corporation is	, and the name of the corporation being Powerfulkentwee, the
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and acknowledged by each of the consti	
THIRD: The name of the surviving on	rporation is Powertel/Memphie, Inc. a Delaware corporation.
	a Delaware corporation.
FOURTH: The Certificate of liteorp Certificate of Incorporation.	oration of the surviving corporation shall be its
FIFTH: The merger is to become effect	ctive on January 1, 2006 at 12:30 a.m.
SIXTH: The Agreement of Merger Is	on file at
12920 SE 38th Street, Bellevue, WA 98	, the place of business
	, the place of oddities
of the surviving corporation.	
SEVENTH: A copy of the Agreeme corporation on request, without cost, to	ent of Merger will be furnished by the surviving any stockholder of the constituent corporations.
IN WITNESS WHEREOR, said sur signed by an authorized officer, the 2005	viving corporation has caused this certificate to be 15 th day of December A.D.,
Marie Marie - reasonation -	By: /S/ David & Miller
	Authorized Officer
	Name: David A. Miller
	Print or Typo
	Title: Senior Vice President

State of Delaware

Office of the Secretary of State

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "INTERCEL MEMPHIS MTA, INC.", CHANGING ITS NAME GROW LINTERCEL MEMPHIS MTA, INC." TO "FOWERTEL/MEMPHIS MAY OF THE SEVENTEENTH DAY OF THE SEVENTEENTH DAY OF THE A.B. 1995 AT SOCIEDCK A.M.

A CONTRACTOR OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDS, OF DEEDS FOR RECORDING.



2447268 8100

Edward J. Freel, Secretary of State

AUTHENTICATION:

8030247

DATE:

07-17-96

960207691

CERTIFICATE OF AMENDMENT

OF

CERTIFICATE OF INCORPORATION

OF

INTERCEL MEMPHIS MTA, INC.

InterCel Memphis MTA, Inc. (the "Corporation"), a corporation organized and existing under the General Corporation Law of the State of Delaware, does hereby certify as follows:

FIRST: That in accordance with the requirements of Section 242 of the General Corporation Law of the State of Delaware, the Board of Directors of the Corporation, acting by written consent signed by all of the directors of the Corporation pursuant to Section 141(f) of the General Corporation Law of the State of Delaware, duly adopted resolutions: (1) proposing and declaring advisable the changing of the Corporation's name to "Powertel/Memphis, Inc.," (2) proposing and declaring advisable the amendment of the Certificate of Incorporation of the Corporation to reflect such change and (3) recommending that such name change and amendment be submitted to the sole stockholder of the Corporation for consideration, action and approval.

SECOND: That the amendment to the Certificate of Incorporation of the Corporation is as follows:

ARTICLE FIRST of the Certificate of Incorporation of the Corporation is hereby amended to read in its entirety as follows:

"FIRST. The name of the corporation is Powertel/Memphis, Inc. (the "Corporation")."

THIRD: That thereafter, pursuant to resolution of the Board of Directors, the sole stockholder of the Corporation, acting by written consent in accordance with Sections 228 and 229 of the General Corporation law of the State of Delaware, duly approved such name change and the aforesaid amendment to the Certificate of Incorporation of the Corporation to reffect such name change.

FOURTH: That the aforesaid amendment to the Certificate of Incorporation of the Corporation was duly adopted in accordance with the provisions of Sections 141(f), 228, 229 and 242 of the General Corporation Law of the State of Delaware.

FIFTH: That upon this Certificate of Amendment of Certificate of Incorporation becoming effective, the name of the Corporation shall be changed to "Powertel/Memphis, Inc."

IN WITNESS WHEREOF, InterCel Memphis MTA, Inc. has caused this Certificate of Amendment of Certificate of Incorporation to be signed by Allen E. Smith, its President, and attested by Fred G. Astor, Jr., its Secretary, on July 1, 1996.

Allen E. Smith President

Attest:

Fred G. Astor, Jr. Secretary

William Miles

KY Agencies | KY Services | Search | this site

for



KINTUCKY SECRETARY OPSTATE Trey Gravson



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Business Filings

Business Records

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Registered Agent Search

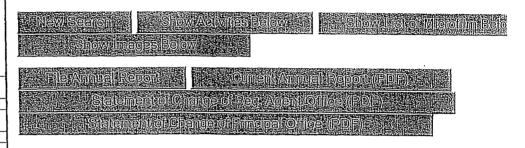
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Assumed Name Renewal

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Prepaid Account Status

Online UCC Services



Printable Version of this page

Organization

0412295

Number

POWERTEL/MEMPHIS, INC.

Profit or Non-

Profit

Name

P - Profit

Company Type

FCO - Foreign Corporation

Status

A - Active

Standing

G - Good

State

DE

File Date

2/23/1996

Authority Date

2/23/1996

Last Annual

2/16/2005

Report

Principal Office

12920 S. E. 38TH STREET

BELLEVUE, WA 98006

Registered Agent CSC-LAWYERS INCORPORATING

SERVICE CO.

421 W. MAIN ST.

FRANKFORT, KY 40601

Current Officers

President

Robert P. Dotson

Vice President

David A Milelr

Vice President Cregg B. Baumbaugh

SecretaryDavid A MillerDirectorSusan SwensonDirectorDavid A. MillerDirectorBrian KirkpatrickOfficerLee A Tostevin

Assumed Names Status
T-MOBILE KENTUCKY Active
T-MOBILE MEMPHIS Active

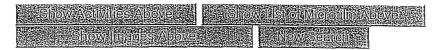
Previous Names

Certificates Available

Certificate of Authorization

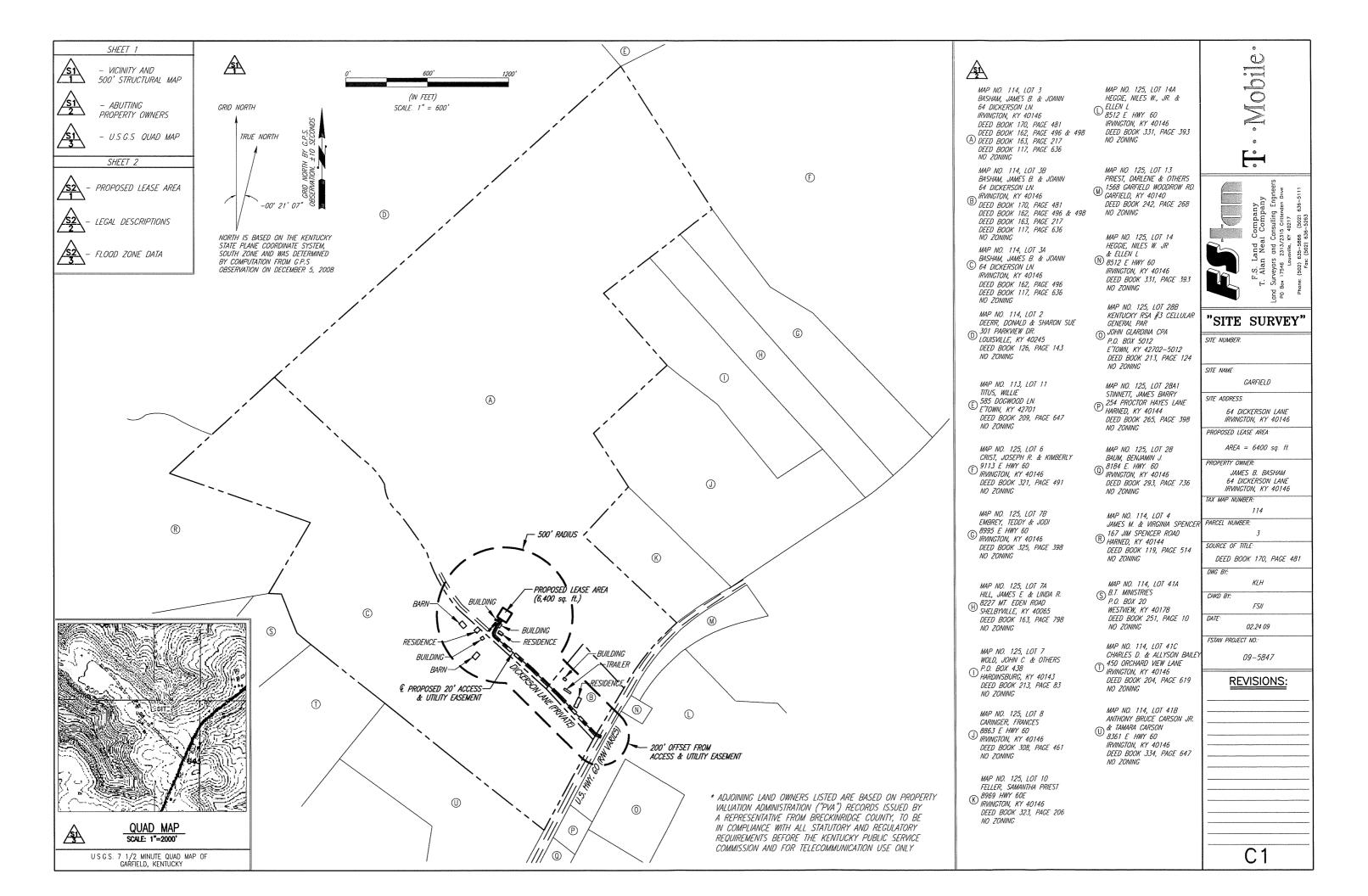
Certificate of Registered Agent (Domestic and Foreign)

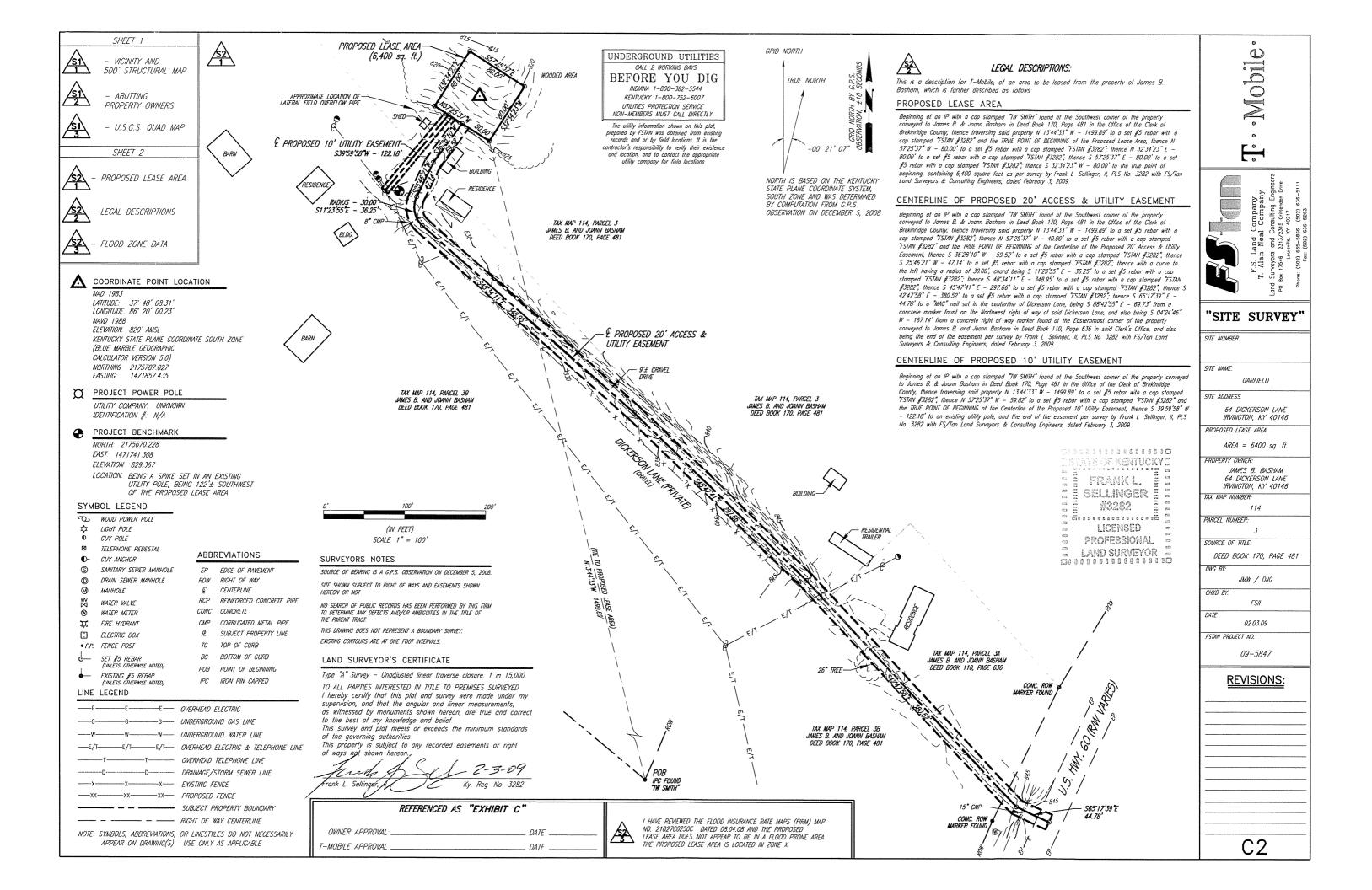
Click on a certificate title to purchase it. Certificates are \$10.00, payable by credit card or prepaid account. They are stored and returned as PDF documents. You must have Adobe PDF Reader to print the document.

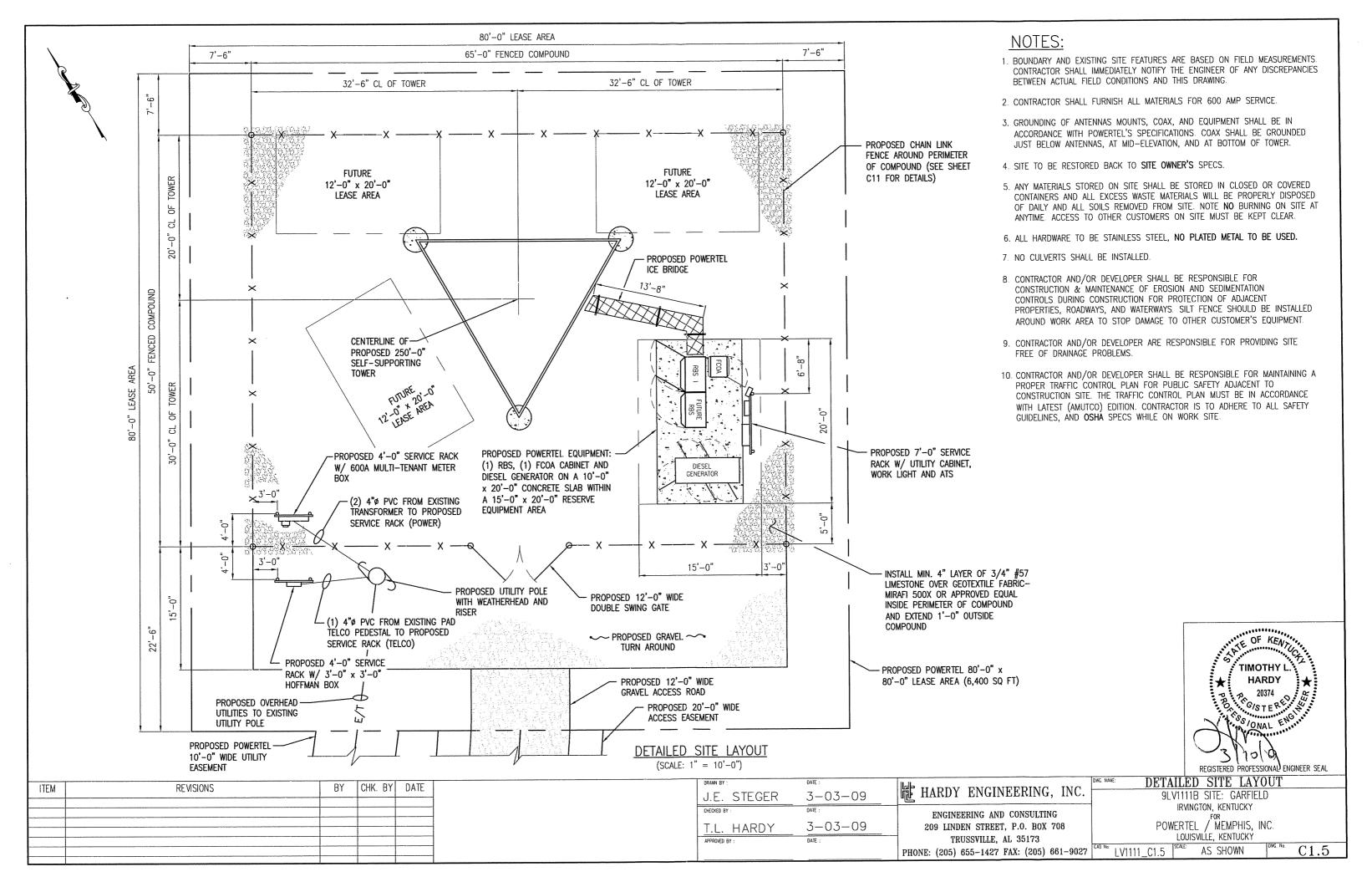


- Contact Us

Liability Statement | Privacy / Security







MEMBER CHART -- 250° -- 4.00° ---GIRTS SECTION SECTION ELEVATION FACE SIZE LEGS DIAGONALS HORIZONTALS WEIGHT (lbs.) CLIMBING 0' - 30' 4-1/4 23.00' - 20.29' L 4 x 4 x 1/4 N/A NOTE: 7 8650 8 30' ~ 60' 20.29' - 17.57 4-1/4 L 3-1/2 x 3-1/2 x 1/4 ____ 230' ____ 4.00' N/A NOTE: 7 7700 C 60' - 90' 17.57' - 14.86 4 L3 x 3 x 1/4 N/A NOTE: 7 6475 D 90' - 120' 14.86' - 12.14 4 L 3 x 3 x 3/16 N/A NOTE: 7 5750 3-3/4 $L 2-1/2 \times 2-1/2 \times 3/16$ Ε 120' - 150' 12.14' - 9.43' N/A NOTE: 7 4875 ____ 210'---__ 4,00' -__ F 150' - 180 3-1/2 9.43' - 6.71' L 2 x 2 x 3/16 N/A NOTE: 7 4100 3-1/4 G 180' - 210' 6.71' - 4.00'L 2 x 2 x 3/16 N/A NOTE: 7 3575 210' - 230' 2-1/4 4.00 S.R. 7/8 S.R. 7/8 NOTE: 7 1875 230' - 250' 4.00 1-3/4 S.R. 3/4 S.R. 3/4 NOTE: 7 1200 (12) 1-5/8 LINES -____ 180° _____ 6.71° ___ TO 220' ELEV. MATERIAL SPEC CHART ANTENNA INFORMATION -(18) I-5/8 LINES TO 248' ELEV. — 150° 9,43° —

FEEDLINE DISTRIBUTION INFORMATION

-(12) 1-5/8 LINES TO 235' ELEV.

THE TOWER STRUCTURE IS DESIGNED ACCORDING TO THE FEEDLINE DISTRIBUTION INFORMATION PROVIDED

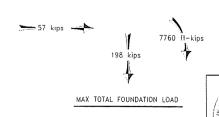
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DESC.	MATR'L SPEC.	MIN. YIELD (ksi)				
WELDED SECTIONS						
LEGS	A-572 GRADE 50	50				
INNER MEM.	A-572 GRADE 50	50				
FLANGE PL	A-572 GRADE 50	50				
BOLTED X-BRACED SECTIONS						
LEGS	A-572 GRADE 50	58				
INNER MEM.	A-36	36				
FLANGE PL	A-572 GRADE 50	50				
LEG PAD PL	A-36	36				

ANTENNA	ELEVATION	LINE
(12) TMBX-6517-R2M	@ 248'	(18) 1-5/8
(12) TMBX-6517-R2M	@ 235'	1-5/8
(12) TMBX-6517-R2M	@ 220	1-5/8

DESIGN & DRAWING NOTES:

- 1) SOME DETAIL HAS BEEN OMITTED FOR CLARITY OF ILLUSTRATION.
- 2) TOWER DESIGNED FOR EXPOSURE C TO THE TIA-222-G STANDARD.
- 3) TOWER DESIGNED FOR A 90 MPH BASIC WITH IN ACCORDANCE WITH TIA-222-G STANDARD.
- 4) TOWER ALSO DESIGNED FOR A 30 MPH BASIC WIND WITH 0.75" ICE. ICE IS CONSIDERED TO INCREASE IN THICKNESS WITH HEIGHT.
- 5) DEFLECTIONS ARE BASED UPON A 60 MPH WIND.
- 6) STRUCTURE CLASS II, TOPOGRAPHIC CATEGORY I.
- 7) TOWER DESIGNED FOR STEP BOLTS UP ONE LEG.
- 8) TOWER DESIGNED FOR FEEDLINE TO BE MOUNTED IN TWO ROWS ON CLIP-ON.
- 9) SECTIONS A G ARE 3-BAY X-BRACED. SECTIONS H - I ARE 6-BAY X-BRACED.



413 kips

MAX INDIVIDUAL LEG LOADS

356 kips

	W. GRAY TO LEAST TO STAND THE STAND TO STAND THE STAND TO STAND THE STAND TH		SEC SEC	TIONS A - TIONS H -	IED FOR FEEDLINI G ARE 3-BAY : I ARE 6-BAY X	X
	POWN SON	•		SITE 1.D.: 9 L.\	V1111	
REV. #	desCarring (**	DATE	APP.	DRAWN A, J, H. CHECK A, W, L. APPROVAL G, R, F.	0ATE 3-13-09 DATE 3-13-09	
THIRD ANGLE PROJECTION	COMPANY CONFIDENTIAL INFORMATION CONTAINED HEREIN IS CONFIDENTIAL IT IS TO BE USED SOLELY FOR THE	.x± 3/32	TOLERAN		UNLESS OTHERWISE SPECIFIED DIMENSION ARE IN:	s

Elevation View & Member Information GARFIELD, BRECKINRIDGE CO., KY.

PH# (812) 853-0595 FAX# (812) 853-6652 2855 HIGHWAY 261 NEWBURGH, IN. 47630

5302-T1 21642

DO NOT SCALE DRAWING

PROJECTION ⊕

.X± 3/32" ANGLES± 2" XX± 3/32" DRILLED HOLE± #1/32" *1/16 ±310H DENRUB "81/1 ±XXX.

__ 23.00'... ELEV. FACE SIZE

___ 120'_____ 12.14' ____

____ 90' _____ 14.86'___

17.57

- 30° ----- 20.29°----

SECT.

This Or KEW

Tower Innovations

PAD

REBAR SIZE	REBAR LENGTHS	# OF REBAR	TOTAL FT. REQ'D
#9 GRADE 60	35'	214	7490'

PIER (verts) (Total for 3 Piers)

REBAR SIZE	REBAR LENGTHS	# OF REBAR	TOTAL FT. REQ'D
#9 GRADE 60	7'-11"	45	356'-3"

PIER (ties) (Total for 3 Piers)

1	REBAR SIZE	REBAR LENGTHS	# OF REBAR	TOTAL FT. REQ'D
	#4 GRADE 60	30"ø	27	213′

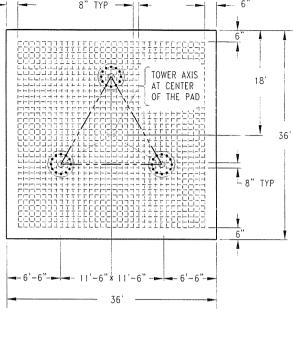
APPROXIMATE CONCRETE REQ'D = 87-3/4 yd³

REBAR SPLICING CHART

BAR SIZE	SPLICE LENGTH BOTTOM BARS	SPLICE LENGTH TOP BARS
#3	19"	25"
#4	25"	33"
#5	31"	41"
#6	37"	49"
#7	54"	71"
#8	62"	81"
#9	70"	91"
#10	78"	102"
#11	85"	111"

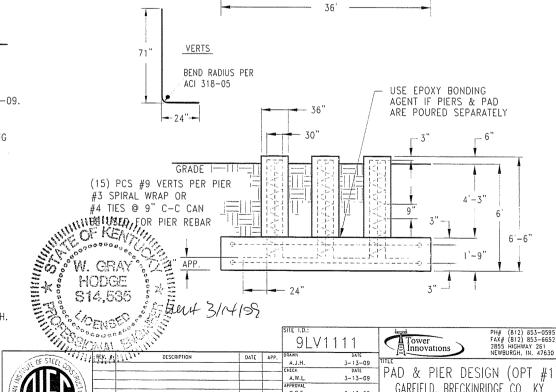
SPLICING NOTES:

- 1) STAGGER ALL SPLICES.
- 2) SPLICE CHART IS BASED ON 4000 PSI CONCRETE AND CLASS B SPLICE.
- 3) SPLICE REBAR ONLY WHEN NECESSARY.



NOTES:

- 1) ALL WORKMANSHIP AND MATERIALS SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF ACI 301 AND ACI318.
- 2) THIS FOUNDATION IS DESIGNED TO CONFORM ACI 318-05 AND TIA-222-G STANDARDS UTILIZING THE SOILS REPORT PREPARED BY Asher, Inc. PROJ. NO. 009-018, DATED 2-18-09. A COPY SHALL BE PROVIDED TO THE FOUNDATION CONTRACTOR. SOIL CONDITIONS THAT DIFFER FROM THOSE DESCRIBED IN THE REPORT SHALL BE BROUGHT TO THE ATTENTION OF THE RESIDENT ENGINEER/INSPECTOR. ALL COMMENTS OR RECOMMENDATIONS REGARDING CONSTRUCTION TESTING OR CONSTRUCTION MONITORING SHALL BE STRICTLY FOLLOWED.
- 3) ALL CONCRETE SHALL BE 4000 PSI AT 28 DAYS. CYLINDERS SHALL BE PROPERLY CAST WITH COPIES OF THE TEST REPORTS GOING TO THE RESIDENT ENGINEER/INSPECTOR.
- 4) ALL ADMIXTURES MUST BE ADDED SEPARATELY INTO FRESH CONCRETE AND SUFFICIENTLY MIXED. A NON-CORROSIVE CONCRETE SET ACCELERATE MAY BE UTILIZED IN COMPLIANCE WITH ASTM 494 TYPE C. A WATER REDUCING ADMIXTURE MAY BE UTILIZED IN COMPLIANCE WITH ASTM 494 TYPE A.
- 5) ALL BACKFILL SHALL BE PLACED IN 9 INCH LIFTS AND COMPACTED TO A MINIMUM OF 95 PERCENT OF THE STANDARD PROCTOR MAXIMUM DRY DENSITY AS MEASURED BY ASTM D-698 UNLESS MORE STRINGENT COMPACTION IS REQUIRED BY THE SOIL REPORT.
- 6) MINIMUM CONCRETE COVER SHALL BE 3 INCHES UNLESS OTHERWISE NOTED.
- 7) CROWN TOP OF PIER FOR DRAINAGE AND CHAMFER ALL EXPOSED CONCRETE EDGES 1 INCH.
- 8) SEE TEMPLATE DRAWING & TEMPLATE DESIGN CHART FOR TOWER LAYOUT DIMENSIONS. USE OF TEMPLATE IS REQUIRED TO INSURE PROPER LOCATION AND ORIENTATION OF ANCHOR BOLTS.



XX± 3/32" OR:LLED HOLE± #1/32 XXX± 1/16" BURNED HOLE± #1/16

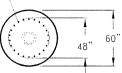
DESCRIPTION DATE APP. 3-13-09 AIH 3-13-09 A.W.L APPROVAL 3-13-09 G.R.F UNLESS OTHERWISE SPECIFIED DIMENSION ARE IN 3/32" ANGLES ± 7"

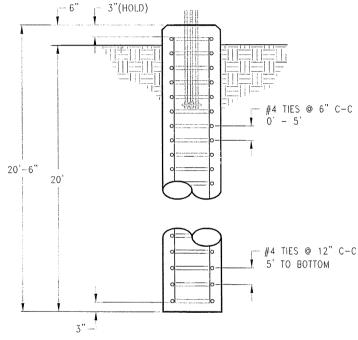
PAD & PIER DESIGN (OPT #1) GARFIELD, BRECKINRIDGE CO., KY.

5302-F1 (21642)

DO NOT SCALE DRAWING

VERTICAL REBAR EOUALLY SPACED
SEE REBAR CHART FOR VERTICAL
REBAR REQUIRED.





REBAR SPLICING CHART

BAR SIZE	SPLICE LENGTH
3	25"
4	33"
5	41"
- 6	49"
7	71"
8	81"
9	91"
10	102"
11	111"

SPLICING NOTES:

- 1) STAGGER ALL SPLICES.
- 2) SPLICE CHART IS BASED ON 4000 PSI CONCRETE AND CLASS B SPLICE.
- 3) SPLICE REBAR ONLY WHEN NECESSARY.

REBAR CHART (1)-CAISSON

REBAR	REBAR SIZE	REBAR LENGTHS	REBAR DIA.	pcs. OF REBAR	TOTAL FT.
VERTS	#9 GRADE 60	20'	N/A	20	400
TIES	#4 GRADE 60	N/A	48" ø	25	315'

REBAR CHART (3)-CAISSONS

Ι	REBAR	REBAR SIZE	REBAR LENGTHS	REBAR DIA.	pcs. OF REBAR	TOTAL FT.
	VERTS	#9 GRADE 60	20˚	N/A	60	1200'
	TIES	#4 GRADE 60	N/A	48" ø	75	945

APPROXIMATE CONCRETE REQ'D PER CAISSON = 15 YD^3 TOTAL CONCRETE = 45 YD^3

NOTES:

- ALL WORKMANSHIP AND MATERIALS SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF ACI 301 AND ACI318.
- 2) THIS FOUNDATION IS DESIGNED TO CONFORM ACI 318-05 AND TIA-222-G STANDARDS UTILIZING THE SOILS REPORT PREPARED BY Asher, Inc. PROJ. NO. 009-022 DATED 3-10-09. A COPY SHALL BE PROVIDED TO THE FOUNDATION CONTRACTOR. SOIL CONDITIONS THAT DIFFER FROM THOSE DESCRIBED IN THE REPORT SHALL BE BROUGHT TO THE ATTENTION OF THE RESIDENT ENGINEER/INSPECTOR. ALL COMMENTS OR RECOMMENDATIONS REGARDING CONSTRUCTION TESTING OR CONSTRUCTION MONITORING SHALL BE STRICTLY FOLLOWED.
- 3) ALL CONCRETE SHALL BE 4000 PSI AT 28 DAYS. CYLINDERS SHALL BE PROPERLY CAST WITH COPIES OF THE TEST REPORTS GOING TO THE RESIDENT ENGINEER/INSPECTOR.
- 4) ALL ADMIXTURES MUST BE ADDED SEPARATELY INTO FRESH CONCRETE AND SUFFICIENTLY MIXED. A NON-CORROSIVE CONCRETE SET ACCELERATE MAY BE UTILIZED IN COMPLIANCE WITH ASTM 494 TYPE C. A WATER REDUCING ADMIXTURE MAY BE UTILIZED IN COMPLIANCE WITH ASTM 494 TYPE A.
- 5) ALL BACKFILL SHALL BE PLACED IN 9 INCH LIFTS AND COMPACTED TO A MINIMUM OF 95 PERCENT OF THE STANDARD PROCTOR MAXIMUM DRY DENSITY AS MEASURED BY ASTM D-698 UNLESS MORE STRINGENT COMPACTION IS REQUIRED BY THE SOIL REPORT.
- 6) MINIMUM CONCRETE COVER SHALL BE 3 INCHES UNLESS OTHERWISE NOTED.
- 7) CROWN TOP OF PIER FOR DRAINAGE AND CHAMFER ALL EXPOSED CONCRETE EDGES 1 INCH.
- 8) SEE TEMPLATE DRAWING & TEMPLATE DESIGN CHART FOR TOWER LAYOUT DIMENSIONS.
 USE OF TEMPLATE IS REQUIRED TO INSURE PROPER LOCATION AND ORIENTATION OF
 ANCHOR BOLTS.

夢上ROCK WILL BE ENCOUNTERED

EUR 3/14/08

CAISSON DESIGN (OPT #2) GARFIELD, BRECKINRIDGE CO., KY.

PH# (812) 853-0595 FAX# (812) 853-6652

лоно. 5302-F2 (21642)

Tower Innovations

DO NOT SCALE DRAWING

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	-	

GEOTECHNICAL ENGINEERING STUDY

PROPOSED COMMUNICATIONS TOWER
GARFIELD SITE
IRVINGTON, KENTUCKY
BRECKINRIDGE COUNTY

ASHER PROJECT No. 009-018

Prepared For:

Mr. Dean Davis T-Mobile South, LLC 3800 Ezell Road, Suite 815 Nashville, TN 37211

Prepared By:

Asher, Inc. 1021 S. Floyd Street Louisville, Kentucky 40203

ASHER, INC.

Environmental & Engineering Consulting

February 18, 2009

Mr. Dean Davis T-Mobile South, LLC 3800 Ezell Road, Suite 815 Nashville, TN 37211

RE:

Geotechnical Engineering Study Proposed Communications Tower Garfield Site Irvington, Kentucky Breckinridge County

Dear Mr. Davis,

Asher, Inc. has completed a Geotechnical Engineering Study for the above referenced project. This report contains the findings of our subsurface exploration, geotechnical recommendations to aid design of foundations, and construction recommendations with regard to site work; fill placement, and foundation installation and inspection.

We appreciate the opportunity to be of service to you on this project. If we can be of further assistance, or if you have any questions regarding this report, please contact our office.

Sincerely,

Yacob D. Brown, P.E.

Project Engineer

Rud Lin

Richard A. Linker, P. E.

President

TABLE OF CONTENTS

Let	TER C	F TRANSMITTAL	i
1.0	Proj	ECT INFORMATION	. 1
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	3.1 3.2	Site Development and Foundations	2-3 4
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APPENDICES

Site Location Plan Aerial Photograph Geologic Map Geologic Map Legend Location of Test Borings Test Boring Logs

1.0 PROJECT INFORMATION

The site is located north of the residence at 64 Dickerson Lane in Irvington, Ky.

The proposed lease area is located on a hillside to the northeast of Dickerson Lane to the rear of the residence. The lease area is currently undeveloped with some small trees present and slopes downhill to the northeast. No ponding water was observed at the time of our site visit. However, the ground surface was saturated during our site visit.

Proposed for construction is a 250 ft. lattice tower and access road. The tower is expected to have either mat foundations or drilled shafts. We assume that the equipment building/cabinets will be pre-fabricated structures supported on conventional shallow foundations.

2.0 Subsurface Exploration

The subsurface conditions were explored by conducting two borings within the proposed lease area. The boring locations are shown on the plan included in the Appendix. The boring logs (also included in the Appendix) describe the materials and conditions encountered at each location.

A 3 to 12 in. surficial layer of topsoil was encountered in the borings. Beneath the topsoil, natural sandy orange-brown and gray lean clay was encountered to a depth of about 6 to 7 ft. The lean clay was noted to be soft to very stiff with Standard Penetration Test results (N-Values) ranging from 3 to 20 blows per ft. Auger refusal was encountered in both borings at depths ranging from 9.7 to 11.0 ft. One 5 ft. rock core run was advanced in Boring B-2 from 11.0 to 17.0 ft. Sound, continuous shale, siltstone, and sandstone were encountered. The bedrock was noted to be soft and could be indented with a fingernail.

3.0 Design Recommendations

The following design recommendations have been developed on the basis of the previously described project characteristics and subsurface conditions. Please notify our office if the project description included herein is incorrect, or if the location of the proposed tower is changed. Asher Inc. would then review the new project description to determine if revisions to our recommendations are necessary.

3.1 Site Development and Foundations

Based on the subsurface conditions encountered, the tower is expected to have either mat foundations bearing on sandstone bedrock or drilled shafts.

SHALLOW FOUNDATIONS

If mat foundations are used, the footings can be proportioned using a net allowable bearing capacity of 3,000 psf with the base bearing at a depth of at least 5 ft. below existing grades. Site Classification B can be used for seismic design. Based on the results of the field tests, it is estimated that the foundation settlements if mat foundations are used should not exceed about 1 in. Differential settlements should not exceed 3/4 in.

DRILLED PIERS

The drilled piers should be sized using a maximum allowable end-bearing pressure of 20 kips per sq. ft. (10 tons per sq. ft.) for piers bearing on sound continuous bedrock. We recommend that the piers be socketed at least 5 ft. into bedrock for uplift capacity. The maximum uplift capacity of the drilled piers socketed at least 5 ft. into bedrock is 5 kips per sq. ft. (2.5 tons per sq.ft.). Site Classification B can be used for seismic design.

While the bedrock was noted to be fresh and continuous, it should be noted that rock conditions can vary across the site. The following construction considerations are recommended for drilled shaft construction:

DRILLED PIERS (CONT.)

- Provide a minimum drilled shaft diameter of 30 inches to reasonably enter the drilled shaft excavation for cleaning, bottom preparation, and observation.
- . Install a temporary protective steel casing to prevent side wall collapse, prevent excessive mud and water intrusion, and to allow workers to safely enter, clean and observe the drilled shaft.
- Observe the drilled shaft excavation after the bottom of the hole is leveled, cleaned of any mud or extraneous material, and de-watered.

A 2-inch diameter probe hole should be drilled to a depth of 5 feet into the rock-bearing material for all drilled piers. These probe holes are usually drilled with a pneumatic percussion drill. The engineer should check the probe hole using a hooked-end steel feeler rod to assess the rock continuity and to check for the presence of coal seams in the sandstone formation. If this check indicates a coal seam in the rock, the drilled shaft should be excavated deeper. Additional probe holes may be required by the geotechnical engineer to check foundations supported on marginal material.

Total and differential settlements of the tower foundations bearing on competent bedrock, using the recommended bearing pressure would be less than 1/2 in.

Building Foundations

The proposed equipment cabinet(s) can be supported on conventional shallow foundations. The footings can be proportioned using a net allowable bearing capacity of 3,000 psf. Site Classification B can be used for seismic design. Wall footings must be at least 16 in. wide and column footings must be at least 24 in. wide to provide an adequate factor of safety for bearing capacity. All exterior footings and footings in unheated areas must bear at least 30 inches below final exterior grade for frost protection. Interior footings in heated areas can bear at nominal depths below the floor (at least 12 inches). Upon approval of the subgrade, it is recommended that the cabinet floor slab be supported on a 4-in. layer of KY Dense Graded Aggregate (DGA) crushed limestone compacted to 100 percent of the standard Proctor.

3.2 Pavements

Based on the surface conditions encountered during our site reconnaissance, about 1 to 2 ft. of soil may need to be undercut from the proposed pavement areas depending on the time of year construction is performed. The undercut soils can be replaced using crushed stone or soil placed under engineering supervision to reestablish subgrade elevations.

All pavement subgrade surfaces should be uniformly sloped to facilitate drainage and to avoid ponding of water beneath the pavement. Assuming proper subgrade preparation and drainage, a California Bearing Ratio (CBR) value of 2 is recommended.

This value applies for the soil subgrade that is stable under a proofroll inspection, and for soil that is recompacted to 95 percent of the standard Proctor maximum dry density.

In areas that would be limited to automobiles and light trucks, the following asphalt or granular pavement sections are recommended.

Light Truck Areas 4.0 in. KY DGA

6.0 in. KY No. 3 Crushed Limestone

6 oz. Nonwoven Filter Fabric

Light Truck Areas 2.0 in. asphalt concrete base

8.0 in. KY DGA

All paving material should comply with the current Kentucky Department of Highway Specifications. The DGA granular base should be compacted to at least 98 percent of the standard Proctor maximum dry density (ASTM D-698). It should not be expected that the pavement would be maintenance free. However, the required maintenance work should be within normal limits.

4.0 Construction Recommendations

Variations in subsurface conditions must be expected during construction. It is therefore recommended that the geotechnical engineer be retained to review the soils-related phases of the project and to correlate the subsurface data with the soil conditions that are encountered during construction.

4.1 Subgrade Preparation

Prior to construction or the placement of new engineered fill, the exposed subgrade should be evaluated by the project geotechnical engineer. The evaluation should include proofrolling of the exposed subgrade with a loaded dump truck. If unsuitable material were disclosed, the geotechnical engineer would recommend an appropriate remedial measure at that time. The sandy clay soils encountered just beneath the pavement surface will be sensitive to moisture and heavy construction equipment, and may require aeration and re-compaction or undercutting to reach firm subgrade. The severity of this potential problem depends to a great extent on the weather conditions prevailing during construction.

The contractor should exercise discretion when selecting equipment sizes and also control surface water while the subgrade soils are exposed. It may be necessary to undercut and stabilize the proposed pavement areas with crushed stone, or use a geotextile fabric to improve the subgrade, especially if the sitework is done during wet weather conditions.

4.2 Engineered Fill

Engineered fill should be placed on a prepared subgrade that has been evaluated by the geotechnical engineer. Engineered fill should be compacted to at least 98 percent of the standard Proctor maximum dry density (ASTM D-698). The geotechnical engineer or his representative should monitor engineered fill placement and compaction operations.

Field density tests should be performed on each lift as necessary to insure that the specified compaction is being achieved. Fill should be placed in horizontal lifts and each lift should be compacted to the specified density. Lift thickness of 8 in. and 12 in. should be used for clayey soils and granular soils, respectively. The on site soils are suitable for use as engineered fill.

4.3 Foundation Excavations

All concrete for foundations should be poured the same day the excavation is made. If this is not practical, the foundation excavation should be adequately protected. Soils exposed in the base of all excavations must be protected against rain and freezing. Surface water should be drained away from all excavations and not allowed to pond.

4.4 Construction Dewatering

At the time of our field investigation, no groundwater was encountered in the depths explored by our borings. Therefore, the water level appeared to be below the expected maximum excavation depth at the site for the expected foundations. However, due to seasonal variations in rainfall, local groundwater levels could rise to above the bottom of the excavation. Recommendations for construction dewatering can be made during construction if needed.

5.0 QUALIFICATIONS

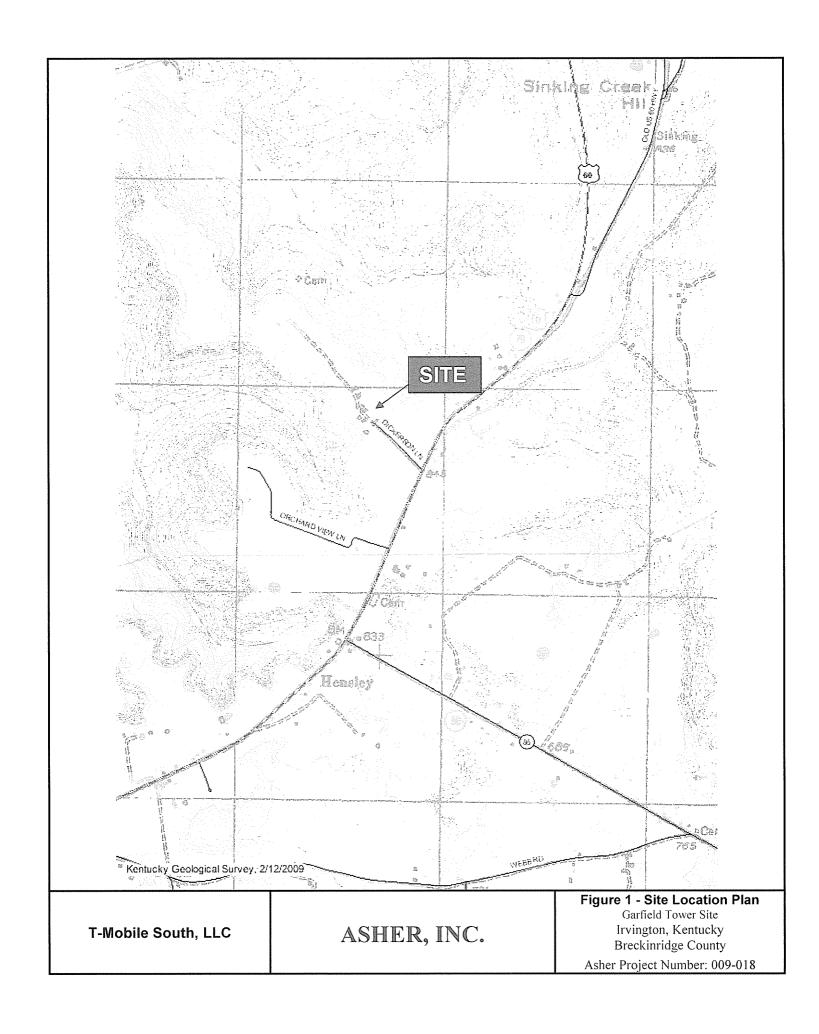
Our professional services have been performed, our findings obtained, and our recommendations prepared in accordance with generally accepted geotechnical engineering principles and practices. This warranty is in lieu of all other warranties, either express or implied. Asher, Inc. is not responsible for the independent conclusion, opinions or recommendations made by others based on the field exploration and laboratory test data presented in this report.

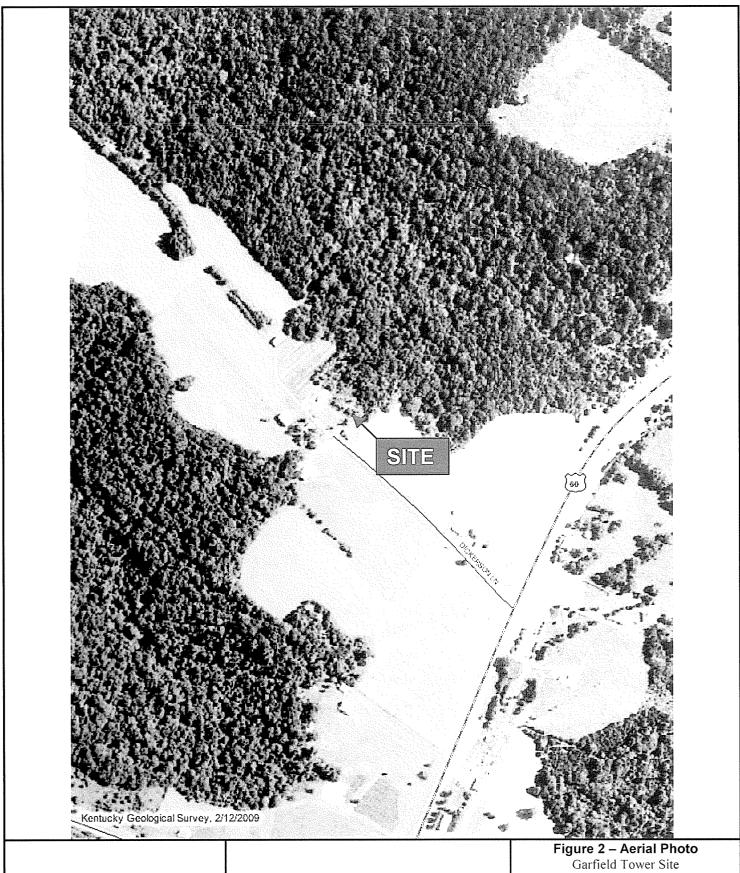
The nature and extent of variation and change in the subsurface conditions at the site may not become evident until the course of construction. Construction monitoring by the geotechnical engineer or his representative is therefore considered necessary to verify the subsurface conditions and to check that the soil connected construction phases are properly carried out. If significant variations or changes are in evidence, it may then be necessary to reevaluate the recommendations of this report.

Furthermore, if the project characteristics are altered significantly from those discussed in this report, if the project information contained in this report is incorrect, or if additional information becomes available, a review must be made to determine if any modification in the recommendations will be required.

APPENDIX

Site Location Plan
Aerial Photograph
Geologic Map
Geologic Map Legend
Location of Test Borings
Test Boring Logs





T-Mobile South, LLC

ASHER, INC.

Figure 2 – Aerial Photo
Garfield Tower Site
Irvington, Kentucky
Breckinridge County
Asher Project Number: 009-018



T-Mobile South, LLC

ASHER, INC.

Figure 3 – Geologic Map
Garfield Tower Site
Irvington, Kentucky
Breckinridge County
Asher Project Number: 009-018

Kentucky Geological Survey Geologic Information Service Map Legend

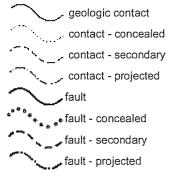
Geologic Units In Current View:

1:24,000 scale	data	(detailed	geology)
----------------	------	-----------	----------

Qal	Alluvium (Quaternary - Quaternary)
Mgb	Big Clifty Sandstone Member (Upper Mississippian - Upper Mississippian)
Mgc	Beech Creek Limestone Member (Upper Mississippian - Upper Mississippian)
Mrs	Reelsville Limestone and Sample Sandstone (Upper Mississippian - Upper Mississippian)
Mbmt	Beaver Bend Limestone and Mooretown Formation (Upper Mississippian - Upper Mississippian)
Мра	Paoli Limestone (Upper Mississippian - Upper Mississippian)
Msg	Ste. Genevieve Limestone (Upper Mississippian - Upper Mississippian)

Symbols:

- contacts / structural features:





fossil location

PRINT THIS PAGE

NOTE: in order to print colors, make sure your browser is enabled to print background colors.

<u>Internet Explorer Instructions</u>: Go to Tools --> Internet Options --> Advanced --> Under the "Printing" header, click the "Print background colors and images" box.

<u>Firefox Instructions</u>: Go to File --> Page Setup --> Click the "Print Background (colors & images)" box.

Kentucky Geological Survey Geologic Information Service

Geologic and feature descriptions for visible themes

Print This Page

- ID Location Info:

KY Single Zone (north,east): 3816319.02216161, 4752617.85165585

NAD-83 Decimal Degree (lat,lon): 37.802537, -86.333693

State: Kentucky County: Breckinridge

Quadrangle (tile code): Garfield (L27)

Elevation: 810

- Legend and descriptions for geologic units in the ID location:

- Hide Clipped Stratigraphic Column Images
- Note: Economic descriptions in this report are historic in nature and may not reflect current conditions

Description Source:

Geologic map of the Garfield quadrangle, Breckinridge County, Kentucky

view stratigraphic column (.pdf) for this quadrangle: GQ-1278

Mgb

Big Clifty Sandstone Member

(Upper Mississippian - Upper Mississippian)

USGS Unit Info: GEOLEX (id: 455)

Mapped or described as these unit(s) on the original GQ:

BIG CLIFTY SANDSTONE MEMBER, GOLCONDA FORMATION USGS Unit Info: <u>GEOLEX (id: 455)</u>

Primary Lithology: Shale, siltstone, and sandstone

Shale, siltstone, and sandstone, in part interbedded: Shale, light- to dark-gray, some olive-gray to grayish-red; light-gray beds commonly have poor fissility; in part silty, locally calcareous in upper part; few small coaly plant fragments in darker gray beds. Siltstone, light to brownish-gray, clayey, in thin even beds, locally micaceous. Sandstone, light brown, fine-grained, thin- to medium-bedded, locally absent.

Sandstone, light-gray and light-brown to light-yellowish-brown, weathers brown to reddish brown; fine to medium grained; thick to thin bedded but commonly massive bedded; crossbedding and ripple marks common, thinner beds generally even bedded; honeycomb weathering and liesegang banding of iron oxides and hydroxides common in thicker beds; some beds near southwest corner of quadrangle are locally impregnated with asphalt. Unit generally forms cliffs.

Shale, siltstone, and sandstone, in part interbedded: Shale, light- to dark-gray, some greenish-gray, locally silty. Siltstone, light- to medium-gray and light-brown, thin-bedded, clayey. Sandstone, light-yellowish-to light-brown, fine-grained, thin- to medium-bedded. Unit absent at places in west-central part of quadrangle due to channeling. Basal contact not well exposed.

Big Clifty Sandstone Member (GQ-1278):

×	image for Big Clifty Sandstone Member
	(GQ-1278) - IF READING THIS ON A
	NORMAL PAGE DISPLAY, THE IMAGE
	FOR THIS UNIT IS NOT AVAILABLE

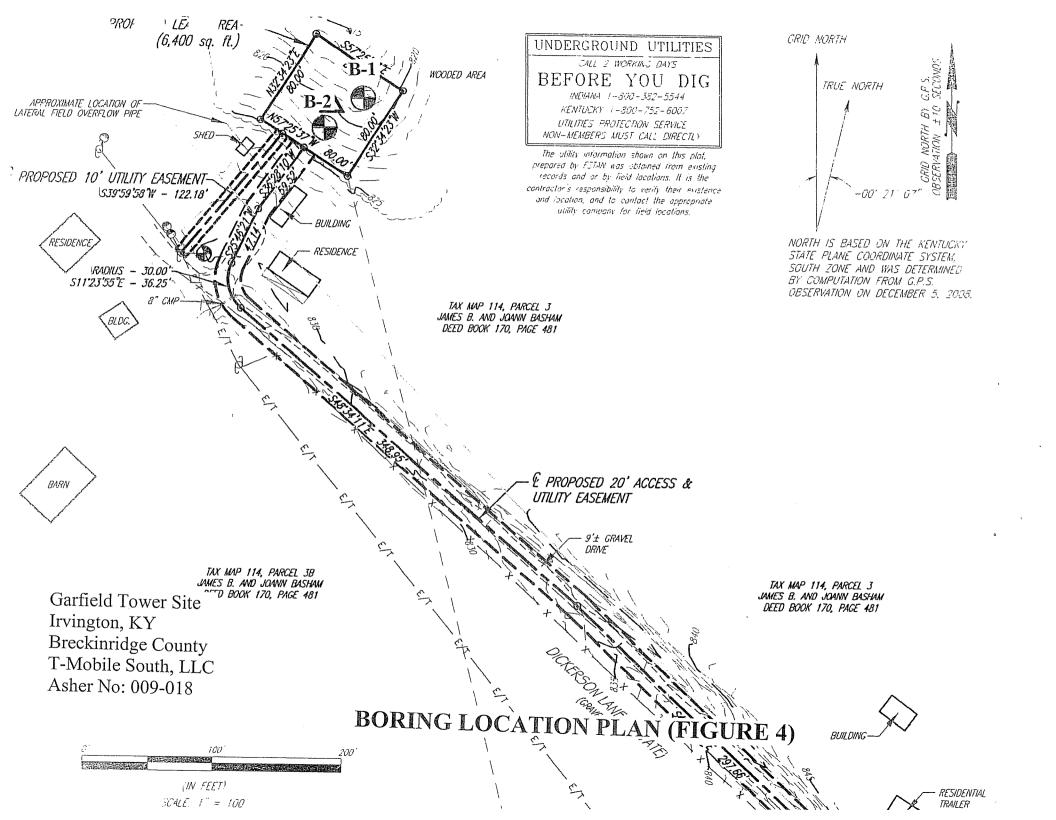
- Lithologic and landform descriptions from SITES in the ID location or area:
 - · no descriptions from sites found
- Database Features:

(these are primarily the "Point overlay" features)

Photo Information:

**no photo found at location

PRINT THIS PAGE



BORING LOG

ASHER, INC.

P.O. Box 17534

Louisville, KY 402017

(502) 589-0073

Boring No.: B-1

ELEV.: 818.5

Project: Garfield Tower Site Asher Project No.: 009-018

Location: Irvington, KY

Client: T-Mobile South, LLC Date: February 17, 2009

Elev (feet)	Depth (feet)	Sample Number	SPT Blows / 6"	N	Percent Moisture	Description of Material
		1	WOH-1-2	3		LEAN CLAY (CL), sandy, SOFT to VERY STIFF, orangish brown and gray with reddish
		2	1-3-4	7	26.6	brown mottling, wet to moist
	5 ——	3	3-8-12	20	20.6	
811.7	10 —	4	50/.3	50+	12	Weathered SHALE, SILTSTONE, and SANDSTONE, SOFT rock or HARD soil, dark gray and light brown AUGER REFUSAL AT 9.7 FT.
	25 —					

Notes: No groundwater was encountered during drilling.

Topsoil - 12 in.

Elevations were interpolated from the supplied Topographic Survey performed by FS Tan.

WOH- Weight of Hammer (140 lbs.)

BORING LOG

ASHER, INC.

P.O. Box 17534

Louisville, KY 402017

(502) 589-0073

Boring No.: B-2

ELEV.: 822.0

Project: Garfield Tower Site Asher Project No.: 009-018

Location: Irvington, KY

Client: T-Mobile South, LLC Date: February 17, 2009

Elev (feet)	Depth (feet)	Sample Number	SPT Blows / 6"	N	Percent Moisture	Description of Material
		1	1-1-2	3		LEAN CLAY (CL), sandy, SOFT to VERY STIFF, orangish brown and gray with reddish
		2	2-2-4	6	20.5	brown mottling, wet to moist
	5 —	3	4-7-11	18	23.5	
816.0						Weathered SHALE, SILTSTONE, and
	_					SANDSTONE, SOFT rock or HARD soil, dark
	_					gray and light brown
	10					
						AUGER REFUSAL AT 11.0 FT.
811.0			Rec (%)		RQD (%)	
	-					SHALE, SILTSTONE, SANDSTONE, SOFT to
	4,5		100		40/0	MEDIUM, dark gray, orangish brown, and
	15 —		100		42/0	light brown
				٠		
805.0	_					CORING TERMINATED AT 17.0 FT.
	-					
	20 —					
	\dashv					
	\dashv					
	_					
	25					

Notes: No groundwater was encountered during drilling.

Topsoil - 3 in.

Elevations were interpolated from the supplied Topographic Survey performed by FS Tan.

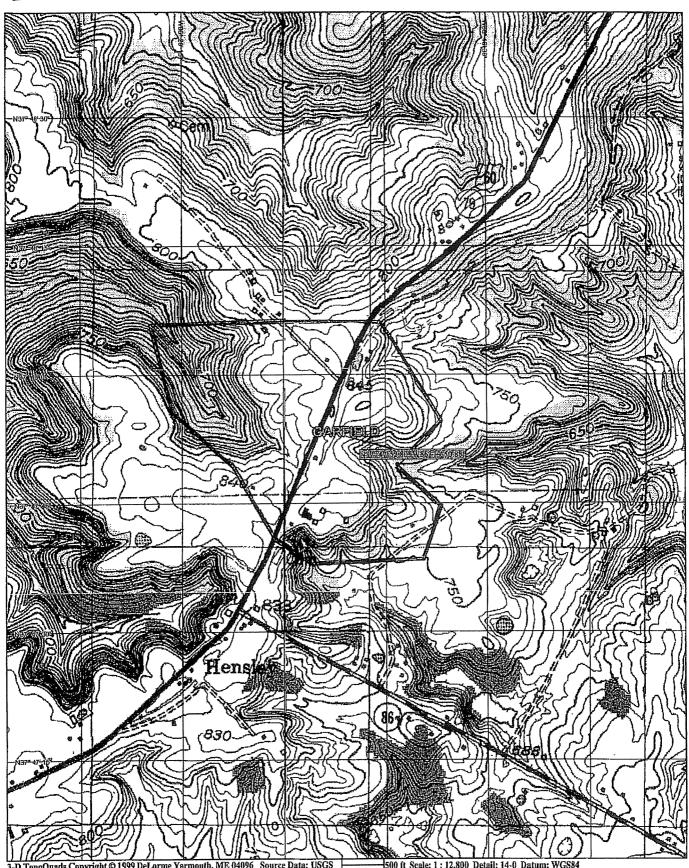
RQD- Rock Quality Designation - 42% was measured prior to mechanical breaking.

-- T -- Mobile -- SARF

Report Date 8/12/08 3:05 pm

Site Search Area Information

Original CE	R Yes		CER Date: 8/12/08
Site Location			
Site Number:	9LV1111	Site Name:	Garfield
Latitude:	37° 47′ 52.98″	Budget Year:	2009
Longitude:	86° 19′ 51.00″	Corp Priority:	3
Elevation:	825	RF Area:	
County:	Breckenridge		
State:	KY		
Map Name:			
Map Scale:	24000		
Site Parameto	ers		
Expected Height:	250	Configuration:	2-2-2
Minimum Height	: 240	Orientation:	15-120-240
Cabinets:		Antennas:	6
CGI:	310-26-26320-11111(2)(3)	Lines:	12
Coverage Ob	<u>jectives</u>		
To cover the Roring 9LV1112.	parning BID of Meade along Highway 60, nort	h and south of Hig	hway 86, and connect with new search
Comments			
Contact			
RF Design Engine	eer: Logan, Lathon	Phone:	





Notice of Proposed Construction or Alteration - Off Airport

Project Name: T-MOB-000112609-09 Sponsor: T-Mobile

Details for Case: 9LV1111B - Garfield

Show Project Summary

Case Status							
ASN: 2009-	-ASO-709-OE		Date Accep	oted:	02/09/2009	I	
Status: Accep		Date Determined:				i	
			Letters:		None		:
			Documents	5 :	None		
Construction /	Alteration In	formation	Structure	Summa	ry		
Notice Of:	Constru	uction	Structure 1	Гуре: А	ntenna Tow	er	
Duration:	Permar	nent	Structure f	Name: 9	LV1111B - (Garfiel	d
if Temp	orary: Months	: Days:	FCC Number	er:			
Work Schedule -	- Start: 03/01/	2009	Prior ASN:				
Work Schedule -	- End: 08/31/	2009					
State Filing:	Filed w	ith State					
Structure Deta	ails		Common	Frequen	cy Bands		
Latitude:		37° 48' 8.31" N	Low Freq 806	High Freq 824	Freq Unit MHz		ERP Unit
Longitude:		86° 20' 0.23" W	824 851	849 866	MHz MHz	500	w
Horizontal Datu	m:	NAD83	869	894	MHz	500	w
Site Elevation (S	SE):	820 (nearest foot)	896 901	901 902		500 7	W W
Structure Height	t (AGL):	262 (nearest foot)	930 931	931 932		3500 3500	W W
Requested Mark	ing/Lighting:	Dual-red and medium intensity	932 935	932.5 940		17 1000	dBW W
	Othe	r:	940 1850	941	MHz	3500	w
Recommended N	4arking/Lightin	g:	1930	1910 1990	MHz	1640 1640	W W
Nearest City:		Irvington	2305 2345	2310 2360		2000 2000	W W
Nearest State:		Kentucky			_		
Description of Location:		64 Dickerson Lane, Irvington, KY 40146	Specific F	requenci	ies		
Description of Proposal:		Proposing a 250' self support tower with a 12' lightning arrestor.					

G



Kentucky Transportation Cabinet, Kentucky Airport Zoning Commission, 200 Mero APPLICATION FOR PERMIT TO CONSTRUCT OR ALTERINSTRUCTIONS INCLUDED	
1. APPLICANT Name, Address, Telephone, Fax, etc. T-Mobile USA Attn:Ken Bischoff 11509 Commonwealth Drive Louisville, KY 40299 2. Representative of Applicant Name, Address, Telephone, Fax T-Mobile USA Attn:Kevin Blewitt	9. Latitude: 37 ° 48 ' 08 31 " 10. Longitude: 86 ° 20 ' 00 23 " 11. Datum: NAD83 NAD27 Other 12. Nearest Kentucky City: Irvington County Breckinridge 13. Nearest Kentucky public use or Military airport: 193: Breckinridge County
11509 Commonwealth Drive Louisville, KY 40299 Phone: (502) 297-6207, Fax (502) 297-6251	14. Distance from #13 to Structure: 31996 ft 15. Direction from #13 to Structure: 258.61 degrees 820.00 Fact
3. Application for: ☑ New Construction ☐ Alteration ☐ Existing 4. Duration: ☑ Permanent ☐ Temporary (Months	16. Site Elevation (AMSL): 17. Total Structure Height (AGL): 18. Overall Height (#16 + #17) (AMSL): 19. Previous FAA and/or Kentucky Aeronautical Study Number(s): 20. Description of Location: (Attach USGS 7.5 minute Quadrangle Map or an Airport layout Drawing with the precise site marked and any certified survey) James B. & Joann Basham 64 Dickerson Lane, Irvington, KY 40146
22. Has a "NOTICE OF CONSTRUCTION OR ALTERATION" (FAA Form 7460-1) \[\sum \text{No} \sqrt{\text{Yes}}, \text{When} \ \frac{February}{certify} that all the above statements made by me are to the statements of the statemen	
Kevin Blewitt, Senior RF Engineer	2/9/2009
Printed Name and Title Signature	Date
PENALTIES: Persons failing to comply with Kentucky Revised Statutes (KRS 18: 050:Series) are liable for fines and/or imprisonment as set forth in KRS 183.990(3). in further penalties.	3.861 through 183.990) and Kentucky Administrative Regulations (602 KAR
Commission Action:	man, KAZC Administrator, KAZC
☐ Approved	Date
Disapproved	

ATTORNEYS-AT-LAW

W. BRENT RICE brice@mmlk.com

201 E. Main Street, Suite 1000 Lexington, Kentucky 40507 (859) 231-8780 (859) 231-6518

April 1, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Hon. Ray Powers Breckinridge County Judge PO Box 227 Hardinsburg, KY 40143

RE:

Public Notice – Public Service Commission of Kentucky Case No. 2009-00131 (The "9LV1111/Garfield" Facility)

Dear Judge Powers:

Powertel/Memphis, Inc. d/b/a T-Mobile has applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate an additional cell facility. The facility will be comprised of a a 250' tower with a 10' lightning rod attached for a total height of 260', and an equipment shelter to be located at U.S. Hwy. 60 and Dickerson Lane, Irvington, Breckinridge County, Kentucky. The proposed facility will improve coverage in this area of Breckinridge County and will provide 911 emergency coverage. A map showing the location of the proposed new facility is enclosed.

The Commission invites your comments regarding the proposed construction. You also have the right to intervene in this matter. Your initial communication to the Commission must be received by the Commission within 20 days of the date of this letter as shown above.

Your comments and request for intervention should be addressed to: Executive Director's Office, Public Service Commission of Kentucky, P.O. Box 615, Frankfort, KY 40602. Please refer to **Case No. 2009-00131** in your correspondence. If I can be of assistance to you, please do not hesitate to call me.

Sincerely,

W. Brent Rice

Counsel for Powertel/Memphis, Inc.

Powertel/Memphis, Inc. d/b/a T-Mobile

9LV1111/Garfield Site

Adjoining Property Owners

James B. and Joann Basham 64 Dickerson Lane Irvington, KY 40146

Donald and Sharon Sue Deerr 301 Parkview Dr. Louisville, KY 40245

Willie Titus 585 Dogwood Lane Elizabethtown, KY 42701

Joseph R. and Kimberly Crist 9113 E. Hwy. 60 Irvington, KY 40146

Teddy and Jodi Embrey 8995 E. Hwy. 60 Irvington, KY 40146

James E. and Linda R. Hill 8227 Mt. Eden Road Shelbyville, KY 40065

John C. Wold & others PO Box 438 Hardinsburg, KY 40143

Frances Caringer 8863 E. Hwy. 60 Irvington, KY 40146

Samantha Priest Feller 8969 Hwy. 60E Irvington, KY 40146 Niles W. and Ellen L. Heggie 8512 E. Hwy. 60 Irvington, KY 40146

Darlene Priest & Others 1568 Garfield Woodrow Road Garfield, KY 40140

Kentucky RSA #3 Cellular General Par c/o John Glardina CPA PO Box 5012 Elizabethtown, KY 42702-5012

James Barry Stinnett 254 Proctor Hayes Lane Harned, KY 40144

Benjamin J. Baum 8184 E. Hwy. 60 Irvington, KY 40146

James M. and Virginia Spencer 167 Jim Spencer Road Harned, KY 40144

BT Ministries PO Box 20 Westview, KY 40178

Charles D. and Allyson Bailey 450 Orchard View Lane Irvington, KY 40146

Anthony Bruce and Tamara Carson 8361 E. Hwy. 60 Irvington, KY 40146

ATTORNEYS-AT-LAW

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201 E. Main Street, Suite 1000 Lexington, Kentucky 40507 (859) 231-8780 (859) 231-6518

April 1, 2009

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201 E. Main Street, Suite 1000 Lexington, Kentucky 40507 (859) 231-8780 (859) 231-6518

April 1, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Donald and Sharon Sue Deerr 301 Parkview Dr. Louisville, KY 40245

RE:

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Counsel for Powertel/Memphis, Inc.

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201 E. Main Street, Suite 1000 Lexington, Kentucky 40507 (859) 231-8780 (859) 231-6518

April 1, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Willie Titus 585 Dogwood Lane Elizabethtown, KY 42701

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201 E. Main Street, Suite 1000 Lexington, Kentucky 40507 (859) 231-8780 (859) 231-6518

April 1, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Joseph R. and Kimberly Crist 9113 E. Hwy. 60 Irvington, KY 40146

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April 1, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Teddy and Jodi Embrey 8995 E. Hwy. 60 Irvington, KÝ 40146

RE:

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201 E. Main Street, Suite 1000 Lexington, Kentucky 40507 (859) 231-8780 (859) 231-6518

April 1, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

James E. and Linda R. Hill 8227 Mt. Eden Road Shelbyville, KY 40065

RE: Public Notice – Public Service Commission of Kentucky Case No. 2009-00131 (The "9LV1111/Garfield" Facility)

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April 1, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

John C. Wold & others PO Box 438 Hardinsburg, KY 40143

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a Door Pres

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201 E. Main Street, Suite 1000 Lexington, Kentucky 40507 (859) 231-8780 (859) 231-6518

April 1, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Frances Caringer 8863 E. Hwy. 60 Irvington, KY 40146

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201 E. Main Street, Suite 1000 Lexington, Kentucky 40507 (859) 231-8780 (859) 231-6518

April 1, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Samantha Priest Feller 8969 Hwy. 60E Irvington, KY 40146

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Counsel for Powertel/Memphis, Inc.

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April 1, 2009

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Niles W. and Ellen L. Heggie 8512 E. Hwy. 60 Irvington, KY 40146

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Company Management of the Company of th

W. Brent Rice

Counsel for Powertel/Memphis, Inc.

ATTORNEYS-AT-LAW

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201 E. Main Street, Suite 1000 Lexington, Kentucky 40507 (859) 231-8780 (859) 231-6518

April 1, 2009

VIA CERTIFIED MAIL. RETURN RECEIPT REQUESTED

Darlene Priest & Others 1568 Garfield Woodrow Road Garfield, KY 40140

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April 1, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

James Barry Stinnett 254 Proctor Hayes Lane Harned, KY 40144

RE: Public Notice – Public Service Commission of Kentucky Case No. 2009-00131 (The "9LV1111/Garfield" Facility)

Dear Property Owner:

Powertel/Memphis, Inc. d/b/a T-Mobile has applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate an additional cell facility. The facility will be comprised of a 250' tower with a 10' lightning rod attached for a total height of 260', and an equipment shelter to be located at U.S. Hwy. 60 and Dickerson Lane, Irvington, Breckinridge County, Kentucky. The proposed facility will improve coverage in this area of Breckinridge County and provide 911 emergency coverage. A map showing the location of the proposed new facility is enclosed. This notice is being sent to you because you own property within a 500' radius of the proposed facility or are a contiguous property owner.

The Commission invites your comments regarding the proposed construction. You also have the right to intervene in this matter. Your initial communication the Commission must be received by the Commission within 20 days of the date of this letter as shown above.

Your comments and request for intervention should be addressed to: Executive Director's Office, Public Service Commission of Kentucky, P.O. Box 615, Frankfort, KY 40602. Please refer to **Case No. 2009-00131** in your correspondence.

Sincerely,

W. Brent Rice

Counsel for Powertel/Memphis, Inc.

ATTORNEYS-AT-LAW

W. BRENT RICE brice@mmlk.com

201 E. Main Street, Suite 1000 Lexington, Kentucky 40507 (859) 231-8780 (859) 231-6518

April 1, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Benjamin J. Baum 8184 E. Hwy. 60 Irvington, KY 40146

RE: Public Notice – Public Service Commission of Kentucky Case No. 2009-00131 (The "9LV1111/Garfield" Facility)

Dear Property Owner:

Powertel/Memphis, Inc. d/b/a T-Mobile has applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate an additional cell facility. The facility will be comprised of a 250' tower with a 10' lightning rod attached for a total height of 260', and an equipment shelter to be located at U.S. Hwy. 60 and Dickerson Lane, Irvington, Breckinridge County, Kentucky. The proposed facility will improve coverage in this area of Breckinridge County and provide 911 emergency coverage. A map showing the location of the proposed new facility is enclosed. This notice is being sent to you because you own property within a 500' radius of the proposed facility or are a contiguous property owner.

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201 E. Main Street, Suite 1000 Lexington, Kentucky 40507 (859) 231-8780 (859) 231-6518

April 1, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

James M. and Virginia Spencer 167 Jim Spencer Road Harned, KY 40144

RE: Public Notice – Public Service Commission of Kentucky Case No. 2009-00131 (The "9LV1111/Garfield" Facility)

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201 E. Main Street, Suite 1000 Lexington, Kentucky 40507 (859) 231-8780 (859) 231-6518

April 1, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

BT Ministries PO Box 20 Westview, KY 40178

RE: Public Notice – Public Service Commission of Kentucky Case No. 2009-00131 (The "9LV1111/Garfield" Facility)

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W. Brent Rice

Counsel for Powertel/Memphis, Inc.

ATTORNEYS-AT-LAW

W. BRENT RICE brice@mmlk.com

201 E. Main Street, Suite 1000 Lexington, Kentucky 40507 (859) 231-8780 (859) 231-6518

April 1, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Charles D. and Allyson Bailey 450 Orchard View Lane Irvington, KY 40146

RE: Public Notice – Public Service Commission of Kentucky Case No. 2009-00131 (The "9LV1111/Garfield" Facility)

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Sincerely,

W. Brent Rice

Counsel for Powertel/Memphis, Inc.

ATTORNEYS-AT-LAW

W. BRENT RICE brice@mmlk.com

201 E. Main Street, Suite 1000 Lexington, Kentucky 40507 (859) 231-8780 (859) 231-6518

April 1, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Anthony Bruce and Tamara Carson 8361 E. Hwy. 60 Irvington, KY 40146

> RE: Public Notice – Public Service Commission of Kentucky Case No. 2009-00131 (The "9LV1111/Garfield" Facility)

Dear Property Owner:

Powertel/Memphis, Inc. d/b/a T-Mobile has applied to the Public Service Commission of Kentucky for a Certificate of Public Convenience and Necessity to construct and operate an additional cell facility. The facility will be comprised of a 250' tower with a 10' lightning rod attached for a total height of 260', and an equipment shelter to be located at U.S. Hwy. 60 and Dickerson Lane, Irvington, Breckinridge County, Kentucky. The proposed facility will improve coverage in this area of Breckinridge County and provide 911 emergency coverage. A map showing the location of the proposed new facility is enclosed. This notice is being sent to you because you own property within a 500' radius of the proposed facility or are a contiguous property owner.

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W. Brent Rice

Sincerely,

Counsel for Powertel/Memphis, Inc.

SITE LEASE WITH OPTION

THIS SITE LEASE WITH OPTION (this "Lease") is by and between Jo Ann Basham and James B. Basham, Jr., individuals ("Landlord") and Powertel/Memphis, Inc., a Delaware corporation ("Tenant").

1. Option to Lease.

- (a) In consideration of the payment of Section 1 to Landlord hereby grants to Tenant an option to lease a portion of the real property described in the attached Exhibit A (the "Property"), on the terms and conditions set forth herein (the "Option"). The Option shall be for an initial term of twelve (12) months, commencing on the Effective Date (as defined below) (the "Option Period"). The Option Period may be extended by Tenant for an additional twelve (12) months upon written notice to Landlord and payment of the sum of Control of the Option Period.
- (b) During the Option Period and any extension thereof, and during the Initial Term and any Renewal Term (as those terms are defined below) of this Lease, Landlord agrees to cooperate with Tenant in obtaining, at Tenant's expense, all licenses and permits or authorizations required for Tenant's use of the Premises (as defined below) from all applicable government and/or regulatory entities (including, without limitation, zoning and land use authorities, and the Federal Communications Commission ("FCC") ("Governmental Approvals"), including all land use and zoning permit applications, and Landlord agrees to cooperate with and to allow Tenant, at no cost to Landlord, to obtain a title report, zoning approvals and variances, land-use permits. Landlord expressly grants to Tenant a right of access to the Property to perform any surveys, soil tests, and other engineering procedures or environmental investigations ("Tests") on the Property deemed necessary or appropriate by Tenant to evaluate the suitability of the Property for the uses contemplated under this Lease. During the Option Period and any extension thereof, and during the Initial Term or any Renewal Term of this Lease, Landlord agrees that it will not interfere with Tenant's efforts to secure other licenses and permits or authorizations that relate to other property. During the Option Period and any extension thereof, Tenant may exercise the Option by so notifying Landlord in writing, at Landlord's address in accordance with Section 12 hereof.
- (c) If Tenant exercises the Option, then Landlord hereby leases to Tenant that portion of the Property sufficient for placement of the Antenna Facilities (as defined below), together with all necessary space and easements for access and utilities, as generally described and depicted in the attached Exhibit B (collectively referred to hereinafter as the "Premises"). The Premises, located at US 60 and Dickerson, Irvington, Breckingidge, KY 40146, comprises approximately 6,400 square feet.
- 2. <u>Term.</u> The initial term of this Lease shall be five (5) years commencing on the date of exercise of the Option (the "Commencement Date"), and terminating at midnight on the last day of the initial term (the "Initial Term").
- 3. Renewal. Tenant shall have the right to extend this Lease for five (5) additional and successive five-year terms (each a "Renewal Term") on the same terms and conditions as set forth herein. This Lease shall automatically renew for each successive Renewal Term unless Tenant notifies Landlord, in writing, of Tenant's intention not to renew this Lease, at least thirty (30) days prior to the expiration of the Initial Term or any Renewal Term. If Tenant shall remain in possession of the Premises at the expiration of this Lease or any Renewal Term without a written agreement, such tenancy shall be deemed a month-to-month tenancy under the same terms and conditions of this Lease.

4. Rent.

- (a) From and after the Commencement Date, Tenant shall pay Landlord or designee, as rent, **MARKANIAN MARKANIAN MARKA**
- (b) During the Initial Term and any Renewal Terms, monthly Rent shall be adjusted, effective on the first day of each year of the Initial or Renewal Term, and on each such subsequent anniversary thereof, to an amount equal to **MEMBER MEMBERS** of the monthly Rent in effect immediately prior to the adjustment date.
- 5. <u>Permitted Use</u>. The Premises may be used by Tenant for the transmission and reception of radio communication signals and for the construction, installation, operation, maintenance, repair, removal or replacement of related facilities, including, without limitation, tower and base, antennas, microwave dishes, equipment shelters and/or cabinets and related activities.
- 6. Interference Tenant shall not use the Premises in any way which interferes with the use of the Property by Landlord or lessees or licensees of Landlord with rights in the Property prior in time to Tenant's (subject to Tenant's rights under this Lease, including, without limitation, non-interference). Similarly, Landlord shall not use, nor shall Landlord permit its lessees, licensees, employees, invitees or agents to use, any portion of the Property in any way which interferes with the operations of Tenant. Such interference shall be deemed a material breach by the interfering party, who shall, upon written notice from the other, be responsible for terminating said interference. In the event any such interference does not cease promptly, the parties acknowledge that continuing interference may cause irreparable injury and, therefore, the injured party shall have the

Site Number: 9LV1111B Site Name: Garfield Market. Louisville Site Lease - version 9.21.07

right, in addition to any other rights that it may have at law or in equity, to bring a court action to enjoin such interference or to terminate this Lease immediately upon written notice.

- 7. Improvements; Utilities; Access.
- (a) Tenant shall have the right, at its expense, to erect and maintain on the Premises improvements, personal property and facilities necessary to operate its communications system, including, without limitation, radio transmitting and receiving antennas, microwave dishes, tower and base, equipment shelters and/or cabinets and related cables and utility lines and a location based system, as such location based system may be required by any county, state or federal agency/department, including, without limitation, additional antenna(s), coaxial cable, base units and other associated equipment (collectively, the "Antenna Facilities"). Tenant shall have the right to alter, replace, expand, enhance and upgrade the Antenna Facilities at any time during the term of this Lease. Tenant shall cause all construction to occur lien-free and in compliance with all applicable laws and ordinances. Landlord acknowledges that it shall neither interfere with any aspects of construction nor attempt to direct construction personnel as to the location of or method of installation of the Antenna Facilities and the Easements (as defined below). The Antenna Facilities shall remain the exclusive property of Tenant and shall not be considered fixtures. Tenant shall have the right to remove the Antenna Facilities at any time during and upon the expiration or termination of this Lease.
- (b) Tenant, at its expense, may use any and all appropriate means of restricting access to the Antenna Facilities, including, without limitation, the construction of a fence.
- (c) Tenant shall, at Tenant's expense, keep and maintain the Antenna Facilities now or hereafter located on the Property in commercially reasonable condition and repair during the term of this Lease, normal wear and tear and casualty excepted. Upon termination or expiration of this Lease, the Premises shall be returned to Landlord in good, usable condition, normal wear and tear and casualty excepted.
- (d) Tenant shall have the right to install utilities, at Tenant's expense, and to improve the present utilities on the Property (including, but not limited to, the installation of emergency power generators). Landlord agrees to use reasonable efforts in assisting Tenant to acquire necessary utility service. Tenant shall, wherever practicable, install separate meters for utilities used on the Property by Tenant. In the event separate meters are not installed, Tenant shall pay the periodic charges for all utilities attributable to Tenant's use, at the rate charged by the servicing utility. Landlord shall diligently correct any variation, interruption or failure of utility service.
- (e) As partial consideration for Rent paid under this Lease, Landlord hereby grants Tenant easements on, under and across the Property for ingress, egress, utilities and access (including access for the purposes described in Section 1) to the Premises adequate to install and maintain utilities, including, but not limited to, the installation of power and telephone service cable, and to service the Premises and the Antenna Facilities at all times during the Initial Term of this Lease and any Renewal Term (collectively, the "Easements"). The Easements provided hereunder shall have the same term as this Lease.
- (f) Tenant shall have 24-hours-a-day, 7-days-a-week access to the Premises at all times during the Initial Term of this Lease and any Renewal Term, at no charge to Tenant
- (g) Landlord shall maintain and repair all access roadways from the nearest public roadway to the Promises in a manner sufficient to allow vehicular and pedestrian access at all times, at its sole expense, except for any damage to such roadways caused by Tenant.
 - 8. Termination. Except as otherwise provided herein, this Lease may be terminated, without any penalty or further liability as follows:
- (a) upon thirty (30) days' written notice by Landlord if Tenant fails to cure a default for payment of amounts due under this Lease within such thirty (30) day period;
- (b) immediately upon written notice by Tenant if Tenant notifies Landlord of any unacceptable results of any Tests prior to Tenant's installation of the Antenna Facilities on the Premises, or if Tenant does not obtain, maintain, or otherwise forfeits or cancels any license (including, without limitation, an FCC license), permit or any Governmental Approval necessary to the installation and/or operation of the Antenna Facilities or Tenant's business;
- (c) upon thirty (30) days' written notice by Tenant if Tenant determines that the Property or the Antenna Facilities are inappropriate or unnecessary for Tenant's operations for economic or technological reasons;
- (d) immediately upon written notice by Tenant if the Premises or the Antenna Facilities are destroyed or damaged so as in Tenant's reasonable judgment to substantially and adversely affect the effective use of the Antenna Facilities. In such event, all rights and obligations of the parties shall cease as of the date of the damage or destruction, and Tenant shall be entitled to the reimbursement of any Rent prepaid by Tenant. If Tenant elects to continue this Lease, then all Rent shall abate until the Premises and/or the Antenna Facilities are restored to the condition existing immediately prior to such damage or destruction; or
- (e) at the time title to the Property transfers to a condemning authority pursuant to a taking of all or a portion of the Property sufficient in Tenant's determination to render the Premises unsuitable for Tenant's use. Landlord and Tenant shall each be entitled to pursue their own separate awards with respect to such taking. Sale of all or part of the Property to a purchaser with the power of eminent domain in the face of the exercise of the power shall be treated as a taking by condemnation.

- 9. <u>Default and Right to Cure</u>. Notwithstanding anything contained herein to the contrary and without waiving any other rights granted to it at law or in equity, each party shall have the right, but not the obligation, to terminate this Lease on written notice pursuant to Section 12 hereof, to take effect immediately, if the other party fails to perform any covenant or commits a material breach of this Lease and fails to diligently pursue a cure thereof to its completion after thirty (30) days' written notice specifying such failure of performance or default.
- 10. Taxes. Landlord shall pay when due all real property taxes for the Property, including the Premises. In the event that Landlord fails to pay any such real property taxes or other fees and assessments, Tenant shall have the right, but not the obligation, to pay such owed amounts and deduct them from Rent amounts due under this Lease. Notwithstanding the foregoing, Tenant shall pay any personal property tax, real property tax or any other tax or fee which is directly attributable to the presence or installation of Tenant's Antenna Facilities, only for so long as this Lease remains in effect. If Landlord receives notice of any personal property or real property tax assessment against Landlord, which may affect Lenant and is directly attributable to Tenant's installation, Landlord shall provide timely notice of the assessment to Tenant sufficient to allow Tenant to consent to or challenge such assessment, whether in a Court, administrative proceeding, or other venue, on behalf of Landlord and/or Tenant. Further, Landlord shall provide to Tenant any and all documentation associated with the assessment and shall execute any and all documents reasonably necessary to effectuate the intent of this Section 10. In the event real property taxes are assessed against Landlord or Tenant for the Premises or the Property, Tenant shall have the right, but not the obligation, to terminate this Lease without further liability after thirty (30) days' written notice to Landlord, provided Tenant pays any real property taxes assessed as provided herein.
 - 11. Insurance and Subrogation and Indemnification.
- (a) Tenant will maintain Commercial General Liability Insurance in amounts of One Million and no/100 Dollars (\$1,000,000.00) per occurrence and Two Million and no/100 Dollars (\$2,000,000.00) aggregate. Tenant may satisfy this requirement by obtaining the appropriate endorsement to any master policy of liability insurance Tenant may maintain.
- (b) Landlord and Tenant hereby mutually release each other (and their successors or assigns) from liability and waive all right of recovery against the other for any loss or damage covered by their respective first party property insurance policies for all perils insured thereunder. In the event of such insured loss, neither party's insurance company shall have a subrogated claim against the other.
- (c) Subject to the property insurance waivers set forth in subsection 11(b), Landlord and Tenant each agree to indemnify and hold harmless the other party from and against any and all claims, damages, costs and expenses, including reasonable attorney fees, to the extent caused by or arising out of the negligent acts or omissions or willful misconduct in the operations or activities on the Property by the indemnifying party or the employees, agents, contractors, licensees, tenants and/or subtenants of the indemnifying party, or a breach of any obligation of the indemnifying party under this Lease. The indemnifying party's obligations under this section are contingent upon its receiving prompt written notice of any event giving rise to an obligation to indemnify the other party and the indemnified party's granting it the right to control the defense and settlement of the same.
- (d) Notwithstanding anything to the contrary in this Lease, the parties hereby confirm that the provisions of this Section 11 shall survive the expiration or termination of this Lease.
- (e) Tenant shall not be responsible to Landlord, or any third-party, for any claims, costs or damages (including, fines and penalties) attributable to any pre-existing violations of applicable codes, statutes or other regulations governing the Property.
- 12. Notices. All notices, requests, demands and other communications shall be in writing and are effective three (3) days after deposit in the U.S. mail, certified and postage paid, or upon receipt if personally delivered or sent by next-business-day delivery via a nationally recognized overnight courier to the addresses set forth below. Landlord or Tenant may from time to time designate any other address for this purpose by providing written notice to the other party.

If to Tenant, to:

T-Mobile USA, Inc. 12920 SE 38th Street Bellevue, WA 98006

Attn: PCS Lease Administrator

With a copy to: Attn: Legal Dept.

And with a copy to:

Powertel/Memphis, Inc. 2001 Butterfield Road Downers Grove, IL 60515

Attn: Lease Administration Manager

With a copy to: Attn: Legal Dept.

If to Landlord, to:

Jo Ann Basham and James B. Basham, Jr. 64 Dickerson Lane Irvington, KY 40146

And with a copy to:

Send Rent payments to:

Jo Ann Basham and James B. Basham, Jr. 64 Dickerson Lane Irvington, KY 40146

Site Number: 9LV1111B Site Name: Garfield Market: Louisville

- 13. Quiet Enjoyment, Title and Authority. As of the Effective Date and at all times during the Initial Term and any Renewal Terms of this Lease, Landlord covenants and warrants to Tenant that (i) Landlord has full right, power and authority to execute and perform this Lease; (ii) Landlord has good and unencumbered fee title to the Property free and clear of any liens or mortgages, except those heretofore disclosed in writing to Tenant and which will not interfere with Tenant's rights to or use of the Premises; (iii) execution and performance of this Lease will not violate any laws, ordinances, covenants, or the provisions of any mortgage, lease, or other agreement binding on Landlord; and (iv) Tenant's quiet enjoyment of the Premises or any part thereof shall not be disturbed as long as Tenant is not in default beyond any applicable grace or cure period.
- Substance") on the Property that is identified as hazardous, toxic or dangerous in any applicable federal, state or local law or regulation. Landlord and Tenant shall not introduce or use any Hazardous Substance on the Property in violation of any applicable law. Landlord shall be responsible for, and shall promptly conduct any investigation and remediation as required by any applicable environmental laws, all spills or other releases of any Hazardous Substance not caused solely by Tenant, that have occurred or which may occur on the Property. Each party agrees to defend, indemnify and hold harmless the other from and against any and all administrative and judicial actions and rulings, claims, causes of action, demands and liability (collectively, "Claims") including, but not limited to, damages, costs, expenses, assessments, penalties, fines, losses, judgments and reasonable attorney fees that the indemnitee may suffer or incur due to the existence of any Hazardous Substances on the Property or the migration of any Hazardous Substance to other properties or the release of any Hazardous Substance into the environment (collectively, "Actions"), that relate to or arise from the indemnitor's activities on the Property. Landlord agrees to defend, indemnify and hold Tenant harmless from Claims resulting from Actions on the Property not caused by Landlord or Tenant prior to and during the Initial Term and any Renewal Term. The indemnifications in this section specifically include, without limitation, costs incurred in connection with any investigation of site conditions or any cleanup, remedial, removal or restoration work required by any governmental authority. This Section 14 shall survive the termination or expiration of this Lease.
- 15. Assignment and Subleasing. Tenant shall have the right to assign or otherwise transfer this Lease and the Easements (as defined above) granted herein upon written notice to Landlord. Upon such assignment, Tenant shall be relieved of all liabilities and obligations hereunder and Landlord shall look solely to the assignee for performance under this Lease and all obligations hereunder. Tenant may sublease the Premises, upon written notice to Landlord.

Landlord shall have the right to assign or otherwise transfer this Lease and the Easements granted herein, upon written notice to Tenant except for the following; any assignment or transfer of this Lease which is separate and distinct from a transfer of Landlord's entire right, title and interest in the Property, shall require the prior written consent of Tenant which may be withheld in Tenant's sole discretion. Upon Tenant's receipt of (i) an executed deed or assignment and (ii) an IRS Form W-9 from assignee, and subject to Tenant's consent, if required, Landlord shall be relieved of all liabilities and obligations hereunder and Tenant shall look solely to the assignee for performance under this Lease and all obligations hereunder.

Additionally, notwithstanding anything to the contrary above, Landlord or Tenant may, upon notice to the other, grant a security interest in this Lease (and as regards the Tenant, in the Antenna Facilities), and may collaterally assign this Lease (and as regards the Tenant, in the Antenna Facilities) to any mortgagees or holders of security interests, including their successors or assigns (collectively "Secured Parties"). In such event, Landlord or Tenant, as the case may be, shall execute such consent to leasehold financing as may reasonably be required by Secured Parties.

- 16. <u>Successors and Assigns</u>. This Lease and the Easements granted herein shall run with the land, and shall be binding upon and inure to the benefit of the parties, their respective successors, personal representatives and assigns.
- 17. Waiver of Landlord's Lien. Landlord hereby waives any and all lien rights it may have, statutory or otherwise, concerning the Antenna Facilities or any portion thereof, which shall be deemed personal property for the purposes of this Lease, whether or not the same is deemed real or personal property under applicable laws, and Landlord gives Tenant and Secured Parties the right to remove all or any portion of the same from time to time, whether before or after a default under this Lease, in Tenant's and/or Secured Party's sole discretion and without Landlord's consent.

18. Miscellaneous.

- (a) The prevailing party in any litigation arising hereunder shall be entitled to reimbursement from the other party of its reasonable attorneys' fees and court costs, including appeals, if any.
- (b) This Lease constitutes the entire agreement and understanding of the parties, and supersedes all offers, negotiations and other agreements with respect to the subject matter and property covered by this Lease. Any amendments to this Lease must be in writing and executed by both parties.
- (c) Landlord agrees to cooperate with Tenant in executing any documents necessary to protect Tenant's rights in or use of the Premises. A Memorandum of Lease in substantially the form attached hereto as Exhibit C may be recorded in place of this Lease by Tenant.
- (d) In the event the Property is encumbered by a mortgage or deed of trust, Landlord agrees, upon request of Tenant, to obtain and furnish to Tenant a non-disturbance and attornment agreement for each such mortgage or deed of trust, in a form reasonably acceptable to Tenant.
- (e) Tenant may obtain title insurance on its interest in the Premises. Landlord agrees to execute such documents as the title company may require in connection therewith.

- (f) This Lease shall be construed in accordance with the laws of the state in which the Property is located, without regard to the conflicts of law principles of such state.
- (g) If any term of this Lease is found to be void or invalid, the remaining terms of this Lease shall continue in full force and effect. Any questions of particular interpretation shall not be interpreted against the drafter, but rather in accordance with the fair meaning thereof. No provision of this Lease will be deemed waived by either party unless expressly waived in writing by the waiving party. No waiver shall be implied by delay or any other act or omission of either party. No waiver by either party of any provision of this Lease shall be deemed a waiver of such provision with respect to any subsequent matter relating to such provision.
- (h) The persons who have executed this Lease represent and warrant that they are duly authorized to execute this Lease in their individual or representative capacities as indicated.
- (i) This Lease may be executed in any number of counterparts, each of which shall be deemed an original, but all of which together shall constitute a single instrument.
- (j) All Exhibits referred to herein and any Addenda are incorporated herein for all purposes. The parties understand and acknowledge that Exhibits A and B may be attached to this Lease and the Memorandum of Lease, in preliminary form. Accordingly, the parties agree that upon the preparation of final, more complete exhibits, Exhibits A and/or B, as the case may be, may be replaced by Tenant with such final, more complete exhibit(s).
- (k) If either party is represented by any broker or any other leasing agent, such party is responsible for all commission fee or other payment to such agent, and agrees to indemnify and hold the other party harmless from all claims by such broker or anyone claiming through such broker.

The effective date of this Lease is the date of execution by the last party to sign (the "Effective Date")

LANDLORD:	Jo Ann Basham
By: Printed Name: Title: Date:	JOHNN BASHAM OWNER 2-20-2009
LANDLORD:	James B. Basham, Jr.
By: Printed Name. Title: Date:	James & Breshown JR Crawe R 2-20-2009
TENANT:	Powertel/Memphis, Inc.
Ву:	
Printed Name:	Tami Nystrom
Title:	Area Director of Engineering
Date:	
T-Mobile Legal	- Approval

Site Number: Site Name: Market: 9LVIIIIB Garfield Louisville

EXHIBIT A Legal Description

The Premises is legally described as follows:



LEGAL DESCRIPTIONS:

This is a description for T-Mabile, of an area to be leased from the property of James B. Basham, which is further described as follows:

PROPOSED LEASE AREA

Beginning at an IP with a cap stamped "TW SMITH" found at the Southwest carner of the property conveyed to James B & Joann Bashom in Deed Book 170, Page 481 in the Office of the Clerk of Brekinridge County; thence traversing said property N 13'4'33" W — 1499.89" to a set #5 rebar with a cap stamped "FSTAN #3282" and the TPUE POINT OF BEGINNING of the Proposed Lease Area; thence N 57'25'37" W — 80.00' to a set #5 rebar with a cap stamped "FSTAN #3282"; thence N 32'34'23" E — 80.00' to a set #6 rebar with a cap stamped "FSTAN #3282"; thence S 57'25'32" E — 80.00' to a set #6 rebar with a cap stamped "FSTAN #3282"; thence S 57'34'23" W — 80.00' to toe true point of beginning, containing 6,400 square feet as per survey by Frank L. Schinger, N, PLS No. 3282 with FS/Tan Land Surveyors & Consulting Engineers, dated February 3, 2009.

CENTERLINE OF PROPOSED 20' ACCESS & UTILITY EASEMENT

Benieving at on IP with a cap stamped "TW SMITH" found at the Southwest corner of the property conveyed to James B. & Joann Basham in Deed Book 170, Page 481 in the Office of the Clerk of Brekinridge County; thence traversing said property N 13'44'53" W - 1499.89' to a set #5 rebar with a cap stamped "FSTAN #3252"; thence N 6725'37" W - 40.00' to a set #5 rebor with a cap stamped "ESTAN #3282" and the TRUE POINT OF BEGINNING of the Centerline of the Proposed 20' Access & Utility Easement; thence 5 36'28'10" W - 59.52' to a set #5 rebar with a cap stamped "FSTAN #3282"; thence 5 25'46'21" W - 47.14' to a set #5 rebar with a cap stamped "FSTAN #3282"; thence with a curve to the seft having a radius of 30.00°, chard being S 1123°55" E=36.25" to a set #5 rebar with a cap stamped "ESTAN #3282", thence S 48 $34^{\circ}11^{\circ}$ $E=348.95^{\circ}$ to a set #5 robor with a can stamped "ESTAN #3282"; thence S 45'47'41" E=297.66' to a set #5 rebar with a cap stamped "FSTAN #3282"; thence S424758'' E - 380.92' to a set #6 rebur with a cap stamped "FSTAN #3282''; thence 3.6577.39'' E -44.78° to a "MAG" noil set in the centerline of Dickerson Lane, being S 88'42'55" E - 69.73' from a concrete marker fount on the Northwest right of way of sold Dickerson Lane, and also being 5 04'24'46" W=167.14' from a concrete right of way marker found at the Easternmost corner of the property conveyed to James B. and Joann Bashom in Deed Book 110, Page 636 in said Clerk's Office, and also being the end of the easement per survey by Frank L. Sellinger, II, PLS No. 3282 with ES/Tan Land Surveyors & Consulting Engineers, dated February 3, 2009.

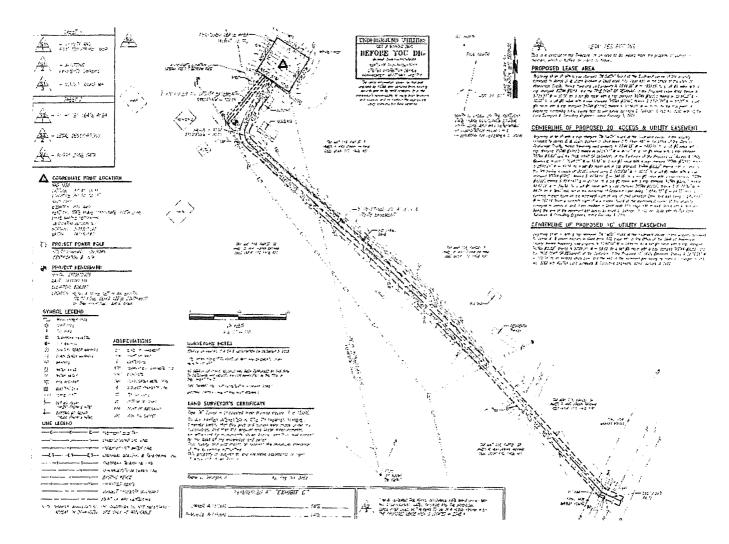
CENTERLINE OF PROPOSED 10' UTILITY EASEMENT

Heginning at an IP with a cap stamped "TW SMITH" found at the Southwest comer of the property conveyed to James B. & Joann Basham in Deed Book 170, Page 481 in the Office of the Clerk of Brekinidge County, thence traversing said property N 1.514.31" W — 1499.89" to a set #5 rebar with a cap stamped "FSTAN #3282"; thonce N 5725'37" W — 59.82" to a set #5 rebar with a cap stamped "FSTAN #3282" and the TRUE POINT OF BECONNING of the Contential of the Proposed 16" Stilly Easement, thence S 3752'58" W — 122.18" to an existing utility pole, and the end of the easement per survey by trank I. Sellinger, A, 115 No. 3282 with FS/Tan Land Surveyors & Consulting Engineers, dated Enbruary 3, 2009.

28.

EXHIBIT B

The location of the Premises within the Property (together with access and utilities) is more particularly described and depicted as follows:



Site Number: 9LV1111B Site Name: Garfield Market: Louisville

EXHIBIT C

Memorandum of Lease

8

Site Number: 91.V1111B Site Name Garfield Market: Louisville Return to after recording: Powertel/Memphis, Inc. 3800 Ezell Nashville, TN 37211

Attn: Lease Administration Manager

LANDLORD: Jo Ann Basham

MEMORANDUM OF LEASE

Assessor's Parcel Number: Map 114-3

Between Jo Ann Basham and James B. Basham, Jr. ("Landlord") and Powertel/Memphis, Inc. ("Tenant")

A Site Lease with Option (the "Lease") by and between Jo Ann Basham and James B. Basham, Jr., individuals ("Landlord") and Powertel/Memphis, Inc., a Delaware corporation ("Tenant") was made regarding a portion of the following property:

See Attached Exhibit "A" incorporated herein for all purposes

The Option is for a term of twelve (12) months after the Effective Date of the Lease (as defined under the Lease), with up to one additional twelve (12) month renewal ("Optional Period").

The Lease is for a term of five (5) years and will commence on the date as set forth in the Lease (the "Commencement Date"). Tenant shall have the right to extend this Lease for five (5) additional and successive five-year terms.

IN WITNESS WHEREOF, the parties hereto have respectively executed this memorandum effective as of the date of the last party to sign.

Ву:	
Printed Name:	And the second s
Title:	
Date:	
LANDLORD:	James B. Basham, Jr.
Ву:	
Printed Name:	
Title:	
Date:	
TENANT:	Powertel/Memphis, Inc.
Ву:	
Printed Name:	Tami Nystrom
Title:	Area Director of Engineering
Date:	Market Ballingston (Market Market Mar
Printed Name:	

Site Number: 9LVIIIIB
Site Name: Garfield
Market: Louisville

[Notary block for Lundlord]

[Landlord Notary block for an Indivi-	dualj
STATE OF)
COUNTY OF) ss.)
This instrument was acknow James B. Basham, Jr	ledged before me on by and Jo Ann Basham and
Dated:	
	Notary Public Print Name My commission expires
(Use this space for notary stamp/seal)	
	[Notary block for Tenant]
COUNTY OF) ss.) sfactory evidence that Tami Nystrom is the person who appeared before me, and said person acknowledged
that he signed this instrument, on oath	stated that he was authorized to execute the instrument and acknowledged it as the Area Director of Delaware corporation, to be the free and voluntary act of such party for the uses and purposes mentioned
Dated:	
	Notary Public Print Name My commission expires
(Use this space for notary stamp/seal)	

Site Number: 9LV1111B Site Name: Garfield Market: Louisville

Memorandum of Lease Exhibit A Legal Description

The Premises is legally described as follows:



LEGAL DESCRIPTIONS:

This is a description for T-Mobile, of an area to be leased from the property of James 12. Basham, which is further described as follows:

PROPOSED LEASE AREA

Boginning at an IP with a cap stumped "TW SMITH" found at the Southwest corner of the property conveyed to James B. & Joann Busham in Deed Book 170, Page 481 in the Office of the Clerk of Brekinninge County; thence traversing said property N 1344'33" W — 1499.89" to a set #5 rebar with a cap stamped "FSTAN #3282" and the TPUE POINT OF BEOMNING of the Proposed Lease Area; thence N 57'25'37" W — 80.00" to a set #5 rebar with a cap stamped "FSTAN #3282"; thence N 32'34'23" E — #0.00" to a set #5 rebur with a cap stamped "FSTAN #3282"; thence S 57'29'37" E — #0.00" to a set #6 rebur with a cap stamped "FSTAN #3282"; thence S 57'29'37" E — #0.00" to the true point of beginning, containing 6.400 square feet as per survey by Frank L. Sellinger, 9, PLS No. 3282 with F3, Tan Land Surveyors & Consulting Engineers, dated February 3, 2009.

CENTERLINE OF PROPOSED 20' ACCESS & UTILITY EASEMENT

Beginning at an IP with a cap stamped "TW SMITH" found at the Southwest corner of the property conveyed to lames II. & Joann Basham in Deed Book 170, Page 481 in the Office of the Clerk of Brokinnidge County, thence traversing said property N 13'44'33" W - 1499.89" to a set #5 rabar with a cae stamped "ESTAN #3282"; thence N 57'25'37" W - 40'00' to a set #5 rebur with a cap stamped "ESTAN #3252" and the TRUE POINT OF BEGINNING of the Centerline of the Proposed 20" Access & Utility Easement; thence 5 36'28'10" W - 59.52' to a set #5 rebar with a cap stamped "FSTAN #3282"; thence 3 2846'21" W - 47.14" to a set #5 rabar with a cap stamped "FSTAN #3282"; thence with a curve to the left having a radius of 30.60, chord being S 1123'55" E - 36.25" to a set #5 rebar with a cap stamped "FSTAN #3282"; thence S 48'34'11" E - 348.95' to a set #5 rebor with a cap stamped "FSTAN #3282"; thense S 45'47'41" E=297.66" to a set #5 rebar with a cap stamped "FSTAN #3282"; thense S42/4/38" E - 380/52" to a set #5 rebar with a cap stamped "FSTAN #3282"; thence 5 65/1/39" E -14.78" to a "MAG" half set in the centerline of Dickerson Lane, being \$ 88.42"55" E - 69.75" from a songrete marker fount on the Northwest right of way of sold Dickerson Lane, and also being \$ 54'24'46" W=167.14' from a concrete right of way marker found at the Easternmost corner of the proporty conveyed to James B. and Jounn Busham in Deed Book 110, Page 636 in said Clerk's Office, and also being the and of the easement per survey by Frank 1. Sellinger, II, PLS No. 3282 with ES/Tan Land Surveyors & Consulting Engineers, dated February 3, 2009

CENTERLINE OF PROPOSED 10' UTILITY EASEMENT

Beginning at an IP with a cap stamped "TW SMITH" found at the Southwest corner of the property conveyed to dames B. & Jeann Basham in Deed Book 170, Page 461 in the Office of the Sleik of Brekindige County; thence traversing said property N 15'44'33" W — 1499.89" to a set #5 rebar with a cap stamped "FSTAN #3282" intence N 57'25'37" W — 59.82' to a set #5 rebar with a cap stamped "FSTAN #3282" and the TRUE POINT OF HECINININE of the Contarine of the Proposed 10' Utility Easument: thence S 19'59'58" W — 122.18" to an existing utility pole, and the end of the easement per survey by Frank I Seminger, B, In S. No. 1282 with FSZTan Land Surveyors & Consulting Engineers, added February 3, 2009.

Site Number: Site Name: Market: 9L.V1111B Garfield Louisville

ADDENDUM TO SITE LEASE WITH OPTION [Additional Terms]

In the event of conflict or inconsistency between the terms of this Addendum and this Lease, the terms of the Addendum shall govern and control. All capitalized terms shall have the same meaning as in this Lease.

Paragraph 7 (a) shall be deleted and replaced as follows:

(a) Tenant shall have the right, at its expense, to erect and maintain on the Premises improvements, personal property and facilities necessary to operate its communications system, including, without limitation, radio transmitting and receiving antennas, microwave dishes, tower and base equipment shelters and/or cabinets and related cables and utility lines and a location based system, as such location based system may be required by any county, state or federal agency/department, including, without limitation, additional antenna(s), coaxial cable, base units and other associated equipment (collectively, the "Antenna Facilities"). Tenant shall have the right to alter, replace, expand, enhance and upgrade the Antenna Facilities at any time during the term of this Lease. Tenant shall cause all construction to occur lien-free and in compliance with all applicable laws and ordinances. Landlord acknowledges that it shall neither interfere with any aspects of construction nor attempt to direct construction personnel as to the location of or method of installation of the Antenna Facilities and the Easements (as defined below). The Antenna Facilities shall remain the exclusive property of Tenant and shall not be considered fixtures. Tenant shall have the right to remove the Antenna Facilities at any time during and upon the expiration or termination of this Lease. Tenant shall remove all above ground improvements of the Antenna Facilities and all below ground improvements of the Antenna Facilities to a depth of 24" upon expiration or early termination of this Lease. Tenant shall install lighting in accordance with FAA or other governing jurisdiction who has the authority to dictate lighting standards for PCS telecommunication towers. Red lighting is currently an accepted FAA lighting option. Should Tenant place lights on the tower, Tenant shall install an FAA accepted red lighting package and such package will remain in place for the duration of the lease or until such time as the FAA or other governing jurisdiction dictate a change be made. In the event regulations concerning tower lighting change prior to start of construction or subsequent to completion of construction of the tower, Tenant agrees to provide Landlord a copy of the new regulation directing the change.

Paragraph 7 (d) shall be deleted and replaced as follows:

Tenant shall have the right to install utilities, at Tenant's expense, and to improve the present utilities on the Property (including, but not limited to the installation of emergency power generators). Landlord agrees to use reasonable efforts in assisting Tenant to acquire necessary utility service. Tenant shall install separate meters for utilities used on the Property by Tenant.

Paragraph 7 (g) shall be deleted and replaced as follows:

(g) Landlord shall maintain and repair all existing access roadways from the nearest public roadway to the Premises in a manner sufficient to allow vehicular and pedestrian access at all times, at its sole expense, except for any damage to such roadways caused by Tenant. Any new access roadways required by Tenant for access to the Premises will be installed, maintained and repaired at the cost of Tenant, except for any damage to such new access roadways caused by Landlord.

LANDLORD:	Jo Ann Basham
By:	John Baskan
Printed Name:	JOANN BASHAM
Title:	OWNER
Date:	2-20-2009
LANDLORD:	James B. Basham, Jr.
Ву:	James & Gashym. a
Printed Name:	James B. Basham,
Title:	O WHER
Date:	2 - 20 - 2009
	, , , , , , , , , , , , , , , , , , ,

9LV1111B

UGarfieldU

TENANT:	Powertel/Memphis, Inc.
Ву:	
Printed Name:	Tami Nystrom
Title:	Area Director of Engineering
Date:	

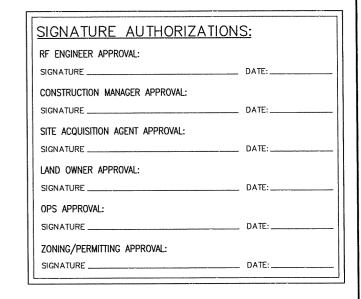
GENERAL NOTES:

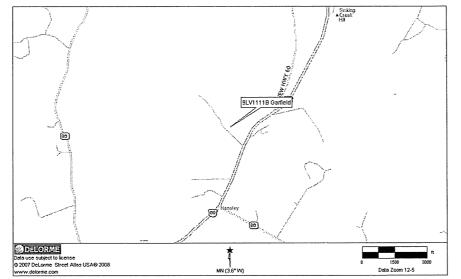
- 1. ALL CONSTRUCTION TO BE IN ACCORDANCE WITH THE COUNTY OF BRECKINRIDGE REGULATIONS.
- 2. CONTRACTOR SHALL NOTIFY ALL UTILITIES AT LEAST 24 HOURS PRIOR TO START OF CONSTRUCTION TO VERIFY LOCATION OF ALL UTILITIES SHOWN OR NOT
- 3. ALL UTILITIES WITHIN ROADWAY SHALL BE BACKFILLED WITH STONE.
- 4. CONTRACTOR SHALL REPAIR AT HIS EXPENSE DAMAGE TO ANY EXISTING IMPROVEMENTS DURING CONSTRUCTION, SUCH AS, BUT NOT LIMITED TO DRAINAGE, UTILITIES, PAVEMENT, STRIPPING, CURBS, ETC.. REPAIRS SHALL BE EQUAL TO OR BETTER THAN EXISTING CONDITIONS.
- CONTRACTOR SHALL BE RESPONSIBLE FOR REMOVING ALL UNUSABLE MATERIALS FROM THE SITE.
- 6. CONTRACTOR SHALL COORDINATE WITH POWER COMPANY PROVIDING TEMPORARY SERVICE FOR CONSTRUCTION FACILITIES DURING CONSTRUCTION.
- 7. THE CONTRACTOR IS SPECIFICALLY CAUTIONED ABOUT THE LOCATION AND/OR ELEVATIONS OF EXISTING UTILITIES SHOWN ON THIS DRAWING. THEY ARE BASED UPON RECORDS FROM VARIOUS UTILITY COMPANIES, DEEDS, AND PLATS OF RECORD, AND WHERE POSSIBLE ACTUAL FIELD MEASUREMENTS. THIS INFORMATION IS NOT TO BE
- 8. IT SHALL BE THE CONTRACTOR'S RESPONSIBILITY TO FIELD VERIFY THE EXACT LOCATION OF EXISTING UTILITIES WHICH MAY CONFLICT WITH PROPOSED IMPROVEMENTS.
- 9. THIS PROJECT WILL NOT REQUIRE WATER OR SEWER SERVICE.
- 10. CONTRACTOR SHALL REMOVE ANY DIRT OR MUD FROM TIRES OF ANY CONSTRUCTION VEHICLES PRIOR TO LEAVING SITE.
- 11. REFER TO BUILDING/TOWER PLANS FOR PROPOSED DIMENSIONS AND OTHER SPECIFICS WHICH ARE NOT SHOWN
- 12. CONTRACTOR IS RESPONSIBLE FOR MAINTAINING A PROPER TRAFFIC CONTROL PLAN FOR PUBLIC SAFETY ADJACENT TO CONSTRUCTION SITE. THE TRAFFIC CONTROL PLAN MUST BE IN ACCORDANCE WITH LATEST MUTCD EDITION.

SITE DEVELOPMENT PLANS FOR POWERTEL / MEMPHIS, INC.

SITE #: 9LV1111B SITE NAME: GARFIELD

SITE ADDRESS: US HIGHWAY 60 AND DICKERSON LANE IRVINGTON, KENTUCKY 40146

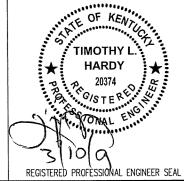




DIRECTIONS:

FROM THE INTERSECTION OF HWY 60 AND 79 IN IRVINGTON, KY GO APPROX. 6.4 MILES SOUTH ON HWY 60 TO DICKERSON LANE. TURN RIGHT ON DICKERSON LANE AND THE SITE WILL BE ON THE RIGHT AT 64 DICKERSON LANE.

9LV1111B Garliel DELORME



RECEIVED

APR 01 2009

PUBLIC SERVICE COMMISSION

2009-00131

BELLSOUTH CONTACT: CUSTOMER SERVICE

PHONE: (877) 737-2478

PERMIT JURISDICTION:

BRECKINRIDGE COUNTY

ELECTRIC CO.:

CONTACT: CUSTOMER SERVICE

PHONE: (502) 589-1444

TELEPHONE CO .:

LESSOR:

JAMES B. BASHAM 64 DICKERSON LANE IRVINGTON, KY 40146 PHONE: (270) 547-6814

LESSEE:



POWERTEL / MEMPHIS, INC. LOUISVILLE MARKET 11509 COMMONWEALTH DRIVE, SUITE 9 LOUISVILLE, KENTUCKY 40299 CONTACT: REAL ESTATE

ENGINEER:



HARDY ENGINEERING, INC.

LATITUDE:

"SURVEY" COORDINATES:

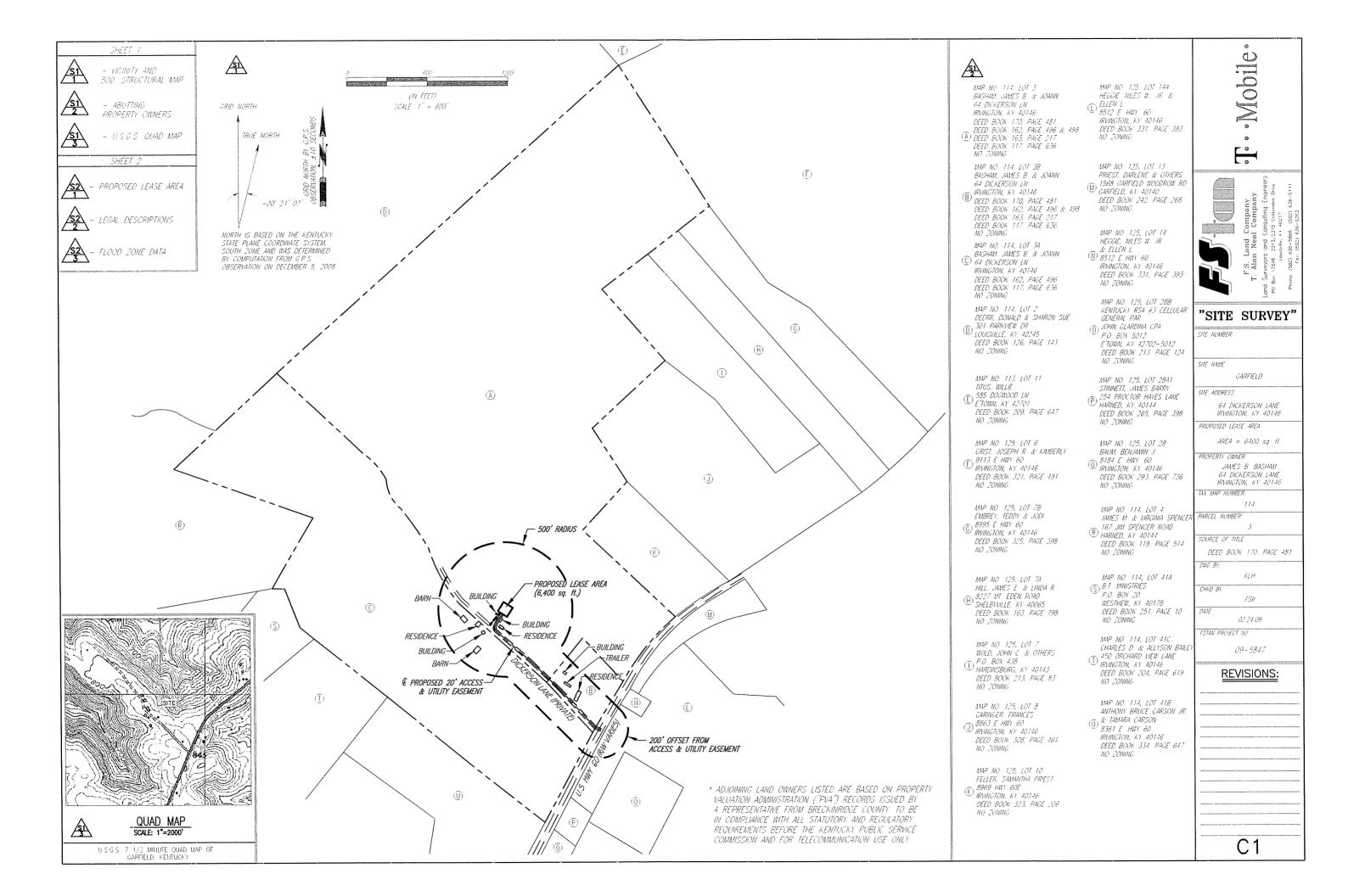
LONGITUDE: -86° 20' 00.23"

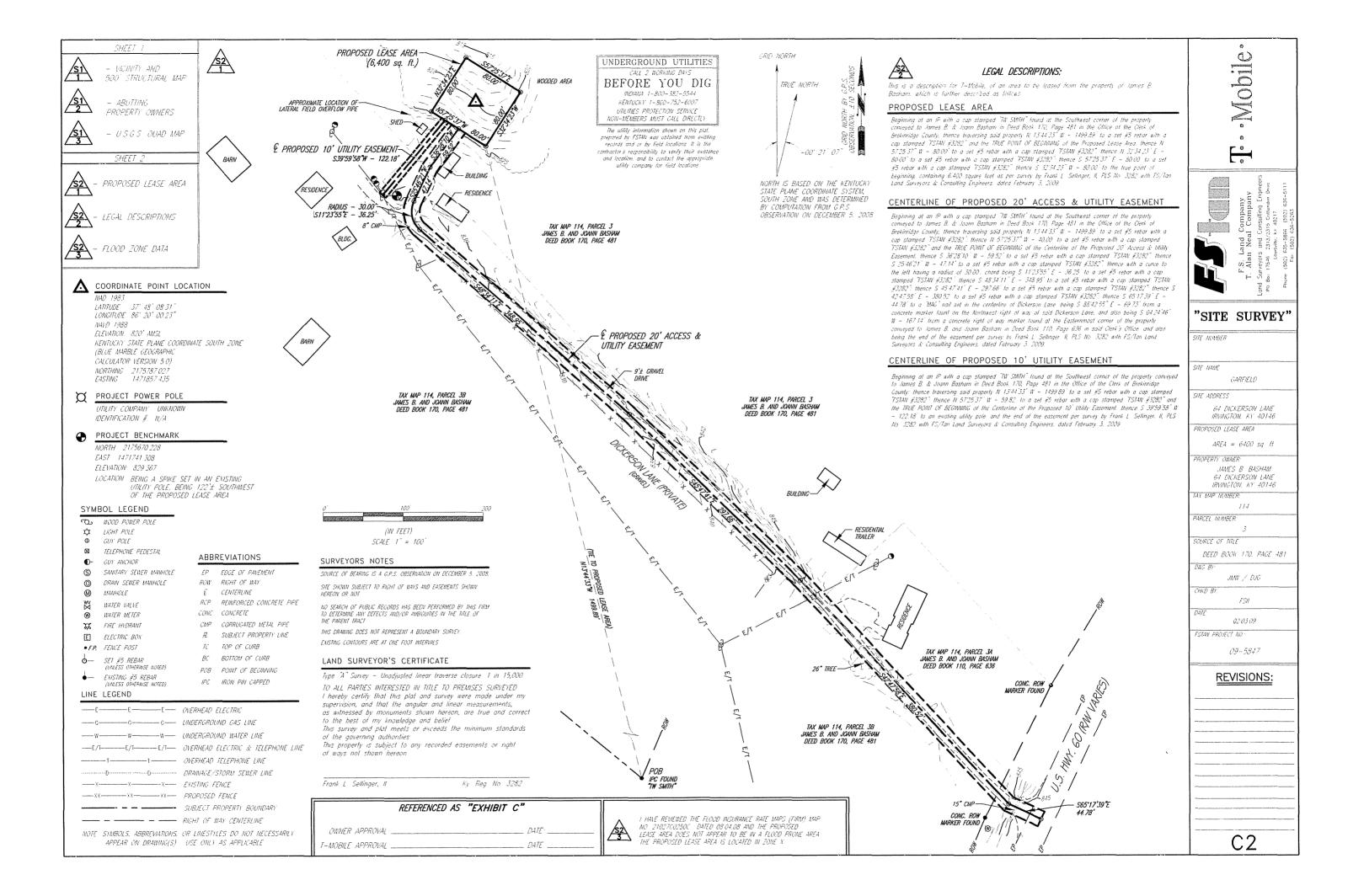
GROUND ELEV: 820' AMSL

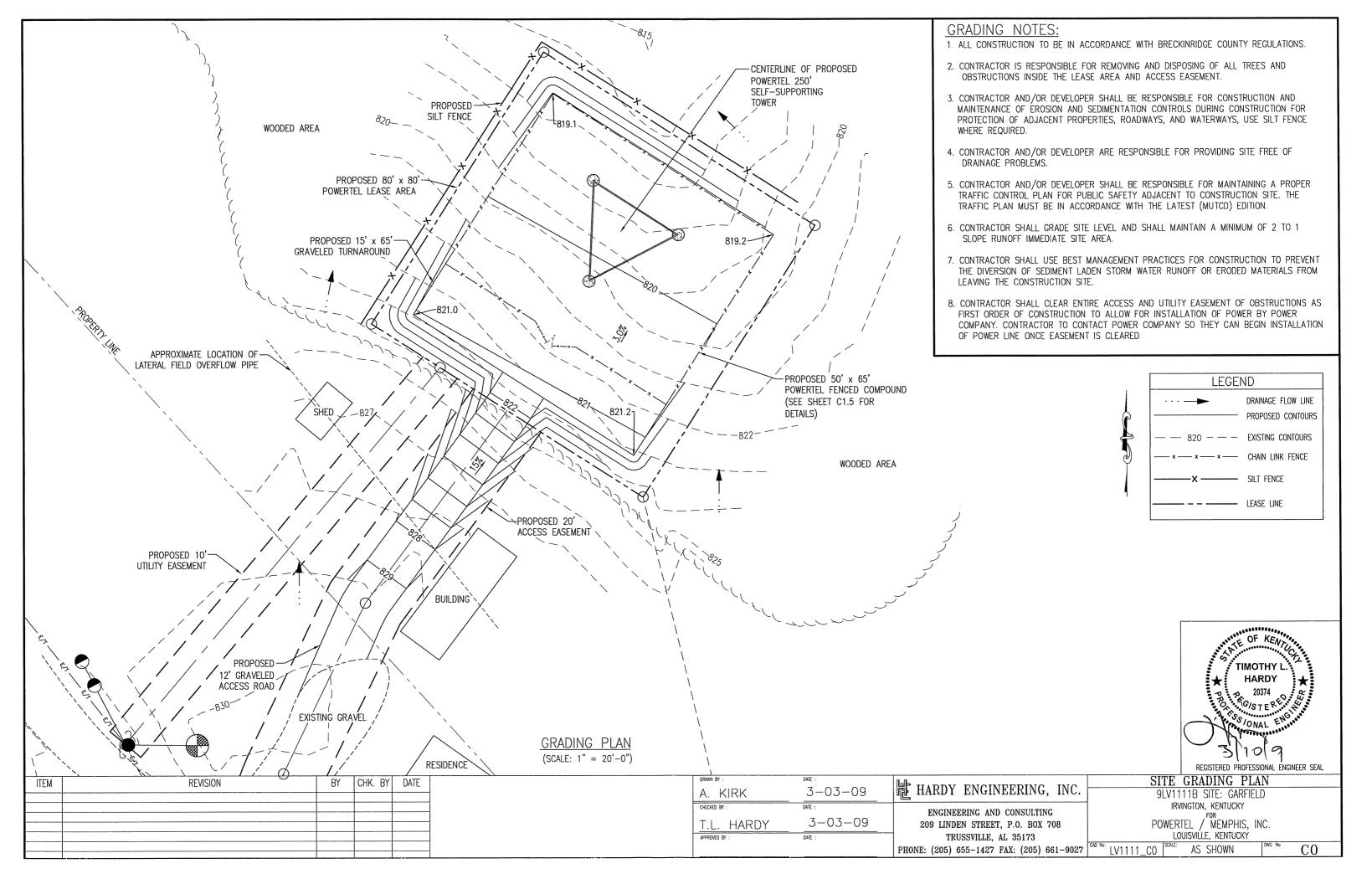
37' 48' 08.31"

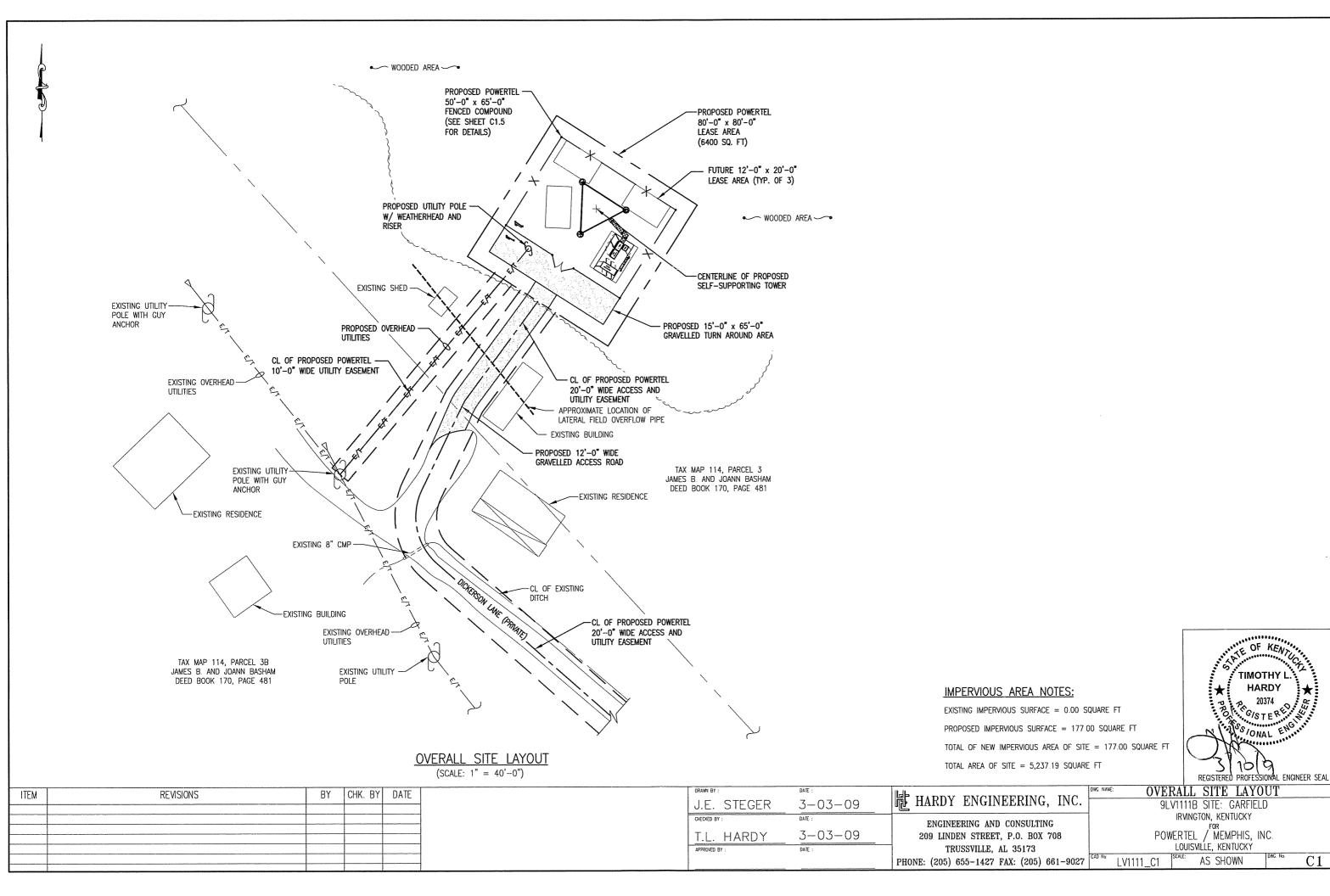
209 LINDEN STREET TRUSSVILLE, ALABAMA 35173 CONTACT: TIM HARDY PHONE: (205) 655-1427 MOBILE: (205) 222-7563

		REGISTERED PROFÈSSIONAL ENGINEER SEAL				
INDEX:			REV.:	DATE:		
T1	TITLE SHEET					
	SURVEY					
CO	GRADING PLAN					
C1	OVERALL SITE LAYOUT					
C1.5	DETAILED SITE LAYOUT					
C2	TOWER ELEVATION					
C3	ANTENNA & COAX GROUNDIN	G DETAIL				
C3.1	COAX GROUNDING DETAIL					
C3.2	GROUNDING RISER DIAGRAM					
C3.3	ELECTRICAL DOWNTILT EQUIPM	MENT DETAIL				
C4	EQUIPMENT ELEVATION					
C5	ELECTRICAL DETAILS					
C6	GROUNDING LAYOUT					
C7	ELECTRICAL CONDUIT LAYOUT	•				
C7.1	PANEL BOARD CALCULATIONS	3				
C8	CONCRETE FOUNDATION DETA	ILS				
C9	WIRING DIAGRAM					
C10	UTILITY TRENCH DETAILS					
C11	FENCE DETAILS					
C12	SILT FENCE DETAILS AND NO	TES	<u> </u>			









TE OF KENT

TIMOTHY L.

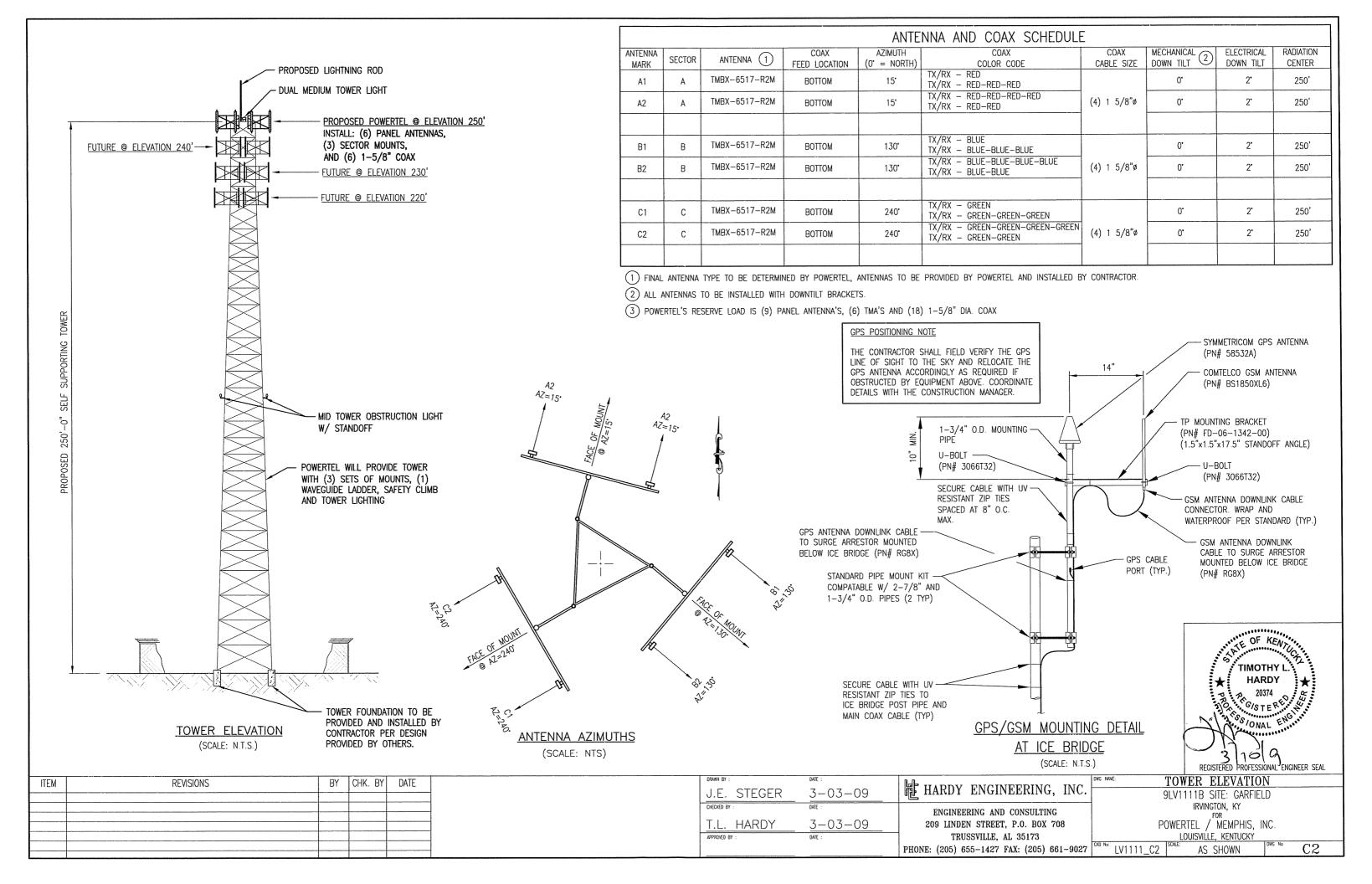
HARDY

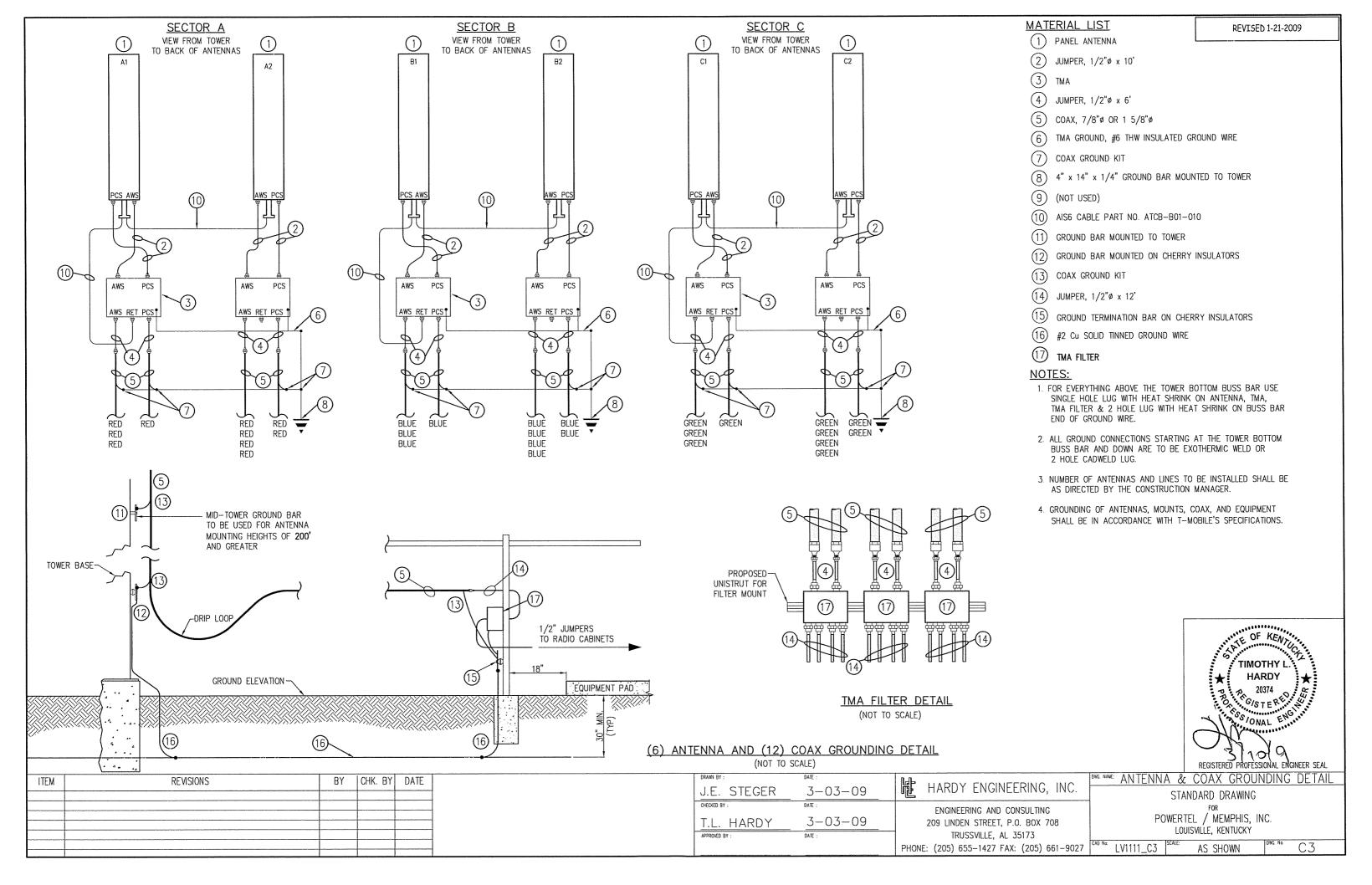
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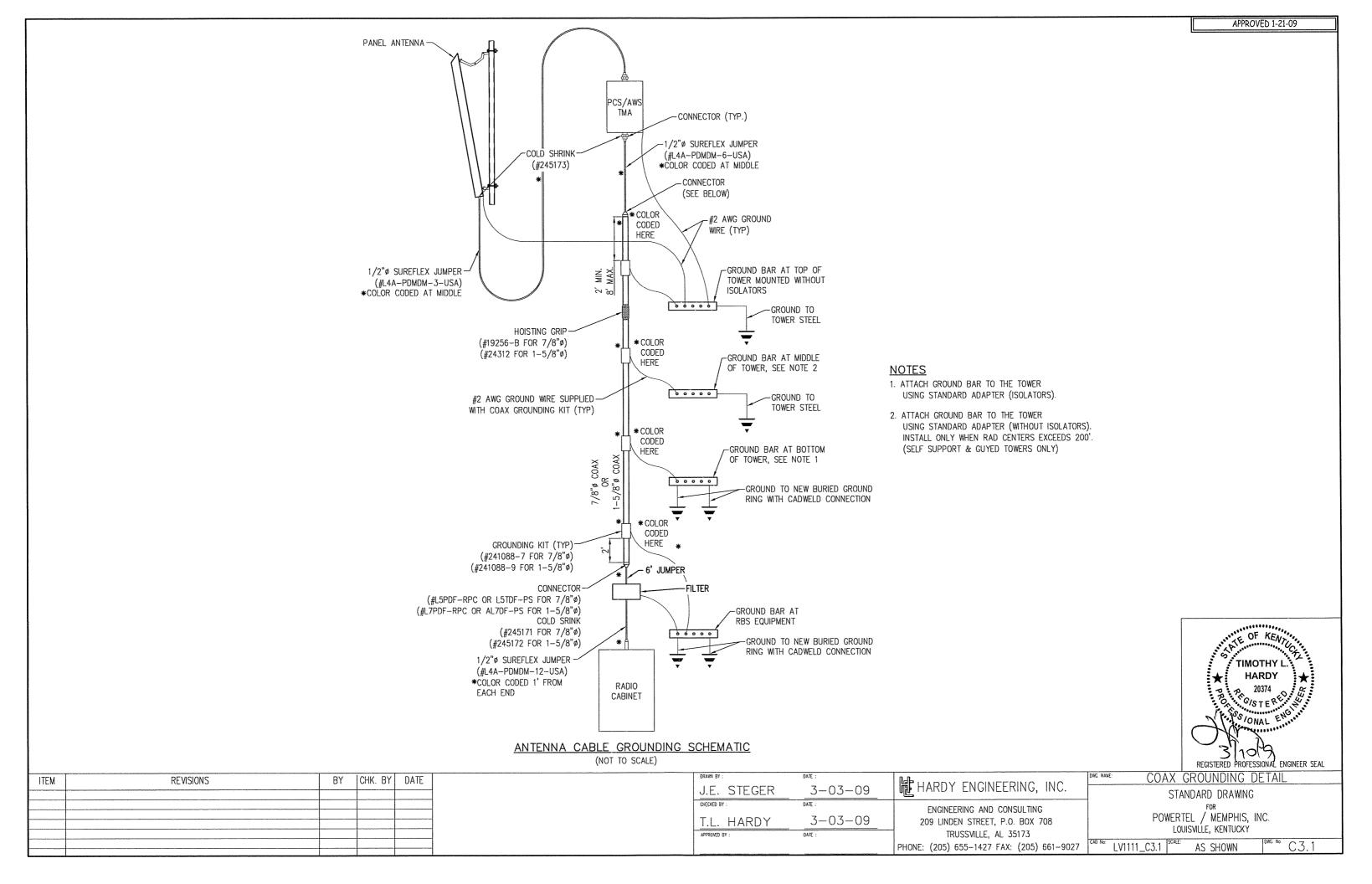
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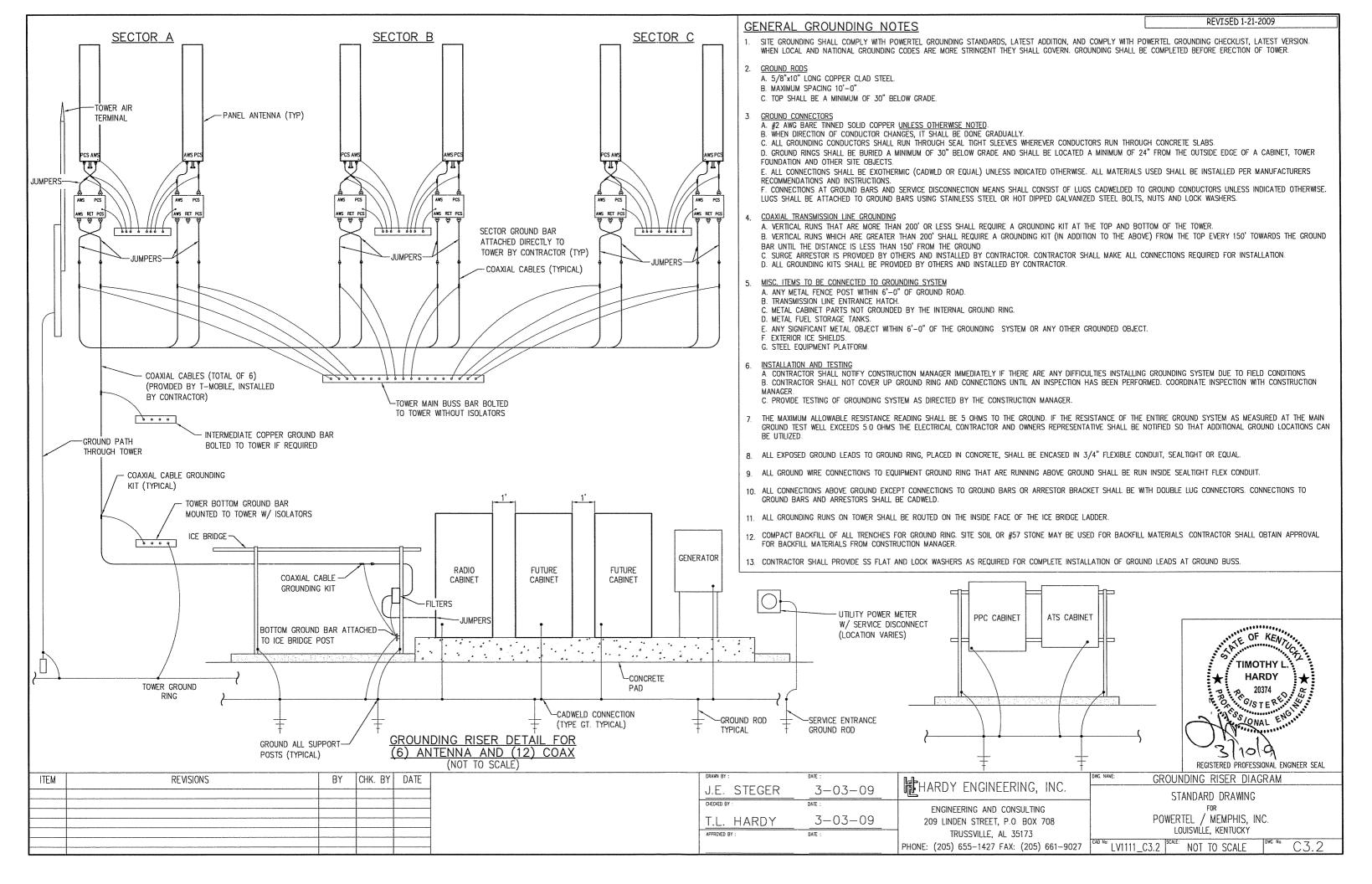
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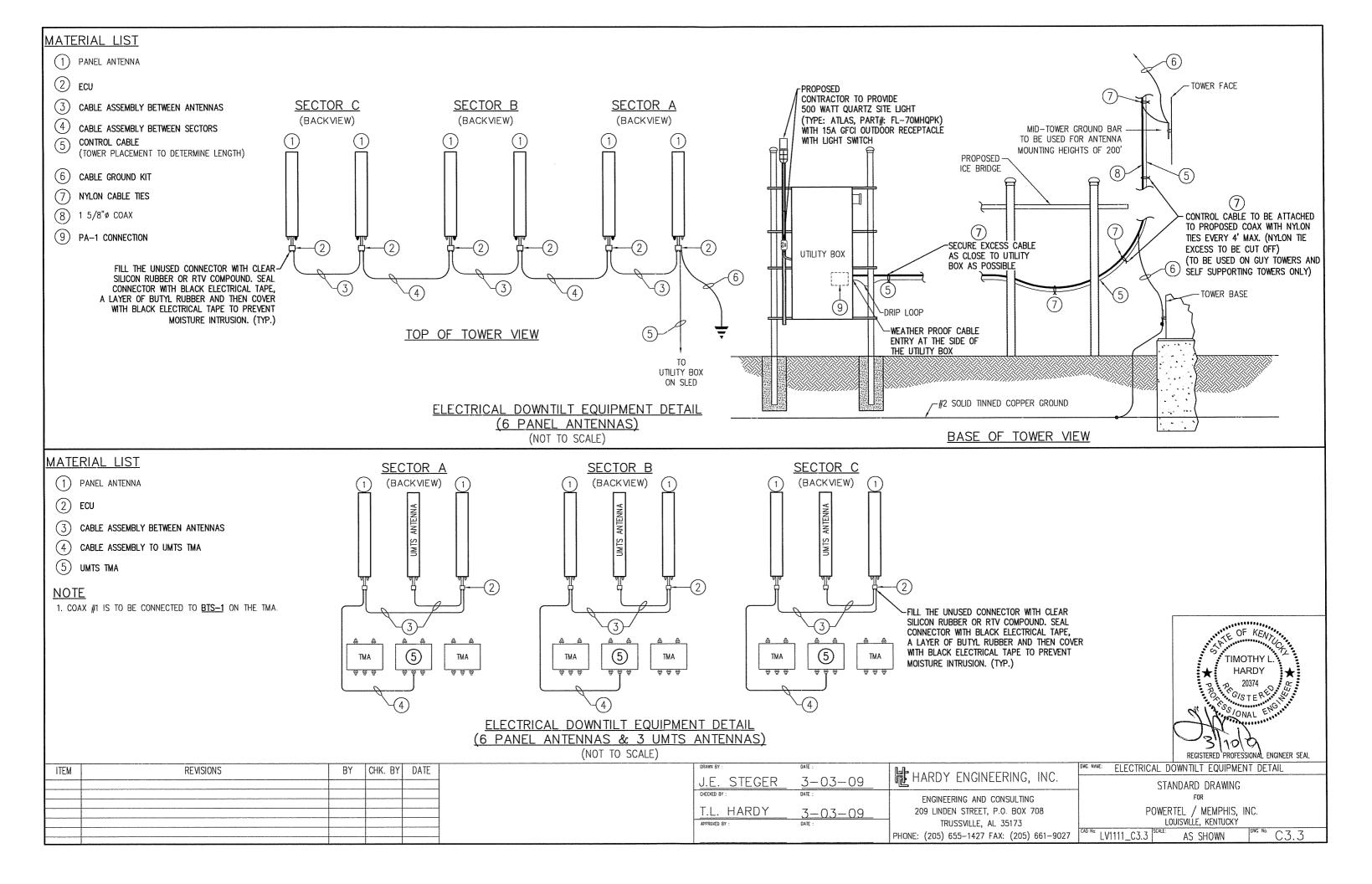
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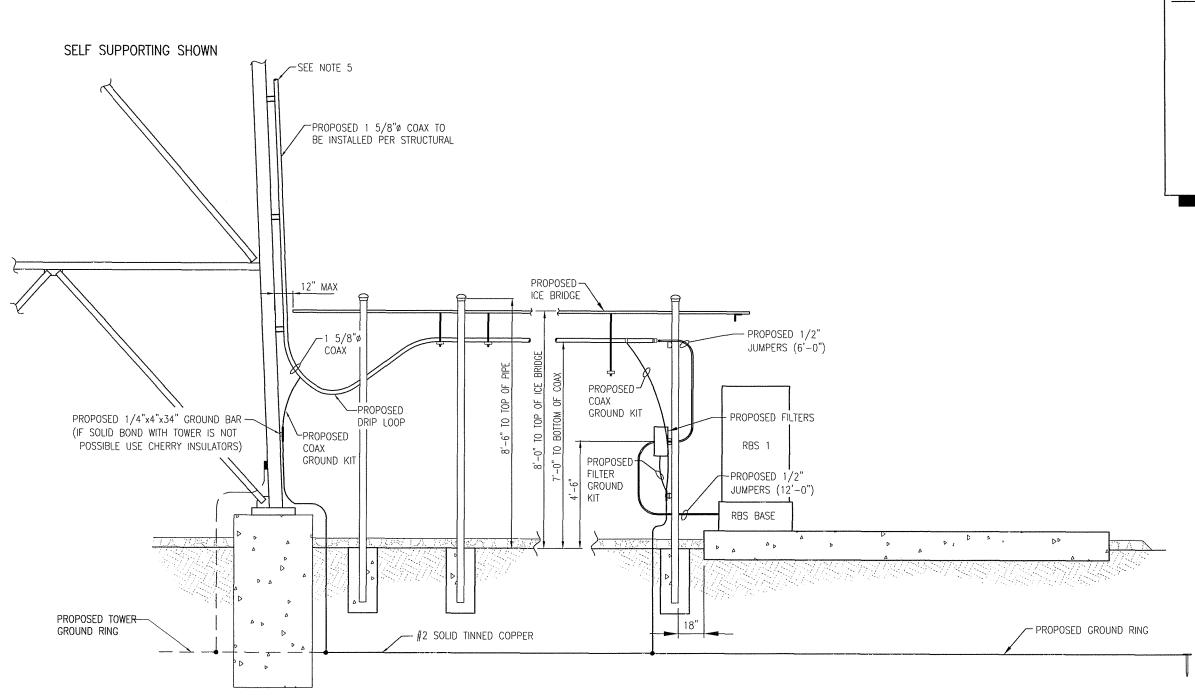








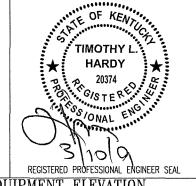




EQUIPMENT ELEVATION

NOTES

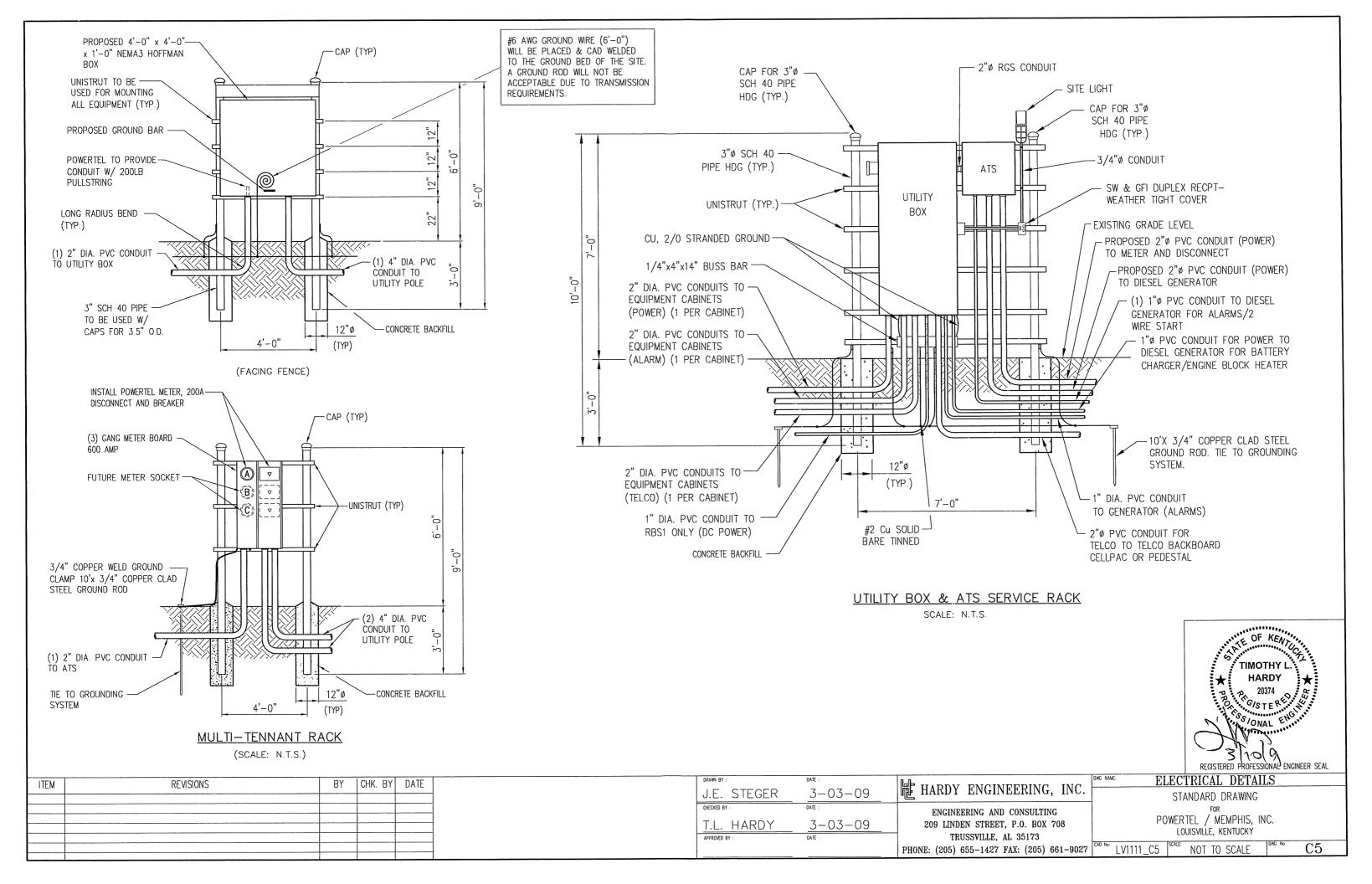
- 1. ALL CONDUIT SHALL BE PVC CONDUIT UNLESS OTHERWISE NOTED
- 2. ALL CONDUIT PENETRATING EQUIPMENT PANELS SHALL BE SECURED WITH A GROUNDING BUSHING AND GROUNDED TO EQUIPMENT GROUND BUSS WITH A GROUND LUG.
- 3. ALL CONDUITS TO BE SECURED WITH CONDUIT BEAM CLAMP <u>O-Z / GEDNEY</u> TYPE "J".
- 4. PROVIDE A SMOOTH TRANSITION AND DRIP LOOP.
- 5. ANTENNA END OF 1 5/8" COAX SHALL BE SUPPORTED NO MORE THAN 1 FOOT FROM END OF CONNECTOR.
- 6. 1/2"ø COAX SHALL BE SUPPORTED EVERY 2'-0" TO 2'-6" WITH ANGLE ADAPTORS WITH CLAMP OR EQUIVALENT.

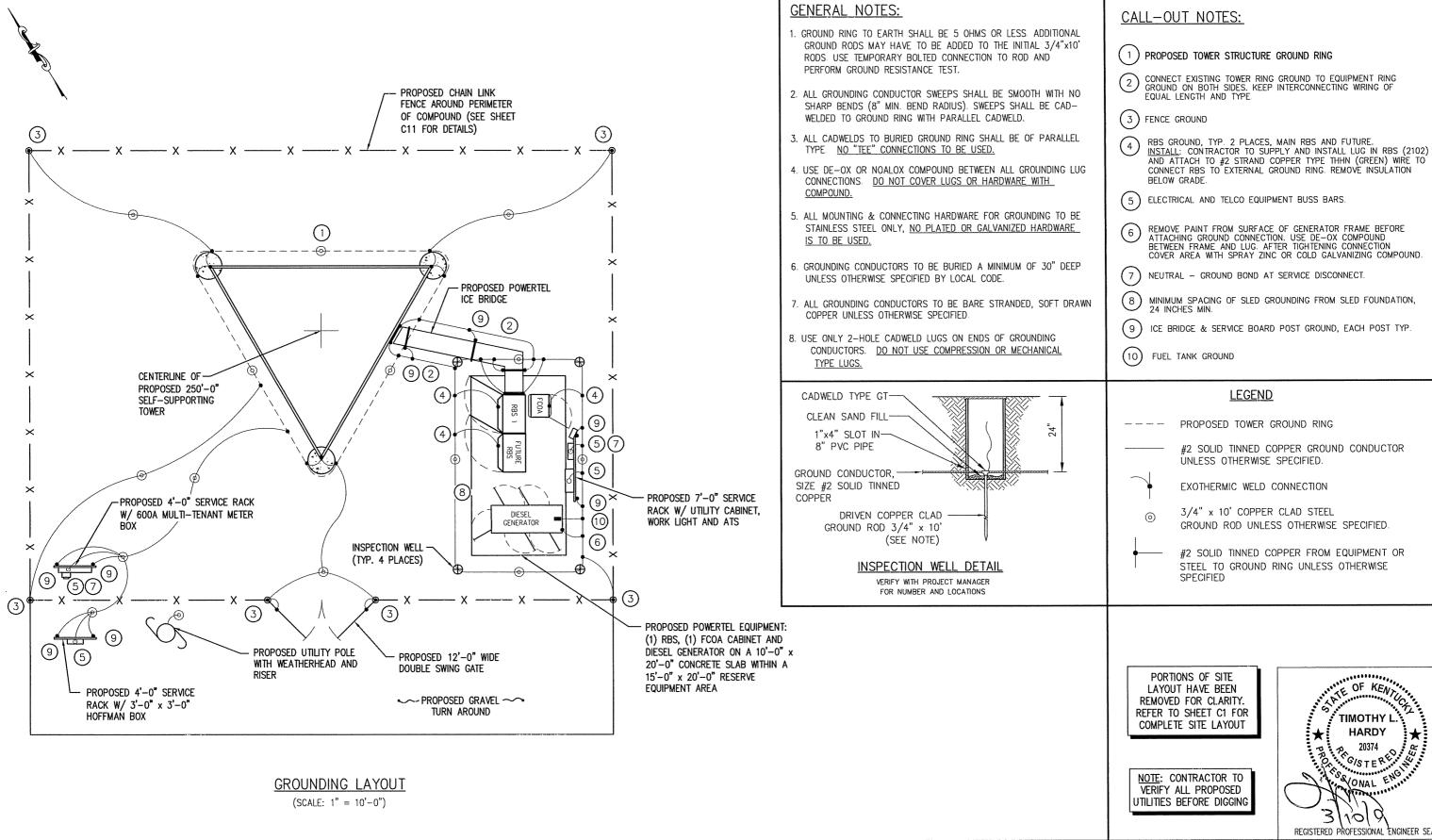


	HARDY ENGINEERING, INC.	OWG NAME: EQUIPMENT ELEVATION			
	HARDY ENGINEERING, INC.	STANDARD DRAWING			
ENGINEERING AND CONSULTING 209 LINDEN STREET, P.O. BOX 708		FOR			
		POWERTEL / MEMPHIS, INC.			
	TRUSSVILLE, AL 35173	LOUISVILLE, KENTUCKY			
	PHONE: (205) 655-1427 FAX: (205) 661-9027	CAD NO: LV1111_C4 SCALE: NOT TO SCALE DWC NO. C4			

ITEM	REVISIONS	BY	CHK. BY	DATE

J.E. STEGER 3-03-09 CHECKED BY : 3-03-09 T.L. HARDY



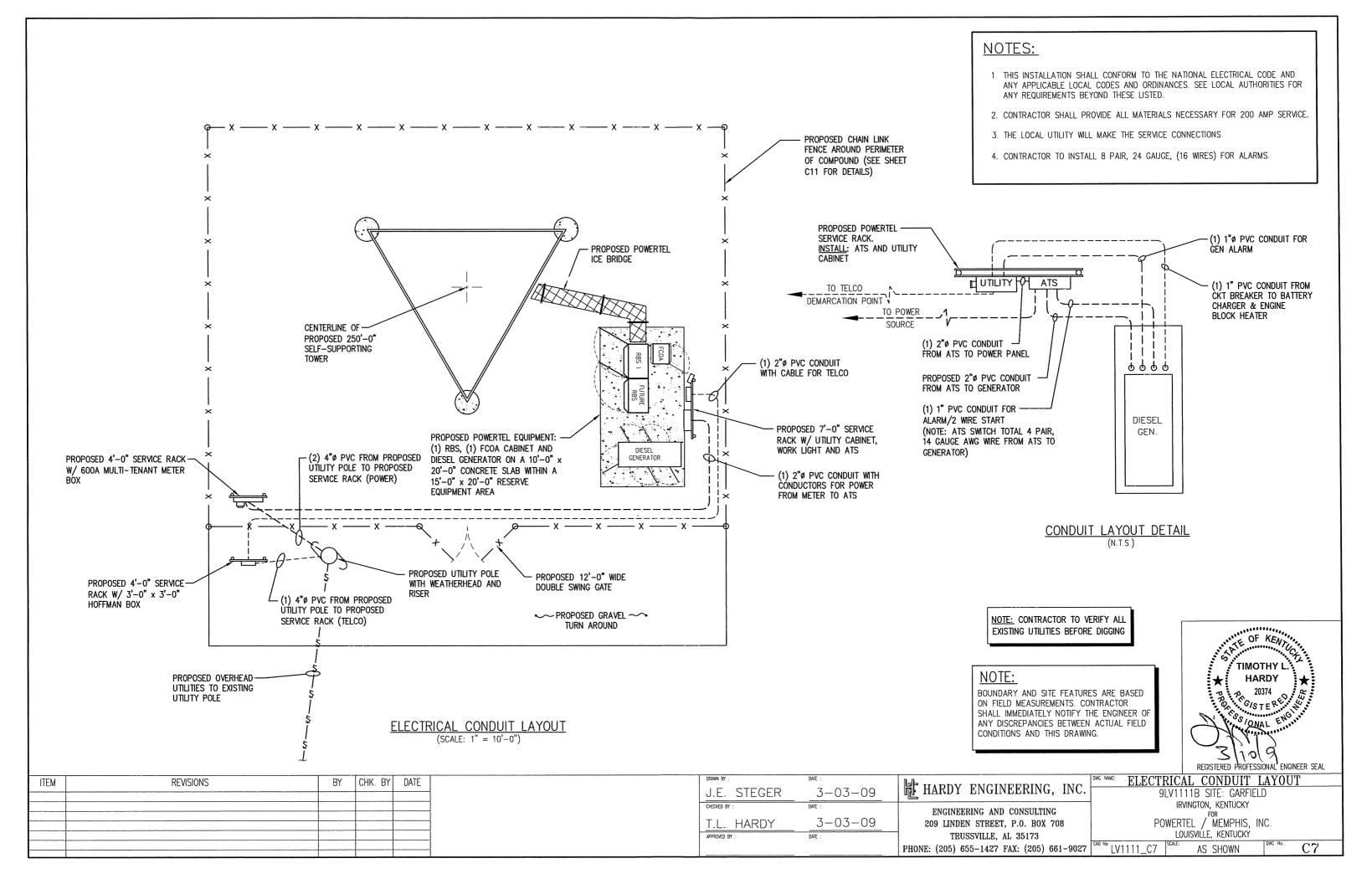


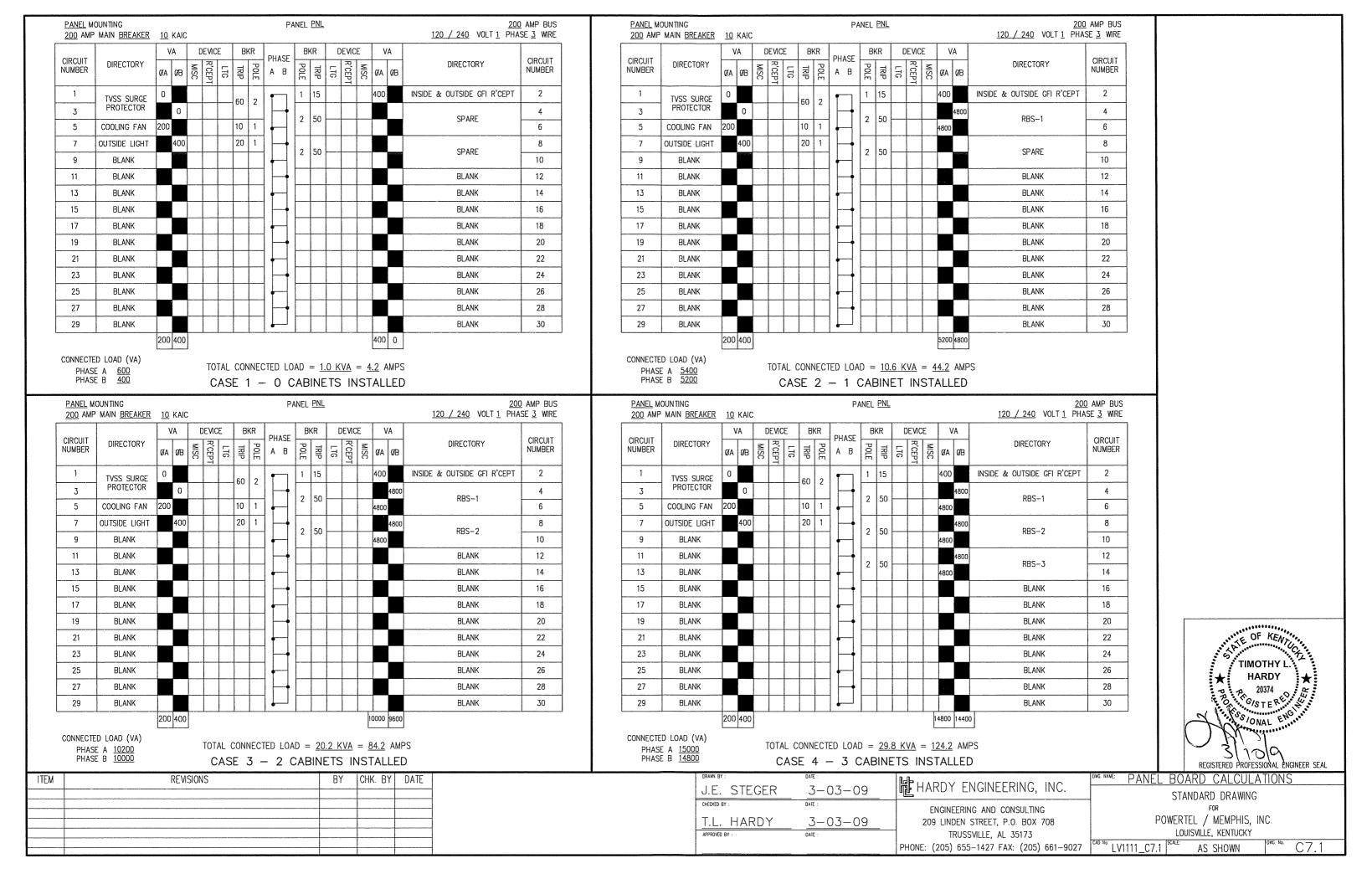
REGISTERED PROFESSIONAL ENGINEER SEAL GROUNDING LAYOUT CHK. BY DATE ITEM REVISIONS HARDY ENGINEERING, INC. J.E. STEGER 3-03-09 9LV1111B SITE: GARFIELD IRVINGTON, KENTUCKY CHECKED BY ENGINEERING AND CONSULTING FOR T.L. HARDY 3-03-09 POWERTEL / MEMPHIS, INC. 209 LINDEN STREET TRUSSVILLE, AL 35173 LOUISVILLE, KENTUCKY APPROVED BY PHONE: (205) 655-1427 FAX: (205) 661-9027 LV1111 C6 AS SHOWN C6

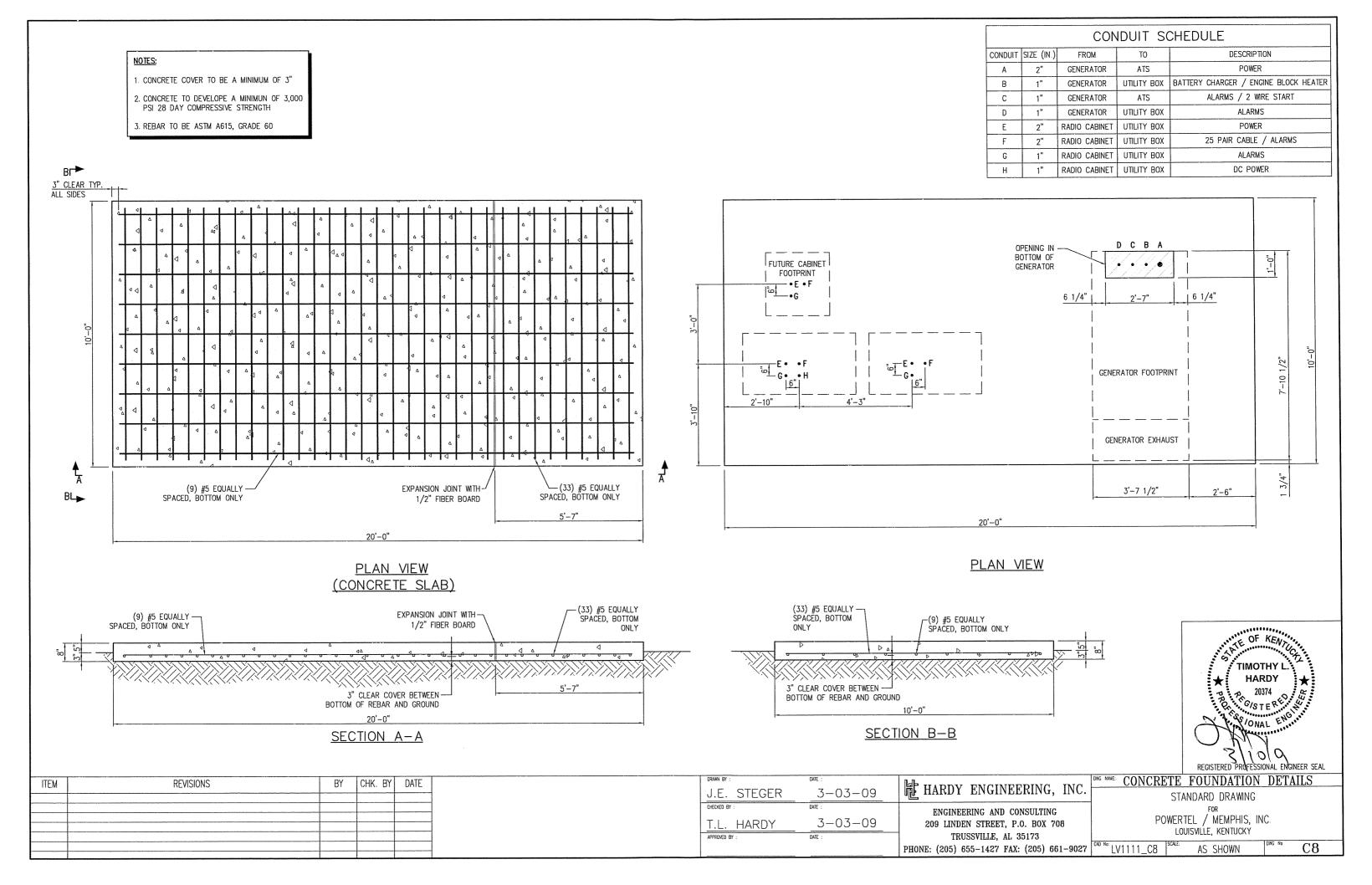
TIMOTHY L.

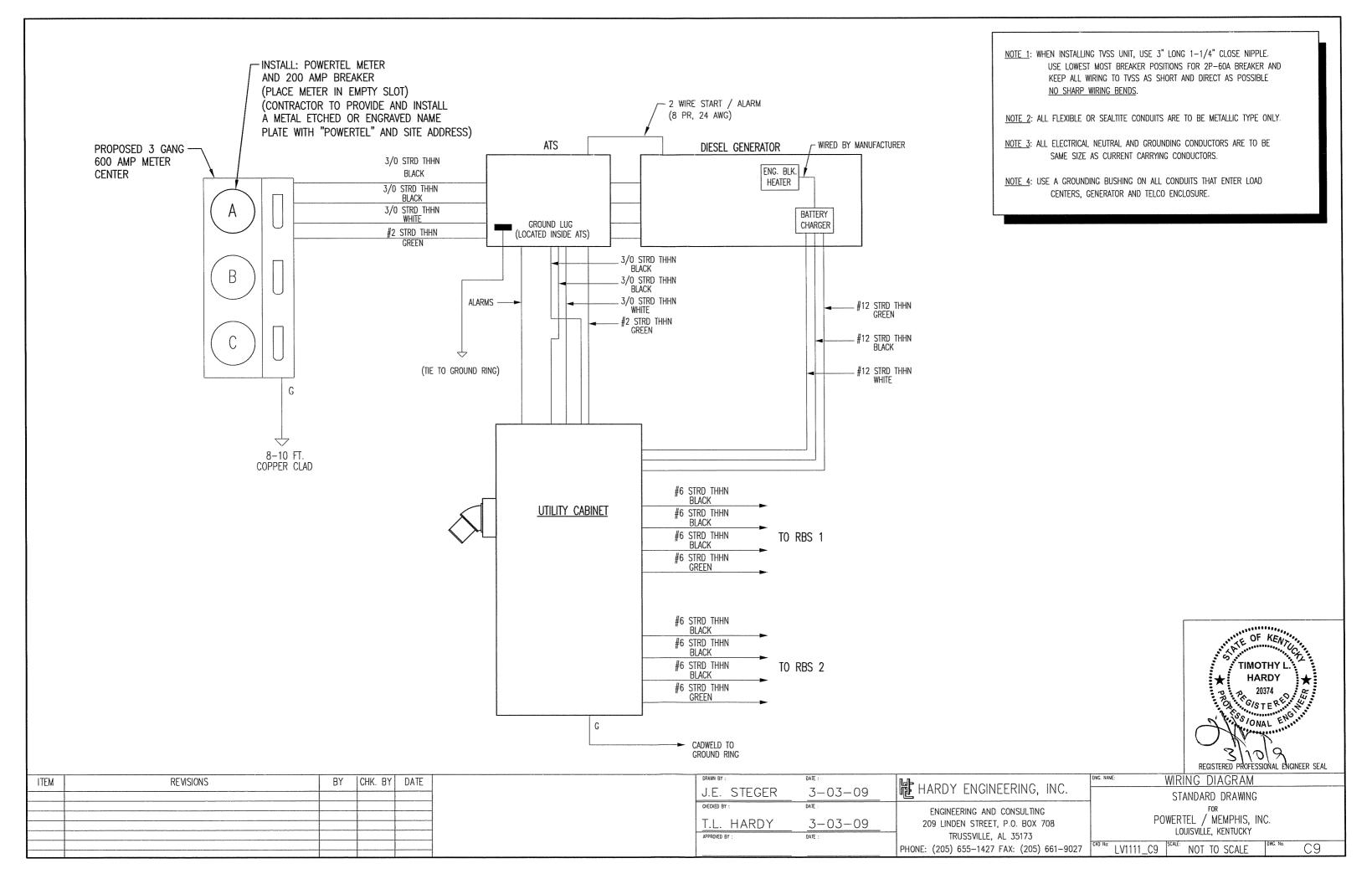
HARDY 20374

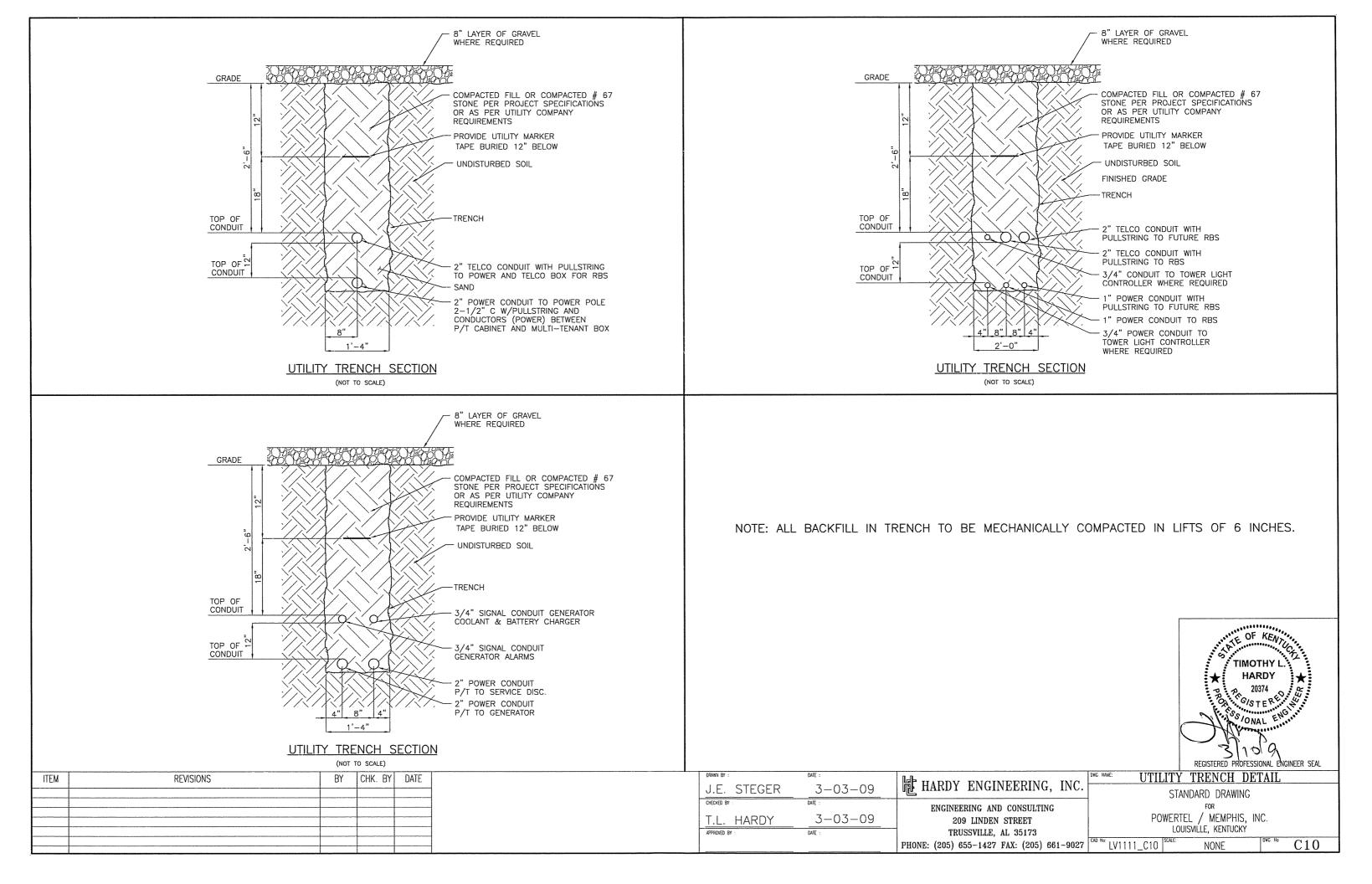
11019

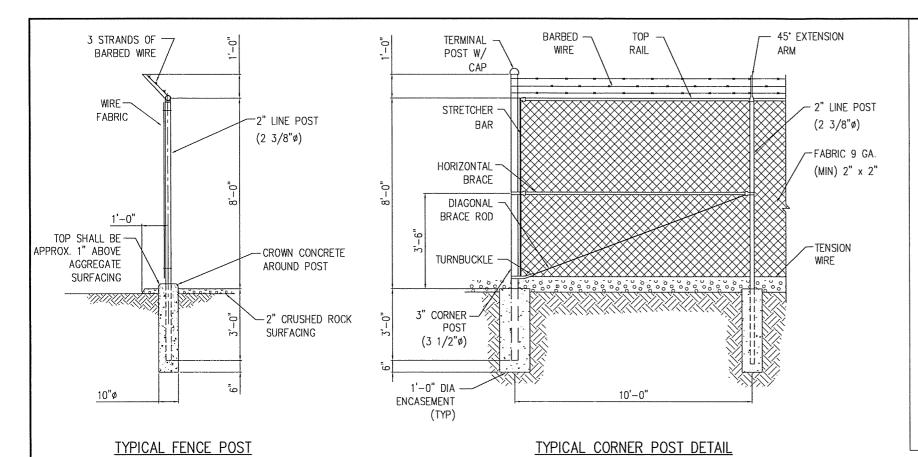












-3 STRANDS OF BARBED WIRE ON A GATE POST NOT TO SCALE VERTICAL EXTENSION ARM. W/ CAP FABRIC 9 GA. (MIN) 2" x 2" PLUNGER BAR WITH HANDLE PLUNGER INSET 2" OF PIPE IN CONC. CRUSHED ROCK 12"ø 1'-0" 6'-0" 6'-0" 12'-0"

12'-0" DOLIBLE SWING GATE DETAIL

FENCE TYPE:

SHALL CONSIST OF GALVANIZED STEEL FRAMEWORK AND GALVANIZED STEEL FABRIC WITH A HEIGHT
OF 9 FEET AND AN OVERALL HEIGHT OF 8 FEET FROM THE BOTTOM OF THE FABRIC TO THE TOP BARBED WIRE. THE FENCE SHALL
HAVE A TOP RAIL, BOTTOM TENSION WIRE, AND THREE STRANDS OF BARBED WIRE MOUNTED ON VERTICAL EXTENSION ARMS.
THE UPPER STRAND SHALL BE APPROXIMATLEY 12 INCHES ABOVE THE TOP OF THE FABRIC. POSTS SALL BE SET IN CONCRETE
OR IN SLEEVES AS DETAILED.

MATERIALS:

MATERIALS FOR CHAIN LINK FENCING SHALL BE AS FOLLOWS. ALL STEEL OR MALLEABLE IRON PARTS AND ACCESSORIES FOR FRAMEWORK SHALL BE HOT-DIP GALVANIZED IN ACCORDANCE WITH RESIDENTIAL STANDARDS:

FABRIC: RESIDENTIAL FABRIC 11-1/2 GAUGE, 2 1/4 INCH MESH; GALVANIZED ASTM A392, CLASS 2; TWISTED SELVAGE ON TOP, KNUCKLED SELVAGE ON BOTTOM.

COMMERCIAL POST: LINE POST ARE 20 INCH, SCH. 40, 2 1/2 O.D. PIPE

TERMINAL POSTS (END, CORNER, AND PULL) ARE 2-1/20 INCH, SCH. 40, 2-7/8 INCH 0.D. PIPE GATE POST (SWING POSTS) ARE GATE OR LEAF 6ft OR LESS, 2-1/20 INCH, SCH. 40, 2-7/8 INCH 0.D. PIPE GATE OR LEAF OVER 6ft WIDE AND UP TO 13ft, 3-1/20 INCH, SCH. 40, 4 INCH 0.D. PIPE TOP RAILS ARE 1-5/8 INCH OD (17 GAUGE) PIPE.

MATERIALS: RAIL COUPLINGS: SLEEVE TPE, 6 INCHES EXPANSION SPRING IN EVERY FIFTH COUPLING.

BRACING: PIPE BRACE SAME AS TOP RAIL, WITH 3/8 INCH DIAMETER STEEL ROD TRUSS AND TIGHTENER POST TOPS: PRESSED STEEL, MALLEABLE IRON WITH PRESSED STEEL EXTENSION ARM, OR ONE—PIECE ALUMINUM CASTING; WITH HOLE FOR TOP RAIL, DESIGNED TO FIT OVER THE OUTSIDE OF THE POST AND TO PREVENT ENTRY OF MOISTURE INTO TUBULAR POST.

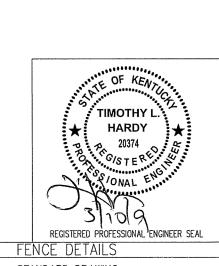
BARBED WIRE: GALVANIZED, ASTM A121 CLASS 3; THREE 14 GAUGE MINIMUM STEEL WIRES WITH 4 POINT ROUND 14 GAUGE BARBS SPACED 4 INCHES APART.

STRETCHER BARS: STEEL, 3/16 BY 3/4 INCH, OR EQUIVALENT CROSS-SECTIONAL AREA.

FABRIC TIES: ALUMINUM BANDS AND WIRES.

GATE FRAMES: 1-1/20 INCH, SCH. 40, 1-7/8 INCH OD PIPE.

TENSION WIRE: GALVANIZED OR ALUMINUM COATED COIL SPRING WIRE, 7 GAUGE.



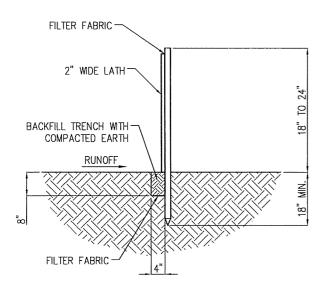
	J	IZ TO DOODLE SMIN	O ONIL DETAIL				3/10/9
							registered professional ³ engineer seal
ITEM	REVISIONS	BY CHK.	BY DATE	DRAWN BY :	DATE :	LE LINDON ENGINEEDING INC	DWG. NAVE: FENCE DETAILS
				J.E. STEGER	3-03-09	HARDY ENGINEERING, INC.	STANDARD DRAWING
				CHECKED BY :	DATE :	ENGINEERING AND CONSULTING	FOR
				T.L. HARDY	3-03-09	209 LINDEN STREET, P.O. BOX 708	POWERTEL / MEMPHIS, INC.
				APPROVED BY :	DATE :	TRUSSVILLE, AL 35173	LOUISVILLE, KENTUCKY
						PHONE: (205) 655-1427 FAX: (205) 661-9027	CAD No: LV1111_C11 SCALE: AS SHOWN DING. No. C11

INSTALLATION:

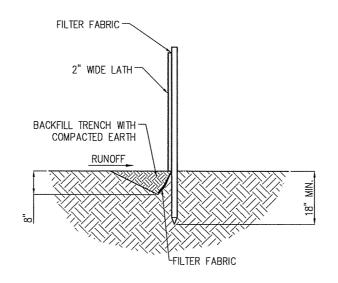
- 1. THE FENCE SHOULD BE PLACED ACROSS THE SLOPE ALONG A LINE OF UNIFORM ELEVATION (PERPENDICULAR TO THE DIRECTION OF THE FLOW). THE FENCE SHOULD BE LOCATED AT LEAST 10'-0" FROM THE TOE OF STEEP SLOPES TO PROVIDE SEDIMENT STORAGE AND ACCESS FOR MAINTENANCE AND CLEANOUT
- 2. A FLAT-BOTTOM TRENCH APPROXIMATELY 4" WIDE AND 8" DEEP, OR A V-SHAPED TRENCH 8" DEEP SHOULD BE EXCAVATED. ON THE DOWN SLOPE SIDE OF THE TRENCH, DRIVE THE 2" x 2" WOOD POSTS AT LEAST 18" INTO THE GROUND, SPACING THEM NO FURTHER THAN 6'-0" APART.
- 3. POSTS SHOULD BE INSTALLED, WITH 1" TO 2" OF THE POST PROTRUDING ABOVE THE TOP OF THE FABRIC AND NO MORE THAN 3'-0" OF THE POST SHOULD PROTRUDE ABOVE THE GROUND. THE MINIMUM FENCE HEIGHT (HEIGHT OF FILTER FABRIC ABOVE GRADE) SHALL BE 18". THE MAXIMUM FENCE HEIGHT (HEIGHT OF FILTER FABRIC ABOVE GRADE) SHALL BE 24 INCHES.
- 4. THE FILTER FABRIC SHOULD BE PURCHASED IN A CONTINUOUS ROLL AND CUT TO LENGTH OF THE BARRIER TO AVOID THE USE OF JOINTS. WHEN JOINTS ARE NECESSARY, FILTER CLOTH SHOULD BE WRAPPED TOGETHER ONLY AT A SUPPORT POST WITH BOTH ENDS SECURELY FASTENED TO THE POST, WITH A MINIMUM 6" OVERLAP.
- 5. EXTRA-STRENGTH FILTER CLOTH (50 POUNDS / LINEAR INCH MINIMUM TENSILE STRENGTH) SHOULD BE USED. A 2" WIDE LATHE SHALL BE STAPLED OVER THE FILTER FABRIC TO SECURELY FASTEN IT TO THE UPSLOPE SIDE OF THE POSTS. THE STAPLES USED SHOULD BE 1.5" HEAVY-DUTY WIRE STAPLES SPACED A MAXIMUM OF 8" APART.
- 6. PLACE THE BOTTOM 12" OF THE FILTER FABRIC INTO THE 8" DEEP TRENCH, EXTENDING THE REMAINING 4" TOWARDS THE UPSIDE OF THE TRENCH AND BACK FILL THE TRENCH WITH SOIL OR GRAVEL AND COMPACTED

INSPECTION AND MAINTENANCE:

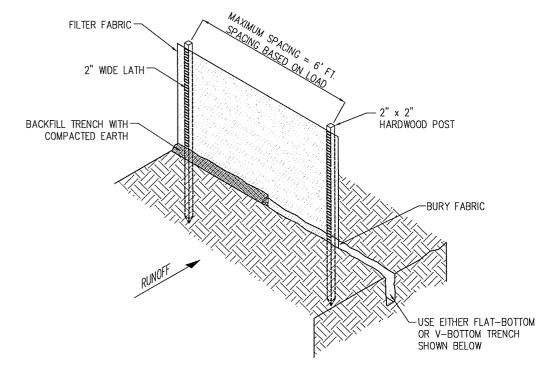
- 1. INSPECT SILT FENCE EVERY SEVEN (7) CALENDAR DAYS AND WITHIN 24-HOURS AFTER EACH RAINFALL EVENT THAT PRODUCES 1/2" OR MORE OF PRECIPITATION CHECK FOR AREAS WHERE RUNOFF HAS ERODED A CHANNEL BENEATH THE FENCE, OR WHERE THE FENCE WAS CAUSED TO SAG OR COLLAPSE BY RUNOFF OVER TOPPING
- 2. IF THE FENCE FABRIC TEARS, BEGINS TO DECOMPOSE, OR IN ANY OTHER WAY BECOMES INEFFECTIVE, REPLACE THE AFFECTED SECTION OF FENCE IMMEDIATELY.
- 3. SEDIMENT MUST BE REMOVED WHEN IT REACHES APPROXIMATELY 1/3 THE HEIGHT OF THE FENCE, ESPECIALLY IF HEAVY RAINS ARE EXPECTED.
- 4. SILT FENCE SHOULD BE REMOVED WITHIN 30 DAYS AFTER FINAL SITE STABILIZATION IS ACHIEVED OR AFTER TEMPORARY BMPs ARE NO LONGER NEEDED. TRAPPED SEDIMENT SHOULD BE REMOVED OR STABILIZED ON SITE. DISTURBED AREAS RESULTING FROM FENCE REMOVAL SHALL BE PERMANENTLY STABILIZED.



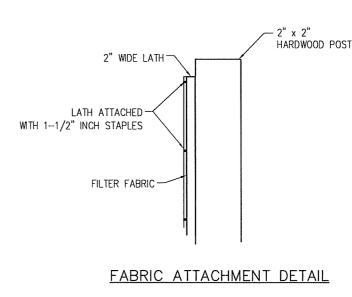








SILT FENCE INSTALLATION





ITEM	REVISIONS	BY	CHK. BY	DATE

	DRAWN BY :	DATE :	Ide
	J.E. STEGER	3-03-09	能HARDY ENGINEERING, INC.
	CHECKED BY :	DATE :	ENGINEERING AND CONSULTING
	T.L. HARDY	3-03-09	209 LINDEN STREET, P.O. BOX 708
	APPROVED BY :	DATE :	TRUSSVILLE, AL 35173
			PHONE: (205) 655-1427 FAX: (205) 661-9027

LV1111_C12

MG. NAME: SILT FENCE DETAILS & NOTES STANDARD DETAILS POWERTEL / MEMPHIS, INC. LOUISVILLE, KENTUCKY C12