# CASE NUMBER: 99-463

HISTORY INDEX FOR CASE: 1999-463 TRITEL FINANCE, INC. Construct



KY. PUBLIC SERVICE COMMISSION AS OF : 03/14/00



IN THE MATTER OF THE APPLICATION OF CROWN COMMUNICATION INC., TRITEL COMMUNICATIONS, INC. AND TRITEL FINANCE, INC. FOR ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO CONSTRUCT A WIRELESS COMMUNICATIONS FACILITY AT 800 ASKEW SERVICE ROAD HOPKINSVILLE, KY 42240 IN THE WIRELESS COMMUNICATIONS LICENSE AREA IN THE COMMONWEALTH OF KENTUCKY IN THE COUNTY OF CHRISTIAN

CELL SITE - 800 ASKEW SERVICE ROAD - HOPKINSVILLE

SITE NAME: ASKEW SERVICE ROAD

SEQ ENTRY NBR DATE

REMARKS

12/01/1999 Application. 0001 0002 12/02/1999 Acknowledgement letter. 12/27/1999 DAVID PIKE CROWN COMMUNICATION-MOTION TO SUBMIT FOR EXPEDITED DECISION WITHOUT PUBLIC HEARI 02/18/2000 FINAL ORDER GRANTING CONSTRUCTION M0001 0003 02/22/2000 DAVID PIKE CROWN COMMUNICATIONS-FAA & KY AIRPORT ZONING COMMISSION APPROVALS M0002



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PUBLIC SERVICE COMMISSION

February 22, 2000

Susan G. Hutcherson Filings Division Manager, Docket Branch Kentucky Public Service Commission 730 Schenkel Lane P.O. Box 615 Frankfort, KY 40602

Re: Applicant: Crown Communication, Inc. PSC Case No.: 99-463 Crown Site No.: 083-198 Crown Site Name: Askew Service Road Federal Aviation Administration Approval Kentucky Airport Zoning Commission Approval

Dear Susan:

Please accept this letter and the attached documents as an official filing in the abovereferenced Public Service Commission action. The Certificate of Public Convenience and Necessity issued in this action called for the Applicant to file a copy of the Federal Aviation Administration and Kentucky Airport Zoning Commission approvals once they were obtained. Copies of this relevant documentation are attached to this letter for inclusion in the official case file.

If you have any questions or comments concerning this matter, please do not hesitate to contact me.

Sincerely

David A. Pike Regional Counsel, Crown Communication Inc. E-mail: pikelegal@aol.com

DAP/slb

Enclosures



Shepherdsville Office • 200 S. Buckman Street • P.O. Box 369 • Shepherdsville, Kentucky 40165-0369 • (502) 955-4400 / Fax: (502) 543-4410 Frankfort Office • Frankfort Plaza • P.O. Box 771 • Frankfort, Kentucky 40602-0771 • (502) 875-4048

.....

100521/KY-Askew Service Ro

AERONAUTICAL STUDY

No: 99-ASO-6346-OE

Federal Aviation Administration Southern Region, ASO-520 P.O. Box 20636 Atlanta, GA 30320

ISSUED DATE: 01/19/00

CHRISTINE VERRE 800521 CROWN COMMUNICATION, INC 375 SOUTHPOINTE BLVD CANONSBURG, PA 15317

**\*\*** DETERMINATION OF NO HAZARD TO AIR NAVIGATION **\*\*** 

The Federal Aviation Administration has completed an aeronautical study under the provisions of 49 U.S.C., Section 44718 and, if applicable, Title 14 of the Code of Federal Regulations, part 77, concerning:

Description:	NEW ANTENNA TOWER
-	SEE ATTACHED FREQUENCIES
Location:	OAK GROVE KY
Latitude:	36-44-32.38 NAD 83
Longitude:	087-28-42.87
Heights:	181 feet above ground level (AGL)
-	749 feet above mean sea level (AMSL)

This aeronautical study revealed that the structure does not exceed obstruction standards and would not be a hazard to air navigation provided the following condition(s), if any, is(are) met:

-It is required that the enclosed FAA Form 7460-2, Notice of Actual Construction or Alteration, be completed and returned to this office any time the project is abandoned or:

A At least 10 days prior to start of construction (7460-2, Part I)

 $\chi$  Within 5 days after construction reaches its greatest height (7460-2, Part II)

-To coordinate frequency activation and verify that no interference is caused to FAA facilities, prior to beginning any transmission from the site you must contact U.S. ARMY AT 703-325-8210.

-See attachment for additional condition(s) or information.

Based on this evaluation, marking and lighting are not necessary for aviation safety. However, if marking and/or lighting are accomplished on a voluntary basis, we recommend it be installed and maintained in accordance with FAA Advisory Circular 70/7460-1J.

While the structure does not consitute a hazard to air navigation, it would be located within or near a military training area and/or route.

This determination expires on 07/19/01 unless:

- (a) extended, revised or terminated by the issuing office or
- (b) the construction is subject to the licensing authority of the Federal Communications Commission (FCC) and an application for a construction permit has been filed, as required by the FCC, within 6 months of the date of this determination. In such case the determination expires on the date prescribed by the FCC for completion of construction or on the date the FCC denies the

10-01-00 05:12pm From-CROWN COMMUN

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F-996

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application.

NOTE: REQUEST FOR EXTENSION OF THE EFFECTIVE PERIOD OF THIS DETERMINATION MUST BE POSTMARKED OR DELIVERED TO THIS OFFICE AT LEAST 15 DAYS PRIOR TO THE EXPIRATION DATE.

-As a result of this structure being critical to flight safety, it is required that the FAA be kept apprised as to the status of this project. Failure to respond to periodic FAA inquiries could invalidate this determination.

This determination is based, in part, on the foregoing description which includes specific coordinates, heights, frequency(ies) and power. Any changes in coordinates, heights, frequency(ies) or use of greater power will void this determination. Any future construction or alteration, including increase in heights, power, or the addition of other transmitters, requires separate notice to the FAA.

This determination does include temporary construction equipment such as cranes, derricks, etc., which may be used during actual construction of the structure. However, this equipment shall not exceed the overall heights as indicated above. Equipment which has a height greater than the studied structure requires separate notice to the FAA.

This determination concerns the effect of this structure on the safe and efficient use of navigable airspace by aircraft and does not relieve the sponsor of compliance responsibilities relating to any law, ordinance, or regulation of any Federal, State, or local government body.

A copy of this determination will be forwarded to the Federal Communications Commission if the structure is subject to their licensing authority.

If we can be of further assistance, please contact our office at 404-305-5581. On any future correspondence concerning this matter, please refer to Aeronautical Study Number 99-ASO-6346-OE.

ade Carpenter

Wade Carpenter Specialist, Airspace Branch

(DNE)

7460-2 Attached Attachment A.94

TOK-

### ATTACHMENT

AERONAUTICAL STUDY NO. 99-ASO-6346-OE

FREQUENCIES \*\*\*

100 Watts 33-54 MHz 100 Watts 72-73 MHz 250 Watts 144-162 MHz 100 Watts 220-222 MHz 250 Watts 450-502 MHz 500 Watts 800-960 MHz 500 Watts 1,500 MHz 1,900-2,000 MHz 500 Watts 5,000-6,500 MHz 100 Watts 10,000-11,000 MHz 100 Watts 18,000 MHz 100 Watts 21,000 MHz 100 Watts 100 Watts 24,000 MHz 100 Watts 38,000 MHz 2-18 GHz 80 dbm EIRP

\*\*\* Proponent must contact U.S. Army Spectrum Branch at 703-325-8210 before transmitting.



entucky Airport Loning Commission 125 Holmes Street Frankfort, KY 40622

8005 21/KY-ASKen Semiek

December 15, 1999

### APPLICATION NOT REQUIRED

CROWN COMMUNICATION INC CHRISTINE VERRE, REGULATORY COORDINATOR 375 SOUTH POINTE BOULEVARD Cannonsburg, PA 15317

SUBJECT: AS-024-HVC-99-299

STRUCTURE:Antenna TowerLOCATION:Oak Grove, KYCOORDINATES:36°44'32.38"N / 87°28'42.87"WHEIGHT:181'AGL/749'AMSL

Your application has been returned to you for the reason that you are not required by the Commission regulations to have a permit to construct the structure described in the application.

However, if the height of the structure is increased to exceed 200 feet above ground level or 768 feet above mean sea level then a permit is required.

Rorald Bland, Administrator



COMMONWEALTH OF KENTUCKY PUBLIC SERVICE COMMISSION 211 SOWER BOULEVARD POST OFFICE BOX 615 FRANKFORT, KY. 40602 (502) 564-3940

### CERTIFICATE OF SERVICE

RE: Case No. 1999-463 TRITEL FINANCE, INC.

I, Stephanie Bell, Secretary of the Public Service Commission, hereby certify that the enclosed attested copy of the Commission's Order in the above case was served upon the following by U.S. Mail on February 18, 2000.

See attached parties of record.

Secretary of the Commission

SB/sa Enclosure David Burak Tritel Finance, Inc. 1512 Crums Lane Louisville, KY. 40216

Lloyd McCarthy Crown Communication Inc. Commonwealth Business Center 11001 Bluegrass Parkway, Suite 330 Louisville, KY. 40299

Honorable David A. Pike Attorney for Crown Communication Inc Pike Legal Group 200 South Buckman Street P. O. Box 369 Shepherdsville , KY. 40165 0369

Honorable Sandra F. Keene & Honorable Mark W. Dobbins Attorneys for Tritel Tilford, Dobbins, Alexander, Buckaway & Black One Riverfront Plaza, Suite 1400 Louisville, KY. 40202

### COMMONWEALTH OF KENTUCKY

### BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

FACILITY AT 800 ASKEW SERVICE ROAD)99-4HOPKINSVILLE, KY 42240)IN THE WIRELESS COMMUNICATIONS LICENSE AREA)IN THE COMMONWEALTH OF KENTUCKY)IN THE COUNTY OF CHRISTIAN)SITE NAME: ASKEW SERVICE ROAD)	E NO. 463
SITE NAME: ASKEW SERVICE ROAD ) SITE NUMBER: 083-198 )	

# <u>ORDER</u>

On December 1, 1999, Crown Communication Inc. ("Crown"), as ultimate owner, and Tritel Communications, Inc. ("Tritel") and Tritel Finance, Inc. filed an application seeking a Certificate of Public Convenience and Necessity to build and operate a cellular radio telecommunications system for the Louisville Major Trading Area ("MTA"). Crown has requested authorization to construct a cell site in Christian County and Tritel has provided evidence that the public convenience and necessity will be served by the proposed construction.

The proposed cell site consists of a 175-foot or less self supporting antenna tower to be located in Christian County, Kentucky ("the Askew Service Road site"). The coordinates for the Askew Service Road site are North Latitude 36° 44' 32.38" by West Longitude 87° 28' 42.87".

Crown has provided information regarding the structure of the tower, safety measures, and antenna design criteria for the Askew Service Road site. Based upon the application, the design of the tower and foundation conforms to applicable nationally recognized building standards, and a Registered Professional Engineer has certified the plans.

Pursuant to 807 KAR 5:063, Section 1, Crown notified the Christian County Judge/ Executive of the pending construction. Crown has filed applications with the Federal Aviation Administration ("FAA") and the Kentucky Airport Zoning Commission ("KAZC") seeking approval for the construction and operation of the Askew Service Road site. Both applications are pending.

Crown has filed notices verifying that each person who owns property within 500 feet of the Askew Service Road site has been notified of the pending construction. The notice solicited any comments and informed the property owners of their right to intervene. In addition, notices were published in a newspaper of general circulation in Christian County and were posted in a visible location on the proposed site and on the nearest public road. The notices remained posted for at least two weeks after Crown's application was filed. To date, no intervention requests have been received.

Pursuant to KRS 278.280, the Commission is required to determine proper practices to be observed when it finds, upon complaint or on its own motion, that the facilities of any utility subject to its jurisdiction are unreasonable, unsafe, improper, or insufficient. To assist the Commission in its efforts to comply with this mandate, Crown should notify the Commission if it does not use this antenna tower to provide cellular radio telecommunications services in the manner set out in its application and this Order. Upon receipt of such notice, the Commission may, on its own motion, institute proceedings to consider the proper practices, including removal of the unused antenna tower, which should be observed by Crown.

The Commission, having considered the evidence of record and being otherwise sufficiently advised, finds that Crown should be granted a Certificate of Public Convenience and Necessity to construct and operate the Askew Service Road site in the Louisville MTA.

IT IS THEREFORE ORDERED that:

1. Crown is granted a Certificate of Public Convenience and Necessity to construct and operate the Askew Service Road site.

2. Crown shall file a copy of the final decisions regarding the pending FAA and KAZC applications for this cell site construction within 10 days of receiving these decisions.

3. Crown shall immediately notify the Commission in writing, if, after the antenna tower is built and utility service is commenced, the tower is not used for a period of 3 months in the manner authorized by this Order.

-3-

Done at Frankfort, Kentucky, this 18th day of February, 2000.

By the Commission

ATTEST:

hela Executive Director

### COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CROWN COMMUNICATION INC. TRITEL COMMUNICATIONS, INC. AND TRITEL FINANCE, INC. FOR ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO CONSTRUCT A WIRELESS COMMUNICATIONS FACILITY AT 800 ASKEW SERVICE ROAD, HOPKINSVILLE, KY 42240 IN THE WIRELESS COMMUNICATIONS LICENSE AREA IN THE COMMONWEALTH OF KENTUCKY IN THE COUNTY OF CHRISTIAN

SITE NAME: ASKEW SERVICE ROAD SITE NUMBER: 083-198

# MOTION TO SUBMIT FOR EXPEDITED DECISION WITHOUT PUBLIC HEARING (NO INTERVENERS)

Come the Crown Communication Inc. ("Crown"), as ultimate owner, and Tritel Communications, Inc. and Tritel Finance, Inc. (both Tritel entities jointly referred to as "Provider"), as a licensed public utility in the Commonwealth of Kentucky, all three entities hereinafter jointly referred to as "Applicants", by counsel, and move the Kentucky Public Service Commission ("PSC") to promptly grant a Certificate of Public Convenience and Necessity ("CPCN") in the within Application proceeding based on the following facts and circumstances:

1. The Applicants have met all filing requirements under the Kentucky Revised Statutes and the Kentucky Administrative Regulations applicable to this proceeding.

2. There are no Interveners in this proceeding after Notice has been afforded pursuant to the terms of the Kentucky Revised Statutes and the Kentucky Administrative

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PUBLIC SERVICE COMMISSION

CASE NO.: 99-463

Regulations.

3. The Wireless Communications Facility ("WCF") which is the subject of this Application for a CPCN is a vital element of the Provider's wireless communications network, and is necessary to provide service in accordance with provisions of its license with the Federal Communications Commission.

4. The county where the WCF is located has not registered for the right to regulate cell cites with the PSC, and has not adopted planning and zoning regulations in accordance with KRS 100.

5. The Application in this administrative proceeding was originally filed with the PSC on December 1, 1999, 26 days before the submission of this Motion.

WHEREFORE, Crown and the Provider, Applicants herein, by counsel, urge the PSC to promptly grant a CPCN in accordance with the terms of the Application in this proceeding without public hearing on an expedited basis.

Respectfully submitted,

David A. Pike Pike Legal Group 200 S. Buckman Street Post Office Box 369 Shepherdsville, KY 40165-0369 Telephone: (502) 955-4400 Telefax: (502) 543-4410 E-Mail: pikelegal@aol.com ATTORNEY FOR CROWN COMMUNICATION INC.

and

Mark W. Dobbins Sandra F. Keene Tilford, Dobbins, Alexander, Buckaway, & Black Suite 1400 One Riverfront Plaza Louisville, KY 40202 Telephone: (502) 584-6137 ATTORNEYS FOR TRITEL COMMUNICATIONS, INC. & TRITEL FINANCE, INC.



COMMONWEALTH OF KENTUCKY **PUBLIC SERVICE COMMISSION** 730 SCHENKEL LANE POST OFFICE BOX 615 FRANKFORT, KY. 40602 (502) 564-3940

December 10, 1999

To: All parties of record

RE: Case No. 1999-463 TRITEL FINANCE, INC.

The Commission staff has reviewed your application in the above case and finds that it meets the minimum filing requirements. Enclosed please find a stamped filed copy of the first page of your filing. This case has been docketed and will be processed as expeditiously as possible.

If you need further assistance, please contact my staff at 502/564-3940.

Sincerely,

Stephanie Bell Secretary of the Commission

SB/sh Enclosure David Burak Tritel Finance, Inc. 1512 Crums Lane Louisville, KY. 40216

Lloyd McCarthy Crown Communication Inc. Commonwealth Business Center 11001 Bluegrass Parkway, Suite 330 Louisville, KY. 40299

Honorable David A. Pike Attorney for Crown Communication Inc Pike Legal Group 200 South Buckman Street P. O. Box 369 Shepherdsville , KY. 40165 0369

Honorable Sandra F. Keene & Honorable Mark W. Dobbins Attorneys for Tritel Tilford, Dobbins, Alexander, Buckaway & Black One Riverfront Plaza, Suite 1400 Louisville, KY. 40202 COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CROWN COMMUNICATION INC.,)TRITEL COMMUNICATIONS, INC. AND TRITELFINANCE, INC. FOR ISSUANCE OF A CERTIFICATE OFPUBLIC CONVENIENCE AND NECESSITY TOCONSTRUCT A WIRELESS COMMUNICATIONSFACILITY AT 800 ASKEW SERVICE ROADHOPKINSVILLE, KY 42240IN THE WIRELESS COMMUNICATIONS LICENSE AREAIN THE COMMONWEALTH OF KENTUCKYIN THE COUNTY OFCHRISTIAN

SITE NAME: ASKEW SERVICE ROAD SITE NUMBER: 083-198

\* \* \* \* \* \* \*

Crown Communication Inc. ("Crown"), as ultimate owner, and Tritel Communications, Inc. and Tritel Finance, Inc. (both Tritel entities jointly referred to as "Provider"), as a licensed public utility in the Commonwealth of Kentucky, hereinafter jointly referred to as "Applicants", by counsel, pursuant to (i) KRS 278.020 and the rules and regulations applicable thereto, and (ii) the Telecommunications Act of 1996, respectfully submit their Application for a Certificate of Public Convenience and Necessity ("CPCN") from the Public Service Commission of Kentucky ("PSC") to construct, maintain, and operate a Wireless Communications Facility ("WCF") to serve the customers of the Provider with wireless telecommunications services, and other wireless service provider collocations in the area described herein.

In support of this Application, the Applicants respectfully provide and state the following information:



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PUBLIC SERVICE COMMISSION

) CASE NO.: 99-463



COMMONWEALTH OF KENTUCKY **PUBLIC SERVICE COMMISSION** 730 SCHENKEL LANE POST OFFICE BOX 615 FRANKFORT, KY. 40602 (502) 564-3940

December 2, 1999

To: All parties of record

RE: Case No. 1999-463 TRITEL FINANCE, INC. (Construct) CELL SITE - 800 ASKEW SERVICE ROAD - HOPKINSVILLE

This letter is to acknowledge receipt of initial application in the above case. The application was date-stamped received December 1, 1999 and has been assigned Case No. 1999-463. In all future correspondence or filings in connection with this case, please reference the above case number.

If you need further assistance, please contact my staff at 502/564-3940.

Sincerely, van Bel

Stephanie Bell Secretary of the Commission

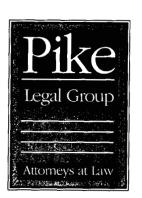
SB/jc

-David Burak Tritel Finance, Inc. 1512 Crums Lane Louisville, KY. 40216

Lloyd McCarthy Crown Communication Inc. Commonwealth Business Center 11001 Bluegrass Parkway, Suite 330 Louisville, KY. 40299

Honorable David A. Pike Attorney for Crown Communication Inc Pike Legal Group 200 South Buckman Street P. O. Box 369 Shepherdsville , KY. 40165 0369

Honorable Sandra F. Keene & Honorable Mark W. Dobbins Attorneys for Tritel Tilford, Dobbins, Alexander, Buckaway & Black One Riverfront Plaza, Suite 1400 Louisville, KY. 40202



DECOLUEL Marc SERVICE

November 30, 1999

### VIA HAND DELIVERY

Helen C. Helton Executive Director Kentucky Public Service Commission 730 Schenkel Lane P. O. Box 615 Frankfort, Kentucky 40602 FILED

DEC 0 1 1999

PUBLIC SERVICE COMMISSION

Re: Request for Waiver for From Requirements for Duplicate Initial Filing PSC Case Number: 99-463 Site Name: Askew Service Road Site Number: 083-198

Dear Helen:

Please accept this letter as our formal application for waiver of the requirement that an original and ten (10) copies of an initial application for issuance of Certificate of Public Convenience and Necessity be filed with the Kentucky Public Service Commission in wireless communications facilities cases. As is the normal custom, we request that we be allowed to file an original and five (5) copies of our application for Certificate of Public Convenience and Necessity.

Thank you for your courtesy. If you have any questions or comments concerning this matter, please do not hesitate to contact me.

Sincerely,

David A. Pike Regional Counsel for Crown Communication Inc.

DAP:slb

For Inclusion in Application File

THE REPORT STREAMENTS AS ADDRESS OF ADDRES

Shepherdsville Office • 200 S. Buckman Street • P.O. Box 369 • Shepherdsville, Kentucky 40165-0369 • (502) 955-4400 / Fax: (502) 543-4410 Frankfort Office • Frankfort Plaza • P.O. Box 771 • Frankfort, Kentucky 40602-0771 • (502) 875-4048

### COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CROWN COMMUNICATION INC.,)TRITEL COMMUNICATIONS, INC. AND TRITELFINANCE, INC. FOR ISSUANCE OF A CERTIFICATE OFPUBLIC CONVENIENCE AND NECESSITY TOCONSTRUCT A WIRELESS COMMUNICATIONSFACILITY AT 800 ASKEW SERVICE ROADHOPKINSVILLE, KY 42240IN THE WIRELESS COMMUNICATIONS LICENSE AREAIN THE COMMONWEALTH OF KENTUCKYIN THE COUNTY OFCHRISTIAN

SITE NAME: ASKEW SERVICE ROAD SITE NUMBER: 083-198

\* \* \* \* \* \* \*

Crown Communication Inc. ("Crown"), as ultimate owner, and Tritel Communications, Inc. and Tritel Finance, Inc. (both Tritel entities jointly referred to as "Provider"), as a licensed public utility in the Commonwealth of Kentucky, hereinafter jointly referred to as "Applicants", by counsel, pursuant to (i) KRS 278.020 and the rules and regulations applicable thereto, and (ii) the Telecommunications Act of 1996, respectfully submit their Application for a Certificate of Public Convenience and Necessity ("CPCN") from the Public Service Commission of Kentucky ("PSC") to construct, maintain, and operate a Wireless Communications Facility ("WCF") to serve the customers of the Provider with wireless telecommunications services, and other wireless service provider collocations in the area described herein.

In support of this Application, the Applicants respectfully provide and state the following information:



) CASE NO.: 99-463

DEC 01 ಗಿರುವ PUBLIC SERVICE COMMISSION

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1. The complete names and addresses of the Applicants are:

Crown Communication Inc., a Delaware Corporation, 375 Southpointe Boulevard, Canonsburg, PA 15317, (724) 416-2000, having a local address of Commonwealth Business Center, 11001 Bluegrass Parkway, Suite 330, Louisville, Kentucky 40299, (502) 240-0044.

Tritel Communications, Inc., a Delaware Corporation, 1410 Livingston Lane, Jackson, Mississippi 39213 (601) 362-2200, having a local address of 2351 Nelson Miller Parkway, Suite 103, Louisville, Kentucky 40223.

Tritel Finance, Inc., a Delaware Corporation, 1410 Livingston Lane, Jackson, Mississippi 39213 (601) 362-2200, having a local address of 2351 Nelson Miller Parkway, Suite 103, Louisville, Kentucky 40223.

2. Crown constructs, owns, manages, maintains, and operates independent communications networks. Crown owns and manages safe, clean, and well-maintained facilities. Crown facilities do not generate smoke, odors, noise, noxious gases, vibrations, or increase traffic. Studies show that Crown's facilities will not pollute air, soil, or water, nor will they adversely affect radio or television reception or transmission. A certified copy of the Certificate of Authority issued by the Secretary of State of the Commonwealth of Kentucky and a certified copy of the Articles of Incorporation issued by the Secretary of State of Delaware for Crown are attached or described as part of **Exhibit A**.

3. After completion of the proposed WCF, Crown will lease or license space on said tower and the surrounding site so that the Provider may locate and operate its facility including all required antennas and appurtenances. The proposed WCF will serve an area completely within the Provider's Federal Communications Commission "FCC" licensed service area in the Commonwealth of Kentucky. The Provider is authorized to provide wireless services by the FCC and the PSC. In compliance with the PSC's Order in

Administrative Case No. 370, Provider previously filed with the PSC its Notice of Intent to Construct and Operate a Commercial Mobile Radio Service ("CMRS") Transmission System with the Commonwealth of Kentucky. Included with said Notice were copies of Provider's Articles of Incorporation and FCC license. Tritel also has filed a Tariff with the PSC (Tariff No. 60-0067). Crown has located the proposed site in a manner such that other wireless communications service providers will desire to collocate on said tower, and will endeavor to provide all necessary facilities to make collocation attractive to them.

4. The public convenience and necessity require the construction of the proposed WCF. The construction of the WCF will bring the Provider's services to an area currently not served by the Provider and will thereby enhance the public's access to innovative and competitive wireless telecommunications services. The WCF will provide a necessary link in the Provider's telecommunications network that is designed to meet the increasing demands for wireless services in Kentucky's wireless communications licensed area. The WCF is an integral link in the Provider's network design that must be in place to cover the proposed service area.

5. Crown's construction of the described WCF is desirable because it allows for the collocation of additional wireless service providers within this portion of the Kentucky wireless communications licensed area. These services may include telecommunications, wireless data transfer and Internet services, wireless cable, paging systems, 911 service, and other new products currently being developed in the wireless industry. In addition, the WCF will be available for use by governmental agencies and providers of emergency services. The WCF will provide a necessary link in Crown's wireless infrastructure

network, and Crown, as part of its business structure, will diligently pursue and encourage other wireless providers to collocate on the WCF. These services will provide increased competition in the local Kentucky telecommunications market, which will, in turn, promote competitive pricing, quality, and coverage options to users of telecommunications services in this area. Crown's vested interest in the collocation of wireless service providers promotes the same goals for the local consumers.

The Applicants propose to construct a WCF at 800 Askew Service Road, 6. Hopkinsville, Kentucky 42240 (36° 44' 32.38" North latitude, 87° 28' 42.87" West longitude), in an area located entirely within the county referenced in the caption of this application. The property on which the WCF will be located is owned by Mildred O. Wallace. The proposed WCF will consist of a 175-foot self support tower, with an approximately 6-foot lightning arrestor attached at the top, for a total height of 181 feet. The WCF will also include concrete foundations to accommodate the placement of the Provider's proprietary radio electronics equipment. The equipment will be housed in a prefabricated cabinet or shelter that will contain: (i) the transmitting and receiving equipment required to connect the WCF with the Provider's users in Kentucky, (ii) telephone lines that will link the WCF with the Provider's other facilities, (iii) battery back-up that will allow the Provider to operate even after a loss of outside power, and (iv) all other necessary appurtenances. The Provider's equipment cabinet or shelter will be approved for use in the Commonwealth of Kentucky by the relevant building inspector. The WCF compound will be fenced and all access gate(s) will be secured. A description of the manner in which the proposed WCF will be constructed is attached as Exhibit B and

**Exhibit C**. Periodic inspections will be performed on the WCF in accordance with the applicable regulations or requirements of the PSC. The list of competing utilities, corporations, or persons is attached as **Exhibit D**.

7. Reduced copies of the site development plan have been included as **Exhibit B** and **Exhibit C** of this Application. A vertical profile sketch of the WCF signed and sealed by a professional engineer registered in Kentucky depicting the tower height, as well as a proposed configuration for the antennas of the Provider and future antenna mounts, has also been included as part of **Exhibit B**. Foundation design plans and a description of the standards according to which the tower was designed signed and sealed by a professional engineer registered in Kentucky is included as part of **Exhibit C**.

8. The Applicants have considered the likely effects of the installation on nearby land uses and values and have concluded that there is no more suitable location reasonably available from which adequate services can be provided, and that there are no reasonably available opportunities to collocate. The Applicants have attempted to collocate on suitable existing structures such as a telecommunications towers or other suitable structures capable of supporting the Provider's facilities. No other suitable and available collocation site was found to be located in the vicinity of the site. Information regarding the Applicants' efforts to achieve collocation in the vicinity are presented as **Exhibit E**.

9. The Applicants have conducted a preliminary aeronautical evaluation for the proposed WCF. The evaluation determined that the proposed structure height at this site meets Federal Aviation Administration ("FAA") Regulation requirements. Furthermore, FAA

notice is required for the proposed construction, and lighting or marking requirements may be applicable to this facility. A copy of the FAA Application is attached as **Exhibit F**. Upon receiving authorization from the FAA, the Applicants will forward a copy of the determination as a supplement to this Application proceeding.

10. A copy of the Kentucky Airport Zoning Commission ("KAZC") Application for the proposed WCF is attached as **Exhibit G**. Upon receiving authorization from the KAZC, the Applicants will forward a copy of the determination as a supplement to this Application proceeding.

11. The WCF will be registered with the FCC pursuant to applicable federal requirements. Appropriate required FCC signage will be posted on the site upon receipt of the tower registration number.

12. A geotechnical-engineering firm has performed soil boring(s) and subsequent geotechnical-engineering studies at the WCF site under the supervision of a professional engineer registered in the Commonwealth of Kentucky who specializes in geotechnical engineering, including subsurface exploration. The geotechnical-engineering firm has performed many such studies for the communications industry. A copy of the geotechnical-engineering report and evaluation signed and sealed by a professional engineer registered in the Commonwealth of Kentucky who specializes in geotechnical engineer in the Commonwealth of Kentucky who specializes in geotechnical engineer registered in the Commonwealth of Kentucky who specializes in geotechnical engineering, including subsurface exploration, is attached as **Exhibit H**. The name and address of the geotechnical-engineering firm and the professional engineer registered in the Commonwealth of Kentucky who supervised the examination of this WCF site are included in **Exhibit H**.

13. Clear directions to the proposed WCF site from the County seat are attached as **Exhibit I**. The name and address of the preparer of **Exhibit J** is included in **Exhibit J**.

14. Crown, pursuant to a written agreement, has acquired the right to use the WCF site and associated property rights. A copy of the abbreviated agreement recorded with the County Clerk is attached as **Exhibit J**. Also included as part of **Exhibit J** is the portion of the full agreement demonstrating that in the case of abandonment a method is provided to dismantle and remove the cellular antenna tower, including a timetable for removal.

15. Personnel directly responsible for the design and construction of the proposed WCF are well-qualified and experienced. Central Tower, Inc. ("the Tower Manufacturer") performed the tower and foundation design. The Tower Manufacturer is a nationally recognized manufacturer and designer of communications towers. The Tower Manufacturer has designed and installed communications towers throughout North America. The Tower Manufacturer has assigned Chi S. Lee, a professional engineer registered in the Commonwealth of Kentucky to design the WCF. This engineer specializes in the design and engineering of guyed, self-support and monopole structures, and has extensive experience in the design and construction of projects similar to the Applicants'. These projects include the design of towers and the required foundations of many other wireless facilities. All of the designs have been signed and sealed by Chi S. Lee. The construction of the proposed WCF will be performed by Crown Network Systems, an experienced, bonded, and insured erection company. The Tower Erection Manager, Harold Harrington, will manage the tower erection. Harold Harrington is a tower installation

manager for Crown and has been erecting towers for the telecommunications industry for over 8 years. All tower designs will meet or exceed applicable laws and regulations.

16. Based on a review of Federal Emergency Management Agency Flood Insurance Rate Maps, the registered land surveyor has noted in **Exhibit B** that the proposed WCF is not located within any flood hazard area.

17. The possibility of high winds has been considered in the design of this tower. The tower 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. The tower has been designed to withstand a wind loading of 70 m.p.h., using the Uniform Building Code of 1991 ("UBC-91") and further modified by the 1993 Administrative Code. This tower has been designed in accordance with the Electronic Industries Association ("EIA") 222-F Standards, which have been accepted and approved by ANSI and is a nationally recognized tower design standard. Similarly, the proposed WCF design has been developed with consideration of potential ground shaking based on a negligible seismic zone of 1. Seismic loading is regarded as secondary to the wind loading.

18. The site development plan signed and sealed by a professional engineer registered in Kentucky was prepared by Charles E. Weiter, and was designed from a survey performed by Frank Sellinger. This site development plan is drawn to a scale of no less than one (1) inch equals 200 feet, and identifies every owner of real estate within 500 feet of the proposed tower (according to the Property Valuation Administrator) and is incorporated in the survey as part of **Exhibit B**. Every structure and every easement within

500 feet of the proposed tower or within 200 feet of the access road including intersection with the public street system is incorporated in the survey as part of **Exhibit B**.

19. Crown, on behalf of itself and the Provider, has notified every person who owns property within 500 feet of the proposed tower by certified mail, return receipt requested, of the proposed construction, along with the possibility of a temporary site being built while awaiting PSC approval. Each property owner has been given the docket number under which the proposed Application will be processed and has been informed of their right to request intervention. A list of the nearby property owners who received the notices, together with copies of the certified letters, are attached as **Exhibit K** and **Exhibit L**, respectively.

20. Crown, on behalf of itself and the Provider, has notified the Judge Executive of the county where the WCF is located by certified mail, return receipt requested, of the proposed construction. Crown included in said notice the PSC docket number under which the application will be processed and informed said entity of its right to request intervention. A copy of this notice is attached as **Exhibit M**. The county where the WCF is located has not registered for the right to regulate cell sites with the PSC, and has not adopted planning and zoning regulations in accordance with KRS Chapter 100.

21. Two appropriate notice signs measuring at least two (2) feet in height and four (4) feet in width with all required language in letters of required height 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 filing of the Application. Copies of the postings are attached as **Exhibit N**. The location of the proposed facility has been

published in a newspaper of general circulation in the county where the WCF is located.

22. There are no residences within a 500-foot radius of the centerline of the proposed tower location. The land surrounding the WCF site is presently vacant with the balance of the remaining land consisting of raw acreage.

23. The process that was used in selecting the site for the proposed WCF by the Applicants' radio frequency engineers was consistent with the process used for selecting generally all other existing and proposed WCF facilities within the proposed network design area. Before beginning the acquisition process, the Applicants carefully evaluated the location of the required WCF for possible collocation opportunities on existing structures. Radio frequency engineers used computer programs to evaluate the most effective coverage design for facilitating collocation potential on the proposed tower. Crown and the Provider's radio frequency engineers have combined their efforts in order to develop a highly efficient network that is designed to serve the FCC licensed territory without extending beyond the Provider's approved boundary. The engineers selected the optimum vicinity in terms of elevation and location to provide the best quality service to customers in the service area. A proposed coverage area was considered by the Applicants when searching for sites that would provide both (i) the coverage deemed necessary by the Provider, and (ii) the coverage deemed necessary by Crown to permit the integration of the proposed WCF into Crown's overall network design. No suitable towers or existing structures were found in the immediate area which would meet the technical requirements for this element of the telecommunications network. A map of the area in which the tower is proposed to be located which is drawn to scale and clearly

depicts the necessary search area within which the site should, pursuant to radio frequency requirements, be located is attached as **Exhibit O**.

24. A grid map showing the location of all existing cellular antenna towers that includes the general position of proposed construction sites for new cellular antenna towers within the planning commission's jurisdiction and one-half mile outside the boundary of the planning unit's jurisdiction if that area contains either existing or proposed construction sites for cellular antenna towers is attached as **Exhibit P**.

25. All Exhibits to this Application are hereby incorporated by reference as if fully set out as part of the Application.

26. All responses and requests associated with this Application may be directed

to:

Lloyd McCarthy Crown Communication Inc. Commonwealth Business Center 11001 Bluegrass Parkway, Suite 330 Louisville, Kentucky 40299 Telephone: (502) 240-0044

and

David A. Pike Pike Legal Group 200 S. Buckman Street P. O. Box 369 Shepherdsville, Kentucky 40165-0369 (502) 955-4400 ATTORNEY FOR CROWN COMMUNICATION INC.

and

Mark W. Dobbins Sandra F. Keene Tilford, Dobbins, Alexander, Buckaway, & Black Suite 1400 One Riverfront Plaza Louisville, Kentucky 40202 (502) 584-6137 ATTORNEYS FOR TRITEL COMMUNICATIONS, INC. & TRITEL FINANCE, INC. WHEREFORE, the Applicants respectfully request that the PSC accept the foregoing Application for filing, and having met the requirements of KRS 278.020 and all applicable rules and regulations of the PSC, grant a Certificate of Public Convenience and Necessity to construct and operate the WCF at the location set forth herein for the respective networks in the Commonwealth of Kentucky.

Respectfully submitted,

David A. Pike Pike Legal Group 200 S. Buckman Street P. O. Box 369 Shepherdsville, Kentucky 40165-0369 (502) 955-4400 ATTORNEY FOR CROWN COMMUNICATION, INC.

and

India J. Keere

Mark W. Dobbins Sandra F. Keene Tilford, Dobbins, Alexander, Buckaway, & Black Suite 1400 One Riverfront Plaza Louisville, Kentucky 40202 (502) 584-6137 ATTORNEYS FOR TRITEL COMMUNICATIONS, INC. & TRITEL FINANCE, INC.

# LIST OF EXHIBITS

- A Articles of Incorporation and Certificate of Authority
- B Site Development Plan:

Vicinity Map Property Owner Listing 500' Vicinity Map Legal Descriptions Flood Plain Certification Site Plan Vertical Tower Profile

- C Tower and Foundation Design
- D Competing Utilities, Corporations, or Persons List
- E Collocation Report
- F Application to FAA
- G Application to Kentucky Airport Zoning Commission
- H Geotechnical Report
- I Directions to WCF Site
- J Copy of Real Estate Agreement
- K Notification Listing
- L Copy of Property Owner Notification
- M Copy of Judge Executive Notice
- N Copy of Posting Notices
- O Copy of Radio Frequency Design Search Area
- P Tower Map for Subject County

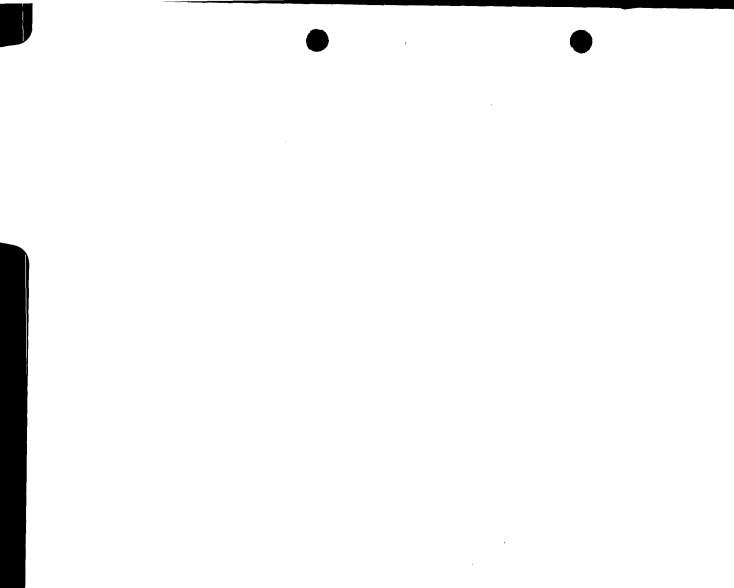


EXHIBIT A ARTICLES OF INCORPORATION AND CERTIFICATE OF AUTHORITY



OFFICE OF THE SECRETARY OF STATE

### FOREIGN CORPORATION CERTIFICATE OF AUTHORIZATION

I, JOHN Y. BROWN III, Secretary of State of the Commonwealth of Kentucky, do hereby certify that according to the records in the Office of the Secretary of State, <u>CROWN COMMUNICATION INC.</u> is a corporation organized and existing under the laws of the state or country of <u>DELAWARE</u>; that was first authorized to transact business in the Commonwealth of Kentucky on <u>AUGUST 12, 1997</u>.

I further certify that all fees and penalties owed to the Secretary of State have been paid to date; that an Application for Certificate of Withdrawal has not been filed; and that the most recent annual report required by KRS Chapter 271B.16-220 or 273.3671 has been delivered to the Secretary of State on behalf of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal, at Frankfort, Kentucky, this \_\_\_\_\_4TH\_\_\_day of \_\_\_\_\_DECEMBER\_\_\_\_\_, 19\_97\_\_\_.

111\_ JOHN TBROWN III

JOHN 7. BROWN III Secretary of State Commonwealth of Kentucky

SSC-228(1/96)

JS



JOHN Y. BROWN III SECRETARY OF STATE

# CERTIFICATE

I, JOHN Y. BROWN III, Secretary of State for the Commonwealth of Kentucky. do certify that the foregoing writing has been carefully compared by me with the original record thereof, now in my official custody as Secretary of State and remaining on file in my office, and found to be a true and correct copy of CERTIFICATE OF AUTHORITY OF CROWN COMMUNICATION INC. FILED AUGUST 12, 1997.

IN WITNESS WHEREOF, I have hereunto

set my hand and affixed my official seal.

Done at Frankfort this \_\_\_\_\_\_ day of

DECEMBER 19 \_ 97 111

SSC-208

## State of Delaware Office of the Secretary of State

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "TRITEL FINANCE, INC." IS DULY INCORPORATED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL CORPORATE EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE TWENTY-FIRST DAY OF AUGUST, A.D. 1998.

AND I DO HEREBY FURTHER CERTIFY THAT THE FRANCHISE TAXES HAVE NOT BEEN ASSESSED TO DATE.



Edward J. Freel, Secretary of State

AUTHENTICATION:

DATE:

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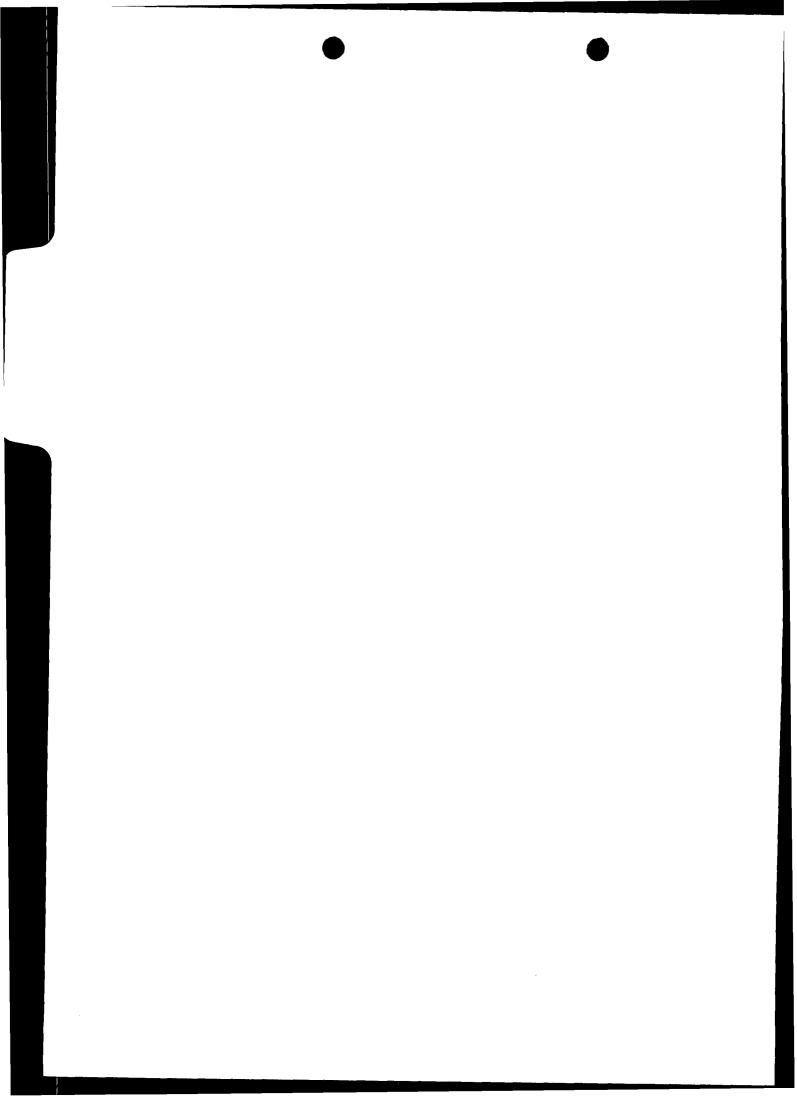
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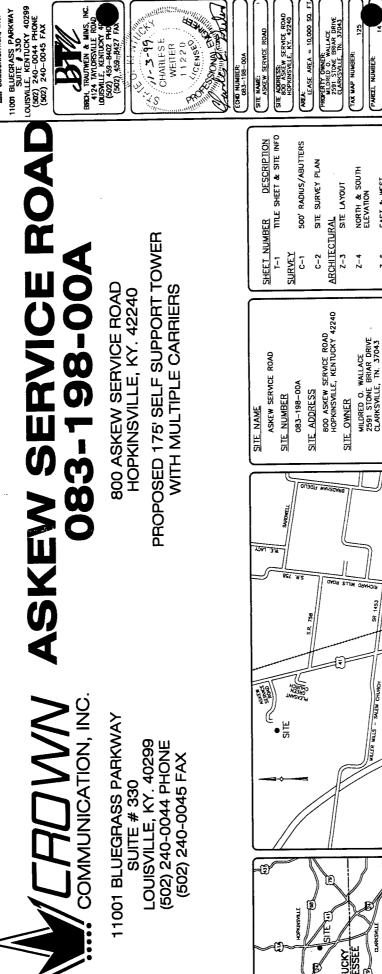
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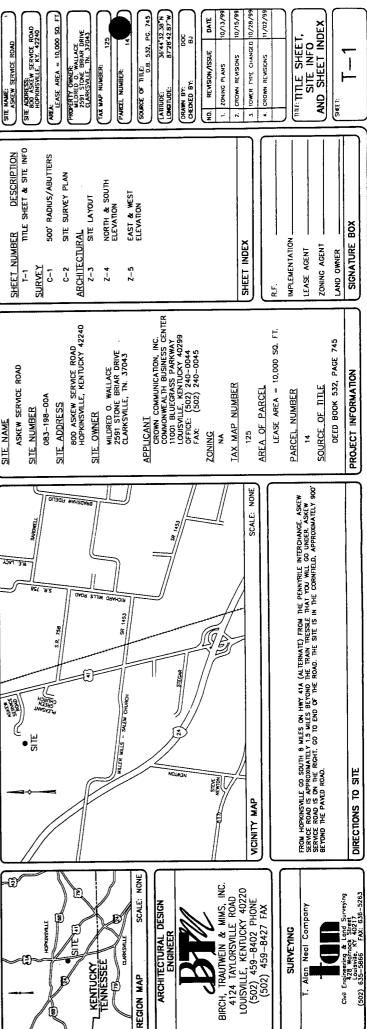
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#### **EXHIBIT B**

SITE DEVELOPMENT PLAN: VICINITY MAP PROPERTY OWNER LISTING 500' VICINITY MAP LEGAL DESCRIPTIONS FLOOD PLAIN CERTIFICATION SITE PLAN VERTICAL TOWER PROFILE



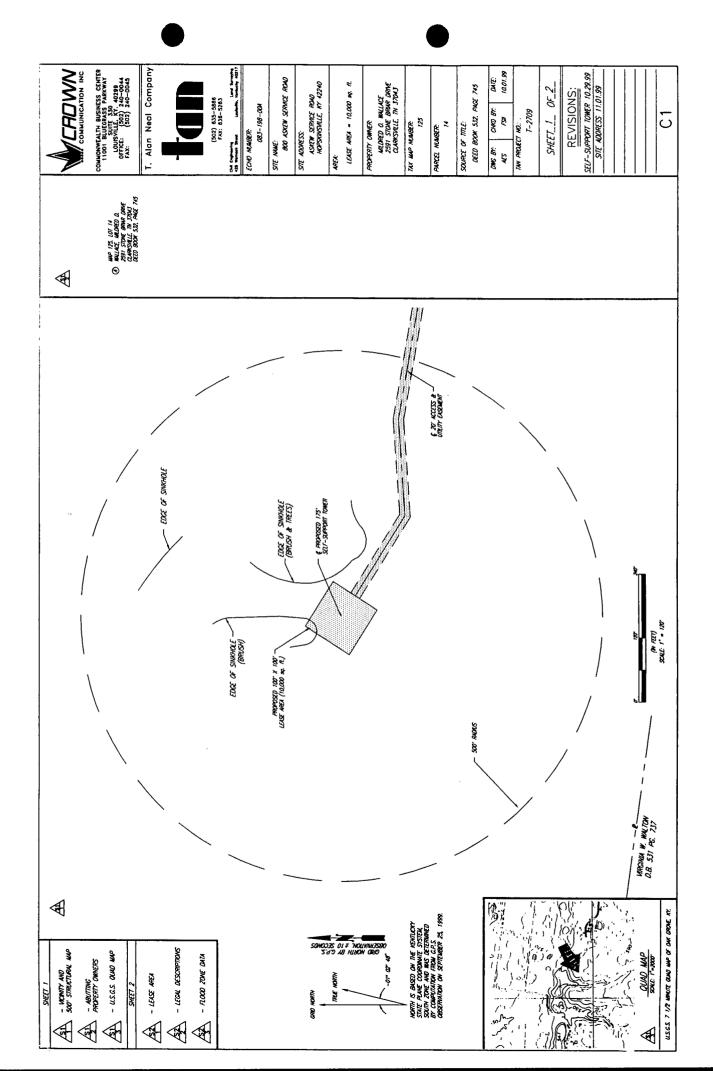


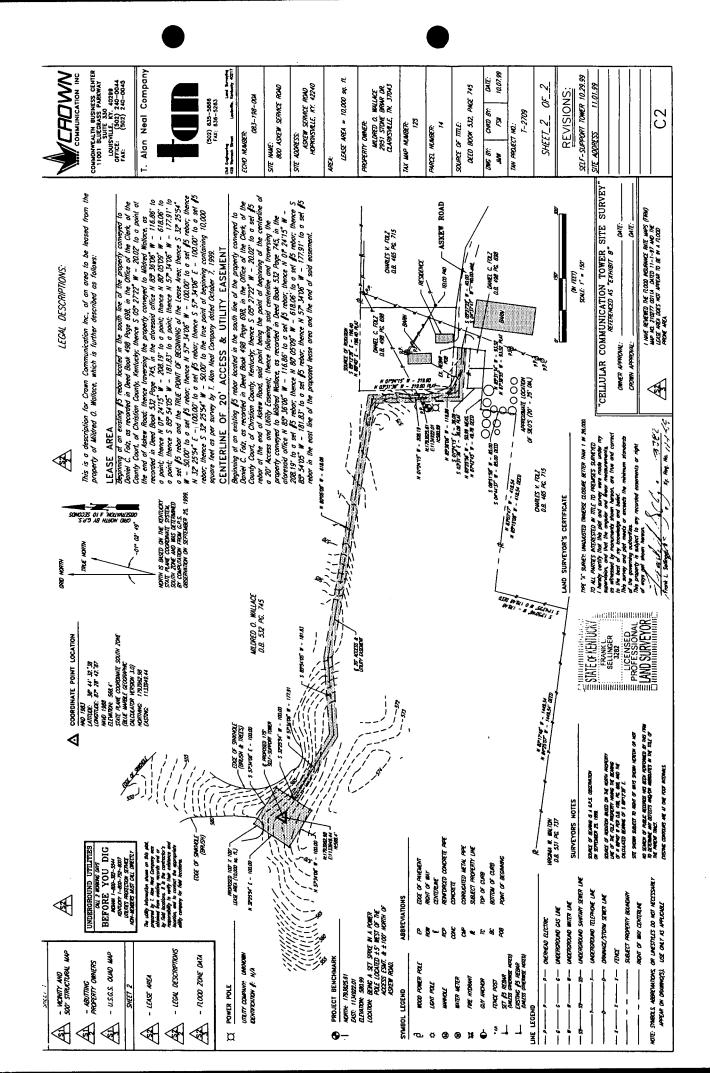
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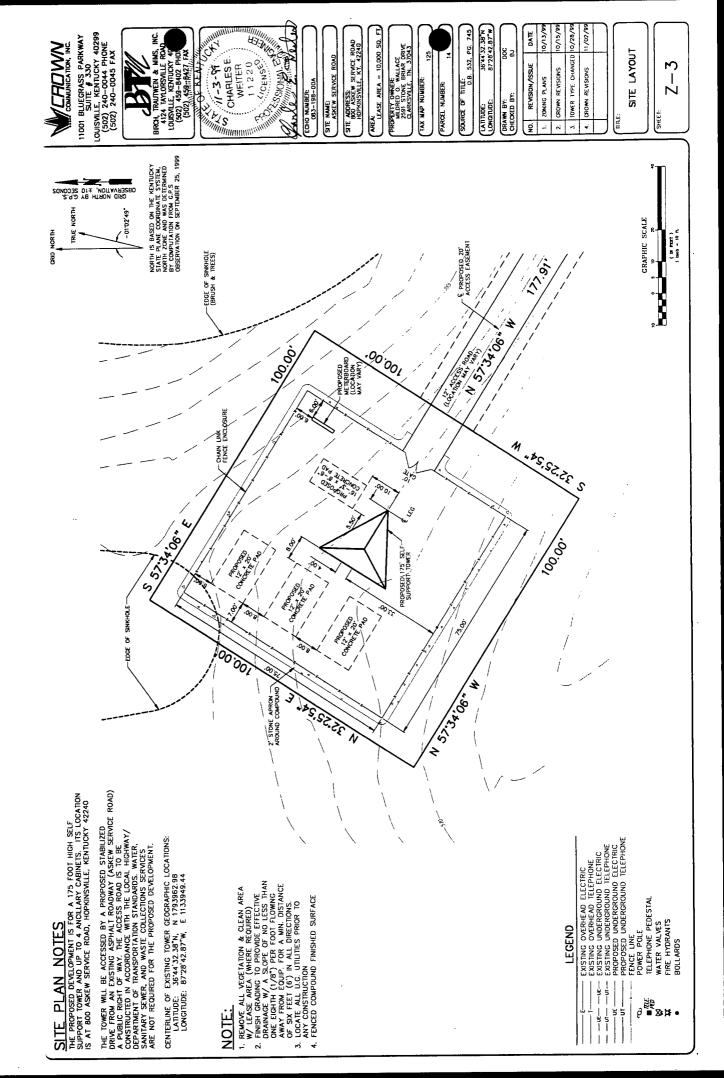
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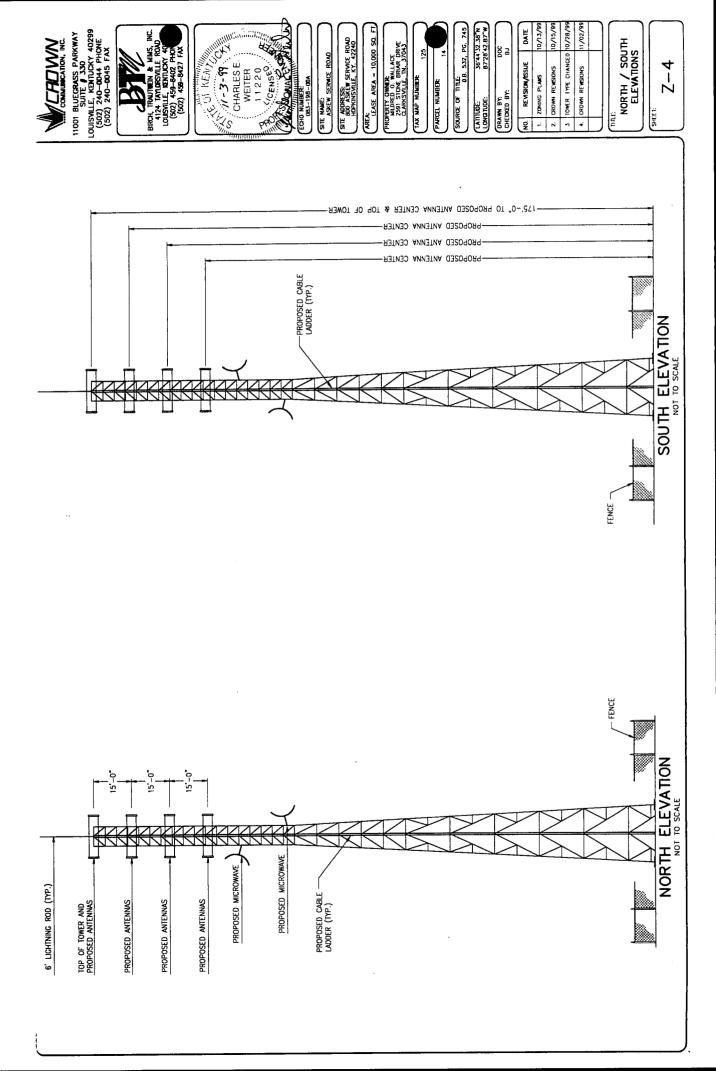
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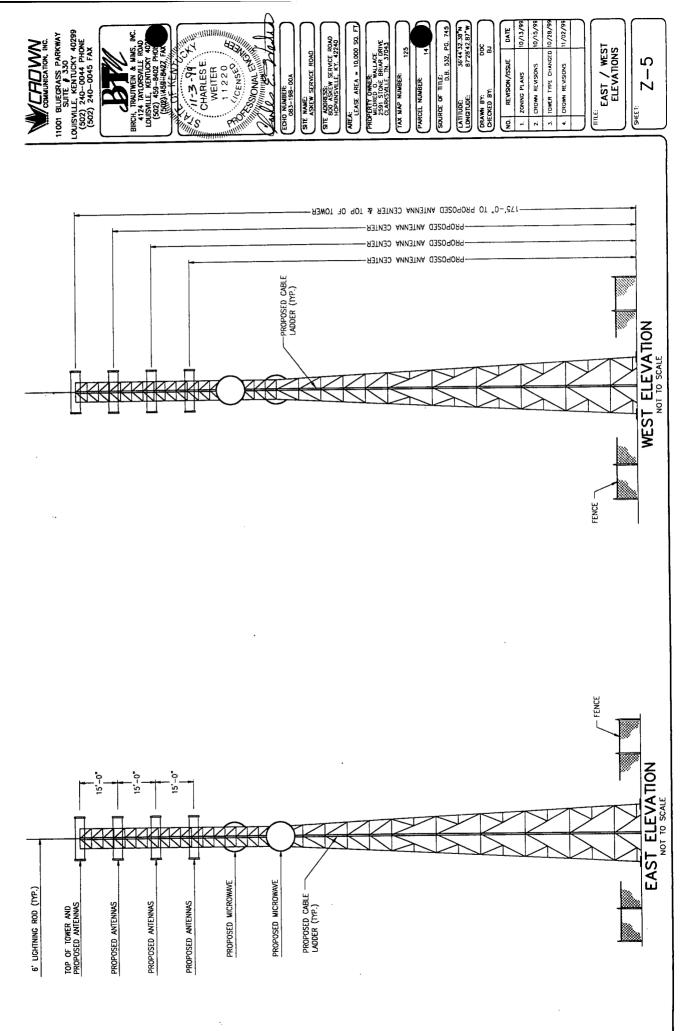
BIRCH, TRAUTWEIN & MIMS, INC. 4124 TAYLORSVILLE ROAD LOUISVILLE, KENTUCKY 40220 (502) 459–8402 PHONE (502) 459–8427 FAX





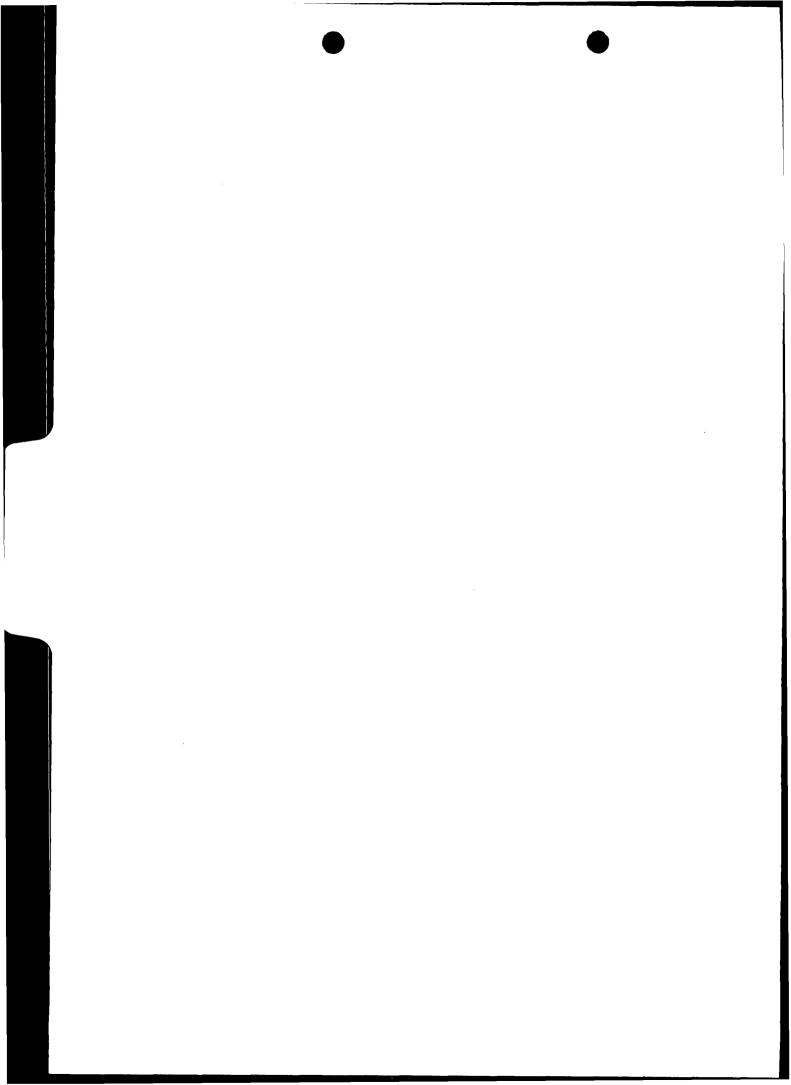






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### EXHIBIT C TOWER AND FOUNDATION DESIGN

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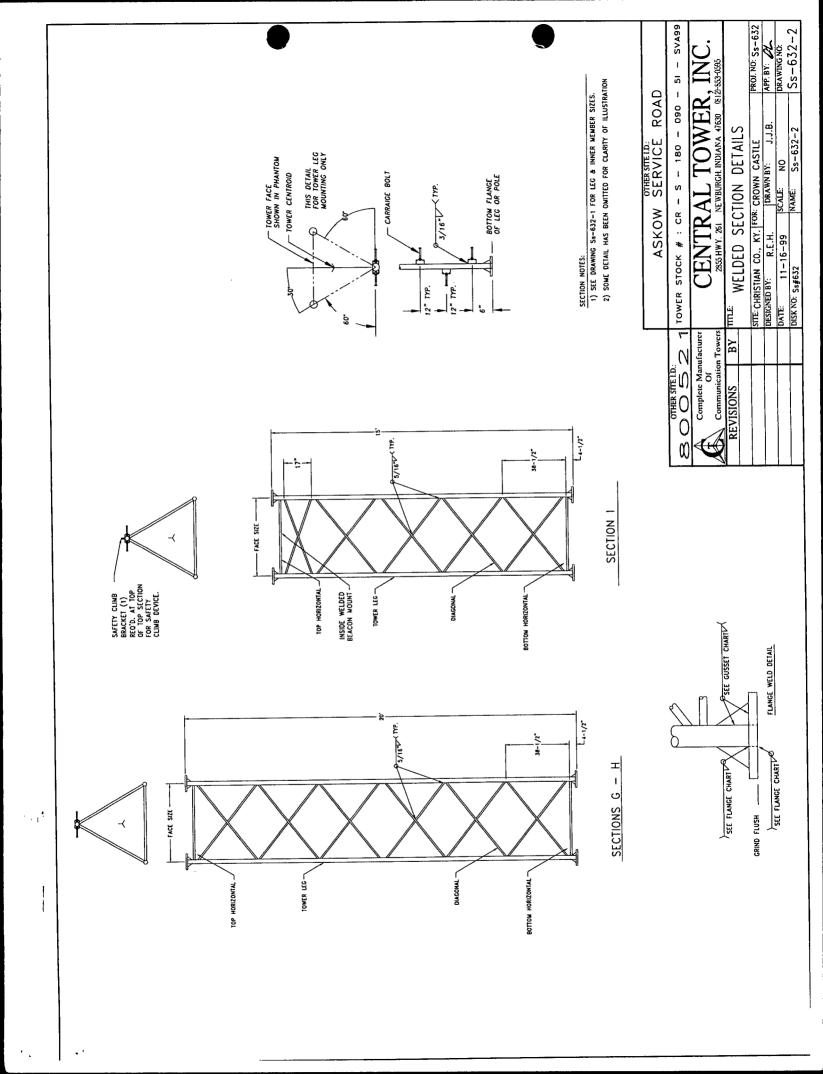
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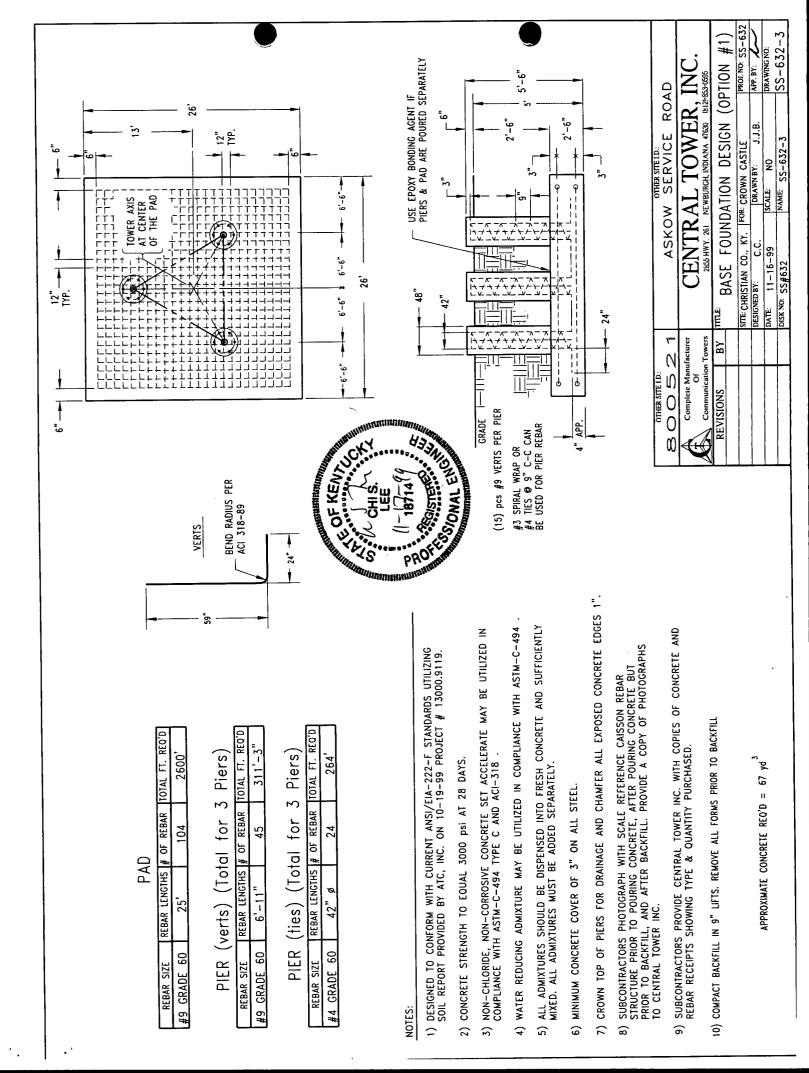
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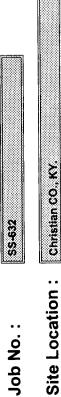
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12	8	1.375	9.5	e

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Embed Depth "B" (In)	61.5	
('u) _¥.	7.5	
# Req'd	24	
LGTH. (in)	69	
Bolt Diameter	1.25	
Material Type		

ANGLES SUPPLIED ARE FOR APPROXIMATE BOLT LOCATION ONLY.

PLEASE CHECK THE DISTANCE FROM OUTER MOST BOLT HOLES (BOLTS FARTHEST FROM THE TOWER LEG).

"B" (ft) 7.506

Face Size "A" (ft)

3.753

13

**Template Assembly** 

11.258

# Holes | Bolt Drill Bolt Circle | # Reg'd

Securing Plate Information

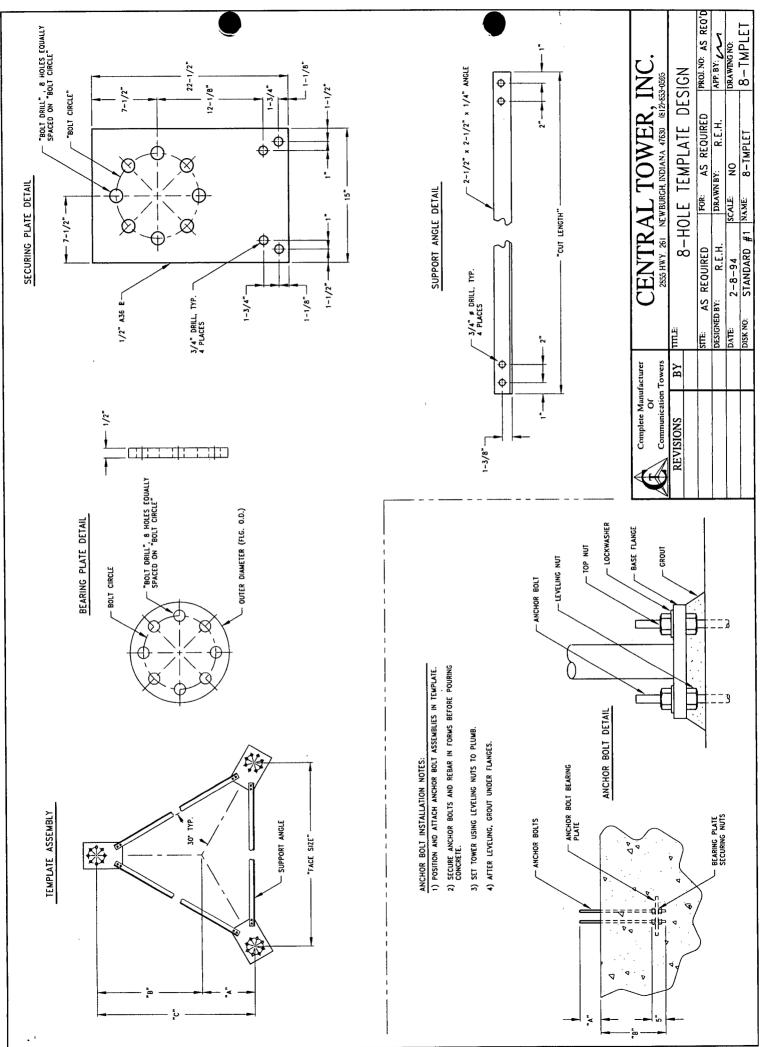
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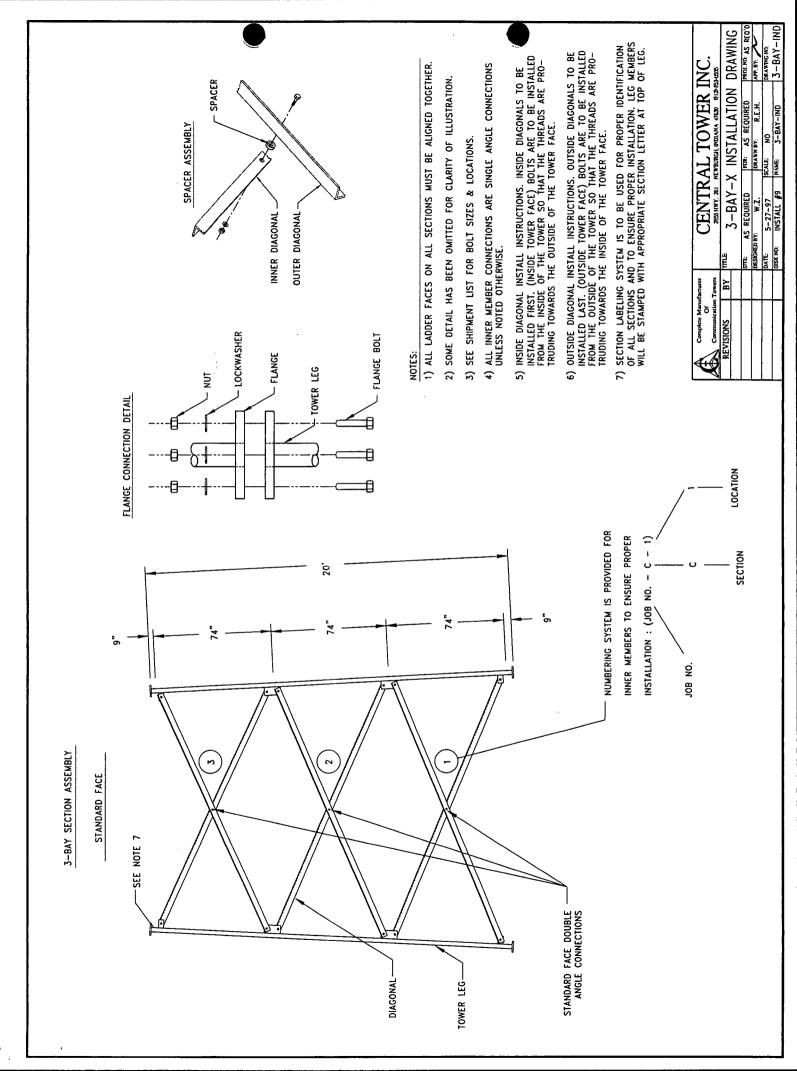
9.5

1.3125

œ

8.23 inches 13 feet **OUTER BOLT DISTANCE SHOULD BE** 





#### LEGS

#### Job No. : \$\$+632

Site Location : Christian CO., KY.

					Lea Dimer	nsion Infora	amtion						
	1			T			Bottom Flange			Top Flange		#	Grounding
Section	Leg Type	Leg Size	Leg t	"A" (in.)	"B" (in.)	O. D. (in.)	Angle (Deg)	Tilt (in.)	O. D. (in.)	Angle	Tilt (in.)	Req'd	Tab Req'd
	SR		N/A	240	9	12	2.21	0.4688	12	N/A	0.0000	3	Y
<u> </u>		4.5		240	<u> </u>	12	N/A	0.0000	10	N/A	0.0000	3	N
B	SR	4.25	N/A			10	N/A	0.0000	10	N/A	0.0000	3	N
C	SR	4.25	N/A	240	9				10	N/A	0.0000	3	N
D	SR	4	N/A	240	9	10	N/A	0.0000					
F	SR	3.75	N/A	240	9	10	N/A	0.0000	10	N/A	0.0000	3	
	SR	3.5	N/A	240	9	10	N/A	0.0000	10	2.21	0.3750	3	<u>N</u>

Note 1: For Grounding Tab, - Enter Yes Or No (Y, N).

#### LEG PLATES

Job No. : \$\$-632

Site Location : Christian CO., KY.

#### Leg Plate Dimension Information Minimum # Weld Drill Size "C" 0.50 Req'd "A" "B" Section 0.3125 2.5625 24 0.8125 2.4375 A 2.5625 0.3125 24 0.8125 0.50 В 2.4375 0.50 24 0.8125 0.3125 C 2.4375 0.3125 0.8125 0.50 24 D 2.4375 2.5625 0.3125 2.5625 0.8125 2.4375 0.50 24 ε 2.4375 0.50 24 0.8125 0.3125 Ē

Note 1: "A" Dimension For 4" o Leg & Above = 2-7/16" (2.4375) .

Note 2: "A" Dimension For 3-3/4" o Leg & Bellow = 2-9/16" (2.5625).

#### SPACERS

Job No. :

#### SS-632

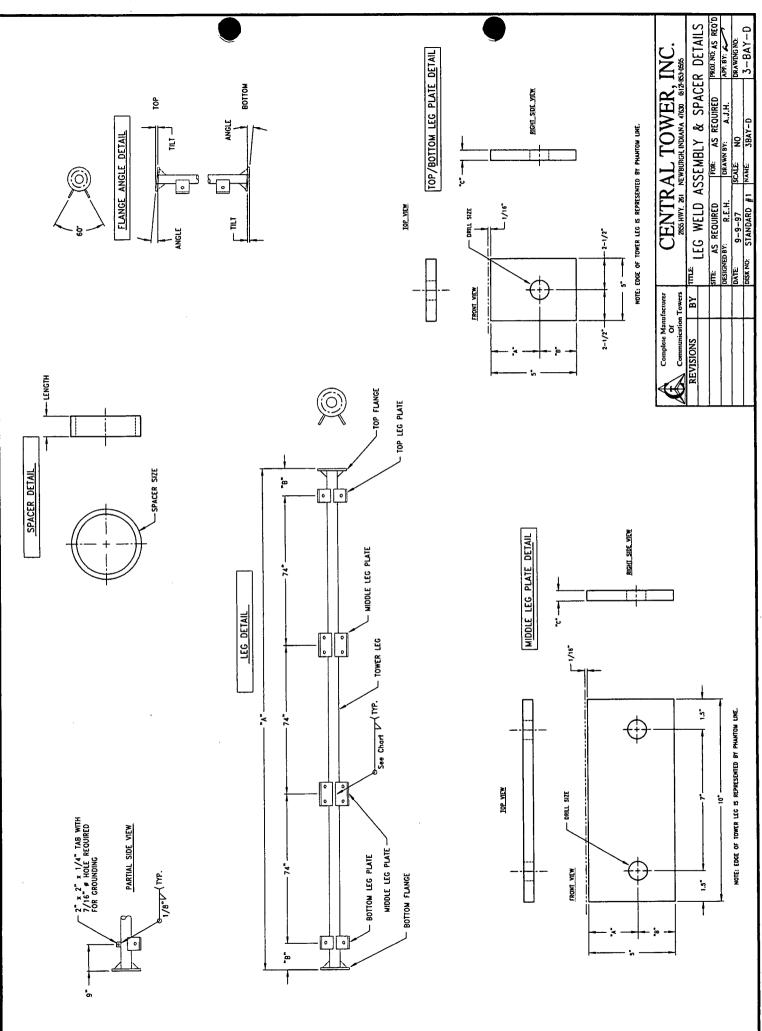
Site Location : Christian CO., KY.

Spacer Information

			#
Section	Spacer Size	Length	Req'd
A	1" Sch. 40	0.5	9
В	1" Sch. 40	0.5	9
С	1" Sch. 40	0.5	9
D	1" Sch. 40	0.5	9
E	1" Sch. 40	0.5	9
F	1" Sch. 40	0.5	9

Note 1: Use 1" sch 40 Pipe For 1" o Bolts & Under.

Note 2: Use 1-1/2" sch 40 Pipe For 1-1/8" o Bolts & Over.



.

FLANGE DETAIL CHART

TOWER HT.

S5-632

JOB NO.

LOCATION Chiefes CD. KY

	BOLTLETH	69.00	4.25	-	3.75		3.75		3.50		3.50		3.50		3.25		2.75		AIN
BOUTDETALS	28.000 S	1250	1.125		1.125		1.125		1.000		1.000		1.000		0.750	-	0.750		AN
80(10	NO. BOLTS	80		_	9	_	Ð		v		9		9	_	4	-	4		AN
	etev	0	20	20	\$	4	99	3	80	80	100	100	120	120	140	140	160	160	180
OUTER BEYEL	WELDOSIDE	0.5000	0.5000	0.5000	0.5000	0.5000	0.5000	0.5000	0.5000	0.5000	0.5000	0.5000	0.5000	0.5000	0.3750	0.3750	0.3750	0.3750	NIA
OUTER FALET	WELD	NIA	NIA	NIA	NIA	N/A	NA	NIA	NIA	NIA	NIA	NIA	NIA	NIA	NIA	NIA	NIA	NA	NA
NNER BEVEL	WELD/BIZE	W/N	NIA	NIA	NA	NIA	VIN	NVA	NIA	NIA	NIA	N/A	NIA	NIA	N/A	NIA	NIA	NIA	NIA
INNER FALET	WELD	0.5000	0.5000	0.5000	0.5000	0.5000	0.5000	0.5000	0.5000	0.5000	0.5000	0.5000	0.5000	0.5000	0.3750	0.3750	0.3750	0.3750	NIA
	FLO'S REGD	•	e	-		•	•	•	•	•	•				•	-	ñ	3	N/A
R ANDE DETARS	STON ON		8		ø		8	9	9	9	9	9	9	9		4	•	-	MIN
¢.	BOLT DRILL	1.375	1.250	1.250	1.250	1.250	1.250	1.250	1.125	1.125	1.125	1.125	1.125	1.125	0.875	0.875	0.875	0.875	AIA
	BOLTCRCLE	1	9.50	9.50	7.50	7.50	7.50	7.50	7.50	7.50	7.50	7.50	7.50	7,50	5.50	5.50	5.50	5.50	412
	60 DH		12.00	12.00	10.00	10.00	10.00	10.00	10.00	10.00	10.00	10.00	10.00	10.00	7.50	7.50	7.50	7.50	417
	CENT. DRUL	4.625	4.625	4.375	4.375	4.375	4.375	4.125	4.125	3.875	3.875	3.625	3.625	2.875	2.875	2.375	2.375	2.125	
	THEORNESS	1.250	1.250	1.250	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	1.000	0.750	0.750	
	ELEV.	•	2	2	4	9	8	3	08	8	6	ę	120	120	140	140	166	160	
	LOCATION	BATTON	444	antine.	105	BUTTOM	act	BOTTOM	THE	ANTINA I	aut		944	GUTTIM	404	BUTTOM	108	POTTON	
	RECENTE																		

.

BASE (FT.)

 **GUSSET DETAIL CHART** 

JOB NO. 55-532

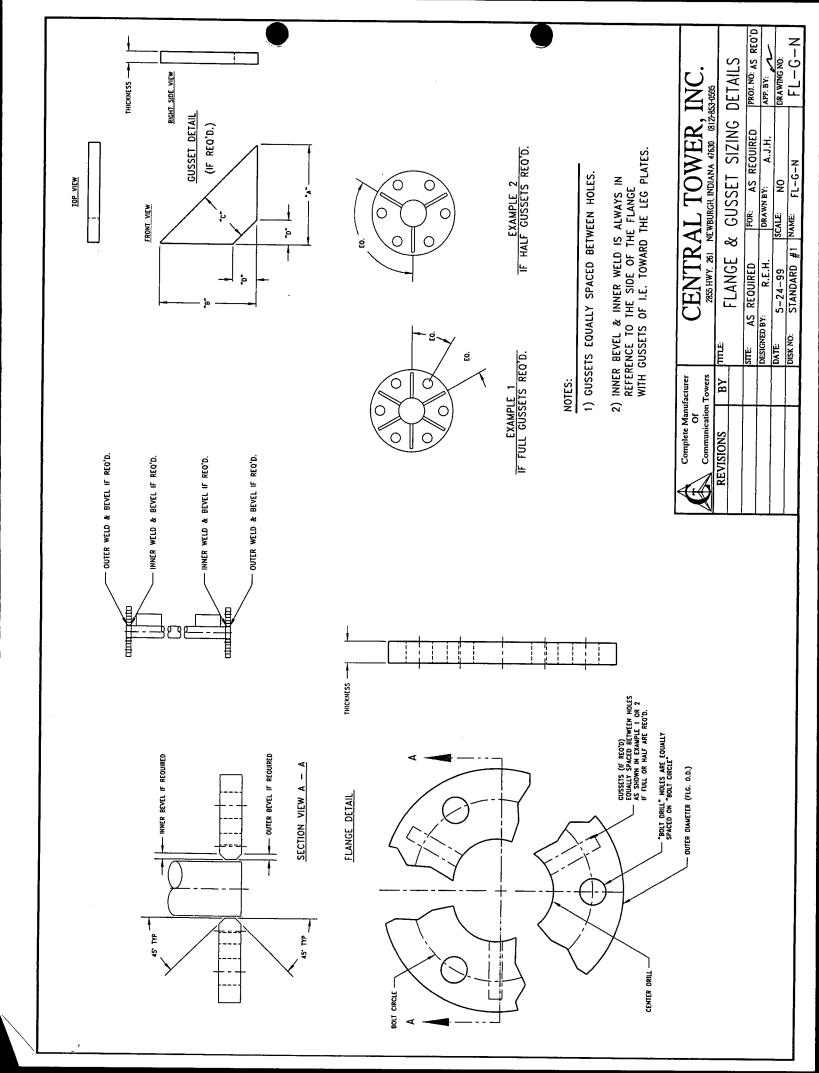
..

TOWER HT. 180

FACE WIDTH (FT.)

LOCATION

6								-									_	
ANGLE (BLT - GUS)	23	23	23	8	30	30	30	30	30	30	30	30	30	NIA	N/A	N/A	N/A	N/A
GUS / BOLT (CLR)	0.21	0.33	0.33	0.43	0.43	0.43	0.43	0.53	0.53	0.53	0.53	0.53	0.53	N/A	NIA	N/A	N/A	N/A
GUS / FLG (CLR)	0.75	0.75	0.88	0.38	0.38	0.38	0.50	0.50	0.63	0.63	0.75	0.75	1.13	N/A	N/A	N/A	N/A	N/A
WELD	0.3125	0.3125	0.3125	0.3125	0.3125	0.3125	0.3125	0.3125	0.3125	0.3125	0.3125	0.3125	0.3125	N/A	N/A	NIA	N/A	N/A
HEN	H	r	Ŧ	т	н	Ħ	н	I	т	Ŧ	I	I	т	z	z	z	z	z
TOTAL REOTD   HIFIN   WELD	12.00	12.00	12.00	9.00	9.00	9.00	9.00	9.00	9.00	9.00	9.00	9.00	9.00	NIA	NIA	N/A	N/A	N/A
.O.,	0.88	0.88	0.88	0.73	0.73	0.73	0.73	0.73	0.73	0.73	0.73	0.73	0.73	N/A	N/A	N/A	N/A	N/A
	1.50	1.50	1.50	1.25	1.25	1.25	1.25	1.25	1.25	1.25	1.25	1.25	1.25	N/A	N/A	A/N	NIA	A/A
*8*	3.00	3.00	3.00	2.50	2.50	2.50	2.50	2.50	2.50	2.50	2.50	2.50	2.50	N/A	NIA	NA	NIA	NA
NA C	3.00	3.00	3.00	2.50	2.50	2.50	2.50	2.50	2.50	2.50	2.50	2.50	2.50	N/A	NA	N/A	N/A	N/A
THICKNESS	0.375	0.375	0.375	0.375	0.375	0.375	0.375	0.375	0.375	0.375	0.375	0.375	0.375	N/A	N/A	N/A	A/N	N/A
	c	2	20	4	40	60	60	80	8		997	120	120	140	140	160	160	180
ROCATION			вопом	100	BOTTOW	100	ROTTOM	TOP	NULLOB				actrow 1		BOTTON	172		
	OECHON .		< 1	• a	- 	) ) (			<u> </u>	u t	444			<b>)</b>	- ) ]			



DIAGONALS

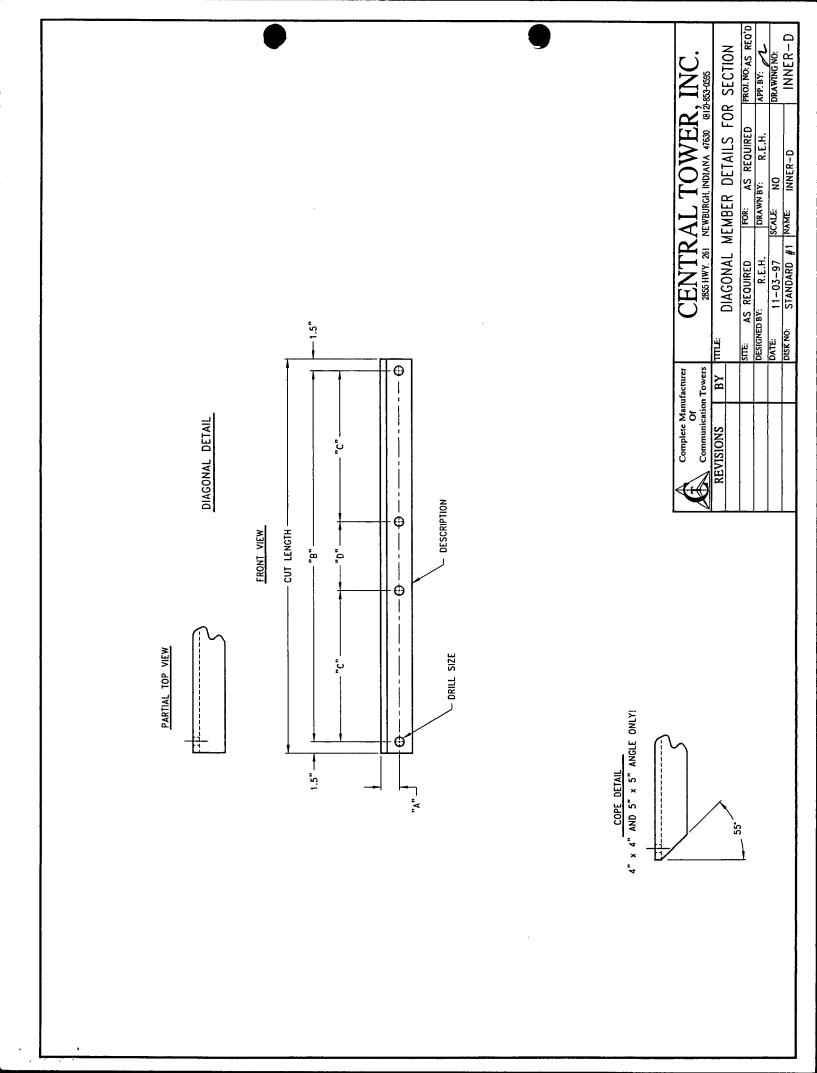
SS-632

Job No. :

Site Location : Christian CO., KY.

Diagonal Dimension Information

	,								-										
	Drill Size	0.8125	0.8125	0.8125	0.8125	0.8125	0.8125	0.8125	0.8125	0.8125	0.8125	0.8125	0.8125	0.8125	0.8125	0.8125	0.8125	0.8125	0.8125
#	Req'd	9	9	9	9	9	9	9	9	9	9	9	9	9	9	9	9	9	9
	Cut Length	162.92	156.84	153.91	148.94	142.83	140.18	135.16	129.02	126.73	122.13	115.99	114.14	109.65	103.55	102.29	98.39	92.42	91.90
	"D"	2.62	2.48	2.66	2.68	2.54	2.74	2.78	2.64	2.86	2.91	2.77	3.04	3.13	2.99	3.34	3.49	3.37	3.85
	"C"	78.65	75.68	74.13	71.63	68.64	67.22	64.69	61.69	60.43	58.11	55.11	54.05	51.76	48.78	47.98	45.95	43.02	42.52
	"8"	159.92	153.84	150.91	145.94	139.83	137.18	132.16	126.02	123.73	119.13	112.99	111.14	106.65	100.55	99.29	95.39	89.42	88.90
	"A"	1.38	1.38	1.38	1.38	1.38	1.38	1.34	1.34	1.34	1.34	1.34	1.34	1.13	1.13	1.13	1.13	1.13	1.13
		x 0.25	x 0.1875	x 0.25															
	Description	2.5	2.5	2.5	2.5	2.5	2.5	2.5	2.5	2.5	2.5	2.5	2.5	2	2	2	2	2	2
	ŏ	2.5 ×	2.5 ×	2.5 ×	2.5 ×	2.5 ×	2.5 ×	2.5 ×	2.5 ×	2.5 ×	2.5 ×	2.5 ×	2.5 ×	2 ×	2 ×	2 ×	2 ×	2 ×	2 ×
#	Bays	с С	с С	с С	e	3	3	e	3	3	3	e	3	3	3	3	3	3	3
	Location	-	5	e	-	5	8	-	7	e	1	2	e	-	2	e	-	2	3
LABEI	Section	A	A	A	В	8	В	ပ	ပ	v	٥	٥	٥	ш	ш	ш	LL.	L	L



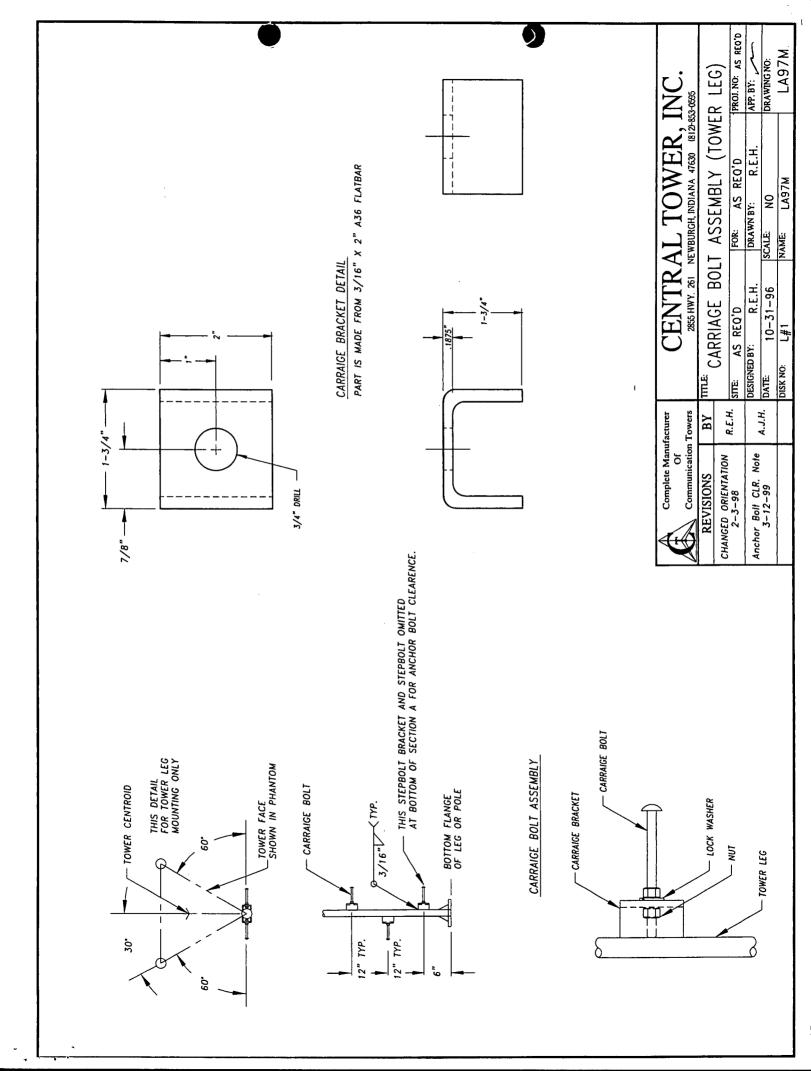


EXHIBIT D COMPETING UTILITIES, CORPORATIONS, OR PERSONS LIST

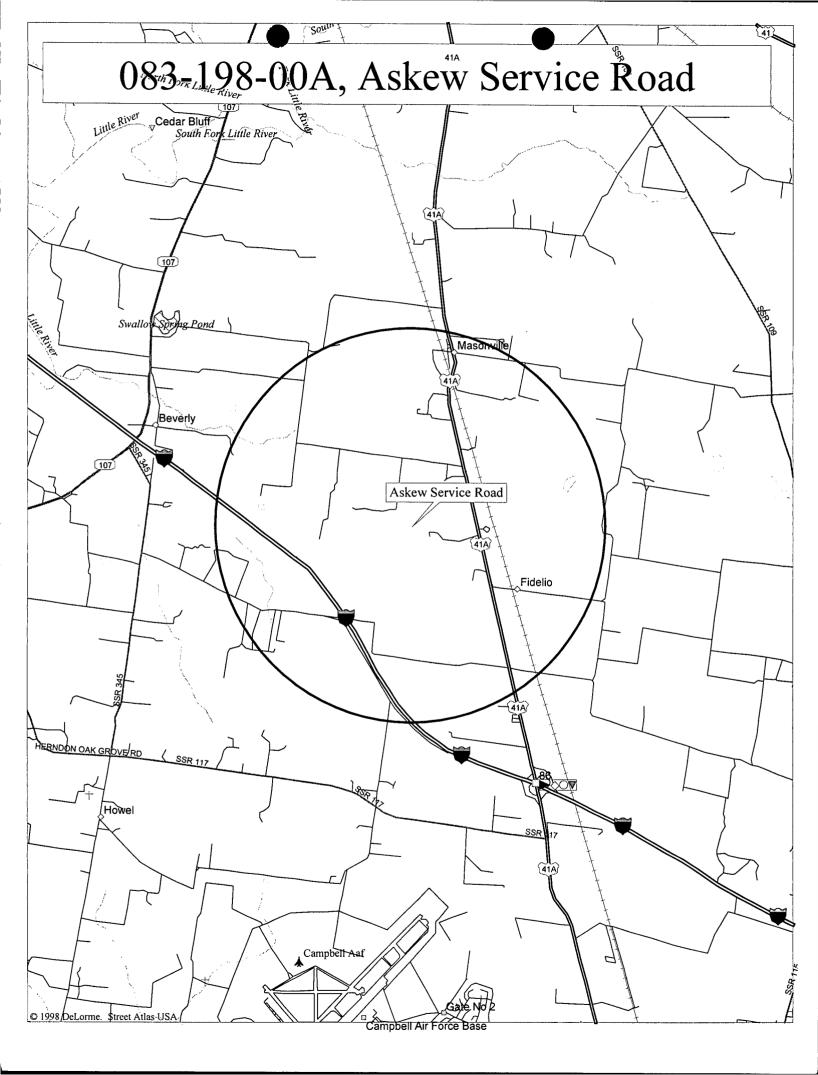
### COMPETING UTILITIES, CORPORATIONS, OR PERSONS LIST:

ť,

- 1. American Tower
- 2. APEX
- 3. Tritel Communications
- 4. Nextel Partners
- 5. Spectra Site
- 6. CommNet
- 7. GTE Mobilenet, Inc.
- 8. BellSouth Mobility, Inc.
- 9. BellSouth Wireless Cable, Inc.
- 10. NextelWave
- 11. Powertel Kentucky, Inc.
- 12. SBA
- 13. Sprint PCS

#### Askew Service Road/083-198-00A Collocation Certification Statement

Based upon the proposed 175-foot height of the telecommunications tower, the search area for other potential collocation opportunities would be two miles. Following a search assessment of a two-mile radius of the telecommunications site, no collocation opportunities were found to be available.



Nov-19-99 05:29pm From-CROWN COMPOCATIONS	+7244162254 🚺 T-66	6 P.02/07 F-569
Please Type or Tris For		Form Approved DME No. 2120-0001
Failura _ Provide All Rey.	; Processing of Your Notice	FOR FAA USA ONLY
U.S. Dependent of Transportation Notice of Proposed CC	addition or Alteration	
1. Sponsor (person, company, etc. proposing this action):	9. Latitude: 36 o 44	32.39
Attn.of:Christine A. Verre/800521	10. Longitude:087o28	42.87 -
Name: Crown Communication Inc.	11. Datum: 🕅 NAD 63 🔲 NAD 27 🔲 0	that
Address: 375 Southpointe Boulevard		
City: Canonsburg State. PA_Zip: 15317	12. Nearest: City: Oak Grove	State:K/
Telephone:(724) 416-2247Fae:(724) 416-2254	13. Nearest Public-use (not private-use) or N HOP: CAMPBELL AAF	lilitary Airport of Heliport:
2. Sponsor's Representative (if other than #1):	14. Distance from #13. to Structure:	\$3 nm
Attn.of;	18, Direction from #13. to Structure: <u>9 de</u>	grees
Address:	18. Site Elevation (AMSL):	<u>568</u>
	17. Total Structure Height (AGL):	181
City: State: Zip:		749
Telephone: Pax:	18. Overall Height (\$76. + \$17.) (AMSL);	<b>R</b>
3. Notice of: X New Construction Alteration Existing	19. Previous FAA Aeronautical Study Num	ber (Happilcable);
		OE
Duration: X Permanent Temporary (months,days)     Work Schedule: Beginning 12/19/1999 End 01/19/2000	20. Description of Location: (Attach & USG: Quadrangic Map with the precise are marked a	57.5 minute
5. Work Schedule: Beginning 12/19/1999 End 01/19/2000	Please see attached U.S.G.S. Quar	
8. Type: 🕅 Antenna Tower 📋 Crane 🔲 Building 🔲 Power Line		4 () Holp.
🗋 Landfill 📋 Water Tank 📋 Other	4	
7. Marking/Painting and/or Lighting Preferred:		
🗖 Red Lights and Paint 💦 🗋 Dual - Red and Medium Intensity White		
White - Medium Intensity Dual - Red and High Intensity White	1	
White - High Intensity 🕅 OtherOMISSION	4	
8. FCC Antenna Structure Registration Number (if applicable):	(	
21. Complete Description of Proposal:		Frequency/Power (KW)
Please use 600521/Askew Syce Rd when referencing this site.		33-54Mhz 100Watts
		72-73Mhz 100Watts
		144-162Mhz 250Watts
		220-222Minz 100Watts
		450-502Mhz 250Watis
		500-960Mh2 500Wates
		1,500Mhz 500Watte
		1,900-2,000 500Watts
		5,000-6,500 100Waits
		10000-11000 100Waπs
		18,000Mhz 100Watts
		21,000Mhz 100Watts
		24,000Minz 100Watts
		38,000Mhz 100Watts
		2-18Ghz 80dbm EIR
Notice is required by 14 Code of Federal Regulations, Part 77 pursuant to 49 U.S.	5, Section 44716. Persons who knowingly and w	längty violate the notice
requirements of part 77 are subject to a sivil penalty of \$1,009 per day until the no	tice is received, pursuant to 49 U.S.C., Section 46	301 (a).
I hereby certify that all of the above statements made by me are true, con		lge. In addition, I agree to mark
and/or light the structure in accordance with established marking & light	ng standards as nacessary.	
Date Typed or Printed Name and Title, of Person Filing N		
11-19-1999 Christine A. Verre/Regulatory Adminis	trator CAller	L.
FAA Form 7469-1 (11-38) Supersades Previous Edition		NSN: 0062-00-012-000

## EXHIBIT G APPLICATION TO KENTUCKY AIRPORT ZONING COMMISSION

Nov-19-99 05:29pm	From-CROWN COMMECAT	'IONS +7	244162254 <b>T-</b> 66	66 P.03/07 F-1	i69
AP	an Parkivit	Service Sestruct of	RALTER		
	A STR	UR FL <b>RE</b>			
1. NATURE OF 21	KOPOSAL		2. DESCRIPTION O	F STRUCTURI	E j
A. TYPE	B CLASS B CLASS PERMENENT TEMPORARY IAME, ADDRESS & TE	C WORK SCHEDULE BEGIN <u>12/19/1999</u> FND <u>01/19/2000</u>	See aπached. Please use 800521/KY-A:	skew Service Roa	1 when
Christine A Crown Com 375 Southpo Canonsburg 724-416-224	pinte Blvd. , PA 15317	dministrator	referencing this site.		
	: OF APPLIČANT – NAME. A				
4. LOCATION OF S	TRUCTURE		5. HEIGHT & ELEVAT	ΓΙΟΝ	
A. GEOGRAPHIC COORDINATES (NEAREST SECOND)	B. NEAREST KY CITY Oak Grove	C. NEAREST KY AIRPORT HOP: Campbell AAF	A SITE ELEVATION (ABOVE !	MEAN SEA LEVEL)	568
LATITUDE 36° 44' 32.38"	(1) DISTANCE TO 4B	(1) DISTANCE TO RUNWAY 3.4853 NM	B. HEIGHT OF STRUCTUR APPURTENANCES AND LI GROUND LEVEL)		181.
LONGITUDE 87° 28' 42.87-	(2) DIRECTION TO 4B	(2) DIRECTION TO AIRPORT 9 degrees	C. OVERALL HEIGHT (AM	(SL) (A+B)	749-
6. OBSTRUCTION	MARKING & LIGHTIN	NG		YES	NO
A. MARKED FOR THE P	ROTECTION OF AIR NAVIGA	ATION (FLAGS, SPHERES, ETC.)			┠──┯┓┈┊
		H 602KAR 50:100 (FAA AC 70/7460-	-1J)		
C. OBSTRUCTION LIGH	TED IN ACCORDANCE WITH	1 602KAR 50:100 (FAA AC 70/7460	-1Ŋ		
AVIATION ADMIN	IISTRATION?		IF SO WHEN?	11/19/99	1
BY_CA	THE BEST OF MY KNOW		S MADE BY ME ARE TRUE. CO DATE//	OMPLETE AND COP	RECT TO
PENALTIES - PERSONS ADMINISTRATIVE REG	ULATIONS ARE LIABLE FOR	INISTIBIOF H KENTUCKY REVISED STATUTE R FINES OR IMPRISONMENT AS S IONS MAY RESULT IN FURTHER	ET FORTH IN KRS 183.990(3).		
COMMISSION ACTION		CHAIRMAN, KAZC (	OR)ADMINISTRATOR, I	KAZC	
APPROVED	<b>-</b>				
DISAPPROVED	-		DATE		

## EXHIBIT H GEOTECHNICAL REPORT

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GEOTECHNICAL ENGINEERING STUDY CROWN COMMUNICATIONS PROPOSED 083-198-00A WALLACE TOWER ASKEW SERVICE ROAD HOPKINSVILLE, KENTUCKY ATC Project No. 13000.9119

**Prepared For:** 

Crown Communications. 11001 Bluegrass Parkway, Suite 330 Louisville, Kentucky 40299

Attention: Mr. Russ McKenzie

October 19, 1999



2815 Watterson Trail Louisville, Kentucky 40299 502.267.8355 Fax 502.267.8528

October 19, 1999

Crown Communications. 11001 Bluegrass Parkway, Suite 330 Louisville, Kentucky 40299

Attention: Mr. Russ McKenzie

Re: Geotechnical Engineering Study Proposed 083-198-00A Wallace Tower Askew Service Road Hopkinsville, Kentucky ATC Project No. 13800.9119

Gentlemen:

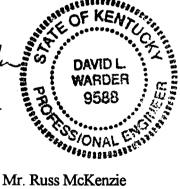
Transmitted herewith is our geotechnical engineering report for the referenced project as authorized in accordance with our January 15, 1998 proposal for environmental and geotechnical support services. This report contains our findings, an engineering interpretation of these findings with respect to the available project characteristics, and recommendations to aid design and construction of the tower foundations. We appreciate the opportunity to be of service to you on this project. If you have any questions regarding this report, please contact our office.

Cordially,

ATC Associates Inc.

Elyebert WS

Elizabeth W. Stuber, E.I.T. Project Engineer



David L. Warder, P.E. **Regional Geotechnical Engineer** 

Copies submitted:

(4) Mr. Russ McKenzie

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## **APPENDIX**

BORING LOCATION PLAN GEOTECHNICAL BORING LOG SOIL SAMPLE CLASSIFICATION

### GEOTECHNICAL ENGINEERING INVESTIGATION

Proposed Communications Transmission Tower Proposed 083-198-00A Wallace Tower Askew Service Road Hopkinsville, Kentucky ATC Project No. 13000.9119

### 1. PURPOSE AND SCOPE

The purpose of this study was to determine the general subsurface conditions at the location of the proposed tower by drilling one soil test boring and to evaluate this data with respect to foundation concept and design for the proposed self-supporting tower. Also included is an evaluation of the site with respect to potential construction problems and recommendations dealing with quality control during construction.

### 2. **PROJECT CHARACTERISTICS**

Crown Communications is planning to construct a communications tower on a property located at 596 Askew Service Road in Hopkinsville, Kentucky. The proposed tower location is shown on the Boring Location Plan in the Appendix. At the time of our field exploration the site was in an open field on a ridge line that sloped downward to the north, south and west.

We assume that the tower will be supported on three legs situated in a triangular pattern and that the legs of the tower will be supported on three drilled piers or on a common mat foundation bearing at a suitable depth below the existing ground surface. No foundation design loads have been provided for the proposed 175 foot self-supporting tower. We assume that the maximum downward load on the tower will not exceed about 300 kips/leg and that the maximum uplift and

ATC Associates Inc.

Page 1

lateral forces will be no greater than about 200 kips/leg and 25 kips/leg, respectively. The development will also include a small equipment building near the base of the tower.

### 3. SUBSURFACE CONDITIONS

The subsurface conditions were explored by drilling one test boring at the proposed tower location, the center of which was staked in the field by the client. The Geotechnical Soil Test Boring Log, which is included in the Appendix, describes the materials and conditions encountered. Sheets defining the terms and symbols used on the boring log and explaining the Standard Penetration Test (SPT) procedure can also be found in the Appendix. The general subsurface conditions disclosed by the test boring are discussed in the following paragraphs.

About 18 inches of topsoil was encountered at the ground surface. The boring then encountered apparently natural clay (CH) of relatively high plasticity to the scheduled depth of 40 feet below the ground surface. The SPT N-values in the clayey soil generally increased with depth and ranged from 15 to 44 blows per foot indicating a stiff to hard consistency. Pocket penetrometer values used to estimate the unconfined compressive strength of cohesive soil ranged from approximately 2.5 to 6.0 tons per square foot.

Groundwater observations made at the completion of drilling operations indicated the boring to be dry. It must be noted, however, that short term water readings in clayey soils are not necessarily a reliable indication of the actual groundwater level. Furthermore, it must be emphasized that the groundwater level is generally not stationary, but will fluctuate seasonally.

ATC Associates Inc.

Page 2

According to the Seismic Zone Map of the United States, Hopkinsville, Kentucky is within Zone 1. In this system, Zone 3 is the most seismically active while Zone 0 has the lowest earthquake potential. Considering the subsurface conditions encountered at the site and Table 16-J in the 1997 Uniform Building Code, the soil-profile type is  $S_c$ .

### 4. FOUNDATION DESIGN RECOMMENDATIONS

The following design recommendations have been developed on the basis of the previously described project characteristics (Section 2.0) and subsurface conditions (Section 3.0). This office must be notified if the project description included herein is incorrect, or if the proposed structure location is changed, to establish if revisions to the following recommendations are necessary.

### 4.1. Tower

Our findings indicate that the proposed self-supporting tower legs can be supported on drilled piers or on a common mat foundation.

### 4.1.1. Drilled Pier

Drilled piers that bear in the clay encountered in the test boring below a depth of 9 feet can be designed for a net allowable end bearing pressure of 6,000 pounds per square foot. The following table summarizes the recommended values for use in analyzing lateral and frictional resistance for the various soil strata encountered at the test boring. It is important to note that these values are estimated based on the standard penetration test results and soil types, and were not directly measured. The values

ATC Associates Inc.

Page 3



provided for undrained shear strength and total soil unit weight are ultimate values and appropriate factors of safety should be used in conjunction with these values. If the pier will bear deeper than 35 feet, a deeper boring should be drilled to determine the nature of the deeper material.

Depth Below Ground Surface, feet	Undrained Shear Strength, psf	Angle of Internal Friction, Ø, degrees	Total Soil Unit Weight, pcf	Allowable Passive Soil Pressure, psf/one foot of depth	Allowable Side Friction, psf
0 - 5	1,000	0	120	650 + 40D	0
5 - 20 20 - 35	1,500	0	125	1,200 + 40(D-5) 2,150 + 40(D-20)	325 450
20 - 35	2,000	0	130	$2,150 \pm 40(D-20)$	450

Note: D = Depth below ground surface (in feet) to point at which the passive pressure is calculated.

It is important that the drilled piers be installed by an experienced, competent drilled pier contractor who will be responsible for properly installing the piers in accordance with industry standards and generally accepted methods, without causing deterioration of the subgrade. The recommendations contained herein relate only to the soil-pier interaction and do not account for the structural design of the pier.



### 4.1.2. Mat Foundation

As an alternative, the tower legs could be supported on a common mat foundation bearing at a depth of at least 30 inches in the stiff to very stiff clay. A net allowable bearing pressure of up to 4,000 pounds per square foot may be used. This value may be increased by 30 percent for the maximum edge pressure under transient loads. A friction value of 0.30 may be used between the concrete and the underlying clay. The passive pressures given for the drilled pier foundation may be used to resist lateral forces.

It is important that the mat be designed with an adequate factor of safety with regard to overturning under the maximum deign wind load.

### 4.2. Equipment Building

The equipment building may be supported on shallow spread footings bearing in the shallow clay soil and designed for a net allowable soil pressure of 3,000 pounds per square foot. The footings should be at least ten inches wide and should bear at a depth of at least 30 inches to minimize the effects of frost action. All topsoil, frozen or soft material must be removed beneath footings.

The floor slab for the new equipment building may be subgrade supported on a properly prepared subgrade. The slab should be designed and adequately reinforced to resist the loads proposed. The exposed subgrade should be carefully inspected by probing and testing as needed. Any organic



material still in place, frozen or excessively soft soil and other undesirable materials should be removed.

Once the subgrade has been properly prepared and evaluated, fill may be placed to attain the desired final grade. Any non-organic, naturally occurring, non-expansive soils can be used for structural fill, including those encountered on this site, pending evaluation by the geotechnical engineer.

All engineered fill should be compacted to a dry density of at least 100 percent of the standard Proctor maximum dry density (ASTM D698). The compaction should be accomplished by placing the fill in about eight inch loose lifts and mechanically compacting each lift to at least the specified density. Field tests should be performed on each lift as necessary to insure that adequate compaction is being achieved.

Surface run-off water should be drained away from the building and not allowed to pond. It is recommended that all foundation concrete be placed the same day the excavation is made.

### 5. GENERAL CONSTRUCTION PROCEDURES AND RECOMMENDATIONS

It is possible that variations in subsurface conditions will be encountered during construction. Although only minor variations that can be readily evaluated and adjusted for during construction are anticipated, it is recommended the geotechnical engineer or a representative be retained to perform continuous inspection and review during construction of the soils-related phases of the

ATC Associates Inc.



work. This will permit correlation between the test boring data and the actual soil conditions encountered during construction.

### 5.1. Foundation Excavation Inspection

If drilled piers are used, the material at the bases of the drilled pier excavations should be inspected by the geotechnical engineer or qualified soil technician to insure that the piers will bear on satisfactory material. However, it is not necessary to directly inspect the soil material at the base of the drilled pier excavations. Rather, the inspection can be performed without entering the pier excavation by observing the drilling operations and auger cuttings throughout the entire length of the pier excavation to verify that the material at the bearing elevation is the material prescribed in Section 4.0. It is important that the pier excavations and subsurface conditions be monitored until the concrete is placed to verify that the otherwise competent soils are not adversely affected by improper construction methods or by groundwater seepage or surface water infiltration. If unsuitable conditions are encountered at the bases of pier excavations, the pier excavations should be extended to the bottom of such undesirable material and re-inspected. Unless it becomes necessary to enter the excavation, it should not be necessary to use temporary casing to prevent the sides of the pier excavations from caving. It is important that the concrete be placed and the casing removed in such a fashion as to prevent "necking" of the drilled pier. Unless the pier excavation is completely dry, the concrete must be placed by tremie.

If a mat foundation is used, the tower excavation should be inspected by the geotechnical engineer or a qualified soils technician to insure that all undesirable material is removed and that the foundation will bear on satisfactory material as described in Section 4.1. At the time of such



inspection, it will be necessary to make hand auger borings or use a hand penetration device in the base of the foundation excavation to insure that the soils below the base are satisfactory for foundation support. The necessary depth of penetration will be established during inspection.

If undercutting is required in order to remove unsuitable materials at the tower foundation location, the foundation bearing elevation may be re-established by backfilling after all undesirable materials have been removed or the foundation can be placed at the lower depth. The undercut excavation beneath the foundation should extend to suitable bearing soils and the dimensions of the excavation base should be determined by imaginary planes extending outward and down on a 2 (vertical) to 1 (horizontal) slope from the base perimeter of the foundation. The entire excavation should than be refilled with a well-compacted granular fill as described in Section 5.2 or lean concrete may be used. Special care should be exercised to remove any sloughed, loose or soft materials near the base of the excavation slopes, to insure that no pockets of loose or soft materials will be left in place along the excavation slopes below the foundation bearing level.

Soils exposed in the base of the foundation excavation should be protected against any detrimental changes in conditions such as from disturbance, rain and freezing. Surface run-off water should be drained away from the excavation and not allowed to pond. If possible, all concrete should be placed that same day the excavation is made. If this is not practical, the excavation should be adequately protected.

### 5.2. Fill Compaction

All engineered fill placed adjacent to and above the tower foundation should be compacted to a dry density of at least 95 percent of the standard Proctor maximum dry density (ASTM D-698). This minimum compaction requirement should be increased to 100 percent for any fill placed below the tower foundation bearing elevation. Any fill placed beneath the tower foundation should be limited to well-graded sand and gravel or crushed stone. The compaction should be accomplished by placing the fill in about 8 inch (or less) loose lifts and mechanically compacting each lift to at least the specified minimum dry density. Field density test should be performed on each lift as necessary to insure that adequate moisture conditioning and compaction is being achieved.

Compaction by flooding is not considered acceptable. This method will generally not achieve the desired compaction and the large quantities of water will tend to soften the foundation soils.

### 5.3. Construction Dewatering

No serious dewatering problems are anticipated. At the time of our investigation, the ground water level appeared to be below the anticipated excavation depths. However, depending upon seasonal conditions, some minor seepage into excavations may be experienced. It is anticipated that any such seepage can be handled by conventional dewatering methods such as pumping from the drilled pier excavations or from sumps in shallow foundation excavations.

ATC Associates Inc. Page 9

### 6. FIELD INVESTIGATION

One soil test boring was drilled at the location established in the field by the project surveyor. Splitspoon samples were obtained by the Standard Penetration Test (SPT) procedure (ASTM D1586) in the test boring. The boring was extended to the scheduled depth of 40 feet below existing grade. Representative portions of the soil samples were sealed in glass jars and returned to our laboratory.

The boring log is included in the Appendix along with a sheet defining the terms and symbols used on the log and an explanation of the Standard Penetration Test (SPT) procedure. The log presents visual descriptions of the soil strata encountered, Unified System soil classifications, groundwater observations, sampling information, laboratory test results, and other pertinent field data and observations.

### 7. LABORATORY INVESTIGATION

The split-spoon samples were inspected and visually classified by a geotechnical engineer in general accordance with the Unified Soil Classification System and the field boring log was edited as necessary. To aid in classifying the soil samples and to check the general soil characteristics pocket penetrometer and moisture content tests were performed on selected samples. The results of these tests are included on the boring log.

### 8. LIMITATIONS OF STUDY

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. ATC Associates Inc. is not responsible for the independent conclusions, opinions or recommendations made by others based on the field exploration and laboratory test data presented in this report.

A geotechnical study is inherently limited since the engineering recommendations are developed from information obtained from a test boring that only depicts subsurface conditions at the specific location, time and depth shown on the log. Soil conditions at other locations may differ from those encountered in the test boring, and the passage of time may cause the soil conditions to change from those described in this report.

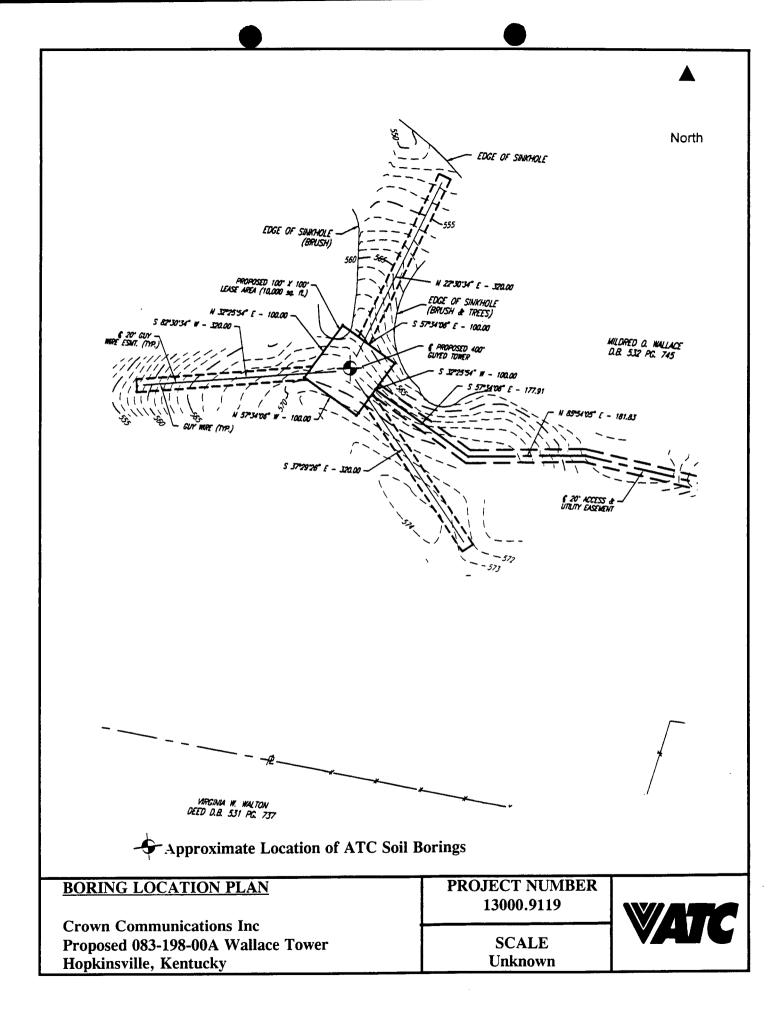
The nature and extent of variation and change in the subsurface conditions at the site may not become evident until the course of construction. Construction monitoring by the geotechnical engineer or a representative is therefore considered necessary to verify the subsurface conditions and to check that the soils connected construction phases are properly completed. If significant variations or changes are in evidence, it may then be necessary to re-evaluate 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 by this office to determine if any modification in the recommendations will be required.

> ATC Associates Inc. Page 11

## **APPENDIX**

BORING LOCATION PLAN GEOTECHNICAL BORING LOG SOIL SAMPLE CLASSIFICATION

.







Louisville, Kentucky 40299

Crown Communications Proposed 083-198-00A Wallace Tower 596 Askew Service Road, Hopkinsville, KY CLIENT: PROJECT: LOCATION:

BORING NUMBER: B-1 PROJECT NUMBER: PROJECT MANAGER:

13000.9119 Beth Stuber

	face Elevation: Date Started: 10/14/99 ate Completed: 10/14/99	Ham	er Weigh mer Droj Foremai	p:	140 lbs. 30 in. J. Wharton	n		I	Boring N	le Dia.: 7.5 in. Method: HSA ervisor: B. Stuber
ELEV	MATERIAL DESCRIPTION	LAYER DEPTH & TYPE	DEPTH SCALE	NO		AMPL TYPE			PP,tsf	NOTES
	CLAY (CH) - stiff, reddish brown			1	7-7-8	SPT	100	21.0	2.7	About 18 inches ot topsoil we encountered at the existing ground surface.
	- very stiff			2	9-8-9	SPT	100		2.8	
			5-	3	11-10-8	SPT	100	20.8	5.4	
			-	4	1 <b>2-1</b> 1-9	SPT	100		4.0	
			-	5	10-11-10	SPT	100	25.1	3.5	
			10							
						957	100		2.0	
			15-	0	12-10-10	5P1	100		3.8	
	- trace limestone fragments		20-	7	13-14-11	SPT	100	40.5	4.0	
			-							
			-	8	12-13-10	SPT	100		6.0	
			25 —							
				0	14-17-15	SPT	100	42.3	4.5	
			30	7	14-17-13	110	100	<b>~</b> ∠'	- <del>1</del> .J	
ya da da da baran Bayan mengan a da a ba				10	16-13-14	SPT	100		2.5	
			35—							





Louisville, Kentucky 40299

CLIENT:	Crown Communications
PROJECT:	Proposed 083-198-00A Wallace Tower
	596 Askew Service Road, Hopkinsville, KY

BORING NUMBER: B-1 PROJECT NUMBER: 13000.9119 PROJECT MANAGER: Beth Stuber

	rface Elevation: Date Started: 10/14/99 ate Completed: 10/14/99		Hamı	r Weigh ner Droj Foremai	p:	140 lbs. 30 in. J. Wharton	n	E	Boring M	le Dia.: 7.5 in. Iethod: HSA ervisor: B. Stuber
ELEV	MATERIAL DESCRIPTION	LAY DEP & TY	ГН	DEPTH SCALE	NO	S. BLOWS	AMPL	1	PP,tsf	NOTES
	DESCRIPTION CLAY (CH) - very stiff, reddish brown TERMINATED	1	PE			BLOWS		w,%	PP,tsf	The borehole was dry at completion of drilling operations.
				60 65 70						

## SOIL SAMPLE CLASSIFICATION

### **GRANULAR SOILS** (Silt, Sand, Gravel and Combinations)

Density		Particle Si	Particle Size Identification				
Very Loose	- 5 blows/ft. or less	Boulders	- 8 inch dian	neter or more			
Loose	<ul> <li>6 to 10 blows/ft.</li> </ul>	Cobbles	- 3 to 8 inch	diameter			
Medium Dense	- 11 to 30 blows/ft.	Gravel	- Coarse	- 1 to 3 inch			
Dense	- 31 to 50 blows/ft.		Medium	- $\frac{1}{2}$ to 1 inch			
Very Dense	- 51 blows/ft. or more		Fine	- $\frac{1}{4}$ to $\frac{1}{2}$ inch			
		Sand	- Coarse	- 2.00 mm to ¼ inch			
Relative Proportic	ons Percent		- Medium	- 0.42 to 2.00 mm			
Trace	1 - 10		- Fine	- 0.074 to 0.42 mm			
Little	11 - 20		- Silt	- 0.002 to 0.074 mm			
Some	21 - 35	Clay	- less than 0.0	002 mm			
And	36 - 50						

### COHESIVE SOILS

### (Clay, Silt and Combinations)

Consistency		<u>Plasticity</u>	
Very Soft	- 3 blows/ft. or less	Degree of Plasticity	Plasticity Index
Soft	- 4 to 5 blows/ft.	None to Slight	0 - 4
Medium Stiff	- 6 to 10 blows/ft.	Slight	5 - 7
Stiff	- 11 to 15 blows/ft.	Medium	8 - 22
Very Stiff	- 16 to 30 blows/ft.	High to Very High	over 22
Hard	- 31 blows/ft. or more		
			•

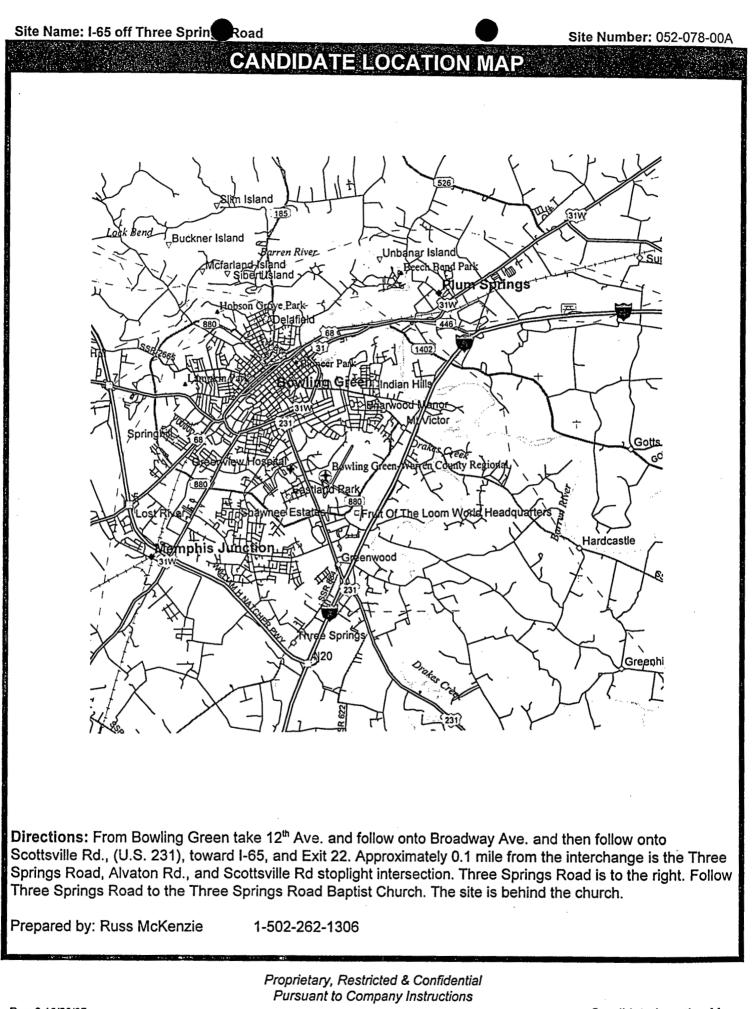
Classification on logs are made by visual inspection of samples unless otherwise undicated.

Standard Penetration Test - Driving a 2.0" O.D., 1-3/8" I.D. split-spoon sampler a distance of 12 inches into undisturbed soil with a 140 pound hammer free falling a distance of 30 inches. The sample is initially driven 6 inches to penetrate into undisturbed soil, then the test is performed. The number of hammer blows for seating the spoon and making the test are recorded for each 6 inches of penetration on the boring log (Example: 6-8-9). The standard penetration test N-value can be obtained by adding the last two figures (i.e. 8+9=17 blows/ft.). (ASTM D-1586)

Strata Changes - In the column "Material Description" on the boring log, the horizontal lines represent strata changes. A solid line ( \_\_\_\_\_ ) represents an actually observed change, a dashed line (- - -) represents an estimated change.

Ground Water observations were made at the times indicated. Porosity of soil strata, weather conditions, site topography, etc. may cause changes in the water levels indicated on the logs.





Rev. 3 10/20/97

Candidate Location Map

## EXHIBIT I DIRECTIONS TO WCF SITE

## EXHIBIT J COPY OF REAL ESTATE AGREEMENT

			1. J
Instrument Prepared By:	Site Name: <u>Askew Service Rd</u>	Site ID: 083-198-000	Indexing Instructions:
e Paradise			<u></u>
,420 Donelson Pk, Ste A18			
Nashville, TN 37217			

### Memorandum of Lease Agreement

This memorandum evidences that a lease was and hereby is made and entered into by written Lease Agreement dated  $\frac{4/3}{1999}$ , between <u>Mildred O. Wallace</u> ("Owner") and Tritel Communications, Inc., a Delaware corporation ("Tritel").

Such Agreement provides in part that Owner leases to Tritel and Owner does hereby lease to Tritel a certain site ("Site") located at Askew Service Road, City of <u>Hopkinsville</u>, County of <u>Christian</u>, State of <u>Kentucky</u>, within the property of Owner which is described in Exhibit A attached hereto (or such Site which itself and the easements thereto are more particularly described in Exhibit "A"), with grant of and Owner hereby grants a non-exclusive easement for unrestricted rights of access thereto and to electric and telephone facilities for a term of five (5) years commencing on \_\_\_\_\_, 19\_\_\_\_, which term is subject to four (4) additional five (5) year extension periods by Tritel.

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

"Tritel"
Tritel Communications, Inc., a Delaware corporation
By: YII3)99 Name: Jevry M. Sullivan JV
Name: Jerry Al Sullivan Jr. 1445
Title: <u>Exec. VP (COD</u>
Address: 1410 Livingston Lane Jackson, MS 39213-8003
Phone Number:601-362-2200
"OWNER"
Mildred O. Wallace
By: Mildud Wallace
Name: Mildred O. Wallace
Title: Owner
Address: 2591 Stone Briar Drive
Clarksville, TN 37043
Clarksville, TN 37043 Phone Number: <u>931-358-5534</u>

"OWNER":

By:	 	
Its:	 	
By:	 	
Its:		
By:	 	
Its:		

### LOCK FOR LANDLORD IF INDIVIDUAL NOTAR

### STATE OF TENNESSEE COUNTY OF Montgomery



Hagriw (rgig the within named bargainor(s), with whom I am personally acquainted (or proved to me on the basis of Mildred O. before me, appeared befo satisfactory evidence), and who acknowledged that she\_ executed the foregoing instrument for the purposes therein contained.

WITNESS my hand and seal at office, on this 19 day of March , 19 59 Crain planer

My Commission Expires:

STATE OF TENNESSEE

COUNTY OF

a Notary Public in and for said State and County, Personally appeared before me, the within named bargainor(s), with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that \_he\_ executed the foregoing instrument for the purposes therein contained

WITNESS my hand and seal at office, on this \_\_\_\_ day of \_\_\_\_ , 19

Notary Public

My Commission Expires:

### NOTARY BLOCK FOR LANDLORD IF CORPORATION

STATE OF TENNESSEE

COUNTY OF

a Notary Public in and for the State and County aforesaid, personally appeared Before me, , with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself (or herself) to be the \_\_\_\_ \_ of the within named being duly authorized so to do, executed the foregoing instrument for the bargainor, a corporation, and that he\_ as such purposes therein contained, by signing the name of the corporation by self as such

WITNESS my hand and seal at office, on this the \_\_\_\_ day of \_\_\_\_\_ \_, 19\_\_\_

Notary Public

My Commission Expires:

### NOTARY BLOCK FOR LANDLORD IF LLC

STATE OF TENNESSEE

COUNTY OF

, a Notary Public in and for said State and County aforesaid, duly commissioned and qualified, Before me , with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and personally appeared , LLC, the within-named who, upon oath, acknowledged self to be the \_ of \_ , being duly authorized so to do, executed the foregoing who, upon oath, acknowledged \_\_\_\_\_eel to be the bargainor, a Tennessee Limited Liability Company, and that \_he\_, as such \_\_\_\_\_, being duly authorize instrument for the purposes therein contained by signing the name of the Limited Liability Company by \_\_\_\_self as such

> , 19\_\_\_. WITNESS my hand and seal at office on this the \_ \_\_\_\_ day of \_

My Commission Expires:

Notary Public

### NOTARY BLOCK FOR TRITEL

STATE OF TENNESSEE

Before me, <u>Incqueline Martin Larrie</u> a Notary Public in and for said County and State, personally appeared <u>y. m. Sullian, Jr...</u>, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon <u>Strve</u>, <u>Sand</u> Sand Sand, personally appeared of proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged <u>set</u> to be the <u>free vertices</u> of TRITEL COMMUNICATIONS, INC., the within named bargainor, a corporation. and that \_\_he\_ \_ as such self as such by\_

s the game of JPA with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon  $\frac{\sqrt{4} \ CO}{\sqrt{2}}$  of TRITEL COMMUNICATIONS, INC., the within named bargainor, a corporation, and executed the foregoing instrument for the purposes therein contained, by signing the paper of the corporation e, on this  $\sqrt{3}$  day of  $\Delta Pril$ , 1999. NOTARY NOTARY NOTARY NOTARY NOTARY NOTARY WITNESS my hand and seal at office, on this 13 day of April ..., 1999. My Commission Expires: MISSISSIPPI STATEWIDE NOTARY PUBLIC MISSISSIPPI STATEWIDE NOTARY PUBLIC MY COMMISSION EXPIRES JAN. 20, 2003



EXHIBIT "A"

### Property

1. The street address of the Property is:

Askew Service Road, Hopkinsville, KY 42240

2. The Assessor's Parcel Number is:

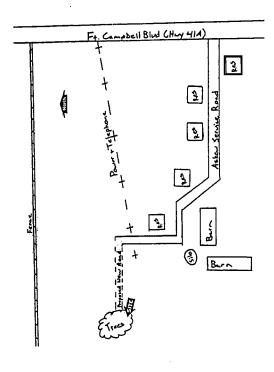
Map: 125 Parcel: 14

3. The Property is legally described as:

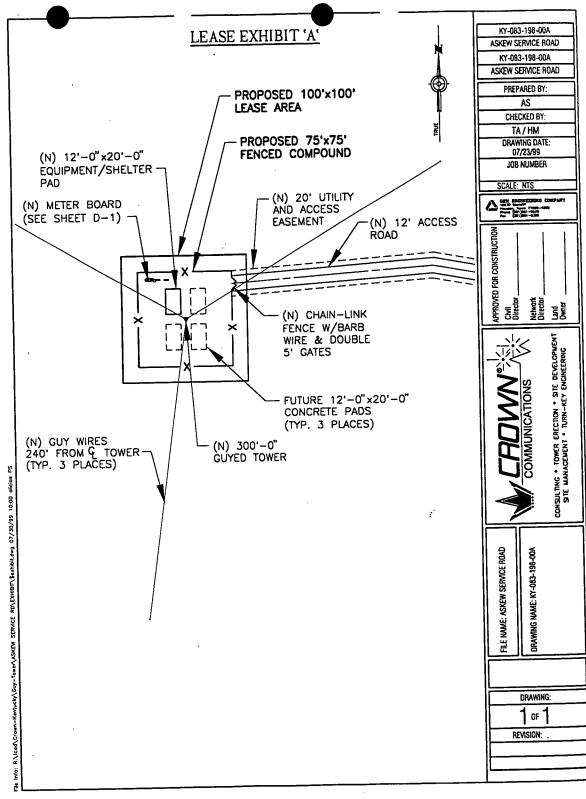
Recorded in Book: 532 Page: 745 in the office of the County Clerk, Christian County, Kentucky.

4. The Premises is described as follows:

An area 100 feet by 100 feet, along with all easements and access rights as required by the Lessee to fully utilize the leased parcel for the purposes as described in the lease. Approximate area is indicated in the sketch below:







## EXHIBIT K NOTIFICATION LISTING

## **CERTIFICATION OF NOTIFICATION - EXHIBIT K**

PSC Case # 99-463 Crown Ref.: 083-198 Askew Service Road

1) Steve Tribble Christian County Judge Executive Webber street Hopkinsville Ky 42240

2) Mildred D. Wallace 2591 Stone Briar Drive Clarkesville, TN 37043

## EXHIBIT L COPY OF PROPERTY OWNER NOTIFICATION



November 30, 1999

Mildred D. Wallace 2591 Stone Briar Drive Clarkesville, TN 37043 Crown Castle USA Inc. Kentucky Region 11001 Bluegrass Parkway, Suite 330 Louisville, KY 40299 Tel 502 240.0044 Fax 502 240.0045 www.crowncastle.com

RE: Public Notice – Public Service Commission of Kentucky Case No.: 99-463 Our Site No.: 083-198 Called Askew Service Road

Dear Mildred:

Crown Communication Inc., Tritel Communications, Inc, and Tritel Finance, Inc. have applied to the Public Service Commission of Kentucky ("PSC") for a Certificate of Public Convenience and Necessity to construct and operate a new facility to provide wireless telecommunication services. The facility will include a 175-foot tower with appurtenances attached to a maximum height of 181 feet, and a ground level equipment shelter to be located at 800 Askew Service Road, Hopkinsville, KY 42240. A temporary tower of shorter stature might be erected at said location while awaiting final PSC approval and the approved tower is operational. This notice is being sent to you because you own property within a 500' radius of the proposed tower.

The PSC invites your comments regarding the proposed construction. You also have the right to intervene in this matter. Your initial communication to the PSC must be received by the PSC 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, Post Office Box 615, Frankfort, Kentucky 40602. Please refer to Case No.: 99-463 in your correspondence.

# Feel free to contact James Parkison, Project Manager at (502) 240-0044 ext. 15, if you have any questions.

Sincerely, CROWN COMMUNICATION INC.

fovd McCarthy For Crown Communication Inc.

## EXHIBIT M COPY OF JUDGE EXECUTIVE NOTICE

.



Crown Castle USA Inc. Kentucky Region 11001 Bluegrass Parkway, Suite 330 Louisville, KY 40299 Tel 502 240.0044 Fax 502 240.0045 www.crowncastle.com

November 30, 1999

Honorable Steve Tribble Christian County Judge Executive Webber street Hopkinsville KY 42240

RE: Public Notice – Public Service Commission of Kentucky Case No.: 99-463 Our Site No.: 083-198 Called Askew Service Road Hon. Judge Tribble:

Crown Communication Inc., Tritel Communications, Inc, and Tritel Finance, Inc. have applied to the Public Service Commission of Kentucky ("PSC") for a Certificate of Public Convenience and Necessity to construct and operate a new facility to provide wireless telecommunication services. The facility will include a 175-foot tower with appurtenances attached to a maximum height of 181 feet, and a ground level equipment shelter to be located at 800 Askew Service Road, Hopkinsville, KY 42240. A temporary tower of shorter stature might be erected at said location while awaiting final PSC approval and the approved tower is operational. This notice is being sent to you because you are the Judge Executive of Christian County.

The PSC invites your comments regarding the proposed construction. You also have the right to intervene in this matter. Your initial communication to the PSC must be received by the PSC 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, Post Office Box 615, Frankfort, Kentucky 40602. Please refer to Case No.: 99-463 in your correspondence.

Feel free contact James Parkison, Project Manager at (502) 240-0044 ext. 15, if you have any questions.

Sincerely. CROWN GOMMUNICATION INC. Lloyd McCarth For Crown Communication Inc

EXHIBIT N COPY OF POSTING NOTICES

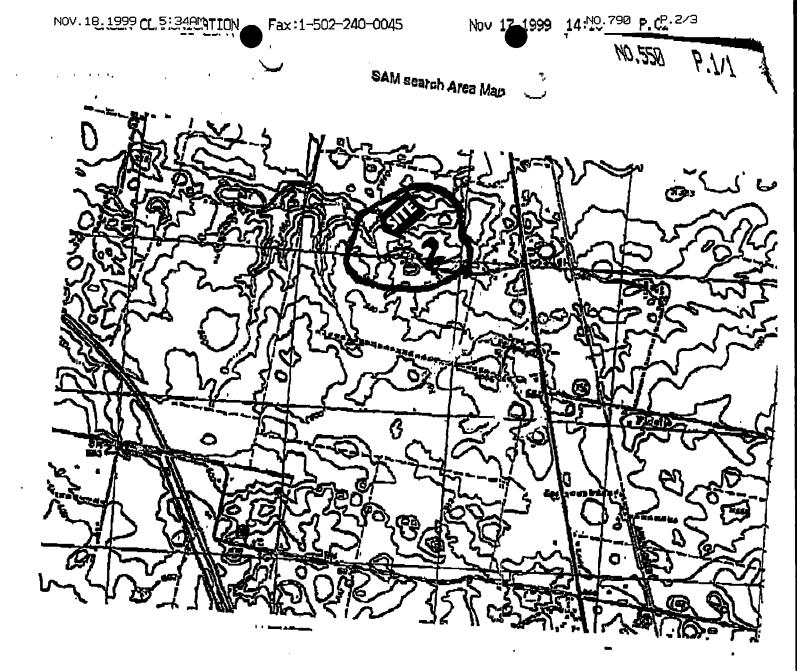
# Copies of Posting Notices – FORM 3

# Crown Communication, Inc proposes to construct a TELECOMMUNICATIONS TOWER

on this site. If you have questions, please contact the General Manager, Crown Communication, Inc., 11001 Bluegrass Parkway, Suite 330, Louisville, KY 40299, (502) 240-0044 or the Executive Director, Public Service Commission, 730 Schenkel Lane, P.O. Box 615, Frankfort, KY 40602. Please refer to Case # 99-463 in your correspondence.

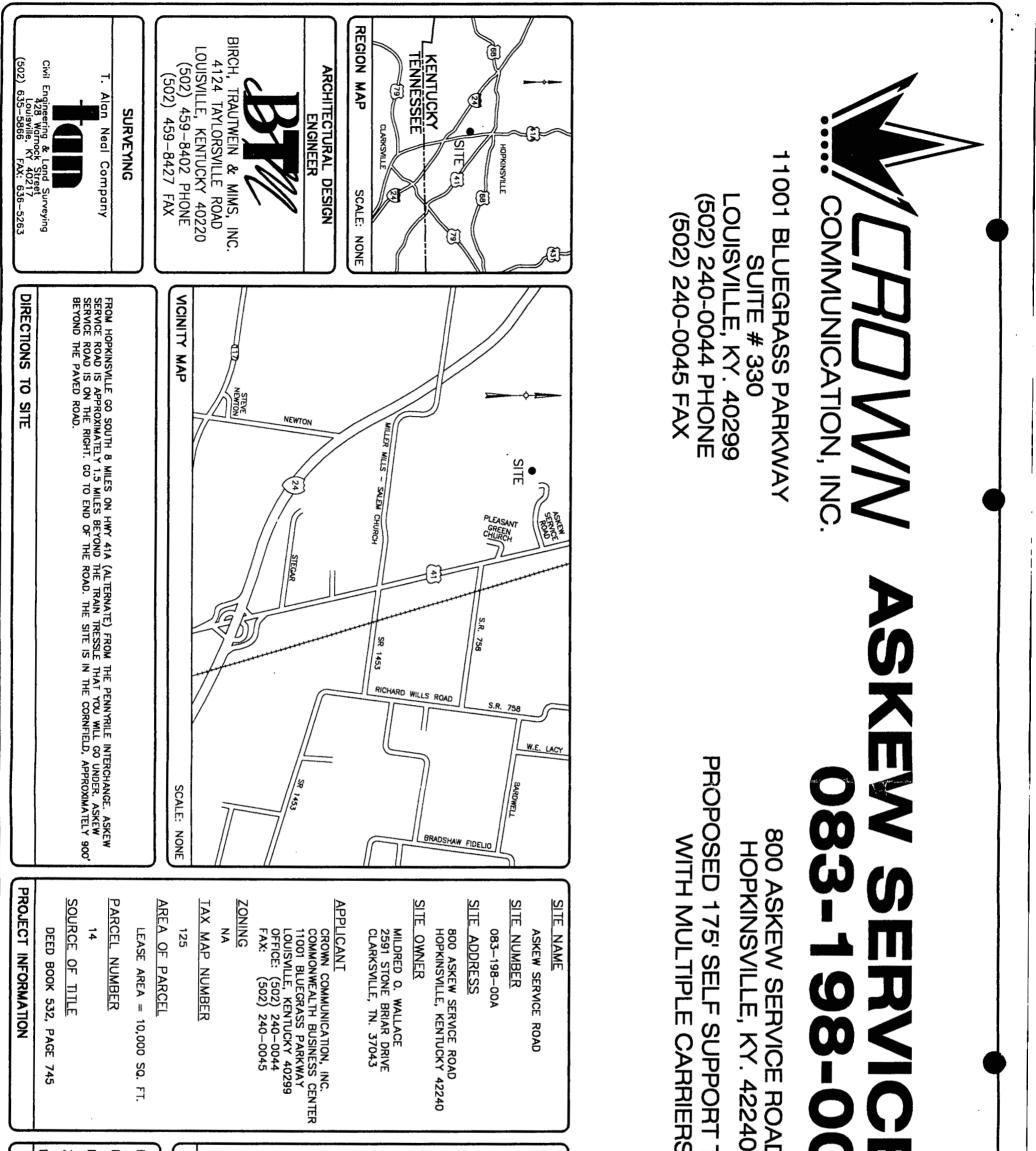
# Crown Communication, Inc., proposes to construct a TELECOMMUNICATIONS TOWER

near this site. If you have questions, please contact the General Manager, Crown Communication, Inc., 11001 Bluegrass Parkway, Suite 330, Louisville, KY 40299, (502) 240-0044 or the Executive Director, Public Service Commission, 730 Schenkel Lane, P.O. Box 615, Frankfort, KY 40602. Please refer to Case # 99-463 in your correspondence. EXHIBIT O COPY OF RADIO FREQUENCY DESIGN SEARCH AREA

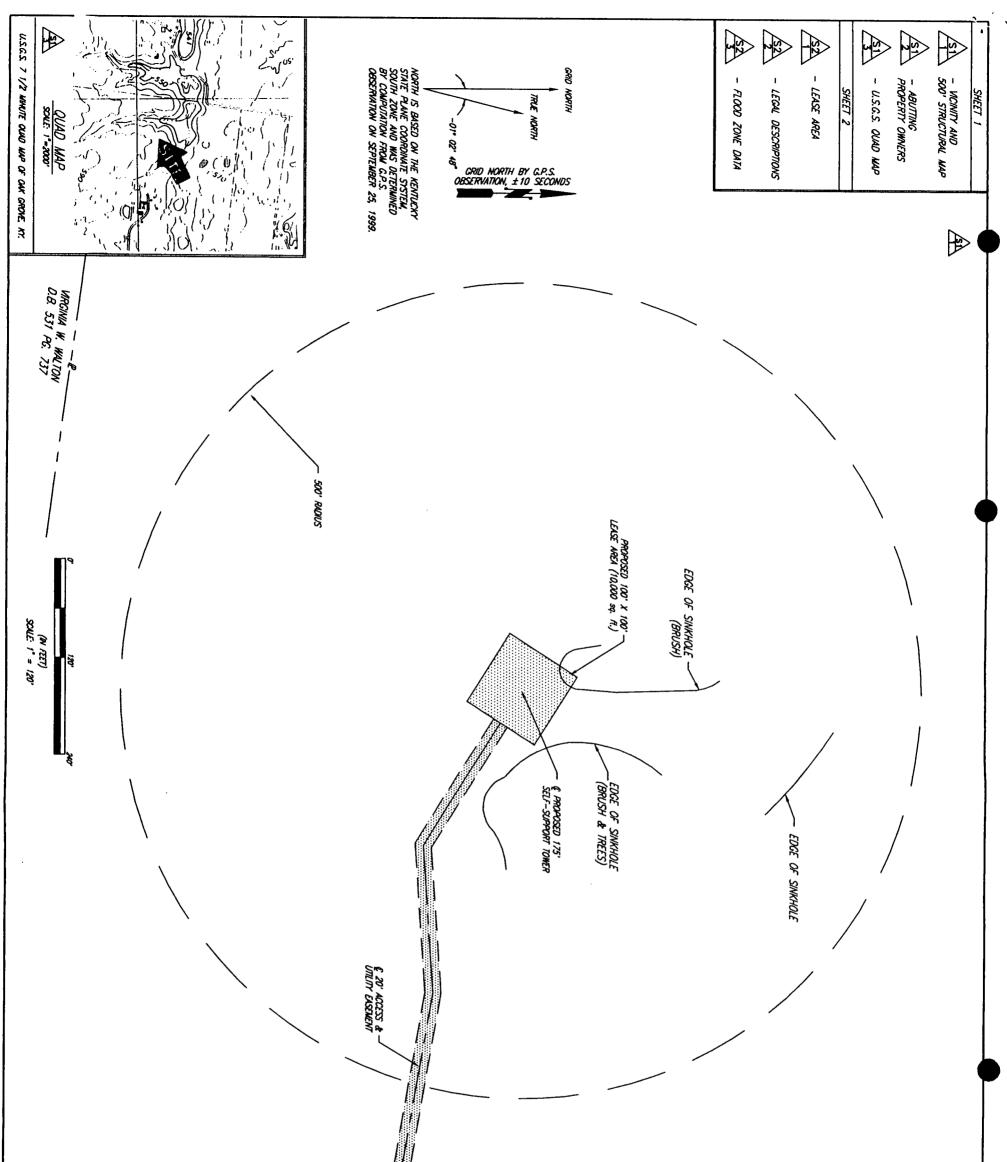


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	Robert Lopez		

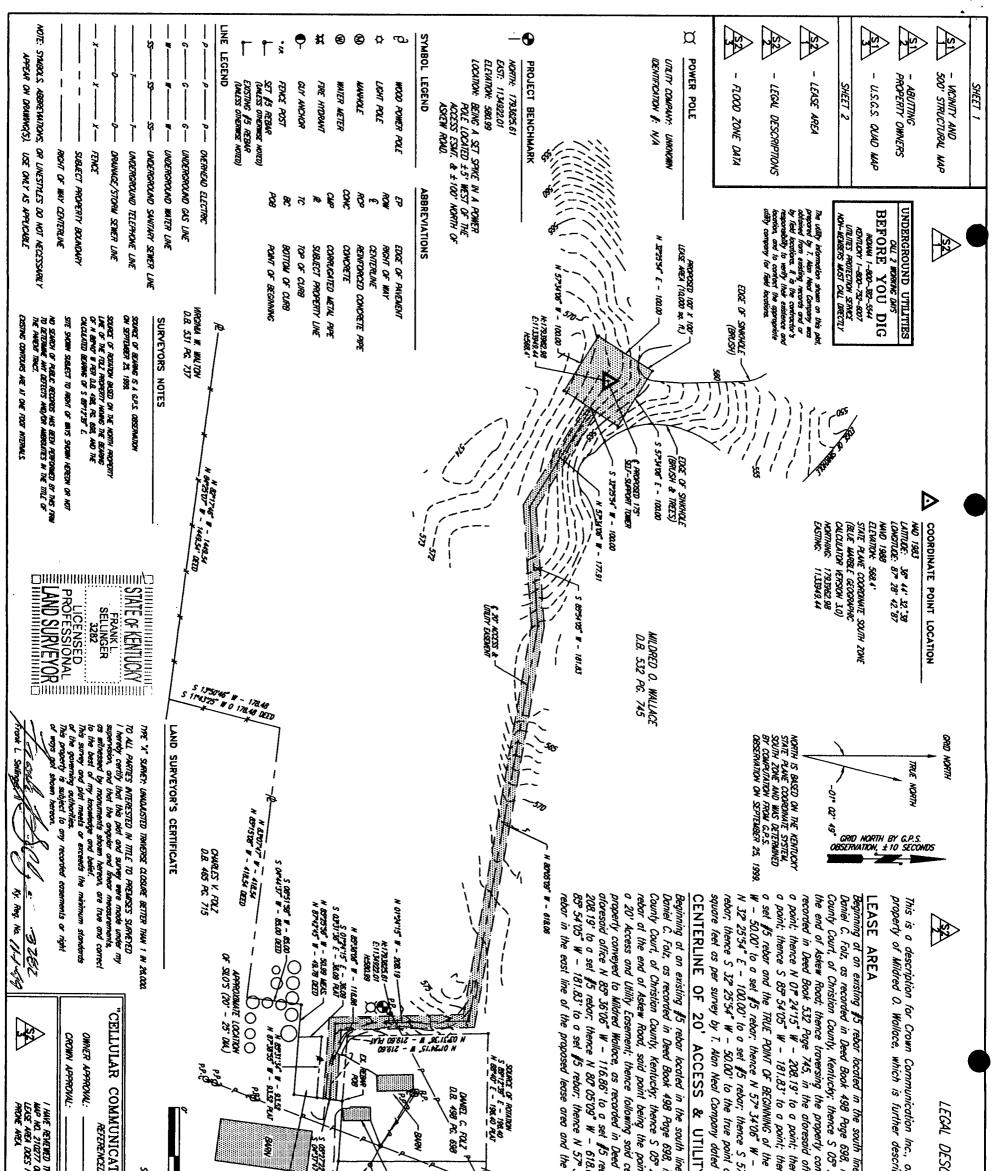
# EXHIBIT P TOWER MAP FOR SUBJECT COUNTY



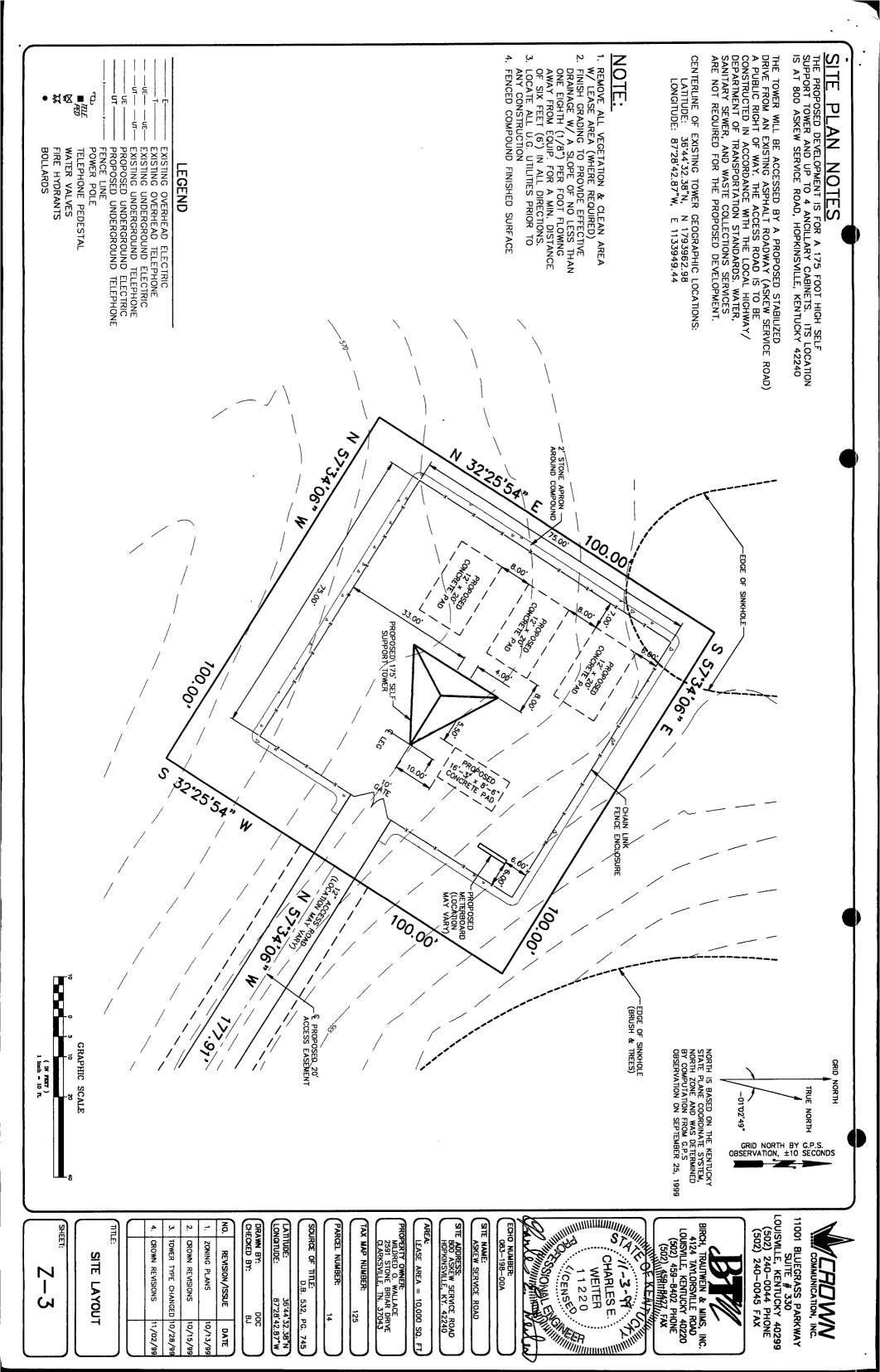
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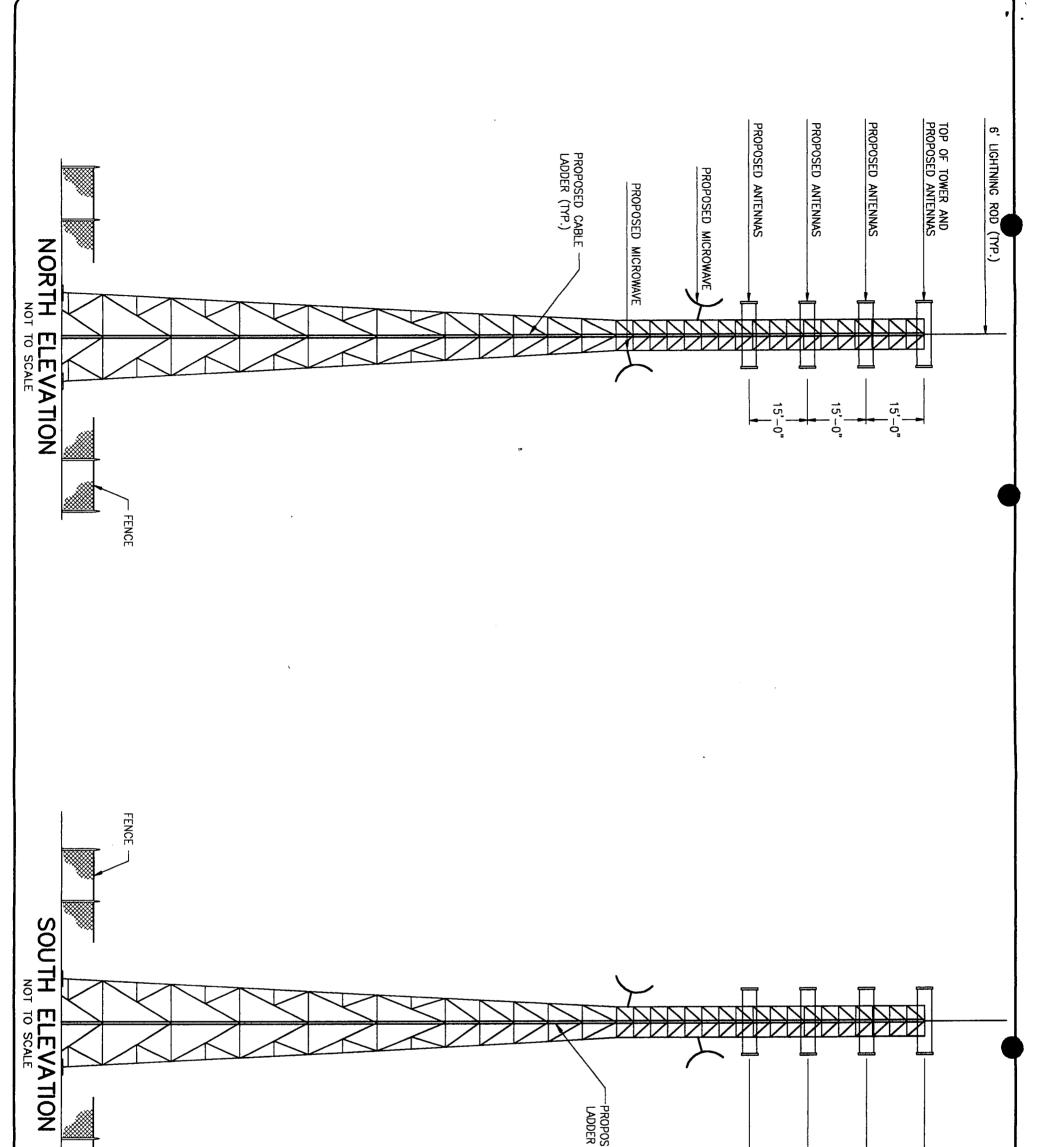


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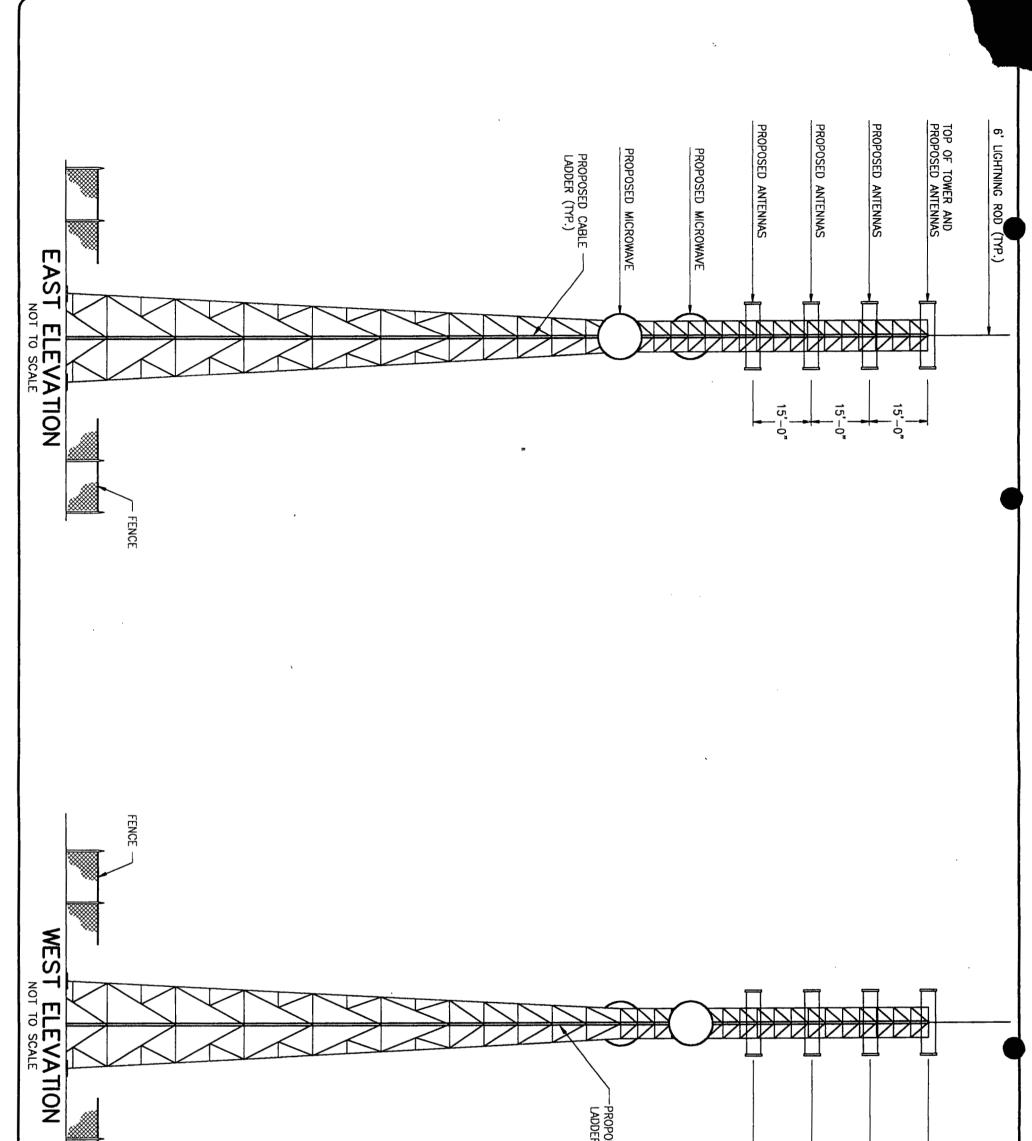
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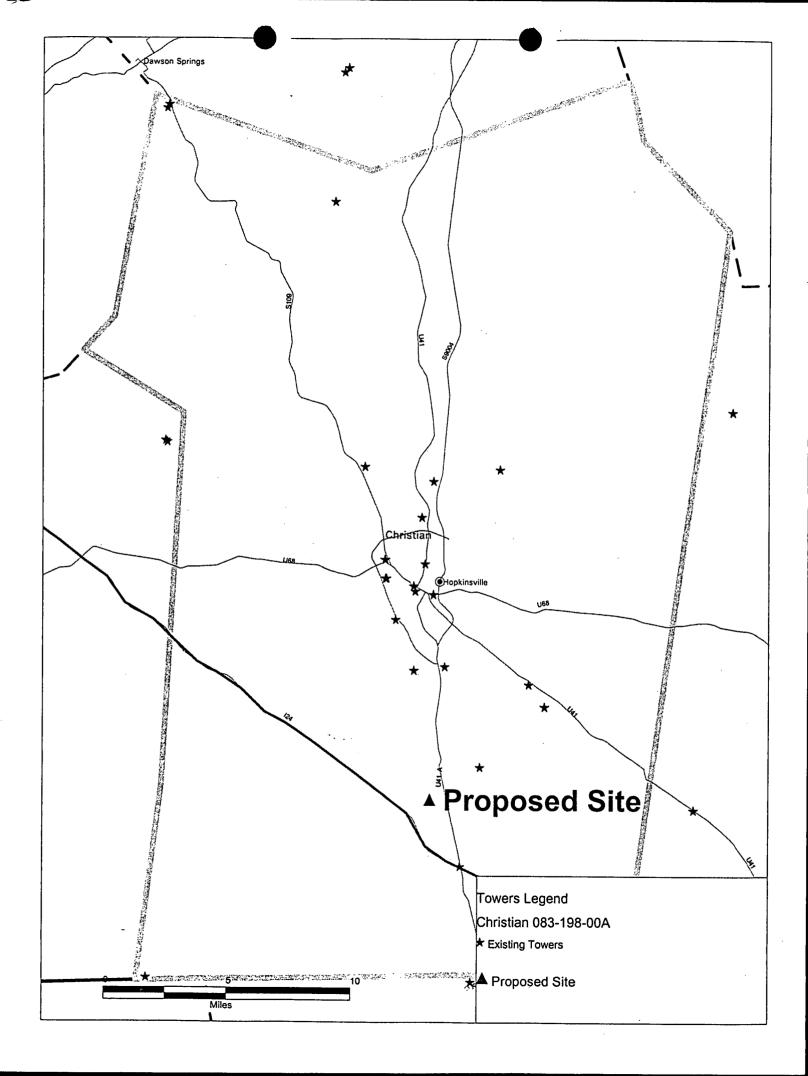


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-	PROPOSED ANTENNA CENTER
	PROPOSED ANTENNA CENTER
-	175'-0" TO PROPOSED ANTENNA CENTER & TOP OF TOWER
SHEET: Z-4	



<u>8</u>	ER (TYP.)
	PROPOSED ANTENNA CENTER
	PROPOSED ANTENNA CENTER
	175'-0" TO PROPOSED ANTENNA CENTER & TOP OF TOWER
SHEET: Z-5	





GEOTECHNICAL ENGINEERING STUDY CROWN COMMUNICATIONS PROPOSED 083-198-00A WALLACE TOWER ASKEW SERVICE ROAD HOPKINSVILLE, KENTUCKY ATC Project No. 13000.9119

**Prepared For:** 

Crown Communications. 11001 Bluegrass Parkway, Suite 330 Louisville, Kentucky 40299

Attention: Mr. Russ McKenzie

October 19, 1999



2815 Watterson Trail Louisville, Kentucky 40299 502.267.8355 Fax 502.267.8528

October 19, 1999

Crown Communications. 11001 Bluegrass Parkway, Suite 330 Louisville, Kentucky 40299

Attention: Mr. Russ McKenzie

Geotechnical Engineering Study Re: Proposed 083-198-00A Wallace Tower Askew Service Road Hopkinsville, Kentucky ATC Project No. 13800.9119

Gentlemen:

Transmitted herewith is our geotechnical engineering report for the referenced project as authorized in accordance with our January 15, 1998 proposal for environmental and geotechnical support services. This report contains our findings, an engineering interpretation of these findings with respect to the available project characteristics, and recommendations to aid design and construction of the tower foundations. We appreciate the opportunity to be of service to you on this project. If you have any questions regarding this report, please contact our office.

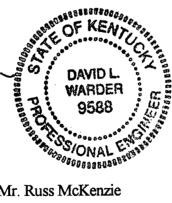
Cordially,

ATC Associates Inc.

Elizabet Wotal

Elizabeth W. Stuber, E.I.T. **Project Engineer** 

Copies submitted:



David L. Warder, P.E. **Regional Geotechnical Engineer** 

(4) Mr. Russ McKenzie

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### **APPENDIX**

BORING LOCATION PLAN GEOTECHNICAL BORING LOG SOIL SAMPLE CLASSIFICATION

#### GEOTECHNICAL ENGINEERING INVESTIGATION

Proposed Communications Transmission Tower Proposed 083-198-00A Wallace Tower Askew Service Road Hopkinsville, Kentucky ATC Project No. 13000.9119

#### 1. PURPOSE AND SCOPE

The purpose of this study was to determine the general subsurface conditions at the location of the proposed tower by drilling one soil test boring and to evaluate this data with respect to foundation concept and design for the proposed self-supporting tower. Also included is an evaluation of the site with respect to potential construction problems and recommendations dealing with quality control during construction.

#### 2. **PROJECT CHARACTERISTICS**

Crown Communications is planning to construct a communications tower on a property located at 596 Askew Service Road in Hopkinsville, Kentucky. The proposed tower location is shown on the Boring Location Plan in the Appendix. At the time of our field exploration the site was in an open field on a ridge line that sloped downward to the north, south and west.

We assume that the tower will be supported on three legs situated in a triangular pattern and that the legs of the tower will be supported on three drilled piers or on a common mat foundation bearing at a suitable depth below the existing ground surface. No foundation design loads have been provided for the proposed 175 foot self-supporting tower. We assume that the maximum downward load on the tower will not exceed about 300 kips/leg and that the maximum uplift and

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lateral forces will be no greater than about 200 kips/leg and 25 kips/leg, respectively. The development will also include a small equipment building near the base of the tower.

#### 3. SUBSURFACE CONDITIONS

The subsurface conditions were explored by drilling one test boring at the proposed tower location, the center of which was staked in the field by the client. The Geotechnical Soil Test Boring Log, which is included in the Appendix, describes the materials and conditions encountered. Sheets defining the terms and symbols used on the boring log and explaining the Standard Penetration Test (SPT) procedure can also be found in the Appendix. The general subsurface conditions disclosed by the test boring are discussed in the following paragraphs.

About 18 inches of topsoil was encountered at the ground surface. The boring then encountered apparently natural clay (CH) of relatively high plasticity to the scheduled depth of 40 feet below the ground surface. The SPT N-values in the clayey soil generally increased with depth and ranged from 15 to 44 blows per foot indicating a stiff to hard consistency. Pocket penetrometer values used to estimate the unconfined compressive strength of cohesive soil ranged from approximately 2.5 to 6.0 tons per square foot.

Groundwater observations made at the completion of drilling operations indicated the boring to be dry. It must be noted, however, that short term water readings in clayey soils are not necessarily a reliable indication of the actual groundwater level. Furthermore, it must be emphasized that the groundwater level is generally not stationary, but will fluctuate seasonally.

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According to the Seismic Zone Map of the United States, Hopkinsville, Kentucky is within Zone 1. In this system, Zone 3 is the most seismically active while Zone 0 has the lowest earthquake potential. Considering the subsurface conditions encountered at the site and Table 16-J in the 1997 Uniform Building Code, the soil-profile type is  $S_c$ .

#### 4. FOUNDATION DESIGN RECOMMENDATIONS

The following design recommendations have been developed on the basis of the previously described project characteristics (Section 2.0) and subsurface conditions (Section 3.0). This office must be notified if the project description included herein is incorrect, or if the proposed structure location is changed, to establish if revisions to the following recommendations are necessary.

#### 4.1. Tower

Our findings indicate that the proposed self-supporting tower legs can be supported on drilled piers or on a common mat foundation.

#### 4.1.1. Drilled Pier

Drilled piers that bear in the clay encountered in the test boring below a depth of 9 feet can be designed for a net allowable end bearing pressure of 6,000 pounds per square foot. The following table summarizes the recommended values for use in analyzing lateral and frictional resistance for the various soil strata encountered at the test boring. It is important to note that these values are estimated based on the standard penetration test results and soil types, and were not directly measured. The values

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provided for undrained shear strength and total soil unit weight are ultimate values and appropriate factors of safety should be used in conjunction with these values. If the pier will bear deeper than 35 feet, a deeper boring should be drilled to determine the nature of the deeper material.

Depth Below Undrained Angle of To			Total Soil	Allowable Passive	Allowable		
Ground Shear		Internal	Unit	Soil Pressure,	Side Friction,		
Surface, feet	Strength,	Friction,	Weight,	psf/one foot of depth	psf		
	psf	Ø, degrees	pcf				
0 - 5	1,000	0	120	650 + 40D	0		
5 - 20	1,500	0	125	1,200 + 40(D-5)	325		
20 - 35	2,000	0	130	2,150 + 40(D-20)	450		

Note: D = Depth below ground surface (in feet) to point at which the passive pressure is calculated.

It is important that the drilled piers be installed by an experienced, competent drilled pier contractor who will be responsible for properly installing the piers in accordance with industry standards and generally accepted methods, without causing deterioration of the subgrade. The recommendations contained herein relate only to the soil-pier interaction and do not account for the structural design of the pier.

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#### 4.1.2. Mat Foundation

As an alternative, the tower legs could be supported on a common mat foundation bearing at a depth of at least 30 inches in the stiff to very stiff clay. A net allowable bearing pressure of up to 4,000 pounds per square foot may be used. This value may be increased by 30 percent for the maximum edge pressure under transient loads. A friction value of 0.30 may be used between the concrete and the underlying clay. The passive pressures given for the drilled pier foundation may be used to resist lateral forces.

It is important that the mat be designed with an adequate factor of safety with regard to overturning under the maximum deign wind load.

#### 4.2. Equipment Building

The equipment building may be supported on shallow spread footings bearing in the shallow clay soil and designed for a net allowable soil pressure of 3,000 pounds per square foot. The footings should be at least ten inches wide and should bear at a depth of at least 30 inches to minimize the effects of frost action. All topsoil, frozen or soft material must be removed beneath footings.

The floor slab for the new equipment building may be subgrade supported on a properly prepared subgrade. The slab should be designed and adequately reinforced to resist the loads proposed. The exposed subgrade should be carefully inspected by probing and testing as needed. Any organic

ATC Associates Inc. Page 5



material still in place, frozen or excessively soft soil and other undesirable materials should be removed.

Once the subgrade has been properly prepared and evaluated, fill may be placed to attain the desired final grade. Any non-organic, naturally occurring, non-expansive soils can be used for structural fill, including those encountered on this site, pending evaluation by the geotechnical engineer.

All engineered fill should be compacted to a dry density of at least 100 percent of the standard Proctor maximum dry density (ASTM D698). The compaction should be accomplished by placing the fill in about eight inch loose lifts and mechanically compacting each lift to at least the specified density. Field tests should be performed on each lift as necessary to insure that adequate compaction is being achieved.

Surface run-off water should be drained away from the building and not allowed to pond. It is recommended that all foundation concrete be placed the same day the excavation is made.

5. GENERAL CONSTRUCTION PROCEDURES AND RECOMMENDATIONS

It is possible that variations in subsurface conditions will be encountered during construction. Although only minor variations that can be readily evaluated and adjusted for during construction are anticipated, it is recommended the geotechnical engineer or a representative be retained to perform continuous inspection and review during construction of the soils-related phases of the



work. This will permit correlation between the test boring data and the actual soil conditions encountered during construction.

#### 5.1. Foundation Excavation Inspection

If drilled piers are used, the material at the bases of the drilled pier excavations should be inspected by the geotechnical engineer or qualified soil technician to insure that the piers will bear on satisfactory material. However, it is not necessary to directly inspect the soil material at the base of the drilled pier excavations. Rather, the inspection can be performed without entering the pier excavation by observing the drilling operations and auger cuttings throughout the entire length of the pier excavation to verify that the material at the bearing elevation is the material prescribed in Section 4.0. It is important that the pier excavations and subsurface conditions be monitored until the concrete is placed to verify that the otherwise competent soils are not adversely affected by improper construction methods or by groundwater seepage or surface water infiltration. If unsuitable conditions are encountered at the bases of pier excavations, the pier excavations should be extended to the bottom of such undesirable material and re-inspected. Unless it becomes necessary to enter the excavations from caving. It is important that the concrete be placed and the casing removed in such a fashion as to prevent "necking" of the drilled pier. Unless the pier excavation is completely dry, the concrete must be placed by tremie.

If a mat foundation is used, the tower excavation should be inspected by the geotechnical engineer or a qualified soils technician to insure that all undesirable material is removed and that the foundation will bear on satisfactory material as described in Section 4.1. At the time of such

> ATC Associates Inc. Page 7

inspection, it will be necessary to make hand auger borings or use a hand penetration device in the base of the foundation excavation to insure that the soils below the base are satisfactory for foundation support. The necessary depth of penetration will be established during inspection.

If undercutting is required in order to remove unsuitable materials at the tower foundation location, the foundation bearing elevation may be re-established by backfilling after all undesirable materials have been removed or the foundation can be placed at the lower depth. The undercut excavation beneath the foundation should extend to suitable bearing soils and the dimensions of the excavation base should be determined by imaginary planes extending outward and down on a 2 (vertical) to 1 (horizontal) slope from the base perimeter of the foundation. The entire excavation should than be refilled with a well-compacted granular fill as described in Section 5.2 or lean concrete may be used. Special care should be exercised to remove any sloughed, loose or soft materials near the base of the excavation slopes, to insure that no pockets of loose or soft materials will be left in place along the excavation slopes below the foundation bearing level.

Soils exposed in the base of the foundation excavation should be protected against any detrimental changes in conditions such as from disturbance, rain and freezing. Surface run-off water should be drained away from the excavation and not allowed to pond. If possible, all concrete should be placed that same day the excavation is made. If this is not practical, the excavation should be adequately protected.

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#### 5.2. Fill Compaction

All engineered fill placed adjacent to and above the tower foundation should be compacted to a dry density of at least 95 percent of the standard Proctor maximum dry density (ASTM D-698). This minimum compaction requirement should be increased to 100 percent for any fill placed below the tower foundation bearing elevation. Any fill placed beneath the tower foundation should be limited to well-graded sand and gravel or crushed stone. The compaction should be accomplished by placing the fill in about 8 inch (or less) loose lifts and mechanically compacting each lift to at least the specified minimum dry density. Field density test should be performed on each lift as necessary to insure that adequate moisture conditioning and compaction is being achieved.

Compaction by flooding is not considered acceptable. This method will generally not achieve the desired compaction and the large quantities of water will tend to soften the foundation soils.

#### 5.3. Construction Dewatering

No serious dewatering problems are anticipated. At the time of our investigation, the ground water level appeared to be below the anticipated excavation depths. However, depending upon seasonal conditions, some minor seepage into excavations may be experienced. It is anticipated that any such seepage can be handled by conventional dewatering methods such as pumping from the drilled pier excavations or from sumps in shallow foundation excavations.

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#### 6. FIELD INVESTIGATION

One soil test boring was drilled at the location established in the field by the project surveyor. Splitspoon samples were obtained by the Standard Penetration Test (SPT) procedure (ASTM D1586) in the test boring. The boring was extended to the scheduled depth of 40 feet below existing grade. Representative portions of the soil samples were sealed in glass jars and returned to our laboratory.

The boring log is included in the Appendix along with a sheet defining the terms and symbols used on the log and an explanation of the Standard Penetration Test (SPT) procedure. The log presents visual descriptions of the soil strata encountered, Unified System soil classifications, groundwater observations, sampling information, laboratory test results, and other pertinent field data and observations.

#### 7. LABORATORY INVESTIGATION

The split-spoon samples were inspected and visually classified by a geotechnical engineer in general accordance with the Unified Soil Classification System and the field boring log was edited as necessary. To aid in classifying the soil samples and to check the general soil characteristics pocket penetrometer and moisture content tests were performed on selected samples. The results of these tests are included on the boring log.

#### 8. LIMITATIONS OF STUDY

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. ATC Associates Inc. is not responsible for the independent conclusions, opinions or recommendations made by others based on the field exploration and laboratory test data presented in this report.

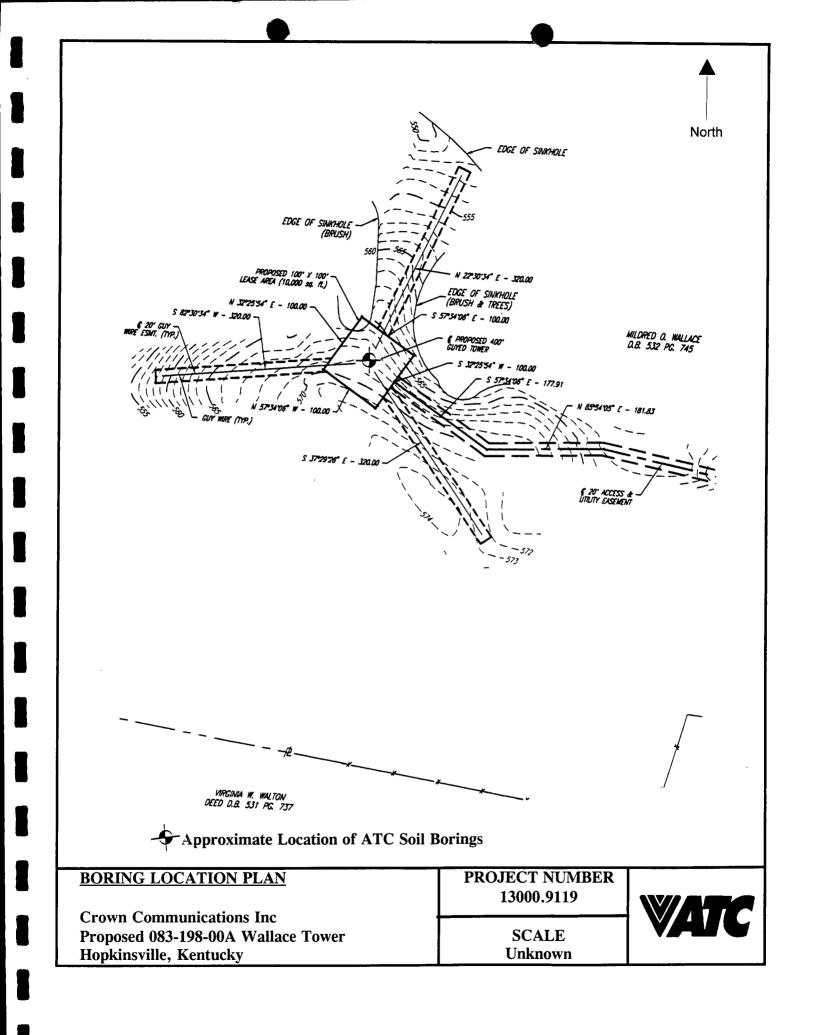
A geotechnical study is inherently limited since the engineering recommendations are developed from information obtained from a test boring that only depicts subsurface conditions at the specific location, time and depth shown on the log. Soil conditions at other locations may differ from those encountered in the test boring, and the passage of time may cause the soil conditions to change from those described 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 a representative is therefore considered necessary to verify the subsurface conditions and to check that the soils connected construction phases are properly completed. If significant variations or changes are in evidence, it may then be necessary to re-evaluate 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 by this office to determine if any modification in the recommendations will be required.

> ATC Associates Inc. Page 11

## **APPENDIX**

BORING LOCATION PLAN GEOTECHNICAL BORING LOG SOIL SAMPLE CLASSIFICATION





Louisville, Kentucky 40299



CLIENT:	Crown Communications
PROJECT:	Proposed 083-198-00A Wallace Tower
LOCATION:	596 Askew Service Road, Hopkinsville, KY

BORING NUMBER: B-1 PROJECT NUMBER: 13000.9119 PROJECT MANAGER: Beth Stuber

	face Elevation: Date Started: 10/14/99 ate Completed: 10/14/99	Ham	er Weigh mer Droj Foremai	o:	140 lbs. 30 in. J. Wharton	1		E	Boring M	le Dia.: 7.5 in. Iethod: HSA ervisor: B. Stuber
ELEV	MATERIAL	LAYER DEPTH	DEPTH SCALE		S.	AMPL	E DAT	ΓA		NOTES
	DESCRIPTION	& TYPE	DE	NO	BLOWS	TYPE	REC	w,%	PP,tsf	
	CLAY (CH) - stiff, reddish brown		-	1	7-7-8	SPT	100	21.0	2.7	About 18 inches ot topsoil we encountered at the existing ground surface.
	- very stiff			2	9-8-9	SPT	100		2.8	
			5	3	11-10-8	SPT	100	20.8	5.4	
				4	12-11-9	SPT	100		4.0	
			10 —	5	10-11-10	SPT	100	25.1	3.5	
				6	12-10-10	SPT	100		3.8	
	- trace limestone fragments		-	7	13-14-11	SPT	100	40.5	4.0	
			20							
				_		apr				
			25	8	12-13-10	SPI	100		6.0	
			30	9	14-17-15	SPT	100	42.3	4.5	
			-	10	16-13-14	SPT	100		2.5	
			35		10-10-14	511	100		2.5	

Page 1 of 2





	Crown Communications
PROJECT:	Proposed 083-198-00A Wallace Tower
LOCATION:	596 Askew Service Road, Hopkinsville, KY

BORING NUMBER:	B-1
PROJECT NUMBER:	13000.9119
PROJECT MANAGER:	Beth Stuber

EV     MATERIAL DESCRIPTION     LAYER DEPTH & TYPE     H U Q     Y Q     SAMPLE DATA     NOTES       CLAY (CH) - very stiff, reddish brown     Image: Clay (Ch) - very (Ch) - ve				Drill	mer Dro Forema		140 lbs. 30 in. J. Wharton	n		I	Boring N	le Dia.: 7.5 in. fethod: HSA ervisor: B. Stuber
CLAY (CH) - very stiff, reddish brown	ELEV		DEP	TH	DEPTH SCALE	NO		-		1	PP,tsf	NOTES
TERMINATED     40.0     40.0     40.0     40.1     18-19-23     SPT     100     39.1     -     The borehole was dry at completion of drilling operations.       45     45     -     -     -     -     -     -     -       50     -     -     -     -     -     -     -     -       60     -     -     -     -     -     -     -     -	C	CLAY (CH) - very stiff, reddish brown	& TY									The borehole was dry at completion of drilling operations.

## SOIL SAMPLE CLASSIFICATION

#### **GRANULAR SOILS**

(Silt, Sand, Gravel and Combinations)

Density		Particle Si	ze Identification	
Very Loose	- 5 blows/ft. or less	Boulders	- 8 inch diame	ter or more
Loose	<ul> <li>6 to 10 blows/ft.</li> </ul>	Cobbles	- 3 to 8 inch di	iameter
Medium Dense	- 11 to 30 blows/ft.	Gravel	- Coarse	- 1 to 3 inch
Dense	- 31 to 50 blows/ft.		Medium	- $\frac{1}{2}$ to 1 inch
Very Dense	- 51 blows/ft. or more		Fine	- $\frac{1}{4}$ to $\frac{1}{2}$ inch
		Sand	- Coarse	- 2.00 mm to ¼ inch
Relative Proportion	ns Percent		- Medium	- 0.42 to 2.00 mm
Trace	1 - 10		- Fine	- 0.074 to 0.42 mm
Little	11 - 20		- Silt	- 0.002 to 0.074 mm
Some	21 - 35	Clay	- less than 0.003	2 mm
And	36 - 50			

### COHESIVE SOILS

(Clay, Silt and Combinations)

<b>Consistency</b>		<u>Plasticity</u>	
Very Soft	- 3 blows/ft. or less	Degree of Plasticity	Plasticity Index
Soft	- 4 to 5 blows/ft.	None to Slight	0 - 4
Medium Stiff	- 6 to 10 blows/ft.	Slight	5 - 7
Stiff	- 11 to 15 blows/ft.	Medium	8 - 22
Very Stiff	- 16 to 30 blows/ft.	High to Very High	over 22
Hard	- 31 blows/ft. or more		

Classification on logs are made by visual inspection of samples unless otherwise undicated.

<u>Standard Penetration Test</u> - Driving a 2.0" O.D., 1-3/8" I.D. split-spoon sampler a distance of 12 inches into undisturbed soil with a 140 pound hammer free falling a distance of 30 inches. The sample is initially driven 6 inches to penetrate into undisturbed soil, then the test is performed. The number of hammer blows for seating the spoon and making the test are recorded for each 6 inches of penetration on the boring log (Example: 6-8-9). The standard penetration test N-value can be obtained by adding the last two figures (i.e. 8+9=17 blows/ft.). (ASTM D-1586)

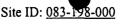
<u>Strata Changes</u> - In the column "Material Description" on the boring log, the horizontal lines represent strata changes. A solid line ( \_\_\_\_\_ ) represents an actually observed change, a dashed line (---) represents an estimated change.

<u>Ground Water</u> observations were made at the times indicated. Porosity of soil strata, weather conditions, site topography, etc. may cause changes in the water levels indicated on the logs.



Instrument Prepared By: Si

Site Name: Askew Service Rd



**Indexing Instructions:** 

e Paradise
420 Donelson Pk, Ste A18
Nashville, TN 37217

#### **Memorandum of Lease Agreement**

This memorandum evidences that a lease was and hereby is made and entered into by written Lease Agreement dated  $\frac{4/12}{1999}$ , between <u>Mildred O. Wallace</u> ("Owner") and Tritel Communications, Inc., a Delaware corporation ("Tritel").

Such Agreement provides in part that Owner leases to Tritel and Owner does hereby lease to Tritel a certain site ("Site") located at Askew Service Road, City of <u>Hopkinsville</u>, County of <u>Christian</u>, State of <u>Kentucky</u>, within the property of Owner which is described in **Exhibit A** attached hereto (or such Site which itself and the easements thereto are more particularly described in **Exhibit "A"**), with grant of and Owner hereby grants a non-exclusive easement for unrestricted rights of access thereto and to electric and telephone facilities for a term of five (5) years commencing on \_\_\_\_\_, 19\_\_\_\_, which term is subject to four (4) additional five (5) year extension periods by Tritel.

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

"Ti	ritel"	

Tritel Communications, Inc., a Delaware corporation	
By:	4/13/99
Name: Jevry M. Sullivan Jr.	1445
Title: <u>Exec. VP 1000</u>	
Address: 1410 Livingston Lane Jackson, MS 39213-8003	
Phone Number:601-362-2200	
"OWNER"	
Mildred O. Wallace	
By: Mildud Wallace	
Name: Mildred O. Wallace	
Title: Owner	
Address: 2591 Stone Briar Drive Clarksville, TN 37043	
Phone Number: <u>931-358-5534</u>	
CONTINUATION OF OWNER'S SIGNATURES:	
"OWNER":	• .
Ву:	
Its:	
Dir	
Ву:	
Its:	,
Ву:	

Its:

NOTARY BLOCK FOR LANDLORD IF INTERVIDUAL
STATE OF TENNESSEE COUNTY OF Montgomery
Personally appeared before me, $\frac{1600}{1600}$ , $\frac{1600}$
WITNESS my hand and seal at office, on this 19th day of March, 1959
Notary Public Large
$\frac{My Commission Expires:}{1/17/2001}$
STATE OF TENNESSEE COUNTY OF
Personally appeared before me,, a Notary Public in and for said State and County,, the within named bargainor(s), with whom I am personally acquainted (or proved to me on the basis of
satisfactory evidence), and who acknowledged thathe executed the foregoing instrument for the purposes therein contained.
WITNESS my hand and seal at office, on this day of, 19
My Commission Expires:
NOTARY BLOCK FOR LANDLORD IF CORPORATION
STATE OF TENNESSEE COUNTY OF
Before me,, a Notary Public in and for the State and County aforesaid, personally appeared
, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself (or herself) to be the of, the within named bargainor, a corporation, and thathe as such, being duly authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation byself as such
WITNESS my hand and seal at office, on this the day of, 19
Notary Public
My Commission Expires:
NOTARY BLOCK FOR LANDLORD IF LLC
STATE OF TENNESSEE COUNTY OF
Before me,, a Notary Public in and for said State and County aforesaid, duly commissioned and qualified,
personally appeared, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledgedself to be the of, LLC, the within-named bargainor, a Tennessee Limited Liability Company, and thathe, as such, being duly authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of the Limited Liability Company byself as such
WITNESS my hand and seal at office on this the day of, 19
with tess my hand and sear at office on this tile day of, 19
Notary Public
My Commission Expires:
NOTARY BLOCK FOR TRITEL
STATE OF TENNESSEE MS COUNTY OF Honds
Before me, <u>Dicquelive Markin Dari</u> <sup>e</sup> a Notary Public in and for said County and State, personally appeared <u>Jerry M. Sall Nan, Jr.</u> , with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged <u>isself</u> to be the <u>Stec VP (COO</u> of TRITEL COMMUNICATIONS, INC., the within named bargainor, a corporation, and that _he_ as such executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by _self as such WITNESS my hand and seal at office, on this <u>3</u> day of <u>April</u> , <u>1999</u> . My Commission Expires: 
Dan Or Mart Ween NOTARL
Notaty Public
My Commission Expires: MISSISSIPPI STATEWIDE NOTARY PUBLIC MISSISSIPPI STATEWIDE NOTARY PUBLIC MY COMMISSION EXPIRES JAN 20, 2003 MY COMMISSION EXPIRES JAN 20, 2003

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### Property

1. The street address of the Property is:

Askew Service Road, Hopkinsville, KY 42240

2. The Assessor's Parcel Number is:

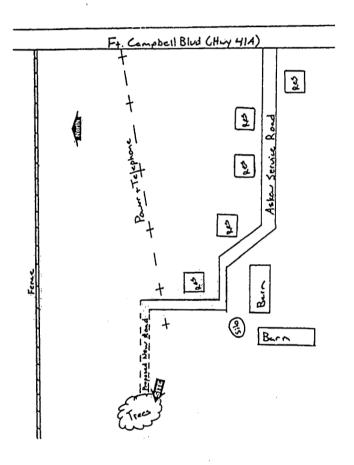
Map: 125 Parcel: 14

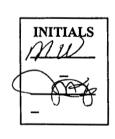
3. The Property is legally described as:

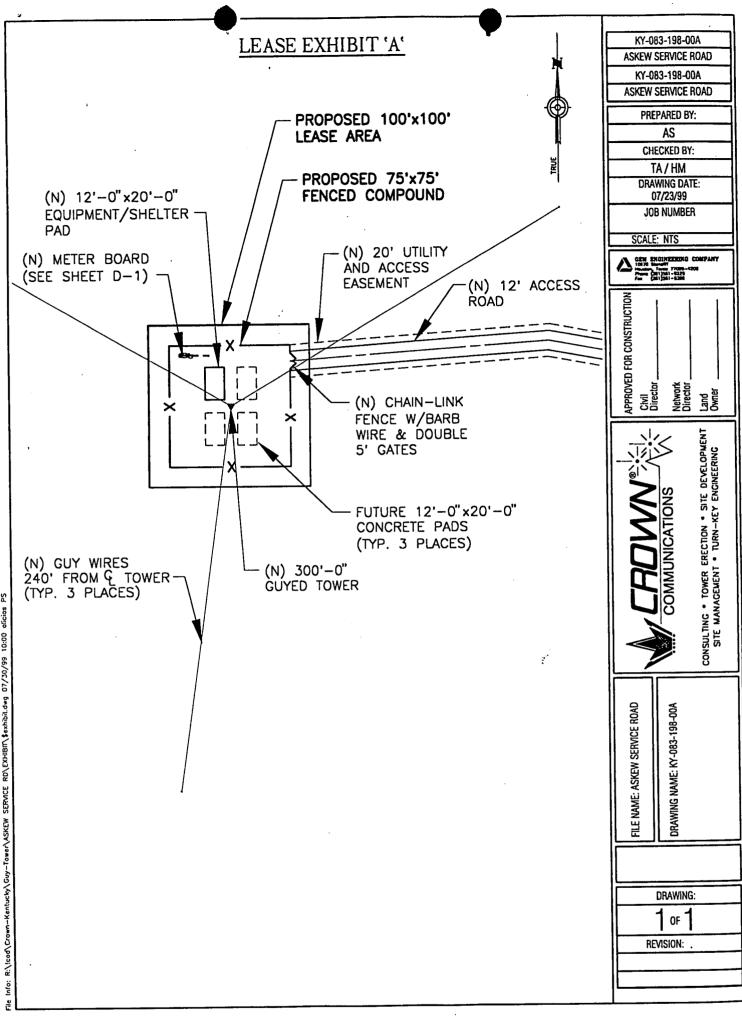
Recorded in Book: 532 Page: 745 in the office of the County Clerk, Christian County, Kentucky.

4. The Premises is described as follows:

An area 100 feet by 100 feet, along with all easements and access rights as required by the Lessee to fully utilize the leased parcel for the purposes as described in the lease. Approximate area is indicated in the sketch below:







R:\!cod\Crown-Kentucky\Guy-Tower\ASKEW SERVICE RD\EXHIBM\\$exhibit.dwg 07/30/99 10:00 alicias PS