FIRST AMENDMENT TO THE OPTION AND LAND LEASE AGREEMENT

THIS FIRST AMENDMENT ("First Amendment") is made and entered into this 16th day of July, 2013, by and between the City of Maricopa, an Arizona municipal corporation ("LESSOR"), and Gila River Cellular General Partnership, d/b/a Verizon Wireless, by Cellco Partnership, its managing general partner ("LESSEE"). The LESSOR and LESSEE are referred to collectively as the "Parties".

RECITALS

WHEREAS, on January 15, 2013, the Maricopa City Council approved an Option and Land Lease agreement with LESSEE for a portion of the Property located at 18800 N. Porter Road, Maricopa, Arizona for the purpose of constructing, maintaining, repairing and operating a communications facility and uses incidental thereto ("Agreement"); and

WHEREAS, the Parties now desire to amend the Agreement to allow for an additional Utilities Right-of-Way as part of the leased Premises.

AGREEMENT

THEREFORE, the Parties specifically agree to amend the Agreement approved on January 15, 2013 as follows:

A. The definition of Premises, as set forth in the Option Agreement and Section 1 of the Land Lease Agreement, shall be amended to add the following to the Utilities Right-of-Way to be used for fiber and conduit:

A 5.00' WIDE STRIP OF LAND SITUATED WITHIN THE EAST HALF OF SECTION 26, TOWNSHIP 4 SOUTH, RANGE 3 EAST, OF THE GILA AND SALT RIVER MERIDIAN, PINAL COUNTY, ARIZONA, LYING 2.50 FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

COMMENCING AT THE EAST QUARTER CORNER OF SECTION 26 FROM WHICH POINT THE NORTHEAST CORNER OF SAID SECTION 26 BEARS NORTH 00°04'44" EAST A DISTANCE OF 2681.78 FEET; THENCE NORTH 00°04'44" EAST, ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 26, 27.66 FEET; THENCE NORTH 90°00'00" WEST, 726.75 FEET; THENCE NORTH 90°00'00" WEST, 17.64 FEET; THENCE NORTH 54°59'07" WEST, 11.15 FEET TO THE POINT OF BEGINNING; THENCE NORTH 12°39'40" EAST, 21.45 FEET; THENCE NORTH 90°00'00" EAST, 616.68 FEET TO THE POINT OF TERMINUS.

CONTAINS 3,191 SQUARE FEET ±

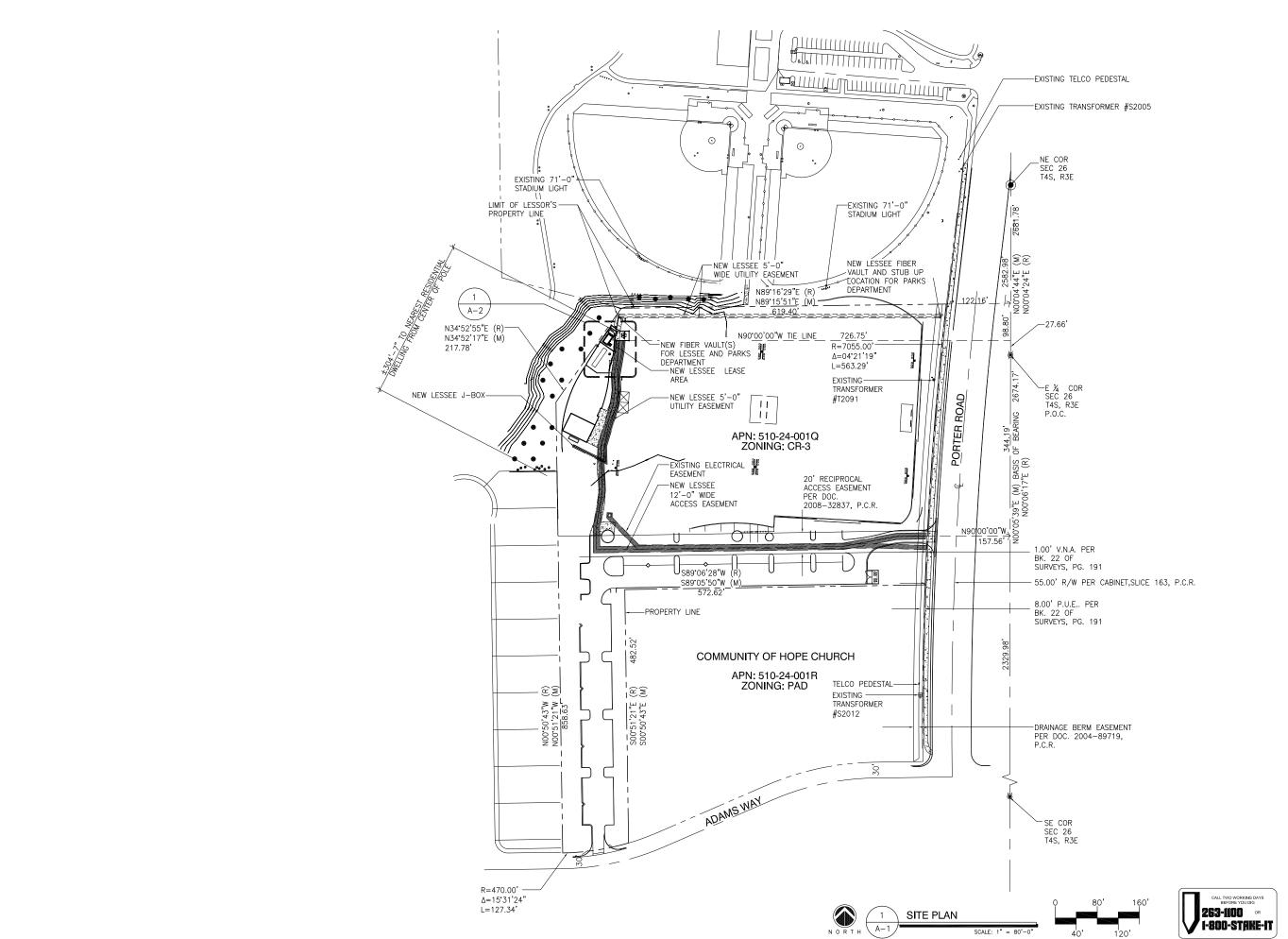
This additional property to be used as a Utilities Right-of-Way is as substantially described herein in Exhibit "A" attached hereto and made a part hereof.

B. All other terms and conditions of the Agreement are to continue in full force and effect as stated and agreed to in the Agreement as if fully set forth herein.

IN WITNESS WHEREOF, the parties have caused this First Amendment to be signed by their duly authorized representatives as of the day and year first above written.

	LESSEE:
	Gila River Cellular General Partnership, d/b/a Verizon Wireless
	By: Cellco Partnership Its: Managing General Partner
	By: Walter L. Jones, Jr. Area Vice President Network
	LESSOR:
	City of Maricopa, a municipal corporation
	By: Christian Price Mayor
ATTEST:	APPROVED AS TO FORM:
Vanessa Bueras City Clerk	Denis Fitzgibbons City Attorney

EXHIBIT AAdditional Utility Right-of-Way





126 W. GEMINI DR., TEMPE, AZ. 85283

	INTERNAL REVIEW	
	CONSTRUCTION SIGNATURE	DATE
	RF SIGNATURE	DATE
	REAL ESTATE SIGNATURE	DATE
ı		



4835 E. INDIGO ST., #104 MESA, AZ. 85205 PHONE: (480) 204-1412 FAX: (480) 830-9353



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	PROJECT NUMBER	DRWN BY	CHK'D BY
	11031	AS	вк

REVISIONS

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\triangle	12.05.12	ISSUE FOR SUBMITTAL	
Δ	01.31.13	COUNTY COMMENTS	
MATICAL TO SOME THE S			



SITE NAME

AZ5 GLENNWILDE GROVE

SITE ADDRESS

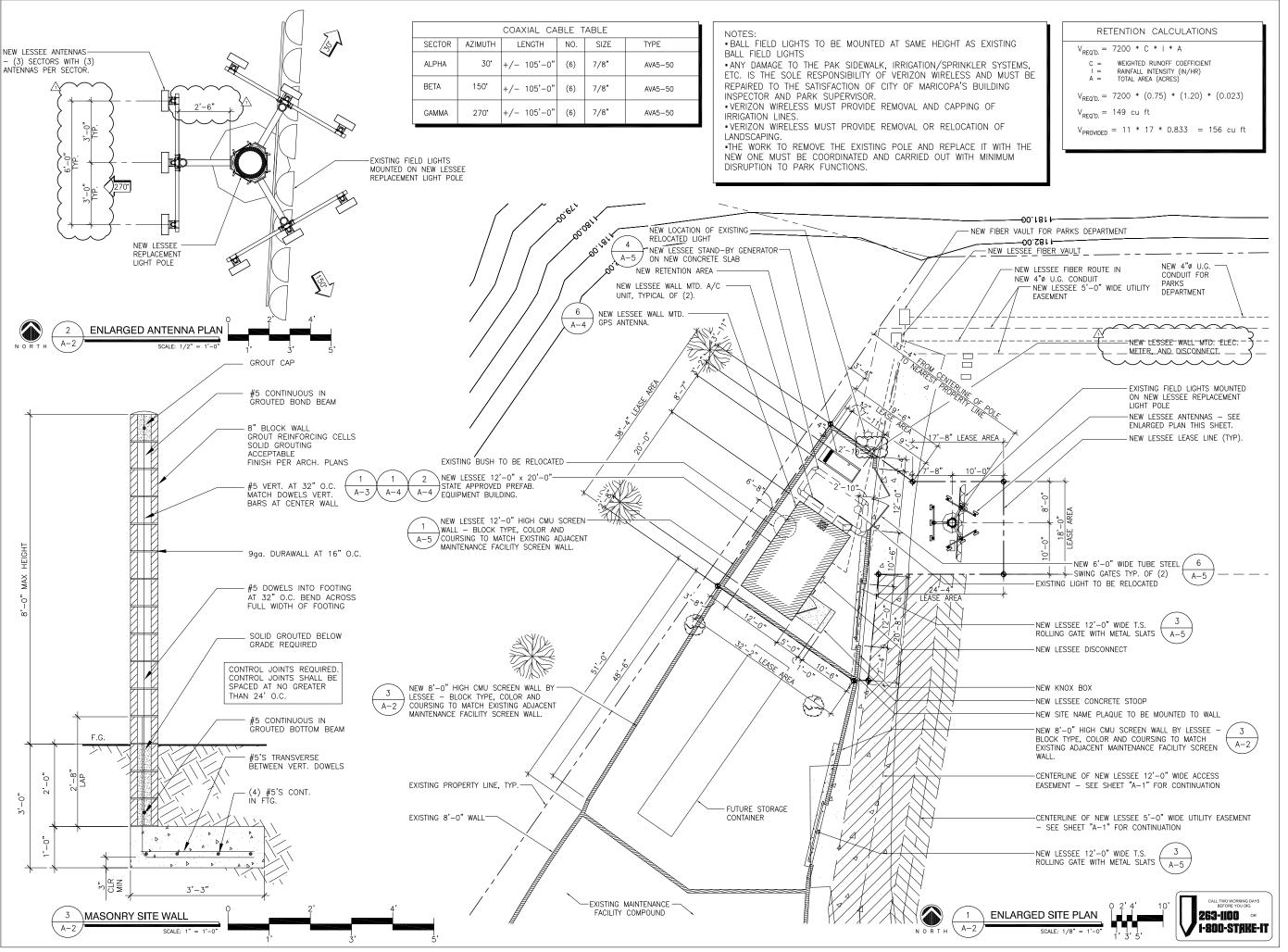
19000 N. PORTER ROAD MARICOPA, AZ 85239

SHEET TITLE

SITE PLAN

SHEET NUMBER

A-1





126 W. GEMINI DR., TEMPE, AZ. 85283

INTERNAL REVIEW	
CONSTRUCTION SIGNATURE	DAT
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RF SIGNATURE	DAT
REAL ESTATE SIGNATURE	DAT



4835 E. INDIGO ST., #104 MESA, AZ. 85205 PHONE: (480) 204-1412 FAX: (480) 830-9353



3470 W. Jasper Drive Chandler, Arizona 85226

ONE: 602-403-8614

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01.31.13 COUNTY COMMENTS

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THIS DOCUMENT CONTAINS AN ELECTRONIC IGNATURE PURSUANT TO A.R.S. TITLE 41 AN ITITLE 44. IT IS A VIOLATION FOR ANY PERSON INLESS UNDER THE DIRECT SUPERVISION OF THE REGISTRANT, TO MODIFY THIS DOCUME! JAMY WAY

SITE NAME

REVISIONS

AZ5 GLENNWILDE GROVE

SITE ADDRESS

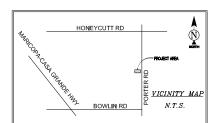
19000 N. PORTER ROAD MARICOPA, AZ 85239

SHEET TITLE

ENLARGED SITE PLAN

SHEET NUMBER

A-2



LESSOR'S LEGAL DESCRIPTION

LOT 1 OF THAT CERTAIN MINOR LAND DIVISION RECORDED IN BOOK 22 OF SURVEYS, PAGE 191, IN THE OFFICIAL RECORDS OF PINAL COUNTY, ARIZONA, ALSO KNOWN AS:

THAT PORTION OF THE EAST HALF OF SECTION 26, TOWNSHIP 4 SOUTH, RANGE 3 EAST, OF THE GILA AND SALT RIVER MERIDIAN, PINAL COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 26: THENCE NORTH

PROPOSED LESSEE LEASE AREA LEGAL DESCRIPTION

A PARCEL OF LAND SITUATED WITHIN THE EAST HALF OF SECTION 26, TOWNSHIP 4 SOUTH, RANGE 3 EAST, OF THE GILA AND SALT RIVER MERIDIAN, PINAL COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST OUARTER CORNER OF SECTION 26 FROM WHICH POINT THE MORTHEAST CORNER OF SAID SECTION 26 BEARS NORTH 00°04'44" EAST A DISTANCE OF 2681.78 FEET; THENCE MORTH 00°04'44" EAST, ALONG THE EAST LINE OF THE MORTHEAST QUARTER OF SAID SECTION 26, 27.66 FEET; THENCE NORTH 90°00'00" WEST, 72.6.5 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 89°59'50" WEST, 24.29 FEET; THENCE SOUTH 65°39'11" WEST, 20.69 FEET; THENCE SOUTH 65°210" WEST, 28.3 FEET; THENCE NORTH 56°070" WEST, 32.19 FEET; THENCE NORTH 30°205" EAST, 38.33 FEET; THENCE SOUTH 54°59'07" EAST, 19.49 FEET; THENCE NORTH 90°000" EAST, 17.44 FEET; THENCE SOUTH 00°00"00" EAST, 18.00 FEET TO THE POINT OF BEGINNING.

CONTAINS 1,371 SQUARE FEET ±

PROPOSED LESSEE UTILITY EASEMENT #1 LEGAL DESCRIPTION
A 5.00 WIDE OF LAND SITUATED WITHIN THE EAST HALF OF SECTION 26,
TOWNSHIP 4 SOUTH, RANGE 3 EAST, OF THE GILA AND SALT RIVER MERIDIAN,
PINAL COUNTY, ARIZONA, LYING 2.50 FEET ON EITHER SIDE OF THE FOLLOWING
DESCRIPED IN INC.

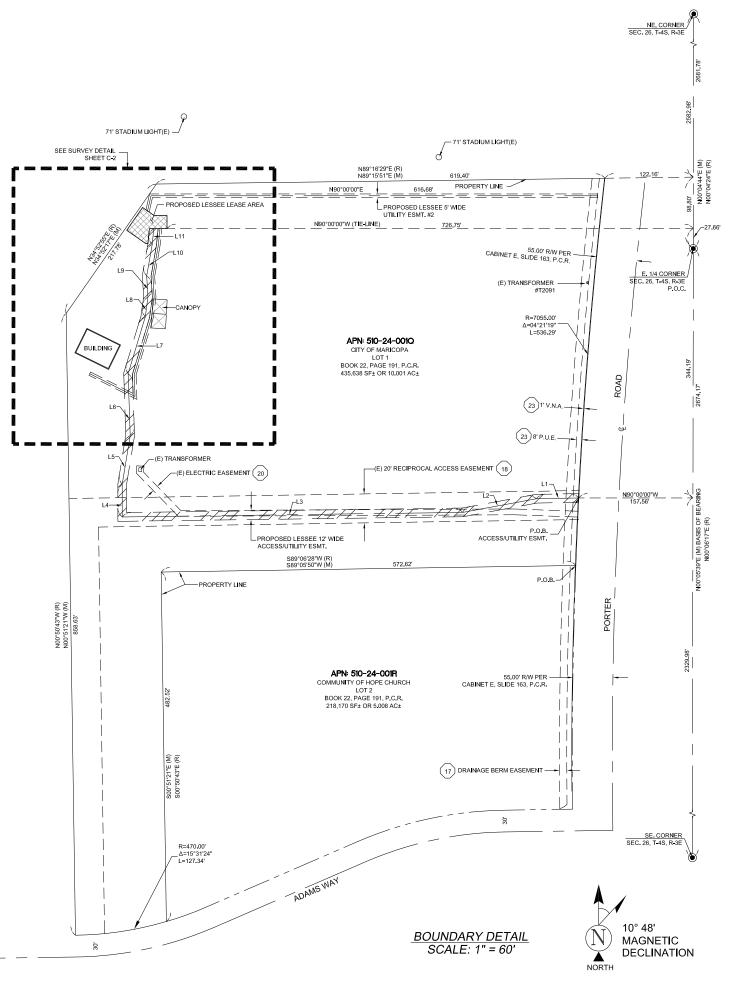
COMMENCING AT THE EAST QUARTER CORNER OF SECTION 26 FROM WHICH POINT THE NORTHEAST CORNER OF SAID SECTION 26 BEARS NORTH 00'0444" EAST A DISTANCE OF 2681.78 FEET; THENCE NORTH 00'0444" WEST ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 26, 27.66 FEET; THENCE NORTH 90'00'00' WEST, 726.75 FEET; THENCE SOUTH 89"5950" WEST, 9.73 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 69"309" WEST, 2.85 FEET; THENCE SOUTH 09"26"54" EAST, 28.98 FEET; THENCE O7"381"4" WEST, 28.99 FEET; THENCE SOUTH 16"409" WEST, 28.97 FEET; THENCE SOUTH 16"409" WEST, 28.97 FEET; THENCE SOUTH 16"409" WEST, 28.97 FEET; THENCE NORTH 63"19'08" WEST, 29.85 FEET TO THE POINT OF TERMINUS.

CONTAINS 1,530 SQUARE FEET ±

PROPOSED LESSEE ACCESS/UTILITY EASEMENT LEGAL DESCRIPTION
A 12.00 WIDE STRIP OF LAND SITUATED WITHIN THE EAST HALF OF SECTION 26,
TOWNSHIP 4 SOUTH, RANGE 3 EAST, OF THE GILLA AND SALT RIVER MERIDIAN,
PINAL COUNTY, ARIZONA, LYING 6,00 FEET ON EITHER SIDE OF THE FOLLOWING
DESCRIBED CENTER IN INC.

COMMENCING AT THE EAST QUARTER CORNER OF SECTION 26 FROM WHICH POINT THE SOUTHEAST CORNER OF SAID SECTION 26 BEARS SOUTH 00'0539" WEST A DISTANCE OF 2674.17 FEET; THENCE SOUTH 00'0539" WEST, ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 26, 344.19 FEET; THENCE SOUTH 89'58'05" WEST, 58.61 FEET; THENCE SOUTH 79'3007" WEST, 103.66 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 89'58'03" WEST, 58.61 FEET; THENCE SOUTH 79'3007" WEST, 103.66 FEET THENCE NORTH 00'00'00" EAST, 45.09 FEET; THENCE NORTH 09'15'38" EAST, 88.29 FEET; THENCE NORTH 01'54'50" WEST, 85.31 FEET; THENCE MORTH 16'48'06" EAST, 22.29 FEET; THENCE NORTH 07'32'05" WEST, 28.15 FEET; THENCE NORTH 07'32'05" WEST, 28.15 FEET; THENCE NORTH 07'32'05" WEST, 28.15 FEET; THENCE NORTH 05'33'09" EAST, 21.50 FEET TO THE POINT OF TERMINUS.

CONTAINS 12,429 SQUARE FEET ±



SCHEDULE B EXCEPTIONS

- 13) NOTICE BY MARICOPA-STANFIELD IRRIGATION & DRAINAGE DISTRICT, AN IRRIGATION DISTRICT ORGANIZED UNDER THE LAWS OF THE STATE OF ARZONA, DATED 6/5/1989 RECORDED 6/6/1989 IN BOOK 1609 PAGE 685 IN INSTRUMENT NO :947129.

 NOTES: NOTICE REGRADING LANDS INCLUDED WITHIN MARICOPA-STANFIELD IRRIGATION & DRAINAGE DISTRICT (BLANKET)
- (17) AGREEMENT BY ELEMENT H HVS, L.L.C., AN ARIZONA LIMITED LIABILITY COMPANY TO HOMESTEAD VILLAGE SOUTH, L.L.C., AN ARIZONA LIMITED LIABILITY COMPANY, DATED 11/4/2004 RECORDED 11/4/2004 IN INSTRUMENT NO. 2004-089719.

 NOTES: DRAINAGE AGREEMENT (REFERENCED)
- (18) EASEMENT BY COMMUNITY OF HOPE CHURCH, AN ARIZONA NON-PROFIT CORPORATION TO CITY OF MARICOPA, DATED 4/4/2008 RECORDED 4/8/2008 IN INSTRUMENT NO 2008-032837.

 NOTES: REVISEO RECIPROCAL ACCESS, MAINTENANCE AND EASEMENT AGREEMENT (REFERENCE)
- (19) AGREEMENT BY CITY OF MARICOPA, AN ARIZONA MUNICIPAL CORPORATION TO COMMUNITY OF HOPE CHURCH, AN ARIZONA 501(C)(3) NON PROFIT ORGANIZATION, DATED 4/4/2008 RECORDED 4/25/2008 IN INSTRUMENT NO :2008-038769.
 - NOTES: REVISED AGREEMENT FOR PARKING LICENSE (BLANKET)
- (2) EASEMENT BY CITY OF MARICOPA, AN ARIZONA MUNICIPAL CORPORATION TO ELECTRICAL DISTRICT NO. 3 (ED3), DATED 7/21/2009 RECORDED 7/28/2009 IN INSTRUMENT NO :2009-076713.

 NOTES: EASEMENT FOR ELECTRIC LINE (REFERENCED)
- 21) AGREEMENT BY GLENNWILDE HOMEOWNERS1 ASSOCIATION, AN ARIZONA NONPROFIT CORPORATION AND THE CITY OF MARICOPA, A MUNICIPAL CORPORATION, DATED 6/21/2011 RECORDED 8/8/2011 IN INSTRUMENT NO 2011-065762.

 NOTES: SECOND AMENDED AND RESTATED JOINT USE AGREEMENT (GLENNMILDE PARK) (BLANKET)
- (23) MAP MINOR LAND DIVISION "COMMUNITY OF HOPE CHURCH" RECORDED 4/8/2008 IN BOOK 22 PAGE 191 IN INSTRUMENT NO. 2008-032835. (REFERENCED)

SURVEYOR'S NOTES

- ALL TITLE INFORMATION IS BASED UPON A COMMITMENT FOR TITLE INSURANCE PREPARED BY US TITLE SOLUTIONS, ORDER NO.: 39115-AZ1202-5030 EFFECTIVE DATE: 04/2/2012.
- 2. SURVEYOR HAS NOT PERFORMED A SEARCH OF PUBLIC RECORDS TO DETERMINE ANY DEFECT IN TITLE.
- THE BOUNDARY SHOWN HEREON IS PLOTTED FROM RECORD INFORMATION AND DOES NOT CONSTITUTE A BOUNDARY SURVEY OF THE PROPERTY.
- 4. SURVEYOR DOES NOT GUARANTEE THAT ALL UTILITIES ARE SHOWN OR THER LOCATIONS, IT IS THE RESPONSIELITY OF THE CONTRACTOR AND DEVELOPER TO CONTACT BLUE STAKE AND ANY OTHER INVOLVED AGENCIES TO LOCATE ALL UTILITIES PRIOR TO CONSTRUCTION, REMOVAL, RELOCATION AND/OR REPLACEMENT IS THE RESPONSIBILITY OF THE CONTRACTOR.

PROJECT META DATA

- ELEVATIONS SHOWN HEREON ARE REPRESENTED IN NORTH AMERICAN
 VERTICAL DATUM OF 1988 (NAVD88) ESTABLISHED FROM GPS DERIVED
 ELLIPSOID HEIGHTS, APPLYING GEOID 09 SEPARATIONS CONSTRAINING TO
 NGS CORS STATIONS PROVIDED IN THE "ONLINE POSITIONING USER
 SERVICE" (OPUS) SOLUTION FOR THIS SPECIFIC SITE.
- BEARINGS SHOWED HEREON ARE BASED UPON U.S. STATE PLANE NAD83
 COORDINATE SYSTEM ARIZONA STATE PLANE COORDINATE ZONE CENTRAL
 DETERMINED BY GPS OBSERVATIONS.
- 3. FIELD WORK FOR THIS PROJECT WAS PERFORMED ON 02/01/11.

PROPOSED LESSEE UTILITY EASEMENT #2 LEGAL DESCRIPTION
A 5.00 WIDE STRIP OF LAND SITUATED WITHIN THE EAST HALF OF SECTION 26,
TOWNSHIP 4 SOUTH, RANGE 3 EAST, OF THE GILA AND SALT RIVER MERIDIAN,
PINAL COUNTY, ARIZONA, LYING 2.50 FEET ON EITHER SIDE OF THE FOLLOWING
DESCRIBED CENTRELINE:

COMMENCING AT THE EAST QUARTER CORNER OF SECTION 26 FROM WHICH POINT THE NORTHEAST CORNER OF SAID SECTION 26 BEARS NORTH 00°04'4" EAST A DISTANCE OF 2681,78 FEET; THENCE NORTH 00°04'4" EAST, ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 26, 27.66 FEET; THENCE NORTH 90°000" WEST, 27.6.75 FEET; THENCE NORTH 90°000" WEST, 17.6.4 FEET; THENCE NORTH 54°9007" WEST, 17.6.4 FEET; THENCE NORTH 54°9007" WEST, 17.6.75 FEET TO THE POINT OF BEGINNING; THENCE NORTH 54°9007" 21.4.5 FEET; THENCE NORTH 90°0000" EAST, 616.68 FEET TO THE POINT OF BEGINNING; THENCE NORTH 15°9140" EAST, 21.4.5 FEET; THENCE NORTH 90°0000" EAST, 616.68 FEET TO THE POINT OF BEGINNING; THENCE NORTH 26°9140" EAST, 21.4.5 FEET; THENCE NORTH 90°0000" EAST, 616.68 FEET TO THE POINT OF EXEMINING.

CONTAINS 3,191 SQUARE FEET \pm

POSITION OF GEODETIC COORDINATES
LATITUDE 33° 03' 04.247" NORTH (NAD83)
LONGITUDE 112° 00' 57.199" WEST (NAD83)
ELEVATION @ GROUND= 1184.8' (NAVD88)







THE INFORMATION CONTAINED IN THIS SET OF DOCUMENTS IS PROPRIETARY BY NATURE. ANY USE OR DISCLOSURE OTHER THAN THAT WHICH RELATES TO THE CLIENT IS STRICTLY PROHIBITED.

FIELD BY:	NGS
DRAWN BY:	MJG
CHECKED BY:	RLF

SUBMITTALS		
NO.	DATE	DESCRIPTION
1	06/12/13	FINAL SUBMITTAL
		,



PROJECT No. 0801001

SITE NAME:

AZ5 GLENNWILDE GROVES

SITE NUMBER

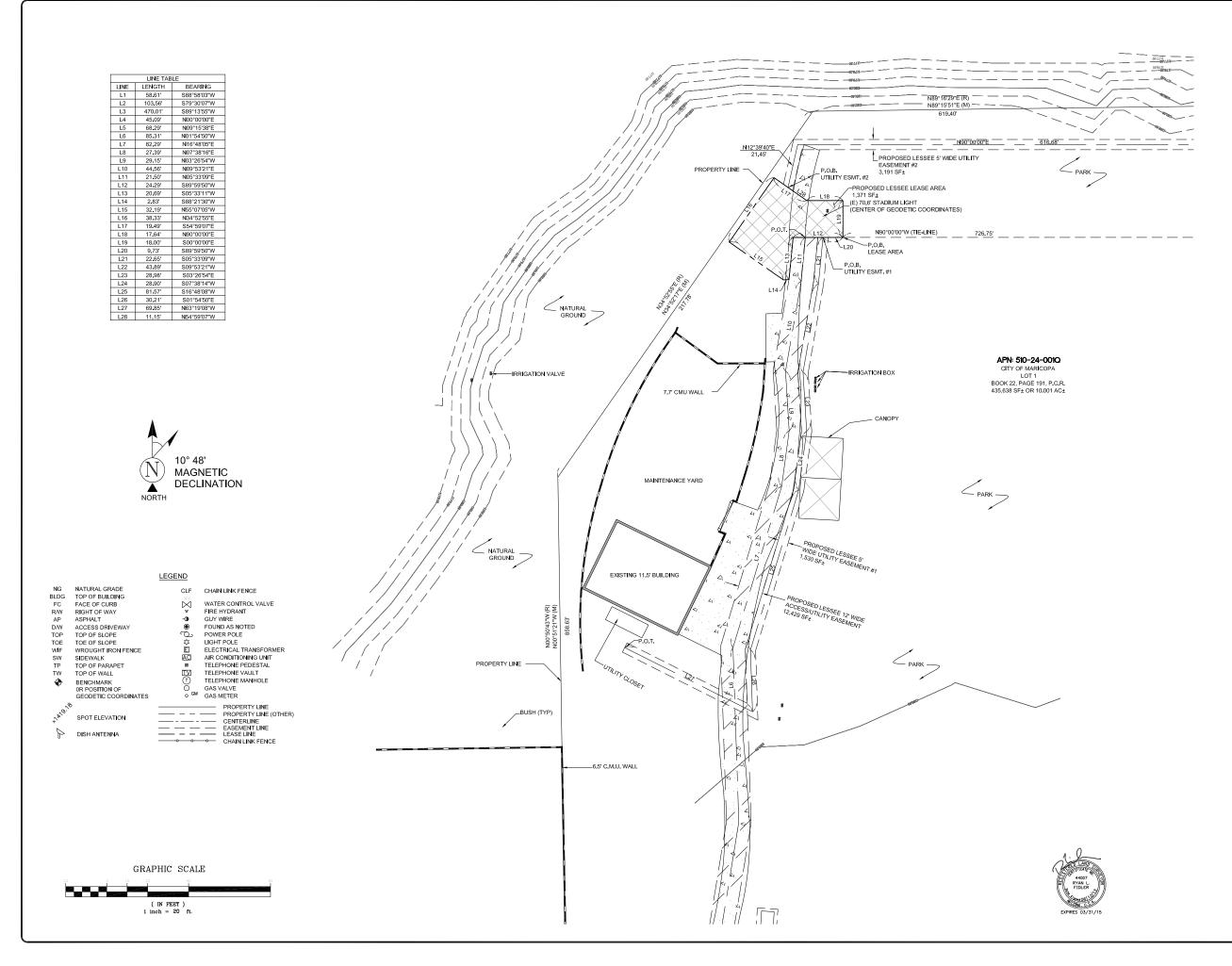
SITE ADDRESS:

18800 N. PORTER ROAD MARICOPA, AZ 85239

SHEET TITLE:

TOPOGRAPHIC SURVEY

SHEET NO. REVISION:







THE INFORMATION CONTAINED IN THIS SET OF DOCUMENTS IS PROPRIETARY BY NATURE. ANY USE OR DISCLOSURE OTHER THAN THAT WHICH RELATES TO THE CLIENT IS STRICTLY PROHIBITED.

FIELD BY:	NGS
DRAWN BY:	MJG
CHECKED BY:	RLF

	SUBMITTALS		
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		06/12/13	FINAL SUBMITTAL
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PROJECT No. 0801001

SITE NAME:

AZ5 GLENNWILDE GROVES

SITE NUMBER:

SITE ADDRESS:

18800 N. PORTER ROAD MARICOPA, AZ 85239

SHEET TITLE:

TOPOGRAPHIC SURVEY

	SHEET NO.	REVISION:
C-2		