

Notarial Instrument Number **1185**
for 2009 - CN -

Executed in C o l o g n e on August 26, 2009.

Before the Notary Public Dr. Christoph N e u h a u s,
of Kattenbug 2, 50667 Cologne

appeared:

Mr. Wolfgang H e r m a n n s, Head Clerk in Notary Public's office,
Date of birth Mar. 31, 1959, residing in Erftstadt,
Place of work Kattenbug 2, 50667 Cologne.

The present person, known personally to the Notary Public, declared:

It is planned that

1. "**Deutsche Telekom AG**" based in Bonn

and

2. "**T-Mobile Deutschland GmbH**" based in Bonn

will conclude a spin-off and take-over agreement.

The Annex to this Instrument as listed below is a document that underlies the spin-off and take-over agreement yet to be concluded and is established here in advance:

Annex 3.4 Limited personal easements and other rights recorded in the land register to the benefit of Deutsche Telekom AG or one of its legal predecessors, and therefore eased land and buildings, belonging to the assets to be spun off (listed by designation in the land registry). The Annex consists of two parts: Table 1 contains the cable and line rights as secured in the land registry. Table 2 concerns telecommunications equipment, in particular main distribution frames and exchanges, secured in the land registry. The columns in tables 1 and 2 differ as table 2 contains more recent entries that refer to automatically maintained land registries and therefore no longer include details of the volume of the land registry.

The land registry entries listed below in table 1 are based on restricted easements registered to the benefit of Deutsche Telekom AG or its legal predecessors. The content of the restricted easements for the benefit of individuals in each case is the entitlement to pass through and use telecommunications lines in various forms.

The Annex to this written record was presented to the person present for acknowledgement. The person present waived the option of having them read out to him. This Annex is signed on each page by the person present (§ 14 Notarial Recording Act (BeurkG)).

This written record was read out to the person present, whereupon the written record and the Annex were approved by him and signed by his own hand: