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Received - DIANE L. BATTIATO
 Register of Deeds, Douglas County, NE
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WHEN RECORDED PLEASE RETURN TO:
Cox Communications - Karl Hardelbeck
11505 W Dodge Rd
Omaha, NE 68154

MEMORANDUM OF AGREEMENT
(NEBRASKA)

PLEASE TAKE NOTICE that Howard Street Apartments Limited Partnership, a ("Owner") and CoxCom, Inc, d/b/a Cox Communications ("Cox") have entered into a **COX SERVICES AND ACCESS AGREEMENT** (the "Agreement") dated **October 1, 2009** which, in accordance with its terms, entitles Cox to provide cable television and other services throughout the property described on Exhibit A attached hereto and incorporated herein by this reference. Among other things, the Agreement provides Cox with rights of ingress and egress to the property necessary or useful to provide such service and maintain its equipment and other facilities and provides for ownership of the facilities on the property used in providing such services. The Agreement binds any successors and assigns of the Owner in accordance with its terms. A copy of relevant provisions of the Agreement will be provided to any properly interested person upon written request.

Cox requests that it receive notice of any pending trustee or foreclosure sale or receivership, bankruptcy or other proceeding affecting the property, sent to the address above.

IN WITNESS WHEREOF, the parties have caused their hands and seals to be hereunto affixed the day and year first above written.

OWNER

COX

Howard Street Apartments Limited Partnership

CoxCom, Inc, d/b/a Cox Communications

By: [Signature]
Name: Karl Hardelbeck
Title: CFO

By: [Signature]
Name: Jeff Butler
Title: Vice President of Sales

COX ACKNOWLEDGEMENT

STATE OF NEBRASKA

COUNTY OF DOUGLAS

The foregoing instrument was acknowledged before me this 22nd day of December, 2009 by Jeff Butler, the VP of Sales of Cox Communications, LLC, a Nebraska corporation, on behalf of the limited liability company.

[NOTARY SEAL]

Public Notary Name: [Signature]
My Commission Expires: 4/1/12

OWNER ACKNOWLEDGEMENT

STATE OF NEBRASKA

COUNTY OF DOUGLAS

The foregoing instrument was acknowledged before me this 1 day of October, 2009 by Lamy Kerberg, the CFO of Howard Street Apartments Limited Partnership, on behalf of the corporation

[NOTARY SEAL]

My Commission Expires: 11/02/12
GENERAL NOTARY - State of Nebraska
JANET PACULA ROOS
My Comm. Exp. Nov. 2, 2012

Public Notary Name: [Signature]

Exhibit A: Lot 1, Lindsay's Acres