

BK 1351 PG 138-139



MISC 2000 12146

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Date

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By

RICHARD W. TARECH  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

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RECEIVED

Exhibit "B"

WHEN RECORDED RETURN TO:

Julie Dermody  
Cox Communications Omaha, Inc.  
11505 W. Dodge Rd.  
Omaha NE 68154

MEMORANDUM OF AGREEMENT  
(NEBRASKA)

PLEASE TAKE NOTICE that John Schmidt ("Owner") and CoxCom, Inc. d/b/a Cox Communications Omaha, Inc., a Nebraska corporation ("Cox Communications") have entered into a Telecommunications Agreement ("Agreement") dated July 1, 2000 which, in accordance with its terms, entitles Cox Communications to provide cable television services throughout the property described on Exhibit B attached hereto and incorporated herein by this reference. Among other things, the Agreement provides Cox Communications with rights of ingress and egress to the property necessary or useful to provide such service and maintain its 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 Communications 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 this Agreement to be executed by their duly authorized representatives as of the date and year first above written.

Cox Communications Omaha  
A Nebraska corporation

By: [Signature]  
Its: VP/Gen  
Print Name: Janet Barnard



STATE OF NEBRASKA  
COUNTY OF DOUGLAS

The forgoing instrument was acknowledged before me this 11th day of Sept, 2000 by Janet Barnard VP/Gen of Cox Communications Omaha, Inc. a Nebraska corporation on behalf of said corporation.

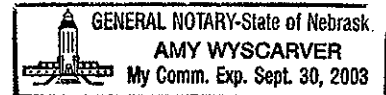
[Signature]  
NOTARY PUBLIC  
My Commission Expires: 4-1-02

OWNER: John Schmidt

By: [Signature]  
Its: Division Manager, Residential Property Management, The Lund Company, Agent for Owner  
Print Name: Mark Covert

STATE OF Nebraska  
The foregoing instrument was acknowledged before me this 23rd day of Aug, 2000 by \_\_\_\_\_ as \_\_\_\_\_ of \_\_\_\_\_ a \_\_\_\_\_, on behalf of said company.

[Signature]  
NOTARY PUBLIC  
My Commission Expires: 9/30/03



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MISC. 1100  
FEE 1100  
BKP \_\_\_\_\_ C/O \_\_\_\_\_ COMP \_\_\_\_\_  
DEL \_\_\_\_\_ SCAN dc FV \_\_\_\_\_

**Exhibit "A"**

[Legal Description ]

**The Historical Florentine Apartments**

907-911 Leavenworth Street, Omaha, Nebraska, commonly known as The Florentine Apartments, and legally described as the South 63 feet of the West 150 feet of Lot 28 and the West 148 feet of Lot 33, Redick's 2<sup>nd</sup> Addition, as surveyed, platted and recorded in Douglas County, Nebraska