MISC Inst. # 2019050024, Pg: 1 of 2 Rec Date: 07/03/2019 14:52:42.117
Fee Received: \$16.00 Electronically Recorded By: MJ
Douglas County, NE Assessor/Register of Deeds DIANE L. BATTIATO

After recording, return to:
Lee Hamann
McGrath North Mullin & Kratz. PC LLO

1601 Dodge Street, Suite 3700

Omaha, NE 68102

## **MEMORANDUM OF LEASE**

This Memorandum, dated as of the 21st day of June, 2019, is made by and between NODDLE CENTER PIVOT, LLC, a Delaware limited liability company ("Landlord") and VALMONT INDUSTRIES, INC., a Delaware corporation ("Tenant").

- 1. <u>Lease</u>. Landlord hereby leases to Tenant on the terms and conditions set forth in that certain Lease Agreement between the parties hereto of even date herewith (the "Lease") that certain property (the "Leased Premises") the legal description of which is Lot 1, West Farm Replat 4, as surveyed platted and recorded in Douglas County, Nebraska. The terms and conditions of the Lease and any future amendments thereto are incorporated herein by this reference.
- 2. <u>Term.</u> The term of the Lease commences as of June 21, 2019 and expires on the twenty-fifth (25<sup>th</sup>) anniversary of the Basic Rent Commencement Date set forth therein.
  - 3. Addresses. The addresses of the parties are:

Landlord:

Noddle Center Pivot, LLC C/O Noddle Companies

2285 South 67th Street, Suite 250

Omaha NE 68106

Tenant:

Valmont Industries, Inc. One Valmont Plaza Omaha NE 68154-5215

4. <u>Purpose of Memorandum</u>. This Memorandum is prepared for the purpose of recordation and putting the public on notice of the existence of the Lease, and it in no way modifies the Lease.

[Signature page follows.]

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This Memorandum is executed as of the date first written above, whether simultaneously or in multiple counterparts, all of which shall be deemed to be one and the same Memorandum.

NODDLE CENTER PIVOT, LLC, a Delaware limited liability company	VALMONT INDUSTRIES, INC., a Delaware corporation
Name: Jay B. Noddle Title: Managing Member	Name: Inothy Francis  Title: UP 4 Contoller
STATE OF NEBRASKA )	
COUNTY OF DOUGLAS )	
On this 2 day of July, 2019, before me a Notary Public in and for said county and state, personally appeared Jay B. Noddle as Managing Member of NODDLE CENTER PIVOT, LLC, a Delaware limited liability company, known to me to be the identical person who subscribed his name to the foregoing, and acknowledged the execution thereof to be his voluntary act and deed and the voluntary act and deed of said limited liability company.  GENERAL NOTARY - State of Nebraska NICOLE RACHELLE AUDINO MCDERMOTT NOTARY - Public	
STATE OF NEBRASKA )	
) ss. COUNTY OF DOUGLAS )	
On this <u>A</u> day of July, 2019, before me a Notary Public in and for said county and state, personally appeared <u>Timethy Repeases</u> as <u>VER Control</u> of VALMONT INDUSTRIES, INC., a Delaware corporation, known to me to be the identical person who subscribed his/her name to the foregoing, and acknowledged the execution thereof to be his/her voluntary act and deed and the voluntary act and deed of said corporation.	
GENERAL NOTARY - State of Nebraska MARCIA L. JEWETT My Comm. Exp. October 22, 2022	Darria L. Grother tary Public