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FILED SARPY CO. NE.  
INSTRUMENT NUMBER  
2009-34658  
2009 OCT 27 P 2:10 P

COUNTER ah C.E. ah  
VERIFY ah D.E. ah  
PROOF \_\_\_\_\_  
FEES \$ 6.50  
CHECK # 3283  
CHC \_\_\_\_\_ CASH \_\_\_\_\_  
REFUND \_\_\_\_\_ CREDIT \_\_\_\_\_  
SHORT \_\_\_\_\_ NCR \_\_\_\_\_

Steve J. Dowling  
REGISTER OF DEEDS

**MEMORANDUM OF AGREEMENT  
(NEBRASKA)**

PLEASE TAKE NOTICE that PHA, LLC ("Owner") and CoxCom, Inc. d/b/a Cox Communications Omaha ("Cox") have entered into a Service and Access Agreement (the "Agreement") dated March 27, 2009 which, in accordance with its terms, entitles Cox to provide cable television and other telecommunications 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 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: Jeff Butler  
Its: Vp of Sales  
Print Name: Jeff Butler

STATE OF NEBRASKA  
COUNTY OF DOUGLAS  
The foregoing instrument was acknowledged before me this 18 day of July, 2009 by Jeff Butler as Vice President of Sales of Cox Communications Omaha, Inc. a Nebraska corporation, on behalf of said corporations.

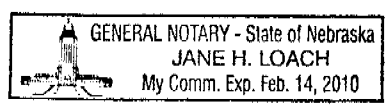
Jan Adams  
NOTARY PUBLIC  
My Commission Expires: 4-1-12



PHA, LLC  
By: Sarah Northern  
Its: Agent for Owner  
Print Name: Sarah Northern

STATE OF NEBRASKA  
COUNTY OF DOUGLAS  
The foregoing instrument was acknowledged before me this 18th day of July, 2009 by Sarah Northern of PHA an, LLC, on behalf of said company.

Jan Adams  
NOTARY PUBLIC  
My Commission Expires: 2/14/2010



Legal description: Lots 128, 129 + 130 South Hampton  
RUE COX COMMUNICATIONS

Recorder Note: No Exhibit A attached,  
10-27-09 LM