



MISC

2006052210



MAY 10 2006 15:44 P 1

Misc.
 REC 5.50 FB OC-10995
 BKP _____ C/O _____ COMP 56
 DEL _____ SCAN _____ FV _____

WHEN RECORDED RETURN TO:
 Julie Dermody
 Cox Communications Omaha, Inc.
 11505 W. Dodge Rd.
 Omaha NE 68154

Received - DIANE L. BATTIATO
 Register of Deeds, Douglas County, NE

5/10/2006 15:44:57.51



2006052210

MEMORANDUM OF AGREEMENT
 (NEBRASKA)

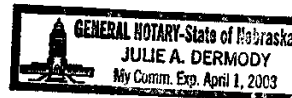
PLEASE TAKE NOTICE that **Elk Ridge Independent Living, LLC**, ("Owner") and CoxCom, Inc. d/b/a Cox Communications Omaha, Inc., a Nebraska corporation ("Cox Communications") have entered into a Telecommunications Agreement ("Agreement") dated February 1, 2006, which, in accordance with its terms, entitles Cox Communications to provide cable television services throughout the property described on Exhibit A 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 Regional Manager
 Print Name: Perry J. Kite



STATE OF NEBRASKA
 COUNTY OF DOUGLAS

The foregoing instrument was acknowledged before me this 22nd day of Feb, 2006 by Perry J. Kite as VP Regional Manager of Cox Communications Omaha, Inc., a Nebraska corporation, on behalf of said corporation.

[Signature]
 NOTARY PUBLIC
 My Commission Expires: 4-1-03

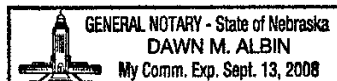
Elk Ridge Independent Living, LLC

By: DSME, managing member
 Its: [Signature]
 Print Name: Doug Wester

STATE OF NE
 COUNTY OF Douglas

The foregoing instrument was acknowledged before me this 8 day of Feb, 2006 by Doug Wester as DSME of Elk Ridge Independent Living, LLC, on behalf of said company, as managing member.

[Signature]
 NOTARY PUBLIC
 My Commission Expires: 9.13.08



OKP

Legal description: Lot 164, Elk Ridge, Elkhorn, NE,
 Now known as Lot 1, Elk Ridge Replat 1.