

FILED SARPY CO. NE.

INSTRUMENT NUMBER

2002 28884

2002 JUL 31 P 3:08

Lloyd J. Dowding

REGISTER OF DEEDS

Counter *al*
 Verify *[Signature]*
 D.F. *[Signature]*
 Print *on*
 Fee \$ 15.50
 Ck Cash Cng

3039



**THIS PAGE ADDED
FOR RECORDING
INFORMATION.**

**DOCUMENT STARTS ON
NEXT PAGE.**

LLOYD J. DOWDING

SARPY COUNTY REGISTER OF DEEDS
1210 GOLDEN GATE DRIVE, STE 1109
PAPILLION, NE 68046-2895
402-593-5773

2002-28884A

Exhibit "D"

R+R

WHEN RECORDED RETURN TO:	Sheri Stamp Cox Communications Omaha, Inc. 11505 W. Dodge Rd. Omaha NE 68154
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MEMORANDUM OF AGREEMENT
(NEBRASKA)

PLEASE TAKE NOTICE that **Rothhouse Home Builders**, ("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 16, 2001 which, in accordance with its terms, entitles Cox Communications to provide cable television services throughout the property described on Schedule C 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.

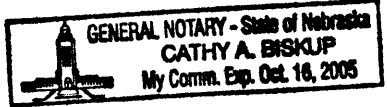
Cox Communications Omaha
A Nebraska corporation

By: Joseph E. Seda
Its: VP, Network Operations
Print Name: Joseph E. Seda

STATE OF NEBRASKA
COUNTY OF DOUGLAS

SARDY

The forgoing instrument was acknowledged before me this 24th day of June, 2002 by Joe Seda as VP of Cox Communications Omaha, Inc. a Nebraska corporation, on behalf of said corporation.



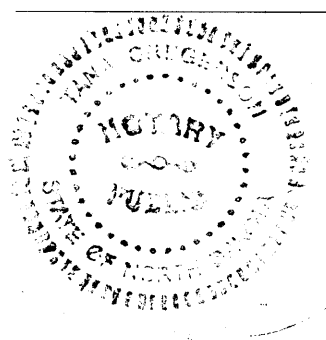
Cathy A. Biskup
NOTARY PUBLIC
My Commission Expires: 10/16/2005

By: Ronald B. Rothhouse
Its: Secretary
Print Name: Ronald B. Rothhouse

STATE OF ND

The foregoing instrument was acknowledged before me this 4th day of June, 2001 by Ronald Rothhouse as Secretary of Rothhouse Home Builders, on behalf of said company.

Ronald Rothhouse
NOTARY PUBLIC
My Commission Expires: 4-15-05



2002-28884B

MASTER DEED

DECLARATION ESTABLISHING A PLAN FOR CONDOMINIUM OWNERSHIP
PURSUANT TO THE LAWS OF THE STATE OF NEBRASKA

1. Submission of Property. Rothhouse Home Builders, Inc., a North Dakota corporation, pursuant to the laws of the State of Nebraska, hereby submit the following described real property, to-wit:

Legal Description

Lot Six, Schaefer's 1st Addition, an Addition to the City of La Vista, as surveyed, platted and recorded, in ~~San~~ ^{Harpy} County, Nebraska,

owned by them, in fee simple, together with the building and improvements erected thereon, hereinafter collectively called the Condominium, to the provisions of the laws of the State of Nebraska, SDCL Chapter 43-15A, herein referred to as "the Act".

Definitions

For the purpose of brevity and clarity, certain words and terms used in this Declaration are defined as follows:

1.01. Declaration. This instrument, by which the property as herein defined, is submitted to the provisions of the Act, and shall include amendments if any, to this instrument as from time to time may be adopted pursuant to the terms hereon.

1.02. Development Parcel. The entire tract of real estate, above described, which is hereby submitted to the provisions of the Act.

1.03. Property. All the land, property and space comprising the development parcel, all improvements