

MISC

2004033371



MAR 16 2004 10:53 P

Exhibit "B"

Received - RICHARD TAKECHI Register of Deeds, Douglas County, NE 3/16/2004 10:53:47 AM



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 Cambury Hills Apartments Limited Partnership, ("Owner") and CoxCom, Inc. d/b/a Cox Communications Omaha, Inc., a Nebraska corporation ("Cox Communications") have entered into a Telecommunications Agreement ("Agreement") dated January 1, 2004, 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.

that above written.		
Cox Communications Omaha A Nebraska corporation	<b>₺_</b> ╀_	JULIE A. PRINTER CENTRAL POLICE
By: The Print Name Perent K. K.	and the second s	My Comm. Exp. Apr. 1, 2004
STATE OF NEBRASKA COUNTY OF DOUGLAS The forgoing instrument was acknowledged before me Communications Omaha, Inc. a Nebraska corporation,	this day of MMM, 2004 by \( \frac{1}{2} \) this day of MMM, 2004 by \( \frac{1}{2} \) this	ray lik as UP/tr of cox
	NOTARY PUBLIC My Commission Expires:	TURE SENW
Cambury Hills Apartments Limited Partnership		FEE 10.50 FB 01-10000
By: Liula Milla lis: Arce Manicer Print Name: Carros Marrison	<b>₹</b>	BNP 10-15-11 C/OCOMP
STATE OF NECOUNTY OF 1 DOLO A  The foregoing instrumehowas acknowledged before n	ne this GLA day	A GENERAL NOTARY-State of Nebraska
The foregoing instrument was acknowledged before in a Warch, 2004 by a B. Warling a limited Darthership, on behalf of sain	d contrary Hills	JULIE A. KATEALO My Comm. Exp. June 24, 2007
•	TOTAL DELIVER OF	1257
	7	
Mand Decreation	,	

Conbury
Hills



## LEGAL DESCRIPTION

## TOTAL AREA

A Legal description of part of the East Half of the Northwest Quarter of Section 10. Township 15 North, Range 11 East of the 6th P.M., Dauglas County, Nebraska and more particularly described by metes and bounds as follows:

Referring to the North 1/4 Corner of Section 10, Township 15 North, Range 11 East of the 6th P.M., Douglas County, Nebraska; Thence S 00'15'54" E, (an assumed bearing), and on the East Line of the Northwest Quarter of said Section 10, a distance of 88.46 feet to the Northwesterly Corner of Huntington Park to the City of Omaha, located in the East Half of Section 10, Township 15 North, Range 11 East of the 6th P.M., Douglas County, Nebraska and also said point is on the Southerly Right-of-way Line of West Maple Road and the POINT OF BEGINNING point is on the Southerly Right-of-way Line of West Maple Road and the East Line of the Thence continuing on the last described course, S 00'15'54" E, and on the East Line of the Northwest Quarter of said Section 10 or the Westerly Line of said Huntington Park, a distance of 1320.28 feet; Thence N 88'46'27" W, a distance of 608.38 feet; Thence N 03'13'16" E, a distance of 1320.80 feet to a point on the Southerly Right-of-way Line of said West Maple Road for the next five Road; Thence on the Southerly Right-of-way Line of said West Maple Road for the next five (5) courses. S 88'46'27" E, a distance of 147.86 feet; Thence S 00'41'47" E, a distance of 10.08 feet; Thence S 88'15'38" E, a distance of 32.27 feet; Thence N 02'24'02" W, a distance of 10.32 feet; Thence S 88'45'25" E, a distance of 348.23 feet to the point of beginning and containing a calculated area of 749,656.16 square feet or 17.210 acres, more or less.

NE NW

Ross Engineering,



645 M Street Sulte 201 Lincoln, NE 68508 Phone 402-474-7677

w. Date (30/97