BK: 2019 PG: 987
Recorded: 4/8/2019 at 8:54:55.0 AM
Pages 3
County Recording Fee: $17.00
Iowa E-Filing Fee: $3.00
Combined Fee: $20.00
Revenue Tax:
LISA SMITH RECORDER
Madison County, Iowa

AFF OF EXPIRED OPTION AGRMT 05-19-21 2021-2043

Prepared by/Return to: Kelli J. Orton, 666 Grand Avenue, Suite 2000, Des Moines, IA 50309 (515) 242-2400

MEMORANDUM OF AGREEMENT

Cohano Investments, LLC, a Nebraska limited liability company, with an address of 816 South 169th Street, Omaha, NE 68118 ("Owner") and Max Waldo, Inc., a Nebraska corporation, with an address of 14144 W. Dogwood Road, DeWitt, NE 68341 ("Buyer") executed an Option Agreement on April 5, 2019 (the "Agreement"), which included an option relating to certain real estate located in Madison County, Iowa, more particularly described as follows (the "Property"):

> PARCEL "A" LOCATED IN THE SOUTHEAST QUARTER (¼) OF THE SOUTHEAST QUARTER (1/4) OF SECTION TWENTY-EIGHT (28), TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-EIGHT (28) WEST OF THE 5TH P.M., MADISON COUNTY, IOWA, CONTAINING 23.241 ACRES, AS SHOWN IN PLAT OF SURVEY FILED IN BOOK 3, PAGE 540 ON JANUARY 26, 2000, IN THE OFFICE OF THE RECORDER OF MADISON COUNTY, IOWA.

1. **OPTION**. Commencing on the date of the Agreement and continuing thereafter until April 5, 2021 (the "Option Term"), Grantee will have the exclusive right to purchase the Property (the "Option") per the terms in the Agreement.

THIS IS ONLY A MEMORANDUM OF THE AGREEMENT. THE COMPLETE AGREEMENT BETWEEN THE PARTIES IS CONTAINED IN THE AGREEMENT AND ANY AMENDMENT THERETO. THIS MEMORANDUM MAY BE EXECUTED IN TWO (2) OR MORE COUNTERPARTS, EACH OF WHICH SHALL BE DEEMED AN ORIGINAL FOR ALL PURPOSES AND ALL OF WHICH, TOGETHER, SHALL CONSTITUTE ONE AND THE SAME INSTRUMENT.

IN WITNESS WHEREOF, the Owner and Buyer have signed this Memorandum of Agreement as of April 5, 2019.

[*Signature Pages Follow*]

OWNER:
COHANO INVESTMENTS, LLC,
a Nebraska limited liability company

By: _____
~~Bryan S. Mick, Manager~~ Michael Yardley POA for Bryan S. Mick, Manager

STATE OF Nebraska)
) SS:
COUNTY OF Douglas)

This record was acknowledged before me on April 1, 2019 by ~~Bryan S. Mick, Manager~~ Michael Yardley, POA for Bryan S. Mick, Manager of Cohano Investments, LLC, Nebraska limited liability company.

_____
NOTARY PUBLIC IN AND FOR SAID STATE

GENERAL NOTARY - State of Nebraska
REBECCA BOWER
My Comm. Exp. March 2, 2023

BUYER:
MAX WALDO, INC.,
a Nebraska corporation

By: Max Waldo Pres.
Max Waldo, President

STATE OF NEBRASKA)
) SS:
COUNTY OF GAGE)

This record was acknowledged before me on April 3, 2019 by Max Waldo, President of Max Waldo, Inc., a Nebraska corporation.

GENERAL NOTARY - State of Nebraska
AMY M. CHRISTEN
My Comm. Exp. March 18, 2022

Amy M. Christen
NOTARY PUBLIC IN AND FOR SAID STATE