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Register of Deeds, Douglas County, NE
4/22/2016 14:08:02.06



2016029425

Prepared by:

Kathryn Kovitz Arnold, Esq.
Taft Stettinius & Hollister LLP
111 East Wacker Drive
Suite 2800
Chicago, Illinois 60601-3713

AFTER RECORDING

RETURN TO:

Jan Packard, ACP
Paralegal Specialist
Mutual of Omaha Insurance Company
Law Operation 3rd Floor
Mutual of Omaha Plaza
Omaha, NE 68175

**DECLARATION OF ASSIGNMENT AND TRANSFER
OF PARKING SPACE AND AMENDMENT TO THE
DECLARATION OF CONDOMINIUM FOR
MIDTOWN CROSSING BUILDING 200 CONDOMINIUM**

This Declaration made this 14th day of April, 2016, by Shirley J. Neary, Trustee of the Shirley J. Neary Revocable Trust dated December 18, 2006, as legal title owner of Condominium Unit 4210 located at 200 South 31st Avenue, Omaha, Nebraska ("Transferor") and East Campus Realty, LLC, a Nebraska limited liability company, as legal title owner of Condominium Unit 4303 located at 200 South 31st Avenue, Omaha, Nebraska ("Transferee").

WHEREAS, Transferor, as legal title owner of Unit 4210, has the right to transfer the exclusive use and possession, as a Limited Common Element, of Parking Space No. 1136 ("**P-1136**"), and

WHEREAS, Transferee, as the owner of Condominium Unit 4303, which is legally described as Parcel 1 on Exhibit A attached hereto, desires to acquire the right to the exclusive use and possession, as a Limited Common Element, of **P-1136**, which Parking Space is located at the Condominium, and

WHEREAS, Transferor and Transferee desire that the right to the exclusive use and possession of **P-1136** be transferred and assigned to Transferee as the owner of Condominium Unit 4303.

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NOW, THEREFORE, pursuant to the terms of the Condominium Property Act of the State of Nebraska and the Declaration of Midtown Crossing Building 200 Condominium ("Condominium Declaration"), recorded in the Office of the Register of Deeds of Douglas County, Nebraska on February 11, 2010, as Document No. 2010012980, as amended, the parties agree as follows:

1. Transferor hereby assigns to Transferee, as owner of Condominium Unit 4303, the right to the exclusive use and possession of **P-1136**, as a Limited Common Element, which right shall be appurtenant to and serve exclusively said Condominium Unit 4303. No other Unit Owners have any right to the use or possession of **P-1136**. The new legal description of Transferee's Condominium Unit 4303 is described as Parcel 2 on Exhibit A attached hereto.
2. The right to the use and possession of **P-1136** being transferred and assigned hereunder is subject to: (a) the Condominium Property Act of the State of Nebraska; (b) the Condominium Declaration and any amendments thereto; (c) such rules and regulations as the Board of Directors of the Midtown Crossing Building 200 Condominium Association, Inc. may from time to time prescribe; and (d) existing leases, liens and encumbrances encumbering the Condominium Unit to which **P-1136** is assigned by this Declaration.
3. A copy of this Declaration of Assignment and Transfer of Parking Space and Amendment to Declaration of Condominium shall be lodged with the Board of Directors of the Midtown Crossing Building 200 Condominium Association, Inc.
4. To the best of the knowledge of the parties hereto, said transfer of **P-1136** to Unit 4303, does not change the parties' respective percentage ownership in the common elements.

TRANSFEROR

TRANSFEE

SHIRLEY J. NEARY, TRUSTEE OF THE
SHIRLEY J. NEARY REVOCABLE TRUST
DATED DECEMBER 18, 2006

EAST CAMPUS REALTY, LLC

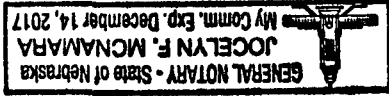
By: Shirley J. Neary, Trustee
Shirley J. Neary, Trustee

By: JTS
Printed Name: Joseph T. Schmidt
Title: Vice President - Operations

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STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the 14th day of April, 2016 by Shirley J. Neary, Trustee of the Shirley J. Neary Revocable Trust dated December 18, 2006, Transferor.



Jocelyn McNamara
Notary Public, State of Nebraska

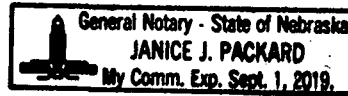
My Commission Expires: December 14, 2017

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the 18 day of April, 2016 by Joseph T. Schmidt, Vice President – Operations, of East Campus Realty, LLC, a Nebraska limited liability company, Transferee.

Janice Packard
Notary Public, State of Nebraska

My Commission Expires: 9-1-19



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EXHIBIT A

PARCEL 1:

Unit 4303, Midtown Crossing Building 200 Condominium, a condominium organized and existing under the laws of the State of Nebraska, Douglas County, Nebraska.

PARCEL 2:

Unit 4303, together with appurtenant Parking Space P-1136, Midtown Crossing Building 200 Condominium, a condominium organized and existing under the laws of the State of Nebraska, Douglas County, Nebraska.

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