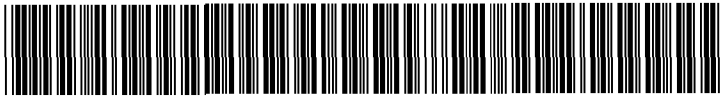




MISC 2016089633



OCT 27 2016 09:37 P 4

Fee amount: 28.00  
FB: 16-25436  
COMP: CC

Received - DIANE L. BATTIATO  
Register of Deeds, Douglas County, NE  
10/27/2016 09:37:43.00



2016089633

**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 25th day of October, 2016, by East Campus Realty, LLC, a Nebraska limited liability company, as legal title owner of Condominium Unit 4303 located at 200 South 31<sup>st</sup> Avenue, Omaha, Nebraska (“Transferor”) and Christine J. Sifuentes-Futrell, Trustee of The Christine J. Sifuentes-Futrell Revocable Living Trust, as legal title owner of Condominium Unit 4512 located at 200 South 31st Avenue, Omaha, Nebraska (“Transferee”).

**WHEREAS**, Transferor, as the owner of Condominium Unit 4303, has the right to transfer the exclusive use and possession, as a Limited Common Element, of Parking Space No. 1049 (“**P-1049**”), and

**WHEREAS**, Transferee, as the owner of Condominium Unit 4512, desires to acquire the right to the exclusive use and possession, as a Limited Common Element, of **P-1049**, 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-1049** be transferred and assigned to Transferee as the owner of Condominium Unit 4303.

**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 4512, the right to the exclusive use and possession of **P-1049**, as a Limited Common Element, which right shall be appurtenant to and serve exclusively said Condominium Unit 4512. No other Unit Owners have any right to the use or possession of **P-1049**. The new legal description of Transferee's Condominium Unit 4512 is described on Exhibit A attached hereto.

2. The right to the use and possession of **P-1049** 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-1049** is assigned by this Declaration.

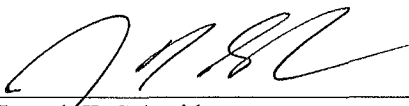
3. A copy of this Declaration of Assignment and Transfer of Parking Space and Amendment to Declaration of Condominium shall be lodged with the Board of Directors of the Midtown Crossing Building 200 Condominium Association, Inc.

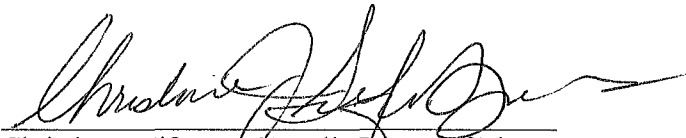
4. To the best of the knowledge of the parties hereto, said transfer of **P-1049** to Unit 4512, does not change the parties' respective percentage ownership in the common elements.

TRANSFEROR

TRANSFEREE

EAST CAMPUS REALTY, LLC

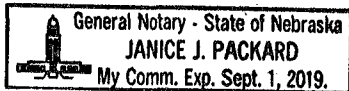
By:   
 \_\_\_\_\_  
 Joseph T. Schmidt

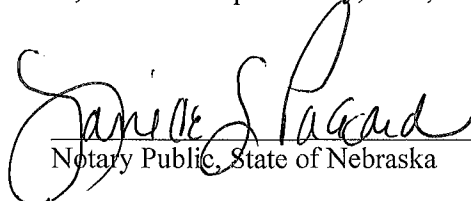
  
 \_\_\_\_\_  
 Christine J. Sifuentes-Futrell, Trustee of The  
 Christine J. Sifuentes-Futrell Revocable Living  
 Trust

Title: Vice President – Operations

STATE OF NEBRASKA    )  
   ) ss.  
 COUNTY OF DOUGLAS    )

The foregoing instrument was acknowledged before me on the 21 day of October, 2016 by Joseph T. Schmidt, Vice President – Operations, of East Campus Realty, LLC, a Nebraska limited liability company, Transferor.



  
 \_\_\_\_\_  
 Notary Public, State of Nebraska

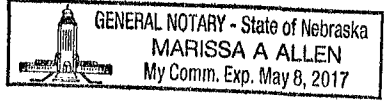
My Commission Expires: 9-1-19

STATE OF NEBRASKA     )  
                                    ) ss.  
COUNTY OF DOUGLAS    )

The foregoing instrument was acknowledged before me on the 25 day of October, 2016 by Christine J. Sifuentes-Futrell, Trustee of The Christine J. Sifuentes-Futrell Revocable Living Trust, Transferee.

*Marissa A Allen*  
\_\_\_\_\_  
Notary Public, State of Nebraska

My Commission Expires: \_\_\_\_\_



**EXHIBIT A**

**LEGAL DESCRIPTION:**

Unit 4512, together with appurtenant Parking Space P-1049, Midtown Crossing Building 200 Condominium, a condominium organized and existing under the laws of the State of Nebraska, Douglas County, Nebraska.