



MISC 2017017831



MAR 07 2017 15:09 P 4

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

Received - DIANE L. BATTIATO
Register of Deeds, Douglas County, NE
03/07/2017 15:09:33.00



2017017831

**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 STORAGE SPACE AND AMENDMENT TO THE
DECLARATION OF CONDOMINIUM FOR
MIDTOWN CROSSING BUILDING 200 CONDOMINIUM**

This Declaration made this 1st day of March, 2017, by East Campus Realty, LLC, a Nebraska limited liability company, as legal title owner of Condominium Unit 4303 located at Midtown Crossing Building 200 Condominium, 200 South 31st Avenue, Omaha, Nebraska (“Transferor”) and Shae L. Brannon, as legal title owner of Condominium Unit 5407, located at Midtown Crossing Building 120 Condominium, 120 South 31st Avenue, Omaha, Nebraska (“Transferee”).

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16-25438

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 Storage Space No. 4216.24 (“S-4216.24”), and

WHEREAS, Transferee, as the owner of Condominium Unit 5407, desires to acquire the right to the exclusive use and possession, as a Limited Common Element, of S-4216.24, which Storage Space is located at Midtown Crossing Building 200 Condominium, and

WHEREAS, Transferor and Transferee desire that the right to the exclusive use and possession of S-4216.24 be transferred and assigned to Transferee as the owner of Condominium Unit 5407.

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 5407, the right to the exclusive use and possession of S-4216.24, as a Limited Common Element, which right shall be appurtenant to and serve exclusively said Condominium Unit 5407. No other Unit Owners have any right to the use or possession of S-4216.24. The new legal description of Transferee's Condominium Unit 5407 is described on Exhibit A attached hereto.

2. The right to the use and possession of S-4216.24 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 S-4216.24 is assigned by this Declaration.

3. A copy of this Declaration of Assignment and Transfer of Storage 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 S-4216.24 to Unit 5407, does not change the parties' respective percentage ownership in the common elements.

TRANSFEROR

TRANSFEEE

EAST CAMPUS REALTY, LLC

By: Joseph T. Schmidt
Title: Vice President - Operations

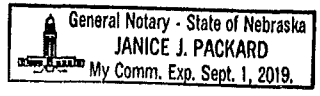
Shae L. Brannon
Shae L. Brannon

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the 23 day of February, 2017, by Joseph T. Schmidt, Vice President - Operations, of East Campus Realty, I.L.C, a Nebraska limited liability company, Transferor.

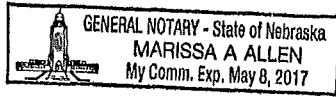
Janice J. Packard
Notary Public, State of Nebraska

My Commission Expires: 9.1.19



STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the __ day of March, 2017, by Shae L. Brannon, Transferee.



Marissa Allen

Notary Public, State of Nebraska

My Commission Expires: _____

EXHIBIT A

LEGAL DESCRIPTION:

Unit 5407, together with appurtenant Parking Space P-2091, and together with appurtenant Storage Space S-4216.24, Midtown Crossing Building 120 Condominium, a condominium organized and existing under the laws of the State of Nebraska, Douglas County, Nebraska.