



MISC 2017018343



MAR 09 2017 10:16 P 3

Fee amount: 22.00
 FB: 16-25436
 COMP: SB

Received - DIANE L. BATTIATO
 Register of Deeds, Douglas County, NE
 03/09/2017 10:16:31.00



2017018343

**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 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 200 South 31st Avenue, Omaha, Nebraska ("Transferor") and Shane Levell, as legal title owner of Condominium Unit 4208 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. 2056 ("P-2056"), and

WHEREAS, Transferee, as the owner of Condominium Unit 4208, desires to acquire the right to the exclusive use and possession, as a Limited Common Element, of P-2056, 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-2056 be transferred and assigned to Transferee as the owner of Condominium Unit 4208.

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 4208, the right to the exclusive use and possession of P-2056, as a Limited Common Element, which right shall be appurtenant to and serve exclusively said Condominium Unit 4208. No other Unit Owners have any right to the use or possession of P-2056. The new legal description of Transferee's Condominium Unit 4208 is described on Exhibit A attached hereto.

2. The right to the use and possession of P-2056 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-2056 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-2056 to Unit 4208, does not change the parties' respective percentage ownership in the common elements.

TRANSFEROR

TRANSFEEE

EAST CAMPUS REALTY, LLC

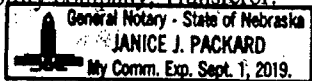
By: [Signature]
Joseph T. Schmidt

[Signature]
Shane Levell

Title: Vice President – Operations

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the 23 day of ~~March~~ ^{FEBRUARY}, 2017 by Joseph T. Schmidt, Vice President – Operations, of East Campus Realty, LLC, a Nebraska limited liability company, Transferor.

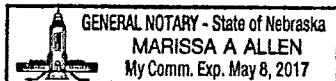


[Signature]
Notary Public, State of Nebraska

My Commission Expires: 9-1-19

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the 1 day of March, 2017 by Shane Levell, Transferee.



[Signature]
Notary Public, State of Nebraska

My Commission Expires: _____

EXHIBIT A

LEGAL DESCRIPTION:

Unit 4208, together with appurtenant Parking Space P-2056, Midtown Crossing Building 200 Condominium, a condominium organized and existing under the laws of the State of Nebraska, Douglas County, Nebraska.