



MISC 2017034277



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COMP: SB

Received - DIANE L. BATTIATO  
Register of Deeds, Douglas County, NE  
05/05/2017 15:25:14.00



2017034277

**AFTER RECORDING, RETURN TO: DANIEL D. WALSH, ATTORNEY AT LAW, 11330 Q ST., #231, OMAHA, NE 68137**  
**(Space Above this Line for Recording Data)**

**NOTICE OF TERMINATION OF STATUS AS DECLARANT AND  
APPOINTMENT OF SUCCESSOR DECLARANT UNDER  
DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS  
AND EASEMENTS FOR LOTS 59 THROUGH 67, INCLUSIVE,  
IN LAKESIDE HILLS, A SUBDIVISION AS SURVEYED, PLATTED  
AND RECORDED IN DOUGLAS COUNTY, NEBRASKA**

This Notice of Termination of Status as Declarant and Appointment of Successor Declarant, made on the date hereinafter set forth, by IMMANUEL, formerly known as Immanuel Health Systems, a Nebraska nonprofit corporation, (herein "IMMANUEL").

**PRELIMINARY STATEMENT:**

THC, Inc., as the owner of certain lots in the Lakeside Hills subdivision in Douglas County, Nebraska, executed and filed of record on October 10, 1997, in the Douglas County Register of Deeds Office, at Book 1225, Page 282 of the Miscellaneous Records, a Declaration of Covenants, Conditions, Restrictions and Easements (herein Declaration"). The Declaration affects the following described real estate:

Lots 59 through 67, inclusive, in Lakeside Hills, a subdivision as surveyed, platted and Recorded in Douglas County, Nebraska.

On April 3, 2008, THC, Inc., after transferring title to all of the above-described lots in the Lakeside Hills subdivision, THC, Inc., filed a Notice of Termination of Status as Declarant and Appointment of Successor Declarant, as Instrument No. 2008032462 of the Miscellaneous Records of the Register of Deeds for Douglas County, Nebraska, in which Immanuel Health Systems, a Nebraska nonprofit corporation, was appointed by THC, Inc., as the successor Declarant pursuant to Section 5.3 of Article V of the Declaration for the above-described lots.

On June 15, 2010, Immanuel Health Systems filed Articles of Amendment to the Articles of Restatement of Immanuel Health Systems as Instrument No. 1000989799, which stated that the new name of Immanuel Health System was IMMANUEL.

IMMANUEL has now transferred title to the above-described lots in the Lakeside Hills subdivision and pursuant to Section 5.3 of Article V of the Declaration, IMMANUEL is hereby

desirous of terminating its status as the successor Declarant under the Declaration and appointing as successor Declarant under the Declaration, Royal Development, Inc., a Nebraska corporation. Pursuant to the terms of Section 5.3 of Article V of the Declaration, the successor Declarant, Royal Development, Inc., shall serve as Declarant with the same authority and powers as the original Declarant.

This Notice of Termination of Status as Declarant and Appointment of Successor Declarant shall be recorded against the following described real estate:


Lots 59 through 67, inclusive, in Lakeside Hills, a subdivision as surveyed, platted and Recorded in Douglas County, Nebraska.

NOW, THEREFORE, IMMANUEL, as the current successor Declarant under the Declaration by virtue of the Notice of Termination of Status as Declarant and Appointment of Successor Declarant, as Instrument No. 2008032462 of the Miscellaneous Records of the Register of Deeds for Douglas County, Nebraska, hereby resigns as the current successor Declarant and by reason thereof terminates its status as the successor Declarant under the Declaration and hereby appoints Royal Development, Inc., a Nebraska corporation, as the new successor Declarant under the Declaration, effective as of the date of execution of this Notice of Termination of Status as Declarant and Appointment of Successor Declarant.

All references in the Declaration shall mean Royal Development, Inc., a Nebraska corporation, who shall serve as the successor Declarant with all the same authority and powers as the original Declarant.

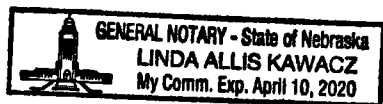
IN WITNESS WHEREOF, IMMANUEL has caused this Notice of Termination of Status as Declarant and Appointment of Successor Declarant to be executed effective this \_\_\_ day of May, 2017.

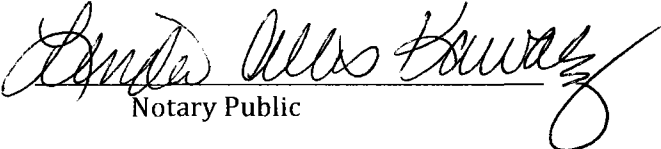
IMMANUEL,  
a Nebraska nonprofit corporation

By:   
Mark Schultz, Senior Vice President and Chief Financial Officer

State of Nebraska                    )  
  ) ss.  
County of Douglas                 )

On this 4<sup>th</sup> day of May, 2017, before me, a Notary Public in and for said county and state, personally came Mark Schultz, Senior Vice President and Chief Financial Officer of IMMANUEL, a Nebraska nonprofit corporation, known to me to be the identical person who executed the above instrument and acknowledged the execution thereof to be his voluntary act and deed and the voluntary act and deed of said nonprofit corporation.



  
Notary Public