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## 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 <u>and the second of AUGUST</u>, 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 Michael Jackman, as legal title owner of Condominium Unit 4615 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. 2047 ("P-2047"), and

WHEREAS, Transferee, as the owner of Condominium Unit 4615, desires to acquire the right to the exclusive use and possession, as a Limited Common Element, of P-2047, 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-2047 be transferred and assigned to Transferee as the owner of Condominium Unit 4615.

**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 4615, the right to the exclusive use and possession of **P-2047**, as a Limited Common Element, which right shall be appurtenant to and serve exclusively said Condominium Unit 4615. No other Unit Owners have any right to the use or possession of **P-2047**. The new legal description of Transferee's Condominium Unit 4615 is described on Exhibit A attached hereto.
- 2. The right to the use and possession of **P-2047** 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-2047** 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-2047** to Unit 4615, does not change the parties' respective percentage ownership in the common elements.

TRANSFEREE

TRANSFEROR

By: Joseph W. Schmidt Michael Jackman Michael Jackman

Title: Vice President – Operations

EAST CAMPUS REALTY, LLC

STATE OF NEBRASKA ) ) ss. COUNTY OF DOUGLAS )

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

otary Public, State of Nebraska

My Commission Expires: 9 - 1 - 19

General Notary - State of Nebraska
JANICE J. PACKARD
My Comm. Exp. Sept. 1, 2019.

ACKNOWLEDGMENT
A notary public or other officer completing this certificate verifies only the identity of the individual who signed
the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that
document.
State of California
County of SANTA BARBAKA  On 5/10/2016 before me, GENANDO BARAJAS JV, NOTARRY PUBLIC
On 5/0/2016 before me, G. FRANDO BARAJAS JV, NOTARRY PUBLIC
(insert name and title of the officer)
personally appeared <u>MICHAEC JACKMAN</u>
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the same in
his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is
true and correct.
WITNESS my hand and official seal.
Signature (Seal)

GERARDO BARAJAS JR.

COMM. #2056498

NOTARIY PUBLIC - CALIFORNIA

SANTA BARBARA COUNTY

My Commission Expires 01/31/2018

## EXHIBIT A

## **LEGAL DESCRIPTION:**

Unit 4615, together with appurtenant Parking Space P-2047, Midtown Crossing Building 200 Condominium, a condominium organized and existing under the laws of the State of Nebraska, Douglas County, Nebraska.