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Received - DIANE L. BATTIATO
Register of Deeds, Douglas County, NE
10/15/2015 10:50:06.32



2015087288

THE ABOVE SPACE IS FOR THE REGISTER OF DEEDS RECORDING INFORMATION

RETURN TO: See Attached

CHECK NUMBER

~~0005014356~~

0005016917

✓ 0005014356

**AFTER RECORDING
RETURN TO:**

Ret →
Jan Packard
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 20th day of August, 2015, by East Campus Realty, LLC, a Nebraska limited liability company, located at Mutual of Omaha Plaza, Omaha, Nebraska ("Transferor"), as Developer of Midtown Crossing Building 200 Condominium (the "Condominium"), and Jerri J. Royer, Trustee of the Jerri J. Royer Revocable Trust Under Agreement dated the 16th of November, 2012 or her successor, as legal title owner of Condominium Unit 4308 located at 200 South 31st Avenue, Omaha, Nebraska ("Transferee").

WHEREAS, Transferor, as Developer, has the right to transfer the exclusive use and possession, as a Limited Common Element, of Parking Space No. 2133 ("P-2133"), and

WHEREAS, Transferee, as the owner of Condominium Unit 4308, which is legally described on Exhibit A attached hereto, desires to acquire the right to the exclusive use and possession, as a Limited Common Element, of P-2133, 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-2133 be transferred and assigned to Transferee as the owner of Condominium Unit 4308.

NOW, THEREFORE, pursuant to the terms of the Nebraska Condominium 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 4308, the right to the exclusive use and possession of P-2133, as a Limited Common Element, which right shall be appurtenant to and serve exclusively said Condominium Unit 4308. No other Unit Owners have any right to the use or possession of P-2133.

2. The right to the use and possession of P-2133 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-2133 is assigned by this Declaration.

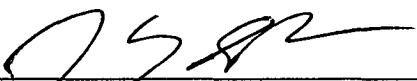
3. A copy of this Declaration of Assignment and Transfer of Parking Space and Amendment to Declaration of Condominium shall be lodged with the Board of Directors of the Midtown Crossing Building 200 Condominium Association, Inc.

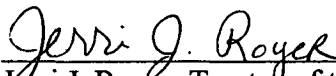
4. To the best of the knowledge of the parties hereto, said transfer of P-2133 to Unit 4308, does not change the parties' respective percentage ownership in the common elements.

TRANSFEROR

TRANSFeree

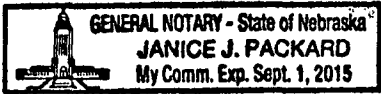
EAST CAMPUS REALTY, LLC.

By: 
Printed Name: Joseph T. Schmidt
Title: Vice President – Operations


Jerri J. Royer, Trustee of the Jerri J. Royer
Revocable Trust Under Agreement dated the
16th of November, 2012 or her successor

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the 25th (JP) day of August, 2015 by Joseph T. Schmidt, Vice President - Operations of East Campus Realty, LLC, a Nebraska limited liability company, Transferor.

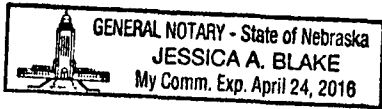


Janice J. Packard
Notary Public, State of Nebraska

My Commission Expires: 9-1-15

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the 20th day of August, 2015 by Jerri J. Royer, Trustee of the Jerri J. Royer Revocable Trust Under Agreement dated the 16th of November, 2012 or her successor, Transferee.



Jessica A. Blake
Notary Public, State of Nebraska

My Commission Expires: April 24, 2016

CONSENT AND RELEASE OF SECURITY INTEREST

Mutual of Omaha Insurance Company, the Beneficiary under that certain Deed of Trust, Security Agreement, Assignment of Leases and Rents and Fixture Filing ("Deed of Trust") executed by East Campus Realty, LLC for the benefit of Mutual of Omaha Insurance Company, recorded in the Mortgage Records in the office of the Register of Deeds of Douglas County, Nebraska, on December 3, 2010, as Instrument No. 2010115066, does consent to the above assignment and transfer and does release its security interest, by or through the Deed of Trust, in the Parking Space set forth above, but only as to such Parking Space.

MUTUAL OF OMAHA INSURANCE
COMPANY

By: *David A. Diamond*
Printed Name: David A. Diamond
Title: EVP, CFO and Treasurer
Date: August 31, 2015

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on August 31, 2015, by David A. Diamond, EVP, CFO and Treasurer of Mutual of Omaha Insurance Company.

Monica L. Welna
Notary Public, State of Nebraska

My Commission Expires: 6/30/18

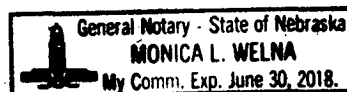


EXHIBIT A

PARCEL 1: [Here insert legal description used in deed to Unit Owner]

Unit 4308, together with appurtenant Parking Space G-2132, and together with appurtenant Storage Space 4315.13, Midtown Crossing Building 200 Condominium, a condominium organized and existing under the laws of the State of Nebraska, Douglas County, Nebraska.

PARCEL 2: THE EXCLUSIVE RIGHT TO THE USE OF PARKING SPACE P-2133, A LIMITED COMMON ELEMENT AS DELINEATED ON THE SURVEY ATTACHED TO THE DECLARATION AFORESAID RECORDED AS DOCUMENT 2010012980, OFFICIAL RECORDS, DOUGLAS COUNTY, NEBRASKA.