

## ASSIGNMENT OF CONCURRENT USE PERMIT

THIS ASSIGNMENT OF CONCURRENT USE PERMIT (this "Assignment") is dated as of December, 17 2015, and is entered into by and between Mark W. Lambert ("Assignor"), and BlueStone Flats, LLC., a Minnesota liability company ("Assignee").

A. Assignor is the holder of that certain Concurrent Use Permit for a parking lot drive aisle in the right of way of Elizabeth Street, through Ordinance 10411, as approved by the City Council of Duluth, Minnesota on October 12, 2015 (the "Permit"), a copy of which is attached hereto as Exhibit A and incorporated herein by this reference; and

B. Assignor desires to assign to Assignee all of Assignor's right, title and interest in and under the Agreement; and Assignee desires to accept such assignment and assume all of Assignor's duties and obligations thereunder;

NOW, THEREFORE, in consideration of the foregoing and other good and valuable consideration, receipt of which is hereby acknowledged, Assignor and Assignee agree as follows:

1. Assignor assigns, transfers and sets over to Assignee all of Assignor's right, title and interest in and under the Permit;

2. Assignee hereby accepts such assignment and assumes and agrees to perform all of Assignor's duties and obligations arising under the Permit.

IN WITNESS WHEREOF, the parties hereto have caused this Assignment to be executed as of the day and year first above written.

**ASSIGNOR**

 12/17/15

Mark W. Lambert

Date

**ASSIGNEE**

**BlueStone Flats, LLC., a Minnesota limited liability company**

 12/17/15

Mark W. Lambert

Date

President