



BK 1403 PG 140-142



MISC 2001 16446

RIGHT TO RECORD  
REGISTERED RECORDS  
RECORDS SECTION

01 OCT 15 PM 12:47

RECEIVED

[This Space Above Line is for Recording Data]

**ASSIGNMENT AND ASSUMPTION OF DECLARANT RIGHTS  
PURSUANT TO THE DECLARATION OF  
COVENANTS CONDITIONS AND RESTRICTIONS  
FOR FIRE RIDGE ESTATES IN  
DOUGLAS COUNTY, NEBRASKA**

This Assignment is entered into by and between The Fire Group Partnership, a Nebraska general partnership ("Assignor"), and Fire-Omaha, LLC, a Kansas limited liability company ("Assignee").

WHEREAS, Assignor is the "Declarant" under that certain Declaration of Covenants, Conditions and Restrictions dated January 12, 2001, and recorded January 16, 2001, in Book 1365 at Page 645 of the Miscellaneous Records of Douglas County, Nebraska, against the following described real property, to-wit:

Lots 1 through 323, inclusive, and Outlots A, B, C, D and E, in FIRE RIDGE ESTATES, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska (hereinafter referred to as the "Declaration").

WHEREAS, Assignor agrees to assign and Assignee agrees to assume Assignor's rights, obligations and duties under the Declaration.

NOW, THEREFORE, the parties agree:

1. Assignor hereby assigns to Assignee all of its rights, obligations and duties as Declarant under the Declaration.
2. Assignee hereby assumes all of Assignor's rights, obligations and duties as Declarant under the Declaration arising after the date hereof.
3. Accordingly, Assignee is hereby the Declarant under the Declaration effective immediately.

IN WITNESS WHEREOF, the undersigned have caused these presents to be executed on the day and year set forth below.

Misc. *d*  
 FEE 179.00 FB 00-12-134  
 3 BKP \_\_\_\_\_ C/O \_\_\_\_\_ COMP *Y*  
 328 DEL \_\_\_\_\_ SCAN *CR* FV \_\_\_\_\_

v 9774

#167

ASSIGNOR:

THE FIRE GROUP PARTNERSHIP, a  
Nebraska general partnership,

By: [Signature]  
Laura Lasher, General Partner

By: [Signature]  
Shaune Miller, General Partner

P. J. MORGAN REAL ESTATE COMPANY,  
a Nebraska corporation, as Temporary Receiver,

By: [Signature]  
Walt Puffer, Agent Receiver for  
The Fire Group Partnership

ASSIGNEE:

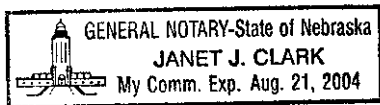
FIRE-OMAHA, LLC, a Kansas limited liability  
company,

By: [Signature]  
Bradley Fire, Member

STATE OF NEBRASKA    )  
                                  )ss.  
COUNTY OF DOUGLAS    )

Before me, a notary public, in and for said county and state, personally came Laura Lasher, general partner of The Fire Group Partnership, a Nebraska general partnership, known to me to be the identical person who executed the above instrument and acknowledged the execution thereof to be her voluntary act and deed and the voluntary act and deed of said partnership.

Witness my hand and Notarial Seal this 15 day of October, 2001.

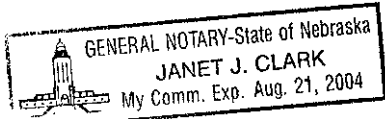


[Signature]  
Notary Public

STATE OF NEBRASKA     )  
  )ss.  
COUNTY OF DOUGLAS    )

Before me, a notary public, in and for said county and state, personally came Shaune Miller, general partner of The Fire Group Partnership, a Nebraska general partnership, known to me to be the identical person who executed the above instrument and acknowledged the execution thereof to be her voluntary act and deed and the voluntary act and deed of said partnership.

Witness my hand and Notarial Seal this 15 day of October, 2001.

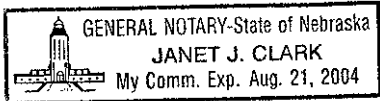


Janet J. Clark  
Notary Public

STATE OF NEBRASKA     )  
  )ss.  
COUNTY OF DOUGLAS    )

Agent Before me, a Notary Public qualified for said County and State, personally came Walt Peffer, on behalf of P. J. Morgan Real Estate Company, acting as Temporary Receiver for The Fire Group Partnership, a Nebraska general partnership, 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 general partnership.

WITNESS my hand and Notary Seal on this 15 day of October 2001.

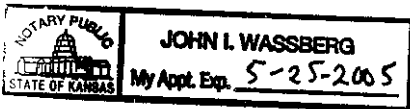


Janet J. Clark  
Notary Public

STATE OF KANSAS         )  
  )ss.  
COUNTY OF JOHNSON    )

Before me, a notary public, in and for said county and state, personally came Bradley Fire, Member and manager of Fire-Omaha, LLC, a Kansas limited liability company, 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 limited liability company.

Witness my hand and Notarial Seal this 12th day of October, 2001.



John I. Wassberg  
Notary Public