

FILED SARPY CO. NE.
INSTRUMENT NUMBER
2006-35913

2006 OCT 18 P 4: 12 8

Sharon J. Dowling
REGISTER OF DEEDS

COUNTER W 6.E. D
VERIFY W+P D.E. P
PROOF LM
FEES \$ 274.50
CHECK # _____
CHG. SEC CASH _____
REFUND _____ CREDIT _____
SHORT _____ NCR _____
Stamped copy

**REVOCABLE ASSIGNMENT AND ASSUMPTION OF
DECLARANT RIGHTS AND NOTICE**

BOYER YOUNG EQUITIES V, L.L.C., the Declarant of that certain Declaration of Covenants, Conditions and Restrictions of Stonecrest, a Subdivision in Sarpy County, Nebraska, covering the following described Property, to-wit:

Lots 15 thru 17, inclusive, and Lots 63 thru 73, inclusive, and Lots 209 thru 226, inclusive, and Lots 270 thru 293, inclusive, and Lots 296 thru 310, inclusive, and Outlots "A", "C" and "D", Meridian Park; Lots 1 and 2, and Outlot "A", Meridian Park Replat One, being a replat of Lots 294 and 295, Meridian Park; and, Lots 1 thru 253, inclusive, and Outlot "A", Meridian Park Replat Two, being a replat of Lots 1-14, inclusive, and Lots 18 thru 62, inclusive, and Lots 74 thru 208, inclusive, and Lots 227 thru 269, inclusive, and Outlot "B", Meridian Park; all as surveyed, platted and recorded in Sarpy County, Nebraska.

Lots 1 thru 13, inclusive, and Lots 16 thru 25, inclusive, and Lots 27 thru 31, inclusive, and Lots 43 thru 55, inclusive, and Lots 61 thru 63, inclusive, and Lots 66 thru 167, inclusive, and Lot 182, and Lot 183, and Outlots "C" and "D", all in Stonecrest; Lots 1 thru 27, inclusive, Stonecrest Replat One; Lots 1 thru 17, inclusive, Stonecrest Replat Two; Lots 1, 2, and Outlots "A" and "B", Stonecrest Replat Three; all as surveyed, platted, and recorded in Sarpy County, Nebraska.

recorded of record at Instrument Number 2005-25459 in the office of the Register of Deeds of Sarpy County, Nebraska, and any amendments, restatements and/or annexations thereto (hereinafter the "Declaration") does hereby assign all of its status, right, title and interest as the Declarant therein to HearthStone Homes, Inc., effective as of the 19 day of July 2006, subject only to revocation by Boyer Young Equities V, L.L.C. in the event of any breach by HearthStone Homes, Inc. of the separate agreement by and between Boyer Young Equities V, L.L.C. and HearthStone Homes, Inc., and Hearthstone Homes, Inc., by this instrument, does hereby assume all rights, responsibilities and duties pursuant to the Declaration.

Dated this 17 day of OCTOBER 2006.

DECLARANT:
BOYER YOUNG EQUITIES V, L.L.C.,
a Nebraska Limited Liability Company

By: _____

Timothy W. Young
Timothy W. Young
Managing Member

See ME

2006-35913A

HEARTHSTONE HOMES, INC.:

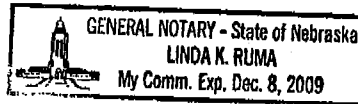
By: [Signature]
John J. Smith, President

STATE OF NEBRASKA)
)ss.
COUNTY OF SARPY)

The foregoing instrument was acknowledged before me, a Notary Public in and for said state and county, this 17 day of October 2006 by Timothy W. Young of Boyer Young Equities V, L.L.C., a person known to me who acknowledged the same to be his/her voluntary act and deed on behalf of said entity.

[Signature]
Notary Public

STATE OF NEBRASKA)
)ss.
COUNTY OF SARPY)



The foregoing instrument was acknowledged before me, a Notary Public in and for said state and county, this 17th day of October 2006 by John J. Smith as President of HearthStone Homes, Inc., a person known to me who acknowledged the same to be his voluntary act and deed on behalf of said entity.

[Signature]
Notary Public

