

FILED SARPY CO. NE.
INSTRUMENT NUMBER
2001-34586
2001 OCT 23 A 11:55 AM

Sharon [Signature]
REGISTER OF DEEDS

Counter ML ST
Verify ML ST
D.E. fw
Proof D
Fee \$ 112.50
Ok Cash Chg
6434
stamp
copy

ASSIGNMENT AND ASSUMPTION OF DECLARANT RIGHTS AND NOTICE

Tregaron Limited Partnership, a Nebraska limited partnership, the successor-in-interest to the Declarant of that certain Declaration of Covenants, Conditions and Restrictions of Tregaron, a Subdivision in Sarpy County, Nebraska, covering the following described Property, to-wit:

See Exhibit "A" attached hereto and incorporated herein by this reference.

recorded of record at Instrument No. 96-09901 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 successor-in-interest to Declarant therein to Boyer Young Development Co., a Nebraska corporation, effective as of the 23rd day of October 2001, and Boyer Young Development Co., a Nebraska corporation, does hereby assume all rights, responsibilities and duties pursuant to the Declaration.

Dated this 23rd day of October 2001.

Tregaron Limited Partnership, a Nebraska limited partnership, DECLARANT:

By: [Signature]
Charles G. Smith, General Partner

Boyer Young Development Co., a Nebraska corporation, Assignee:

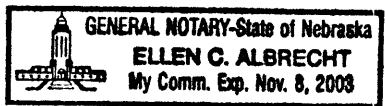
By: [Signature]
~~Mark W. Boyer~~ President
Timothy W. Young

STATE OF NEBRASKA)
)
COUNTY OF DOUGLAS)

ss.

The foregoing instrument was acknowledged before me, a Notary Public in and for said state and county, this 23rd day of October 2001 by Charles G. Smith, General Partner of Tregaron Limited Partnership, a Nebraska limited partnership, a person known to me who acknowledged the same to be his voluntary act and deed on behalf of said limited partnership.

[Signature]



SEC

2001-34586B

EXHIBIT 'A'

Lots 1 through 108, inclusive, Lots 110 through 129, inclusive, Lots 133 through 148, inclusive, and Lots 197 through 244, inclusive, all in Tregaron, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska;

Lots 1, 2, and 3 Tregaron Replat 3, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska.