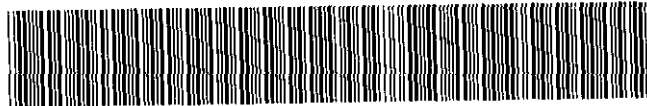


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JUL 26 2004 14:36 P 2

Received - RICHARD TAKECHI
Register of Deeds, Douglas County, NE
7/26/2004 14:36:46.08



2004098733

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

IDA STREET, L.L.C., the Declarant of that certain Declaration of Covenants, Conditions and Restrictions of Deerwood, a Subdivision in Douglas County, Nebraska, covering the following described Property, to-wit:

Lots ^{20, 36 & 4} 3 thru 164, inclusive, Deerwood; and, Lots 1 thru 14, inclusive, Deerwood Replat 1, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska

recorded of record at Instrument No. 2004 - 098 730 in the office of the Register of Deeds of Douglas 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 30 day of July 2004, subject only to revocation by Ida Street, L.L.C. in the event of any breach by HearthStone Homes, Inc. of the separate agreement by and between Ida Street, 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 23rd day of July 2004.

IDA STREET, L.L.C., DECLARANT,
Assignor:

By: Barbara Udes Shaw
Barbara Udes Shaw, Manager

HEARTHSTONE HOMES, INC., Assignee:

By: John J. Smith
John J. Smith, President

FULLENKAMP, DOYLE & JOBEAU
11440 WEST CENTER ROAD
OMAHA, NEBRASKA 68144-4482

misc 9
FEE 96.00 FB 04-08803
2 BKP _____ C/O _____ COMP. _____
DEL _____ SCAN _____ *tv*
(77)

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 26th day of July 2004 by Barbara Udes Shaw, as Manager of Ida Street, 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.

Jana L McDonald
Notary Public

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 23 day of July 2004 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.

Cheryl McKenzie
Notary Public

