

FILED SARP CO. NE.  
INSTRUMENT NUMBER  
2008-29945  
2008 OCT 30 P 3:53 PM

REGISTER OF DEEDS

COUNTER ah C.E. ah  
VERIFY ah D.E. ah  
PROOF ah  
FEES \$ 110.00  
CHECK # \_\_\_\_\_  
CHG \_\_\_\_\_ CASH 110.00  
REFUND \_\_\_\_\_ CREDIT \_\_\_\_\_  
SHORT \_\_\_\_\_ NCR \_\_\_\_\_

**ASSIGNMENT OF DECLARATION  
OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS  
OF EAGLE CREST, A SUBDIVISION IN SARP COUNTY, NEBRASKA**

This Assignment of Declaration is made as of this 25 day of August, 2008, by EAGLE CREST DEVELOPMENT, L.L.C., a Nebraska limited liability company (the "Declarant"). Declarant does hereby transfer and assign to EAGLE CREST HOMEOWNERS ASSOCIATION, a Nebraska not-for-profit corporation (the "Association"), all of its right, title and interest in and to those certain Declarations for Eagle Crest, a subdivision in Sarpy County, Nebraska (collectively the "Declaration"), as follows: (i) dated October 18, 1996, and any amendments thereto, covering the following property:

Lots 1 through 31, inclusive, and Lots 33 through 106, inclusive, Eagle Crest, a subdivision, as surveyed, platted and recorded in Sarpy County, Nebraska;

and recorded in the office of the Register of Deeds of Sarpy County, Nebraska, as Instrument No. 96-021427; and (ii) dated August 16, 2000, and any amendments thereto, covering the following property:

Lots 107 through 201, inclusive, Eagle Crest, a subdivision, as surveyed, platted and recorded in Sarpy County, Nebraska;

and recorded in the office of the Register of Deeds of Sarpy County, Nebraska, as Instrument No. 2000-20914. ***Declarant hereby reserves all of its rights as to such lots covered by the above-identified Declarations as have not been improved and/or that are still owned by the Declarant as of the date of this Assignment. The purpose of this reservation is to allow Declarant to provide approval on any homes that have not yet been built at the time of the filing of this Assignment. Upon the sale of such lots and the completion of such improvements, such improved lots shall be subject to this Assignment.***

Declarant hereby warrants and represents that its interest in the Declaration identified above has not been previously assigned to an association and that the Declaration is in full force and effect.

By its acceptance of this Assignment of Declaration, the Association assumes all of the Declarant's liability under the Declaration and agrees to promptly perform all of the obligations and covenants imposed on Declarant under the Declaration.

EAGLE CREST DEVELOPMENT, L.L.C., a Nebraska  
limited liability company,

EAGLE RIDGE DEVELOPMENT COMPANY, a  
Nebraska corporation, Member

By

Michael F. Rogers  
Michael F. Rogers, President

29945

2008 29945A

SOUTH SARPY INVESTMENTS, INC., a  
Nebraska corporation, Member

By

Floyd D. East  
Floyd D. East, President

STATE OF NEBRASKA )  
 ) ss.:  
COUNTY OF DOUGLAS )

The foregoing instrument was acknowledged before me this 11th day of August, 2008, by Michael F. Rogers, President of Eagle Ridge Development Company, a Nebraska corporation, on its behalf, as a Member of Eagle Crest Development, L.L.C., a Nebraska limited liability company, on behalf of the limited liability company.

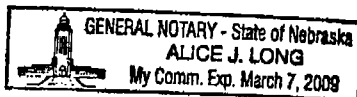
Alice J. Long  
Notary Public



STATE OF NEBRASKA )  
 ) ss.:  
COUNTY OF DOUGLAS )

The foregoing instrument was acknowledged before me this 11th day of August, 2008, by Floyd D. East, President of South Sarpy Investments, Inc., a Nebraska corporation, on its behalf, as a Member of Eagle Crest Development, L.L.C., a Nebraska limited liability company, on behalf of the limited liability company.

Alice J. Long  
Notary Public



ACCEPTANCE

EAGLE CREST HOMEOWNERS ASSOCIATION hereby assumes all of the Declarant's liability under the Declaration and agrees to promptly perform all of the obligations and covenants imposed upon the Declaration under the Declaration. Each of the members represent that at the time of this acceptance of appointment, they are residents of Eagle Crest.

EAGLE CREST HOMEOWNERS ASSOCIATION,  
a Nebraska not-for-profit corporation,

By

R.P. Garibini

By

Thomas J. De