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Received - DIANE L. BATTIATO Register of Deeds, Douglas County, NE

ASSIGNMENT OF DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS OF STONE CREEK, A SUBDIVISION IN DOUGLAS COUNTY, NEBRASKA

This Assignment of Declaration is made as of this 8th day of September by HORGAN DEVELOPMENT COMPANY, a Nebraska corporation (the "Declarant"). Declarant does hereby transfer and assign to STONE CREEK HOMEOWNERS ASSOCIATION, a Nebraska not-for-profit corporation (the "Association"), all of its right, title and interest in and to the certain Declaration for Stone Creek, a subdivision in Douglas County, Nebraska (the "Declaration"), dated December 8, 1999, and any amendments thereto, covering the following property:

> Lots 13 through 540, inclusive, Stone Creek, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska;

NOW KNOWN AS:

Lots 15 through 45, inclusive, and 48 through 540, inclusive, Stone County, Nebraska; Lot 1, Stone Creek Replat 2, a subdivision, as -03-3708 4 surveyed, platted and recorded in Douglas surveyed, platted and recorded in Douglas County, Nebraska; and Lot 1, Stone Creek Replat Five, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska; > 23-37101

and recorded in the office of the Register of Deeds of Douglas County, Nebraska, in Miscellaneous Records at Book 1319, Page 416. Declarant hereby reserves all of its rights as to such lots covered by the above-identified Declaration as have not been improved 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 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.

PANSING HOGAN ERNST & BACHMAN LLP 10250 Regency Circle, Suite 300 Omaha, NE 68114-3728

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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.

STATE OF NEBRASKA

COUNTY OF DOUGLAS

) ss.:

GENERAL NOTARY - State of Nebraska ALICE J. LONG My Comm. Exp. March 7, 2017

HORGAN DEVELOPMENT COMPANY, a Nebraska corporation. The foregoing instrument was acknowledged before me this 2014, by Robert P. Horgan, President of HORGAN DEVELOPMENT COMPANY, a Nebraska corporation, on behalf of the corporation.

ACCEPTANCE

STONE CREEK 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 Stone Creek.

> STONE CREEK HOMEOWNERS ASSOCIATION, a Nebraska not-for-profit corporation.