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THIS ASSIGNMENT, made on the 21 day of September 1981, by MILL CREEK OF KANSAS, INC., a corporation duly organized and existing under and by virtue of the laws of the State of Kansas and authorized to do business in the State of Missouri (hereinafter referred to as "Trustee").

WITNESSETH:

WHEREAS, by a Homes Association Declaration to Brooktree dated August 11, 1972 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on August 14, 1972 in Book 1098 at Page 921; and by a Homes Association Declaration to Brooktree dated December 13, 1972 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on December 18, 1972 in Book 1111 at page 108; and by a Homes Association Declaration to Brooktree dated April 4, 1974 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on April 5, 1974 in Book 1151 at Page 273; and by a Homes Association Declaration to Brooktree dated September 17, 1976 in Book 1230, at Page 605; and by a Homes Association Declaration to Brooktree dated July 6, 1977, and recorded in the office of the Recorder of Deeds of Clay County, Missouri on July 13, 1977 in Book 1266 at Page 24; as amended by a Homes Association Declaration to Brooktree dated August 31, 1977 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on September 2, 1977 in Book 1273 at Page 499; and by a Homes Association Declaration to Brooktree dated June 18, 1979 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on June 22, 1979 in book 1358 at Page 785; as amended by a Homes Association Declaration to Brooktree dated August 18, 1980 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on August 19, 1980 in Book 1401 at Page 284, and specifically in Section 10 thereof, Trustee did reserve certain rights in and to itself as stated

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Therein as Temporary Trustee for The Brooktree Homes Association, Inc.; and

WHEREAS, by a Declaration of Restrictions to Brooktree dated August 11, 1972 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on August 14, 1972 in Book 1098, at Page 929; and by a Declaration of Restrictions to Brooktree dated December 13, 1972 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on December 19, 1972 in Book 1111 at Page 110; and by a declaration of Restrictions to Brooktree dated April 4, 1974 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on April 5, 1974 in Book 1151, at Page 275; and by a Declaration of Restrictions to Brooktree dated September 17, 1976 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on September 21, 1976 in Book 1230, at Page 602; and by a Declaration of Restrictions to Brooktree dated July 6, 1977 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on July 13, 1977 in Book 1266, at Page 21; as amended by a Homes Association Declaration to Brooktree dated August 31, 1977 and recorded in the Office of Recorder of Deeds of Clay County, Missouri on September 2, 1977 in Book 1273, at Page 496; and by a Declaration of Restrictions to Brooktree dated June 18, 1979 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on June 22, 1979 in Book 1358, at Page 782; as amended by a Declaration of Restrictions of Brooktree dated August 18, 1980 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on August 19, 1980, in Book 1401, at Page 281, and specifically in Section XIX

thereof, Trustee did reserve in and to itself certain rights of enforcement as more specifically set out therein; and

WHEREAS, Trustee now desires to assign, convey and transfer unto The Brooktree Homes Association, Inc. all of the rights, reservations and privileges heretofore reserved by it in the above-described documentation; and

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WHEREAS, The Brooktree Homes Association, Inc. is desirous of accepting such assignment from the Temporary Trustee, Mill Creek of Kansas, Inc.

NOW, THEREFORE, in consideration of the premises, the parties hereto agree as follows:

1. That all of the rights, reservations and privileges heretofore reserved by Trustee in Section 10 of the above-described Homes Association Declaration to Brooktree dated August 11, 1972 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on August 14, 1972 in Book 1098 at Page 921, and by a Homes Association Declaration to Brooktree dated December 13, 1972 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on December 18, 1972 in Book 1111 at Page 108, and by a Homes Association Declaration to Brooktree dated April 4, 1974 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on April 5, 1974 in Book 1151 at Page 273, and by a Homes Association Declaration to Brooktree dated September 17, 1976 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on September 21, 1976 in Book 1230, at Page 605, and by a Homes Association Declaration to Brooktree dated July 6, 1977 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on July 13, 1977 in Book 1266 at Page 24, as amended by a Homes Association Declaration to Brooktree dated August 31, 1977 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on September 2, 1977 in Book 1273 at Page 499, and by a Homes Association Declaration to Brooktree dated June 18, 1979 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on June 22, 1979 in Book 1358 at Page 785, as amended by a Homes Association Declaration to Brooktree dated August 18, 1980 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on August 19, 1980 in Book 1401 at Page 284, and those rights, reservations and privileges reserved by it in Section XIX of the Declaration of Restrictions to Brooktree dated August 11,

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1972 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on August 14, 1972 in Book 1098, at Page 929, and by a Declaration of Restrictions to Brooktree dated December 13, 1972 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on December 18, 1972 in Book 1111 at Page 110, and by a Declaration of Restrictions to Brooktree dated April 4, 1974 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on April 5, 1974 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on April 5, 1974 in Book 1151, at Page 275, and by a Declaration of Restrictions to Brooktree dated September 17, 1976 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on September 21, 1976 in Book 1230, at Page 602, and by a Declaration of Restrictions to Brooktree dated July 13, 1977 in Book 1266 at Page 21, as amended by a Homes Association Declaration to Brooktree dated August 31, 1977 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on September 2, 1977 in Book 1273, at Page 496, and by a

Declaration of Restrictions to Brooktree dated June 18, 1979 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on June 22, 1979 in Book 1358, at Page 782 as amended by a Declaration of Restrictions to Brooktree dated August 18, 1980 and recorded in the Office of the Recorder of Deeds of Clay County, Missouri on August 19, 1980, in Book 1401, at Page 281, are hereby assigned and conveyed to The Brooktree Homes Association, Inc.

2. That The Brooktree Homes Association, Inc. hereby accepts without reservation all of said rights, reservations and privileges herein conveyed to it by the said Trustee, Mill Creek of Kansas, Inc.

IN WITNESS WHEREOF, the parties have executed this Assignment the day and year first above written.

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SIGNATURE PAGE (SEE ORIGINAL DOCUMENT)