

ASSIGNMENT OF RELINQUISHED PROPERTY
CONTRACT

This Assignment and Assumption of Relinquished Property Contract (“Assignment”) is made this _____ day of _____, _____, between _____ (“Assignor,”) and Surety 1031 Exchange, Inc., an Ohio corporation (“Assignee”) under the following circumstances:

- A. Assignor and Assignee have entered into an Exchange Agreement dated _____ (the “Exchange Agreement”). Pursuant to the Exchange Agreement, Assignee, acting as a “qualified intermediary” as defined in Section 1.103(k)-1(g)(4) of the Internal Revenue Code and its Regulations, agreed sell Relinquished Property described in a certain _____, dated _____ (“Relinquished Property Contract”) between Assignor and _____ (“Relinquished Property Purchaser”).
- B. In order to effectuate the terms of the Exchange Agreement, Assignor desires to assign the Relinquished Property Contract to Assignee, and Assignee is willing to accept such assignment and to assume the Relinquished Property Contract, subject to the terms and conditions of the Exchange Agreement and this Agreement.
- C. Relinquished Property Purchaser is willing to cooperate with the parties in order to permit the exchange and, in particular is willing to agree to the limitations on the Assignee’s liability set forth below.

NOW THEREFORE, in consideration of the foregoing and to induce Assignee to serve as a qualified intermediary under Section 1031 of the Internal Revenue Code, the parties agree as follows:

- 1. Assignor assigns to Assignee all of Assignor’s right, title and interest in and to the Relinquished Property Contract. Assignee assumes and agrees to perform Assignor’s obligations under the Relinquished Property Contract.
- 2. Relinquished Property Purchaser has joined in the execution of the Assignment (a) to acknowledge the Relinquished Property Purchaser has been notified of the Assignment and (b) to agree to the limitations of Assignee’s liability as set forth in the preceding Paragraph.



Surety 1031 Exchange, Inc.
1010 Leader Building 526 Superior Avenue East
Cleveland, Ohio 44114-1401
216-589-8399 800-442-8399 Fax 216-589-4826

Dated as of the date first written above.

Assignor

Surety 1031 Exchange, Inc.

By: _____

Its: _____

Relinquished Property Purchaser



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