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09 NOV 10 AM 8:13

DAVID RAGAN &amp; KIMBERLY L. RAGAN

P.O. BOX 8294

SPRING CREEK, NV 89815

Assignor's Name and Address

MARK KITTREDGE &amp; BINNIE KITTREDGE

P.O. BOX 114

GLENHAVEN, CA 95443

Assignee's Name and Address

After recording, return to (Name, Address, Zip):

DAVID RAGAN &amp; KIMBERLY L. RAGAN

P.O. BOX 8294

SPRING CREEK, NV 89815

Until requested otherwise, send all tax statements to (Name, Address, Zip):

MARK KITTREDGE &amp; BINNIE KITTREDGE

P.O. BOX 114

GLENHAVEN, CA 95443

SPACE RESERVED  
FOR  
RECORDER'S USE

State of Oregon, County of Klamath

Recorded 11/10/03 8:13a mVol M03 Pg 83175

Linda Smith, County Clerk

Fee \$ 36.00 # of Pgs 1

## ASSIGNMENT OF CONTRACT and WARRANTY DEED

KNOW ALL BY THESE PRESENTS that the undersigned, hereinafter called the assignor, for the consideration hereinafter stated, has sold and assigned and hereby does grant, bargain, sell, assign and set over unto (WITHOUT RECOURSE OR INDEMNIFICATION), MARK N. KITTREDGE & BINNIE HECTOR KITTREDGE,

hereinafter called the assignee, and to assignee's heirs, successors and assigns, all of the vendor's right, title and interest in and to that certain contract for the sale of real estate dated 7/8/99, between

DAVID RAGAN & KIMBERLY L. RAGAN as seller and JAMES B. CUNNINGHAM & KARIN A. CUNNINGHAM (WHO TOOK TITLE AS KARIN A. DEUTSCH),

as buyer, which contract is recorded in the Records of KLAMATH County, Oregon, in book/reel/volume No. M01 at page 32877, and/or as fee/file/instrument/microfilm/reception No. \_\_\_\_\_ (indicate which),

reference to that recorded contract hereby being expressly made, together with all of the right, title and interest of the assignor in and to all moneys due and to become due thereon. The assignor also hereby conveys to the assignee the property described in the contract and the legal title thereto which is held to secure performance of the vendee's obligation created thereby. The assignor hereby expressly covenants and warrants to the assignee that the assignor is lawfully seized in fee simple of the vendor's interest in the real estate described in the contract of sale, free from all encumbrances except (if no exceptions, so state):

THOSE OF RECORD

and that assignor will warrant and forever defend the premises, and every part and parcel thereof, against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances. The unpaid principal balance of the purchase price thereof is not less than \$ 7836.54, with interest paid thereon to (date) 8/9/03. The contract is not in default, and no offset is claimed by the vendee (or vendee's assignor, if any).

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 5900.00. However, the actual consideration consists of or includes other property or value given or promised which is ☐ part of the ☒ the whole (indicate which) consideration. (The sentence between the symbols  $\Phi$ , if not applicable, should be deleted. See ORS 93.030.)

In construing this assignment, where the context so requires, the singular includes the plural and all grammatical changes shall be made so that this assignment shall apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the undersigned assignor has executed this assignment. If the undersigned is a corporation, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

DATED 10-28-03

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

David Ragan  
Kimberly L. Ragan

(WITHOUT RECOURSE OR INDEMNIFICATION)

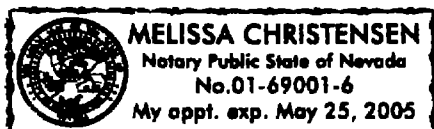
NEVADA

STATE OF ~~OREGON~~ NEVADA, County of CLATSOP ss.This instrument was acknowledged before me on October 28 2003  
by DAVID RAGAN & KIMBERLY L. RAGANThis instrument was acknowledged before me on October 28 2003

by \_\_\_\_\_

as \_\_\_\_\_

of \_\_\_\_\_

Notary Public for ~~Oregon~~ NEVADAMy commission expires 5-25-05

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