

**RELEASE OF
DEED RESTRICTION**
(North End Project-PF Deed)
Document Title

Document Number

**Release of Deed Restriction
(North End Project – PF Deed)**

THIS RELEASE, made as of this ____ day of _____, 2008 by City of Milwaukee, a Wisconsin municipal corporation (“City”) in order to provide for implementation of the North End Project within Tax Incremental District No. 48.

Whereas, City conveyed the real property legally described on the deed attached as **EXHIBIT “A”** (“Property”), to Pfister & Vogel Tanning Co., pursuant to a Deed dated December 7, 1951, recorded as Document No. 3076478 (the “Deed”); and

Whereas, the deed restrictions applicable to the Property (“Deed Restrictions”) are no longer necessary and are inconsistent with the implementation of the North End Project; and

Now, Therefore, City hereby releases the Deed Restrictions contained in the Deed which are applicable to the Property.

In Witness Whereof, the City of Milwaukee has caused this Release of Deed Restriction to be executed by its duly authorized representatives as of the day and date set forth above.

CITY OF MILWAUKEE

TOM BARRETT, Mayor

COUNTERSIGNED

W. MARTIN MORICS, Comptroller

RONALD D. LEONHARDT, City Clerk

Approved as to form, execution and content
As of this ____ day of _____, 2008.

Thomas O. Gartner, Assistant City Attorney

Recording Area

Name and Return Address

Parcel Identification Number (PIN)

STATE OF WISCONSIN)
)ss.
MILWAUKEE COUNTY)

Personally came before me this _____ day of _____, 2008, Tom Barrett, Mayor of the above-named municipal corporation, to me known to be the person who executed the foregoing instrument and to me known to be such Mayor of said municipal corporation, and acknowledged that he executed the foregoing instrument as such officer as the deed of said municipality, by its authority.

NOTARY PUBLIC, State of Wisconsin
My Commission Expires:_____

STATE OF WISCONSIN)
)ss.
MILWAUKEE COUNTY)

Personally came before me this _____ day of _____, 2008, Ronald D. Leonhardt, City Clerk of the above-named municipal corporation, to me known to be the person who executed the foregoing instrument and to me known to be such City Clerk of said municipal corporation, and acknowledged that he executed the foregoing instrument as such officer as the deed of said municipality, by its authority.

NOTARY PUBLIC, State of Wisconsin
My Commission Expires:_____

This instrument was drafted by:
Thomas O. Gartner
Assistant City Attorney
City of Milwaukee
City Attorney’s Office
State Bar No. 01003072

1050-2006-2113:133438

EXHIBIT A

3076478

CHD 2964 VOL 10

WISCONSIN RECORD - Incorporated by Corporation Act

Page 1 of 2

THIS INSTRUMENT, Made this 7th day of December, A. D. 1951, between City of Milwaukee, a municipal corporation duly organized and existing under and by virtue of the laws of the State of Wisconsin, located at Milwaukee, Wisconsin, party of the first part, and Priester & Vogel Tanning Co., party of the second part.

WITNESSETH, That the said party of the first part, for and in consideration of the sum of Twenty-seven Thousand and no. 000/100ths (\$27,000.00) Dollars to it paid by the said party of the second part, the receipt whereof is hereby confirmed and acknowledged, has given, granted, bargained, sold, rented, released, aliened, conveyed and confirmed, and by these presents does give, grant, bargain, sell, remise, release, alien, convey and confirm unto the said party of the second part, its successors and assigns forever, the following described real estate, situated in the City of Milwaukee, County of Milwaukee and State of Wisconsin, to-wit:

The Southwesterly One-half (1/2) of Lot numbered Eleven (11) and all of Lots numbered Twelve (12), Thirteen (13), and Fourteen (14), in Block numbered One Hundred Twenty-three (123), in the South East One-quarter (1/4) of Section numbered Twenty (20), Township numbered Seven (7) North, Range numbered Twenty-two (22) East and the South West One-quarter (1/4) of Section numbered Twenty-one (21), Township numbered Seven (7) North, Range numbered Twenty-two (22) East.

The City of Milwaukee reserving unto itself, its successors and assigns, all riparian rights, the purchaser however to repair, maintain, and/or replace existing dock walls, and subject to the following conditions and restrictions, which said conditions and restrictions are to be construed as running with the land:

1. Coal or other cargo shall not be delivered by boat requiring the opening of bridges over the Milwaukee River.
2. Ingress or egress to loading platforms shall be from East Lyon or East Pleasant Streets only.
3. The North Water Street frontage shall not be used for the parking, loading or unloading of trucks.
4. Coal stored upon the property must be placed under roof.
5. The development of this property will be generally in accordance with that certain plan dated June 5, 1951, and approved by the Board of Public Land Commissioners of September 12, 1951.

TOGETHER with all and singular the hereditaments and appurtenances thereto belonging or in any wise appertaining; and all the estate, right, title, interest, claim or demand whatsoever, of the said party of the first part, either in law or equity, either in possession or expectancy of, in and to the above bargained premises, and their hereditaments and appurtenances.

TO HAVE AND TO HOLD the said premises as above described with the hereditaments and appurtenances, unto the said party of the second part, and to its successors and assigns FOREVER.

AND THE SAID City of Milwaukee, party of the first part, for itself and its successors, does covenant, grant, bargain and agree to and with the said party of the second part, its successors and assigns, that at the time of the execution and delivery of these presents it is well seized of the premises above described, as of a good, sure, perfect, absolute and indefeasible estate of inheritance in the law, in fee simple, and that the same are free and clear from all incumbrances whatever, except zoning ordinances and recorded easements and restrictions, if any; and subject to all taxes, general or special, levied or assessed against said property from and after January 1, 1952;

and that the above bargained premises in the quiet and peaceable possession of the said party of the

3076478

310 464 11

second part, its successors and assigns, against all and every person or persons lawfully claiming the whole or any part thereof. It will forever WARRANT and DEFEND.

IN WITNESS WHEREOF, the said City of Milwaukee, party of the first part, has caused these presents to be signed by Frank P. Zeidler Mayor, and by Stanley J. Witkowski its City Clerk, and countersigned by Virgil H. Burleson its City Comptroller, of Milwaukee, Wisconsin, and its corporate seal to be hereunto affixed, this 7th day of December, A. D. 1951.

Signed and sealed in presence of
John Hanley
John Hanley
Notary Public
W. J. Walt

CITY OF MILWAUKEE
By Frank P. Zeidler Mayor
Stanley J. Witkowski City Clerk
COUNTERSIGNED
Virgil H. Burleson City Comptroller

STATE OF WISCONSIN,
MILWAUKEE COUNTY, } as

Personally came before me this 7th day of December, A. D. 1951,
Frank P. Zeidler Mayor, and
Stanley J. Witkowski City Clerk, and
Virgil H. Burleson City Comptroller,

of the above named municipal corporation, to me known to be the persons who executed the foregoing instrument and to me known to be such mayor, city clerk and city comptroller of said municipal corporation, and acknowledged that they executed the foregoing instrument as such officers of said municipal corporation, by its authority, and pursuant to resolution file No. 44631-a adopted by its Board of Directors on October 23, 1951.

(Notarial Seal)



W. J. Walt
Notary Public, Milwaukee County, Wis.
My commission expires March 30, A. D. 1952

Approved as to form and execution this
Alvin J. Kees
Attorney

Approved as to contents this
5 day of Dec, 1951
W. J. Walt



No. 3075470

CITY OF MILWAUKEE
a municipal corporation of the State of Wisconsin

Walter & Vogel, Title Insurance Co.

Warrantly Agent

REGISTRAR'S OFFICE
State of Wisconsin
Milwaukee County

Received for record this 14 day of Dec, 1951

A. D. 1951

at 2:30 o'clock P.M. and recorded in 10396 of Deeds as page 10

Charles H. ...
Register of Deeds

W. J. Walt
Notary Public
430 - 4th Street
Milwaukee, Wis.

17

REC-2421 399120 3076478