RELEASE OF DEED RESTRICTIONS (Part of Kinnic kinnic Parkway)

Document Number

Document Title

RELEASE OF DEED RESTRICTIONS

(Part of Kinnickinnic Parkway)

Recording Area

Name and Return Address

Aurora Healthcare Metro, Inc.

Parcel Identification Number (PIN)

This information must be completed by submitter: <u>document title, name & return address</u>, and PIN (if required). Other information such as the granting clauses, legal description, etc. may be placed on this first page of the document or may be placed on additional pages of the document. Note: Use of this cover page adds one page to your document and <u>\$2.00 to the recording fee</u>. Wisconsin Statutes, 59.517. WRDA 2/96

RELEASE OF DEED RESTRICTIONS (Part of Kinnickinnic Parkway)

THIS RELEASE, made as of this _____ day of _______, 2003 by and among the CITY OF MILWAUKEE, a Wisconsin municipal corporation, ("CITY") and AURORA HEALTHCARE METRO, INC., (d/b/a St. Luke's Medical Center") ("AURORA").

WITNESSETH:

WHEREAS, CITY conveyed the real property legally described on EXHIBIT "A" ("Property"), comprising portions of the Kinnickinnic Parkway, to Milwaukee County ("COUNTY") pursuant to Quit Claim Deeds dated November 12, 1936, recorded as Document No. 4111052, and November 8, 1954, recorded as Document No. 3370868; and

WHEREAS, COUNTY and AURORA have requested a release of park deed restrictions applicable to the Property ("Deed Restrictions"); and

WHEREAS, COUNTY leased the Property to St. Lukes Hospital for use as a parking lot in 1971, with CITY cooperation pursuant to Common Council Resolution File No. 70-1578; and

WHEREAS, COUNTY proposes to enter into a long-term Easement Agreement for the Property with AURORA, as operator of the St. Lukes Medical Center; and

WHEREAS, The Easement Agreement will allow AURORA to construct a parking structure, a material management facility, a subterranean utility duct bank, and an on-grade medical gasses storage area to serve the St. Lukes Medical Center; and

WHEREAS, COUNTY and AURORA also propose to enter into a Memorandum of Understanding pursuant to which AURORA will provide consideration to COUNTY for the grant of the Easement; and

WHEREAS, CITY and AURORA have executed a Letter Agreement providing for a donation to CITY in the form of a grant from Aurora to the Health Department of CITY in consideration for CITY'S release of the Deed Restrictions; and

NOW, THEREFORE, CITY hereby releases the Deed Restrictions and relinquishes its right of reverter with respect to the Property.

IN WITNESS WHEREOF, the parties above have caused this Release of Deed Restrictions to be executed by their duly authorized representatives as of the day and date set forth above.

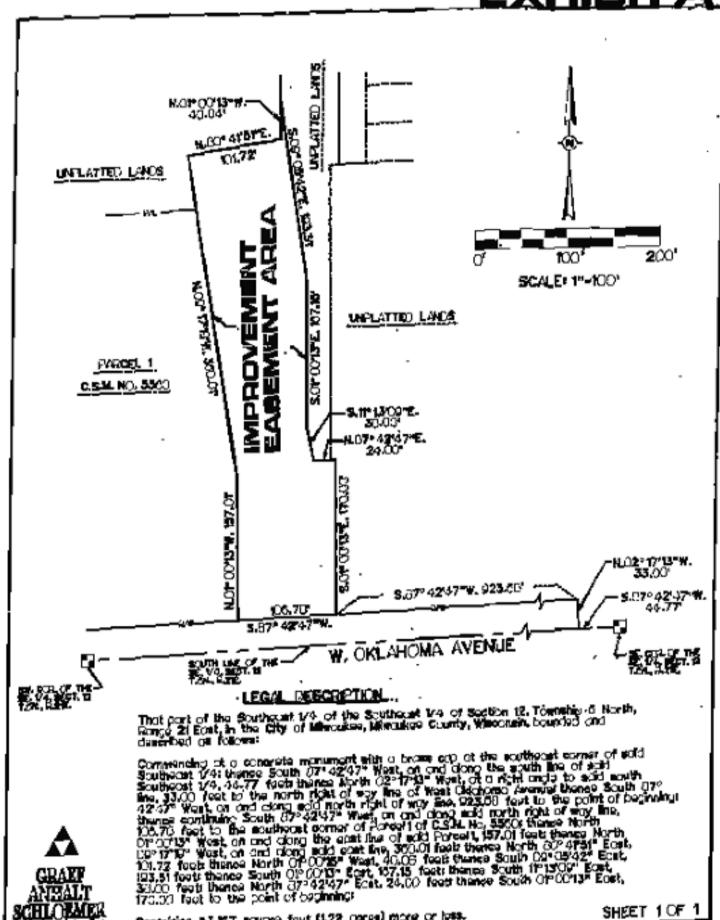
	CITY OF M	AILWAUKEE:	
COUNTERSIGNED:	Mayor		
	City Clerk		
Approved as to form, execution, and content as of this day of, 2003.			
Thomas O. Gartner Assistant City Attorney			
INC.	AURORA	HEALTHCARE	METRO,
	By:		
	Ita.		

STATE OF WISCONSIN))ss.		
MILWAUKEE COUNTY)		
Norquist, Mayor of the above executed the foregoing instruction	re-named mur rument and the ed that he exec	day of, 2003, 3, 2003, 3, day of, 2003, 3, day of, day of, 2003, 3, day of, day of, day of, day of, 2003, 3, day of, day of	on who inicipal
		NOTARY PUBLIC, State of Wisconsin My Commission Expires:	
STATE OF WISCONSIN MILWAUKEE COUNTY))ss.)		
Leonhardt, City Clerk of the who executed the foregoing i	above-named instrument and ed that he exec	day of, 2003, Ro municipal corporation, to me known to be the d to me known to be such City Clerk of said mucuted the foregoing instrument as such officer as the such of	person inicipal
		NOTARY PUBLIC, State of Wisconsin My Commission Expires:	
STATE OF WISCONSIN MILWAUKEE COUNTY))ss.)		
Personally came be	efore me th	is day of,	2003,
	erson who ex ion and ackno	of Aurora Healthcare secuted the foregoing instrument and to me know owledged that he executed the foregoing instrument by its authority.	n to be

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

EXHIBIT B AFFIDAVIT OF PUBLICATION

EXHIBITA



CHLOPAGE

Containing 53,157 equare feet (1,22 cores) more or less.

SHEET 1 OF 1