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PAID BY AMROCK



CUYAHOGA COUNTY FISCAL OFFICE

RELEASE OF DEED RESTRICTIONS

THIS RELEASE OF DEED RESTRICTIONS (this "**Release**") is made by the City of Cleveland, a municipal corporation organized under the laws of the State of Ohio ("**City**").

RECITALS

A. Pursuant to the authority of Ordinance No. 2427-A-78 passed by the Council of the City on January 8, 1979, and Resolution No. 036-79 adopted by the Board of Control of the City on January 16, 1979, the City conveyed to The Baltimore and Ohio Railroad Company by Official Deed dated June 26, 1980, and recorded on June 26, 1980, in Volume 15264, Page 107 of the Official Records of Cuyahoga County, Ohio (the "**Railroad Deed**") certain real property more fully described therein (the "**Railroad Property**").

B. Pursuant to the authority of Ordinance No. 1595-84 passed by the Council of the City on September 5, 1984, and Resolution No. 807-84 adopted by the Board of Control of the City on December 19, 1984, the City conveyed to The Sherwin-Williams Company by Official Deed dated July 1, 1985, and recorded on December 12, 1985, in Volume 85-6965, Page 37 of the Official Records of Cuyahoga County, Ohio (the "**Sherwin Deed**") certain real property more fully described therein (the "**Sherwin Property**").

C. The Railroad Deed and the Sherwin Deed (collectively, the "**Deeds**") contain certain rights, covenants, conditions, easements, and restrictions in favor of the City, including, without limitation, rights of re-entry and reverter, also referred to as a reversionary interest (collectively, the "**Deed Restrictions**"), and the City desires to terminate, extinguish, and forever release all of the Deed Restrictions by the terms of this Release.

NOW THEREFORE, the City hereby forever releases, and hereby terminates and extinguishes, all of the Deed Restrictions, and the City hereby forever releases the owner(s) of the Railroad Property and Sherwin Property, and their respective successors and assigns (collectively, the "**Owner**"), from the same and acknowledges that neither the Railroad Property nor the Sherwin Property has reverted to the City pursuant to the Deed Restrictions.

All costs and expenses incurred in connection with the escrow and the recording of this Release shall be paid by the Owner, and the City shall have no obligation in respect thereof.

This Release is supplementary to the Deeds. In the event of any inconsistency between the terms and conditions of this Release and the terms and conditions of the Deeds, the terms and conditions of the Release shall prevail.

This Release shall be governed by and construed in accordance with the laws of the State of Ohio.

The undersigned has executed this Release as of 6-8-2023, 2023.

THE CITY OF CLEVELAND

By:

Name: Tessa Jackson

Title: Director of Economic Development

STATE OF OHIO)
) SS:
COUNTY OF CUYAHOGA)

Before me a Notary Public in and for Cuyahoga County, Ohio, personally appeared Tessa Jackson, the Director of Economic Development of the City of Cleveland, who acknowledged that she did sign this document, and that the signing is his/her free act and deed as Director of Economic Development, and the free act and deed of the City of Cleveland. No oath or affirmation was administered with regard to this notarial act.

IN TESTIMONY, I have set my hand and official seal at Cleveland, Ohio, this 8th day of June, 2023.



STEPHANIE PHILLIBERT
Notary Public
State of Ohio
My Comm. Expires
May 22, 2026

[Signature]

Notary Public
My commission expires 05/22/2026

The instrument prepared by:

RICHARD BERTOVICH
Chief Assistant Director of Law
City of Cleveland
601 Lakeside Avenue
Cleveland, Ohio 44114