

RELEASE OF DEED RESTRICTION

WHEREAS, the Kenai Peninsula Borough conveyed the below described property to the City of Homer by quitclaim deed recorded at **Book 303, Page 614 in the Homer Recording District** pursuant to KPB Ordinance 98-42 on July 7, 2000:

Tract 2, Homer School Survey 1999 City Addition, According to Plat No. 2000-22 on file in the Homer Recording District, Third Judicial District, State of Alaska

WHEREAS, said conveyance instrument contained the following restriction:
"FURTHER SUBJECT TO the restriction that the site shall be owned in perpetuity by the City of Homer or its successor and be managed for the use and benefit of the general public"; and

WHEREAS, on November 25, 2014 the Kenai Peninsula Borough Assembly enacted Ordinance 2014-31 authorizing the release of said restriction.

NOW, THEREFORE, the GRANTOR, KENAI PENINSULA BOROUGH, an Alaska municipal corporation, whose address is 144 North Binkley Street, Soldotna, Alaska 99669, for the sum of one dollar (\$1.00) and other good and valuable consideration, receipt of which is hereby acknowledged, and pursuant to Assembly Ordinance 2014-31, enacted November 25, 2014, releases forever the GRANTEE, CITY OF HOMER, an Alaska municipal corporation, whose address is 491 East Pioneer Avenue, Homer, AK 99603, its successors and assigns, from the above-stated restriction on the use and ownership of the above described real property set forth in the quit claim deed recorded at Book 303, Page 614, Homer Recording District, Third Judicial District, State of Alaska.

Dated this ____ day of _____, 2014.

KENAI PENINSULA BOROUGH:

Mike Navarre, Mayor

ATTEST:

APPROVED AS TO FORM
AND SUFFICIENCY

Johni Blankenship
Borough Clerk

Holly B. Montague
Deputy Borough Attorney

NOTARY ACKNOWLEDGMENT

STATE OF ALASKA)
)ss.
THIRD JUDICIAL DISTRICT)

The foregoing instrument was acknowledged before me this _____ day of _____, 2014 by Mike Navarre, Mayor of the Kenai Peninsula Borough, an Alaska municipal corporation, for on behalf of the corporation.

Notary Public in and for Alaska
My commission expires: _____

Please return to: Kenai Peninsula Borough
Planning Department
144 North Binkley Street
Soldotna, Alaska 99669