

File 17-0917



RELEASE OF RESTRICTIVE COVENANT

The City of La Crosse hereby releases Restrictive Covenant filed on October 7, 1986 with the La Crosse County Register of Deeds as Document No. 983566 for the following parcel:

Lots 6, 7, 8, 9 and 10, Block 6 and the South 1/2 of the vacated alley lying North of said Lots; and Lots 5 and 11, Block 6 and the North 1/2 of the vacated alley lying South of said Lots and the vacated alley adjacent between said Lots; and the South 3 feet of Lots 4 and 12, Block 6 and the vacated alley between said lots, all in Warner's Subdivision of Lots Nos 1, 2 and 3 of Subd of N 1/2 of NW 1/4, Sec 4 T15R7W, City of La Crosse, La Crosse County, Wisconsin.

A copy of the recorded Restrictive Covenant is attached.

1697995

LACROSSE COUNTY REGISTER OF DEEDS CHERYL A. HCBRIDE

RECORDED ON 08/14/2017 03:11PM REC FEE: 30.00 EXEMPT #: PAGES: 3

Ord. 5016

#112

This space is reserved for recording data

Return to and drafted by:

CITY ATTORNEY 400 LA CROSSE STREET LA CROSSE, WI 54601

Parcel #17-20118-040

Dated this 14th day of August, 2017.

CITY OF LA CROSSE

Timothy Kabat

Timothy Kabat, Mayor

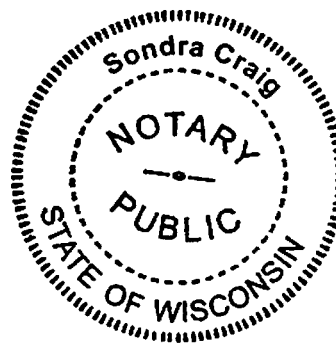
Teri Lehrke

Teri Lehrke, City Clerk

STATE OF WISCONSIN)) COUNTY OF LA CROSSE)

Personally came before me this 14th day of August, 2017 the above-named Timothy Kabat and Teri Lehrke, to me known to be the persons who executed the foregoing instrument and acknowledged the same.

Sondra Craig Notary Public, La Crosse County, WI My commission expires: 11/11/2017



983566

571991

VCL 773 PAGE 332
OCT 7 1986
RECORDED
AT 2:55 P M
DORIS L. PICHA
REGISTER OF DEEDS
La Crosse County, WI

RESTRICTIVE COVENANT

WHEREAS St. Francis Elder Care, Inc. is the owner of the following described real estate, and WHEREAS such real estate is currently zoned by the City of La Crosse as multiple dwelling and WHEREAS St. Francis Elder Care, Inc. has filed a petition asking the City of La Crosse to rezone the following described real estate from multiple dwelling to special multiple dwelling district (Sec. 15.07(F)), and WHEREAS St. Francis Elder Care, Inc. has solicited and obtained support for the aforementioned rezoning from neighboring property owners upon the representation that should the City of La Crosse act favorably upon St. Francis Elder Care, Inc.'s Petition for Rezoning, a restrictive covenant of the tenor hereafter described would be a condition of such rezoning.

NOW THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, St. Francis Elder Care, Inc., the owner of the following described property so long as such property carries the zoning of Special Multiple Dwelling District and shall run with the land such that it will have effect upon all successors of St. Francis Elder Care, Inc. Notwithstanding the provision of Section 15.07(F) entitled Special Multiple Dwelling District Regulations, the following described real estate of St. Francis Elder Care, Inc. shall be subject to the following limitations and conditions in use:

RESTRICTIVE COVENANT

- (a) The apartment building on this site will not exceed 29 apartment units.
- (b) The construction on this site will not exceed three stories in height.
- (c) The apartment units will be rented only to elderly and/or handicapped persons.

The provisions of this Restrictive Covenant are intended for the benefit of the City of La Crosse, its Boards, Administrators, enforcers and agents, and any person or legal entity directly affected and aggrieved by the use of the following described real estate owned by St. Francis Elder Care, Inc. The provisions of this Restrictive Covenant may be enforceable in any Court of general jurisdiction in La Crosse County and shall be subject to the equitable remedies of injunction. Nothing herein shall prevent the City of La Crosse or its enforcers from any other enforcement remedy provided by the zoning code of the City of La Crosse.

The real estate owned by St. Francis Elder Care, Inc. and to which this Restrictive Covenant applies is legally described as follows:

Warners Sub of Lots 1-2-3 of Subd of N 1/2 of NW 1/4 Sec 4-15-7 lots 5-6-7-8-9-10-11 & the S 3 ft of Lots 4 & 12, Block 6. Plus vacated alleys.

Dated this 29th day of September 1986.

Stewart W. Laird

Stewart W. Laird, President

Sr. Grace Clare Beznouz

Sr. Grace Clare Beznouz, Secretary

NOTARY

Subscribed and sworn before me this 7th day of October, 1986.

Lorene R. Miller

Notary Public

