

ASSIGNMENT OF
EASEMENT DEED AND AGREEMENT

This Assignment of Easement Deed and Agreement (this "Assignment") is made this _____ day of OCT 27 2004, 2004, by and between the STATE OF MARYLAND to the use of the Department of Natural Resources (hereinafter the "State") and THE MAYOR AND CITY COUNCIL OF BALTIMORE (hereinafter the "City").

WHEREAS, Harborview Limited Partnership No. 2 ("Harborview") conveyed to the State a Easement Deed and Agreement dated December 6, 2002, and recorded among the Land Records of Baltimore City in Liber 3154, folio 286 (hereinafter the "Easement"); and

WHEREAS, the Easement provides that the State may assign all its rights, title, and interest thereunder to the City, except those provisions which clearly enured only to the State and terminate upon assignment to the City; and

WHEREAS, the State agreed to deliver an assignment of the Easement to the City pursuant to a Purchase Agreement by and between the State and Harborview, approved by the Board of Public Works of the State of Maryland on August 7, 2002 and dated November 4, 2002; and


WHEREAS, the State desires to grant and convey said right, title, and interest in the Easement to the City and the City desires to accept an assignment of the State's right, title and interest in and to the Easement.

NOW THEREFORE, for the consideration of one dollar, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the State does hereby transfer, assign, and convey all its rights, title and interest in and to the Easement to the City, except those provisions which clearly enured only to the State and terminate upon assignment to the City.

The City hereby accepts this Assignment and agrees that the role of the State as grantee under the Easement shall terminate as of the date hereof.

IN WITNESS WHEREOF, the parties hereto have set their hand and seal as of the day and year first above written.

STATE OF MARYLAND to the use of
The Department of Natural Resources

By: 
STEPHEN S. HERSHEY, JR., Assistant
Secretary



Attest:

RECORDATION, PLEASE RETURN TO:

unlocated - No Exhibit

Approved as to form and legal sufficiency
this 27 day of October, 2004.

William C. Stebbins

Assistant City Solicitor

MAYOR AND CITY COUNCIL OF BALTIMORE

Michael P. Slay

Alternate Custodian of the City Seal

By:

Paul T. Graziano

PAUL T. GRAZIANO, Commissioner
Department of Housing and Community
Development

Approved as to form and legal sufficiency
this 8th day of October, 2004.

Sally A. Lowe

Sally A. Lowe, Assistant Attorney General

Approved by Board of Public Works of the State of
Maryland at a meeting held on the 7th day of
August, 2002. Item 31-RP

WITNESS:

Robert L. Ehrlich, Jr.
ROBERT L. EHRLICH, JR., Governor

Sheila C. McDonald

SHEILA C. McDONALD
Executive Secretary

William Donald Schaefer

WILLIAM DONALD SCHAEFER,
Comptroller

APPROVED BY BOARD OF ESTIMATES

Zenise W. Taylor OCT 27 2004

DEPUTY COMPTROLLER

Nancy K. Kopp

NANCY K. KOPP, Treasurer

STATE OF MARYLAND, COUNTY OF Anne Arundel, TO WIT:

I HEREBY CERTIFY, that on this 8th day of Oct., 2004, before me the subscriber, a Notary Public of the State of Maryland, personally appeared STEPHEN S. HERSHEY, JR, Assistant Secretary of the Department of Natural Resources the State of Maryland, known to me, or satisfactorily proven to be the person whose name is subscribed to the within instrument, who signed the same in my presence and acknowledged that he executed the same for the purposes therein contained and in the capacity therein stated.

AS WITNESS my hand and Notarial Seal.

Jan M. Leppland
Notary Public

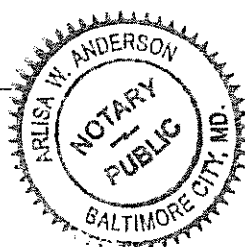
My Commission Expires: 9-1-05

STATE OF MARYLAND, ^{CITY} COUNTY OF BALTIMORE, TO WIT:

I HEREBY CERTIFY, that on this 2th day of OCTOBER, 2004, before me the subscriber, a Notary Public of the State of Maryland, personally appeared Paul T. Graziano, Commissioner, Department of Housing and Community Development of the City of Baltimore, known to me, or satisfactorily proven to be the person whose name is subscribed to the within instrument, who signed the same in my presence and acknowledged that he executed the same for the purposes therein contained and in the capacity therein stated.

AS WITNESS my hand and Notarial Seal.

Arlicia W. Anderson
Notary Public



My Commission Expires: 2-1-05

STATE OF MARYLAND, COUNTY OF _____, TO WIT:

I HEREBY CERTIFY, that on this _____ day of _____, 2004, before me the subscriber, a Notary Public of the State of Maryland, personally appeared ROBERT L. EHRLICH, JR. Governor, member of the Board of Public Works of the State of Maryland, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, who signed the same in my presence, and acknowledged that he executed the same for the purposes therein contained.

AS WITNESS my hand and Notarial Seal.

Notary Public

My Commission Expires: _____

STATE OF MARYLAND, COUNTY OF Anne Arundel, TO WIT:

I HEREBY CERTIFY, that on this 22nd day of Oct, 2004, before me the subscriber, a Notary Public of the State of Maryland, personally appeared WILLIAM DONALD SCHAEFER, Comptroller, member of the Board of Public Works of the State of Maryland, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, who signed the same in my presence, and acknowledged that he executed the same for the purposes therein contained.

AS WITNESS my hand and Notarial Seal.

Marion Boschert
Notary Public

Marion Boschert
NOTARY PUBLIC
Anne Arundel County, Maryland
My Commission Expires 12/01/07

My Commission Expires: _____

STATE OF MARYLAND, COUNTY OF Anne Arundel, TO WIT:

I HEREBY CERTIFY, that on this 22nd day of Oct, 2004, before me the subscriber, a Notary Public of the State of Maryland, personally appeared NANCY K. KOPP, Treasurer, member of the Board of Public Works of the State of Maryland, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, who signed the same in my presence, and acknowledged that she executed the same for the purposes therein contained.

AS WITNESS my hand and Notarial Seal.

Marian Roschert
Notary Public

Marian Roschert
Notary Public
Anne Arundel County, Maryland
My Commission Expires 12/01/07

My Commission Expires: _____

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THIS IS TO CERTIFY that the within instrument was prepared by or under the supervision of the undersigned Maryland attorney or by a party to this instrument.

Sally A. Lowe
Sally A. Lowe