

STATE OF MISSISSIPPI

FLOOD COUNTY

RELEASE OF RESTRICTIVE COVENANT

This DECLARATION made this ____ day of _____, 20____, by and between the city of **Floodville**, Mississippi, a municipal corporation existing in the State of Mississippi (Post Office Box **xxxx**, **Floodville**, Mississippi **xxxxx**) (the “City”) and _____ (referred to herein as the “Owner”), having an address of _____.

WITNESSETH:

WHEREAS, the Owner is the apparent record owner of all that real property located at _____ (herein referred to as the “Property”) in the city of **Floodville** in **Flood** County, Mississippi, designated in the Tax Records as Parcel No. _____, and having a street address of _____ and as more particularly described with a legal description in the Deed attached hereto as Exhibit “A” and incorporated by reference.

WHEREAS, the Owner previously executed a Declaration of Restrictive Covenant (Non-Conversion Agreement) filed in Deed Book _____ beginning on page number _____ in the Land Records of the Chancery Clerk of **Flood** County, **xxx** Judicial District, Mississippi for the purpose of flood damage prevention, with the intention that the Declaration shall hereafter run with the land and become applicable to the rights and obligations of the Owner and shall be binding on the Owner, his or her heirs, personal representatives, successors, and assigns.

WHEREAS, the Property has been altered such that one or more of the following has satisfied the conditions addressed by the restrictive covenants set forth in the Declaration. This has been confirmed by the city of **Floodville**’s Floodplain Administrator or his or her designee per a physical inspection of the property and the presentation of a properly completed FEMA Form 81-31 documenting the same.

- The lowest floor has been elevated by fill or other measures to or above the BFE plus freeboard.
- Applicable Federal and State laws and regulations and applicable City Ordinances have been modified in a manner which nullifies the effect of the

Restrictive Covenants previously recorded as set out above.

Other: _____.

THEREFORE, the restrictive covenant on this property as referenced above has been and herein is released.

IN WITNESS WHEREOF, the undersigned set their hands and seals this _____ day of _____, 20_____.

CITY OF **FLOODVILLE**, MISSISSIPPI

BY: _____
ITS REPRESENTATIVE

ATTEST:

CLERK

OWNER:

STATE OF MISSISSIPPI

FLOOD COUNTY

PERSONALLY CAME and appeared before me, the undersigned authority in and for the jurisdiction aforesaid on the _____ day of _____, 20_____, the within named _____, who acknowledged to me he/she/they are the owner(s) of the property referenced herein and that they signed, executed and delivered the above and foregoing instrument in writing on the date therein mentioned, having been first duly authorized so to act in such capacities as identified therein.

Signature

Signature

Signature

Signature

WITNESS my hand and official seal, this ____ day of _____, 20_____.

Notary Public

SEAL

PREPARED BY:

CITY OF FLOODVILLE

Department of Urban Development-Building Code Services

P. O. Box **XXXX**

Floodville, MS xxxxx

601-111-1111

RETURN COPIES TO:

CITY OF FLOODVILLE

Department of Urban Development-Building Code Services

P. O. Box **XXXX**

Floodville, MS xxxxx

601-111-1111

INDEXING INSTRUCTIONS: