

**RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:**

County of Contra Costa
Department of Conservation and Development
30 Muir Road
Martinez, CA 94553
Attention: Affordable Housing Program Manager

No fee document pursuant to
Government Code Section 27383 and 27388.1

THIS SPACE FOR RECORDERS USE ONLY

**TERMINATION AND RELEASE OF
REGULATORY AGREEMENT**
(Virginia Avenue Property)

This Termination and Release of Regulatory Agreement (the "Release"), dated as of December 31, 2019 and effective as of recordation, is made by the County of Contra Costa, a political subdivision of the State of California (the "County"). This Release pertains to that certain real property located at 903-919 Virginia Avenue in the City of Richmond, County of Contra Costa, State of California (the "Property") described in Exhibit A attached hereto, which exhibit is hereby incorporated herein by this reference.

WHEREAS, the County previously made a grant to Rubicon Programs Incorporated, a California nonprofit public benefit corporation ("Rubicon") in the amount of \$564,332 (the "Original Grant"). The Original Grant was secured in part by a Regulatory Agreement and Declaration of Restrictive Covenants by and between the County and Rubicon dated March 12, 2008, recorded in the official records against the Property on March 28, 2008 as instrument number 2008-0066594-00 (the "Original County Regulatory Agreement");

WHEREAS, pursuant to an Assignment, Assumption, and Consent Agreement of even date herewith among the County, Rubicon, and West County MHSA, LLC, a California limited liability company ("West County LLC"), the Original Grant has been assigned to and assumed by West County LLC;

WHEREAS, concurrently with the release of the Original County Regulatory Agreement in connection with the assumption of the Original Grant, and the making of a new grant to West County LLC by the County in the amount of \$1,175,000, the County and West County LLC will enter into a new regulatory agreement which will be recorded against the Property, restricting the occupancy of the improvements on the Property; and

WHEREAS, in order to cause the removal of the Original County Regulatory Agreement from the Property, the County has agreed to enter into this Release, as hereinafter set forth.

NOW, THEREFORE, the County hereby acknowledges and agrees that the Original County Regulatory Agreement is terminated and the County hereby releases the Property from the restrictions of the Original County Regulatory Agreement and directs that the Original County Regulatory Agreement be removed as an encumbrance on the Property.

signature on following page

IN WITNESS WHEREOF, the County hereby executes this Release as of the date first written above.

COUNTY:

County of Contra Costa, a political subdivision of the State of California

By: _____
Anna Roth
Health Services Director

EXHIBIT A

(Legal Description of the Virginia Property)

The land is situated in the State of California, County of Contra Costa, and is described as follows:

Lots 23, 24 and 25 in Block 46, as shown on the map of "Santa Fe", filed March 17, 1900, Map Book E, Page 102, Contra Costa County Records.

APN: 550-310-013

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA)
)
COUNTY OF CONTRA COSTA)

On _____, before me, _____, Notary Public, personally appeared _____, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify UNDER PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Name: _____
Notary Public