PROPERTY/PUBLIC: Authorizes the Red River, Atchafalaya, and Bayou Beouf Levee District to exchange property in Avoyelles Parish

AN ACT

To authorize and provide for the transfer of certain public property; to authorize the exchange of certain public property in Avoyelles Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

Notice of intention to introduce this Act has been published as provided by Article III, Section 13 of the Constitution of Louisiana.

Be it enacted by the Legislature of Louisiana:

Section 1. The board of commissioners of the Red River, Atchafalaya, and Bayou Boeuf Levee District, notwithstanding any other provision of law to the contrary, is hereby authorized and empowered to convey, transfer, assign, lease, or deliver any interest, excluding mineral rights, the district may have in and to all or any portion of the following described property to Wade Bordelon:

A certain tract or parcel of land, together with all buildings, improvements, right of ways, and privileges thereunto appertaining and being situated in Section 4, T1N-R6E, Avoyelles Parish, Louisiana and being more particularly described wit:

Proposed Tract 2

Point of COMMENCEMENT being a found ½" iron rod on the East bank of R.R.A.B.B. Levee District Borrow Pit at the Northwest corner of Proposed Tract 1; thence along the North boundary line of Proposed Tract 1, N89°29'23"E, a distance of 159.47 feet to a survey point from MML&H Survey; thence along the East boundary line of Proposed Tract 1, S18°20'06"W, a distance of 1538.86 feet to a survey point from MML&H Survey being the POINT OF BEGINNING; thence along the North boundary line of tract herein described, S27°00'36"E, a distance of 211.77 feet to a survey point from MML&H Survey; thence along the East boundary
line of tract herein described. S29°29'27"W, a distance of 103.83 feet to a survey point; thence along the South boundary line of tract herein described, N69°05'07"W, a distance of 127.30 feet to a survey point; thence along the East boundary line of R.R.A.B.B. Levee District property, N17°32'41"E, a distance of 245.00 feet back the POINT OF BEGINNING and containing 0.57 Acres +/- Said property being shown as Proposed Tract 2 on Plat Survey by Jared A. Couvillion, Professional Land Surveyor, dated June 6, 2018.

Section 2. In exchange for the above described Proposed Tract 2 in Section 1 of this Act, the board of commissioners of the Red River, Atchafalaya, and Bayou Boeuf Levee District, notwithstanding any other provision of law to the contrary, is hereby authorized and empowered to accept, in addition to any other consideration, delivery of title to all or any portion of the following described property from Wade Bordelon:

A certain tract or parcel of land, together with all buildings, improvements, right of ways, and privileges thereunto appertaining and being situated in Section 4, T1N-R6E, Avoyelles Parish, Louisiana and being more particularly described with:

Proposed Tract 1:

Point of BEGINNING being a found ½” iron rod on the East bank of R.R.A.B.B. Levee District Borrow Pit at the Northwest corner of tract herein described; thence along the North boundary line of tract herein described, N89°29'23"E, a distance of 159.47 feet to a survey point from MML&H Survey; thence along the East boundary line of tract herein described, S18°20'06"W, a distance of 1538.86 feet to a survey point from MML&H Survey; thence along the East boundary line of R.R.A.B.B. Levee District property the following 2 calls: N17°32'41"E, a distance of 1252.09 feet back to the POINT OF BEGINNING and containing 2.30 Acres +/- Said property being shown as Proposed Tract 1 on Plat of Survey by Jared A. Couvillion, Professional Land Surveyor, dated June 6, 2018.

Section 3. The Red River, Atchafalaya, and Bayou Beouf Levee District, is hereby authorized to enter into such agreements, covenants, conditions, and stipulations and to execute such documents as are necessary to properly effectuate any exchange, conveyance, transfer, assignment, lease, or delivery of title, excluding mineral rights, to the property described as Proposed Tract 2 in Section 1 of this Act, and as more specifically described in any such agreements entered into and documents executed by and between the Red River, Atchafalaya, and Bayou Beouf Levee District and Wade Bordelon.

Section 4. The board of commissioners of the Red River, Atchafalaya, and Bayou Boeuf Levee District, notwithstanding any other provision of law to the contrary, is hereby authorized and empowered to convey, transfer, assign, lease, or deliver any interest, excluding mineral rights, the district may have in and to all or any portion of the following described property to Cutoff Properties, LLC:
A certain tract or parcel of land containing approximately 120 acres and being the
West Half of the Northwest Quarter (W/2 of NW/4) and the Southeast Quarter of the
Northwest Quarter (SE/4 of NW/4) of Section 1, Township 1 South, Range 6 East,
Avoyelles Parish.

Section 5. In exchange for the above described tract in Section 4 of this Act, the
board of commissioners of the Red River, Atchafalaya, and Bayou Boeuf Levee District,
notwithstanding any other provision of law to the contrary, is hereby authorized and
empowered to accept, in addition to any other consideration, delivery of title to all or any
portion of the following described property, including all predial servitudes and rights of
way, from Cutoff Properties, LLC:

A 140 acre portion of the following described tract:
A certain tract or parcel of land with all timber, buildings and improvements thereon,
containing 200 acres, more or less, situated, lying and being in TIS, R6E, 7th Ward
of Avoyelles Parish, Louisiana, being the North Half of the Southwest Quarter, and
the Southwest Quarter of the Southwest Quarter of Section 29, and the North Half
of the Southeast Quarter of Section 30, bounded North by Heartwood Forestland
Fund VIII Limited Partnership, South and East by Heartwood Forestland Fund VIII
Limited Partnership and Red River, Atchafalaya and Bayou Boeuf Levee District and
West by Wayne Joseph Lemoine and Heartwood Forestland Fund VIII Limited
Partnership.

Section 6. The Red River, Atchafalaya, and Bayou Boeuf Levee District, is hereby
authorized to enter into such agreements, covenants, conditions, and stipulations and to
execute such documents as are necessary to properly effectuate any exchange, conveyance,
transfer, assignment, lease, or delivery of title, excluding mineral rights, to the property
described in Section 4 of this Act, and as more specifically described in any such agreements
entered into and documents executed by and between the Red River, Atchafalaya, and
Bayou Boeuf Levee District and Cutoff Properties, LLC.

Section 7. This Act shall become effective upon signature by the governor or, if not
signed by the governor, upon expiration of the time for bills to become law without signature
by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
vetoed by the governor and subsequently approved by the legislature, this Act shall become
effective on the day following such approval.
DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 446 Engrossed 2022 Regular Session Deshotel

Authorizes the exchange of certain property in Avoyelles Parish between the Red River, Atchafalaya, and Bayou Boeuf Levee District and private landowners. Provides for the reservation of mineral rights.

Effective upon signature of governor or lapse of time for gubernatorial action.