

Regular Session, 2011

HOUSE BILL NO. 459

BY REPRESENTATIVE ABRAMSON

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

PUBLIC LANDS/STATE: Provides for the exchange of property in Orleans Parish

1 AN ACT

2 To authorize and provide for the transfer of certain state property; to authorize the transfer
3 of certain state property in Orleans Parish; to provide for the property description;
4 to provide for reservation of mineral rights; to provide terms and conditions; to
5 provide an effective date; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. The commissioner of the division of administration on behalf of the state
8 of Louisiana, notwithstanding any other provision of the law to the contrary, is hereby
9 authorized and empowered to convey, sell, transfer, or assign and deliver to any and all
10 interest, excluding mineral rights, the state may have to the following described property to
11 the Deutsches Haus, Inc.:

12 Situated in the Third District of the City of New Orleans on the right bank of Bayou
13 St. John; six (6) lots of ground acquired in two different transactions (plan by de
14 L'isle referenced), containing +/- 4.64 acres, according to records on file in this
15 office.

16 Act passed before Joseph Dewey Taylor June 29, 1883 (transaction 1).

17 Lot One (1) measures about one hundred and twenty-five feet front on Bayou
18 St. John one hundred and nineteen feet in the rear, about three hundred and ninety
19 feet on the side dividing it from Lot Two (2) and about three hundred and seventy
20 feet on the other side.

21 Lot Two (2) measures about one hundred and twenty-nine feet front on said
22 Bayou St. John, one hundred and twenty-six wide in the rear, about three hundred
23 and ninety feet deep on the line of division from Lot One (1), and about three
24 hundred and sixty feet on the line of division from Lot Three (3).

25 Lot Three (3) measures about one hundred and fifteen feet front on said
26 Bayou St. John, about one hundred and five feet six inches and two lines in the rear,
27 about three hundred and sixty feet deep on the line of division from Lot Two (2) and
28 about three hundred and five feet on a line of division from Lot Four (4).

29 Act passed before James Fahey October 03, 1891 (transaction 2).

30 Lot Four (4) measures about one hundred and fifteen feet front on said Bayou
31 St. John, about one hundred and five feet six inches and two lines in the rear, about

1 three hundred and five feet on a line of division from Lot Three (3), and about two
2 hundred and forty-five feet on a line of division from Lot Five (5).

3 Lot Five (5) measures about one hundred and eight feet front on Bayou St.
4 John, about one hundred and five feet six inches and three lines on the rear, about
5 two hundred and forty-five feet on a line of division from Lot Four and about two
6 hundred eleven feet on the line of division with Lot Six (6).

7 Lot Six (6) measures about one hundred and six feet front on said Bayou St.
8 John, about one hundred and five feet six inches and two lines wide in the rear, about
9 two hundred and eleven feet deep on the line of division from Lot Five (5) and about
10 two hundred and four feet on the other side line.

11 Being the same property identified as 1700 Moss St. Tax Bill # 37W309429 and that
12 according to the Orleans Parish Parcel map is bounded on the upstream side by 3443
13 Esplanade Ave, Tax Bill # 37W309401, bounded on the downstream side by 1756
14 Moss St., Tax Bill # 37W309415, and bounded on the rear by 3423 Esplanade Ave,
15 Tax Bill# 37W309428.

16 Section 2. The commissioner of the division of administration, on behalf of the state
17 of Louisiana, is hereby authorized to enter into such agreements, covenants, conditions, and
18 stipulations and to execute such documents as are necessary to properly effectuate any
19 conveyance, sale, transfer, or assignment and delivery of title to the real property described
20 in Section 1 herein, excluding, however, mineral rights, all of which as may be more
21 specifically described in any such agreements entered into and documents executed by and
22 between the commissioner and the Deutsches Haus, Inc., in exchange of consideration
23 proportionate to the appraised value of the real property above described.

24 Section 3. This Act shall become effective upon signature by the governor or, if not
25 signed by the governor, upon expiration of the time for bills to become law without signature
26 by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If
27 vetoed, by the governor and subsequently approved by the legislature, this Act shall become
28 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)]

Abramson

HB No. 459

Authorizes the transfer or lease of certain state property in Orleans Parish from the division of administration and the Deutsches Haus, Inc. Provides for the reservation of mineral rights.

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

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Natural Resources and Environment to the original bill.

1. Removed the authority for the commissioner of the division of administration to receive certain property in an exchange.
2. Changed the entity receiving certain property from Deutsches Haus to Deutsches Haus, Inc.