

Regular Session, 2013

# ACT No. 19

HOUSE BILL NO. 246

BY REPRESENTATIVE GISCLAIR

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

PROPERTY/PUBLIC: Provides for the transfer of certain state property in Lafourche Parish

1 AN ACT

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

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. The secretary of the Department of Transportation and Development,  
8 notwithstanding any other provision of law to the contrary, is hereby authorized and  
9 empowered to convey, transfer, assign, lease, or deliver any interest, excluding mineral  
10 rights, the state may have to all or any portion of the following described parcels of property  
11 to the governing authority of Lafourche Parish:

12 Tract "A"

13 A certain triangular shaped tract of property situated on the right descending bank  
14 of Bayou Lafourche, in the Parish of Lafourche, city of Leeville, State of Louisiana,  
15 located in Section 26 of Township 21 South and Range 22 East and described as  
16 follows; Beginning at a point intersecting the southerly right of way of the relocated  
17 La. Hwy. No. 1 bridge and the easterly right of way of the old La. Hwy. No. 1  
18 bridge, which point has a horizontal State plane, NAD 83, Louisiana South Zone -  
19 1702, U. S. survey feet coordinate of X=3,638,609.3464 and Y=273,846.2481, which  
20 point shall also be designated as the "Point of Beginning," thence proceeding at a  
21 bearing of South 73/11'03" East for a distance of 241.57 feet to a point, thence  
22 proceeding at a bearing of South 82/18'44" West for a distance of 168.54 feet to a  
23 point on the easterly right of way of the old La. Hwy. No. 1 bridge, thence  
24 proceeding in a northwesterly direction along said right of way for an arc distance  
25 of 112.68 feet to a point, which point is the "Point of Beginning." Said tract of  
26 property formerly belonged to Ben Skidmore, et ux and has been acquired by the  
27 Louisiana Department of Transportation and Development and shall be designated  
28 as Tract "A". Said Tract "A" is fully shown on a plat prepared by Picciola &  
29 Associates, Inc. dated March 1, 2012 and titled "Lafourche Parish Government."

30 Said tract of property has an area of 8,619.43 sq. ft. and is bounded in a northerly  
31 direction by the relocated La. Hwy. No. 1 bridge right of way, in a southeasterly

1 direction by property which formerly belonged to Leonard J. Porche, et al which  
 2 shall be designated as Tract "B" and in a southwesterly direction by the old La. Hwy.  
 3 No. 1 lift bridge right of way, together with all buildings and improvements thereon  
 4 and all rights, ways, privileges and servitudes thereto belonging or in anywise  
 5 appertaining.

6 Tract "B"

7 A certain tract of property situated on the right descending bank of Bayou Lafourche,  
 8 in the Parish of Lafourche, city of Leesville, State of Louisiana, located in Section 26  
 9 of Township 21 South and Range 22 East and described as follows; Beginning at a  
 10 point intersecting the southerly right of way of the relocated La. Hwy. No. 1 bridge  
 11 and the easterly right of way of the old La. Hwy. No. 1 bridge, which point has a  
 12 horizontal State plane, NAD 83, Louisiana South Zone - 1702, U. S. survey feet  
 13 coordinate of X=3,638,609.3464 and Y=273,846.2481, thence proceeding along the  
 14 easterly right of way of the old La. Hwy. No. 1 bridge in a southeasterly direction for  
 15 an arc distance of 112.68 feet to a point, which point shall also be designated as the  
 16 "Point of Beginning" for herein described Tract "B", thence proceeding at a bearing  
 17 of North 82/18'44" East for a distance of 168.54 feet to a point, thence proceeding  
 18 at a bearing of South 73/11'03" East for a distance of 241.11 feet to a point, thence  
 19 proceeding at a bearing of South 82/18'44" West for a distance of 312.03 feet to a  
 20 point on the easterly right of way of the old La. Hwy. No. 1 bridge, thence  
 21 proceeding in a northwesterly direction along said right of way for an arc distance  
 22 of 125.73 feet to a point, which point is the "Point of Beginning" for herein described  
 23 Tract "B". Said tract of property formerly belonged to Leonard J. Porche, et al and  
 24 has been acquired by the Louisiana Department of Transportation and Development  
 25 and shall be designated as Tract "B". Said Tract "B" is fully shown on a plat  
 26 prepared by Picciola & Associates, Inc. dated March 1, 2012 and titled "Lafourche  
 27 Parish Government".

28 Said tract of property has an area of 24,273.17 sq. ft. and is bounded in a  
 29 northeasterly direction by the relocated La. Hwy. No. 1 bridge right of way, in a  
 30 southeasterly direction by property which formerly belonged to The Allan Company,  
 31 LA. Partnership which shall be designated as Tract "C", in a southwesterly direction  
 32 by the old La. Hwy. No. 1 lift bridge right of way and in a northwesterly direction  
 33 by property which formerly belonged to Ben Skidmore, et al which shall be  
 34 designated as Tract "A", together with all buildings and improvements thereon and  
 35 all rights, ways, privileges and servitudes thereto belonging or in anywise  
 36 appertaining.

37 Tract "C"

38 A certain tract of property situated on the right descending bank of Bayou Lafourche,  
 39 in the Parish of Lafourche, city of Leesville, State of Louisiana, located in Section 26  
 40 of Township 21 South and Range 22 East and described as follows; Beginning at a  
 41 point intersecting the southerly right of way of the relocated La. Hwy. No. 1 bridge  
 42 and the easterly right of way of the old La. Hwy. No. 1 bridge, which point has a  
 43 horizontal State plane, NAD 83, Louisiana South Zone - 1702, U. S. survey feet  
 44 coordinate of X=3,638,609.3464 and Y=273,846.2481, thence proceeding along the  
 45 easterly right of way of the old La. Hwy. No. 1 bridge in a southeasterly direction for  
 46 an arc distance of 238.41 feet to a point, which point shall also be designated as the  
 47 "Point of Beginning" for herein described Tract "C", thence proceeding at a bearing  
 48 of North 82/18'44" East for a distance of 312.03 feet to a point, thence proceeding  
 49 at a bearing of South 73/11'03" East for a distance of 73.74 feet to a point, thence  
 50 proceeding at a bearing of South 52/53'23" West for a distance of 27.40 feet to a  
 51 point, thence proceeding at a bearing of South 16/11'42" West for a distance of 54.31  
 52 feet to a point, thence proceeding at a bearing of South 08/05'46" East for a distance  
 53 of 76.83 feet to a point, thence proceeding at a bearing of South 10/04'58" East for  
 54 a distance of 32.03 feet to a point on the northerly right of way of the old La. Hwy.  
 55 No. 1 bridge, thence continuing along said right of way at a bearing of North  
 56 78/09'01" West for a distance of 66.82 feet to a point, thence continuing in a  
 57 northwesterly direction along said right of way for an arc distance of 329.68 feet to

1 a point, which point is the "Point of Beginning" for herein described Tract "C". Said  
2 tract of property formerly belonged to The Allan Company, LA. Partnership and has  
3 been acquired by the Louisiana Department of Transportation and Development and  
4 shall be designated as Tract "C". Said Tract "C" is fully shown on a plat prepared  
5 by Picciola & Associates, Inc. dated March 1, 2012 and titled "Lafourche Parish  
6 Government".

7 Said tract of property has an area of 41,993.32 sq. ft. and is bounded in a northerly  
8 direction by the relocated La. Hwy. No. 1 bridge right of way, in an easterly  
9 direction by Bayou Lafourche, in a southerly direction by the old La. Hwy. No. 1 lift  
10 bridge right of way and in a northwesterly direction by property which formerly  
11 belonged to Leonard J. Porche, et al which shall be designated as Tract "B", together  
12 with all buildings and improvements thereon and all rights, ways, privileges and  
13 servitudes thereto belonging or in anywise appertaining.

14 Less and Except

15 Less and except any highway area under the control of DOTD and less and except  
16 any other public streets.

17 Section 2. The secretary of the Department of Transportation and Development is  
18 hereby authorized to enter into such agreements, covenants, conditions, and stipulations and  
19 to execute such documents as necessary to properly effectuate any conveyance, transfer,  
20 assignment, lease, or delivery of title, excluding mineral rights, to the properties described  
21 in Section 1 of this Act, and as more specifically described in any such agreements entered  
22 into and documents executed by and between the secretary of the Department of  
23 Transportation and Development and the governing authority of Lafourche Parish, in  
24 exchange of consideration proportionate to the appraised value of the property.

27 Section 3. This Act shall become effective upon signature by the governor or, if not  
28 signed by the governor, upon expiration of the time for bills to become law without signature  
29 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
30 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
31 effective on the day following such approval.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_