

Regular Session, 2014

HOUSE BILL NO. 361

BY REPRESENTATIVE JONES

PROPERTY/PUBLIC: Provides for the authority to transfer or lease certain state property in St. Mary 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 St. Mary 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 administration, notwithstanding any other provision
8 of law to the contrary, is hereby authorized and empowered to convey, transfer, assign, lease
9 or deliver any interest, excluding mineral rights, the state may have to all or any portion of
10 the following described parcel of property to Lawrence Toups, Gloria Toups, Perry Toups,
11 and Erin Toups:

12 Property acquired by the State through that certain tax sale for nonpayment of 1942
13 taxes assessed in the name of MRS. SIDNEY D. HANSON, recorded on June 26,
14 1943, in Book 6-I Page 340 Entry No. 70080, described as "Lot Street, Road,
15 Robertson, Smith." Said property being more fully described as "Lot 11 of the D.
16 C. Roberts Addition to the Town of Berwick, Louisiana".

17 Section 2. The commissioner of administration is hereby authorized to enter into
18 such agreements, covenants, conditions, and stipulations and to execute such documents as
19 necessary to properly effectuate any conveyance, transfer, assignment, lease or delivery of
20 title, excluding mineral rights, to the property described in Section 1 of this Act, and as more
21 specifically described in any such agreements entered into and documents executed by and

1 between the commissioner of administration and Lawrence Toups, Gloria Toups, Perry
 2 Toups, and Erin Toups, in exchange of consideration proportionate to the appraised value
 3 of the property. Any conveyance, transfer, assignment, lease, or delivery of title provided
 4 for in this Act shall be subject to and the land burdened with a right of way grant by the
 5 commissioner of administration through the State Land Office to the town of Berwick for
 6 an all purpose servitude as identified on a survey plat prepared by Terral J. Martin, Jr.
 7 Professional Land Surveyor bearing date January 1, 2014, revised, January 15, 2014. In the
 8 event that Lawrence Toups, Gloria Toups, Perry Toups, and Erin Toups do not acquire the
 9 property described in Section 1 of this Act on or before December 31, 2017, the
 10 authorization to convey, transfer, assign, lease, or deliver any interest in that property shall
 11 terminate and be null and void on that date.

12 Section 3. This Act shall become effective upon signature by the governor or, if not
 13 signed by the governor, upon expiration of the time for bills to become law without signature
 14 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 15 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 16 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)]

Jones

HB No. 361

Authorizes the transfer or lease of certain state property in St. Mary Parish from the division of administration to Lawrence Toups, Gloria Toups, Perry Toups, and Erin Toups subject to a servitude granted to the town of Berwick. Provides for the reservation of mineral rights to the state. Terminates the authority granted in proposed law if the property is not transferred on or before Dec. 31, 2017.

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. Terminated the authority granted in proposed law if the property is not transferred on or before Dec. 31, 2017.

Summary of Amendments Adopted by House

House Floor Amendments to the engrossed bill.

1. Requires any transfer or lease pursuant to proposed law to be subject to a servitude granted to the town of Berwick.