

NOTICE OF INTRODUCTION OF ORDINANCE

NOTICE IS HEREBY GIVEN that the following entitled ordinance was introduced in writing in the form required for adoption at a meeting of the Parish Council of the Parish of Livingston, State of Louisiana, on May 13, 2021, and laid over for publication of notice:

L.P. ORDINANCE 21-15

AN ORDINANCE AS FOLLOWS, TO-WIT:

REVOKING THE DEDICATION, ABANDONING, AND QUITCLAIMING IN FAVOR OF TOWER CAPITAL CORPORATION, A FIFTY FOOT (50') ALL PURPOSE SERVITUDE IDENTIFIED BY THE SHADED PORTION AS SHOWN ON THE MAP SHOWING THE REVOCATION OF A FIFTY FOOT (50') ALL PURPOSE SERVITUDE, LOCATED IN SECTIONS 20 & 21, T6S-R3E, GREENSBURG LAND DISTRICT, LIVINGSTON PARISH, LOUISIANA, BY RALPH D. BURGESS, PROFESSIONAL LAND SURVEYOR, CIVIL DESIGN & CONSTRUCTION, INC, DATED MARCH 3, 2021.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on Thursday, May 27, 2021, at six (6:00) o'clock p.m., at the Parish Council Chambers, Governmental Building, 20355 Government Boulevard, Livingston, Louisiana, at which time there will be a public hearing on the adoption of the aforesaid ordinance.

Sandy C. Teal, Council Clerk

Garry Talbert, Council Chair

(As per rules of the Council, copies of the proposed ordinance shall be made available for public inspection in the Office of the Livingston Parish Council.)

The following ordinance which was previously introduced in written form required for adoption at a regular meeting of the Livingston Parish Council on May 13, 2021, a summary thereof having been published in the Official Journal together with a notice of public hearing which was held in accordance with said public notice, was brought up for final passage May 27, 2021, on Motion of Maurice "Scooter" Keen and seconded by Gerald McMorris:

LIVINGSTON PARISH ORDINANCE NO. 21- 15

REVOKING THE DEDICATION, ABANDONING, AND QUITCLAIMING IN FAVOR OF TOWER CAPITAL CORPORATION, A FIFTY FOOT (50') ALL PURPOSE SERVITUDE IDENTIFIED BY THE SHADED PORTION AS SHOWN ON THE MAP SHOWING THE REVOCATION OF A FIFTY FOOT (50') ALL PURPOSE SERVITUDE, LOCATED IN SECTIONS 20 & 21, T6S-R3E, GREENSBURG LAND DISTRICT, LIVINGSTON PARISH, LOUISIANA, BY RALPH D. BURGESS, PROFESSIONAL LAND SURVEYOR, CIVIL DESIGN & CONSTRUCTION, INC, DATED MARCH 3, 2021.

WHEREAS, the Livingston Parish Council has found that the public servitude on the following described immovable property shown by plat of RALPH D. BURGESS., Professional Land Surveyor, dated March 3, 2021, attached to Quit Claim Deed ____, 2021, recorded at Conveyance Book __, page __, Entry No_____ of the official records of the Clerk and Recorder for the Parish of Livingston, are no longer needed for a public purpose with said property more particularly described as follows:

A CERTAIN TRACT OR PARCEL OF LAND LOCATED IN SECTIONS 20 & 21, T6S-R3E, GREENSBURG LAND DISTRICT, LIVINGSTON PARISH, LOUISIANA AND BEING MORE FULLY DESCRIBED AS FOLLOWS:

Commencing from a ½" iron pipe located on the North Right of Way of Dunn Road, common to the Tract A-3 and Tract B-1-A and having a Louisiana State Plane NAD'83, South Zone Coordinate of N: 729,448.0020 E: 3,409,691.1025, and being the POINT OF BEGINNING; proceed along the northern right of way of Dunn Road, South 88 degrees 16 minutes 42 seconds West 50.00 feet to the Point of Beginning; thence leaving said Right of Way, North 02 degrees 53 minutes 10 seconds West a distance of 223.21 feet to a point and corner; thence South 87 degrees 04 minutes 11 seconds West a distance of 25 feet to a point and corner; thence North 02 degrees 53 minutes 10 seconds West a distance of 30.00 feet to a point and corner; thence North 87 degrees 04 minutes 11 seconds East a distance of 25.00 feet to a point and corner; thence North 02 degrees 53 minutes 10 seconds West a distance of 65.55 feet to a point and corner; thence North 88 degrees 01 minutes 10 seconds East, a distance of 50.00 feet to a point and corner; thence South 02 degrees 54 minutes 15 seconds East a distance of 89.00 feet to a point and corner, thence South 02 degrees 52 minutes 59 seconds East a distance of 229.96' back to the Point of Beginning and being the shaded area located on said map.

Together with and subject to covenants, easements, and restrictions of record.

Said property contains 0.383 acres more or less.

The servitude and property identified above are no longer needed for public purposes subsequent to a recent re-subdivision which abandoned the tracts that were served by the servitude, and that all right, title, and interest held by the Parish of Livingston in and to the property herein described is hereby transferred, assigned, delivered, disclaimed and quitclaimed, in full ownership and with full title forever, unto the present land owners, their heirs, successors and assigns.

The Parish of Livingston is disclaiming and quitclaiming the above described property unto the contiguous land owner, and by so doing, the Parish of Livingston acknowledges it never had ownership of the hereinabove described property, and this disclaimer and quitclaim and revocation of servitude over the said described property is solely for the purpose of forever rendering quiet any possible claim of the Parish of Livingston against the property hereinabove described so as to render the title to the respective parties good and merchantable in all respects.

The Parish President, Layton Ricks, be and hereby is authorized to sign any and all documents necessary to carry out the intents and purposes of this ordinance.

The effective date of this ordinance shall be as prescribed by law.

Upon being subjected to a vote, the vote thereon was as follows:

YEAS: MR. ARD, MR. TALBERT, MR. WASCOM, MR. MCMORRIS, MR. DELATTE, MR. HARRIS, MR. MACK, MR. KEEN, MR. GIRLINGHOUSE

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

And the ordinance was declared adopted on this 27th day of May 2021.

Garry Talbert, Council Chairman

ATTEST:

Sandy C. Teal, Council Clerk

INTRODUCED _____ ADOPTED _____

DELIVERED TO PRESIDENT _____, _____ o'clock ____ . M.

APPROVED BY PRESIDENT _____
Layton Ricks Date

VETOED BY PRESIDENT _____
Layton Ricks Date

RECEIVED FROM PRESIDENT _____, _____ o'clock ____ . M.

STATE OF LOUISIANA

PARISH OF LIVINGSTON

ACT OF QUITCLAIM DEED

BEFORE ME, the undersigned authority, a Notary Public duly commissioned and qualified in and for said state and parish, and in the presence of the undersigned competent witnesses personally came and appeared:

LIVINGSTON PARISH COUNCIL, a parish governmental entity, represented herein by its Parish President, Layton Ricks, duly authorized, whose present mailing address is declared to be P.O. Box 427, Livingston, LA 70754;

who declared that it does hereby sell, transfer, assign, quitclaim, release and relinquish unto

TOWER CAPITAL CORPORATION, a Louisiana Corporation, domiciled in the Parish of East Baton Rouge, State of Louisiana, represented by its President, William N. FaKouri duly authorized pursuant to a Resolution on file and of record in the official records of the Clerk and Recorder of the Parish of Livingston, State of Louisiana, who declares its mailing address to be PO Box 14151, Baton Rouge, Louisiana 70898 all the right, title and interest which said Livingston Parish Council has or may have in and to the following described property situated in the Parish of Livingston, State of Louisiana, to-wit:

To have and to hold the same unto TOWER CAPITAL CORPORATION, their successors and assigns forever, without any warranty whatsoever, even for the return of the price, but with full substitution and subrogation in and to all rights and actions of warranty which said transferor may have against all previous owners or vendors.

THUS, DONE AND SIGNED at _____, Louisiana, this _____ day of _____, 2021, in the presence of the undersigned competent witnesses and me, Notary, after due reading of the whole.

WITNESSES:

LIVINGSTON PARISH COUNCIL

Witness name:

By: _____
Layton Ricks, Parish President

Witness name:

NOTARY PUBLIC
Notary name: _____
Notary I.D./Bar Roll No. _____

THUS, DONE AND SIGNED at Denham Springs, Louisiana, this _____ day of _____, 2021, in the presence of the undersigned competent witnesses and me, Notary, after due reading of the whole.

WITNESSES:

Witness name:

Jesse L. Hodges

Witness name:

NOTARY PUBLIC
Notary Name: _____
Notary I.D./Bar Roll No. _____