

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 Thursday, July 14, 2011, and laid over for publication of notice:

LIVINGSTON PARISH ORDINANCE NO. 11-26

AN ORDINANCE AS FOLLOWS, TO-WIT:

REVOKING THE DEDICATION AND ABANDONING AND QUITCLAIMING IN FAVOR OF DARRYL MARTINO. ALL OF THE EXISTING UNIMPROVED EIGHTY (80') FOOT ALL PURPOSE SERVITUDE ON TRACT LA-1, LOBELL ACRES, IDENTIFIED BY THE CROSS-HATCHED PORTION AS SHOWN ON THE "MAP SHOWING SURVEY OF TRACT LA-1, LOBELL ACRES AND A REVOCATED 80' ALL PURPOSE SERVITUDE, LOCATED IN SECTIONS 38 & 26, T7S-R5E, G.L.D. LIVINGSTON PARISH, LOUISIANA", MADE AND PREPARED BY RALPH D. BURGESS, P.L.S., DATED JULY 1, 2011.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on Thursday, August 11, 2011, at six (6:00) o'clock p.m., at the Parish Council Chambers, 20355 Government Boulevard, Livingston, Louisiana, at which time there will be a public hearing on the adoption of the aforesaid ordinance.

Mary E. Kistler, Council Clerk

Randall L. Rushing, Council Chairman

(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 July 14, 2011, 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 August 11, 2011, on Motion of Don Wheat and seconded by Eddie Wagner:

LIVINGSTON PARISH ORDINANCE NO. 11-26

AN ORDINANCE AS FOLLOWS, TO-WIT:

REVOKING THE DEDICATION AND ABANDONING AND QUITCLAIMING IN FAVOR OF DARRYL MARTINO. ALL OF THE EXISTING UNIMPROVED EIGHTY (80') FOOT ALL PURPOSE SERVITUDE ON TRACT LA-1, LOBELL ACRES, IDENTIFIED BY THE CROSS-HATCHED PORTION AS SHOWN ON THE "MAP SHOWING SURVEY OF TRACT LA-1, LOBELL ACRES AND A REVOCATED 80' ALL PURPOSE SERVITUDE, LOCATED IN SECTIONS 38 & 26, T7S-R5E, G.L.D. LIVINGSTON PARISH, LOUISIANA", MADE AND PREPARED BY RALPH D. BURGESS, P.L.S., DATED JULY 1, 2011.

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 June 17, 2011, attached to Quit Claim Deed dated _____, 2011, 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:

ALL OF THE EXISTING UNIMPROVED EIGHTY (80) FOOT ALL PURPOSE SERVITUDE ON TRACT LA-1, LOBELL ACRES, IDENTIFIED BY THE CROSS-HATCHED PORTION AS SHOWN ON THE "MAP SHOWING SURVEY OF TRACT LA-1, LOBELL ACRES, AND A REVOCATED 80' ALL PURPOSE SERVITUDE LOCATED IN SECTIONS 38 & 26, T7S-R5E, G.L.D. LIVINGSTON PARISH, LOUISIANA", MADE AND PREPARED BY RALPH D. BURGESS, P.L.S., DATED JULY 1, 2011.

The servitude and property identified above hereby closed and abandoned and no longer needed for a public purpose 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 owners, 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, Mike Grimmer, 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.

And the ordinance was declared adopted on the 11th day of August 2011.

Randall L. Rushing, Council Chairman

ATTEST:

Mary E. Kistler, Council Clerk

INTRODUCED _____	ADOPTED _____
DELIVERED TO PRESIDENT _____,	_____ O'CLOCK __.M.
APPROVED BY PRESIDENT _____	_____
Mike Grimmer	Date
VETOED BY PRESIDENT _____	_____
Mike Grimmer	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, Mike Grimmer, duly authorized,

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

DARRYL MARTINO, a resident of full age and majority of the Parish of Livingston, State of Louisiana

all of 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:

All of the eighty (80) foot all purpose servitude on Tract LA-1, Lobell Acres, identified by the cross-hatched portion as shown on the “Map Showing Survey of Tract LA-1, Lobell Acres and a Revocated 80’ All Purpose Servitude, Located in Sections 38 & 26, T7S-R5E, G.L.D. Livingston Parish, Louisiana”, made and prepared by Ralph D. Burgess, P.L.S., dated June 17, 2011, a copy of which is attached hereto and made a part hereof.

To have and to hold the same unto Darryl Martino, its 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 Livingston, Louisiana, this _____ day of August, 2011, in the presence of the undersigned competent witnesses and me, Notary, after due reading of the whole.

WITNESSES: LIVINGSTON PARISH COUNCIL

Witness Name: By: _____
Mike Grimmer, Parish President

Witness Name:

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