

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 August 27, 2015, and laid over for publication of notice:

L.P. ORDINANCE 15-28

AN ORDINANCE REVOKING AND ABANDONING THE DEDICATION AND CONVEYING BY QUITCLAIM IN FAVOR OF THE LAND OWNERS OF A FIFTEEN FOOT (15') WARD TWO WATER SERVITUDE AND A TEN FOOT (10') WARD TWO WATER SERVITUDE RECORDED AT BK. 1006, PG. 124, AND AS FILE NUMBER 666838 IN THE CONVEYANCE RECORDS OF THE LIVINGSTON PARISH CLERK OF COURT, STATE OF LOUISIANA, AND A TWENTY FOOT (20') WARD TWO WATER SERVITUDE RECORDED MAY 27, 1999 AT BK. 744, PG. 35, AND AS FILE NUMBER 423283 IN THE CONVEYANCE RECORDS OF THE LIVINGSTON PARISH CLERK OF COURT, STATE OF LOUISIANA, ALL ACROSS CERTAIN TRACTS OF LAND, TO-WIT: TRACT A-2, TRACT C-1, TRACT E-1-A, TRACT D-1, AND TRACT D-2, LOCATED IN SECTION 4, TOWNSHIP 7 SOUTH, RANGE 3 EAST, GREENSBURG LAND DISTRICT, LIVINGSTON PARISH, LOUISIANA.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council opened the public hearing on the proposed ordinance on Thursday, September 24, 2015, at six (6:00) o'clock p.m., at the Parish Council Chambers, 20355 Government Boulevard, Livingston, Louisiana, at which time the public hearing on the adoption of the aforesaid ordinance will be reconvened.

Lisa Frederick, Council Clerk

Chance Parent, 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 August 27, 2015, 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 on September 24, 2015 on Motion of Ricky Goff and seconded by Joan Landry:

L.P. Ordinance No.15-28

AN ORDINANCE REVOKING AND ABANDONING THE DEDICATION AND CONVEYING BY QUITCLAIM IN FAVOR OF THE LAND OWNERS OF A FIFTEEN FOOT (15') WARD TWO WATER SERVITUDE AND A TEN FOOT (10') WARD TWO WATER SERVITUDE RECORDED AT BK. 1006, PG. 124, AND AS FILE NUMBER 666838 IN THE CONVEYANCE RECORDS OF THE LIVINGSTON PARISH CLERK OF COURT, STATE OF LOUISIANA, AND A TWENTY FOOT (20') WARD TWO WATER SERVITUDE RECORDED MAY 27, 1999 AT BK. 744, PG. 35, AND AS FILE NUMBER 423283 IN THE CONVEYANCE RECORDS OF THE LIVINGSTON PARISH CLERK OF COURT, STATE OF LOUISIANA, ALL ACROSS CERTAIN TRACTS OF LAND, TO-WIT: TRACT A-2, TRACT C-1, TRACT E-1-A, TRACT D-1, AND TRACT D-2, LOCATED IN SECTION 4, TOWNSHIP 7 SOUTH, RANGE 3 EAST, GREENSBURG LAND DISTRICT, LIVINGSTON PARISH, LOUISIANA.

WHEREAS, by the official plan of EXHIBIT MAPS showing the Ward Two Water District Servitudes to be revoked located on Tracts A-2, C-1, D-1, D-2 & E-1-A of the J.E. Juban Estate Property located in SECTION 4, TOWNSHIP 7 SOUTH, RANGE 3 EAST, GREENSBURG LAND DISTRICT, LIVINGSTON PARISH, LOUISIANA, said servitudes recorded as the Servitude Agreement recorded on April 15, 2008 at Book 1006, Page 124, and as File Number 666838 in the Conveyance Records of the Livingston Parish Clerk of Court, State of Louisiana, and also recorded as the Act of Servitude recorded May 27, 1999 at Book 744, Page 35, and as File Number 423283 in the Conveyance Records of the Livingston Parish Clerk of Court, State of Louisiana,

WHEREAS, a petition has been addressed to the Livingston Parish President-Council by Creekstone Juban II, LLC, who is the owner of the land and original grantor of the fifteen foot (15') servitude and the ten foot (10') servitude recorded on April 15, 2008 at Book 1006, Page 124, and as File Number 666838 in the Conveyance Records of the Livingston Parish Clerk of Court, State of Louisiana, AND by Juban Development Co., Inc., who is the owner of the land and original grantor of the twenty foot (20') servitude recorded May 27, 1999 at Book 744, Page 35, and as File Number 423283 in the Conveyance Records of the Livingston Parish Clerk of Court, State of Louisiana, all as described herein,

WHEREAS, the Livingston Parish President-Council is of the opinion that the fifteen foot (15') servitude (Book 1006, Page 124, and as File Number 666838), the ten foot (10') servitude (Book 1006, Page 124, and as File Number 666838), and the twenty foot (20') servitude (Book 744, Page 35, and as File Number 423283) as recorded in the Conveyance Records of the Livingston Parish Clerk of Court, State of Louisiana, and fully described herein, are no longer needed for public purposes.

THEREFORE, the Livingston Parish President-Council, acting in accordance with La. R.S. 48:701, hereby grants Quitclaim Deeds of the fifteen foot (15') servitude and the ten foot (10') servitude recorded on April 15, 2008 at Book 1006, Page 124, and as File Number 666838 in the Conveyance Records of the Livingston Parish Clerk of Court, State of Louisiana, AND by the twenty foot (20') servitude recorded May 27, 1999 at Book 744, Page 35, and as File Number 423283 in the Conveyance Records of the Livingston Parish Clerk of Court, State of Louisiana, all as described herein, and said servitudes are hereby REVOKED and set aside, and all right, title, and interest in said servitudes is reverted to the present owner of the land through which said servitudes lie.

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. GOFF, MR. SHARP, MS. COLLINS, MR. BLACKWELL, MS. LANDRY,
MS. FRANZ, MR. HARRIS, MR. NORRED, MR. PARENT

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

And the ordinance was declared adopted on the 24th day of September, 2015.

Chance Parent, Council Chairman

ATTEST:

Lisa Frederick, 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

QUITCLAIM

KNOW ALL MEN BY THESE PRESENTS, that the WARD TWO WATER DISTRICT OF LIVINGSTON PARISH, LOUISIANA, a political subdivision of the State of Louisiana, domiciled in Livingston Parish, Louisiana, acting through its President, Layton Ricks, duly authorized to enter into this conveyance, for good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, and full acquittance and discharge therefor given, does hereby sell, transfer, assign, quitclaim, release, relinquish and convey all of the its undivided interest unto:

CREEKSTONE/JUBAN II, LLC

all right, title and interest which it may have in and to the following described property, to-wit:

A 15' WARD TWO WATER SERVITUDE AND A 10' WARD TWO WATER SERVITUDE RECORDED AT BK. 1006, PG. 124, AND AS FILE NUMBER 666838 IN THE CONVEYANCE RECORDS OF THE LIVINGSTON PARISH CLERK OF COURT, STATE OF LOUISIANA, SAID SERVITUDE LYING ACROSS CERTAIN TRACTS OF LAND, TO-WIT: TRACT A-2, TRACT C-1, TRACT E-1-A, TRACT D-1, AND TRACT D-2, LOCATED IN SECTION 4, TOWNSHIP 7 SOUTH, RANGE 3 EAST, GREENSBURG LAND DISTRICT, LIVINGSTON PARISH, LOUISIANA.

TO HAVE AND TO HOLD the same unto the said, CREEKSTONE/JUBAN II, LLC, its heirs, successors and assigns forever, without and warranty whatsoever, of any nature or description, but with full substitution and subrogation in and to all rights and actions of warranty which it may have against all preceding owners or vendors whomsoever.

THUS DONE AND SIGNED by the parties at my office in Livingston, Louisiana, on the ____ day of _____, 2015 in the presence of me, Notary, and the undersigned competent witness.

WITNESSES

WARD TWO WATER DISTRICT OF LIVINGSTON PARISH, LOUISIANA

BY: _____
LAYTON RICKS, PARISH PRESIDENT

Print Name:

CREEKSTONE/JUBAN II, LLC

Print Name:

BY: _____
Print Name:
Title:

NOTARY PUBLIC

STATE OF LOUISIANA

PARISH OF LIVINGSTON

QUITCLAIM

KNOW ALL MEN BY THESE PRESENTS, that the WARD TWO WATER DISTRICT OF LIVINGSTON PARISH, LOUISIANA, a political subdivision of the State of Louisiana, domiciled in Livingston Parish, Louisiana, acting through its President, Layton Ricks, duly authorized to enter into this conveyance, for good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, and full acquittance and discharge therefor given, does hereby sell, transfer, assign, quitclaim, release, relinquish and convey all of the its undivided interest unto:

JUBAN DEVELOPMENT CO., LLC

all right, title and interest which it may have in and to the following described property, to-wit:

A TWENTY (20) FOOT STRIP OF LAND LOCATED ADJACENT TO AND ALONG THE EAST SIDE OF JUBAN ROAD LOCATED IN THAT CERTAIN TRACT OF LAND 415 ACRES, MORE OR LESS, LYING IN THE WEST HALF OF SECTION 4, TOWNSHIP 7 SOUTH, RANGE 3 EAST, LIVINGSTON PARISH, LOUISIANA AND MORE PARTICULARLY DESCRIBED IN THE ACT OF SERVITUDE RECORDED MAY 27, 1999 AT BK. 744, PG. 35, AND AS FILE NUMBER 423283 IN THE CONVEYANCE RECORDS OF THE LIVINGSTON PARISH CLERK OF COURT, STATE OF LOUISIANA.

TO HAVE AND TO HOLD the same unto the said, JUBAN DEVELOPMENT CO., LLC, its heirs, successors and assigns forever, without and warranty whatsoever, of any nature or description, but with full substitution and subrogation in and to all rights and actions of warranty which it may have against all preceding owners or vendors whomsoever.

THUS DONE AND SIGNED by the parties at my office in Livingston, Louisiana, on the ____ day of _____, 2015 in the presence of me, Notary, and the undersigned competent witness.

WITNESSES

WARD TWO WATER DISTRICT OF LIVINGSTON PARISH, LOUISIANA

BY: _____
LAYTON RICKS, PARISH PRESIDENT

Print Name:

JUBAN DEVELOPMENT CO., LLC

Print Name:

BY: _____
Print Name:
Title:

NOTARY PUBLIC