

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 July 14, 2016, and laid over for publication of notice:

LIVINGSTON PARISH ORDINANCE NO. 16-29

AN ORDINANCE AS FOLLOWS, TO-WIT:

REVOKING THE DEDICATION, ABANDONING, AND QUITCLAIMING IN FAVOR OF BRAD MARCOTTE CONSTRUCTION, L.L.C., A 60' ALL PURPOSE SERVITUDE AND A 60'x100' ALL PURPOSE SERVITUDE, IDENTIFIED BY THE CROSS-HATCHED PORTION AS SHOWN ON THE MAP SHOWING REVOCATION OF AN ALL PURPOSE SERVITUDE, LOCATED IN SECTION 9, T6S-R3E, GREENSBURG LAND DISTRICT LIVINGSTON PARISH, LOUISIANA, BY BRETT J. MARTIN PROFESSIONAL LAND SURVEYOR, DATED _____.

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on Thursday, August 11, 2016, at six (6:00) o'clock p.m., at the Governmental Building, in the Livingston Parish Council Chambers, 20355 Government Boulevard, Livingston, Louisiana, 70754 at which time there will be a public hearing on the adoption of the aforesaid ordinance.

Sandy C. Teal, Council Clerk

John Wascom, 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, 2016 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, 2016, on Motion of Tracy Girlinghouse and seconded by Shane Mack:

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WHEREAS, the Livingston Parish Council has found that the public servitude on the following described immovable property shown by plat of Brett J. Martin, Professional Land Surveyor, dated _____, attached to Quit Claim Deed dated June ____, 2016, 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 SECTION 9, T6S-R3E, GREENSBURG LAND DISTRICT, LIVINGSTON PARISH, LOUISIANA AND BEING MORE FULLY DESCRIBED AS FOLLOWS:

COMMENCING FROM THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 9, T6S-R3E PROCEED SOUTH 89 DEGREES 00 MINUTES 00 SECONDS WEST FOR A DISTANCE OF 1613.04 FEET; THENCE NORTH 27 DEGREES 33 MINUTES 00 SECONDS EAST FOR A DISTANCE OF 762.04 FEET; THENCE NORTH 82 DEGREES 01 MINUTES 52 SECONDS WEST FOR A DISTANCE OF 52.63 FEET TO THE POINT OF BEGINNING:

Thence North 82 degrees 01 minutes 52 seconds West for a distance of 1226.37 feet to a point and corner;

Thence North 13 degrees 23 minutes 25 seconds East for a distance of 12.84 feet to a point and corner;

Thence North 09 degrees 40 minutes 47 seconds East for a distance of 47.24 feet to a point and corner;

Thence South 82 degrees 01 minutes 52 seconds East for a distance of 1176.80 feet to a point and corner;

Thence North 21 degrees 53 minutes 20 seconds East for a distance of 41.21 feet to a point and corner;

Thence South 82 degrees 01 minutes 52 seconds East for a distance of 61.82 feet to a point and corner;

Thence South 21 degrees 53 minutes 20 seconds West for a distance of 103.03 feet back to the POINT OF BEGINNING.

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

Said property contains 1.754 acres more or less.

The servitude and property identified above are 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, 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.

YEAS: MR. MACK, MR. LOBELL, MR. AVERETT, MR. HARRIS, MR. TALBERT, MR. KEEN, MR. GIRLINGHOUSE, MR. ARD, MR. WASCOM

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

And the ordinance was declared adopted on the 11th day of August 2016.

John Wascom, Council Chairman

ATTEST:

Sandy C. Teal, Council Clerk

INTRODUCED _____ ADOPTED _____

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

APPROVED BY PRESIDENT _____
Layton Ricks, Parish President Date

VETOED BY PRESIDENT _____
Layton Ricks, Parish President 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,

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

BRAD MARCOTTE CONSTRUCTION, L.L.C., a single person of the full age of majority, living and residing in the Parish of Livingston, State of Louisiana, and whose present mailing address is declared to be 32440 Dunn Road, Denham Springs, Louisiana 70726.

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:

A CERTAIN TRACT OR PARCEL OF LAND LOCATED IN SECTION 9, T6S-R3E, GREENSBURG LAND DISTRICT, LIVINGSTON PARISH, LOUISIANA AND BEING MORE FULLY DESCRIBED AS FOLLOWS:

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Thence South 82 degrees 01 minutes 52 seconds East for a distance of 61.82 feet to a point and corner;

Thence South 21 degrees 53 minutes 20 seconds West for a distance of 103.03 feet back to the POINT OF BEGINNING.

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

Said property contains 1.754 acres more or less.

To have and to hold the same unto Brad Marcotte Construction, L.L.C., 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 _____, 2016, 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 _____, 2016, in the presence of the undersigned competent witnesses and me, Notary, after due reading of the whole.

WITNESSES:

Witness name:

Brad Marcotte Construction, L.L.C.

Witness name:

NOTARY PUBLIC

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