

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 April 23, 2015, and laid over for publication of notice:

L.P. ORDINANCE 15-12

AN ORDINANCE AS FOLLOWS, TO-WIT:

REVOKING, ABANDONING, AND QUITCLAIMING IN FAVOR OF HENRY AYDELL, JR. AND SHEILA L. AYDELL A PORTION OF THE FORMER RIGHT OF WAY FOR LA 42 SPUR LOCATED AT THE INTERSECTION OF LA 16 AND LA 42 LIVINGSTON PARISH, LOUISIANA, PREVIOUSLY ABANDONED BY THE STATE OF LOUISIANA, DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT BY ACT OF RECORD IN CONVEYANCE BOOK 1150, PAGE 508 OF THE RECORDS OF THE CLERK AND RECORDER OF LIVINGSTON PARISH, LOUISIANA

NOTICE IS HEREBY FURTHER GIVEN that the Parish Council of said Parish will meet on Thursday, May 28, 2015, 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.

Lisa Frederick, Council Clerk

Chance Parent, 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 April 23, 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 May 28, 2015, on Motion of Sonya Collins and seconded by Ronnie Sharp:

LIVINGSTON PARISH ORDINANCE NO. 15-12

AN ORDINANCE AS FOLLOWS, TO-WIT:

REVOKING, ABANDONING, AND QUITCLAIMING IN FAVOR OF HENRY AYDELL, JR. AND SHEILA L. AYDELL A PORTION OF THE FORMER RIGHT OF WAY FOR LA 42 SPUR LOCATED AT THE INTERSECTION OF LA 16 AND LA 42 LIVINGSTON PARISH, LOUISIANA, PREVIOUSLY ABANDONED BY THE STATE OF LOUISIANA, DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT BY ACT OF RECORD IN CONVEYANCE BOOK 1150, PAGE 508 OF THE RECORDS OF THE CLERK AND RECORDER OF LIVINSTON PARISH, LOUISANA

WHEREAS, the Livingston Parish Council has found that the public servitude on the following described immovable property shown by plat of Alvin A. Fairburn, Jr., Professional Land Surveyor, dated February 16, 2015, filed for record the 18th day of March, 2015, recorded at Plat Book 66, page 400, Entry No. 839812 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:

3 certain tracts or parcels of land situated in Section 38, T8S-R4E, G.L.D. Livingston Parish, Louisiana in being more particularly described as follows, to-wit:

Commencing at the Southwest corner of lot G of the Earl Berthelot Heirs property, thence proceed South 66° 1' 23" West a distance of 205.42 feet; thence proceed South 65° 57' 2" West a distance of 273.57 feet; thence proceed South 22° 27' 44" East a distance of 148.40 feet; thence proceed South 71° 32' 7" West a distance of 60.14 feet; thence proceed South 22° 27' 44" East a distance of 258.87 feet to a point and corner which marks the Point of Beginning; thence proceed North 67° 32' 16" East a distance of 30.00 feet to a point and corner; thence proceed South 22° 27' 44" East a distance of 93.43 feet to a point and corner; thence proceed 25.49 feet along an arc, the radius of which is 48.01 feet, the chord length of which is 25.19 feet, having a chord bearing of North 83° 40' 24" West to a point; thence proceed North 53° 2' 31" West a distance of 66.47 feet; thence proceed 16.05 feet along an arc, the radius of which is 16.05 feet, the chord length of which is 15.62 feet, having a chord bearing of North 84° 41' 1" West to a point and corner; thence proceed 95.15 feet along an arc, the radius of which is 998.24 feet, having a chord length of 523.88 feet, and a chord bearing of North 22° 27' 14" West to a point and corner; thence proceed South 50° 55' 9" East a distance of 89.04 feet to a point and corner which marks the Point of Beginning; Said tract containing 0.13 acres;

AND

Commencing at Commencing at the Southwest corner of lot G of the Earl Berthelot Heirs property, thence proceed South $66^{\circ} 1' 23''$ West a distance of 205.42 feet; thence proceed South $65^{\circ} 57' 2''$ West a distance of 273.57 feet; thence proceed South $22^{\circ} 27' 44''$ East a distance of 148.40 feet; thence proceed South $71^{\circ} 32' 7''$ East a distance of 60.14 feet; thence proceed South $22^{\circ} 27' 44''$ East a distance of 258.87 feet to a point and corner; thence proceed North $67^{\circ} 32' 16''$ East a distance of 30.00 feet to a point and corner; thence proceed South $22^{\circ} 27' 44''$ East a distance of 115.86 feet to a point and corner which marks the Point of Beginning; thence proceed South $22^{\circ} 27' 44''$ East, a distance of 62.67 feet to a point and corner; thence proceed South $16^{\circ} 34' 54''$ West, a distance of 23.06 feet to a point and corner; thence proceed North $50^{\circ} 55' 9''$ West a distance 123.92 feet to a point and corner; thence proceed 43.29 feet along an arc, the radius of which is 998.24 feet, having a chord length of 523.88 feet, and a chord bearing of North $22^{\circ} 27' 14''$ West; thence proceed 4.56 feet along an arc, the radius of which is 13.01 feet, having a chord length of 4.53 feet and a chord bearing of South $61^{\circ} 42' 5''$ East; thence proceed South $54^{\circ} 4' 54''$ East, a distance of 57.78 feet to a point; thence proceed 42.57 feet along an arc, the radius of which is 70.01 feet, having a chord length of 41.92 feet and a chord bearing of South $85^{\circ} 46' 37''$ East to the Point of Beginning; Said property containing 0.10 acres;

AND

Commencing at Commencing at the Southwest corner of lot G of the Earl Berthelot Heirs property, thence proceed South $66^{\circ} 1' 23''$ West a distance of 205.42 feet; thence proceed South $65^{\circ} 57' 2''$ West a distance of 273.57 feet; thence proceed South $22^{\circ} 27' 44''$ East a distance of 148.40 feet; thence proceed South $71^{\circ} 32' 7''$ East a distance of 60.14 feet; thence proceed South $22^{\circ} 27' 44''$ East a distance of 258.87 feet to a point and corner; thence proceed North $67^{\circ} 32' 16''$ East a distance of 30.00 feet to a point and corner; thence proceed South $22^{\circ} 27' 44''$ East a distance of 115.86 feet to a point and corner; thence proceed South $22^{\circ} 27' 44''$ East, a distance of 62.67 feet to a point and corner; thence proceed South $16^{\circ} 34' 54''$ West, a distance of 23.06 feet to a point and corner which marks the Point of Beginning; thence proceed South 16 degrees, $34' 54''$ West a distance of 104.92 feet to a point and corner; thence proceed North $73^{\circ} 25' 6''$ West a distance of 30.0 feet to a point and corner; thence proceed North $16^{\circ} 34' 54''$ East a distance 118.34 feet to a point and corner; thence proceed South $50^{\circ} 55' 9''$ East a distance 32.47 feet to a point and corner to the Point of Beginning; Said property containing 0.08 acres;

All of which property is shown on the plat entitled "Map Showing Survey of a Certain 0.10, 0.08, & 0.13 Acre Tracts, Being a Portion of LA. Hwy. 42 Spur Road & a Portion of Old Hwy. 16-Highwater Rd., located in Section 38, T8S-R4E, G.L.D., Livingston Parish, Louisiana for Henry Aydell, Jr.," which map was made and prepared by Alvin Fairburn, Jr., P.L.S. dated February 16, 2015, filed in Plat Book 66, Page 400, Entry 839812 of the records of the Clerk and Recorder of Livingston Parish, Louisiana.

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.

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

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

NAYS: NONE

And the ordinance was declared adopted on the 28th of May, 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

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

HENRY AYDELL, JR. and SHEILA L. AYDELL,

Born LaCarbo, husband and wife, whose address is 18320 Hwy. 16, Port Vincent, LA 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:

3 certain tracts or parcels of land situated in Section 38, T8S-R4E, G.L.D. Livingston Parish, Louisiana in being more particularly described as follows, to-wit:

Commencing at the Southwest corner of lot G of the Earl Berthelot Heirs property, thence proceed South $66^{\circ} 1' 23''$ West a distance of 205.42 feet; thence proceed South $65^{\circ} 57' 2''$ West a distance of 273.57 feet; thence proceed South $22^{\circ} 27' 44''$ East a distance of 148.40 feet; thence proceed South $71^{\circ} 32' 7''$ West a distance of 60.14 feet; thence proceed South $22^{\circ} 27' 44''$ East a distance of 258.87 feet to a point and corner which marks the Point of Beginning; thence proceed North $67^{\circ} 32' 16''$ East a distance of 30.00 feet to a point and corner; thence proceed South $22^{\circ} 27' 44''$ East a distance of 93.43 feet to a point and corner; thence proceed 25.49 feet along an arc, the radius of which is 48.01 feet, the chord length of which is 25.19 feet, having a chord bearing of North $83^{\circ} 40' 24''$ West to a point; thence proceed North $53^{\circ} 2' 31''$ West a distance of 66.47 feet; thence proceed 16.05 feet along an arc, the radius of which is 16.05 feet, the chord length of which is 15.62 feet, having a chord bearing of North $84^{\circ} 41' 1''$ West to a point and corner; thence proceed 95.15 feet along an arc, the radius of which is 998.24 feet, having a chord length of 523.88 feet, and a chord bearing of North $22^{\circ} 27' 14''$ West to a point and corner; thence proceed South $50^{\circ} 55' 9''$ East a distance of 89.04 feet to a point and corner which marks the Point of Beginning; Said tract containing 0.13 acres;

AND

Commencing at Commencing at the Southwest corner of lot G of the Earl Berthelot Heirs property, thence proceed South $66^{\circ} 1' 23''$ West a distance of 205.42 feet; thence proceed South $65^{\circ} 57' 2''$ West a distance of 273.57 feet; thence proceed South $22^{\circ} 27' 44''$ East a distance of 148.40 feet; thence proceed South $71^{\circ} 32' 7''$ East a distance of 60.14 feet; thence

proceed South 22° 27' 44" East a distance of 258.87 feet to a point and corner; thence proceed North 67° 32' 16" East a distance of 30.00 feet to a point and corner; thence proceed South 22° 27' 44" East a distance of 115.86 feet to a point and corner which marks the Point of Beginning; thence proceed South 22° 27' 44" East, a distance of 62.67 feet to a point and corner; thence proceed South 16° 34' 54" West, a distance of 23.06 feet to a point and corner; thence proceed North 50° 55' 9" West a distance 123.92 feet to a point and corner; thence proceed 43.29 feet along an arc, the radius of which is 998.24 feet, having a chord length of 523.88 feet, and a chord bearing of North 22° 27' 14" West; thence proceed 4.56 feet along an arc, the radius of which is 13.01 feet, having a chord length of 4.53 feet and a chord bearing of South 61° 42' 5" East; thence proceed South 54° 4' 54" East, a distance of 57.78 feet to a point; thence proceed 42.57 feet along an arc, the radius of which is 70.01 feet, having a chord length of 41.92 feet and a chord bearing of South 85° 46' 37" East to the Point of Beginning; Said property containing 0.10 acres;

AND

Commencing at Commencing at the Southwest corner of lot G of the Earl Berthelot Heirs property, thence proceed South 66° 1' 23" West a distance of 205.42 feet; thence proceed South 65° 57' 2" West a distance of 273.57 feet; thence proceed South 22° 27' 44" East a distance of 148.40 feet; thence proceed South 71° 32' 7" East a distance of 60.14 feet; thence proceed South 22° 27' 44" East a distance of 258.87 feet to a point and corner; thence proceed North 67° 32' 16" East a distance of 30.00 feet to a point and corner; thence proceed South 22° 27' 44" East a distance of 115.86 feet to a point and corner; thence proceed South 22° 27' 44" East, a distance of 62.67 feet to a point and corner; thence proceed South 16° 34' 54" West, a distance of 23.06 feet to a point and corner which marks the Point of Beginning; thence proceed South 16 degrees, 34' 54" West a distance of 104.92 feet to a point and corner; thence proceed North 73° 25' 6" West a distance of 30.0 feet to a point and corner; thence proceed North 16° 34' 54" East a distance 118.34 feet to a point and corner; thence proceed South 50° 55' 9" East a distance 32.47 feet to a point and corner to the Point of Beginning; Said property containing 0.08 acres;

All of which property is shown on the plat entitled "Map Showing Survey of a Certain 0.10, 0.08, & 0.13 Acre Tracts, Being a Portion of LA. Hwy. 42 Spur Road & a Portion of Old Hwy. 16-Highwater Rd., located in Section 38, T8S-R4E, G.L.D., Livingston Parish, Louisiana for Henry Aydell, Jr.," which map was made and prepared by Alvin Fairburn, Jr., P.L.S. dated February 16, 2015, on file in Plat Book 66, Page 400, Entry 839812 of the records of the Clerk and Recorder of Livingston Parish, Louisiana.

To have and to hold the same unto Henry Aydell, Jr. and Sheila L. Aydell, 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 _____, 2015, 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 _____, 2015, in the presence of the undersigned competent witnesses and me, Notary, after due reading of the whole.

WITNESSES:

Witness name:

HENRY AYDELL, JR.

Witness name:

SHEILA L. AYDELL

NOTARY PUBLIC

Notary Name: _____

Notary I.D. / Bar Roll No. _____