

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3097 ORDINANCE COUNCIL SERIES NO. _____

COUNCIL SPONSOR: STEFANCIK/PRESIDENT PROVIDED BY: PRESIDENT/LEGAL

INTRODUCED BY _____ SECONDED BY _____

ON THE _____ DAY OF _____, 2005.

ORDINANCE AUTHORIZING THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACCEPT THE ACT OF DEDICATION AND DONATION OF A NARROW STRIP OF LAND LOCATED IN SECTION 11, TOWNSHIP 7 SOUTH, RANGE 11 EAST AND TO INCLUDE SAME INTO THE ROAD MAINTENANCE SYSTEM. WARD 3, DISTRICT 5 (AS DESCRIBED IN EXHIBIT "A" ATTACHED HERETO)

THE PARISH OF ST. TAMMANY HEREBY ORDAINS, that:

SECTION I: The Act of Dedication and Donation by Advance Mortgage, L.L.C. for a strip of land located in Section 11, Township 7 South, Range 11 East is accepted, and same shall be incorporated into the St. Tammany Parish Selective Road Maintenance System Inventory.

SECTION II: The Parish President and/or C.A.O. is hereby authorized to execute any and all documents necessary in connection with said acceptance of said strip of land.

SECTION III: The Department of Public Works is directed to provide the appropriate maintenance thereto.

SEVERABILITY: If any provision of this ordinance shall be held to be invalid, such invalidity shall not affect any other provision herein which can be given effect without the invalid provision and to this end the provisions of this ordinance are hereby declared to be severable.

REPEAL: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

EFFECTIVE DATE: This ordinance shall become effective fifteen (15) days after adoption.

MOVED OR ADOPTION BY _____, SECONDED BY _____

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

- YEAS:
- NAYS:
- ABSTAIN:
- ABSENT:

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL HELD ON THE _____ DAY OF _____, 2005, AND BECOMES ORDINANCE COUNCIL SERIES NO. _____.

STEVE STEFANCIK, COUNCIL CHAIRMAN

ATTEST:

DIANE HUESCHEN, COUNCIL CLERK

KEVIN C. DAVIS, PARISH PRESIDENT

Published Introduction _____, 2005
 Published Adopted _____, 2005
 Delivered to Parish President on _____, 2005 @ _____
 Returned to Council Clerk on _____, 2005 @ _____

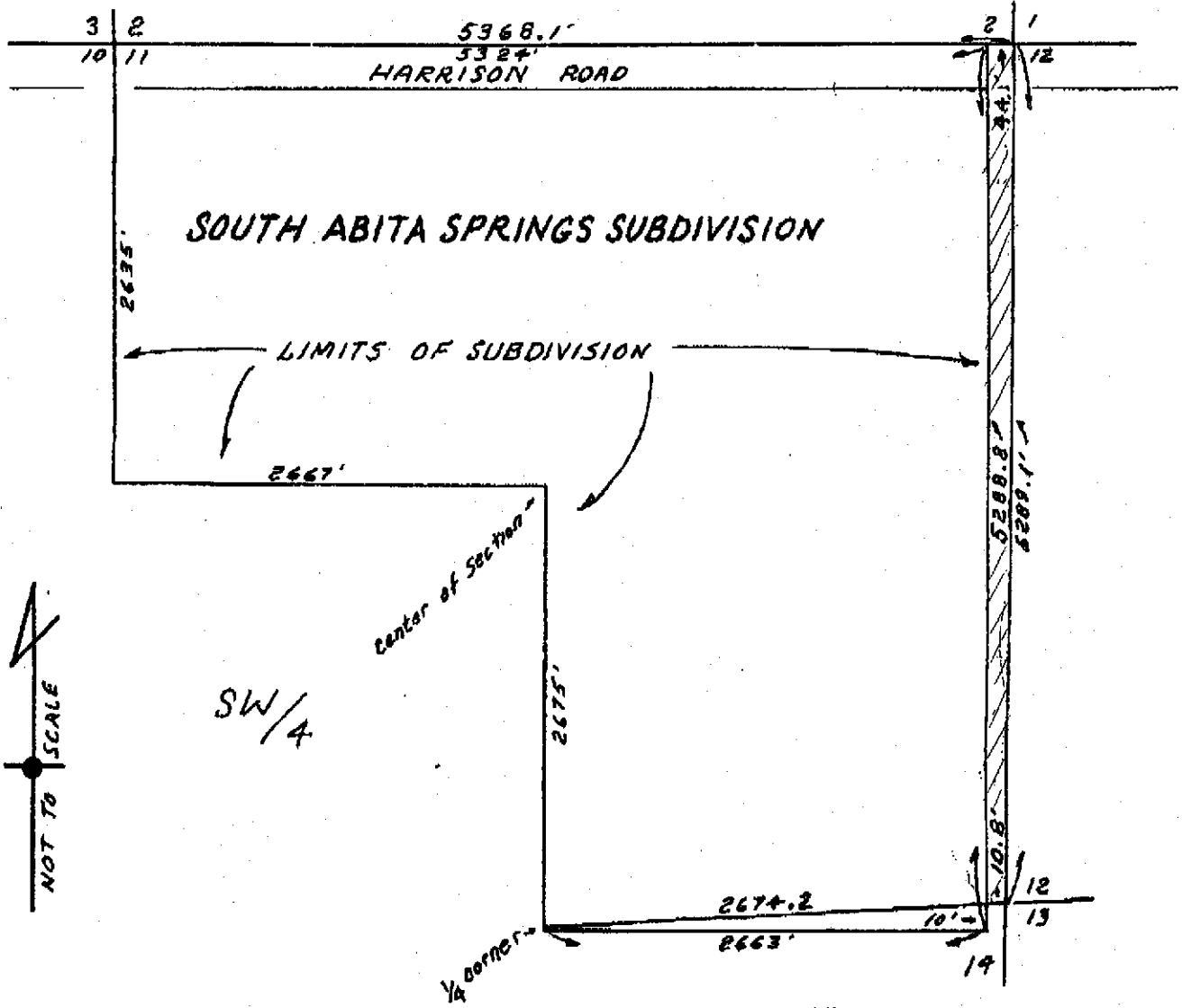
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LEGAL DESCRIPTION:

A narrow strip of land situated between South Abita Springs Subdivision and the East line of Section 11, Township 7 South, Range 11 East St. Tammany Parish, Louisiana, being 44.1 feet in width on the North and tapering to 10.8 feet on the South, more fully described as follows, to-wit;

Commence at the Northeast corner of said section, the POINT OF BEGINNING, Southerly along the East line of said section 5289.1 feet to the Southeast corner, thence Westerly along the South line of said section 10.8 feet, thence Northerly 5288.8 feet to the North line of said section, which point is 44.1 feet West of the Northeast corner, the POINT OF BEGINNING.



NOTE:

THIS SKETCH WAS PREPARED TO DELINEATE THE EXCESS AND ENCROACHMENTS OF LAND BETWEEN SOUTH ABITA SPRINGS SUBDIVISION AND THE EAST HALF AND THE NORTHWEST QUARTER OF SECTION 11.

DATE: MAY 30, 1991
JOB No. 915

STATE OF LOUISIANA
 REGISTERED PROFESSIONAL SURVEYOR
 NED R. WILSON
 REG. NO. 4336
 REGISTERED IN THE STATE OF LOUISIANA, PLS
 NED R. WILSON

LOUISIANA CERTIFICATION NUMBER 4336

67159 INDUSTRY LANE, COVINGTON, LOUISIANA 70433

3097

ACT OF DEDICATION
AND DONATION

UNITED STATES OF AMERICA

TO ST. TAMMANY PARISH

STATE OF LOUISIANA

BE IT KNOWN, that on the dates hereinafter set forth,

BEFORE EACH OF US, the undersigned Notaries Public, duly commissioned and qualified in and for the Parish and State hereinafter set forth, and in the presence of the undersigned and competent witnesses,

PERSONALLY CAME AND APPEARED:

ADVANCE MORTGAGE COMPANY, L.L.C., a limited liability company, organized pursuant to articles of organization dated November 9, 2000, filed with the Louisiana Secretary of State, and recorded as conveyance instrument number 1237009 of the records of St. Tammany Parish, Louisiana, which is the surviving entity following a merger between Advance Mortgage Company, Partnership in Commendam and Advance Mortgage Company, L.L.C. by merger dated December 31, 2000, recorded as conveyance instrument number 1228594 of the records of St. Tammany Parish, Louisiana, which Advance Mortgage Company, Partnership in Commendam is the surviving entity following a merger between Choice Properties and Advance Mortgage Company, Partnership in Commendam by merger dated December 31, 2000, recorded as conveyance instrument number 1228586 of the records of St. Tammany Parish, Louisiana, herein represented by Bruce Wainer, duly authorized manager in accordance with the articles of organization of the Company, which mailing address is declared to be 3421 North Causeway Boulevard, Suite 201, Metairie, Louisiana 70002 (hereinafter "Advance");

and

THE PARISH OF ST. TAMMANY, a political subdivision of the State of Louisiana, represented herein by Kevin Davis, its President, duly authorized, hereinafter referred to as the "Parish;"

who declare and agree as follows:

Advance does by these presents donate and dedicate all rights, titles and interests which it has in and to the following property as a public street to and in favor of the public and St. Tammany Parish for use by the public as a public street, **INCLUDING THE PARCEL OF GROUND, ANY ROAD, ROAD BASE, SURFACE, DRAINAGE DITCHES, CULVERTS, AND APPURTENANCES THEREON AND THEREUNDER OR IN ANYWAY APPERTAINING THERETO.** The Parish does appear herein and does accept the dedication and donation and agrees to incorporate the Dedicated Property (herein described) into the St. Tammany Parish road maintenance system. The parcel of property subject of this dedication and donation is described as follows:

A narrow strip of land situated between South Abita Springs Subdivision and the east line of Section 11, Township 7 South, Range 11 East, St. Tammany Parish, Louisiana, being 44.1 feet in width on the north, and tapering to 10.8 feet on the south and more fully described as follows, to-wit:

Commence at the northeast corner of Section 11, Township 7 South, Range 11 East, St. Tammany Parish, Louisiana, the Point of Beginning, thence go southerly along the east line of Section 11, 5,289.1 feet to the southeast corner of Section 11; thence

go westerly along the south line of Section 11, 10.8 feet to 11th Street; thence go northerly along the east line of 11th Street 5,288.8 feet to the north line of Section 11; thence go east along the north line of Section 11, 44.1 feet to the northeast corner of Section 11 and the Point of Beginning.

herein referred to as the "Dedicated Property."

IT IS FURTHER AGREED AND UNDRSTOOD THAT THE UNDERSIGNED NOTARIES PUBLIC ARE RELEASED AND RELIEVED OF ANY LIABILITY HEREIN INSOFAR AS NO TITLE EXAMINATION HAS BEEN REQUESTED NOR CERTIFICATES ISSUED AND RUN BY ANY CLERK OF COURT.

THUS DONE AND SIGNED in Covington, Louisiana, on the 24th day of August, 2004, in the presence of the undersigned competent witnesses and me, Notary, after due reading of the whole.

WITNESSES:

ADVANCE MORTGAGE
COMPANY, L.L.C.

Karen T. McKeig
Karen T. McKeig

By: Bruce Wainer
BRUCE WAINER

Judith L. Overman
Judith L. Overman

A. WAYNE BURAS, NOTARY PUBLIC
LA. BAR ROLL NO. 3651

THUS DONE AND SIGNED in _____, Louisiana, on the _____ day of August, 2004, in the presence of the undersigned competent witnesses and me, Notary, after due reading of the whole.

WITNESSES:

THE PARISH OF ST. TAMMANY

By: KEVIN DAVIS
President, St. Tammany Parish

_____, NOTARY PUBLIC
LA. BAR ROLL OR NOTARY NO. _____