

ORD.

2017-0009

INTRODUCED BY: LARRY COCHRAN, PARISH PRESIDENT
(DEPARTMENT OF WASTEWATER)

ORDINANCE NO. 17-1-6

An ordinance to approve and authorize the Parish President to execute an Act of Revocation over property identified as Parcel 1-1 and Parcel 1-1C in Hahnville, LA, which property is more particularly described in the Act of Revocation attached hereto and made a part hereof.

WHEREAS, the Parish acquired a sewer servitude by Grant of Servitude from Roswell Weil, Dr. George S. Kantor, Richard L. Weil, John L. Weil, and Maureen Weil Stein dated July 1, 1999 and recorded in St. Charles Parish conveyance records on July 16, 1999 in COB 556, Folio 380, Instrument #234808 for the purposes of constructing, operating, maintaining, repairing, and/or replacing sewerage improvements; and,

WHEREAS, the servitude was acquired to install a sewer force main extending from the Killona area along LA Highway 3127 towards LA Highway 3160 to the St. Charles Parish Wastewater Treatment Plant due to a history of problems competing with the sewer line extending along LA Highway 3127 coming from the other direction of I-310; and,

WHEREAS, the force main has been redesigned since the granting of the servitude by the landowners and can no longer be utilized for the project; and,

WHEREAS, there is no longer a public purpose for the described servitude and an Act of Revocation attached hereto will release the land from the servitude.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the Parish President is hereby authorized to execute an Act of Revocation with Richard Weil, John Weil, Maureen Weil Stein, Dr. George S. Kantor, and/or all other owners of record, as their interests may appear releasing the Grant of Servitude dated July 1, 1999 and recorded in St. Charles Parish on July 16, 1999 in COB 556, Folio 380, Instrument #234808.

SECTION II. That the Parish President is hereby authorized to execute any and all documents necessary to complete said revocation.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, GIBBS, WOODRUFF, BELLOCK, FLETCHER, FISHER-PERRIER
NAYS: NONE
ABSENT: NONE

And the ordinance was declared adopted the 23rd day of January, 2017, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]
SECRETARY: [Signature]
DLVD/PARISH PRESIDENT: [Signature]
APPROVED: _____ DISAPPROVED: _____
PARISH PRESIDENT: [Signature]
RETD/SECRETARY: [Signature]
AT: [Signature] RECD BY: [Signature]

RECORDED IN THE ST. CHARLES PARISH
CLERK OF COURT OFFICE
ON February 3, 2017
AS ENTRY NO. 421504
IN MORTGAGE/CONVEYANCE BOOK
NO. 842 FOLIO 673

UNITED STATES OF AMERICA
STATE OF LOUISIANA
PARISH OF ST. CHARLES

ACT OF REVOCATION
BY AND BETWEEN
RICHARD L. WEIL, JOHN L. WEIL,
MAUREEN WEIL STEIN &
DR. GEORGE S. KANTOR
AND
ST. CHARLES PARISH

BE IT KNOWN, that on this ____ day of _____, in the year two thousand and seventeen (2017).

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified and in the presence of the two competent witnesses hereinafter undersigned; PERSONALLY CAME AND APPEARED:

RICHARD L. WEIL, a person of legal age and resident of Larimer County, Colorado, who declared unto the undersigned Notary, that he has been married but _____ and then to _____ whom he currently lives and resides with, and further that his mailing address is 1910 Lakeside Resort Lane, Fort Collins, Colorado 80524; and

JOHN L. WEIL, Louisiana, who declared unto the undersigned Notary, that he has been married but _____ and then to _____ whom he currently lives and resides with, and further that his mailing address is 373 Broadway Street, New Orleans, Louisiana 70118; and

MAUREEN WEIL STEIN, a person of legal age and resident of Orleans Parish, Louisiana, who declared unto the undersigned Notary, that she has been married but _____ and then to _____ whom she currently lives and resides with, and further that her mailing address is 1505 Calhoun Street, New Orleans, Louisiana 70118; and

DR. GEORGE S. KANTOR, a person of legal age and resident of Palm Beach County, Florida, who declared unto the undersigned Notary, that he has been married but _____ and then to _____ whom he currently lives and resides with, and further that his mailing address is 11211 Prosperity Farms Road, Palm Beach Gardens, Florida 33410;

hereinafter collectively designated as "**GRANTOR**", and;

ST. CHARLES PARISH, a political subdivision of the State of Louisiana, herein represented by **LARRY COCHRAN**, its Parish President, whose mailing address is P. O. Box 302, Hahnville, Louisiana, 70057; and pursuant to Ordinance No. 17-1-6, adopted by St. Charles Parish Council on January 23, 2017 a copy of which is attached hereto and made a part hereof;

hereinafter designated as "**GRANTEE**",

Appearers declare that **GRANTOR** is successor in interest to Roswell Weil, Dr. George S. Kantor, Richard L. Weil, John L. Weil, and Maureen Weil Stein for the following described property who did grant a certain servitude to St. Charles Parish, that the certain Grant of Servitude, dated July 1, 1999 was recorded in St. Charles Parish on July 16, 1999 in COB 556, Folio 380, Instrument #234808, and that the certain servitude was for the purposes of constructing, operating, maintaining, repairing, and/or replacing sewerage improvements on the following described property situated in St. Charles Parish, to-wit:

HAHNVILLE 3127 TO STP

Parcel 1-1

Commencing at the intersection of the northerly right of way line of LA 3127 and the line common to Section 10 and Section 68, T13S, R20E, the point of commencement, measure thence along the arc of a curve to the left having a radius of 6483.34 feet an arc length of 115.52 feet, to a point, the point of beginning. Thence continuing along the arc of a curve to the left having a radius of 6483.34 feet an arc length of 10.55 feet to a point, measure thence N20024'47"E a distance of 437.39 feet to a point, measure thence N23°20'46"E a distance of 528.09 feet to a point, measure thence N16°44'37"E a distance of 1485.09 feet to a point, measure thence N55°14'29"W a distance of 105.28 feet to a point, measure thence N17°06'03"E a distance of 929.25 feet to a point, measure thence N31°56'38"E a distance of 225.26 feet to a point, measure thence S57°39' 13 "E a distance 1 0.00 feet, measure thence S31°56'38"W a distance of 223.89 feet, measure thence S17°06'03"W a distance of 920.64 feet, measure thence S55°14'29"E a distance of 105.24 feet to a point, measure thence S16°44'37"W a distance of 1492.93 feet to a point, measure thence S23°20'46"W a distance of 528.41 feet to a point, measure thence S20024'47"W a distance of 440.49 feet to a point, the point of beginning. Said Parcel contains 37,109.81 square feet.

AND a temporary Construction Servitude on the following described property situated in St. Charles Parish, to-wit:

Parcel 1-1C

Commencing at the intersection of the northerly right of way line of LA 3127 and the line common Section 10 and Section 68, T13S, R20E, the point of commencement, measure thence along the arc of a curve to the left having a radius of 6483.34 feet an arc length of 94.40 feet, to a point, the point of beginning. Thence continuing along the arc of a curve to the left having a radius of 6483.34 feet an arc length of 21.12 feet to a point, measure thence N20024'47"E a distance of 440.49 feet to a point, measure thence N23°20'46"E a distance of 528.41 feet to a point, measure thence N16°44'37"E a distance of 1492.93 feet to a point, measure thence N55°14'29"W a distance of 105.24 feet to a point, measure thence N17°06'03"E a distance of 920.64 feet to a point, measure thence N31°56'38"E a distance of 223.89 feet to a point, measure thence S57°39' 13 "E a distance 20.00 feet, measure thence S31°56'38"W a distance of 221.14 feet, measure thence S17°06'03"W a distance of 903.41 feet, measure thence S55° 14' 29"E a distance of 1 05.14 feet to a point, measure thence S16°44'37"W a distance of 1508.62 feet to a point, measure thence S23°20'46"W a distance of 529.05 feet to a point, measure thence S20024'47"W a distance of 446.76 feet to a point, the point of beginning. Said Parcel contains 74,257.14 square feet.

NOW THEREFORE, because it has been determined by Ordinance No. 17-1-6, adopted by St. Charles Parish Council on January 23, 2017, a copy of which is attached hereto and made a part hereof, that the above described servitudes serve no public function whatsoever due to the project having never been constructed that **GRANTEE** does hereby convey, transfer, assign, release, revoke, set over, abandon, and quitclaim to **GRANTOR** all of its rights, title, and interest in and to that certain servitude recorded in St. Charles Parish on July 16, 1999 in COB 556, Folio 380, Instrument #234808.

IN TESTIMONY WHEREOF, the party hereto has signed, executed, and acknowledged this instrument as his free and voluntary act, in triplicate originals, in the presence of the two undersigned competent witnesses, as of the 23 day of September, 2016, after a due reading of the whole.

WITNESSES:

[Signature]
Laila Lambourne
Print Name

GRANTOR: RICHARD L. WEIL

[Signature]

[Signature]
Mary Champen
Print Name

ACKNOWLEDGEMENT

STATE OF Colorado
PARISH/COUNTY OF Larimer

BEFORE ME, the undersigned authority, duly qualified in and for the aforesaid Parish/County and State, personally came and appeared **RICHARD L. WEIL**, a person of the full age of majority and personally known to me, Notary, who by me having been duly sworn, declared and acknowledged that **RICHARD L. WEIL**, signed the above and foregoing instrument on the date thereof for the objects and purposes therein expressed and acknowledged said instrument to be his voluntary act and deed.

IN FAITH WHEREOF, Appearer executed this acknowledgment in the aforesaid Parish/County of Larimer, State of Colorado, on this 23rd day of September, 2016, before me, the undersigned Notary Public, duly commissioned and qualified.

[Signature]
NOTARY PUBLIC

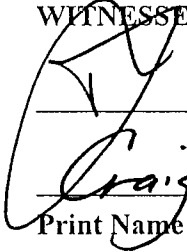
Printed Name: Caitlin Brennan
Notary Identification or Bar Roll No.: 20164007563
My Commission expires: February 24, 2020

CAITLIN BRENNAN
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20164007563
MY COMMISSION EXPIRES FEBRUARY 24, 2020

IN TESTIMONY WHEREOF, the party hereto has signed, executed, and acknowledged this instrument as his free and voluntary act, in triplicate originals, in the presence of the two undersigned competent witnesses, as of the 19th day of October, 2016, after a due reading of the whole.

WITNESSES:

GRANTOR: JOHN L. WEIL



Craig Lehnhardt
Print Name

John L. Weil

LSA


Tom Scott
Print Name

ACKNOWLEDGEMENT

STATE OF Louisiana
PARISH/COUNTY OF Orleans

BEFORE ME, the undersigned authority, duly qualified in and for the aforesaid Parish/County and State, personally came and appeared **JOHN L. WEIL**, a person of the full age of majority and personally known to me, Notary, who by me having been duly sworn, declared and acknowledged that **JOHN L. WEIL**, signed the above and foregoing instrument on the date thereof for the objects and purposes therein expressed and acknowledged said instrument to be his voluntary act and deed.

IN FAITH WHEREOF, Appearer executed this acknowledgment in the aforesaid Parish/County of Orleans, State of Louisiana, on this 19th day of October, 2016, before me, the undersigned Notary Public, duly commissioned and qualified.



NOTARY PUBLIC

Printed Name: _____
Notary Identification or Bar Roll No. _____
My Commission expires: _____
CHARLES A. MARTS
Attorney at Law, Bar #34666
Notary Public #133805
Parish of Orleans, State of Louisiana
My Commission is for Life

IN TESTIMONY WHEREOF, the party hereto has signed, executed, and acknowledged this instrument as her free and voluntary act, in triplicate originals, in the presence of the two undersigned competent witnesses, as of the ___ day of _____, 2016, after a due reading of the whole.

WITNESSES:

GRANTOR: MAUREEN WEIL STEIN

Peter A Nares
Print Name

Maureen Weil Stein

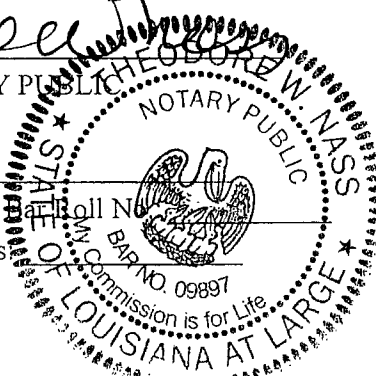
Tina Alagdon
Print Name

ACKNOWLEDGEMENT

STATE OF _____
PARISH/COUNTY OF _____

BEFORE ME, the undersigned authority, duly qualified in and for the aforesaid Parish/County and State, personally came and appeared MAUREEN WEIL STEIN, a person of the full age of majority and personally known to me, Notary, who by me having been duly sworn, declared and acknowledged that MAUREEN WEIL STEIN, signed the above and foregoing instrument on the date thereof for the objects and purposes therein expressed and acknowledged said instrument to be her voluntary act and deed.

IN FAITH WHEREOF, Appearer executed this acknowledgment in the aforesaid Parish/County of *T Jefferson* state of *LA*, on this *25* day of *July*, 2016, before me, the undersigned Notary Public, duly commissioned and qualified.

Theodore W. Nares
NOTARY PUBLIC
Printed Name: _____
Notary Identification or Barroll No. _____
My Commission expires _____


In connection with Act of Revocation

IN TESTIMONY WHEREOF, the party hereto has signed, executed, and acknowledged this instrument as his free and voluntary act, in triplicate originals, in the presence of the two undersigned competent witnesses, as of the 31 day of October, 2016, after a due reading of the whole.

WITNESSES:

GRANTOR: DR. GEORGE S. KANTOR

J. Barrett Carter

Print Name

DR. GEORGE S. KANTOR

Jane Dupin

Print Name

ACKNOWLEDGEMENT

STATE OF Louisiana
PARISH/COUNTY OF Orleans

BEFORE ME, the undersigned authority, duly qualified in and for the aforesaid Parish/County and State, personally came and appeared **DR. GEORGE S. KANTOR**, a person of the full age of majority and personally known to me, Notary, who by me having been duly sworn, declared and acknowledged that **DR. GEORGE S. KANTOR**, signed the above and foregoing instrument on the date thereof for the objects and purposes therein expressed and acknowledged said instrument to be his voluntary act and deed.

IN FAITH WHEREOF, Appearer executed this acknowledgment in the aforesaid Parish/County of Orleans, State of Louisiana, on this 31 day of October, 2016, before me, the undersigned Notary Public, duly commissioned and qualified.

David R. Rizzo

NOTARY PUBLIC

Printed Name: _____

Notary Identification or Bar Roll No.: _____

My Commission expires: _____

DAVID R. RIZZO
NOTARY PUBLIC
(NOTARY ID 68756)
PARISH OF ORLEANS-STATE OF LOUISIANA
My Commission Expires is Issued For Life

IN TESTIMONY WHEREOF, the party hereto has signed, executed, and acknowledged this instrument as his free and voluntary act, in triplicate originals, in the presence of the two undersigned competent witnesses, as of the 2nd day of February, 2017, after a due reading of the whole.

WITNESSES:

GRANTEE: ST. CHARLES PARISH

Dawn H. Hibdon

[Signature]
LARRY COCHRAN

DAWN H. HIBDON

Print Name

Billy Raymond

Print Name

ACKNOWLEDGEMENT

STATE OF LOUISIANA
PARISH OF ST. CHARLES

BEFORE ME, the undersigned authority, duly qualified in and for the aforesaid Parish and State, personally came and appeared LARRY COCHRAN, a person of the full age of majority and personally known to me, Notary, who by me having been duly sworn, declared and acknowledged that LARRY COCHRAN, signed the above and foregoing instrument on behalf of ST. CHARLES PARISH on the date thereof for the objects and purposes therein expressed, and acknowledged the same as their voluntary act and deed.

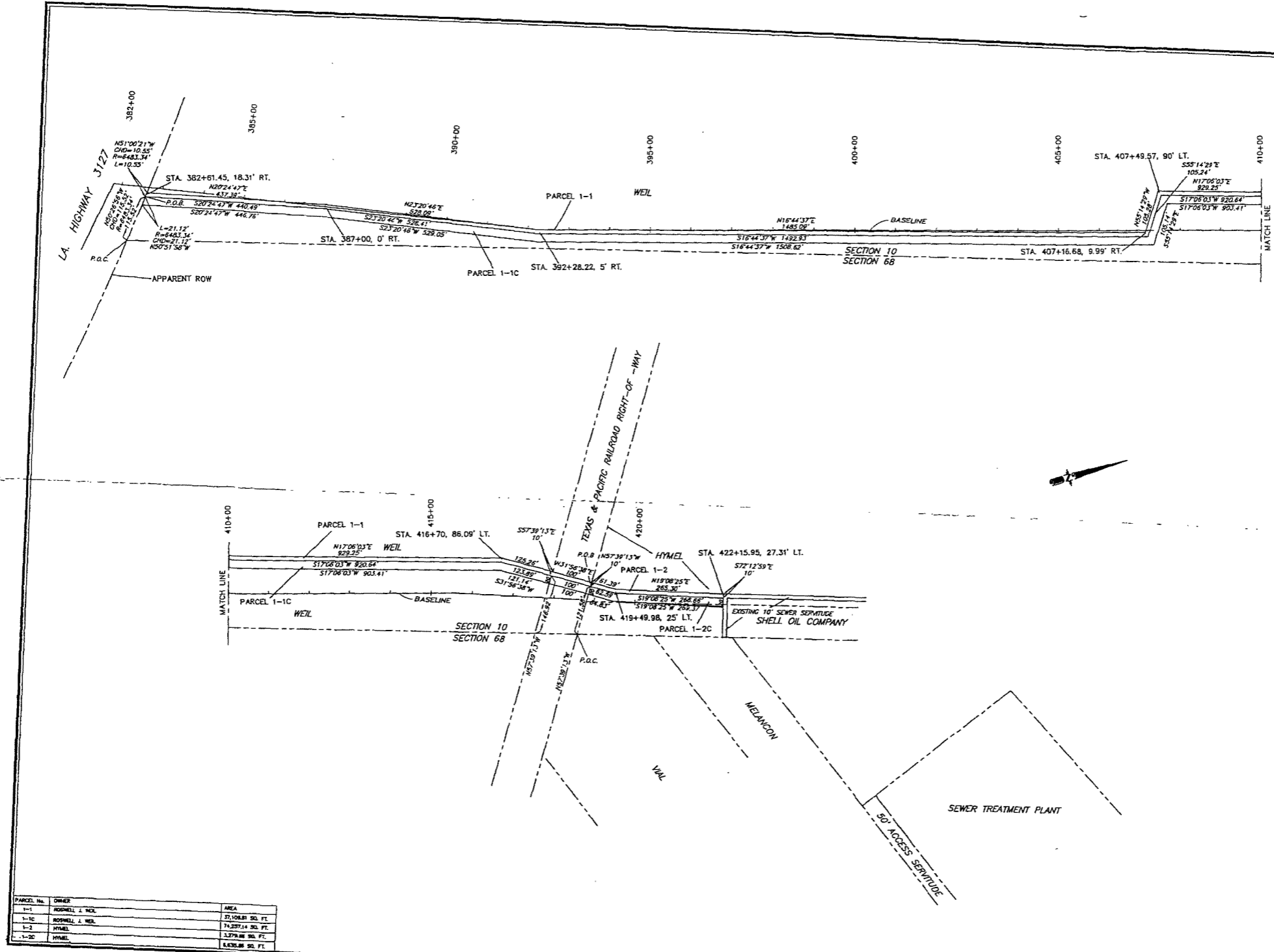
IN FAITH WHEREOF, Appearer executed this acknowledgment in the aforesaid Parish of St. Charles, State of Louisiana, on this 2nd day of February, 2017, before me, the undersigned Notary Public, duly commissioned and qualified.

[Signature]
NOTARY PUBLIC

Printed Name: Robert L. Raymond

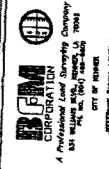
Notary Identification or Bar Roll No.: _____

My Commission expires: at death



PARCEL No.	OWNER	AREA
1-1	ROSNELL, J. NEA.	37,108.81 SQ. FT.
1-1C	ROSNELL, J. NEA.	74,297.14 SQ. FT.
1-2	HYMEL	1,379.86 SQ. FT.
1-2C	HYMEL	6,630.86 SQ. FT.

A SURVEY OF PROPOSED SEWER SERVICE LINES FOR
 S.F.M. FROM LA. STATE HIGHWAY NO. 3127 TO S.T.P.
 HAHNVILLE
 ST. CHARLES PARISH, LOUISIANA



REGISTERED PROFESSIONAL LAND SURVEYOR

CAMP DRESSER & MCKEE

SCALE	1" = 100'
DATE	12/28/98
DRAWN BY	R.W.X.
CHECKED BY	
DRAWING NO.	F-3444-1998
PROJECT NO.	8125
SHEET	2 OF 2