

VICINITY MAP
SCALE: 1" = 2000'

Approved/Disapproved _____

Planning Commission Chairman _____

Date _____

Council Chairman _____

Date _____

Parish President _____

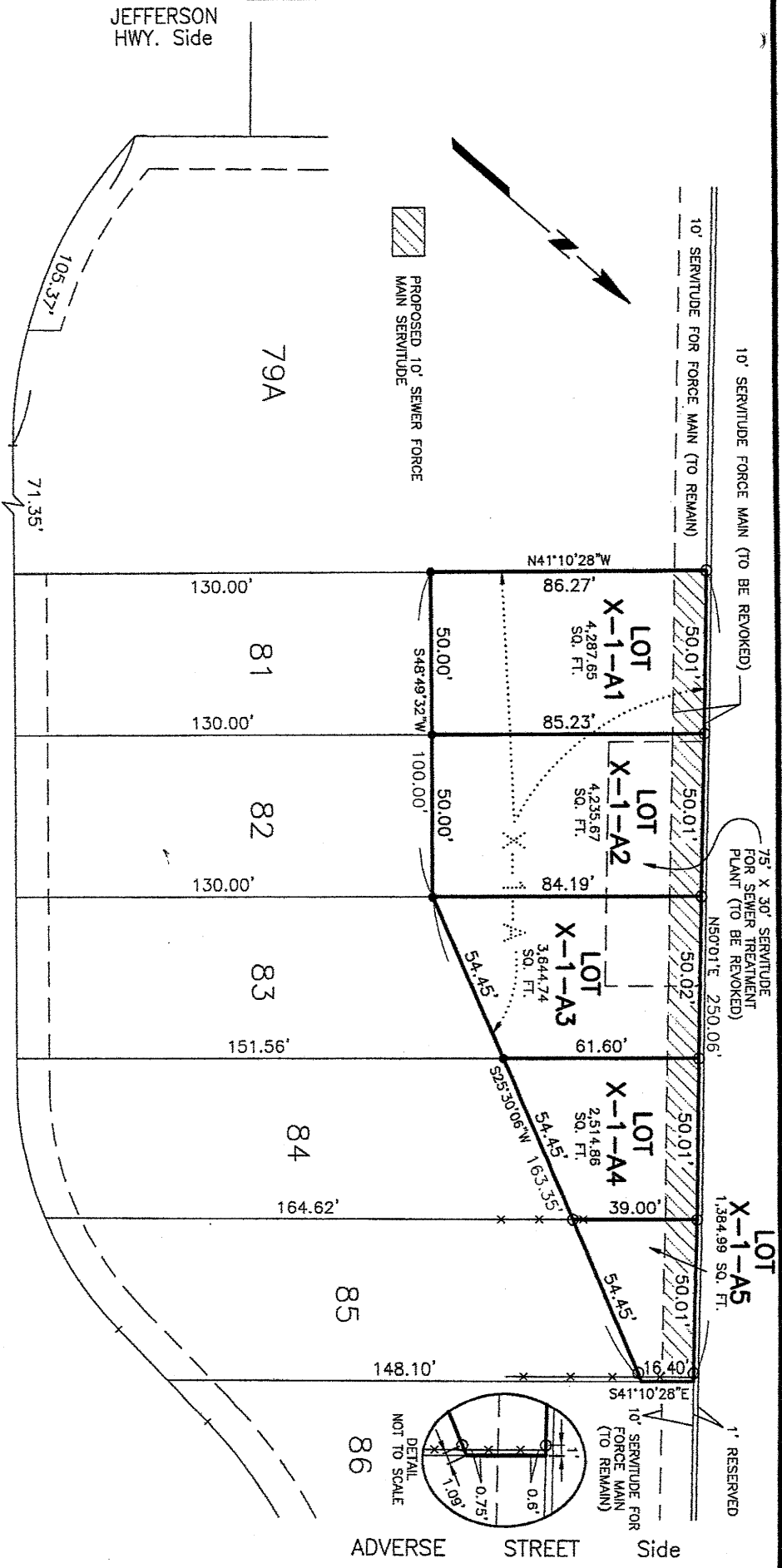
Date _____

REFERENCE PLAN:
RESUBDIVISION OF LOTS 79, 80 & PLOT X-1,
DIXIELAND SUBDIVISION BY LUCIEN C. GASSEN,
DATED NOVEMBER 26, 1990

The servitudes shown on this survey are limited to those set forth per reference plat and there is no representation that all applicable servitudes are shown hereon. No title search or public record search was made in compiling data for this survey.

This is to certify that I have consulted the Flood Insurance Rate Maps and found that this property is in Zone X.

- LEGEND
- = IR FOUND
 - = IR SET
 - x- = FENCE
- BEARINGS ARE BASED ON REFERENCE PLAN



RESUBDIVISION OF LOT X-1-A
DIXIELAND SUBDIVISION
INTO LOTS X-1-A1, X-1-A2, X-1-A3, X-1-A4 & X-1-A5
IN SECTION 6, T12S - R7E
ST. CHARLES PARISH, LOUISIANA

SCALE: 1" = 50'

JUNE 25, 2007

CERTIFIED TO PAUL J. HOGAN

Recorded in The Clerk of Court's office
St. Charles Parish on the _____ day of _____, in Book _____
Folio _____, Entry # _____
Signature _____ Title _____

I certify that this plat represents an actual ground survey performed under my supervision and is in accordance with the Louisiana standards of practice for a Class C survey.

LUCIEN C. GASSEN, PLS
Registration No. 353
LULING, LOUISIANA 70070

May 24, 2007

Ms. Dawn Higdon, Paralegal
14108 River Road
Destrehan, LA 70047

Re: Revocation and Donation of Servitudes
Dixieland Subdivision
Montz, Louisiana

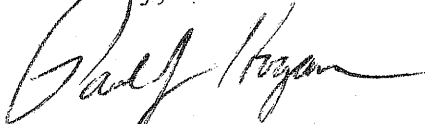
Dear Ms. Higdon:

I will be closing tomorrow on Item No, 131 (Lot X-1-A, Dixieland Subdivision) which I agreed to purchase at the recent Parish auction. Once I have title to the lot, I will need to have the Parish revoke the existing servitudes from the Lot and simultaneously accept a 10' Servitude for Sewer Force Main across the rear of the lot per our discussion.

Please find enclosed documents prepared in association with what is required. I can have modifications performed to the documents if needed or you can create your own documents as needed. An ordinance(s) will need to be drafted for approval by the Council. Please have the required ordinance(s) prepared and placed on the agenda as soon as possible. Also enclosed is a copy of the original Act of Dedication which created the original servitudes.

Please call me at 504-615-4862 should you have any question or should you require any additional information.

Sincerely,



Paul J. Hogan, PE
P.O. Box 250
Des Allemands, LA 70030
504-615-4862

**ACT OF REVOCATION
BY ST. CHARLES PARISH**

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

BE IT KNOWN, that on this _____ day of **JUNE**, in the year of **2007**.

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified in and for the Parish of St. Charles, State of Louisiana, therein residing, and in the presence of the two competent witnesses hereinafter undersigned;

PERSONALLY CAME AND APPEARED:

ALBERT D. LAQUE, Parish President and Chief Executive Officer of the Parish of St. Charles, herein duly authorized by the provisions of Ordinance No. _____, passed and adopted at a meeting of the St. Charles Parish Council held on the _____ day of June, 2007.

That pursuant to the above recited ordinance, the Parish of St. Charles does hereby abandon and revoke the following described servitude:

Two (2) ten-foot Servitudes for Sewer Force Main and one (1) 75' by 30' Servitude for Sewer Treatment Plant located on Lot X-1-A, granted unto St. Charles Parish in an Act of Dedication dated August 22, 1984 by Babe's Construction, Inc to St. Charles Parish, recorded in C.O.B. 323, Folio 448, St. Charles Parish, Louisiana. The location of the said servitudes are more fully described on the attached survey by Lucien C. Gassen, dated November 26, 1990, attached hereto and made a part of.

The revocation of the servitudes described above are hereby deemed to be in the best interest of St. Charles Parish.

THUS DONE AND SIGNED this _____ day of June, 2007 in the Parish of St. Charles, State of Louisiana in the presence of the undersigned competent witnesses and me. Notary, after a reading of the whole.

WITNESSES:

ST. CHARLES PARISH

**By: ALBERT D. LAQUE
PARISH PRESIDENT**

Sworn to and subscribed before me this ____ day of June, 2007.

NOTARY PUBLIC

DONATION OF SERVITUDE

UNITED STATES OF AMERICA

BY AND BETWEEN

STATE OF LOUISIANA

**PAUL J. HOGAN
AND ST. CHARLES PARISH**

PARISH OF ST. CHARLES

BE IT KNOWN, that on this _____ day of **JUNE**, in the year of **2007**.

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified in and for the Parish of St. Charles, State of Louisiana, therein residing, and in the presence of the two competent witnesses hereinafter undersigned;

BE IT KNOWN, that **Paul J. Hogan**, whose mailing address is P.O. Box 250, Des Allemands, Louisiana 70030, hereinafter referred to as **GRANTOR**, personally came and appeared. **GRANTOR** does hereby grant a ten (10) foot permanent sewer force main servitude to St. Charles Parish, a political subdivision of the State of Louisiana, whose address is P. O. Box 302, Hahnville, Louisiana, 70057, (hereinafter referred to as **GRANTEE**) for the purposes of constructing, installing, operating, maintaining, repairing and/or replacing a sewer force main under the following described property situated in St. Charles Parish, to-wit:

Property:

A permanent sewer force main servitude located across the rear of Lot X-1-A1 of Dixieland Subdivision, Montz, St. Charles Parish, Louisiana, consisting of a strip of land Ten (10) feet in width adjacent to and parallel to the rear of said lot.

The location of the permanent sewer servitude is more fully described on the attached survey by Lucien C. Gassen, dated _____, attached hereto and made a part hereof.

Permanent structures are prohibited on the said servitude. The granting of this servitude shall not restrict the **GRANTOR** from constructing a fence within the said servitude. Should the **GRANTEE** have to remove any part of a fence for construction and/or repair of the sewer main and associated improvements, the **GRANTEE** will repair or replace the fence. The premises so disturbed by the installation, maintenance, and or repair of the sewer force main shall be reasonably restored to its original condition by the **GRANTEE**.

This permanent servitude is being granted for the purposes of constructing and maintaining a sewer force main and **GRANTOR** grants unto **GRANTEE** the right of ingress and egress to and from said servitude for the purpose of installation, construction, operation, maintenance, repairing and inspection of said sewer force main. **GRANTOR** retains the rights to fully use and enjoy the above-described property, except as to the rights here and above granted. **GRANTEE** agrees to indemnify and hold harmless **GRANTOR** from any and all damages which **GRANTOR** may suffer, caused either wholly or in part, by reason of the negligence of the Parish, its agents or employees, in the installation, operation or maintenance of the sewer force main.

To have and to hold said servitude unto the said **GRANTEE**, its successors and assigns until said servitude is exercised and so long thereafter as the same shall be useful for the above named purposes.

THUS DONE AND SIGNED by the parties hereto at my office in _____, Louisiana, on the date first above written, in the presence of me, Notary, and the following competent witnesses who have signed in the presence of the parties and me, Notary.

WITNESSES:

GRANTOR:

Paul J. Hogan

Sworn to and subscribed before me this ___ day of _____, 2006.

NOTARY PUBLIC

WITNESSES:

GRANTEE:

ST. CHARLES PARISH

By: _____
Albert D. Laque
Parish President

Sworn to and subscribed before me this ___ day of _____, 2006.

NOTARY PUBLIC

June 29, 2007

Councilman "Dickie" Duhe
St. Charles Parish
P.O. Box 302
Hahnville, LA 70057

Re: Revocation and Donation of Servitudes
Dixieland Subdivision
Montz, Louisiana

Dear Councilman Duhe:

Enclosed is a copy of all the info and letters sent to Bobby Raymond regarding this request which I spoke with you about today. I am providing a copy to Ms. Barbera also. .

Please have this introduced at Monday's Council meeting so that it can be heard at the July 23, 2007 Council meeting. The resubdivision needs a waiver that will also be at the same meeting. This will allow all of these things to be taken care of at one time. If the Council does not heard the servitude request at that meeting, it will cause a separate servitude document to be needed for each of the new lots. It just creates more paperwork.

Your help would be greatly appreciated! Please call me at 504-615-4862 should you have any question or should you require any additional information

Sincerely,



Paul J. Hogan, PE
P.O. Box 250
Des Allemands, LA 70030
504-615-4862

cc: Ms. Barbera Tucker

6-2807

RE: Revocation & Donation of Servitude @ Thoroughbred Ave
Lot

Bobby,

Ptz to Resub ^{the lot} @ 7-5-07 mtg. Need
Supporting Resolution from Council @ 7-23 Council
meeting.

[The Revocation, the Donation, & the Resolution
would all be at the same meeting]

If we get the Revocation & Donation introduced
@ 7-2-07 mtg of the Council, then
Only one donation Document should be
Required. If not Done @ the 7-23
council meeting, then the Donation will
have to be a separate document for
each Lot After the Resub.

Can you get this introduced @ Monday's
meeting? This will make things Easier &
Simpler.

Let me know if you will prepare the docs
or if you will want me to use those
I submitted to you for Review.

Please Call me to discuss!

Thanks Paul [Signature]

5 AUG 1 15 11 01 7

June 27, 2007

Mr. Robert Raymond
14108 River Road
Destrehan, LA 70047

Re: Revocation and Donation of Servitudes
Dixieland Subdivision
Montz, Louisiana

Dear Mr. Raymond:

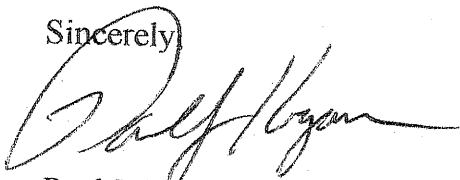
I purchased Item No, 131 (Lot X-1-A, Dixieland Subdivision) at the recent Parish auction. I sent a letter to your office dated June 25, 2007 regarding the revocation and donation of servitudes on this lot. Included were samples of revocation and donation documents for your review.

As of this writing, I have yet to be given direction regarding this item. I submitted an application to have the property rezoned at the July 5th Planning and Zoning meeting. Since you and I were unable to get the revocation and the donation completed prior to this meeting, we will have to do a separate donation for each of the 5 lots that are being created. I will have the documents prepared for each lot based upon any modification you requests on the samples I sent to your office.

Please provide me with some direction as soon as possible so that this issue can be resolved.

Please call me at 504-615-4862 should you have any question or should you require any additional information.

Sincerely



Paul J. Hogan, PE
P.O. Box 250
Des Allemands, LA 70030
504-615-4862

cc: Mr. Albert Laque, Parish President



6/19/07

DAWN,

Let me know what is needed
to get the Revocation & the Donation of
the servitudes on the lot at Thoroughbred Lane
introduced at the next council meeting (July 2 mtg)
so that it can be taken up at the July 23 council
meeting. ~~The deal to divide the lot into~~

~~Also call Sammy Accardo to~~
Let him know exactly how these servitudes
are being handled since it does not quite
match the memorandum from their department.
He said he has no problem with revoking all
& donating the 10' servitude simultaneously.

Thanks for your assistance!

Paul
504-615-4862

MEMORANDUM

To: Mr. Bobby Raymond, Director
Legal Services Department

From: Sammy Accardo,
Assistant Director Wastewater

Re: Lot X-1A, Dixieland Subdivision

St. Charles Parish Department of Wastewater has no objection to the revocation of a portion of an existing sewer plant servitude that is no longer required by the Parish. The portion to be revoked measures 75-feet by 20-feet and will be adjacent to a 10-foot by 75-foot sewer force main that the Parish will retain.

Attached is a drawing of the area.

Should you have any questions, contact my office at 985-783-5100.