

**AMENDMENT NO. 1  
TO  
EASEMENT NO. DACW29-2-95-08**

WHEREAS, on August 29, 1995, Easement No. DACW29-2-95-08, was entered into between the Government, as Grantor, and St. Charles Parish Council, as Grantee, to construct, use, maintain, control, operate and repair a stormwater pump station along Engineer's Canal, including two 26-inch pipelines across the Bonnet Carre Spillway lower guide levee at approximate levee station 69+84, and a discharge swale inside the spillway, within our Bonnet Carre Spillway Project, in Section 5, Township 12 South, Range 8 East, St. Charles Parish, Louisiana.

WHEREAS, a modification of said easement is desirable for the improvement of drainage in the area.

NOW THEREFORE, said easement is hereby amended to add on Page 1, first paragraph, a sixty-inch (60") corrugated metal bypass culvert to help move water through Engineers Canal past the pump station, under Airline Highway (U.S. Highway 61), and into the newly-constructed Bayou Trepagnier pump station on the north side of Highway 61, and to reflect the location of the bypass culvert in Section 5, Township 12 South, Range 8 East, St. Charles Parish, Louisiana, subject to the condition below:

St. Charles Parish and/or its agent will perform all work in accordance with the plans and specifications stated on the enclosed Exhibit A, Drawings 1 and 2 of 2, prepared by Shread-Kuyrkendall and Associates, Inc., which includes the provision that backfill material shall be compacted to the same density as the existing material.

All other terms and conditions of the original easement remain unchanged.

IN WITNESS WHEREOF, I have hereunto set my hand by authority of the Secretary of the Army this 15<sup>th</sup> day of July 2005.

**WITNESSES:**

Signed: Sheryl B. Austin

Printed Name: SHERYL B. AUSTIN

Signed: Sheila B. Mills

Printed Name: Sheila B. Mills

Linda C. Labure  
LINDA C. LABURE  
Acting Chief, Real Estate Division  
U.S. Army Corps of Engineers  
New Orleans District

APPROVED AS TO LEGAL SUFFICIENCY:

Mike Hays  
Mike Hays  
ATTORNEY/ADVISOR  
U.S. Army Engineer District  
New Orleans

The above Amendment No.1 is hereby accepted this 26<sup>th</sup> day of June 2005.

**ST. CHARLES PARISH**

**WITNESSES:**

Signed: Barbara Jacob-Tucker  
Printed name: Barbara Jacob-Tucker  
Signed: Valarie Berthelot  
Printed name: Valarie Berthelot

Albert D. Laque  
Printed Name: Albert D. Laque  
Title: Parish President

ACKNOWLEDGEMENT OF WITNESS FOR AMENDMENT NO. 1  
TO EASEMENT NO. DACW29-2-95-08

BEFORE ME, the undersigned authority, this day personally came and appeared the undersigned person, duly sworn, who did depose and state that he/she executed the foregoing amendment as subscribing witness thereto, and that the amendment was signed and executed by LINDA C. LABURE and that he/she knows LINDA C. LABURE to be the identical person who executed the same and saw LINDA C. LABURE sign his name in her capacity as ~~Acting~~ Chief, Real Estate Division, CEMVN, on behalf of the United States, as the voluntary act and deed of the United States, and for the purposes and considerations therein expressed, in her presence and in the presence of the other subscribing witness.

Signed: Sheryl B. Austin (Appearer)

Printed Name: SHERYL B. AUSTIN

SWORN TO AND SUBSCRIBED BEFORE ME this 18th day of July 2005.

Signed: Mike Hays (Notary)

Printed name: Mike Hays

Louisiana Bar Association Number: 06700

TERRY MICHAEL HAYS  
ATTORNEY / NOTARY PUBLIC  
ST. TAMMANY PARISH  
LOUISIANA

CERTIFICATE OF AUTHORITY

I, Albert D. Laque, do hereby certify that I am the principle legal officer of the St. Charles Parish (Parish), that the Parish is a legally constituted public body with full authority and legal capability to adhere and comply with the terms and conditions for Amendment No. 1 to Easement No. DACW29-2-95-08, and subsequent amendments thereto, for the purposes of improving drainage through the Engineers Canal within the Bonnet Carre Spillway Project, and that the persons who executed Amendment No. 1 to Easement No. DACW29-2-~~9~~08 on behalf of the Parish have acted within their statutory authority.

IN WITNESS WHEREOF, I have made and executed this certification on this 21<sup>st</sup> day of June, 2005.

Signed: Albert D. Laque  
Printed Name: Albert D. Laque  
Title: Parish President

ACKNOWLEDGMENT

STATE OF LOUISIANA

PARISH OF St. Charles

On this 21<sup>st</sup> day of June, 2005, before me appeared ALBERT D. LAQUE, to me personally known, who, being by me duly sworn, did say that he is the PARISH PRESIDENT of the St. Charles Parish (Parish), by authority duly and legally granted and bestowed upon him, and that the Parish acknowledged the Amendment No. 1 to Easement No. DACW29-2-95-08 to be the free act and deed of the Parish and that the Parish has no seal.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

Signed: 

Printed Name: Robert L. Raymon

Notary Public

State of Louisiana

Parish of St. Charles

My Commission Expires: at death

Bar Association Number: 11408

USACE

I.H. NOVEMBER 18, 2004 TM

By MICHAEL WINDHAM

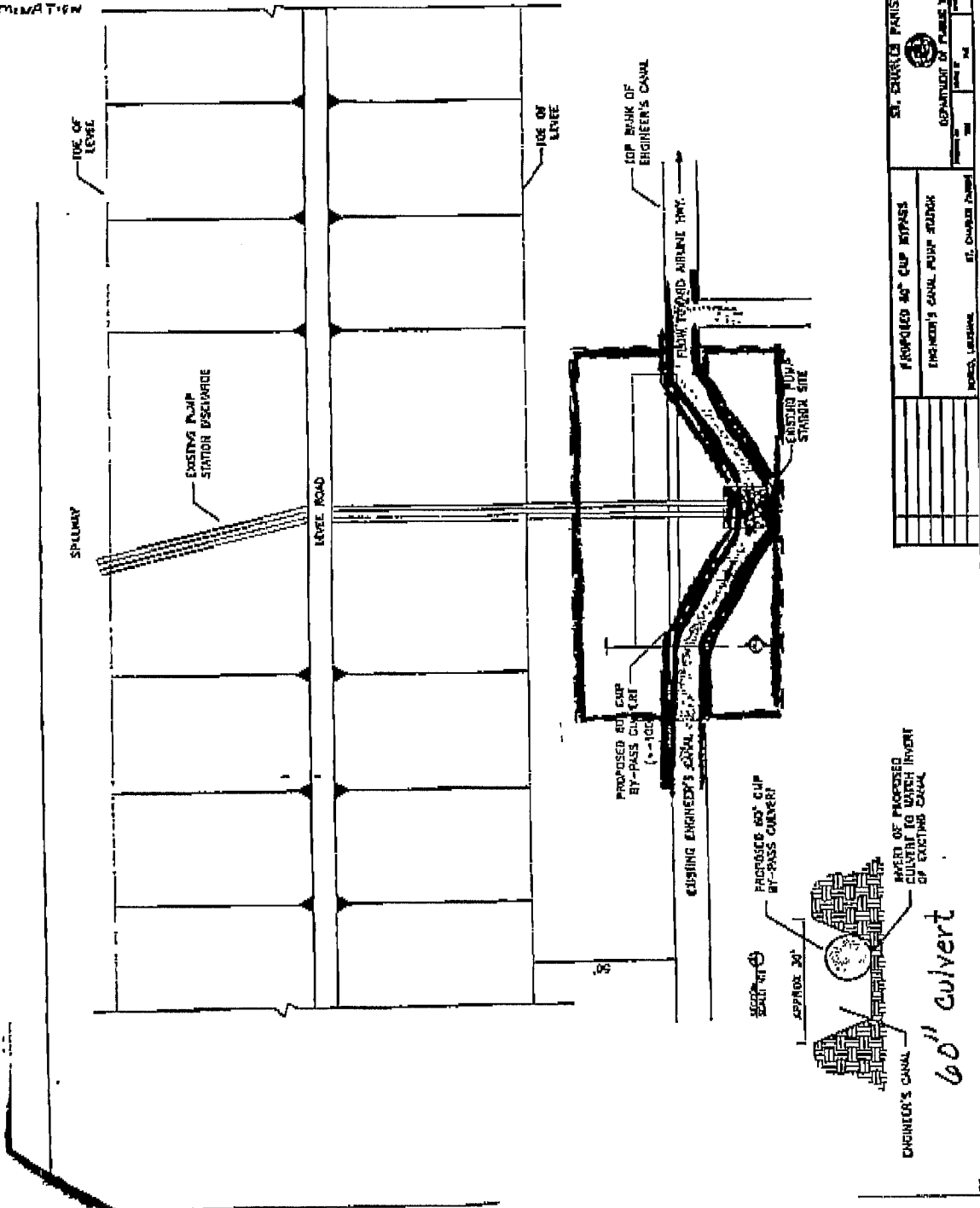
FOR RANDOIN

(#MUN-2004-4638) SK

[Symbol] = NON-WETLAND  
[Symbol] = OTHER WATERS (W1)

--- = LIMITS OF WETLANDS DETERMINATION

### APPROVED JURISDICTIONAL DETERMINATION



NO. 1	NO. 2	NO. 3	NO. 4	NO. 5	NO. 6	NO. 7	NO. 8	NO. 9	NO. 10
ST. CHARLES PARISH DEPARTMENT OF PUBLIC WORKS									
PROPOSED 40" CUP STATION ENGINEER'S CANAL PUMP STATION									
POSS. WETLANDS ST. CHARLES PARISH									

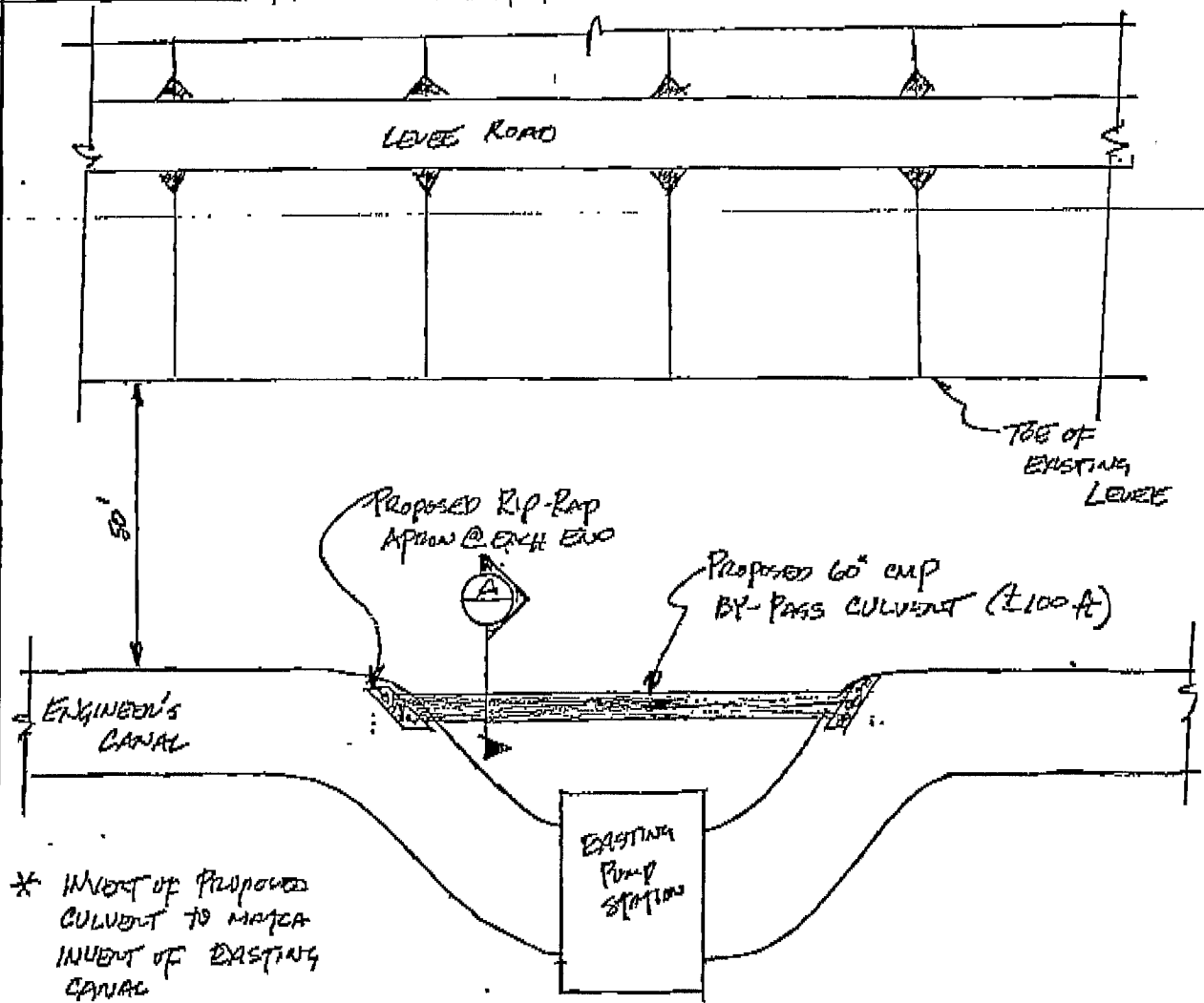
EXHIBIT A, Drawing 1 of 2  
of Amendment No. 1  
to Easement No. DACW29-2-95-08

ENGINEER'S CANAL  
 Proposed 60" P BY-PASS

04/11/05 GAB

Engineer's Computation Pad

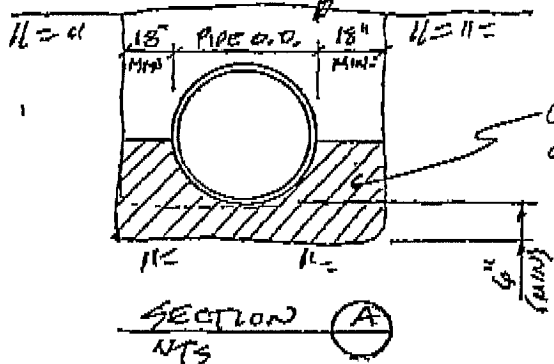
QSI/ARJ/LEK



\* INVERT OF PROPOSED CULVERT TO MATCH INVERT OF EXISTING CANAL

PLAN VIEW  
 NTS

QUALITY EXCAVATED MATERIAL  
 COMPACTED TO A DENSITY  
 AT LEAST EQUAL TO THE  
 SURROUNDING UNDISTURBED SOIL



COMPACTED  
 GRANULAR BEDDING  
 MATERIAL (COMPACTED  
 TO 95% STANDARD PROCTOR DENSITY)

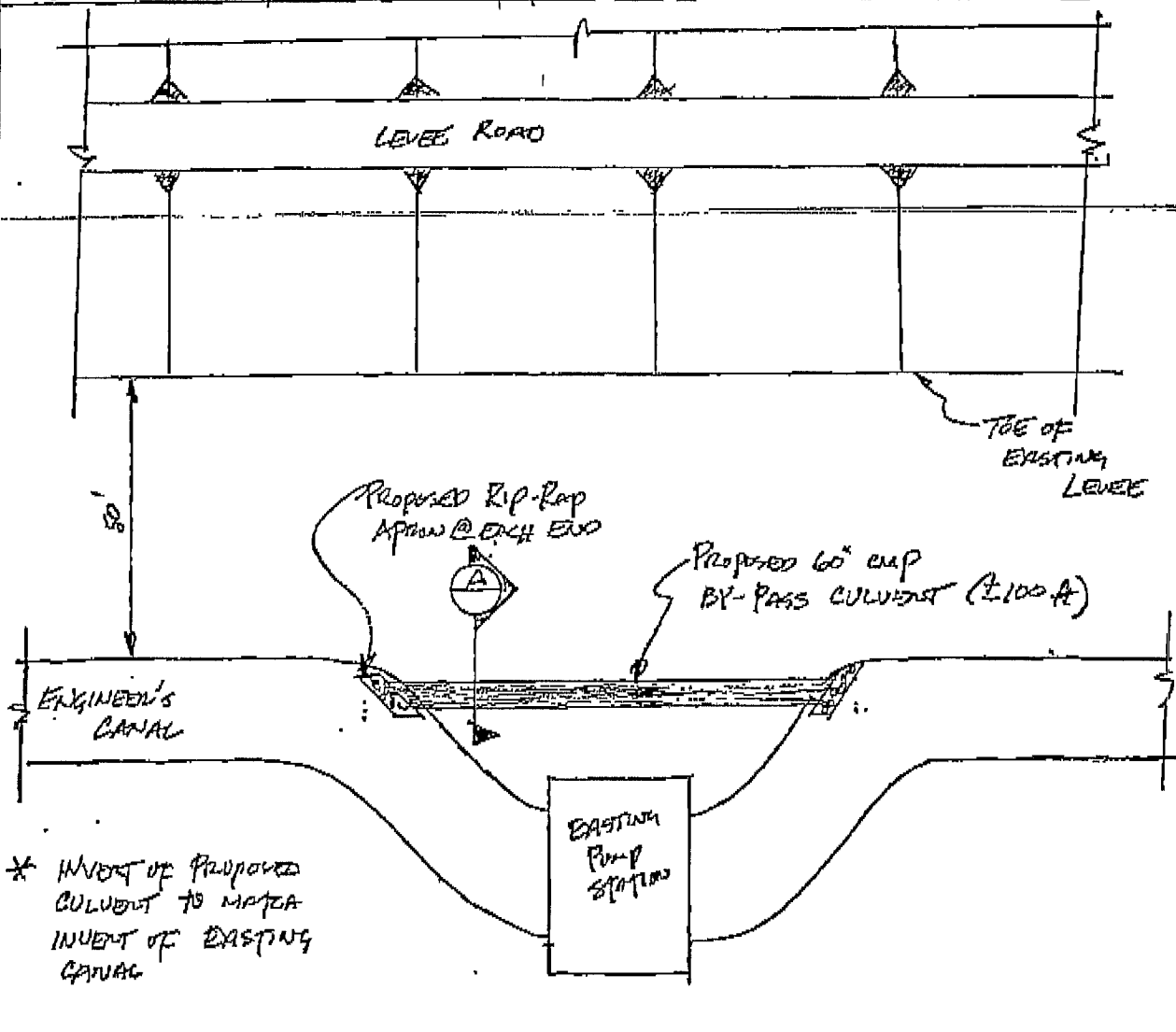
SECTION A  
 NTS

EXHIBIT A, Drawing 2 of 2  
 of Amendment No. 1  
 to Easement No. DACW29-2-95-08

ENGINEER'S CANAL  
Proposed 60" P. BY-PASS

04/11/05 GPD

STAEOTLER  
No. 937 811E  
Engineer's Computation Pad



\* INVERT OF PROPOSED  
CULVERT TO MATCH  
INVERT OF EXISTING  
CANAL

PLAN VIEW  
NTS

