



ST. CHARLES PARISH

OFFICE OF THE COUNCIL SECRETARY

P.O. BOX 302 • HAHNVILLE, LOUISIANA 70057
(985) 783-5125 • www.stcharlesparish.gov

COUNCIL OFFICE MEMORANDUM

DATE: APRIL 23, 2026

TO: MR. COREY OUBRE
LEGAL SERVICES DIRECTOR

FROM: MICHELLE IMPASTATO
COUNCIL SECRETARY

RE: DONATION OF A THIRTY (30) FOOT DRAINAGE SERVITUDE AND TO
REVOKE AND ABANDON A FIFTEEN (15) FOOT DRAINAGE
SERVITUDE - STEPHEN O. VIAL AND LEON C. VIAL, III

On April 6, 2026, the St. Charles Parish Council adopted Ordinance No. 26-4-7 approving and authorizing the execution of the donation of a thirty (30) foot drainage servitude by Stephen O. Vial and Leon C. Vial, III to St. Charles Parish and to revoke and abandon a fifteen (15) foot drainage servitude granted by Stephen O. Vial and Leon C. Vial, III to St. Charles Parish on April 22, 2013.

A copy of the ordinance, along with four (4) original Acts of Revocation, are enclosed. Once the revocations have been fully executed and notarized, please forward all four (4) original Acts of Revocation, together with original fully executed Donations of Servitude and corresponding Powers of Attorney, to our office for further processing.

MI/mr

Enclosures

cc: Parish Council
Ms. Samantha de Castro via Electronic Notification

2026-0128

**INTRODUCED BY: MATTHEW JEWELL, PARISH PRESIDENT
(DEPARTMENT OF PUBLIC WORKS)**

ORDINANCE NO. 26-4-7

An ordinance approving and authorizing the execution of the donation of a thirty (30) foot drainage servitude by Stephen O. Vial and Leon C. Vial, III to St. Charles Parish and to revoke and abandon a fifteen (15) foot drainage servitude granted by Stephen O. Vial and Leon C. Vial, III to St. Charles Parish on April 22, 2013.

WHEREAS, Stephen O. Vial and Leon C. Vial, III are the owners of a portion of Lots 14 and 15 located in Fashion Plantation Subdivision in Section 8, Township 13 South, Range 20 East; and,

WHEREAS, an improved drainage ditch is required to flow rainwater runoff that collects in Old Fashion Subdivision, passes through culverts under the UP Railroad, and then collects south of the UP Railroad; which in large events causes rainwater to back up into Old Fashion Subdivision resulting in flooding; and,

WHEREAS, St. Charles Parish currently has a drainage canal on the west side of South Fashion Plantation Subdivision that starts at the park located at the south end of General Lee Drive, which flows southwest to the Vial Canal; and,

WHEREAS, St. Charles Parish desires to connect the culverts that travel under the UP Railroad from Old Fashion Subdivision to the drainage canal located on the western side of South Fashion Plantation Subdivision via a new drainage ditch that is to be located along the eastern side of the properties, which is adjacent to South Fashion Plantation Subdivision; and,

WHEREAS, Stephen O. Vial and Leon C. Vial, III are amenable to donating a thirty (30) foot drainage servitude, located on Lot 14, to allow St. Charles Parish to make the connection between the UP Railroad southern ditch and the drainage canal on the west side of South Fashion Plantation Subdivision; and,

WHEREAS, the existing fifteen (15) foot drainage servitude in the center of the property does not connect to the Vial Ditch, but merely dead ends into the pasture; and,

WHEREAS, upon acceptance of the above referenced thirty (30) foot drainage servitude, St. Charles Parish wishes to revoke and abandon said 2013 fifteen (15) foot drainage servitude pursuant to Chapter 2, Article I, Section 2-4 of the Code of Ordinances, as said property is no longer needed for public purposes; and,

WHEREAS, the thirty (30) foot drainage servitude to be donated and the fifteen (15) foot drainage servitude to be revoked and abandoned are more described on the Drainage Servitude Plat prepared by Matthew J. Ledet, PLS signed on October 23, 2025.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. The St. Charles Parish Council hereby approves the donation of a thirty (30) foot drainage servitude by Stephen O. Vial and Leon C. Vial, III to St. Charles Parish.

SECTION II. The St. Charles Parish Council hereby approves to revoke and abandon all of St. Charles Parish's rights in and to the 2013 fifteen (15) foot drainage servitude as shown in the attached revocation.

SECTION III. That the Parish President is hereby authorized to execute any and all documents deemed necessary to carry out the intent of this ordinance.

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

YEAS: MOBLEY, FONSECA, WILSON, PILIE, COMARDELLE, O'DANIELS,
FISHER, DEBRULER
NAYS: NONE
ABSENT: SKIBA

And the ordinance was declared adopted this 20th day of April, 2026, to become effective (5) days after publication in the Official Journal.

CHAIRMAN: _____
SECRETARY: Michelle Inpartato
DLVD/PARISH PRESIDENT: April 20, 2024
APPROVED: DISAPPROVED: _____
PARISH PRESIDENT: Matthew Jewell
RETD/SECRETARY: April 20, 2024
AT: 7:35pm RECD BY: [Signature]

ACT OF REVOCATION

UNITED STATES OF AMERICA

BY: ST. CHARLES PARISH

STATE OF LOUISIANA

OF: DRAINAGE SERVITUDE

PARISH OF ST. CHARLES

IN FAVOR OF: STEPHEN O. VIAL

and LEON C. VIAL, III

BE IT KNOWN, that on this _____ day of _____, 2026.

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

PERSONALLY CAME AND APPEARED:

ST. CHARLES PARISH, a political subdivision of the State of Louisiana, herein represented by its Parish President, Matthew Jewell, whose mailing address is P.O. Box 302, Hahnville, LA 70057; authorized pursuant to Ordinance No. 212-4-7 adopted by the St. Charles Parish Council on the 20th day of April, 2026, a certified copy of which is attached hereto and made a part hereof;

That pursuant to the above related Ordinance, St. Charles Parish, through its governing authority, the St. Charles Parish Council, does hereby abandon and revoke the 15' Drainage Servitude granted in favor of St. Charles Parish on April 22, 2013, recorded in COB 785, folio 181 of the official records in the Clerk of Court for St. Charles Parish, by Stephen O. Vial and Leon C. Vial, III as set out in the following described property:

15' Drainage Servitude

Fashion Plantation

That piece or portion of ground being a 15' Drainage Servitude being a portion of Lot 14 and Lot 15 of Fashion Plantation. Situated in Section 8, T-13-S, R-20-E, Hahnville, St. Charles Parish, Louisiana. All in accordance with a survey plat by Stephen P. Flynn, P.L.S., dated February 19, 2013 and being more fully described as follows:

Commencing at a point said point being the southwest intersection of the Union Pacific Railroad right of way and South Fashion Boulevard, said point being the northeast corner of Lot 287 of Fashion Plantation Estates Phase II

Thence proceed in a northwesterly direction along the south right of way of the Union Pacific Railroad a bearing of N57°40'52"W a distance of 439.74' to a point and corner, a #4 iron rod set;

The Point of Beginning

Thence proceed in a southwesterly direction along the south line of a 15' Drainage Servitude a bearing of S61°06'28"W a distance of 2268.96' to a point and corner, a #4 iron rod set;

Thence proceed in a northwesterly direction along the west line of a 15' Drainage Servitude a bearing of N28°53'32"W a distance of 15.00' to a point and corner, a #4 iron rod set;

Thence proceed in a northeasterly direction along the north line of a 15' Drainage Servitude a bearing of N61°06'28"E a distance of 2260.72' to the Union Pacific Railroad to a point and corner, a #4 iron rod set;

Thence proceed in a southeasterly direction along the south right of way of the Union Pacific Railroad being the east line a 15' Drainage Servitude a bearing of S57°40'45"E a distance of 17.12' to a point and corner, a #4 iron rod set;

The Point of Beginning

NOW THEREFORE, ST. CHARLES PARISH, has duly determined in the above related Ordinance that the 15' drainage servitude no longer serves a public purpose and that it is in the best interest of St. Charles Parish to revoke and abandon all of its rights in and to the 15' drainage servitude as described above owned by Stephen O. Vial and Leon C. Vial, III.

Further, that pursuant to LA R.S. 48-701 et seq, and the St. Charles Parish Code of Ordinances Chapter 2, Section 2-4(c) the revocation of the dedicated property is made unto the present owners of the land contiguous thereto.

THUS DONE AND SIGNED this ____ day of _____, 2026 in the Parish of St. Charles, State of Louisiana in the presence of the undersigned named competent witnesses and me, Notary, after a reading of the whole.

WITNESSES:

ST. CHARLES PARISH

BY: _____
MATTHEW JEWELL
PARISH PRESIDENT

NOTARY PUBLIC