

2nd

2007-0290

INTRODUCED BY: DERRYL WALLS, COUNCILMAN, DISTRICT IV

ORDINANCE NO. 07-10-4

An ordinance to approve and authorize the execution of an Act of Donation by the Des Allemands Volunteer Fire Department for certain property located at 16970 U.S. Highway 90 in Des Allemands.

WHEREAS, the Des Allemands Volunteer Fire Department acquired a certain parcel of property by a Donation and Acceptance from Texaco Exploration and Production, Inc. filed as Entry No. 248113, Conveyance Book 516, Folio 542 on October 20, 2000, in the St. Charles Parish Clerk of Court's Office; and,

WHEREAS, it is the desire of the Des Allemands Volunteer Fire Department to donate said property to St. Charles Parish to be resubdivided with the property of the existing firehouse at 16960 U.S. Highway 90 into one lot and leased back to the Fire Department.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the Act of Donation by the Des Allemands Volunteer Fire Department for property located at 16970 U.S. Highway 90, Des Allemands to St. Charles Parish is hereby approved.

SECTION II. That the Parish President is hereby authorized to execute said Act of Donation on behalf of St. Charles Parish.

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

YEAS: MARINO, FAUCHEUX, HILAIRE, FABRE, RAMCHANDRAN, WALLS, BLACK, MINNICH
NAYS: NONE
ABSENT: DUHE

And the ordinance was declared adopted this 1st day of October, 2007 to become effective five (5) days after publication in the Official Journal.

Act of Donation - Des Allemands Vol Fire Dept.

CHAIRMAN: [Signature]
SECRETARY: Barbara Jacob Tucker
DLVD/PARISH PRESIDENT: October 2, 2007
APPROVED: _____ DISAPPROVED: _____

PARISH PRESIDENT: Albert D. Legue
RETD/SECRETARY: October 2, 2007
AT: 2:25pm RECD BY: [Signature]

RECORDED IN THE ST. CHARLES PARISH
CLERK OF COURT OFFICE
ON November 8, 2007
AS ENTRY NO. 336959
IN MORTGAGE/CONVEYANCE BOOK
NO. 701 FOLIO 329

**ACT OF DONATION AND
ACCEPTANCE**

UNITED STATES OF AMERICA

**BY: DESALLEMANDS VOLUNTEER
FIRE DEPARTMENT**

STATÉ OF LOUISIANA

TO: ST. CHARLES PARISH

PARISH OF ST. CHARLES

BE IT KNOWN BY THESE PRESENTS: That

DesAllemands Volunteer Fire Department, (Tax ID No. 72-1088212), P. O. Box 817 DesAllemands, Parish of St. Charles, State of Louisiana, 70037, herein represented by Jamie Cortez, Fire Chief, duly authorized by Resolution attached hereto and made a part hereof.

does by these presents give, grant, confirm, donate and deliver, and with warranty of title, but with full substitution and subrogation in and to all rights, and actions of warranty which the said Donor has or may have against all preceding owners, unto

St. Charles Parish, a political subdivision of the State of Louisiana, herein represented by Albert D. Laque, Parish President, by virtue of Ordinance No. 07-10-4, dated ~~September~~ ^{October} 1, 2007, and whose mailing address is P. O. Box 302, 15045 River Road, Hahnville, Louisiana, 70057,

said Donee here present, accepting for itself, its successors and assigns, and acknowledging due delivery and possessions thereof, all and singular, all of Donor's right, title and interest in, on, under and to the following described land:

A tract of land approximately 900 feet from the South bound lane of U. S. Highway 90, adjacent to the DesAllemands Fire Department Station No. 72 located at 16590 Highway 90, DesAllemands, Louisiana, consisting of 0.375 acres, being a parcel on land on the western of Station No. 72 having the dimensions of 143.02 feet by 114.00 feet by 117.66 feet by 111.40 feet and shown on the plat attached hereto as Exhibit "A",

together with, if any presently exist on the land, all of buildings, structures, facilities, improvements and properties of every nature and character whatsoever, whether similar or dissimilar, situated or erected wholly or partially thereon, not reserved herein to Donor, all of which are sometimes hereinafter referred to individually and collectively in the singular as the Property;

together with all of Donor's right, title and interest in, on, under and to all surface and other agreements, servitudes, easements, privileges, advantages, rights-of-way and other rights, estates and interests belonging to or in any wise appertaining to the ownership, and/or use of the Property;

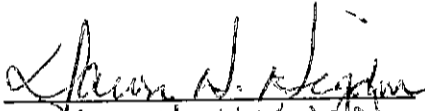
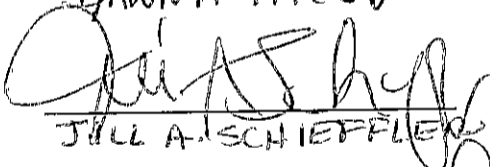
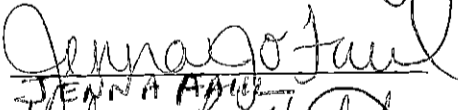
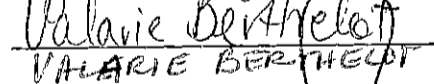
together with the appurtenances and all the estate and rights of Donor in and to said Property, it being the intent of the parties hereto that the term "Property" as used herein shall include all of the aforementioned properties and interests.

By its execution hereof, Donee expressly accepts this Donation and agrees to all of the terms, conditions and provisions set out above.

TO HAVE AND TO HOLD the above described land and Property, together with, if any presently exists on the land, all buildings, structures, facilities, fixtures and appurtenances thereunto belonging or in any wise appertaining, and not otherwise excepted and excluded from this Donation, unto the said Donee, Donee's successors and assigns, forever, pursuant to and subject to all of the terms and conditions set forth in this Donation.

THUS DONE AND PASSED in my office at Destrehan, Louisiana, on the day month and year herein first above written, in the presence of the undersigned witnesses, who hereunto sign their names with the said appearers and me, Notary, after reading of the whole.

WITNESSES:


DAWN H. 141600

JILL A. SCHIEFFLER

JENNA FAUL

VALARIE BERTHELOT

**DESALLEMANDS VOLUNTEER
FIRE DEPARTMENT**

BY: 
JAMIE CORTÉZ
FIRE CHIEF

ST. CHARLES PARISH

BY: 
ALBERT D. LAQUE
PARISH PRESIDENT

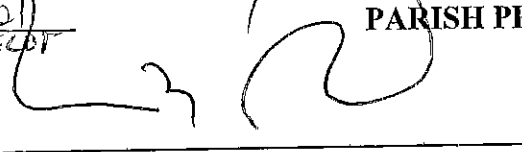

NOTARY
ROBERT L. RAYMOND
BAR NO. 11408

EXHIBIT "A"

A tract of land approximately 900 feet from the South bound lane of U. S. Highway 90, adjacent to the DesAllemands Fire Department Station No. 72 located at 16590 Highway 90, DesAllemands, Louisiana, consisting of 0.375 acres, being a parcel on land on the western of Station No. 72 having the dimensions of 143.02 feet by 114.00 feet by 117.66 feet by 111.40 feet and shown on the plat ~~attached hereto as Exhibit "A"~~, filed as Entry No. 248113, COB 516 Folio 542 in the St. Charles Parish Clerk of Court's Office.

J. Viol

**RESOLUTION OF THE BOARD OF DIRECTORS OF
DES ALLEMANDS VOLUNTEER FIRE DEPARTMENT**

A meeting of the Board of Directors of Des Allemands Volunteer Fire Department, was held on the 22nd day of October, 2007 at Des Allemands, Louisiana.

ON MOTION DULY MADE AND SECONDED, it was unanimously **RESOLVED** that Jamie Cortez, Chief of Des Allemands Volunteer Fire Department, be and he is hereby authorized and empowered for and on behalf of Des Allemands Volunteer Fire Department to execute an Act of Donation regarding the property described on Exhibit "A", containing such terms, conditions and provisions as in his absolute discretion may deem necessary and advisable.

FURTHER RESOLVED that pursuant to the above and foregoing power and authority, Jamie Cortez is authorized and empowered for and on behalf of Des Allemands Volunteer Fire Department to appear before any Notary Public to execute and assign an Act of Donation translativ of title or other instrument of conveyance.

FURTHER RESOLVED, that Jamie Cortez, Chief of Des Allemands Volunteer Fire Department be and he is hereby authorized to take such action in the name and on behalf of the Des Allemands Volunteer Fire Department, upon such terms and conditions as his sole discretion may deem necessary and desirable, in order to consummate the said transfer.

I, Tracy Sparks, Secretary of Des Allemands Volunteer Fire Department do certify that the above and foregoing to be a true and correct copy of a resolution adopted at a meeting of the Board of Directors, duly called, convened and held in St. Charles Parish, Louisiana on the 22nd day of October, 2007, with a quorum of the Board

of Directors present and voting, after receiving due notice of said meeting, and that the same has not been rescinded, revoked or modified.

WITNESS my signature at Des Allemands, Louisiana, this 22nd day of October, 2007.



Tracy Sparks
Secretary