

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

ACT OF SERVITUDE

BE IT KNOWN, that on this _____ day of _____, in the year two thousand and fifteen (2015).

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:

KAREN MAJORIA GERVAIS LEGLUE, a person of the full age of majority, domiciled in the Parish of St. Charles, State of Louisiana, who declared unto the undersigned Notary, that she has been married but three times, first to Stephen J. Herbert from whom she was divorced, secondly to Oscar Gervais Jr. who predeceased her and thirdly to Carroll E. LeGlue, Jr. to whom she is presently married, and further that her current mailing address is 402 Wade Street, Luling, LA 70070;

LEONA BOURG MAJORIA, a person of the full age of majority, domiciled in the Parish of St. Charles, State of Louisiana, who declared unto the undersigned Notary, that she has been married but once and then to Murphy E. Majoria, who has predeceased her, and further that her current mailing address is 400 Wade Street, Luling, LA 70070;

PETER L. GLASER, a person of the full age of majority, domiciled in the Parish of St. Charles, State of Louisiana, who declared unto the undersigned Notary, that she has been married but once and then to Jere Reinauer, to whom he is presently married, and further that his current mailing address is P.O. Box 515, Boutte, LA 70039;

OSCAR J. GERVAIS, JR. DESCENDANTS TRUST, herein represented by their duly appointed Trustee, **KAREN MAJORIA GERVAIS LEGLUE**, as recognized in the Succession of Oscar Gervais, Jr., 29th Judicial District Court, No. P-6108, duly recorded at Entry No. 239507, COB 550, Folio 450 on December 28, 1999, and whose designated mailing address is 402 Wade Street, Luling LA, 70070;

MURPHY E. MAJORIA TESTAMENTARY TRUST, herein represented by their duly appointed Trustee, **LEONA BOURG MAJORIA**, as recognized in the Succession of Murphy E. Majoria, 29th Judicial District Court, No. P-9179, duly recorded at Entry No. 334023, COB 696, Folio 183, on August 8, 2007, and whose designated mailing address is 400 Wade Street, Luling LA, 70070;

KAY FISHER BLOCKER, a person of the full age of majority and domiciled in San Mateo County, State of California, who declared unto the undersigned Notary, that she has been married but once and then to Barry Blocker and further that her mailing address is 390 Golden Hills Drive, Portola Valley, CA, 94028;

Herein after referred to as “**GRANTOR**”

-and-

PARISH OF ST. CHARLES, a political subdivision of the State of Louisiana, herein represented by **V. J. ST. PIERRE, JR.**, its Parish President, whose mailing address is P.O. Box 302, Hahnville, Louisiana, 70057; authorized pursuant to Ordinance No. _____ adopted by St. Charles Parish Council on the ____ day of _____, 2015, a copy of which is attached hereto and made a part hereof;

Herein after referred to as “**GRANTEE**”

GRANTOR does hereby grant, present, dedicate, assign, transfer, deliver, and set over a perpetual sewer servitude, easement, and right-of-way unto **GRANTEE** to locate, construct, maintain, repair, alter, operate, patrol and replace a sewerage pipeline, including all appurtenances thereto; together with the right to trim, cut, fell and remove therefore all trees, underbrush, obstructions and other vegetation, structures, or obstacles within the limits of the right-of-way; reserving, however, to the **GRANTOR**, their heirs and assigns, all such rights and privileges in the land as may be used without interfering with or abridging the rights, servitude and easement hereby acquired; subject, however, to existing easements for public roads and highways, public utilities, railroads and pipelines, said property being more particularly described as follows:

LEGAL DESCRIPTION

That piece or portion of ground being a 10' proposed sewer servitude being a portion of Karen Majoria Gervais et. al. Situated in Section 57, T-13-S, R-21-E, Luling, St. Charles Parish, Louisiana. All in accordance with a survey entitled "Survey plat of a 10' proposed sewer servitude being a portion of the Karen Majoria Gervais et. al & being a portion of **farm lots 18, 19 & 20 of Ellington Plantation**" by Stephen P. Flynn, P.L.S., dated August 22, 2014 and being more fully described as follows:

Commencing at a point said point being the northeast corner Lot 4, Leonard K. Fisher, Jr and Primrose Drive.

Thence proceed in a southwesterly direction along the east line of Lot 4 & Lot 3, Leonard K. Fisher, Jr. and the Karen Majoria Gervais Tract a bearing of S22°53'06"W a distance of 829.17' to a point;

The Point of Beginning

Thence proceed in a northwesterly direction along the north line of a 10' proposed sewer servitude a bearing of N66°54'33"W a distance of 500.00' to a point;

Thence proceed in a northwesterly direction along the north line of a 10' proposed sewer servitude a bearing of N70°18'15"W a distance of 124.26' to a point;

Thence proceed in a northeasterly direction along the north line of a 10' proposed sewer servitude a bearing of N51°14'52"W a distance of 0.40' to a point;

Thence proceed in a southwesterly direction along the west line of a 10' proposed sewer servitude a bearing of S22°55'04"W a distance of 10.15' to a point;

Thence proceed in a southeasterly direction along the south line of a 10' proposed sewer servitude a bearing of S70°18'15"E a distance of 124.91' to a point;

Thence proceed in a southeasterly direction along the south line of a 10' proposed sewer servitude a bearing of S66°54'33"E a distance of 499.74' to a point;

Thence proceed in a northeasterly direction along the east line of a 10' proposed sewer servitude a bearing of N22°53'06"E a distance of 10.00' to a point;

The Point of Beginning

TO HAVE AND TO HOLD said servitude, easements, and rights of way unto said **GRANTEE**, and its successors and assigns forever. The consideration for the herein described servitude is the price and sum of **ONE THOUSAND FIFTY NO/100 (\$1,050.00) DOLLARS**, which **GRANTEE** has paid cash in hand, in current money, to said **GRANTOR**, who acknowledge the receipt thereof and grant full acquittance and discharge thereof.

GRANTOR grants unto **GRANTEE** the right of ingress and egress to and from said servitude for the purpose of constructing, installing, operating, maintaining, repairing, and/or replacing sewer improvements. **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 of St. Charles, its agents or employees, in the installation, operation, and/or maintenance of this sewer servitude.

This agreement may be executed in any number of counterparts, each of which shall constitute an original document which shall be binding upon any of the parties executing same. To facilitate recordation of this agreement, the parties hereto agree that individual signature and acknowledgement pages from the various counterparts may be merged and combined with signature and acknowledgement pages from other counterparts.

THUS done, read and passed in the City, Parish/County and State hereinafter designated, in the presence of undersigned competent witnesses who have hereunto signed their names with the parties.

(Remainder of page intentionally left blank)

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 ____ day of _____, 2015, after a due reading of the whole.

WITNESSES:

VENDOR:

KAREN MAJORIA GERVAIS LEGLUE

Print Name

Print Name

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 ____ day of _____, 2015, after a due reading of the whole.

WITNESSES:

VENDOR:

LEONA BOURG MAJORIA

Print Name

Print Name

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 ____ day of _____, 2015, after a due reading of the whole.

WITNESSES:

VENDOR:

PETER L. GLASER

Print Name

Print Name

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 ____ day of _____, 2015, after a due reading of the whole.

WITNESSES:

Print Name

VENDOR:

OSCAR J. GERVAIS, JR. DESCENDANTS TRUST

BY: KAREN MAJORIA GERVAIS LEGLUE
ITS: TRUSTEE

Print Name

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 ____ day of _____, 2015, after a due reading of the whole.

WITNESSES:

Print Name

VENDOR:

MURPHY E. MAJORIA TESTAMENTARY TRUST

BY: LEONA B. MAJORIA
ITS: TRUSTEE

Print Name

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 ____ day of _____, 2015, after a due reading of the whole.

WITNESSES:

Print Name

Print Name

VENDOR:

KAY FISHER BLOCKER

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 _____ day of _____, 2015, after a due reading of the whole.

WITNESSES:

GRANTEE:

PARISH OF ST. CHARLES

BY: V. J. ST. PIERRE, JR.
ITS: PARISH PRESIDENT

AFFIDAVIT

STATE OF LOUISIANA

PARISH OF _____

BEFORE ME, the undersigned authority, duly qualified in and for the aforesaid Parish and State, personally came and appeared, **KAREN MAJORIA GERVAIS LEGLUE**, 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: **KAREN MAJORIA GERVAIS LEGLUE**, signed the above and foregoing instrument on the date thereof for the objects and purposes therein expressed, and she acknowledged the same as her voluntary act and deed.

IN FAITH WHEREOF, Appearer executed this acknowledgment in the aforesaid Parish of _____, State of Louisiana, on this _____ day of _____, 2015, in the presence of the undersigned subscribing witnesses and me, Notary.

WITNESSES:

Print Name

Print Name

KAREN MAJORIA GERVAIS LEGLUE

Print Name:

NOTARY PUBLIC

My Commission Expires: _____
Notary Identification or Bar Roll No.: _____

AFFIDAVIT

STATE OF LOUISIANA

PARISH OF _____

BEFORE ME, the undersigned authority, duly qualified in and for the aforesaid Parish and State, personally came and appeared, **LEONA BOURG MAJORIA**, 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: **LEONA BOURG MAJORIA**, signed the above and foregoing instrument on the date thereof for the objects and purposes therein expressed, and she acknowledged the same as her voluntary act and deed.

IN FAITH WHEREOF, Appearer executed this acknowledgment in the aforesaid Parish of _____, State of Louisiana, on this _____ day of _____, 2015, in the presence of the undersigned subscribing witnesses and me, Notary.

WITNESSES:

LEONA BOURG MAJORIA

Print Name

Print Name

Print Name:

NOTARY PUBLIC

My Commission Expires: _____
Notary Identification or Bar Roll No.: _____

AFFIDAVIT

STATE OF LOUISIANA

PARISH OF _____

BEFORE ME, the undersigned authority, duly qualified in and for the aforesaid Parish and State, personally came and appeared, **PETER L. GLASER**, 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: **PETER L. GLASER**, signed the above and foregoing instrument on the date thereof for the objects and purposes therein expressed, and he acknowledged the same as his voluntary act and deed.

IN FAITH WHEREOF, Appearer executed this acknowledgment in the aforesaid Parish of _____, State of Louisiana, on this _____ day of _____, 2015, in the presence of the undersigned subscribing witnesses and me, Notary.

WITNESSES:

Print Name

Print Name

PETER L. GLASER

Print Name:

NOTARY PUBLIC

My Commission Expires: _____
Notary Identification or Bar Roll No.: _____

AFFIDAVIT

STATE OF LOUISIANA

PARISH OF _____

BEFORE ME, the undersigned authority, duly qualified in and for the aforesaid Parish and State, personally came and appeared, **KAREN MAJORIA GERVAIS LEGLUE**, representing the **OSCAR J. GERVAIS, JR. DESCENDANTS TRUST** as Trustee, being of the full age of majority and personally known to me, Notary, who by me having been duly sworn, declared and acknowledged that: **KAREN MAJORIA GERVAIS LEGLUE**, representing **OSCAR J. GERVAIS, JR. DESCENDANTS TRUST**, signed the above and foregoing instrument on the date thereof for the objects and purposes therein expressed, and she acknowledged the same as a voluntary act and deed of Vendor

IN FAITH WHEREOF, Appearer executed this acknowledgment in the aforesaid Parish of _____, State of Louisiana, on this _____ day of _____, 2015, in the presence of the undersigned subscribing witnesses and me, Notary.

WITNESSES:

OSCAR J. GERVAIS, JR. DESCENDANTS TRUST

Print Name

BY: KAREN MAJORIA GERVAIS LEGLUE
ITS: TRUSTEE

Print Name

Print Name:

NOTARY PUBLIC

My Commission Expires: _____
Notary Identification or Bar Roll No.: _____

AFFIDAVIT

STATE OF LOUISIANA

PARISH OF _____

BEFORE ME, the undersigned authority, duly qualified in and for the aforesaid Parish and State, personally came and appeared, **LEONA B. MAJORIA**, representing **MURPHY E. MAJORIA TESTAMENTARY TRUST** as trustee, being of the full age of majority and personally known to me, Notary, who by me having been duly sworn, declared and acknowledged that: **LEONA B. MAJORIA**, representing **MURPHY E. MAJORIA TESTAMENTARY TRUST**, signed the above and foregoing instrument on the date thereof for the objects and purposes therein expressed, and she acknowledged the same as a voluntary act and deed of Vendor.

IN FAITH WHEREOF, Appearer executed this acknowledgment in the aforesaid Parish of _____, State of Louisiana, on this _____ day of _____, 2015, in the presence of the undersigned subscribing witnesses and me, Notary.

WITNESSES:

Print Name

Print Name

VENDOR:

MURPHY E. MAJORIA TESTAMENTARY TRUST

BY: LEONA B. MAJORIA
ITS: TRUSTEE

Print Name:

NOTARY PUBLIC

My Commission Expires: _____
Notary Identification or Bar Roll No.: _____

AFFIDAVIT

STATE OF CALIFORNIA

COUNTY OF _____

BEFORE ME, the undersigned authority, duly qualified in and for the aforesaid Parish and State, personally came and appeared, **KAY FISHER BLOCKER**, 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: **KAY FISHER BLOCKER**, signed the above and foregoing instrument on the date thereof for the objects and purposes therein expressed, and she acknowledged the same as her voluntary act and deed.

IN FAITH WHEREOF, Appearer executed this acknowledgment in the aforesaid County of _____, State of California, on this _____ day of _____, 2015, in the presence of the undersigned subscribing witnesses and me, Notary.

WITNESSES:

KAY FISHER BLOCKER

Print Name

Print Name

AFFIDAVIT

STATE OF LOUISIANA

PARISH OF _____

AFFIDAVIT

STATE OF LOUISIANA

PARISH OF _____

BEFORE ME, the undersigned authority, duly qualified in and for the aforesaid Parish and State, personally came and appeared, **V. J. ST. PIERRE, JR.**, representing **ST. CHARLES PARISH**, of the full age of majority and personally known to me, Notary, who by me having been duly sworn, declared and acknowledged that: **V. J. ST. PIERRE, JR.**, representing the **ST. CHARLES PARISH**, signed the above and foregoing instrument on the date thereof for the objects and purposes therein expressed, and he acknowledged the same as his voluntary act and deed.

IN FAITH WHEREOF, Appearer executed this acknowledgment in the aforesaid Parish of _____, State of Louisiana, on this ____ day of _____, 2015, in the presence of the undersigned subscribing witnesses and me, Notary.

WITNESSES:

GRANTEE:

PARISH OF ST. CHARLES

BY: V. J. ST. PIERRE, JR.
ITS: PARISH PRESIDENT

Print Name:

NOTARY PUBLIC

My Commission Expires: _____
Notary Identification or Bar Roll No.: _____