

Ad.

2014-0153

INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT  
(DEPARTMENT OF LEGAL SERVICES)

ORDINANCE NO. 14-6-1

An ordinance approving a Right of Way Agreement by St. Charles Parish to Entergy Louisiana, LLC its successors and assigns, on St. Marks Street, Ama, Louisiana.

WHEREAS, Entergy Louisiana, LLC has expressed a need to extend electrical power services on St. Marks St., Ama, Louisiana; and,

WHEREAS, Entergy Louisiana, LLC has requested a right of way on property St. Charles Parish owns and as shown in the Right of Way Instrument and survey.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the St. Charles Parish Council does hereby approve the Right of Way Instrument made a part hereof as Exhibit "A" by and between Entergy Louisiana, LLC and St. Charles Parish.

SECTION II. That the Parish President is hereby authorized to execute said Right of Way Instrument on behalf of St. Charles Parish.

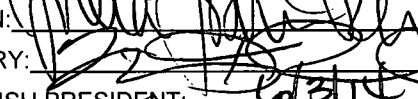
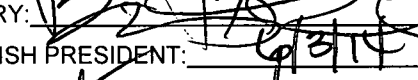
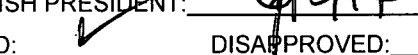


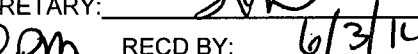
The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, LEWIS, HOGAN, COCHRAN, FLETCHER,  
FISHER-PERRIER

NAYS: NONE

ABSENT: WILSON, WOODRUFF, BENEDETTO

And the ordinance was declared adopted this 2nd day of June, 2014, to become effective (5) days after publication in the Official Journal.

CHAIRMAN:   
SECRETARY:   
DLVD/PARISH PRESIDENT:   
APPROVED:  DISAPPROVED: \_\_\_\_\_  
PARISH PRESIDENT:   
RETD/SECRETARY:   
AT: 2:00 pm RECD BY: 6/3/14

RECORDED IN THE ST. CHARLES PARISH  
CLERK OF COURT OFFICE  
ON June 4, 2014  
AS ENTRY NO. 397903  
IN MORTGAGE/CONVEYANCE BOOK  
NO. 802 FOLIO 366

STATE OF LOUISIANA  
PARISH OF ST. CHARLES

WR# 22040627917  
TLN# 3282146616

**RIGHT-OF-WAY INSTRUMENT**  
**ENTERGY LOUISIANA, L.L.C.**

KNOW ALL MEN BY THESE PRESENTS THAT: **THE PARISH OF ST. CHARLES AND IT'S DULY APPOINTED PARISH PRESIDENT, V.J. ST. PIERRE, JR.,** Grantor(s), whose permanent mailing address is 15045 Highway 18, P.O. Box 302, Hahnville, Louisiana 70057, acting individually, and for, and on behalf of, my/our heirs, successors, assigns and any other person claiming the ownership to the property hereinafter described, collectively "Grantor" for and in consideration of One Dollar, in hand paid, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby grant, assign, convey unto and warrant and defend **Entergy Louisiana, L.L.C.,** and its successors and assigns, collectively "Grantee", a right-of-way, servitude and easement for the location, construction, reconstruction, improvements, repairs, operation, inspection, patrol, replacement and maintenance of electric power and communication facilities, or the removal thereof, now or in the future, including, but not necessarily limited to, poles, cross arms, insulators, wires, cables, conduits, hardware, transformers, switches, guy wires, anchors and other equipment, structures, material and appurtenances, now or hereafter used, useful or desired in connection therewith by Grantee over, across, under or on that land of Grantor in the Parish of **St. Charles,** State of Louisiana described as follows, to-wit:

**PARCEL B**

**A CERTAIN TRACT OR PORTION OF LAND,** situated in the Parish of St. Charles, State of Louisiana, in Sections 34 and 36, Township 13 South, Range 21 East, Southeast District of Louisiana, West of the Mississippi River and being a portion of Lot Three (3) as per plan of Owen McLeran, C.E., attached to and made part of Act of Partition between the Heirs of Widow Ursin Zeringue, dated November 20, 1879, registered in COB "F", folio 114.

Being the same property acquired by The Parish of St. Charles from The Roman Catholic Church of the Archdiocese of New Orleans by Act of Donation dated September 28, 1981 and recorded in the public records of St. Charles Parish, Louisiana in COB 271, Page 274, under Entry No. 84658.

The right-of-way and servitude granted herein is ten (10') feet wide. The location of said right-of-way and servitude is more fully shown in red on that survey by Landmark Surveying, Inc., J.F. Ruello, PLS, entitled, "Survey of a 10' Entergy Right of Way, Parcel B in Lot 3, Sections 34 & 36, T 13S, R 21 E, Ama, St. Charles Parish, Louisiana" dated April 4, 2014, shown on Exhibit "A" attached hereto and made a part hereof;

together with the right of ingress and egress to and from the said right-of-way across the adjoining land of the Grantor and the right to attach wires and cables of any other party to Grantee's facilities

Grantee shall have the full and continuing right to clear and keep clear trees, limbs, and/or other vegetation which the Grantee considers a hazard to any of its electric power or communications facilities or a hazard to the rendering of adequate and dependable service to Grantor or any of Grantee's customers, by use of a variety of methods used in the vegetation management industry.

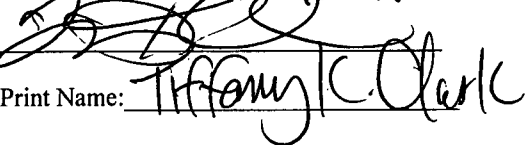
Grantor shall not construct or permit the construction of any structure, obstruction or other hazard within the said right-of-way, including but not limited to, house, barn, garage, shed, pond, pool or well, excepting only Grantor's fence(s) and Grantee's facilities. Grantor shall not construct or permit the construction of any buildings or other structures on land adjoining said right-of-way in violation of the minimum clearances from the lines and facilities of Grantee, as provided in the National Electric Safety code.

IN WITNESS WHEREOF, Grantor has executed this Right-of Way Instrument on the 3<sup>rd</sup> day of June, 2014.

WITNESSES:



Print Name: Anedra Coleman



Print Name: Tiffany C. Clark

GRANTOR(S): PARISH OF ST. CHARLES

By:   
V.J. ST. PIERRE, JR.

Title: President

ACKNOWLEDGEMENT

STATE OF LOUISIANA  
PARISH OF ST. CHARLES

BEFORE ME, the undersigned notary, personally came and appeared Anedra Coleman who being first sworn, did depose and say that he/she signed the foregoing instrument as a witness in the presence of Grantor, and another subscribing witness, all of whom signed in my presence, each signing in the presence of all the others, and that all of said signatures thereto are genuine and correct.

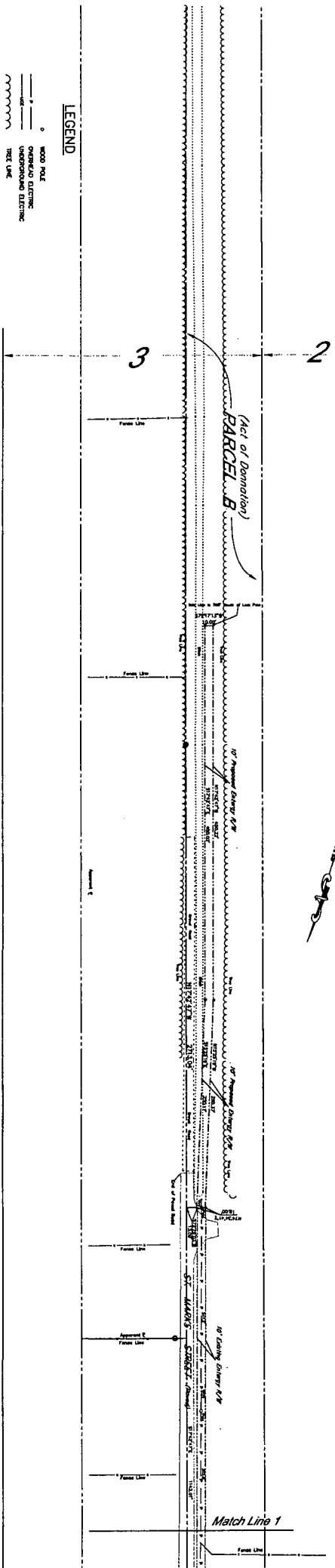
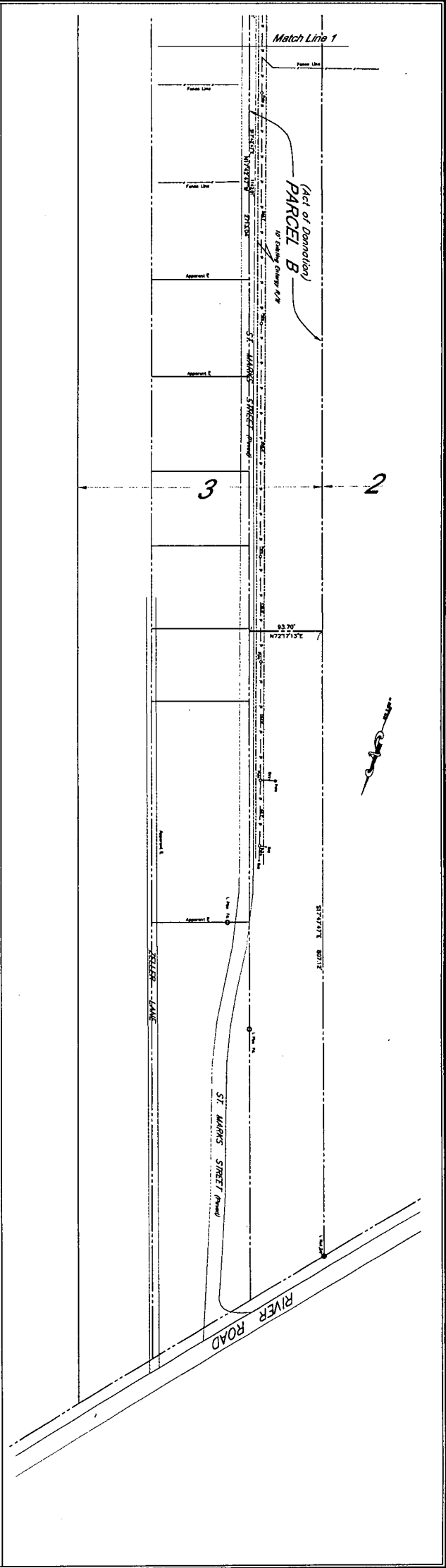
Anedra Coleman  
Appearer

Sworn to and subscribed before me this 3 day of June 2014

[Signature]  
Notary Public

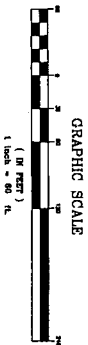
Grantee's Permanent Mailing Address:  
100 Alpha Dr. Ste 100, Destrehan, LA 70047

Print Name: Lance Coleman  
BarRoll# or Notary ID. 52825



LEGEND

- WOOD POLE
- OVERHEAD ELECTRIC
- UNDERGROUND ELECTRIC
- IRON LINE



SURVEY MADE AT THE REQUEST OF:  
ENTERGY LOUISIANA, L.L.C.

<b>NOT 817</b> BEFORE YOU DIG 1-800-255-4666 Digging in Louisiana? Call 1-800-255-4666. It's the safe way to find out if there are underground utilities in the area you're about to dig. Digging without knowing can be dangerous and costly. Call 1-800-255-4666 today.		BOOK NO. 11-0093	NO. 1	DATE: APRIL 5, 2013	DESCRIPTION: SURVEY OF A 10' ENTERGY RIGHT OF WAY PARCEL B IN LOT 3 SECTIONS 34 & 36 T 13 S ~ R 21 E AMA ST. CHARLES PARISH, LOUISIANA	BY: [Signature]	REVISIONS:	GENERAL NOTES: 1. THIS SURVEY WAS MADE IN ACCORDANCE WITH THE L.S. PROFESSIONAL LAND SURVEYING ACT AND THE RULES AND REGULATIONS OF THE BOARD OF LAND SURVEYING. 2. THE SURVEY WAS MADE FOR THE PURPOSE OF DETERMINING THE BOUNDARY OF THE ENTERGY RIGHT OF WAY. 3. THE SURVEY WAS MADE BY THE METHOD OF TRIANGULATION. 4. THE SURVEY WAS MADE BY THE METHOD OF TRIANGULATION. 5. THE SURVEY WAS MADE BY THE METHOD OF TRIANGULATION.
<b>LANDMARK SURVEYING, INC.</b> 1613 South Street Baton Rouge, LA 70802 Phone: 504-733-3333 Fax: 504-733-3333 © Copyright								