

Regular Session, 2013

ACT No. 309

HOUSE BILL NO. 292

BY REPRESENTATIVES JEFFERSON AND SHADOIN AND SENATOR
WALSWORTH

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

1 AN ACT

2 To authorize and provide for the transfer of certain state property; to authorize the transfer
3 of certain state property in Lincoln Parish from Louisiana Tech University to the city
4 of Ruston; to provide for the property description; to provide for reservation of
5 mineral rights; to provide terms and conditions of such transfer; to authorize the
6 transfer of certain state property in Vernon Parish, Ouachita Parish, and Richland
7 Parish from the Department of Wildlife and Fisheries to the Department of
8 Transportation and Development; to provide an effective date; and to provide for
9 related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. The president of the University of Louisiana System on behalf of the state
12 of Louisiana, notwithstanding any other provision of law to the contrary, is hereby
13 authorized and empowered to convey, transfer, assign, lease, or deliver any interest,
14 excluding mineral rights, the state may have to all or any portion of the following described
15 parcel of property to the city of Ruston:

16 The description of the property (the "Property") conveyed by Grace Methodist
17 Church to the State of Louisiana and Louisiana Tech University by sale of land dated
18 December 6, 1981, of record in Conveyance Book 358, page 165, of the records of
19 Lincoln Parish, Louisiana.

20 Tract I

21 Beginning at a concrete post which is located at the point where the South line of the
22 NE/4 of NW/4 of Section 26, Township 18 North, Range 3 West, intersects the North
23 and West Right of Way line of U.S. Highway No. 80, and run South 50 degrees 35
24 minutes West along the said North and West Right of Way line of Highway No. 80
25 for a distance of 149.5 feet, where the starting point is found. From said starting point
26 run North 39 degrees 25 minutes West to the South line of the NE/4 of NW/4, said
27 Section 26, a distance of 130 feet, thence West along the South line of said forty to

the SW Corner of said as NE/4 of NW/4, Section 26, a distance of 130.5 feet, thence South on the forty line to the intersection of the North and West Right of Way line of U.S. Highway No. 80, a distance of 271 feet, thence North 50 degrees 35 minutes East along the North and West boundary line of said Highway No. 80, to starting point, a distance of 272 feet; and,

Tract 2

Beginning at a concrete post which is located at the point where the South line of the NE/4 of NW/4 of Section 26, Township 18 North, Range 3 West, intersects the North and West Right of Way line of U.S. Highway No. 80, and run South 50 degrees 35 minutes West along the said North and West Right of Way line of Highway No. 80 for a distance of 74.5 feet where the starting point is found. From said starting point, run North 39 degrees 25 minutes West to the South line of the NE/4 of NW/4 of said Section 26, a distance of 66 feet, thence due West along said South line of said forty until striking the Corner of the property presently owned by said Church, a distance of 95 feet, thence run South 39 degrees 25 minutes East until striking the North and West Right of Way line of said Highway a distance of 130 feet, thence North 50 degrees 35 minutes East along the said North and West Right of Way line of said Highway No. 80, to point of beginning, a distance of 75 feet, together with all improvements situated thereupon.

The Property is also described as follows:

Commence at the Northwest corner of the SE/4 of the NW/4 of Section 26, Township 18 North, Range 3 West, thence run due South for a distance of 14.40 feet to the starting point. From the starting point run East for a distance of 29.90 feet to a 1-inch iron pipe set in concrete in an existing fence corner; thence run North 87°58' East along said fence for a distance of 93 feet to a 1 1/2-inch iron pipe which is painted white; thence run due East for a distance of 121.25 feet to a 3/4-inch iron pipe set in concrete on the West boundary of the town of Ruston, Louisiana, lot as described in Conveyance Book 34, at Page 400, of the records of the Clerk of Court of Lincoln Parish, Louisiana; thence run South 38°02' East along said boundary for a distance of 75.55 feet to an existing 1/2" iron rod set in concrete on the North right of way line of Highway 80; thence run South 52°06' West along the North Right of Way line of U.S. Highway 80 for 368.26 feet, thence run North along Tech Drive for 282.42 feet to the point of beginning.

Section 2. The president of the University of Louisiana System on behalf of the state of Louisiana is hereby authorized to enter into such agreements, covenants, conditions, and stipulations and to execute such documents as necessary to properly effectuate any conveyance, transfer, assignment, lease, or delivery of title, excluding mineral rights, to the property described in Section 1 of this Act, and as more specifically described in any such agreements entered into and documents executed by and between the president of the University of Louisiana System on behalf of the state of Louisiana and the city of Ruston, in exchange of consideration proportionate to the appraised value of the property.

Section 3. The Secretary of the Department of Wildlife and Fisheries, or his designated representative, notwithstanding any other provision of law to the contrary, is hereby authorized, for and on behalf of the State of Louisiana, to convey, transfer, assign, and deliver all right, title, and interest the state may have in certain parcels of land, located

in Vernon Parish, Ouachita Parish, and Richland Parish to the Department of Transportation and Development, said properties and all of the improvements situated wholly or partially thereon, and all of the rights, ways, servitudes, privileges, and advantages thereunto belonging or in anywise appertaining, designated and more particularly described as follows:

VERNON PARISH:

DESCRIPTION

Three (3) certain tract(s) or parcel(s) of land, together with all the improvements situated thereon, and all of the rights, ways, privileges, servitudes, and advantages thereunto belonging or in anywise appertaining, situated in Section(s) 33 and 34, Township 3 North, Range 7 West, Northwestern Land District, Vernon Parish, Louisiana, identified as PARCEL NO. 1-2, 3-1, & 3-3 as shown on Sheet Nos. 1, 3, & 4 of the property map for STATE PROJECT NO. 029-04-0025 (H.000995), F.A.P. NO. H000995, LA 121 BRIDGES NEAR HINESTON, RT. LA 121, VERNON PARISH, prepared by Melvin L. Harrison, Professional Land Surveyor, dated June 13, 2011, most recently revised July 12, 2011, which property is more particularly described as follows:

PARCEL NO. 1-2

From a point on the centerline of State Project No. 029-04-0025 (H.000995), at Station 109+88.41, proceed N00/10'39"E a distance of 31.60 feet to the point of beginning; thence proceed N00/10'39"E a distance of 47.39 feet to a point and corner; thence proceed S71/31'49"E a distance of 503.09 feet to a point and corner; thence proceed along a curve to the left having a radius of 1909.87 feet, whose length is 354.87 feet and whose chord length is 354.36 feet and bears S76/51'12"E to a point and corner; thence proceed S66/29'17"E a distance of 166.42 feet to a point and corner; thence proceed N82/10'35"W a distance of 160.22 feet to a point and corner; thence proceed along a curve to the right having a radius of 1954.87 feet, whose length is 363.24 feet and whose chord length is 362.71 feet and bears N76/51'12"W to a point and corner; thence proceed N71/31'49"W a distance of 488.21 feet to the point of beginning. All of which comprises Parcel 1-2 as shown on Sheet 1 of the Right of Way Plans of State Project No. 029-04-0025 (H.000995), and contains an area of 42066.6 square feet or 0.966 acres.

PARCEL NO. 3-1

From a point on the centerline of State Project No. 029-04-0025 (H.000995), at Station 209+00.00, proceed S00/08'11"E a distance of 30.00 feet to the point of beginning; thence proceed N89/51'49"E a distance of 1250.00 feet to a point and corner; thence proceed S77/11'00"W a distance of 182.67 feet to a point and corner; thence proceed N89/41'19"W a distance of 925.76 feet to a point and corner; thence proceed N77/27'22"W a distance of 149.71 feet to the point of beginning. All of which comprises Parcel 3-1 as shown on Sheets 3 & 4 of the Right of Way Plans of State Project No. 029-04-0025 (H.000995), and contains an area of 39743.9 square feet or 0.912 acres.

PARCEL NO. 3-3

From a point on the centerline of State Project No. 029-04-0025 (H.000995), at Station 209+00.00, proceed N00/08'11"W a distance of 30.00 feet to the point of beginning; thence proceed N77/11'00"E a distance of 205.00 feet to a point and corner; thence proceed N89/51'49"E a distance of 850.00 feet to a point and corner; thence proceed S77/27'22"E a distance of 205.00 feet to a point and corner; thence proceed S89/51'49"W a distance of 1250.00 feet to the point of beginning. All of which comprises Parcel 3-3 as shown on Sheets 3 & 4 of the Right of Way Plans of State Project No. 029-04-0025 (H.000995), and contains an area of 47250.0 square feet or 1.085 acres.

Being a portion of the same property acquired by Vendor from United States of America by the Secretary of Agriculture, through the Farm Service Agency, by Quitclaim Deed, recorded on April 22, 1996, in COB 859, Page/Folio 316, in the conveyance records of Vernon Parish, Louisiana.

OUACHITA PARISH AND RICHLAND PARISH:

Two (2) tracts or parcels of land, together with all the improvements situated thereon, and all of the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining, situated in Section 35 & 36, Township 18 North, Range 5 East, northwestern Land District, Ouachita & Richland Parishes, Louisiana, identified as PARCEL NOS. 1-1 & 2-1 as shown on Sheets 1 on the property map for STATE PROJECT NO. H.000174, 002-02-0030, BAYOULAFOURCHE BRIDGE, FEDERAL AID PROJECT NO. H.000174, ROUTE US-80, OUACHITA & RICHLAND PARISHES, LOUISIANA, prepared by Paul D. Fryer, professional land surveyor, dated January 17, 2013, which property is more particularly described as follows:

PARCEL NO. 1-1

From a point on the centerline of State Project No. H.000174, at Station 93+13.00, proceed S37/57'24"W a distance of 73.00 feet to the point of beginning; thence proceed S52/02'36"E a distance of 744.79 feet to a point and corner; thence proceed S36/45'46"W a distance of 18.00 feet to a point and corner; thence proceed S52/02'36"E a distance of 89.34 feet to a point and corner; thence proceed S28/48'49"W a distance of 27.69 feet to a point and corner; thence proceed S43/56'07"W a distance of 31.84 feet to a point and corner; thence proceed N52/02'36"W a distance of 373.59 feet to a point and corner; thence proceed N42/34'52"W a distance of 468.37 feet to the point of beginning. All of which comprises Parcel 1-1 as shown on Sheet 1 of the Right of Way Plans of State Project No. H.000174, and contains an area of 45005.4 square feet or 1.033 acres.

PARCEL 2-1

From a point on the centerline of State Project No. H.000174, at Station 103+01.55, proceed S37/57'24"W a distance of 91.00 feet to the point of beginning; thence proceed S52/02'36"E a distance of 76.68 feet to a point and corner; thence proceed S36/45'46"W a distance of 17.00 feet to a point and corner; thence proceed S52/02'36"E a distance of 761.41 feet to a point and corner; thence proceed S75/53'48"W a distance of 103.87 feet to a point and corner; thence proceed N52/02'36"W a distance of 737.13 feet to a point and corner; thence proceed N29/55'03"E a distance of 26.92 feet to a point and corner; thence proceed N33/26'44"E a distance of 32.44 feet to the point of beginning. All of which comprises Parcel 2-1 as shown on Sheet 2 of the Right of Way Plans of State Project No. H.000174, and contains an area of 34367.1 square feet or 0.789 acres.

The above parcels constitute a portion of the property acquired by Act of Cash Deed dated December 28, 1960, and recorded on January 5, 1961, at Entry No. 482337, Ouachita Parish, and Deed dated 12/28/1960 and recorded January 11, 1961 Registry No. 177303 in the conveyance records of Richland Parish, Louisiana.

Section 4. The Secretary of the Department of Wildlife and Fisheries and the Secretary of the Department of Transportation and Development, or their designated representatives, on behalf of the State of Louisiana, are hereby authorized to execute such documents and to perform such other acts as are necessary to properly effectuate any conveyance, transfer, assignment, and delivery of title to the properties described herein, in accordance with law, to the Department of Transportation and Development.

Section 5. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature

1 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
2 vetoed by the governor and subsequently approved by the legislature, this Act shall become
3 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____