

2017 Regular Session

HOUSE BILL NO. 158

BY REPRESENTATIVE DUSTIN MILLER

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

PUBLIC LANDS/STATE: Authorizes the transfer of certain state property in St. Landry Parish

AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in St. Landry Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. The secretary of the Louisiana Department of Health, notwithstanding any other provision of law to the contrary, is hereby authorized and empowered to convey, transfer, assign, lease, or deliver any interest, excluding mineral rights, the state may have to all or any portion of the following described parcel of property to the St. Landry School Board:

A certain tract of land lying and being situated near Opelousas in the Parish of St. Landry, Louisiana, located in Sections 32, 33 and 138, Township 6 South, Range 4 East, Southwestern Land District, and more particularly described as follows:

Commencing at the northwest corner of Linwood Subdivision, Block A, said corner being on the Easterly right of way of Cottonwood Street at its intersection with Judson Walsh Drive;

Thence South 08 degrees, 50 minutes 08 seconds West a distance of 998.90 feet to Point "D", being the Northwest corner of tract and the point of beginning;

Thence South 81 degrees 10 minutes 07 seconds East a distance of 599.69 feet to Point "E", being the North east corner of tract;

Thence South 08 degrees 49 minutes 51 seconds West a distance of 1369.92 feet to Point "A" being on the centerline of Bayou Callahan as re-aligned by the Louisiana Department of Public Works under Contract No. 6221; Thence along aforementioned re-aligned centerline of Bayou Callahan North 66 degrees 22 minutes 25 seconds West a distance of 226.19 feet to Point "B";

1 Thence continue along the re-aligned centerline of Bayou, North 68 degrees 14
2 minutes 32 seconds West a distance of 391.01 feet to Point "C";

3 Thence North 08 degrees 50 minutes 08 seconds East a distance of 1224.69 feet to
4 Point "D", the point of beginning, containing an area of 17.83 acres, and as more
5 particularly shown on Map File No 1-321-1, dated January, 1971, prepared by
6 Louisiana Department of Public Works.

7 Being a part of the same property acquired by Linwood Realty Company, Inc., from
8 Kenneth Boagni by Act dated June 22, 1962, recorded in COB G-13, page 366, of
9 public records of St. Landry Parish, Louisiana.

10 Section 2. The secretary of the Louisiana Department of Health is hereby authorized
11 to enter into such agreements, covenants, conditions, and stipulations and to execute such
12 documents as necessary to properly effectuate any conveyance, transfer, assignment, lease,
13 or delivery of title, excluding mineral rights, to the property described in Section 1 of this
14 Act, and as more specifically described in any such agreements entered into and documents
15 executed by and between the secretary of the Louisiana Department of Health and the St.
16 Landry School Board, in exchange of consideration proportionate to the appraised value of
17 the property.

18 Section 3. This Act shall become effective upon signature by the governor or, if not
19 signed by the governor, upon expiration of the time for bills to become law without signature
20 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
21 vetoed by the governor and subsequently approved by the legislature, this Act shall become
22 effective on the day following such approval.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 158 Original

2017 Regular Session

Dustin Miller

Authorizes the transfer or lease of certain state property in St. Landry Parish from the Louisiana Department of Health to the St. Landry School Board. Provides for the reservation of mineral rights to the state.

Effective upon signature of governor or lapse of time for gubernatorial action.