

Regular Session, 2010

ACT No. 598

HOUSE BILL NO. 745

BY REPRESENTATIVE WHITE

1 AN ACT

2 To amend and reenact R.S. 17:66(A)(2) and R.S. 41:727.1(A)(3) and to enact R.S.
3 41:727.1(A)(4) and 904; relative to certain school systems in East Baton Rouge
4 Parish and Vermilion Parish; to provide for the transfer of certain sixteenth section
5 lands between the East Baton Rouge Parish School System and the Central
6 Community School System; to provide relative to the geographic boundaries of the
7 Central Community School System; to authorize the Vermilion Parish School Board
8 to sell certain specified sixteenth section properties; and to provide for related
9 matters.

10 Notice of intention to introduce this Act has been published
11 as provided by Article III, Section 13 of the Constitution of
12 Louisiana.

13 Be it enacted by the Legislature of Louisiana:

14 Section 1. R.S. 17:66(A)(2) is hereby amended and reenacted to read as follows:

15 §66. Central Community School Board and school system; creation; membership;
16 qualifications; apportionment; election; powers, duties, and functions; system
17 operation

18 A.

19 * * *

20 (2) The geographic boundaries of the school system shall be as follows:

21 Commence at a point on the Comite River at the center line of the river and
22 its intersection with the center line of Louisiana Highway 64; thence proceed in a
23 southerly direction along the center line of the Comite River to its intersection with
24 the center line of White Bayou; thence proceed in a northwesterly direction along the
25 center line of White Bayou to a point due east of the intersection of Foster Road and

1 Green Gate Drive; thence run due west from said point 3500 feet, more or less, along
2 a line to its intersection with the center line of Foster Road; thence proceed in a
3 southerly direction along the center line of Foster Road to its intersection with the
4 center line of Louisiana Highway 408 (Hooper Road); thence proceed in an easterly
5 direction along the center line of Louisiana Highway 408 (Hooper Road) ninety feet,
6 more or less, to its intersection with an electric power transmission line on the
7 western boundary of the Four Seasons Trailer Park; thence proceed in a southerly
8 direction along the electric power transmission line and its extension to its
9 intersection with the center line of Cypress Bayou; thence proceed in a southeasterly
10 direction along the center line of Cypress Bayou to its intersection with the center
11 line of the Comite River; thence proceed in a southeasterly direction along the center
12 line of the Comite River to its confluence with the center line of the Amite River;
13 thence proceed in a northerly direction along the center line of the meanders of the
14 Amite River to its confluence with the center line of Sandy Creek; thence proceed
15 in a northerly direction along the center line of Sandy Creek to its intersection with
16 the center line of Louisiana Highway 37 (Greenwell Springs Road); thence proceed
17 in a southwesterly direction along the center line of Louisiana Highway 37
18 (Greenwell Springs Road) to its intersection with the center line of Louisiana
19 Highway 409 (Liberty Road); thence proceed in a northerly direction along the
20 center line of Louisiana Highway 409 (Liberty Road) to its intersection with the
21 center line of Louisiana Highway 64 (Greenwell Springs-Port Hudson Road); thence
22 continue north along the center line of Louisiana Highway 409 (Liberty Road) a
23 distance of 1000 feet to a point; thence proceed from said point northwesterly along
24 a line 1000 feet north of and parallel to Louisiana Highway 64 (Greenwell Springs-
25 Port Hudson Road) to its intersection with the ~~center line of Saunders Bayou~~; thence
26 ~~run southerly along the center line of Saunders Bayou to its intersection with the~~
27 ~~center line of Louisiana Highway 64 (Greenwell Springs-Port Hudson Road)~~; east
28 boundary of Section 16, Township 5 South, Range 2 East; thence proceed along the
29 east boundary of Section 16, north a distance of 2200 feet, more or less, to the
30 northeast corner of Section 16; thence, along the north boundary of Section 16,

1 proceed west a distance of 3100 feet, more or less, to the northwest corner of Section
 2 16; thence, along the west boundary of Section 16, proceed south a distance of 1000
 3 feet, more or less, to a point on the west boundary of Section 16 that is 1000 feet
 4 north of the center line of Louisiana Highway 64; thence proceed in a northwesterly
 5 direction along a line 1000 feet north of and parallel to Louisiana Highway 64 to a
 6 point 500 feet west of Saunders Bayou; thence proceed southerly along a line 500
 7 feet west of Saunders Bayou to its intersection with the center line of Louisiana
 8 Highway 64; thence proceed in a westerly direction along the center line of
 9 Louisiana Highway 64 to its intersection with the center line of the Comite River, the
 10 point of beginning.

11 * * *

12 Section 2. R.S. 41:904 is hereby enacted to read as follows:

13 §904. East Baton Rouge Parish School Board; Central Community School Board;
 14 transfer of certain sixteenth section lands

15 A. The legislature hereby recognizes that the East Baton Rouge Parish
 16 School Board and the Central Community School Board entered into a Quitclaim,
 17 Transfer and Conveyance Deed and Waiver, Release, and Indemnity Agreement
 18 effective June 25, 2009, and filed and recorded in East Baton Rouge Parish Original:
 19 167, Bundle: 12186, by which the East Baton Rouge Parish School Board, to the
 20 extent allowed by law, transferred, conveyed, assigned, quitclaimed, released and
 21 relinquished to the Central Community School Board any rights, title and interests,
 22 including but not limited to mineral rights and rights of management, administration,
 23 custodianship, control, and maintenance, that the East Baton Rouge Parish School
 24 Board had or may have had in under, and to that portion of sixteenth section land,
 25 Township 5 South, Range 2 East, through which Louisiana Highway 64 runs, in East
 26 Baton Rouge Parish commonly referred to as the "Indian Mound Tract".

27 B. Notwithstanding any other law to the contrary, the state of Louisiana
 28 hereby acknowledges, consents to, approves, ratifies and confirms the Quitclaim,
 29 Transfer and Conveyance Deed and Waiver, Release, and Indemnity Agreement filed
 30 and recorded in East Baton Rouge Parish Original: 167, Bundle: 12186. The state

1 of Louisiana hereby further transfers, conveys, and assigns to the Central
 2 Community School Board all of its ownership rights, title and interest, including
 3 mineral rights, operation, management, administration, custodianship, and control
 4 of the property described in Subsection A of this Section subject to any servitudes,
 5 building restrictions, rights of way, mineral servitudes or leases, or any other matters,
 6 established by law or of record in the records of East Baton Rouge Parish.

7 C. The state of Louisiana hereby acknowledges and confirms that the Central
 8 Community School Board is and shall be entitled to all income derived from the
 9 Indian Mound Tract including but not limited to mineral rights and all mineral
 10 income, except that portion to which the Livingston Parish School Board is entitled.
 11 To the extent necessary, the state of Louisiana transfers and assigns all right, title and
 12 interest in and to any and all existing leases including but not limited to mineral
 13 leases and mineral contracts related to the Indian Mound Tract.

14 Section 3. R.S. 41:727.1(A)(3) is hereby amended and reenacted and R.S.
 15 41:727.1(A)(4) is hereby enacted to read as follows:

16 §727.1. Vermilion Parish School Board; transfer of certain sixteenth section lands

17 A.

18 * * *

19 (3) The Vermilion Parish School Board may sell, convey, transfer, assign,
 20 and deliver any interest, excluding mineral rights, the state or the school board has
 21 or may have to a certain tract or parcel of land containing 5.106 acres situated in the
 22 northeast quarter of Section Sixteen (16), Township Eleven (11) South, Range Three
 23 (3) East, Fourth Ward of Vermilion Parish, state of Louisiana, being more
 24 particularly described as follows:

25 Commencing at the northeast corner of Section 16, T11 S - R 3 E, thence
 26 proceeding S 00° 03' 10" W along the eastern boundary line of Section 16, a distance
 27 of 159.92 feet to the point of beginning; thence continuing S 00° 03' 10" W along the
 28 eastern boundary line of Section 16, a distance of 2,483.22 feet to a point; hence
 29 proceeding S 89° 56' 17" W, a distance of 95.64 feet to a point on the apparent
 30 eastern right-of-way line of Bella Road; thence proceeding N 00° 15' 57" E along

1 said right-of-way line, a distance of 2339.29 feet to a point; thence proceeding N 01[<]
 2 58' 35" E along said right-of-way line, a distance of 43.61 feet to a point; thence
 3 proceeding N 23[<] 31' 36" E along said right-of-way line, a distance of 38.71 feet to
 4 a point; thence proceeding N 44[<] 24' 35" E along said right-of-way line, a distance
 5 of 26.42 feet to a point; thence proceeding N 48[<] 14' 13" E along said right-of-way
 6 line, a distance of 69.21 feet to the point of beginning; being bounded on the north
 7 by the apparent south and southeastern right-of-way line of Bella Road, on the south
 8 by the Vermilion Parish School Board on the east by Loubert G. Trahan and on the
 9 west by the apparent eastern right-of-way line of Bella Road, all as per plat by
 10 Richard J. Primeaux, dated June 20, 2007.

11 (4) Such transfers shall be executed without an election and notwithstanding
 12 any provision of this Chapter or of Part II of Chapter 1 of Title 17 to the contrary.

13 * * *

14 Section 4. The provisions of this Section and Section 3 of this Act shall
 15 become effective upon signature by the governor or, if not signed by the governor,
 16 upon expiration of the time for bills to become law without signature by the
 17 governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 18 vetoed by the governor and subsequently approved by the legislature, this Section
 19 and Section 3 of this Act shall become effective on the day following such approval.

 SPEAKER OF THE HOUSE OF REPRESENTATIVES

 PRESIDENT OF THE SENATE

 GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____