

STATE OF LOUISIANA  
PARISH OF LAFOURCHE  
17<sup>TH</sup> JUDICIAL DISTRICT COURT  
NUMBER

STATE OF LOUISIANA, DEPARTMENT  
OF TRANSPORTATION & DEVELOPMENT  
VS.  
CWT ESTATE, LLC

**P E T I T I O N**

The petition of the STATE OF LOUISIANA, DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT, legal successor to the Department of Highways, created and organized under the laws of the State of Louisiana, with its domicile in the City of Baton Rouge, Parish of East Baton Rouge, State of Louisiana, with respect, represents that:

1.

CWT ESTATE, LLC is the defendant herein.

2.

The Department of Transportation and Development, proposes to construct in the Parish of Lafourche, a certain project designated as State Project No. 064-02-0030, H.001439, Bridges Near Grand Isle, State Route LA 1, which project is more fully described by a Certificate of Authorization to Expropriate, approved by the Secretary, Department of Transportation and Development on May 27, 2015, which declares that it is necessary and useful to take immediately the hereinafter described property for highway purposes, a certified copy of said Certificate of Authorization to Expropriate being marked "Exhibit P-1," attached hereto and made a part hereof.

3.

The construction of said project will be greatly conducive to the public interest, convenience and safety, and will be an important improvement in the State Highway System.

4.

Petitioner has surveyed the right of way and laid out the centerline thereof for said project as the same will exist after said project is completed, and the width of the right of way has been fixed by the Chief Engineer of the Department of Transportation and Development, as shown by his certificate marked "Exhibit P-2," annexed hereto and made a part hereof.

5.

Included within the right of way required for said project is certain property believed to be owned by the defendant, a portion of which is required in full ownership designated as Parcel Nos. 3-2, 4-1 & 4-2, and a portion of which is required for a temporary construction servitude for a period of time not to exceed completion of the project designated as Parcel No. 3-2-C-1, and described as follows, to-wit:

To the extent of an undivided 20.83333% interest, four (4) certain tracts or parcels of land, and all of the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining, situated in the Parish of Lafourche, State of Louisiana, and in Section 37, Township 22 South, Range 23 East, Southeastern West of Mississippi River Land District, identified as Parcel Nos. 3-2, 3-2-C-1, 4-1 & 4-2, on a white print of a plat of survey, consisting of Sheet Nos. 3 & 4, made by Matthew J. Ledet, Registered Land Surveyor, dated March 18, 2015, revised, annexed to the above numbered and entitled suit, said tracts or parcels being outlined in red and being more particularly described in accordance with said plat of survey, as follows:

REQUIRED IN FULL OWNERSHIP

PARCEL NO. 3-2:

From a point on the centerline of State Project No. H.001439, at Highway Survey Station 146+25.82, proceed N07°22'12"E a distance of 40.14 feet to the point of beginning; thence proceed along a curve to the right having a radius of 15289.82 feet, whose length is 82.09 feet and whose chord length is 82.09 feet and bears S78°03'20"W to a point and corner; thence proceed S78°12'33"W a distance of 185.45 feet to a point and corner; thence proceed N72°45'23"E a distance of 100.40 feet to a point and corner; thence proceed N77°55'33"E a distance of 171.12 feet to a point and corner; thence proceed S07°22'12"W a distance of 10.76 feet to the point of beginning. All of which comprises Parcel 3-2 as shown on Sheet 3 of the Right of Way Plans of State Project No. H.001439, and contains an area of approximately 2157.0 square feet or 0.050 of an acre.

PARCEL NO. 4-1:

From a point on the centerline of State Project No. H.001439, at Highway Survey Station 170+28.72, proceed N18°56'52"E a distance of 47.10 feet to the point of beginning; thence proceed N18°56'52"E a distance of 13.18 feet to a point and corner; thence proceed N86°45'38"E a distance of 51.58 feet to a point and corner; thence proceed along a curve to the right having a radius of 943.15 feet, whose length is 57.87 feet and whose chord length is 57.86 feet and bears S74°34'59"W to the point of beginning. All of which comprises Parcel 4-1 as shown on Sheet 4 of the Right of Way Plans of State Project No. H.001439, and contains an area of approximately 330.9 square feet or 0.008 of an acre.

PARCEL NO. 4-2:

From a point on the centerline of State Project No. H.001439, at Highway Survey Station 170+77.15, proceed S00°07'28"E a distance of 40.56 feet to the point of beginning; thence proceed N80°21'03"E a distance of 11.71 feet to a point and corner; thence proceed along a curve to the left having a radius of 1023.15 feet, whose length is 134.38 feet and whose chord length is 134.28 feet and bears N76°35'18"E to a point and corner; thence proceed S68°48'48"W a distance of 118.27 feet to a point and corner; thence proceed S79°51'46"W a distance of 18.11 feet to a point and corner; thence proceed S80°20'59"W a distance of 14.22 feet to a point and corner; thence proceed N00°07'28"W a distance of 15.21 feet to the point of beginning. All of which comprises Parcel 4-2 as shown on Sheet 4 of the Right of Way Plans of State Project No. H.001439, and contains an area of approximately 1207.1 square feet or 0.028 of an acre.

REQUIRED FOR A TEMPORARY SERVITUDE

PARCEL NO. 3-2-C-1:

From a point on the centerline of State Project No. H.001439, at Highway Survey Station 146+25.82, proceed N07°22'12"E a distance of 50.90 feet to the point of beginning; thence proceed S77°55'33"W a distance of 141.12 feet to a point and corner; thence proceed N62°17'01"E a distance of 51.92 feet to a point and corner; thence proceed N77°55'33"E a distance of 96.07 feet to a point and corner; thence proceed S07°22'12"W a distance of 14.85 feet to the point of beginning. All of which comprises parcel 3-2-C-1 as shown on Sheet 3 of the Right of Way Plans of State Project No. H.001439, and contains an area of approximately 1660.3 square feet or 0.038 of an acre.

Being portions of the same property acquired by Vendor by Act of Contribution recorded May 14, 2014, in Conveyance Book 1966, on Page 66 as Entry No. 1177624, and by Act of Sale recorded April 24, 1986 in Conveyance Book 947, on Page 2 as Entry No. 646932 in the official conveyance records of the Parish of Lafourche, State of Louisiana.

6.

This property is outlined in red on a plat of survey marked "Exhibit P-3," annexed hereto and made a part hereof.

7.

This property is a portion of a larger tract believed to be owned by the defendant.

8.

There are no buildings or improvements situated wholly or partially upon the above described property.

9.

The location and design of the improvements proposed by said project are in accordance with the best modern practices adopted in the interest of the safety and convenience of the traveling public, as shown by the Certificate on Location and Design, which is marked "Exhibit P-4," annexed hereto and made a part hereof.

10.

In order to construct said project in a manner and mode conducive to the public interest, convenience and safety, it is necessary that petitioner acquire in full ownership the property described as Parcel Nos. 3-2, 4-1, & 4-2, subject to the mineral reservation set forth below, and a temporary servitude for construction purposes for a period of time not to exceed completion of the project on, over and across the property described as Parcel No. 3-2-C-1, which property petitioner has attempted to acquire amicably but has been unable to do so.

11.

Therefore, it is necessary for petitioner to expropriate in full ownership the property described as Parcel Nos. 3-2, 4-1, & 4-2, subject to the mineral reservation set forth below, and a temporary servitude for construction purposes for a period of time not to exceed completion of the project on, over and across the property described as Parcel No. 3-2-C-1.

12.

The expropriation of the full ownership of the property described as Parcel Nos. 3-2, 4-1, & 4-2, shall be made subject to the reservation in favor of the owner, of all oil or gas located under the property described above, or the royalties therefrom, in accordance with law, and subject to any existing oil or gas reservation or to any existing oil or gas lease.

13.

The just compensation to which the defendant is entitled, being the compensation for the full ownership of the property described as Parcel Nos. 3-2, 4-1, & 4-2, subject to the mineral reservation set forth herein, and a temporary servitude for construction purposes for a period of time not to exceed completion of the project on, over and across the property described as Parcel No. 3-2-C-1,

has been estimated to be the sum of One Thousand Five Hundred Thirty and No/100 Dollars (\$1,530.00), which is 20.83333% of the total value of the property as shown by the written Estimate of Compensation marked "Exhibit P-5A" and "Exhibit P-5B," annexed hereto and made a part hereof.

14.

Petitioner is entitled to expropriate the full ownership of the property described as Parcel Nos. 3-2, 4-1, & 4-2, subject to the mineral reservation set forth herein, and a temporary servitude for construction purposes for a period of time not to exceed completion of the project on, over and across the property described as Parcel No. 3-2-C-1, in a manner authorized by Article 1, Section 4 of the Constitution of the State of Louisiana for the year 1974, and Title 48 of the Louisiana Revised Statutes of 1950, Sections 441 to 460, inclusive as amended and reenacted.

15.

Petitioner is entitled to trial by jury as authorized by Title 48 of the Louisiana Revised Statutes, Section 451.2, as amended and reenacted.

16.

Petitioner desires to utilize the cash deposit authorized by Article 1734.1 of the Louisiana Code of Civil Procedure and desires that the amount of the deposit be fixed as required by law.

17.

Petitioner requests written notice at least thirty (30) days prior thereto of any trial, motion or other proceeding scheduled to come before this Honorable Court in this lawsuit in accordance with Title 48 of the Louisiana Revised Statutes, Section 451, and also requests notice of any interlocutory or final order, decree or judgment rendered and signed in this lawsuit as provided by the Louisiana Code of Civil Procedure.

WHEREFORE, petitioner prays that an order issue herein directing petitioner to deposit in the registry of this court the sum of One Thousand Five Hundred Thirty and No/100 Dollars (\$1,530.00) for payment to the person or persons entitled thereto, and declaring that the full ownership of the property described as Parcel Nos. 3-2, 4-1, & 4-2, and subject to the mineral

reservation set forth herein, and a temporary servitude for construction purposes for a period of time not to exceed completion of the project on, over and across the property described as Parcel No. 3-2-C-1, has been taken for highway purposes as of the time such deposit is made.

Petitioner further prays that said order direct the defendant to surrender to petitioner possession of said property.

Petitioner further prays that the Order of Expropriation in this matter be recorded in the conveyance records of this Parish.

Petitioner further prays that notice of this expropriation be issued and served upon CWT ESTATE, LLC, together with a certified copy of this Petition, the Order of Expropriation of this court and the Receipt of the Clerk of Court for the deposit made, according to law.

Petitioner further prays that this matter be tried by jury and that it be allowed to utilize the cash deposit authorized by LA C.C.P. Article 1734.1.

Petitioner further prays that it be served with written notice of any trial, motion or other proceeding scheduled before this Honorable Court in accordance with LA R.S. 48:451, and that it be served with notice of any interlocutory or final order, decree or judgment rendered and signed as provided by Louisiana Code of Civil Procedure.

Petitioner further prays that upon a final hearing herein there be judgment herein in favor of petitioner fixing the amount of just compensation at a sum not to exceed One Thousand Five Hundred Thirty and No/100 Dollars (\$1,530.00).

LOUISIANA DEPARTMENT OF  
TRANSPORTATION & DEVELOPMENT  
OFFICE OF THE GENERAL COUNSEL

BY: Matthew P. Stafford Jr.  
Of Counsel

Matthew P. Stafford, Jr.  
Bar Roll No. 32706  
1201 Capitol Access Road  
Baton Rouge, LA 70802  
P. O. Box 94245  
Baton Rouge, LA 70804-9245  
PH: (225) 242-4671  
FAX: (225) 242-4690  
Attorney for State, DOTD

PLEASE SERVE:

CWT Estate, LLC  
Through agent for service of process:  
Debbie A. Dejean  
7220 Mosspoint Lane  
Denham Springs, LA 70706

May 27, 2015

**CERTIFICATE OF AUTHORIZATION TO EXPROPRIATE**

The Department of Transportation and Development contemplates and plans to construct certain projects for the improvement of various highways throughout the State of Louisiana.

The project presently planned by the Department of Transportation and Development is hereinafter set forth:

STATE PROJECT NO(S). H.001439  
STATE PROJECT NO(S). 064-01-0047 & 064-02-0030  
BRIDGES NEAR GRAND ISLE  
STATE ROUTE LA 1  
PARISHES OF JEFFERSON & LAFOURCHE

State Project Number H.001439 / 064-01-0047 & 064-02-0030, provides for removal of existing surface and stabilized base, earthwork, class II base course, superpave asphaltic concrete pavement, removal of existing bridges, construction of concrete slab span bridges, and related work, on State Route LA 1 in Jefferson & Lafourche Parishes, as follows:

Beginning Site 1 at approximate Highway Survey Station 111+54.00, then proceed in a southwesterly direction to end Site 1 at approximate Highway Survey Station 119+65.00. There is a Bridge Site between the following Highway Survey Stations: approximate Highway Survey Station 115+00.00 and approximate Highway Survey Station 116+20.00.

Beginning Site 2 at approximate Highway Survey Station 140+88.07, then proceed in a southwesterly direction to end at approximate Highway Survey Station 150+91.76. There is a Bridge Site between the following Highway Survey Stations: approximate Highway Survey Station 144+20.00 and approximate Highway Survey Station 146+00.00.

Beginning Site 3 at approximate Highway Survey Station 162+74.00, then proceed in a southwesterly direction to end at approximate Highway Survey Station 176+55.00. There is a Bridge Site between the following Highway Survey Stations: approximate Highway Survey Station 170+75.00 and approximate Highway Survey Station 172+95.00.

The total roadway length is approximately 0.51 miles, and the total bridge length is approximately 0.10 miles, for an overall project length of approximately 0.61 miles.

The construction of the above described project will be conducive to the public interest, convenience and safety and will enable the Department of Transportation and Development to properly fulfill the functions imposed upon it by law.

The proper construction of said described project is dependent upon the acquisition of the rights of way as fixed by the Chief Engineer, Office of Engineering, for the said project and such other rights as may be appurtenant thereto.

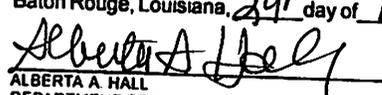
It is necessary and useful to take, by expropriation for highway purposes and in the manner provided by law, in servitude or in full ownership, the property and property rights not otherwise acquired, which are needed for the proper construction of said project.

Pursuant to the authority vested in me by the provisions of L.R.S. 36:501 et seq., and L.R.S. 48:11 et seq., as Secretary of the Department of Transportation and Development, it is necessary and useful to take and, as required by L.R.S. 48:442(3)(a), I hereby approve and authorize the Department of Transportation and Development to take by expropriation for highway purposes and in the manner provided by law, in servitude or in full ownership, the property and property rights not otherwise acquired, and which are needed for the proper construction of State Project No(s). H.001439/ 064-01-0047 & 064-02-0030, Bridges near Grand Isle, State Rouge LA 1, Parishes of Jefferson & Lafourche.

Baton Rouge, Louisiana, this 27<sup>th</sup> day of May, 2015.

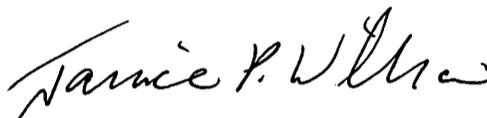
  
\_\_\_\_\_  
SHERRI H. LEBAS, P.E.  
SECRETARY  
DEPARTMENT OF TRANSPORTATION  
AND DEVELOPMENT

I, Alberta A. Hall, custodian of official records of the Department of Transportation and Development of the State of Louisiana, do certify under the provisions of R.S. 13:3712 and Chapter 9 of the Louisiana Code of Evidence that the attached 2 page(s) is (are) a true and correct copy (copies) of the original(s) which is (are) in my custody and possession in my official capacity.

Baton Rouge, Louisiana, 29<sup>th</sup> day of May, 2015  
  
\_\_\_\_\_  
ALBERTA A. HALL  
DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT  
STATE OF LOUISIANA

CERTIFICATE  
OF THE  
CHIEF ENGINEER

I hereby certify that I have fixed the right of way required to construct STATE PROJECT NO. H.001439, LA 1: BRIDGES NEAR GRAND ISLE, ROUTE LA 1, JEFFERSON AND LAFOURCHE PARISHES, in a manner sufficient in my judgment to provide presently and in the future for the public interest, safety and convenience.

 2-25-16  
JANICE P. WILLIAMS, P.E.      DATE  
DOTD CHIEF ENGINEER





SOUTHEASTERN WEST OF MISSISSIPPI RIVER LAND DISTRICT

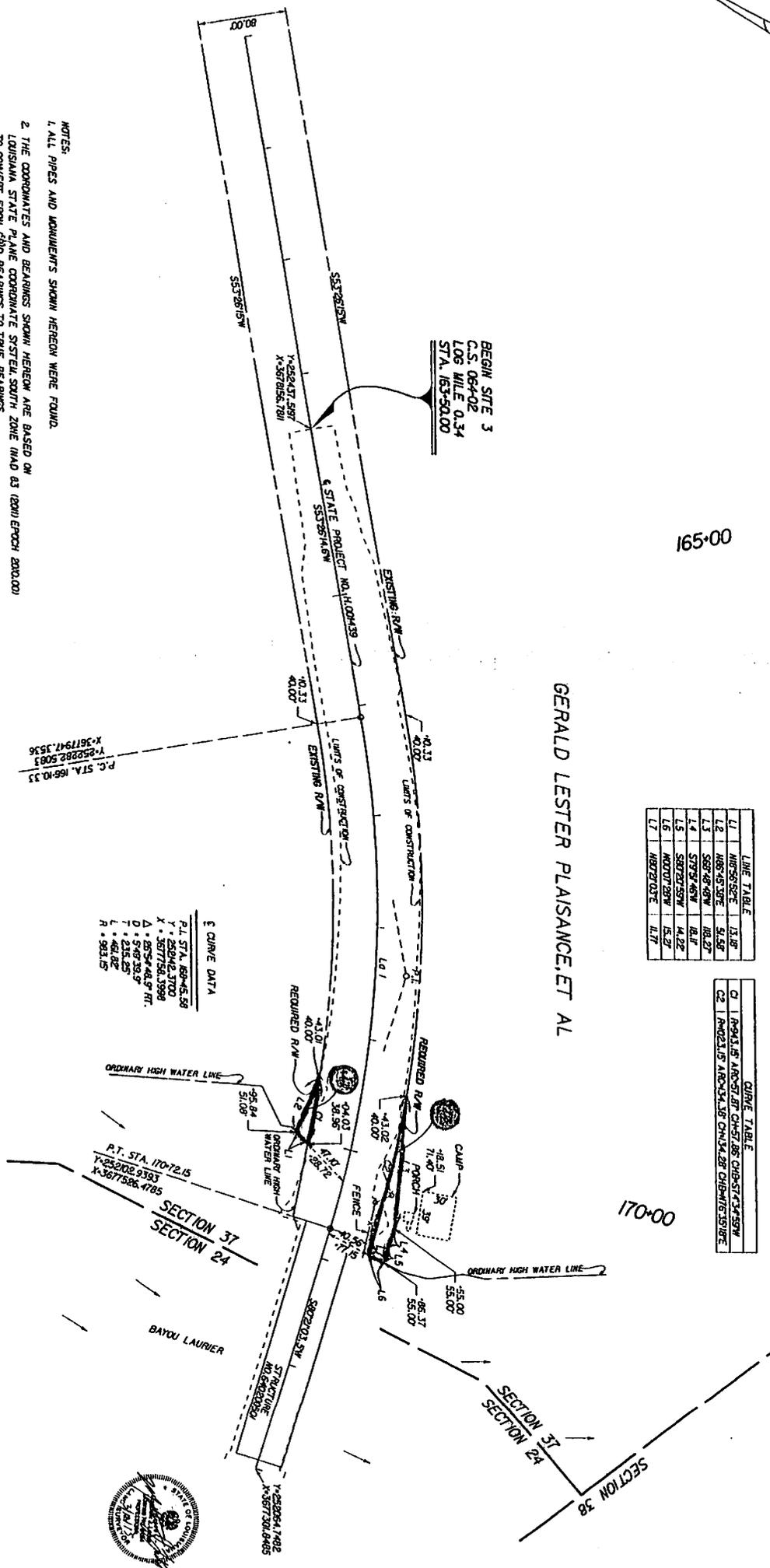
T225 - R23E

SECTION 24 & 37

165.00

170.00

GERALD LESTER PLAISANCE, ET AL



LINE TABLE

L1	165.00	13.18
L2	165.00	51.59
L3	579.74	181.27
L4	579.74	181.27
L5	5827.55	14.27
L6	14007.29	15.27
L7	14827.03	11.77

CURVE TABLE

C1	165.00	13.18	165.00	13.18
C2	165.00	51.59	165.00	51.59

§ CURVE DATA

P.L. STA.	165.00
T	250.42
X	367.75
Δ	65.54
D	5.48
T	215.25
L	61.82
R	983.15

NOTES:  
 1. ALL PIPES AND MONUMENTS SHOWN HEREON WERE FOUND.  
 2. THE COORDINATES AND BEARINGS SHOWN HEREON ARE BASED ON LOUISIANA STATE PLANE COORDINATE SYSTEM SOUTH ZONE (NAD 83) (2011 EPOCH) (20X.00) TO CONVERT FROM GRID BEARINGS TO TRUE BEARINGS USE: 0379.17

BRIS ORTIZ  
 GRAND ISLE CONS APP  
 LAT: 29°52'55.883007  
 LONG: 90°57'56.282285  
 Y: 309482.27  
 X: 3894798.49

ERIS ORTIZ  
 ENGLISH TOWN 5 CONS APP  
 LAT: 29°52'52.442489  
 LONG: 90°57'50.191071  
 Y: 309482.13  
 X: 3721846.63

1. DISTANCES SHOWN ARE HORIZONTAL GROUND DISTANCES.  
 2. TO CONVERT DISTANCES DERIVED FROM COORDINATES SHOWN HEREON TO HORIZONTAL GROUND DISTANCES, USE SCALE FACTOR: 1.000025559

LEGEND

4+2	GERALD LESTER PLAISANCE, ET AL	C.O.B.	1985	PG. 66	MAY 1, 2014	0.0289 AC.
4+1	GERALD LESTER PLAISANCE, ET AL	C.O.B.	1985	PG. 65	MAY 1, 2014	0.008 AC.
PARCEL	OWNER	ACQUISITION	AREA			

EXISTING R/W	RIGHT OF WAY LINE
REQUIRED R/W	RIGHT OF WAY LINE
EXIST. C.O.A.	CONTROL OF ACCESS
REQUIRED C.O.A.	CONTROL OF ACCESS
EXIST. R/W & EXIST. C.O.A.	RIGHT OF WAY & CONTROL OF ACCESS
REQUIRED R/W & REQUIRED C.O.A.	RIGHT OF WAY & CONTROL OF ACCESS
LOT LINE	LOT LINE
ADJACENT PROPERTY LINE	ADJACENT PROPERTY LINE
EXISTING SERVITUDE LINE	EXISTING SERVITUDE LINE
SECTION LINE	SECTION LINE



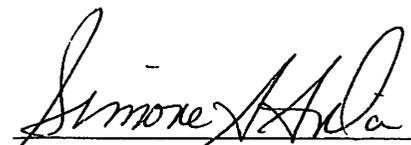
DATE	REVISION OR DESCRIPTION	BY	FILE NO. 06747636	DATE 3/17/2015
RIGHT OF WAY MAP STATE PROJECT NO. H.001439 LA 11 BRIDGES NEAR GRAND ISLE JEFFERSON & LAFOURCHE L 1			COMPUTED BY S. BOURGEOIS CHECKED BY M. LEDET DRAWN BY S. BOURGEOIS CLEARED BY M. LEDET	PARISH JEFFERSON & LAFOURCHE CONTROL SECTION 064-01 - 064-02 STATE PROJECT H.001439

CERTIFICATE  
ON  
LOCATION AND DESIGN

We hereby certify that the location and design of the improvements proposed within STATE PROJECT NO. H.001439, LA 1: BRIDGES NEAR GRAND ISLE, ROUTE LA 1, JEFFERSON AND LAFOURCHE PARISHES, are in accordance with the best modern practices adopted in the interest of the safety and convenience of the traveling public.

  
\_\_\_\_\_  
JANICE P. WILLIAMS, P.E.  
DOTD CHIEF ENGINEER

2/25/16  
DATE

  
\_\_\_\_\_  
SIMONE A. ARDOIN, P.E.  
ROAD DESIGN ENGINEER

02/24/16  
DATE

  
\_\_\_\_\_  
PAUL FOSSIER, P.E.  
BRIDGE DESIGN ENGINEER

2/25/16  
DATE

Parcel No. 3-2, 3-2-C-1, 4-1  
S. P. No. H.001439

CERTIFICATE  
OF  
ESTIMATE OF COMPENSATION

I, the undersigned, hereby certify that I have made a careful investigation of the property identified as Parcel Number 3-2, 3-2-C-1, 4-1 and its remainder which is the subject matter of this estimate, that I am familiar with land values in the vicinity, and that I estimate the compensation to be as follows:

VALUE OF LAND AND IMPROVEMENTS	<u>\$26.00</u>
DAMAGES	<u>\$0.00</u>
ADDITIONAL COMPENSATION	<u>\$0.00</u>
TOTAL ESTIMATE OF COMPENSATION	<u>\$26.00</u>

Methodology Used:

- 1. Sales Comparison Approach
- 2. Cost Approach
- 3. Income Capitalization Approach

James G. Lipscomb  
1201 Capitol Access Road  
Baton Rouge, Louisiana 70802

Qualifications:

- 1. Designated Appraiser
- 2. Candidate for Designation
- 3. Louisiana Certified Residential Real Estate Appraiser
- 4. Louisiana Certified General Real Estate Appraiser
- 5. Right of Way Appraiser in the regular employ of the Department

Baton Rouge, Louisiana

*James G. Lipscomb*

LOUISIANA CERTIFIED GENERAL/RESIDENTIAL REAL ESTATE  
APPRAISER CERTIFICATE NO. G0143

Total Approved Amount of Compensation to the full  
extent of the owner's loss \$ 5.42

*Heather Corsetino*  
HEATHER CORSENTINO  
Assistant R/E Administrator,  
Department of Transportation and  
Development, State of Louisiana

3/9/14  
Date

20.83333%  
ownership

Parcel No. 4-2  
S. P. No. H.001439

CERTIFICATE  
OF  
ESTIMATE OF COMPENSATION

I, the undersigned, hereby certify that I have made a careful investigation of the property identified as Parcel Number 4-2 and its remainder which is the subject matter of this estimate, that I am familiar with land values in the vicinity, and that I estimate the compensation to be as follows:

VALUE OF LAND AND IMPROVEMENTS	<u>\$9,032.00</u>
DAMAGES	<u>\$5,970.00</u>
ADDITIONAL COMPENSATION	<u>\$0.00</u>
TOTAL ESTIMATE OF COMPENSATION	<u>\$15,002.00</u>

Methodology Used:

- 1. Sales Comparison Approach
- 2. Cost Approach
- 3. Income Capitalization Approach

James G. Lipscomb  
1201 Capitol Access Road  
Baton Rouge, Louisiana 70802

Qualifications:

- 1. Designated Appraiser
- 2. Candidate for Designation
- 3. Louisiana Certified Residential Real Estate Appraiser
- 4. Louisiana Certified General Real Estate Appraiser
- 5. Right of Way Appraiser in the regular employ of the Department

Baton Rouge, Louisiana

*James G. Lipscomb*

LOUISIANA CERTIFIED GENERAL/RESIDENTIAL REAL ESTATE  
APPRAISER CERTIFICATE NO. G0143

Total Approved Amount of Compensation to the full  
extent of the owner's loss \$ 1,524.58

*Heather Corsetino* 3/9/14  
HEATHER CORSENTINO Date

Assistant R/E Administrator,  
Department of Transportation and  
Development, State of Louisiana

*20.83333%*

*ownership  
Land only*

STATE OF LOUISIANA, DEPARTMENT  
OF TRANSPORTATION & DEVELOPMENT

VS.

CWT ESTATE, LLC

NUMBER

17<sup>TH</sup> JUDICIAL DISTRICT COURT

PARISH OF LAFOURCHE

STATE OF LOUISIANA

### **ORDER OF EXPROPRIATION**

The petition, exhibits and the premises considered:

IT IS HEREBY ORDERED that the STATE OF LOUISIANA, DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT, do deposit in the registry of this court, for the use and benefit of the person or persons entitled thereto, the sum of One Thousand Five Hundred Thirty and No/100 Dollars (\$1,530.00).

AND IT IS HEREBY FURTHER ORDERED that the full ownership of the property described as Parcel Nos. 3-2, 4-1, & 4-2, subject to the reservation in favor of CWT ESTATE, LLC of all oil or gas located under the property described below, or the royalties therefrom, in accordance with law, and subject to any existing oil or gas reservation or to any existing oil or gas lease, and a temporary servitude for construction purposes for a period of time not to exceed completion of the project on, over and across the property described as Parcel No. 3-2-C-1, is expropriated and taken for highway purposes as of the time of such deposit, according to law, said property being described as follows, to-wit:

To the extent of an undivided 20.83333% interest, four (4) certain tracts or parcels of land, and all of the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining, situated in the Parish of Lafourche, State of Louisiana, and in Section 37, Township 22 South, Range 23 East, Southeastern West of Mississippi River Land District, identified as Parcel Nos. 3-2, 3-2-C-1, 4-1 & 4-2, on a white print of a plat of survey, consisting of Sheet Nos. 3 & 4, made by Matthew J. Ledet, Registered Land Surveyor, dated March 18, 2015, revised, annexed to the above numbered and entitled suit, said tracts or parcels being outlined in red and being more particularly described in accordance with said plat of survey, as follows:

#### **REQUIRED IN FULL OWNERSHIP**

#### **PARCEL NO. 3-2:**

From a point on the centerline of State Project No. H.001439, at Highway Survey Station 146+25.82, proceed N07°22'12"E a distance

STATE OF LOUISIANA, DEPARTMENT  
OF TRANSPORTATION & DEVELOPMENT

VS.

CWT ESTATE, LLC

NUMBER

17<sup>TH</sup> JUDICIAL DISTRICT COURT

PARISH OF LAFOURCHE  
STATE OF LOUISIANA

**ORDER OF EXPROPRIATION Page 2**

of 40.14 feet to the point of beginning; thence proceed along a curve to the right having a radius of 15289.82 feet, whose length is 82.09 feet and whose chord length is 82.09 feet and bears S78°03'20"W to a point and corner; thence proceed S78°12'33"W a distance of 185.45 feet to a point and corner; thence proceed N72°45'23"E a distance of 100.40 feet to a point and corner; thence proceed N77°55'33"E a distance of 171.12 feet to a point and corner; thence proceed S07°22'12"W a distance of 10.76 feet to the point of beginning. All of which comprises Parcel 3-2 as shown on Sheet 3 of the Right of Way Plans of State Project No. H.001439, and contains an area of approximately 2157.0 square feet or 0.050 of an acre.

**PARCEL NO. 4-1:**

From a point on the centerline of State Project No. H.001439, at Highway Survey Station 170+28.72, proceed N18°56'52"E a distance of 47.10 feet to the point of beginning; thence proceed N18°56'52"E a distance of 13.18 feet to a point and corner; thence proceed N86°45'38"E a distance of 51.58 feet to a point and corner; thence proceed along a curve to the right having a radius of 943.15 feet, whose length is 57.87 feet and whose chord length is 57.86 feet and bears S74°34'59"W to the point of beginning. All of which comprises Parcel 4-1 as shown on Sheet 4 of the Right of Way Plans of State Project No. H.001439, and contains an area of approximately 330.9 square feet or 0.008 of an acre.

**PARCEL NO. 4-2:**

From a point on the centerline of State Project No. H.001439, at Highway Survey Station 170+77.15, proceed S00°07'28"E a distance of 40.56 feet to the point of beginning; thence proceed N80°21'03"E a distance of 11.71 feet to a point and corner; thence proceed along a curve to the left having a radius of 1023.15 feet, whose length is 134.38 feet and whose chord length is 134.28 feet and bears N76°35'18"E to a point and corner; thence proceed S68°48'48"W a distance of 118.27 feet to a point and corner; thence proceed S79°51'46"W a distance of 18.11 feet to a point and corner; thence proceed S80°20'59"W a distance of 14.22 feet to a point and corner; thence proceed N00°07'28"W a distance of 15.21 feet to the point of beginning. All of which comprises Parcel 4-2 as shown on Sheet 4 of the Right of Way Plans of State Project No. H.001439, and contains an area of approximately 1207.1 square feet or 0.028 of an acre.

STATE OF LOUISIANA, DEPARTMENT  
OF TRANSPORTATION & DEVELOPMENT

VS.

CWT ESTATE, LLC

NUMBER

17<sup>TH</sup> JUDICIAL DISTRICT COURT

PARISH OF LAFOURCHE  
STATE OF LOUISIANA

**ORDER OF EXPROPRIATION Page 3**

**REQUIRED FOR A TEMPORARY SERVITUDE**

**PARCEL NO. 3-2-C-1:**

From a point on the centerline of State Project No. H.001439, at Highway Survey Station 146+25.82, proceed N07°22'12"E a distance of 50.90 feet to the point of beginning; thence proceed S77°55'33"W a distance of 141.12 feet to a point and corner; thence proceed N62°17'01"E a distance of 51.92 feet to a point and corner; thence proceed N77°55'33"E a distance of 96.07 feet to a point and corner; thence proceed S07°22'12"W a distance of 14.85 feet to the point of beginning. All of which comprises parcel 3-2-C-1 as shown on Sheet 3 of the Right of Way Plans of State Project No. H.001439, and contains an area of approximately 1660.3 square feet or 0.038 of an acre.

Being portions of the same property acquired by Vendor by Act of Contribution recorded May 14, 2014, in Conveyance Book 1966, on Page 66 as Entry No. 1177624, and by Act of Sale recorded April 24, 1986 in Conveyance Book 947, on Page 2 as Entry No. 646932 in the official conveyance records of the Parish of Lafourche, State of Louisiana.

AND IT IS HEREBY FURTHER ORDERED that this matter be tried by jury upon the plaintiff making a cash deposit in accordance with LA C.C.P. Article 1734.1. Upon the setting of this matter for trial, the court shall fix the amount due and the time of said deposit, which time shall be no later than thirty (30) days prior to trial.

AND IT IS HEREBY FURTHER ORDERED that this Order of Expropriation be recorded in the conveyance records of this Parish.

AND IT IS HEREBY FURTHER ORDERED that the defendant, CWT ESTATE, LLC, vacate the above described property and surrender possession thereof unto the plaintiff immediately.

Thibodaux, Louisiana, this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

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JUDGE, SEVENTEENTH JUDICIAL DISTRICT COURT

STATE OF LOUISIANA, DEPARTMENT  
OF TRANSPORTATION & DEVELOPMENT

VS.

CWT ESTATE, LLC

NUMBER

17<sup>TH</sup> JUDICIAL DISTRICT COURT

PARISH OF LAFOURCHE

STATE OF LOUISIANA

**RECEIPT**

VERNON RODRIGUE, CLERK OF COURT

TO

THE STATE OF LOUISIANA, AND  
THE DEPARTMENT OF TRANSPORTATION  
AND DEVELOPMENT

In the cause entitled "STATE OF LOUISIANA, DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT, VS. CWT ESTATE, LLC " No. \_\_\_\_\_ of the docket of said court, the State of Louisiana seeks the expropriation of the full ownership of the property described below, subject to the reservation in favor of the owner of all oil or gas located under the property described below, or the royalties therefrom, in accordance with law, and subject to any existing oil or gas reservation or to any existing oil or gas lease, for the project set forth in the petition, said property being described as follows, to-wit:

To the extent of an undivided 20.83333% interest, four (4) certain tracts or parcels of land, and all of the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining, situated in the Parish of Lafourche, State of Louisiana, and in Section 37, Township 22 South, Range 23 East, Southeastern West of Mississippi River Land District, identified as Parcel Nos. 3-2, 3-2-C-1, 4-1 & 4-2, on a white print of a plat of survey, consisting of Sheet Nos. 3 & 4, made by Matthew J. Ledet, Registered Land Surveyor, dated March 18, 2015, revised, annexed to the above numbered and entitled suit, said tracts or parcels being outlined in red and being more particularly described in accordance with said plat of survey, as follows:

**REQUIRED IN FULL OWNERSHIP**

**PARCEL NO. 3-2:**

From a point on the centerline of State Project No. H.001439, at Highway Survey Station 146+25.82, proceed N07°22'12"E a distance of 40.14 feet to the point of beginning; thence proceed along a curve to the right having a radius of 15289.82 feet, whose length is 82.09 feet and whose chord length is 82.09 feet and bears S78°03'20"W to a point and corner; thence proceed S78°12'33"W a distance of 185.45

feet to a point and corner; thence proceed N72°45'23"E a distance of 100.40 feet to a point and corner; thence proceed N77°55'33"E a distance of 171.12 feet to a point and corner; thence proceed S07°22'12"W a distance of 10.76 feet to the point of beginning. All of which comprises Parcel 3-2 as shown on Sheet 3 of the Right of Way Plans of State Project No. H.001439, and contains an area of approximately 2157.0 square feet or 0.050 of an acre.

PARCEL NO. 4-1:

From a point on the centerline of State Project No. H.001439, at Highway Survey Station 170+28.72, proceed N18°56'52"E a distance of 47.10 feet to the point of beginning; thence proceed N18°56'52"E a distance of 13.18 feet to a point and corner; thence proceed N86°45'38"E a distance of 51.58 feet to a point and corner; thence proceed along a curve to the right having a radius of 943.15 feet, whose length is 57.87 feet and whose chord length is 57.86 feet and bears S74°34'59"W to the point of beginning. All of which comprises Parcel 4-1 as shown on Sheet 4 of the Right of Way Plans of State Project No. H.001439, and contains an area of approximately 330.9 square feet or 0.008 of an acre.

PARCEL NO. 4-2:

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REQUIRED FOR A TEMPORARY SERVITUDE

PARCEL NO. 3-2-C-1:

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Being portions of the same property acquired by Vendor by Act of Contribution recorded May 14, 2014, in Conveyance Book 1966, on Page 66 as Entry No. 1177624, and by Act of Sale recorded April 24, 1986 in Conveyance Book 947, on Page 2 as Entry No. 646932 in the official conveyance records of the Parish of Lafourche, State of Louisiana.

In accordance with an order of the court signed herein, the Department of Transportation and Development, on behalf of the State of Louisiana and of itself, has this day paid into the registry of said court the sum of One Thousand Five Hundred Thirty and No/100 Dollars (\$1,530.00) in cash, lawful current money of the United States of America, by delivering said sum to the said Clerk of Court, who acknowledges receipt of said sum and declares that he/she has placed same in the registry of said court.

Signed at Thibodaux, Louisiana, this \_\_\_\_ day of \_\_\_\_\_, 2016.

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DEPUTY CLERK OF COURT, SEVENTEENTH JUDICIAL DISTRICT COURT