

STATE OF LOUISIANA, DEPARTMENT
OF TRANSPORTATION & DEVELOPMENT

vs. 2015-1513^B

AVOUELLES HONEY COMPANY, LLC

COPIES
CLERK AND REGISTER
AVOUELLES PARISH LA
SUIT NUMBER:

2015 MAR 6 AM 9 50

12TH JUDICIAL DISTRICT COURT

FILED
PARISH OF AVOUELLES

STATE OF LOUISIANA

PETITION

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.

AVOUELLES HONEY COMPANY, LLC, is the defendant herein.

2.

The Department of Transportation and Development, proposes to construct in the Parish of Avoyelles, a certain project designated as State Project No. H.001257, 052-05-0050, Intersection LA 114 at LA 1, State Route LA 114, which project is more fully described by a Certificate of Authorization to Expropriate, approved by the Secretary, Department of Transportation and Development on February 9, 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, required in full ownership, and described as follows, to-wit:

One (1) certain tract or parcel of land, together with all of the improvements situated wholly or partially thereon, and all of the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining, situated in the Parish of Avoyelles, State of Louisiana, and in Section 27, Township T1N, Range R5E, Southwestern Land District, identified as Parcel No. 2-2, on a white print of a plat of survey, consisting of Sheet No. 2, made by Melvin L. Harrison, Registered Land Surveyor, dated December 19, 2014, revised, annexed to the above numbered and entitled suit, said tract or parcel being outlined in red and being more particularly described in accordance with said plat of survey, as follows:

REQUIRED IN FULL OWNERSHIP

PARCEL NO. 2-2:

From a point on the centerline of State Project No. H.001257, 052-05-0050, at Highway Survey Station 102+24.68, which is the point of beginning, proceed S00°11'49"E a distance of 48.97 feet to a point and corner; thence proceed S89°36'30"W a distance of 138.67 feet to a point and corner; thence proceed N00°11'49"W a distance of 45.02 feet to a point and corner; thence proceed along a curve to the left having a radius of 340.00 feet, whose length is 163.45 feet and whose chord length is 161.88 feet and bears N58°44'32"E to a point and corner; thence proceed S00°11'49"E a distance of 79.10 feet to the point of beginning. All of which comprises Parcel 2-2 as shown on Sheet 2 of the Right of Way Plans of State Project No. H.001257, 052-05-0050, and contains an area of approximately 10943.0 square feet or 0.251 of an acre.

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 situated wholly or partially upon the above described property, and the only improvement situated wholly or partially thereon consists of landscaping.

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 described property, together with all of the improvements situated wholly or partially thereon, subject to the mineral reservation set forth below, 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 above described property, together with all of the improvements situated wholly or partially thereon, subject to the mineral reservation set forth below.

12.

The expropriation of the full ownership of the property described above shall be made subject to the reservation, which is imprescriptible as authorized by LA R.S. 31:149, 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 above described property, together with all of the improvements situated wholly or partially thereon, subject to the mineral reservation set forth herein, has been estimated to be the sum of Four Thousand Five Hundred Twelve & No/100 Dollars (\$4,512.00), as shown by the written estimate of compensation marked "Exhibit P-5A" annexed hereto and made a part hereof.

14.

Petitioner is entitled to expropriate the full ownership of the above described property, together with all of the improvements situated wholly or partially thereon, subject to the mineral reservation set forth herein, 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 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 Four Thousand Five Hundred Twelve & No/100 Dollars (\$4,512.00) for payment to the person or persons entitled thereto, and declaring that the full ownership of the above described property, together with all of the improvements situated wholly or partially thereon, and subject to the mineral reservation set forth herein, 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 **AVOYELLES HONEY COMPANY, 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. Article 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 Four Thousand Five Hundred Twelve & No/100 Dollars (\$4,512.00).

LOUISIANA DEPARTMENT OF
TRANSPORTATION & DEVELOPMENT
OFFICE OF THE GENERAL COUNSEL

BY: 

Of Counsel

J. Ryan Vivian

Bar Roll No. 33424

1201 Capitol Access Road

Baton Rouge, LA 70802

P. O. Box 94245

Baton Rouge, LA 70804-9245

Telephone: (225) 242-4617

Facsimile: (225) 242-4690

Attorney for State, DOTD

PLEASE SERVE:

Avoyelles Honey Company, LLC

Through the agent for service of process:

Emeric J. Bordelon, III

215 S. Bayou Deglaise

Cottonport, LA 71327

CERTIFICATE OF AUTHORIZATION TO EXPROPRIATE

February 9, 2015

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.001257
STATE PROJECT NO(S). 052-05-0050
INTERSECTION LA 114 AT LA 1
STATE ROUTE LA 114
PARISH OF AVOYELLES

State Project No. H.001257 / 052-05-0050 provides for clearing and grubbing, grading, base course, drainage structures, superpave asphaltic concrete roadway, cold planning, earthwork, widening existing State Route LA 1 bridge and related work, on State Route LA 114 in Avoyelles Parish, as follows:

Beginning at State Route LA 1 Site at approximate Highway Survey Station 303+00.00 LA 1, then proceed in a northwesterly direction to end State Route LA 1 Site at approximate Highway Survey Station 330+00.00 LA 1. There is a bridge site between the following Highway Survey Stations: approximate Highway Survey Station 318+94.02 and approximate Highway Survey Station 319+94.02.

Beginning State Route LA 114 at approximate Highway Survey Station 200+00.00 LA 114, then proceed in a westerly direction to end at approximate Highway Survey Station 216+10.00 LA 114. The total roadway length is approximately 0.882 miles, and the total bridge length is approximately 0.041 miles, for an overall project length of approximately 0.923 miles.

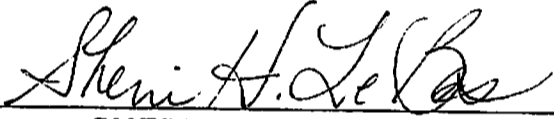
The construction of the above described project will be conducive to the public interest, convenience and safety and will enable the Department of Transportation and Development to properly fulfill the functions imposed upon it by law.

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.001257 / 052-05-0050, Intersection LA 114 at LA 1, State Route LA 114, Parish of Avoyelles.


Baton Rouge, Louisiana, this 9th day of February, 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, 11th day of February, 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.001257, INTERSECTION LA 114 @ LA 1, ROUTE LA 114, AVOYELLES PARISH, in a manner sufficient in my judgment to provide presently and in the future for the public interest, safety and convenience.



JANICE P. WILLIAMS, P.E. 1-12-15
DOTD CHIEF ENGINEER DATE



PARCEL	OWNER	ACQUISITION	AREA
2-5	EMERIC BORDELON III et ux	008 533 PG. 89 NOVEMBER 1, 2004	0.023 ACRE
2-4	MCBARWELL, LLC	008 533 PG. 890 MAY 23, 2004	0.098 ACRE
2-3	TRIFOLIA LLC	008 480 PG. 556 DECEMBER 14, 1999	0.177 ACRE
2-2	AVOUELLES HONEY CO. LLC	008 533 PG. 890 OCTOBER 1, 2004	0.251 ACRE
2-1	JOHNNY L. DUCOTE	008 533 PG. 354 MAY 25, 2005	0.299 ACRE

EXISTING R/W	REQUIRED R/W	RIGHT OF WAY LINE
		RIGHT OF WAY & CONTROL OF ACCESS
		LIMITS OF CONSTRUCTION
		LOT LINE
		APPARENT PROPERTY LINE
		EXISTING SERVICE LINE
		SECTION LINE



DATE	DESCRIPTION	BY
12/19/14	MOVED EXIST & REQUIRED R/W	RJS
11/13/14	CORRECTED OWNERSHIP & ADDED STATION TIE	MLH
11/13/14	ADDED "PROJECTED AND ADOPTED"	MLH
11/13/14	ADDED "SURVEYED AND ABANDONED"	MLH
10/27/14	OWNERSHIP CHANGE ON PARCELS 2-2 & 2-5	RJS
8/05/14	OWNERSHIP CHANGE ON PARCEL 2-1	MLH
6/26/14	OWNERSHIP CHANGE ON PARCEL 2-4	MLH
2/25/14	STATION OFFSET CHANGE ON R/W MICHAMPT	MLH
2/25/14	OWNERSHIP CHANGE ON PARCEL 2-1	MLH

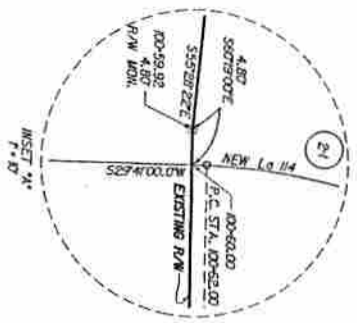
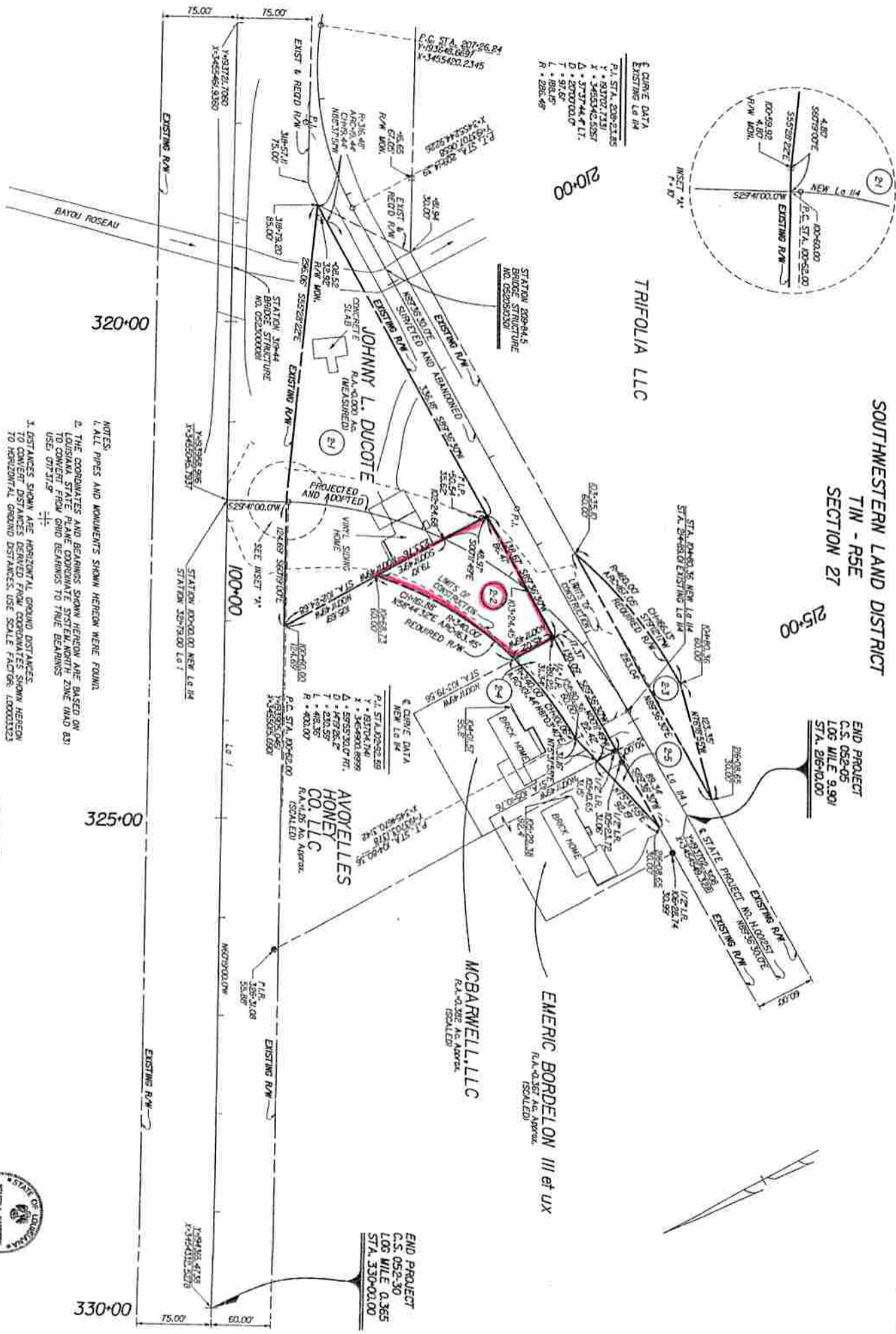


RIGHT OF WAY MAP
STATE PROJECT NO. H.001257
INTERSECTION LA 114 & LA 1
AVOUELLES PARISH
LA 714



COMPUTED	RJS	PARISH	AVOUELLES
CHECKED	MLH	CONTROL	WELSH
DATE	12/15/14	STATE PROJECT	H.001257
SCALE	1" = 50'		

PROJECT	25
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NOTES:
1. ALL PIPES AND MONUMENTS SHOWN HEREON WERE FOUND.
2. THE COORDINATES AND BEARINGS SHOWN HEREON ARE BASED ON THE LOUISIANA STATE PLANE COORDINATE SYSTEM ZONE 17NAD 83 TO CONVERT FROM GRID BEARINGS TO TRUE BEARINGS USE: $\theta_{TRUE} = \theta_{GRID} + \alpha$
3. DISTANCES SHOWN ARE HORIZONTAL GROUND DISTANCES. TO CONVERT DISTANCES DERIVED FROM COORDINATES SHOWN HEREON TO HORIZONTAL GROUND DISTANCES, USE SCALE FACTOR: 1.00001123

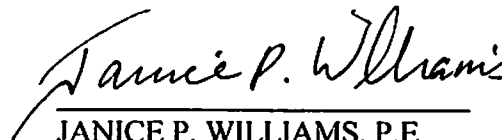
SOUTHWESTERN LAND DISTRICT
TIN - R5E
SECTION 27
25-00

END PROJECT
C.S. 052-05
108 MILE 9.90
STA. 216+10.00

END PROJECT
C.S. 052-30
108 MILE 0.365
STA. 330+01.00

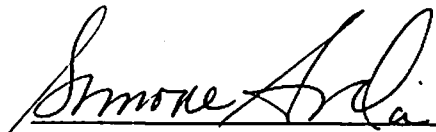
CERTIFICATE
ON
LOCATION AND DESIGN

We hereby certify that the location and design of the improvements proposed within STATE PROJECT NO. H.001257, INTERSECTION LA 114 @ LA 1, ROUTE LA 114, AVOYELLES PARISH, 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

1-12-15
DATE



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

01/09/15
DATE



PAUL FOSSIER, P.E.
BRIDGE DESIGN ENGINEER

1/9/15
DATE

**CERTIFICATE
OF
ESTIMATE OF COMPENSATION**

I, the undersigned appraiser, hereby certify that I have made a careful investigation of the property identified as Parcel Number(s) 2-2 and its (their) remainder(s), 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	\$4,512
DAMAGES	\$0
ADDITIONAL COMPENSATION	\$0
TOTAL ESTIMATE OF COMPENSATION	\$4,512

Methodology Used:

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

John D. Mowad
297 Links Dr.
Alexandria, LA 71303-9711

Qualifications:

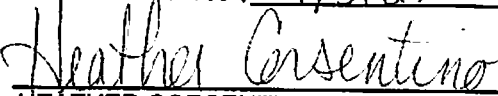
- 1. Designated Appraiser
- 2. Candidate for Designation
- 3. Louisiana Certified Residential Real Estate Appraiser
- 4. Louisiana Certified General Real Estate Appraiser
- 5. Right-of-way appraiser in the regular employment of the Department

Alexandria, Louisiana, October 28, 2014



JOHN D. MOWAD
LOUISIANA CERTIFIED GENERAL REAL ESTATE APPRAISER
CERTIFICATE NO. G0109

Total Approved Amount of Compensation to the full extent
of the owner's loss \$ 4,512.00

 10/29/2014
HEATHER CORSETINO Date
Assistant Real Estate Administrator
Department of Transportation and Development
State of Louisiana

41(ME)

STATE OF LOUISIANA, DEPARTMENT
OF TRANSPORTATION & DEVELOPMENT

SUIT NUMBER: 2015-1513-B

12TH JUDICIAL DISTRICT COURT

VS.

PARISH OF AVOUELLES

AVOUELLES HONEY COMPANY, LLC

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 Four Thousand Five Hundred Twelve & No/100 Dollars (\$4,512.00).

AND IT IS HEREBY FURTHER ORDERED that the full ownership of the property described below, together with all of the improvements situated wholly or partially thereon, subject to the reservation in favor of **AVOUELLES HONEY COMPANY, 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, 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:

One (1) certain tract or parcel of land, together with all of the improvements situated wholly or partially thereon, and all of the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining, situated in the Parish of Avoyelles, State of Louisiana, and in Section 27, Township T1N, Range R5E, Southwestern Land District, identified as Parcel No. 2-2, on a white print of a plat of survey, consisting of Sheet No. 2, made by Melvin L. Harrison, Registered Land Surveyor, dated December 19, 2014, revised, annexed to the above numbered and entitled suit, said tract or parcel being outlined in red and being more particularly described in accordance with said plat of survey, as follows:

REQUIRED IN FULL OWNERSHIP

PARCEL NO. 2-2:

From a point on the centerline of State Project No. H.001257, 052-05-0050, at Highway Survey Station 102+24.68, which is the point of beginning, proceed S00°11'49"E a distance of 48.97 feet to a point and corner; thence proceed S89°36'30"W a distance of 138.67 feet to a point and corner; thence proceed N00°11'49"W a distance of 45.02 feet to a point and corner; thence proceed along a curve to the left

3/9/15
John Ryan V. Van

+1

STATE OF LOUISIANA, DEPARTMENT
OF TRANSPORTATION & DEVELOPMENT

SUIT NUMBER:

VS.

12TH JUDICIAL DISTRICT COURT

PARISH OF AVOYELLES

AVOYELLES HONEY COMPANY, LLC

STATE OF LOUISIANA

ORDER OF EXPROPRIATION (Continued)

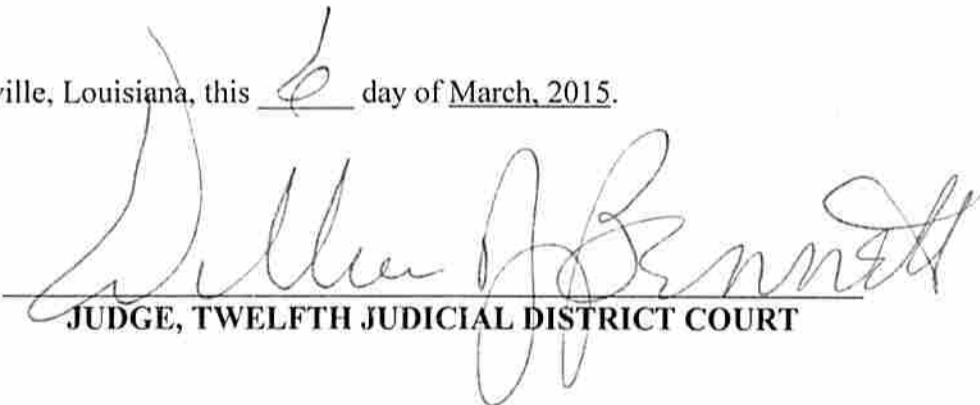
having a radius of 340.00 feet, whose length is 163.45 feet and whose chord length is 161.88 feet and bears N58°44'32"E to a point and corner; thence proceed S00°11'49"E a distance of 79.10 feet to the point of beginning. All of which comprises Parcel 2-2 as shown on Sheet 2 of the Right of Way Plans of State Project No. H.001257, 052-05-0050, and contains an area of approximately 10943.0 square feet or 0.251 of an acre.

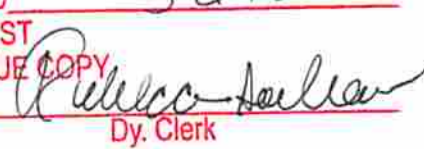
AND IT IS HEREBY FURTHER ORDERED that this matter be tried by jury upon the plaintiff making a cash deposit in accordance with LA C.C.P. Art. 1734.1. Upon the setting of this matter for trial, the court shall fix the amount due and the time of said deposit, which time shall be no later than thirty (30) 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, AVOYELLES HONEY COMPANY, LLC, vacate the above described property and surrender possession thereof unto the plaintiff immediately upon the deposit of the estimated just compensation into the registry of this Court.

Marksville, Louisiana, this 6 day of March, 2015.


JUDGE, TWELFTH JUDICIAL DISTRICT COURT

FILED 3-6-15
ATTEST
A TRUE COPY

Dy. Clerk

STATE OF LOUISIANA, DEPARTMENT
OF TRANSPORTATION & DEVELOPMENT

SUIT NUMBER: 2015-1513B

12TH JUDICIAL DISTRICT COURT

VS.

PARISH OF AVOUELLES

AVOUELLES HONEY COMPANY, LLC

STATE OF LOUISIANA

RECEIPT

CONNIE B. COUVILLON, 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. AVOUELLES HONEY COMPANY, LLC" No. 2015-1513B of the docket of said court, the State of Louisiana seeks the expropriation of the full ownership of the property described below, together with all of the improvements situated wholly or partially thereon, 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:

One (1) certain tract or parcel of land, together with all of the improvements situated wholly or partially thereon, and all of the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining, situated in the Parish of Avoyelles, State of Louisiana, and in Section 27, Township T1N, Range R5E, Southwestern Land District, identified as Parcel No. 2-2, on a white print of a plat of survey, consisting of Sheet No. 2, made by Melvin L. Harrison, Registered Land Surveyor, dated December 19, 2014, revised, annexed to the above numbered and entitled suit, said tract or parcel being outlined in red and being more particularly described in accordance with said plat of survey, as follows:

REQUIRED IN FULL OWNERSHIP

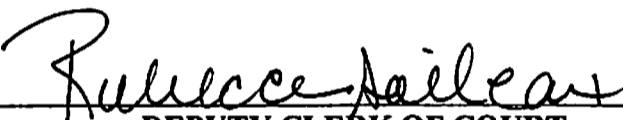
PARCEL NO. 2-2:

From a point on the centerline of State Project No. H.001257, 052-05-0050, at Highway Survey Station 102+24.68, which is the point of beginning, proceed S00°11'49"E a distance of 48.97 feet to a point and corner; thence proceed S89°36'30"W a distance of 138.67 feet to a point and corner; thence proceed N00°11'49"W a distance of 45.02 feet to a point and corner; thence proceed along a curve to the left

having a radius of 340.00 feet, whose length is 163.45 feet and whose chord length is 161.88 feet and bears N58°44'32"E to a point and corner; thence proceed S00°11'49"E a distance of 79.10 feet to the point of beginning. All of which comprises Parcel 2-2 as shown on Sheet 2 of the Right of Way Plans of State Project No. H.001257, 052-05-0050, and contains an area of approximately 10943.0 square feet or 0.251 of an acre.

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 Four Thousand Five Hundred Twelve & No/100 Dollars (\$4,512.00) 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 has placed same in the registry of said court.

Signed at Marksville, Louisiana, this 10th day of March, 2015.



DEPUTY CLERK OF COURT
TWELFTH JUDICIAL DISTRICT COURT

STATE OF LOUISIANA, DEPARTMENT
OF TRANSPORTATION & DEVELOPMENT

VS.

AVOYELLES HONEY COMPANY, LLC

SUIT NUMBER:

12TH JUDICIAL DISTRICT COURT

PARISH OF AVOYELLES

STATE OF LOUISIANA

NOTICE

THE STATE OF LOUISIANA

TO: **Avoyelles Honey Company, LLC**
Through the agent for service of process:
Emeric J. Bordelon, III
215 S. Bayou Deglaise
Cottonport, LA 71327

Pursuant to an order issued by a Judge of the 12th Judicial District Court of the State of Louisiana for the Parish of Avoyelles on the _____ day of March, 2015, in the above numbered and entitled cause on the petition of the State of Louisiana, Department of Transportation and Development, a duly certified copy of which petition and order is hereunto annexed to be served on you herewith, notice is hereby given of the expropriation of the property described in said petition and of the deposit into the registry of this Honorable Court of the sum of \$4,512.00 on the ____ day of March, 2015, a certified copy of the receipt for such deposit being annexed hereunto to be served on you herewith.

YOU ARE HEREBY SUMMONED to comply with the demand contained in that petition or to deliver your answer to the petition in the office of the Clerk of the 12th Judicial District Court in the Avoyelles Parish Court House within **one year** from the date you are notified by the Department of Transportation and Development that it has finally accepted the construction of the highway project for which the property was expropriated, in accordance with LA R.S. 48:450.

If you desire to contest the validity of the taking on the ground that the property was not expropriated for a public use or on the ground that the petition and exhibits do not satisfy the provisions contained in LA R.S. 48:442 through 444, you are required to file a Motion to Dismiss on that ground within twenty days after the service hereof, in accordance with LA R.S. 48:447.

By order of the Honorable the 12th Judicial District Court for the Parish of Avoyelles, State of Louisiana.

Signed and delivered to the Sheriff of Avoyelles Parish this _____ day of _____ in the year 2015.

CLERK OF COURT