

STATE OF LOUISIANA

PARISH OF LAFOURCHE

22364A

BE IT KNOWN That on this the 9<sup>th</sup> day of October, 1963, before me, *Clair M. Caillouet*, a Notary Public, duly commissioned and qualified within and for the Parish and State aforesaid, therein residing, personally came and appeared:

L. PHILIP CAILLOUET, of full age, a resident of the Parish of Terrebonne, State of Louisiana, herein appearing individually and as agent and attorney-in-fact for the following:

1. ADELE MARIE CAILLOUET, a femme sole of full age, residing at 1006 Canal Street, Thibodaux, Parish of Lafourche, Louisiana.
2. MARIE E. CAILLOUET, a femme sole, of full age, residing at 1006 Canal Street, Thibodaux, Parish of Lafourche, Louisiana.
3. RT. REV. MSGR. LUCIEN J. CAILLOUET, P. A., V. G., a single man of full age, residing at 4423 LaSalle Street, Parish of Orleans, State of Louisiana.
4. MOST REV. L. ABEL CAILLOUET, D. D., a single man of full age, residing at 1342 Moss Street, Parish of Orleans, State of Louisiana.
5. HELOISE M. CAILLOUET, a femme sole, of full age, known in religion as Mother Marie Dolores of the Passion, residing in the Parish of Lafayette, State of Louisiana.
6. BERNARD J. CAILLOUET, of full age, husband of Mary Patricia Fleming, residing at 1700 Frankfort Street, Parish of Orleans, State of Louisiana.
7. REV. ADRIAN J. CAILLOUET, JR., a single man of full age, residing in Harahan, Parish of Jefferson, State of Louisiana.
8. CLYDE C. CAILLOUET, of full age, husband of Carolyn Meyer, residing at 1102 Menard Street, Thibodaux, Parish of Lafourche, Louisiana.
9. ALBAN C. CAILLOUET, JR., a single man of full age, residing at Slidell, Parish of St. Tammany, State of Louisiana.
10. FRANCIS P. CAILLOUET, a single man of full age, residing at 909 Canal Street, Thibodaux, Parish of Lafourche, Louisiana.
11. ABEL A. CAILLOUET, of full age, husband of Dorothy Bernard, residing at 100 Birch Street, Thibodaux, Parish of Lafourche, Louisiana.
12. LAWRENCE J. CAILLOUET, a single man of full age, residing at 909 Canal Street, Thibodaux, Parish of Lafourche, Louisiana.

13. MRS. FLORENCE CAILLOUET THIBODAU, of full age, wife of F. E. Thibodaux, residing at 525 Narrow Street, Thibodaux, Parish of Lafourche, Louisiana.
14. MRS. HELOISE CAILLOUET TORRES, of full age, wife of Theophile (Ted) Torres, residing at 613 Highland Drive, Houma, Parish of Terrebonne, Louisiana.
15. MRS. ELLEN CAILLOUET LASSEIGNE, of full age, wife of Richard Lasseigne, residing at 1802 Badt Street, Thibodaux, Parish of Lafourche, Louisiana.
16. MARIE THERESE CAILLOUET, a femme sole of full age, residing at 909 Canal Street, Thibodaux, Parish of Lafourche, Louisiana.
17. MRS. CORINNE CAILLOUET BEUHLER, of full age, wife of Paul Beuhler, residing in Baton Rouge, Parish of East Baton Rouge, Louisiana.
18. REV. JAMES L. (Louis) CAILLOUET, a single man of full age, residing in Edgard, Parish of St. John the Baptist, State of Louisiana.
19. MARIE ANTOINETTE (T.) CAILLOUET DUREL, of full age, widow of Medric Durel, residing at Thibodaux, Parish of Lafourche, Louisiana.
20. DOROTHY M. CAILLOUET KLINGMAN, of full age, wife of Elie Klingman, residing at 718 Wood Street, Parish of Terrebonne, Houma, Louisiana.
21. LUCIEN A. (Adrian) CAILLOUET, of full age, husband of Elaine McHughes, residing at 500 St. Charles Street, Parish of Lafourche, Thibodaux, Louisiana.
22. MARY ADELA CAILLOUET, a femme sole of full age, residing at 720 St. Philip Street, Thibodaux, Parish of Lafourche, Louisiana.

Said appearer acting herein by virtue of the several powers of attorney granted unto him, as will be seen by reference to Miscellaneous Book 13, Pages 227, 229, 231, 233, 235, and 237, records of Lafourche Parish, Louisiana.

23. LOUIS EDWIN CAILLOUET, a minor
24. MARIE ANTOINETTE CAILLOUET, a minor
25. JAMES LOUIS CAILLOUET, a minor
26. CHRISTINE MARIE CAILLOUET, a minor
27. ROSE MARY CAILLOUET, a minor
28. ELIZABETH ANN MARY CAILLOUET, a minor

all of which minors are herein represented by their mother, MRS. MARY L. CAILLOUET, natural tutrix, all in accordance with the order of the 17th Judicial District Court, a certified copy of which is attached hereto and made a part hereof.

all of whom are sometimes hereinafter referred to as the "Caillouet Family".

And said appearers declared unto me, Notary, as follows:

That the Caillouet Family are the owners of the following described property, among other property, situated in the Parish of Lafourche, State of Louisiana:

TOWNSHIP 22 SOUTH, RANGE 22 EAST:

Section 34: SE 1/4 of SW 1/4

TOWNSHIP 23 SOUTH, RANGE 22 EAST:

Section 3 : Lots 1, 4, 5, 8, SW 1/4 of NE 1/4

Section 10: Lots 1, 4, 5, 8, SE 1/4 of NE 1/4

Section 13: SW 1/4 of SW 1/4

Section 14: NW 1/4 of NW 1/4, S 1/2 of SE 1/4, and all that part of Lot 3 lying east of a straight southerly projection of the east line of Lot 1 of said section.

Section 15: Lot 1

Section 23: Lot 1

Section 24: Lots 1, 4, 5, W 1/2 of NE 1/4, NE 1/4 of SE 1/4

That GREATER LAFOURCHE PORT COMMISSION (herein called "Port Commission"), a political corporation organized under the laws of the State of Louisiana, enjoying the rights of expropriation or eminent domain, has sought to acquire from the Caillouet Family, for cash, all or portions of the above described property in order to use the same, now or in the future, for the purposes of said Port Commission, but the Caillouet Family is unwilling so to dispose of its said property;

That the Caillouet Family is, however, willing to grant to said Port Commission those portions of said property actually needed by said Port Commission in fee, and to grant certain rights of way and servitudes across other portions of said property, to the end that the Port Commission might, without cost to it, acquire such property as it actually needed, leaving to the Caillouet Family the remainder of said property so that the Caillouet Family might enjoy the result of any increase in value resulting from the improvement of the lands donated;

That the project of the said Port Commission requires not only the acquisition of land from the Caillouet Family, but also the acquisition of land, leases, servitudes and easements from the Louisiana Lane and Exploration Company from the City of New Orleans, Trustee of the Edward Wisner Donation, and that, in order that the project of the Port Commission may be expedited and facilitated, the Caillouet Family has agreed to co-operate with said Port Commission in

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granting to it, by separate instruments, a certain servitude for dredging, a servitude for spoil disposal, and a servitude for passage, in addition to the title lands hereinafter described;

NOW, THEREFORE, said appearer declared, that the Caillouet Family does by these presents give, grant and donate, inter vivos, unto GREATER LAFOURCHE PORT COMMISSION, a body corporate and a political subdivision of the State of Louisiana, the following described land, to-wit:

All those portions of the following described property situated in Lafourche Parish, Louisiana, to-wit:

- a. Section 10, Lots 1, 4, 5 and 8, and SE 1/4 of NE 1/4  
Section 14, NW 1/4 of NW 1/4  
Section 15, Lot 1

In Township 23 South, Range 22 East

as lie within the area embraced within the following described boundary lines:

Beginning at a point having Lambert Grid Coordinate values of X = 2,357,839.86 and Y = 168,095.36; thence, North 33°50' West a distance of 773.92 feet to a point, said point having Lambert Grid Coordinate values of X = 2,357,408.96 and Y = 168,738.22; thence, North 13°00' West a distance of 2900 feet to a point, said point having Lambert Grid Coordinate values of X = 2,356,756.60 and Y = 171,563.89; thence, South 77°00' West a distance of 850 feet to a point, said point having Lambert Grid Coordinate values of X = 2,355,928.39 and Y = 171,372.68; thence, North 13°00' West a distance of 350 feet to a point, said point having Lambert Grid Coordinate values of X = 2,355,849.66 and Y = 171,713.71; thence, South 77°00' West to the east or left descending bank of Bayou Lafourche; thence, Southeasterly with and/or along the east or left descending bank of Bayou Lafourche to a point which bears South 56°10' West from the point of beginning; thence North 56°10' East to the point of beginning; all as more fully shown as the tract designated C-1 on the map marked Exhibit "A" attached hereto and made a part hereof.

- b. Section 15, Lot 1

In Township 23 South, Range 22 East

as lie within the area embraced within the following described boundary lines:

Beginning at a point having Lambert Grid Coordinate values of X = 2,357,550.24 and Y = 167,239.12; thence, South 1°52'15" East to the east or left descending bank of Bayou Lafourche; thence, Northwesterly with and/or along the east or left descending bank of Bayou Lafourche to a point which bears South 56°10' West from the point of beginning; thence, North 56°10' East to the point of beginning; all as more fully shown as the tract designated C-2 on the map marked Exhibit "A" attached hereto and made a part hereof.

c. Section 14, SW 1/4 of SE 1/4 and SE 1/4 of SE 1/4 and that portion of Lot 3 lying East of a straight southerly projection of the east line of Lot 1 of said Section in accordance with that certain Agreement of Compromise dated December 22, 1960, between The Louisiana Land and Exploration Company and Heirs of Philip Caillouet, recorded in COB 274, Page 1, under Entry 188,368, Lafourche Parish, Louisiana.

In Township 23 South, Range 22 East

as lie within the area embraced within the following described boundary lines:

Beginning at a point having Lambert Grid Coordinate values of X = 2,362,907.15 and Y = 164,971.06; thence, North 80°09'21" West a distance of 738.44 feet to a point, said point having Lambert Grid Coordinate values of X = 2,362,179.58 and Y = 165,097.31; thence, North 86°45' West a distance of 700 feet to a point, said point having Lambert Grid Coordinate values of X = 2,361,480.70 and Y = 165,137.00; thence, South 82°30' West a distance of 1525 feet to a point, said point having Lambert Grid Coordinate values of X = 2,359,956.23 and Y = 164,937.95; thence, North 33°50' West a distance of 455.86 feet to a point, said point having Lambert Grid Coordinate values of X = 2,359,702.41 and Y = 165,316.62; thence, South 88°07'45" West a distance of 768.25 feet to a point, said point having Lambert Grid Coordinate values of X = 2,358,934.57 and Y = 165,291.54; thence, South 1°52'15" East a distance of 280 feet to a point, said point having Lambert Grid Coordinate values of X = 2,358,943.71 and Y = 165,011.69 and being a point in the east boundary of the servitude as described in that certain Act of Servitude and Spoil Disposal Privileges granted the United States of America for the Bayou Lafourche - Lafourche Jump Waterway, dated December 7, 1962, recorded in COB \_\_\_\_\_, Folio \_\_\_\_\_, Entry \_\_\_\_\_, Lafourche Parish, Louisiana; thence, South 33°50' East with and/or along said east boundary of the servitude granted the United States of America described hereinabove, to the north or left descending bank of the east fork of Bayou Lafourche commonly known as Pass Fourchon; thence, Easterly with and/or along the north bank of the east fork of Bayou Lafourche or Pass Fourchon to a point which bears South 1°52'15" East from the point of beginning; thence, North 1°52'15" West to the point of beginning all as more fully shown as the tract designated C-3 on the map marked Exhibit "A" attached hereto and made a part hereof.

All bearings and all coordinates set forth herein are based on State Plane Lambert Grid, Louisiana, South Zone.

TO HAVE AND TO HOLD said land unto the said land unto the said Port Commission forever, but subject, however, to the conditions hereinafter stipulated.

The terms and conditions upon which this donation is made are as follows:

1. The Caillouet Family, for themselves, their heirs, successors, assigns lessees and sub-lessees, reserves and retains all of the oil, gas and other

minerals, including sulphur in, on, under or that may be produced from the above described property, together with all rights necessary or appropriate to the exploration for and production of said minerals, it being understood, however, that the mineral reservation herein made shall not authorize the drilling of a well from a surface location on the property herein donated, but may be exercised by drilling directionally from a location off of said property. This mineral reservation is perpetual, pursuant to the provisions of R. S. 9:5806, and such perpetuity is of the essence of this donation, in the absence of which the Caillouet Family would never have consented hereto.

2. This donation is made on the express condition that the Port Commission shall not sell, convey, exchange, transfer, assign, lease, mortgage or otherwise alienate or encumber the donated premises in any manner whatsoever, except as follows:

- a. a. After the completion of any facilities or improvements constructed by the Port Commission upon the donated premises, the Port Commission may lease to third parties all or any portion of such facilities or improvements, so long as title thereto shall remain in the Port Commission.
- b. In the event the Port Commission incurs debt and issues bonds or other evidence of indebtedness in compliance with the provisions of Article XIV, Section 31 of the Constitution of Louisiana, the Port Commission may secure such indebtedness by a conventional mortgage on the portion of the donated premises which are needed for the operation of the facilities to be constructed from the proceeds of such bonds or other evidence of indebtedness and may provide that such debt shall be payable in whole or part from a pledge and dedication of the income and revenues to be derived from the operation or lease of the Port Commission properties, including the portion of the donated premises on which such revenue producing properties are located.

In the event the foregoing condition should be violated, either voluntarily or by operation of law, or in the event the Port Commission should attempt to violate such condition, then, at the option of the Caillouet Family, the donation herein made may be revoked, whereupon all rights of the Port Commission hereunder shall cease and terminate as to the property affected by such violation or attempted violation and title thereto shall revert to the Caillouet Family.

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3. This donation is made also on the additional express condition, that, on or before three (3) years from the date hereof, the Port Commission shall commence the actual construction of facilities on the donated premises and/or premises donated to the Port Commission by The Louisiana Land and Exploration Company, and, on or before five (5) years from the date hereof, shall have actually expended the sum of One Million One Hundred Thousand and no/100 (\$1,100,000.00) Dollars, cash, on the construction of such facilities on said premises, which facilities shall include docks, wharves, bulkheads, roads, rails, levees, warehouses, or any other permanent facility to be used in connection with the operations of the Port Commission. Said sum of \$1,100,000.00 shall not include the cost of any dredging and shall be based upon actual monies spent pursuant to contracts let by the Port Commission as the result of public bids. Upon the letting of any such contract, the Port Commission shall so notify Mr. L. Philip Caillouet, 631 Verret Street, Houma, Louisiana, and shall promptly furnish him with a complete copy of such contract, including the contract price. Thereafter, the Port Commission shall, upon request, furnish him full information as to the progress of work and payments made thereunder.

In the event the Port Commission should actually have commenced construction of said facilities on said premises within three (3) years from the date hereof and also should have actually spent \$1,100,000.00 on the construction of said facilities on said premises on or before five (5) years from the date hereof, as hereinabove set forth, then the conditions of this paragraph 3 shall be satisfied and shall thereafter be of no further force or effect.

In the event the Port Commission should not commence the construction of such facilities on said premises on or before three (3) years from the date hereof, or in the event the Port Commission should not have expended the amount aforesaid in the construction thereof, on or before five (5) years from the date hereof, then, in either of such events, at the option of the Caillouet Family, the donation herein made may be revoked as to all property affected hereby upon which no facilities have been constructed, whereupon all rights of

the Port Commission hereunder with respect to such property shall cease and terminate and title thereto shall revert to the Caillouet Family.

4. The Port Commission agrees to indemnify and hold the Caillouet Family harmless from any and all claims for damages to persons or property (including death claims) arising out of or connected with the use and occupancy of the donated premises by the Port Commission, its lessees, invitees or licensees.

And now to these presents personally came and intervened the Port Commission herein, appearing by and through A. O. Rappelet, its President, hereunto duly authorized by virtue of a resolution of said commission dated AUGUST 27, 1963, a certified copy of which is annexed hereto and made a part hereof, and accepts said donation, subject to the terms and conditions hereinabove specified, and agrees to be bound thereby.

THUS DONE AND PASSED, in five (5) original counterparts, in my office in the City of Thibodaux, State of Louisiana, on the day and date first above written in the presence of the undersigned competent witnesses and me, Notary.

WITNESSES:

*Stanley Dejeu*  
*Richard A. Desjardis*

*L. Philip Caillouet*  
L. PHILIP CAILLOUET, individually and as agent and attorney-in-fact for Adele Marie Caillouet, Marie E. Caillouet, Rt. Rev. Msgr. Lucien J. Caillouet, P.A., V.G. Most Rev. L. Abel Caillouet, D.D., Heloise M. Caillouet, Bernard J. Caillouet, Rev. Adrian J. Caillouet, Jr., Clyde C. Caillouet, Alban C. Caillouet, Jr., Francis P. Caillouet, Abel A. Caillouet, Lawrence J. Caillouet, Mrs. Florence Caillouet Thibodaux, Mrs. Heloise Caillouet Torres, Mrs. Ellen Caillouet Lasseigne, Marie Therese Caillouet, Mrs. Corinne Caillouet Beuhler, Rev. James L. (Louis) Caillouet, Marie Antoinette (T.) Caillouet Durel, Dorothy M. Caillouet Klingman, Lucien A. (Adrian) Caillouet, Mary Adela Caillouet

*Mrs. Mary L. Caillouet*  
MRS. MARY L. CAILLOUET, natural tutrix of her minor children Louis Edwin Caillouet, Marie Antoinette Caillouet, James Louis Caillouet, Christine Marie, Caillouet, Rose Mary Caillouet, Elizabeth Ann Mary Caillouet

GREATER LAFOURCHE PORT COMMISSION

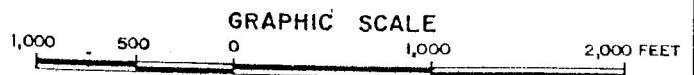
*Elaine M. Caillouet*  
Notary Public

By *A. O. Rappelet*  
A. O. Rappelet, President



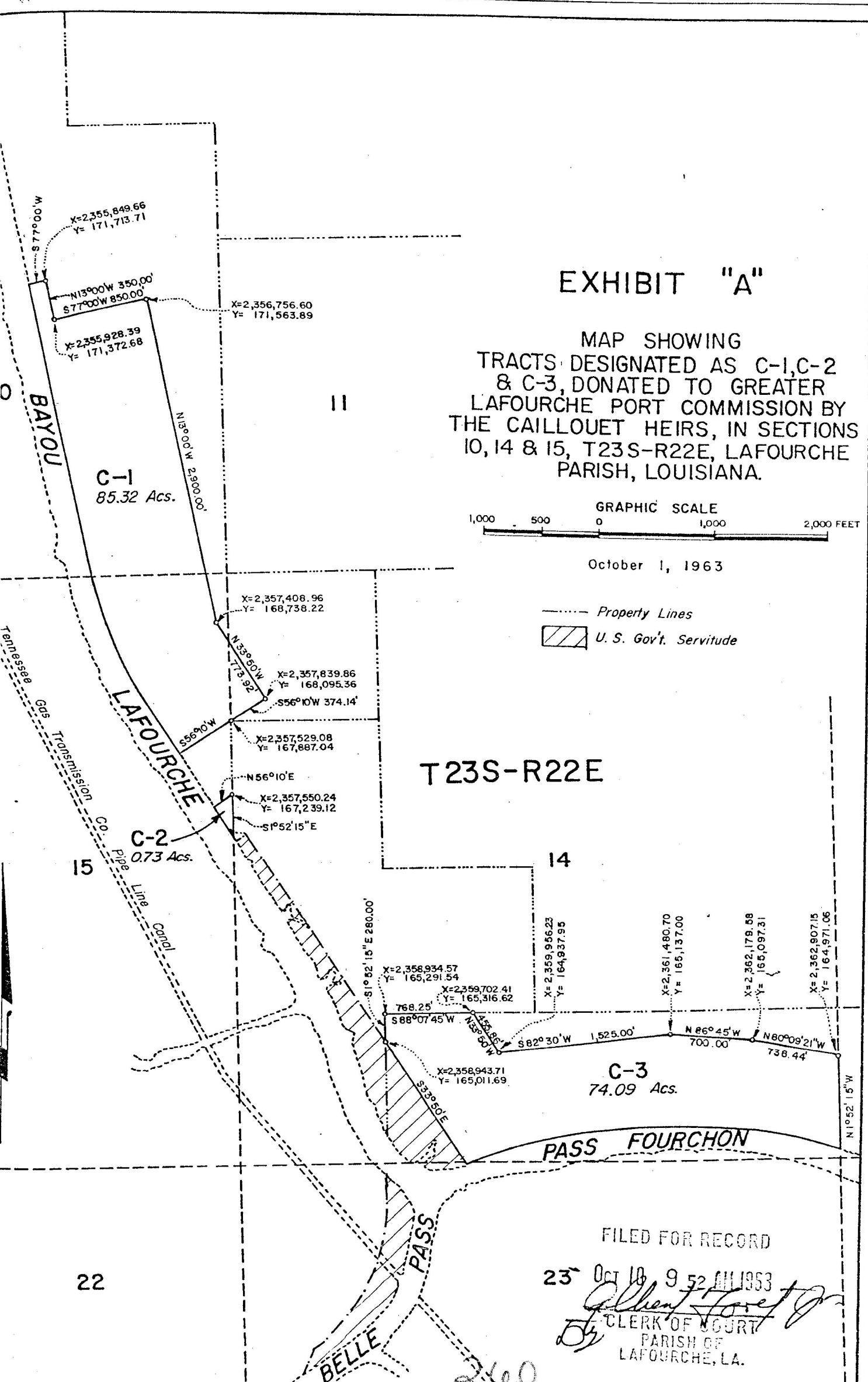
# EXHIBIT "A"

MAP SHOWING  
TRACTS DESIGNATED AS C-1, C-2  
& C-3, DONATED TO GREATER  
LAFOURCHE PORT COMMISSION BY  
THE CAILLOUET HEIRS, IN SECTIONS  
10, 14 & 15, T23S-R22E, LAFOURCHE  
PARISH, LOUISIANA.



October 1, 1963

----- Property Lines  
▨ U. S. Gov't. Servitude



T23S-R22E

15

14

22

FILED FOR RECORD

23 Oct 10 9 52 AM 1963

*Albert Foret*  
CLERK OF COURT  
PARISH OF  
LAFOURCHE, LA.

2400