

Appnd. 9/30/66

La. Pontchartrain Vicinity  
Barrier Plan, Orleans  
Parish, La. Orleans  
7/28/66  
Larkin

ACT OF ASSURANCE

UNITED STATES OF AMERICA  
STATE OF LOUISIANA  
PARISH OF ORLEANS

BE IT KNOWN, that on this 28th  
day of the month of July  
of the Year of Our Lord, One  
Thousand Nine Hundred and Sixty-  
Six

BEFORE ME, James E. Glancey, Jr., a Notary Public, duly  
commissioned and qualified, in and for the Parish of Orleans, State of Louisi-  
ana, and in the presence of the witnesses hereinafter named and undersigned,

CAME AND APPEARED the Board of Commissioners of the Orleans Levee Dis-  
trict, represented herein by Milton E. Dupuy, its President,  
pursuant to and by virtue of the provisions of a resolution adopted by the  
said Board of Commissioners of the Orleans Levee District on the 28th day of  
July 1966, a duly certified copy of such resolution being  
annexed hereto and made a part hereof, paraphed "Ne Varietur" of this date by  
me, Notary, to identify same herewith, who declared that, in accordance with  
the said resolution and pursuant thereto, he, the said President of the Board  
of Commissioners of the Orleans Levee District, has assured and does hereby  
assure the Secretary of the Army of the United States that the said Board of  
Commissioners of the Orleans Levee District is authorized and empowered to  
comply with all the required conditions of local cooperation for the said Lake  
Pontchartrain and Vicinity, Louisiana, Project, Barrier Plan, and that it will  
participate in said project to the extent that it will, without cost to the  
United States:

- (a) Provide all lands, easements, and rights-of-way, including borrow and spoil-disposal areas necessary for construction, operation, and maintenance of the project;
- (b) Accomplish all necessary alterations and relocations to roads, railroads, pipelines, cables, wharves, drainage structures, and other facilities required by the construction of the project;
- (c) Hold and save the United States free from damages due to the construction works;
- (d) Bear 30 percent of the first cost, to consist of the fair market value of the items listed in subparagraphs (a) and (b) above and a cash contribution as presently estimated below, to be paid either in a lump sum prior to initiation of construction or in installments at least annually in proportion to the Federal appropriation prior to start of pertinent work items, in accordance with construction schedules as required by the Chief of Engineers, or,

as a substitute for any part of the cash contribution, accomplish in accordance with approved construction schedules items of work of equivalent value as determined by the Chief of Engineers, the final apportionment of costs to be made after actual costs and values have been determined:

<u>Project</u>	<u>Total contribution for construction</u>	<u>Lands and relocations</u>	<u>Cash contribution for construction</u>
Lake Pontchartrain barrier plan	\$28,940,400	\$6,241,100	\$22,699,300

(e) Provide an additional cash contribution equivalent to the estimated capitalized value of maintenance and operation of the Rigolets navigation lock and channel to be undertaken by the United States, presently estimated at \$3,816,000, the final determination to be made after construction is complete, said amount to be paid either in a lump sum prior to initiation of construction of the barrier or in installments at least annually in proportion to the Federal appropriation for construction of the barrier;

(f) Provide all interior drainage and pumping plants required for reclamation and development of the protected areas;

(g) Maintain and operate all features of the project in accordance with regulations prescribed by the Secretary of the Army, including levees, floodgates and approach channels, drainage structures, drainage ditches or canals, floodwalls, seawalls, and stoplog structures, but excluding the Rigolets navigation lock and its appurtenant navigation channels and the modified dual purpose Beabrook Lock; and

(h) Acquire adequate easements or other interest in land to prevent encroachment on existing ponding areas unless substitute storage capacity or equivalent pumping capacity is provided promptly.

THIS DONE AND PASSED in my office at New Orleans

Louisiana, on the day and date hereinabove set forth in the presence of

Mary H. Brown and Barbara A. Faller

competent witnesses, who herunto sign their names, together with appearer and me, said Notary, after due reading of the whole.

WITNESSES:

BOARD OF COMMISSIONERS  
ORLEANS LEVEE DISTRICT

Mary H. Brown  
Barbara Faller

BY: [Signature]  
PRESIDENT

James E. Hickey  
NOTARY PUBLIC

My commission is issued for life.

(SEAL)

**APPROVED**

30 September 1966

Date  
(s) Wm. H. Keen  
Chief, East State Division