

4/4/57

UNITED STATES OF AMERICA
STATE OF LOUISIANA
PARISH OF ORLEANS

BE IT KNOWN that on this 4th
day of the month of April in the year
One Thousand Nine Hundred and
Fifty Seven

BEFORE ME, EMERSON STIEGMAN, a Notary Public duly commissioned
and qualified in and for the Parish of Orleans, State of Louisiana, therein
residing, and in the presence of witnesses hereinafter named and undersigned,

PERSONALLY CAME AND APPEARED, ROBERT W. FRENCH, the Di-
rector of the Port of the Board of Commissioners of the Port of New Orleans,
herein appearing for and on behalf of said Board of Commissioners of the Port
of New Orleans pursuant to and under and by virtue of the provisions of a
resolution adopted by the Board of Commissioners of the Port of New Orleans,
on April 4, 1957, a certified copy of said resolution being annexed hereto
and made a part hereof, who declared that in accordance with the said resolu-
tion and pursuant thereto, the preamble of which resolution reads as follows,
viz:

"WHEREAS, an Act of Congress of the United States,
approved 28 March 1956, Public Law No. 455 - 84th
Congress, 2nd Session authorized the modification of
the existing project for Mississippi River Baton Rouge,
to the Gulf of Mexico to provide for construction of the
Mississippi River-Gulf Outlet, a seaway canal 36 feet
deep and 500 feet wide extending 70 miles as a land and
water cut on tangents and easy curves from a point south
of the Intracoastal Waterway at Michoud southeasterly
to and along the south shore of Lake Borgne and through
the marshes to and across Chandeleur Sound to Chandeleur
Island at or north of Errol Island, thence increasing
gradually to a width of 600 feet and depth of 36 feet in the
Gulf of Mexico, with protective jetties at the entrance, a
permanent retention dike through Chandeleur Sound, and
a wing dike along the islands as required, a turning basin
at the landward end of the seaway canal, 36 feet deep,
1,000 feet wide and 2,000 feet long; and a connecting chan-
nel 36 feet deep and 500 feet wide extending westerly along
the Gulf Intracoastal Waterway from the turning basin to
the Industrial Canal, including construction of a suitable
highway bridge with approaches to carry Louisiana State
Highway 61 over the channel, all in accordance with the

recommendations of the Chief of Engineers in House Document No. 245 - 82nd Congress, 1st Session and said above Act of Congress; and

WHEREAS, the said Act of Congress and House Document require that local interests:

(a) Furnish free of cost to the United States all lands, easements, rights-of-way, and spoil disposal areas for the initial construction, and when and as required for subsequent maintenance;

(b) Accept ownership of the highway bridge and approaches upon completion of construction, together with maintenance, operation, and future replacement or alteration as may be required;

(c) Provide and maintain any other bridges required over the waterway, and accomplish all necessary utility and other highway relocations and alterations and the maintenance thereof;

(d) Construct, maintain and operate terminal facilities commensurate with requirements of the expanded port; and

(e) Hold and save the United States free from all claims for damages due to construction, maintenance, and operation of the project.

WHEREAS, on the 10th day of December, 1956, the Governor of the State of Louisiana designated the Board of Commissioners of the Port of New Orleans as the agency of the State of Louisiana to furnish assurances to the United States of America to the full extent of its authority and to acquire and make available the rights of way required for the project; and

WHEREAS, the Board of Commissioners of the Port of New Orleans, a State Agency, is the local interest authorized and empowered under the laws of the State of Louisiana and by designation of the Governor of the State of Louisiana, dated December 10, 1956, to give required assurances of local cooperation and is financially able to perform in accordance with the obligations of such assurances; and

WHEREAS, the plan for the construction of the work of improvement, as provided in said Act of Congress approved 29 March 1956, is considered the most suitable for the Mississippi River-Gulf Outlet; and

WHEREAS, the construction of said work of improvement will be of great value to the State of Louisiana, the Port of New Orleans, other local interests and property owners, "

appearer, the said Robert W. French, Director of the Port, of the Board of Commissioners of the Port of New Orleans, acting for and on behalf of said Port of New Orleans, has assured and does hereby assure the Secretary of

the Army that the Board of Commissioners of the Port of New Orleans, is empowered to comply as required with all conditions of local cooperation and that it will participate in said project to the extent that it will:

- (a) Furnish free of cost to the United States all lands, easements, rights-of-way, and spoil disposal areas for the initial construction, and when and as required for subsequent maintenance; (including rights-of-way and spoil disposal areas for the initial construction of the lock and suitable connections, and when and as required for subsequent maintenance).
- (b) Accept ownership of the highway bridge and approaches upon completion of construction, together with maintenance, operation, and future replacement or alteration as may be required;
- (c) Provide and maintain any other bridges required over the waterway, and accomplish all necessary utility and other highway relocations and alterations and the maintenance thereof;
- (d) Construct, maintain, and operate terminal facilities commensurate with requirements of the expanded port, and
- (e) Hold and save the United States free from all claims for damages due to construction, maintenance, and operation of the project.

THUS DONE AND PASSED in my office at New Orleans, Louisiana, on the _____ day, month and year hereinabove first written in the presence of Marie L. Lorenzen and Alice B. Pritchard, competent witnesses, who hereunto sign their names with the said appearer and with me, Notary, after due reading of the whole.

BOARD OF COMMISSIONERS OF THE
PORT OF NEW ORLEANS

BY Robert W. French
Robert W. French
Director of the Port

WITNESSES:

Marie L. Lorenzen
Alice B. Pritchard

Emero S. Stiegman N.P.

NOTARY PUBLIC

EMERO S. STIEGMAN

Notary Public, Parish of Orleans, State of La.

My Commission is issued for life.