

Exhibit L

BREAZEALE, SACHSE & WILSON

ATTORNEYS AT LAW

TWENTY-THIRD FLOOR, ONE AMERICAN PLACE

POST OFFICE BOX 3197

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W. PAYNE BREAZEALE 1986-1991
VICTOR A. SACHSE, JR. 1993-1997
MAURICE J. WILSON 1997-1999
HOPKINS P. BREAZEALE, JR. 1999-2000

- VICTOR A. SACHSE III
- GORDON A. PUGH
- JAMES E. TOUPS, JR.
- PAUL M. HEBERT, JR.
- VAN R. MAYHALL, JR.*
- F. CHARLES McMAINS, JR.
- LEONARD R. NACHMAN, II**
- CLAUDE F. REYNAUD, JR.
- FRANK S. CRAIG, III
- JOHN J. COOPER
- CHARLES C. ZATARAIN, III**
- MURPHY J. FOSTER, III
- DOROTHY D. THOMAS
- DAVID R. CASSIDY**
- ROBERT T. BOWSHER**
- CHRISTINE LIPSEY
- DAVID R. KELLY
- ROBERT L. ATKINSON
- DAVID M. CHARLTON*
- DOUGLAS K. WILLIAMS
- STEPHEN F. CHICCARFELLI
- WILLIAM H. JUSTICE
- JOHN W. BARTON, JR.
- RICHARD D. LEIBOWITZ
- JOHN E. HEINRICH
- MICHAEL R. HUBBELL
- DEHISE M. DAUHOT
- JUDE C. BURSAVICH
- GAYLA M. MONCLA
- JOSEPH M. LEWIS
- STEVEN B. LOEB
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SPECIAL COUNSEL
C. B. FORGOTSON, JR.

135531

December 27, 1990

*MASTER OF LAWS IN TAXATION
**MASTER OF LAWS IN BANKING
BOARD CERTIFIED TAX ATTORNEY

FILED FOR RECORD
50 DEC 28 PM 5:03
CLERK OF COURT
PARISH OF ST. JOHN
THE BAPTIST, LA.

Honorable Harold L. Montegut, Jr.
Clerk of Court
St. John the Baptist Parish
P. O. Drawer 280
Edgard, LA 70049

Dear Mr. Montegut:

Enclosed is an original and one copy of a Power of Attorney from Formosa Chemicals & Fibre Corporation, America to Alden L. Andre. Please record the original Power of Attorney in the conveyance records of your parish.

Also enclosed is an original and one copy of an Act of Sale from Format Corporation to Formosa Chemicals & Fibre Corporation, America together with attached exhibits. Please record the original thereof, including exhibits, in the conveyance records of your parish.

It would be appreciated if you would certify and return the enclosed copies to us. Please bill us for your recording charges. Our charge account number is 289.

Thanking you for your attention to this matter and with best wishes for the New Year, we are

Sincerely yours,

BREAZEALE, SACHSE & WILSON

James E. Toups Jr.
James E. Toups, Jr.

JET, jr/pws

Enclosures

By signing below, I acknowledge that I have received a copy of this Power of Attorney and that I understand its terms.

ACT OF SALE

135531

STATE OF LOUISIANA

PARISH OF EAST BATON ROUGE

On this 27 day of December, 1990, before me, the undersigned attorney Notary Public and in the presence of the undersigned witnesses, personally appeared:

FORMAT CORPORATION

a New Jersey corporation and a wholly owned subsidiary of Formosa Plastics Corporation, U.S.A., a Delaware corporation, herein represented by Alden L. Andre, its duly authorized "Attorney-in-fact", whose mailing address is declared to be 9 Peach Tree Hill Road, Livingston, New Jersey 07039 (herein "Seller")

who declared that for the price of TEN MILLION SIX HUNDRED FIFTY-FIVE THOUSAND NINE HUNDRED SIXTY-EIGHT AND 25/100 (\$10,655,968.25) DOLLARS Cash, receipt of which is hereby acknowledged, Seller hereby sells and delivers without any warranty of title except against its own acts and deeds but with subrogation to all rights and actions of warranties Seller may have unto

FORMOSA CHEMICALS & FIBRE CORPORATION, AMERICA

a Delaware corporation, herein represented by its undersigned "Agent and Attorney-in-fact", whose mailing address is declared to be P. O. Box 271, Baton Rouge, Louisiana, 70821 (herein "Buyer")

that property situated in St. John the Baptist Parish, Louisiana, described on Exhibit 1 through Exhibit 29, attached hereto and made a part hereof, the possession and delivery of which Buyer acknowledges.

This sale includes and is intended to include the following tracts in St. John the Baptist Parish and is made subject to the servitudes shown on the following described maps and the servitudes and other matters excepted to in the Acts of Sale by which the Seller acquired said tracts:

- A. Tract 52, Tract 53, Tract 54, Tract 55, Tract 56, Tract 57, Tract 58, Tract 59, Tract 64, Tract 66B, Tract 66-R1, Tract 67B, Tract 67-R1, Tract 68B, Tract 68-R1, Tract 68-R2 and Tract 68-R3, as shown on a map of Tracts 52 through 69 made by Daryl B.

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Patin, C.E. dated April 16, 1990 as revised through July 13, 1990, a copy of which was filed as Map No. 228 of the records of the Clerk of Court of St. John the Baptist Parish, Louisiana.

B. Tract 70, Tract 70A, Tract 71, Tract 72, Tract 72A, Tract 73, Tract 74, Tract 75, Tract 76, Tract 77, as show on a map of Tracts 70 through 77 made by Daryl B. Patin, C.E. dated March 16, 1990 as revised through April 9, 1990, a copy of which was filed as Map No. 222 of the records of the Clerk of Court of St. John the Baptist Parish, Louisiana.

C. Tract 78-B, Tract 78-F-2, Tract 78-R, Tract 79-B, Tract 79-R, Tract 85-B, Tract 85-R, Tract 89A-1, Tract 89B and Tract 89A-2, as shown on a map of Tracts 89-78 made by Daryl B. Patin, C.E., dated March 13, 1990 as revised through September 27, 1990, a copy of which was filed as Map No. 230 of the records of the Clerk of Court of St. John the Baptist Parish, Louisiana.

D. Whitney Plantation, including the batture, as shown on a Boundary Survey of Whitney Plantation made by Daryl B. Patin, C.E. dated March 1, 1990, as revised through April 27, 1990, a copy of which is attached to an Act of Sale from Alfred M. Barnes, Jr., et al to Format Corporation which was recorded on the 2nd day of May, 1990 in Book 264, folio 522 of the conveyance records of St. John the Baptist Parish, Louisiana.

All taxes assessed against the property herein conveyed for the year 1990 will be paid by Buyer.

All parties signing the within instrument have declared themselves to be of full legal capacity and duly authorized to act herein.

All agreements and stipulations herein contained and all of the obligations herein assumed shall inure to the benefit of and be binding upon the successors and assigns of the respective parties, and the Buyer, its successors and assigns, shall have and hold the described property in full ownership forever.

DONE AND SIGNED at Baton Rouge, Louisiana on the date first above written in the presence of me, Notary, and the undersigned competent witnesses who have signed in the presence of the parties and me, Notary.

WITNESSES

Patricia J. Jones

Bunny A. Landermee

FORMAT CORPORATION

By: Alden L. Andre
Alden L. Andre
Agent and Attorney-in-Fact

FORMOSA CHEMICALS & FIBRE CORPORATION, AMERICA

By: Alden L. Andre
Alden L. Andre
Agent and Attorney-in-Fact

James E. Jones, Jr.
NOTARY PUBLIC

EXHIBIT 1
(Tract 52)

All of ~~that part~~ of the following described property located between the mean low water line of the Mississippi River and the northerly right of way line of Louisiana Highway 18:

A certain tract of land, together with all the buildings and improvements thereon and all the rights, ways, privileges, servitudes, advantages and appurtenances thereunto belonging or in anywise appertaining, situated at Wallace, in the Parish of St. John the Baptist, Louisiana, on the right descending bank of the Mississippi River, measuring five-eighths (5/8th) of one (1) arpent and seventeen (17) toises between closing lines counting from the public road, bounded on the lower line by the property formerly belonging to Euphemon Tassin and now or formerly to Thelma T. Tassin, on the upper line by the property formerly belonging to Severin A. Faucheux, now or formerly belonging to Mrs. S. A. Fauchaux, now Marie Fauchaux and Olga Dufresne, and in the rear by the property of Mrs. Marie Elizer Hymel, widow of Edward Darensbourg or assigns.

LESS AND EXCEPT:

(1) A certain lot of ground situated at Wallace, Parish of St. John the Baptist, Louisiana, measuring 85.2 feet along the public road by 229 feet deep on the East line and 190 feet deep on the West line by a width of 74 feet in the rear; bounded in front by the public road, on the West by Severin A. Faucheux's property, and on the other two sides by the remainder of the tract of which it formed part, being the same lot sold to St. John the Baptist Parish School Board, registered COB W (n.s.) Folio 414.

(2) A certain lot of ground situated at Wallace, Parish of St. John the Baptist, Louisiana, on the right bank of the Mississippi River, commencing four hundred thirty-four feet (434') from the Public Road and measuring thence one hundred fifty (150') in depth along the lower side line of the property of which it formed part by a width of fifty feet (50') between equal and parallel lines and is bounded on the lower side by the property of Mrs. Adolphe Tassin and on the other three side by the remainder of the tract of land of which it formed part, being the same lot sold to Richard G. Tregre, registered COB 20, Folio 516.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 2

(Tract 53)

All of that part of the following described property located between the mean low water line of the Mississippi River and the northerly right of way line of Louisiana Highway 18:

A certain tract or parcel of ground situated in the Parish of St. John the Baptist, Louisiana, on the right descending bank of the Mississippi River, said tract of land measuring eighty-five and one-third ($85 \frac{1}{3}$) feet front on said river by a depth of fifty-six (56) arpents between lines closing proportionately so that said tract measures ten and three-fifths ($10 \frac{3}{5}$) feet on the rear line; bounded on the upper line formerly of Armand Tassin, now by the property of Louis Calderara et ux. and on the lower line by property formerly the Estate of Euphemon Tassin and now of Germaine Tassin.

Being the same property acquired by Adolph Tassin and Isabelle Tassin partly by purchase on August 12, 1924 by act recorded in COB 1, folio 179 and partly by purchase on November 9, 1935 by act recorded in COB 5, Folio 151, Parish of St. John the Baptist, Louisiana.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 3

(Tract 54)

ALL of that part of the following described property located between the mean low water line of the Mississippi River and the northerly right of way line of Louisiana Highway 18:

A certain lot of ground, together with all the buildings and improvements thereon, and all the rights, ways, privileges, servitudes, advantages and appurtenances thereunto belonging or in anywise appertaining, situated at Wallace, in the Parish of St. John the Baptist, Louisiana, on the right bank of the Mississippi River and measuring fifty-two (52') feet front on said river by a depth of four hundred (400') feet counting from the public road between slightly closing lines, said lot of ground being bounded in front by the said river, on the west or upper line by the property now or formerly of Thelma T. Tassin, on the east or lower line by the property now or formerly of Fergus Faucheux and on the south or rear line by the property of Aubin Tassin.

Being a portion of the same property which was acquired by Henry B. Tassin, an undivided one-fifth (1/5th) thereof by inheritance from his late father, Euphemon Tassin, and an undivided Four fifths (4/5ths) thereof by purchase during his marriage with Mrs. Mercedes Cezenave from Mrs. Blanche Tassin Tregre, et als., by act passed before Lubin F. Laurent, Notary Public of the Parish of St. John the Baptist, on January 2, 1936 and duly registered in Conveyance Book 5, Folio 150 of the said parish.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 4~~(Tract 55)~~

All of that part of the following described property located between the mean low water line of the Mississippi River and the northerly right of way line of Louisiana Highway 18:

A certain piece or parcel of land, or lot of ground situated in the Parish of St. John the Baptist, on the right bank of the Mississippi River, measuring three eights of one arpent, more or less, front to the said river, by a depth of thirteen hundred eighteen feet, more or less, between closing lines; bounded on the upper line now or formerly by the property of Euphemon Tassin and on the lower line by the property formerly belonging to Francois Abadie; and in the rear by the property now or formerly of Henry Jackson and James Minor; together with all the buildings and improvements thereon and all the rights, ways, servitudes, privileges and advantages thereunto belonging or in anywise appertaining.

Being of the same property which was acquired by Fergus Faucheux from Severin Faucheux in an Act of Exchange dated May 25, 1936, recorded in Book 5, Folio 266 of the Conveyance Records of St. John the Baptist Parish, Louisiana.

Together with and including all alluvion, battura and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

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EXHIBIT 5

(Tract 56)

All of that part of the following described property located between the mean low water line of the Mississippi River and the northerly right of way line of Louisiana Highway 18:

A certain lot of ground, situated in the Parish of St. John the Baptist, on the right bank of the Mississippi River, measuring one-half arpent front to the said river by a depth of fourteen hundred and eighty-six feet (American Measure), bounded on the upper line by the property belonging now or formerly to the Estate of Eugene Laroze or assigns, on the lower line by the property now or formerly of Louis Irvin and others, and in the rear by the lot of ground now or formerly belonging to Harry Bailey or assigns; together with all the buildings and improvements thereon and all the rights, ways, servitudes, privileges and advantages thereunto belonging or in anywise appertaining.

Being the same property acquired by Edmond F. Abadie from A. O. Abadie, March 14, 1919, before H. M. Bodin, Clerk and Notary, and registered in the Conveyance Office of this Parish in Book "X" (n.s.), page 102 et seq.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 6

(Tract 57)

All of that part of the following described property located between the mean low water line of the Mississippi River and the northerly right of way line of Louisiana Highway 18:

A certain portion of ground together with all the buildings and improvements thereon and all of the rights, ways, servitudes, privileges, advantages and appurtenances thereunto belonging or in anywise appertaining, situated at Wallace, in the Parish of St. John the Baptist, Louisiana, on the right bank of the Mississippi River measuring 84 feet front to the said River by a depth of approximately 806 feet between converging lines and extending to the property of Anicet Bastian and is bounded in front by the said river, on the west or upper line by a lane commonly known as Woodville Lane formerly belonging to Louis Irvine et als, now or formerly belonging to the heirs of Maurice Hymel, on the east or lower line by property of Lynn Hymel and on the south or rear line by the lot of ground belonging to Anicet Bastian.

Being a portion of the same property acquired by Laurent Abadie, et al by supplemental judgment of possession rendered and signed on March 19, 1964 in the Succession of Olivier Antoine Abadie, No. 470 of the Twenty Fourth Judicial District Court (transferred to the Twenty Ninth Judicial District Court), duly registered in the Conveyance Office of the Parish of St. John the Baptist in Book 50, folio 368, Entry No. 27169 and by judgment of possession rendered and signed on the same day in the Succession of Mrs. Palmyre Waguespack, widow of Olivier Antoine Abadie, No. 529 of the Twenty Ninth Judicial District Court of the Parish of St. John the Baptist and duly registered in the Conveyance Office of said parish in Book 50, folio 368, Entry No. 27170.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 7

(Tract 58)

All of that part of the following described property located between the mean low water line of the Mississippi River and the northerly right of way line of Louisiana Highway 18:

A certain tract of land, situated in the Parish of St. John the Baptist, on the right descending bank of the Mississippi River, measuring one-half (1/2) arpent, more or less, front on the said river by sixty (60) arpents, more or less, in depth, between converging lines, bounded on the upper line by the property formerly of Palmyre Waguespack, widow of Olivier Antoine Abadie, et als, now or formerly of Paul Stein, et ux., and on the lower line by a tract of land formerly belonging to Aristide Faucheux and now or formerly to Annabel Loup Lambert, et al; together with the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining.

Being the same property acquired by Nestor J. Waguespack, by purchase from Palmyre Waguespack, widow of Olivier Antoine Abadie, et als, by act passed before Maisy Borne, acting Clerk of Court and Ex-Officio Notary Public on February 1st, 1951 and registered in Conveyance Book 18, Folio 321 of the records of the Parish of St. John the Baptist.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 8

(Tract 59)

All of that part of the following described property located between the mean low water line of the Mississippi River and the northerly right of way line of Louisiana Highway 18:

"A CERTAIN TRACT OF LAND, situated in the Parish of St. John the Baptist, Louisiana, on the right bank of the Mississippi River, measuring One-Half (1/2) arpent, more or less, front to the said River by Sixty (60) Arpents, more or less, in depth, between converging lines, bounded on the upper line by the property of the Estate of A. O. Abadie and on the lower line by that formerly of Mr. Henry Horn and now the Estate of Fernand Tregre, together with all the buildings and improvements thereon and all the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining."

Being the same property acquired by Felician Loup from Miss Paula J. Faucheux, et al, by Act of Cash Sale passed before Rene R. Nicaud, Notary Public, dated December 15, 1947, recorded in COB 14, folio 102, under entry No. 9277 of the records of St. John the Baptist Parish, Louisiana.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

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EXHIBIT 9.

(Tract 6A)

All of that part of the following described property located between the mean low water line of the Mississippi River and the northerly right of way line of Louisiana Highway 18:

A certain tract of land or portion of ground, situated in the Parish of St. John the Baptist, State of Louisiana, on the right descending bank of the Mississippi River, measuring one-half (1/2) arpent front on the said Mississippi River, by Forty (40) arpents in depth, together with the second concession, bounded on the upper side by lands now or formerly belonging to Marcelin Tregre and on the lower side by lands now or formerly belonging to Antoine Tassin.

Being the same property which was acquired by Grace E. Alexis, wife of Hamilton Populus, from Peter N. Simon, by act recorded on December 15, 1943 in Book 10, folio 377 of the conveyance records of St. John the Baptist Parish, Louisiana.

Being also the same property which was the subject of an act of declaration of interest executed by Grace Alexis Populus by act dated July 18, 1949, and duly registered in the conveyance office of this parish in Book 16, folio 30.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 10

(Tracts 66B & 66-R1)

A certain tract of land situated in the Parish of St. John the Baptist, State of Louisiana, on the right bank of the Mississippi River, measuring seven toises, one foot and four and a half inches front on the said river (French measure) by a depth of forty-seven arpents, more or less, bounded on the upper line now or formerly by the property of Camille Zeringue and on the lower line by the property now or formerly belonging to Fortune Abadie and Louis Zeringue, together with all the buildings and improvements thereon and all the rights, ways, servitudes, privileges and advantages thereunto belonging or in anywise appertaining.

Being the same property acquired by Nemour Antoine Loup from Jean Baptiste Victorin Zeringue by Act of Sale recorded on September 27, 1923 in Book 1, page 95 of the Conveyance Records of St. John the Baptist Parish, Louisiana.

LESS AND EXCEPT:

(1) Tract 66-F as shown on the aforesaid map made by Daryl B. Patin, C.E.

(2) That portion of the above tract from the northerly right of way line of the West approach for the Mississippi River Bridge (Gramercy) as shown on Louisiana Department of Transportation and Development (Office of Highways) right of way map for State Projects Nos. 434-01-01 and 434-01-02 dated December 13, 1988, as revised and extending in a southerly direction to the rear of Seller's property

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

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EXHIBIT 11

(Tract 67B)

All of that part of the following described property located between the mean low water line of the Mississippi River and the northerly right of way line of Louisiana Highway 18:

A certain piece or portion of land or lot of ground, situated in the Parish of St. John the Baptist, on the right bank of the Mississippi River, measuring fourteen toises and nine inches (14 toises and 9 inches) front on the said river by six hundred feet in depth; bounded on the upper line by the property formerly of Mrs. Ameline Loup, and now of Mrs. Nemour Loup, and others, on the lower line by the property formerly of Cletus Aubert and now of Aline Borne Hymel, together with any buildings and improvements thereon and all the rights, ways, servitudes, privileges and advantages thereunto belonging or anyway appertaining.

Being part of the same property acquired by Lester Gerard Hymel from Ervin Louis Granier by sale recorded on March 12, 1973, in Book 80, folio 944 of the conveyance records of St. John the Baptist Parish, Louisiana.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 12

(Tract 67-R1)

A certain tract of land, situated in the Parish of St. John the Baptist, on the right bank of the Mississippi River, commencing originally at six hundred feet from the Public Road, but now four hundred and ninety-eight feet from the Public Road, measuring Fourteen toises and nine inches in width by a depth extending to Forty-seven arpents more or less counting from the said Mississippi River; bounded in front by property now or formerly belonging to Fortune Abadie, on the upper line by the property of Nemour Loup and on the lower line by now or formerly belonging to property Victor Aubert; together with all the rights, ways, servitudes, privileges and advantages thereunto belonging or in anywise appertaining.

Being the same property acquired by Nobia Schexnaydre Alexis by purchase from Mr. Louis Victor Zeringue on October 17, 1925, by act before Amedee L. Brou and registered in the conveyance records of this Parish, COB 50, Folio 417, Entry No. 1466.

It is expressly understood that the servitudes, privileges and advantages hereinabove mentioned included the right of way or servitudes which the original vendor acquired in an act of sale on December 15, 1906; which said right of way is situated on the upper line of the property of Fortune Abadie and is designated as being fifteen feet.

LESS AND EXCEPT the following pieces of property sold by the Nobia Schexnaydre Alexis (deceased):

- (1) Sale to Lynn Joseph Raphael and Caroline Oubre Raphael on April 17, 1975 and recorded in COB 92, folio 399, Entry No. 50098.
- (2) Sale to Mr. and Mrs. William J. Banner, Sr. on July 17, 1977 and recorded at COB 111, folio 89, Entry No. 58535.
- (3) Sale to Tyrone A. Sutherland and Stephanie Aubert Sutherland on September 23, 1977 and recorded in COB 112, folio 896, Entry No. 59435.
- (4) All property included in the proposed right of way for the west approach of the new Mississippi River Bridge at Gramercy, Louisiana. as shown on Louisiana Department of Transportation and Development (Office of Highways) Right of Way map for State Projects Nos. 434-01-01 and 434-01-02 dated December 13, 1988, as revised, and, all properties south of said right of way to the rear of Sellers property.

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EXHIBIT 13

(Tract 68)

A certain tract of land situated in the Parish of St. John the Baptist, Louisiana, on the right bank of the Mississippi River, measuring 14 toises, 2 feet and 9 inches, (French measure), more or less, front to the said river, by 47 arpents, more or less, in depth, bounded above now or formerly by property of Lester G. Hymel, T.A. Sutherland, W. J. Banner, Sr., Lynn J. Raphael and Grace Alexis Populus and others, on the lower side now or formerly partly by property belonging to the Wallace Colored School Club, Gerald M. Bastian, B.D. Adam, Sr. and Elvina Sylvester, together with all the buildings and improvements thereon and all the rights, ways, privileges, servitudes and advantages thereunto belonging.

Being the same property acquired by Fernand J. Hymel from Victor Aubert, et al on April 13, 1935 by sale recorded in Book 4, folio 221 of the conveyance records of St. John the Baptist Parish, Louisiana and by Stubbs Hymel by Judgment of Possession in the Succession of Victor Aubert and Ella Tassin Aubert rendered on March 18, 1935 recorded in Book 4, folio 188 of the aforesaid conveyance records.

LESS AND EXCEPT:

(1) Lot sold to Mrs. Beatrice Waguespack, widow of Fernand Hymel by sale recorded on February 17, 1970 in Book 68, folio 147 of the aforesaid conveyance records.

(2) Lot sold to Gerald M. Bastian by sale recorded on September 3, 1974, in Book 89, folio 230 of the aforesaid conveyance records.

(3) Lot sold to Pamela Weber Adams and Bernard D. Adams, Sr., by sale recorded on July 28, 1980 in Book 142, folio 526 of the aforesaid conveyance records.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 14

(Tract 70)

A certain tract of land, situated at Wallace, in the Parish of St. John the Baptist, on the right bank of the Mississippi River, measuring two (2) Arpents, more or less, front on the said River by Fifty (50) Arpents, more or less, in depth between closing lines, bounded on the upper line by property now or formerly belonging to Wallace Colored School Club, Gerald M. Bastain, B. D. Adams, Jr. and Elvina Sylvester, on the lower line by the property now or formerly belonging to Aline Borne Hymel and Pamela Walker Jack, together with all the buildings and improvements thereon, and all of the rights, ways, privileges, servitudes, advantages and appurtenances thereunto belonging or in anywise appertaining.

Being the same property acquired by A. Cousins, Inc. from Marie Simon Abadie by Act of Sale with Mortgage recorded on October 19, 1979, in Book 134, folio 523 of the conveyance records of St. John the Baptist Parish, Louisiana.

Together with and including all alluvion, batture, and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said lands resulting from the changing of water courses or the opening of new channels.

LESS AND EXCEPT that certain tract, consisting of 1.25 acres, more or less, sold by A. Cousins, Inc. to Pamela Walker Jack by Sale recorded on August 24, 1984, in Book 193, folio 214 of the Conveyance Records of St. John the Baptist Parish, Louisiana, as corrected by Act of Correction recorded on March 1, 1985, in Book 197, folio 866 of the aforesaid Conveyance records.

EXHIBIT 15

(Tract 70A)

A certain tract of land, situated at Wallace, in the Parish of St. John the Baptist, on the right bank of the Mississippi River, on La. Highway 18, measuring from the Northeast Corner post in a westerly direction 150 feet to the Northwest Corner post, then 384 feet South, then at 90 degrees 128 feet in an easterly direction, and then North to the point of origin, (The area of the above described tract is approximately 1.25 acres), together with all the buildings and improvements thereon and all rights, ways, privileges, thereunto belonging or in anywise appertaining, except the alluvion, bature, and sand bars formed and attached thereto, The north boundary of the tract is the fence between two large concrete posts measuring 8" x 8". The eastern boundary is the fence established by concrete posts 4" x 4" set in the ground at intervals of 8 feet. The western boundary is the fence established by concrete posts 4" x 4" set in the ground at intervals of 8 feet. The south boundary line is drawn 90 degrees from the western boundary 384 feet, from the NW corner post until it intersects with the extended eastern fence line.

Being the same property acquired by Pamela C. Walker from A. Cousins, Inc., by an Act of Sale recorded on August 24, 1984 in Book 193, folio 214 of the Conveyance records of St. John the Baptist Parish, Louisiana, as corrected by Act of Correction recorded on March 1, 1985, in Book 197, folio 866 of the aforesaid Conveyance records.

EXHIBIT 16

(Tract 71)

A certain tract of land, together with all the buildings and improvements thereon, and all of the rights, ways, privileges, servitudes, advantages and appurtenances thereunto belonging or in anywise appertaining, situated in the Parish of St. John the Baptist, Louisiana, on the right bank of the Mississippi River in Sections 20 and 57, Township 12 South, Range 18 East, West of the Mississippi River, Southeastern District of Louisiana, measuring one (1) arpent, more or less, front on the Mississippi River by a depth of fifty (50) arpents, more or less, between lines closing proportionately, bounded upper or West by property formerly of E. O. Abadie and now of Leo G. Abadie, and others, and lower or East by property formerly of Willie Hymel and now of St. John the Baptist School Board and Lynn G. Hymel, and others, all in accordance with a print of survey by J. J. Perret, Surveyor, dated March 22, 1963, a copy of which is attached to an act of partition by and between Fernand J. Hymel et al which is recorded in COB 48 Folio 402, Parish of St. John the Baptist, Louisiana.

Being the same property acquired by Fernand J. Hymel in the partition by and between Fernand J. Hymel and Willie Hymel on April 19, 1963, recorded in Book 48 Folio 402 of the conveyance records of the Parish of St. John the Baptist, Louisiana.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 17

(Tract 72)

One certain tract of land, together with all of the buildings and improvements thereon, and all the rights, ways, privileges, servitudes, advantages and appurtenances, thereunto belonging or in anywise appertaining, situated in the Parish of St. John the Baptist, Louisiana, on the right bank of the Mississippi River, in Sections 20 and 57, Township 12 South, Range 18 East, West of the Mississippi River, Southeast District of Louisiana, measuring one arpent, more or less, front on the Mississippi River by a depth of 50 arpents, more or less, between lines closing proportionately, bounded upper or West by property formerly of Fernand Hymel and now Aline Borne Hymel, on the lower or East formerly of P. M. Simon and now of Laura Simon Nelson, all in accordance with a print of survey by J. J. Perret, Surveyor, dated March 22, 1963, annexed to an act of partition by and between Fernand Hymel and Willie Hymel on April 19, 1963, recorded in COB 48 Folio 402, Parish of St. John the Baptist, Louisiana.

Being the same property acquired by Willie Hymel in that certain act of partition by and between Fernand Hymel & Willie Hymel on April 19, 1963, recorded in Book 48, folio 402, of the conveyance records of the Parish of St. John the Baptist, Louisiana.

LESS AND EXCEPT: One certain tract of land, together with all buildings and improvements thereon and all of the rights, ways, privileges, servitudes, advantages and appurtenances thereunto belonging or in anywise appertaining, situated in the Parish of St. John the Baptist, Louisiana, on the right bank of the Mississippi River, in Section 20, Township 12 South, Range 18 East, West of the Mississippi River, Southeast District of Louisiana, measuring 199.05 feet front on Louisiana Highway No. 18, by a depth on its upper or West line of 1,468.06 feet, by a depth on its lower or East line of 1551.74 feet, and having a width in the rear of 165.97 feet, which is bounded North by Louisiana Highway No. 18, West now or formerly by Fernand Hymel, South now or formerly by property of Willie Hymel, East now or formerly by P. M. Simon, containing 6 acres, all in accordance with print of Survey by J. J. Perret, Surveyor, dated March 22, 1963, annexed to Act of Partition between Fernand J. Hymel and Willie Hymel on April 19, 1963, recorded in COB 48 Folio 402, Parish of St. John the Baptist, Louisiana.

Being the same property sold by Willie Hymel on April 19, 1963 to St. John the Baptist School Board by sale recorded in Book 48, folio 417 of the conveyance records of the Parish of St. John the Baptist, Louisiana.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 18

(Tract 72A)

ONE CERTAIN TRACT OF LAND, together with all the buildings and improvements thereon, and all of the rights, ways, privileges, servitudes, advantages and appurtenances thereunto belonging or in anywise appertaining, situated in the Parish of St. John the Baptist, Louisiana, on the right bank of the Mississippi River, in Section 20, Township 12 South, Range 18 East, West of the Mississippi River, Southeast District of Louisiana, measuring 199.05 feet front on Louisiana Highway No. 19, by a depth on its upper or West line of 1,468.06 feet, a depth on its lower or East line of 1,551.74 feet, and a width in the rear of 165.97 feet, bounded North by Louisiana Highway No. 18, West by property acquired by Fernand J. Hymel in partition this date, South by the remaining property of Willie Hymel, and East by P. M. Simond, containing 6 acres; all in accordance with print of survey by J. J. Perret, Surveyor, dated March 22, 1963, annexed to Act of Partition between Fernand J. and Willie Hymel before the undersigned notary on this date.

Being the same property acquired by St. John the Baptist Parish School Board from Willie Hymel by Act of Sale dated April 19, 1963 and recorded in Book 48, Folio 417 of the Conveyance Records of St. John the Baptist Parish, Louisiana.

EXHIBIT 19

(Tract 73)

A. A tract of land, situated in the Parish of St. John the Baptist, on the right bank of the Mississippi River, measuring one arpent, more or less, front to the said River, by fifty arpents in depth, more or less, and between closing lines in the rear at acute angles, said tract of land bounded on the upper line by the property now or formerly belonging to Widow Ludger Webre and Widow Edward Webre, and on the lower line by tract of land hereinafter described, together with all the buildings, servitudes and improvements thereon.

B. A tract of land situated in the Parish of St. John the Baptist, on the right bank of the Mississippi River, measuring one arpent, more or less, front to the said River, by forty arpents in depth, with the concession between closing lines, bounded on the upper line by the tract of land herein firstly described and on the lower line by lands now or formerly belonging to Widow C. M. Merica (or Mericq), and in the rear by lands belonging to Messrs. St. Martin and Perret, together with all the buildings, servitudes and improvements thereon.

Being the same property acquired by Peter N. Simon partly by inheritance from the Succession of Mrs. Mary Salles Fauchoux by Judgment dated April 17, 1925 and recorded in COB "Y", Folio 431, Parish of St. John the Baptist, Louisiana; and partly by purchase from the Succession of John A. Salles by judicial sale dated June 27, 1931, which sale is recorded at COB 3, Folio 250, Parish of St. John the Baptist, Louisiana.

Together with and including all alluvion, batture, and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said lands resulting from the changing of water courses or the opening of new channels.

LESS AND EXCEPT: A portion of said property containing approximately 1.55 acres, more or less, sold and conveyed by Peter N. Simon to Monterey Oil Company by act dated May 25, 1959, and recorded on June 1, 1959, as Act No. 20310 in COB 41, Page 500 of the records of the Parish of St. John the Baptist, Louisiana, as amended and corrected by Act of Amendment dated August 16, 1990 executed between Laura Simon Nelson and Monterey Pipeline Company, recorded in Book 270, folio 550 of the conveyance records of St. John the Baptist Parish, Louisiana.

EXHIBIT 20

(Tract 74)

A certain tract of land situated in the Parish of St. John the Baptist on the right bank of the Mississippi River measuring one arpent more or less front on said river by forty arpents in depth between converging lines; bounded above by the property formerly belonging to Nemour Simon and below by the property belonging now or formerly to the Estate of Clairfait Fauchaux, together with all the buildings and improvements thereon and all the rights, ways, servitudes, privileges and advantages thereunto belonging or in anywise appertaining.

Being the same property acquired by the Alphonse D. Tregre, et als, by inheritance from the late Prudent Tregre Sr., as per Judgment of Possession rendered February 26, 1937 by the Honorable 24th Judicial District Court of the Parish of St. John the Baptist in the Succession of Prudent Tregre, No. 208 of the Docket of said Court, which judgment is registered in the Conveyance Office of the Parish of St. John the Baptist in Book 6, folio 197 and by Sale by Alovon J. Tregre from Alphonse D. Tregre recorded on March 24, 1937 in Book 6, folio 198 of the aforesaid conveyance records.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 21

(Tract 75)

A certain tract of land situated in the parish of St. John the Baptist, on the right bank of the Mississippi river, measuring one-half arpent, more or less, front to the said river by forty arpents, more or less in depth; between converging lines; bounded on the upper line by the property now or formerly of the succession of Prudent Tregre, and on the lower line by the property now or formerly belonging to Mrs. Albert J. Lacaze, together with all the buildings and improvements thereon and thereunto belonging, or in anywise appertaining.

Being the same property acquired by Clerfait Fauchoux by Act of Sale from Lavina Roussel, wife of George Gaudet, et als recorded on December 29, 1921 in Book 1, folio 2 of the conveyance records of St. John the Baptist Parish, Louisiana.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 22

(Tract 76)

A certain tract of land, together with all buildings and improvements, servitudes, appurtenances and advantages, thereunto belonging or in anywise appertaining, situated at Wallace in the Parish of St. John the Baptist, Louisiana, on the right bank of the Mississippi River, measuring one-half (1/2) of one (1) arpent front to the said River by a depth between converging lines of forth (40) arpents, more or less, bounded in front by the Mississippi River, on the upper line by the property formerly of Mrs. Widow Felix Roussel, now Mrs. C. Faucheux, on the lower line by the property formerly of Henry Horn, now Ulysse Dufresne.

Being the same property acquired by Mrs. Amanda Lu Antrim, wife of/and Charles R. Babin, from Leonard Lacaze by act of sale executed before Charles S. Lagarde, Jr., on the 21st day of August, 1974, and duly recorded in COB 89, Folio 170, of the conveyance records of the Parish of St. John the Baptist, State of Louisiana and by Seller from Mrs. Amanda Lu Antrim, wife of/and Charles R. Babin, by Act of Sale recorded April 22, 1975 in COB 92, folio 396 of the aforesaid conveyance records.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 23

(Tract 77)

A certain tract of land, situated at Wallace in the Parish of St. John the Baptist, State of Louisiana, on the right lane of the Mississippi River, measuring three arpents front to the said river by forty arpents in depth between closing lines; bounded on the upper line by lands formerly belonging to the Succession of Numa Mericq, now to Leonard Lacaze, and on the lower line by lands formerly belonging to Widow C.B. Mericq, now to the Estate of Joseph Taylor, together with all the buildings and improvements thereon and all the rights, ways, privileges, servitudes and advantages thereunto belonging on in anyway appertaining.

Being the same property acquired by Ulysse O. Dufresne by purchase from George J. Doherty and Arnold W. Doherty by Act before Edgard Rightor, Notary Public of the Parish of Orleans, on July 2, 1910 and duly recorded on the same day in the Conveyance Office of the Parish of St. John the Baptist in Book T. (n.s) folio 39.

Being the same property acquired by Amilcar J. Dufresne and Ulysse O. Dufresne, by Act of Sale executed on the 2nd day of April, 1953, before Melvin P. Barre, Notary Public, and duly recorded in Conveyance Book 24, Folio 179, of the conveyance records of the Parish of St. John the Baptist.

LESS AND EXCEPT Lots 1-6 as shown on a survey map made by E. M. Cayolle, R.L.S., dated January 30, 1958 together with the adjoining forty foot road right of way, a copy of which plat was recorded on August 7, 1958 as Plat No. 89 in the records of the Clerk of Court of St. John the Baptist Parish, Louisiana and that tract sold by Amilcar J. Dufresne, et al to Wayne Francis Wesely, et ux recorded on September 25, 1977 in Book 112, folio 626 of the conveyance records of St. John the Baptist Parish, Louisiana.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 24

(Tracts 78-B, 78F-2 & 78-R)

A certain tract or portion of ground, together with all the buildings and improvements thereon, and all the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining, situated in the Parish of St. John the Baptist, on the right descending bank thereon, measuring one-half arpent front on the Mississippi River by a depth of 40 arpents between closing lines; bounded on the upper side formerly by Henry Horn and now Ora Lee V. Dickerson and others and on the lower side formerly by Charles Jean Pierre and now by Format Corporation and others.

Being the same property acquired by Ora Lee Dickerson from Eddie W. Green, Jr., Administrator of the Succession of Eulalie Hardin, wife of/and Joseph Taylor by Act of Sale on October 28, 1974, in Book 90, folio 109 of the conveyance records of St. John the Baptist Parish, Louisiana.

LESS AND EXCEPT Tract 78F-2 as shown on the aforesaid map of Tracts 89 through 78 made by Daryl B. Patin, C.E.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 25

(Tract 79)

A certain tract or portion of ground situated in the Parish of St. John the Baptist, State of Louisiana on the right descending bank of the Mississippi River measuring Ninety-Six Feet front on the said river by a depth of Forty (40) arpents, between converging lines and is bounded on the riverside by the Mississippi River, in the rear by the forty arpent line, on the upper line by the property of Ora Lee Dickerson and on the lower line by the property of Wilfred Green.

Being the same property acquired by Charles Jean Pierre from Jean Baptist Jean Pierre by Act of Sale on December 14, 1892 in Book J-NS, folio 372 of the conveyance records of St. John the Baptist Parish, Louisiana.

LESS AND EXCEPT Tract 79-F as shown on the aforesaid map made by Daryl B. Patin, C.E.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 26

(Tract 85)

A certain tract of land situated in this Parish of St. John the Baptist, Louisiana, on the right bank of the Mississippi River, measuring one-half arpent front to the said river by forty arpents in depth, between converging lines, bounded on the upper line by the property now or formerly belonging to Gilbert Jacques and on the lower line by that of Willow Grove Benevolent Association, together with all the improvements thereon and all the rights, ways, servitudes, privileges and advantages thereunto belonging or in anywise appertaining.

Being the same property acquired from Alovon Granier by Act before Zenon Millet, late Clerk of Court and Ex-Officio Notary Public of the Parish of St. John the Baptist, on January 17, 1895 and recorded in the Conveyance Office of said parish in Book K (n.s.), folio 333.

LESS AND EXCEPT Tract 85-F as shown on the aforesaid map made by Daryl B. Patin, C.E.

Together with and including all alluvion, batture and sand bars formed and attached thereto and all accretions to said land by reliction and dereliction as well as all additions to said land resulting from the changing of water courses or the opening of new channels.

EXHIBIT 27

(Tract 89A-1 and 89A-2)

A CERTAIN LOT OF GROUND, together with all the buildings and improvements thereon and all the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining, situated at Wallace, in the Parish of St. John the Baptist, at the upper and front portion of Aurelia Plantation formerly belonging to Alovon Granier, and now to St. Martin and Perret, or assigns, measuring One-Hundred and Fifty-seven (157') feet front on the Public Road and extending therefrom toward the rear, between converging lines to a depth of Eight-hundred and Eighty-four (884') feet on its upper line, at which depth it has a width of One-Hundred and ten (110') feet; bounded in front by Public Road, on the upper line by the property of Mrs. Alovon Granier or assigns, known as Home Place, and on the lower line and in the rear by the Aurelia Plantation formerly belonging to Alovon Granier and now to St. Martin and Perret, or assigns, and of which this lot formed part.

LESS AND EXCEPT:

A CERTAIN LOT OF GROUND, together with all the improvements thereon and all the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining, situated at Wallace, Parish of St. John the Baptist, Louisiana, on the right bank of the Mississippi River at the upper and front portion of Aurelia Plantation formerly belonging to Alovon Granier and then to Alfred Barnes, Sr., which lot commences at a distance of 300 feet front the public road and measures thence in a direction toward the woods 100 feet by a width of 150 feet, more or less, and is bounded on the front and rear lines by property formerly belonging to Albin J. Granier, on the upper line by property formerly belonging to the Estate of Mrs. Alovon Granier and then to Mrs. Fernand Hymel and on the lower line by the remainder of the Aurelia Plantation formerly belonging to Alfred Barnes, Sr.

Being the same property acquired by Warren S. Granier, et als by Judgment of Possession rendered in the Succession of Noelie Marie Waguespack, wife of/and Albin Joseph Granier, Sr. rendered on March 20, 1981, recorded in Book 150, Folio 695 of the conveyance records of St. John the Baptist Parish, Louisiana.

EXHIBIT 28

(Tract 89B)

A CERTAIN LOT OF GROUND, together with all the improvements thereon and all the rights, ways, privileges, servitudes and advantages thereunto belonging or in anywise appertaining, situated at Wallace, Parish of St. John the Baptist, Louisiana, on the right bank of the Mississippi River at the upper and front portion of Aurelia Plantation formerly belonging to Alovon Granier and then to Alfred Barnes, Sr., which lot commences at a distance of 300 feet front the public road and measures thence in a direction toward the woods 100 feet by a width of 150 feet, more or less, and is bounded on the front and rear lines by property formerly belonging to Albin J. Granier, on the upper line by property formerly belonging to the Estate of Mrs. Alovon Granier and then to Mrs. Fernand Hymel and on the lower line by the remainder of the Aurelia Plantation formerly belonging to Alfred Barnes, Sr.

Being the same property acquired by Henry J. Granier from Albin J. Granier by Act of Sale recorded on June 13, 1963, in Book 49, Folio 1 of the conveyance records of St. John the Baptist Parish, Louisiana.

EXHIBIT 29WHITNEY PLANTATION:

A tract of land situated in the Parish of St. John the Baptist, on the right bank of the Mississippi River about 12 1/4 leagues above the City of New Orleans, known as the Whitney Plantation, measuring 23 arpents, more or less front on said river by a depth of 70 arpents, more or less, between converging lines; the upper line at about 60 arpents from the said river, running irregularly, said plantation bounded on the upper line by lands formerly belonging to Lesin Becnel.

A tract of land situated in the Parish of St. John the Baptist on the right bank of the Mississippi River, measuring 7 acres, more or less front on said river, by 40 arpents more or less in depth between converging lines, together with double concession thereof; bounded on the upper line by the property of Alovon Granier, known as "Home Place" up to the 40 arpent line thence by the property of Ulysse Dufresne and Mrs. Mary Sallee and others and on the lower line by the property formerly belonging to Bradish Johnson and now the St. Martin and Perret and hereinbefore firstly described.

LESS AND EXCEPT:

A certain lot of ground, situated at the upper and front portion of said property measuring 157 feet front on the public road and extending therefrom towards the rear between converging lines, to a depth of 872 feet on its lower line and of 884 feet on its upper line, at which depth it has a width of 110 feet bounded on the front by the public road above by the property of Alovon Granier and on the lower line and in the rear by the property secondly above described of which it formed part.

All of the above described property is more fully shown on a blue print of a survey by H.B. Landry, Civil Engineer and Surveyor dated May 14, 1937, annexed to an act of mortgage by Armand E. St. Martin, et als to The Prudential Insurance Company of America, dated August 23rd and September 21, 1937, and according to said survey said property is known as the "Whitney Plantation"; the said plantation is bounded on the upper side by the "Home Place", formerly Alovon Granier, and also the property now or formerly belonging to Ulysse Dufresne and others and on the lower side by the Evergreen Plantation and measures as follows:

Beginning at a point on the upper line of said plantation, near the river, and located in Highway No. 30 shown by the letter "B" on said plan and measures thence North 24 degrees 51 minutes East 0.89 chains; thence along the toe of the levee as follows: North 87 degrees 45 minutes East 2.30 chains, South 73 degrees 45 minutes East 12 chains, South 63 degrees 05 minutes East 3.55 chains, South 45 degrees 25 minutes East 5.92 chains, South 30 degrees 15 minutes East, 7.53 chains, South 26 degrees 30 minutes East 21 chains, South 26 degrees 45 minutes East 8 chains, South 30 degrees East 8 chains, South 31 degrees East, 29.90 chains to the lower line of said plantation, thence south 26 degrees 30 minutes West 11.70 chains to an old grate bar situated 16 links North of Highway No. 30; thence along the lower line of said plantation South 39 degrees 30 minutes West 118.77 chains to an old iron post marked U.S. corner between Section 16 and Section 60, thence South 39 degrees West 71.84 chains more or less to a 2 1/2 inch iron pipe, thence south 30 degrees 30

minutes West 29.50 chains to the extreme rear end of said plantation, thence North 16 degrees 30 minutes West 30.63 chains, thence North 46 degrees 57 minutes East ~~12.51 chains, thence~~ North 15 degrees 48 minutes West 13.91 chains, thence North 43 degrees 37 minutes East 19.90 chains, thence North 12 degrees 47 minutes East 80.75 chains, thence North 55 degrees 56 minutes East 5.52 chains, thence South 29 degrees 47 minutes East 1 82 chains to a point marked "A", thence North 24 degrees 26 minutes East 119.73 chains to the place of beginning marked "B", also all batture rights between the measurement herein indicated along the toe of the levee of the Mississippi River.

Less and except the right of way sold to the Texas and Pacific Railway Company by sale dated November 29, 1926 filed as Entry No. 1743, any governmental rights and rights of public to right of way for Louisiana Highway 18 (formerly Highway 30) and the portion shown as Grainer's lot which measures as follows:

Beginning at the upper line of said plantation and the south side of Highway No. 30 and extending in a southeasterly direction 157 feet along said right of way, thence in a southwesterly direction 872 feet, thence westerly 110 feet, thence along the upper boundary line of said plantation 884 feet to the point of beginning.

The said plantation according to said survey containing 1332.7 acres, embracing Sections 16, 17, the greater part of 18, the whole of Sections 58, 59 and 60 in Township 12 South, Range 18 East, West of the Mississippi River.

Being the same property acquired by Whitney Plantation, Inc. from Alfred M. Barnes by Act of Sale recorded on September 28, 1949 in Book 16, folio 206 of the conveyance records of St. John the Baptist Parish, Louisiana.

LESS AND EXCEPT a lot measuring 100 feet front on Louisiana Highway 18 by a depth of 200 feet sold by Whitney Plantation, Inc. to St. John the Baptist Waterworks District No. 2 by Cash Sale recorded on October 1, 1954, in Book 27, folio 405 of the conveyance records of St. John the Baptist Parish, Louisiana.

AND which Property is also shown and described according to the Boundary Survey made by Daryl B. Patin, C.E. attached as Exhibit B as follows:

Commence at a grate bar marking the Southeast corner of Section 60, T12S, R18E, in St. John the Baptist Parish, thence proceed N 18° 11' 30" W along the section line dividing Sections 52 and 60 a distance of 2,006.59 feet to an iron pipe and corner; thence N 46° 03' 18" E a distance of 856.30 feet to an iron pipe and corner; thence N 16° 39' 59" W a distance of 917.24 feet to a steel bar and corner; thence N 42° 43' 44" E a distance of 1313.40 feet to a point and corner; thence N 11° 49' 55" E a distance of 5,329.50 feet to a point and corner; thence N 54° 58' 55" E a distance of 364.32 feet to a point and corner; thence S 30° 44' 06" E a distance of 120.12 feet to a point and corner; thence N 23° 28' 55" E a distance of 7,902.18 feet to a point and corner; thence S 61° 11' 22" E a distance of 110.00 feet to a point and corner; thence N 26° 24' 44" E a distance of 872.00 feet to a point on the southerly right of way line of Louisiana Highway 18 and corner; thence N 48° 27' 15" W along the Southerly right of way of Louisiana Highway 18 a distance of 20.48 feet to a point; thence

continue along said right of way along the arc of a curve to the left with a radius of 359.97 feet a distance of 136.52 feet to a point and corner; thence N 23° 28' 55" E a distance of 54.10 feet to a point; thence continue N 23° 28' 55" E a distance of 0.87 feet to point; thence N 23° 53' 55" E a distance of 37.27 feet to a point on the southwesterly line of the Mississippi River levee right of way; thence N 85° 17' 26" E along said right of way line a distance of 132.45 feet to a point; thence S 75° 18' 22" E along said right of way line a distance of 804.48 feet to a point; thence S 64° 34' 45" E along said right of way line a distance of 186.80 feet to a point; thence S 51° 24' 15" E along said right of way line a distance of 102.23 feet to a point; thence S 48° 16' 38" E along said right of way line a distance of 310.72 feet to a point and corner; thence S 28° 48' 45" E along said right of way line a distance of 2,892.47 feet to a point; thence S 31° 28' 56" E along said right of way line a distance of 1844.45 feet to a point; thence S 36° 51' 06" E along said right of way line a distance of 199.74 feet to a point and corner; thence S 25° 42' 05" W a distance of 702.98 feet to a point on the Northeasterly right of way line of Louisiana Highway 18; thence S 25° 42' 05" W a distance of 61.05 feet to a point on the Southwesterly right of way line of Louisiana Highway 18; thence S 38° 42' 05" W along the section line dividing Sections 15 and 16 a distance of 7,828.66 feet to grate bar marking the common corner of Sections 15, 16, 60 and 61; thence S 38° 37' 37" W along the section line dividing Sections 60 and 61 a distance of 4,669.52 feet to an iron pipe marking a corner of Sections 61 and 78; thence S 29° 36' 47" W along the section line dividing Sections 60 and 78 a distance of 1944.87 feet to a grate bar and the point of beginning.

Said property being situated according to said map in all or parts of Sections 16, 17, 18, 19, 20, 56, 57, 58, 59 and 60, Township 12 South, Range 18 East, St. John the Baptist Parish, Louisiana.

LESS AND EXCEPT the property sold to the Texas and Pacific Railway Company by Act of Sale dated November 29, 1926 filed as Entry No. 1743 of the records of the Clerk of Court of St. John the Baptist Parish, Louisiana and the 0.445 acre tract fronting on the Southwesterly side of Louisiana Highway 18 sold to the St. John the Baptist Water Works District No. 2.

All of Seller's right, title and interest in all alluvion; batture and sand bars formed and attached to above described property and all accretions to said property by reliction and dereliction as well as all additions to said property resulting from the changing of water courses or the opening of new channels, including but not limited to that property designated as "Batture" on that map made by Daryl B. Patin, C.E., dated March 1, 1990 as revised through April 27, 1990, a copy of which is attached to that Act of Sale from Alfred M. Barnes, Jr., et als to Seller recorded on May 2, 1990 in Book 264, folio 522 of the conveyance records of St. John the Baptist Parish, Louisiana, consisting of 188 acres, more or less, situated between the mean low water line of the Mississippi River and the landward toe of the Mississippi River levee right of way.

Exhibit M

ST. JOHN THE BAPTIST PARISH COUNCIL
STATE OF LOUISIANA

RESOLUTION
R12-07

Mr. Wright proposed and Mr. Madere seconded the following resolution:

THE ST. JOHN THE BAPTIST PARISH COUNCIL HEREBY RESOLVES:

A resolution adopting a new official zoning map as the official zoning map signed by President Labat cannot be located.

WHEREAS, if the official zoning map, or any portion thereof, becomes damaged, lost, destroyed or difficult to interpret by reason of the nature or number of changes, the parish council may, by resolution, adopt a new official zoning map which may correct drafting errors or omissions, but shall not amend the original official zoning map; and,

WHEREAS, the prior maps remaining shall be preserved as a public record together with all available records pertaining to the adoption or amendment; and,

WHEREAS, the Chairman of the Planning Commission and the Zoning Director have signed attesting to the fact that the replacement map is an up to date representation of current zoning categories and boundaries.

NOW, THEREFORE BE IT RESOLVED, that the St. John the Baptist Parish Council do hereby resolve that the Parish President sign the official zoning map making it the new official zoning map for the parish of St. John the Baptist.

The above resolution having been submitted to a vote; the vote thereon was as follows:

YEAS: Smith, Wilson, Madere, Perrilloux, Gauff, Wright, Snyder, Hotard

NAYS: None ABSENT: Millet ABSTAINING: None

The result of the vote on the resolution was 8 YEAS, 0 NAYS, 1 ABSENT and 0 ABSTAINING and this ordinance was declared adopted on the 14th day of February, 2012.

Lucien Gauff
COUNCIL CHAIR

Jacob Madere
SECRETARY

Natalie Robottom
PARISH PRESIDENT

2/14/12
Date sign

2/15/12
Date sign

2/15/12
Date sign

CERTIFIED, to be a true and correct copy of a resolution adopted by the St. John the Baptist Parish Council on the _____ day of _____, 2012.

Exhibit N

MOTION: Councilman Smith moved and Councilman Perrilloux seconded the motion to approve Resolution R12-06 - A Resolution in support of the St. John the Baptist Parish School Board. **WHEREAS**, the St. John Parish Council recognizes the need to partner with and support the St. John Parish School Board's efforts; and, **WHEREAS**, the St. John Parish Council also recognizes that the St. John Parish School Board depends on Ad Valorem taxes as a revenue source for successful operation of the Parish's activities; and, **WHEREAS**, the St. John Parish Council is aware that any additional taxes would negatively impact the local economy, **NOW, THEREFORE BE IT RESOLVED**, that the St. John the Baptist Parish Council does hereby declare our support for the following St. John School Board's Proposition in a special election to be held on Saturday, April 21, 2012 and that said proposition will not increase taxes. The motion passed with Councilwoman Millet absent.

Angelic Sutherland - Resolution - R12-07 - A Resolution adopting a new official zoning map as the official zoning map signed by President Labat cannot be located

Angelic Sutherland stated, "This resolution provides for adoption of an updated official zoning map by the council and enables the Parish President to sign the updated map. I actually have the updated map on the table. It is numerous pages. Once the Parish President, myself as the Planning Director and the Planning & Zoning Commissioner sign it we will have copies made and distribute it to the different locations where it needs to be housed. A copy will need to be filed in the Clerk of Courts Office, as well as the Council will need one but we will reproduce them after they are signed."

Councilwoman Hotard asked, "I just want a point of clarification. Where there any significant changes to the zoning map that had to be made?"

Angelic Sutherland stated, "Yes. We still do have the original maps. We don't have any signed copies, so we still have the original ones. When we recreated these we actually updated them so all the zoning changes that have occurred, all the ordinance changes for zoning and re-subs and that sort of thing have all been updated on this map."

Councilman Snyder asked, "That is including all the re-zonings of properties?"

Angelic Sutherland stated, "Yes."

MOTION: Councilman Wright moved and Councilman Madere seconded the motion to approve Resolution R12-07 - A Resolution adopting a new official zoning map as the official zoning map signed by President Labat cannot be located. **WHEREAS**, if the official zoning map, or any portion thereof, becomes damaged, lost, destroyed or difficult to interpret by reason of the nature or number of changes, the parish council may, by resolution, adopt a new official zoning map which may correct drafting errors or omissions, but shall not amend the original official zoning map; and, **WHEREAS**, the prior maps remaining shall be preserved as a public record together with all available records pertaining to the adoption or amendment; and, **WHEREAS**, the Chairman of the Planning Commission and the Zoning Director have signed attesting to the fact that the replacement map is an up to date representation of current zoning categories and boundaries. **NOW, THEREFORE BE IT**

RESOLVED, that the St. John the Baptist Parish Council do hereby resolve that the Parish President sign the official zoning map making it the new official zoning map for the parish of St. John the Baptist. The motion passed with Councilwoman Millet absent.

CORRESPONDANCE/COUNCIL BRIEFS

Councilman Smith stated, "First I want to thank Ms. Sutherland for allowing Mr. Kendrick to work with me on the West Bank. There are some things that we are doing, in conjunction with what Councilman Snyder was saying, that we have a lot of problems with abandoned properties on the West Bank in District I on both sides and we need to get that cleaned up. Milesville has started and I just want to continue that and let the residents know that the inspectors in the Code Enforcement Office are not there initially to site you. They are there to talk to you and try to get you interested in cleaning that up so that we can move this parish forward. The next thing I want to do is thank Mrs. Robottom for all of the answers she gave me. I know it was a lot of questions but it is information that was needed at this time. People ask a lot of questions because we are new. Everybody bombards you daily with issues, questions and concerns and we want to respond to them and let them know that they can start trusting this council to do the right thing. We want to create some integrity amongst ourselves with them. Some time pass that seems to have been lost and we are here to recreate the integrity that they can trust us to do the right thing. It may seem hard at times. It may seem like Mrs. Robottom that we are asking some hard questions and you may not know where they are coming from and other councilmen may not know where they are coming from but we all have the same goal in mind and that is moving the parish forward. Sometimes I ask some questions that seem out of the box, I am asking you guys to bear with me because I operate under different scenarios sometimes. I mean well. I just want to move everything forward. I wish everyone and all the ladies Happy Valentine's Day. I am sorry my wife couldn't be here but I will bring her roses home."

Councilman Madere stated, "Once again I want to thank everyone for all of the answers that they gave us tonight. Like Mr. Smith said I am one of those full speed ahead since the day I got inaugurated. In fact so much full speed ahead that some people say I may be pushing them to hard or I am there every day but I promised a lot of things to the people in District III and I intend to do it as far as cleaning up, abandoned houses, cars, drainage and water. I made a lot of promises. So when you have a lot of promises it means a lot of time has to be spent trying to get these things accomplished and I'm retired and you will see me every morning. I work 9-5 in District III pushing hard. I have my secretary answering my phone. Back to that I was almost without my secretary, she was in the hospital. She had a heart attack in 2007 and we had just left from the office and I looked to my right and she was in a lot of pain holding her chest and she couldn't even talk so I asked her was it like when you had that heart attack and she told me yes so I spun the car around and headed to the hospital and before I could get to the hospital the pain stopped and she wanted to go and get something to eat. So I called the doctor and the doctor said get her to the hospital. She ended up staying in the hospital that night. They ran several test and everything came back negative. It just shows you how fragile life is. We are here celebrating Valentine's Day but I could have easily not been here celebrating. So you have to take every day

Exhibit O

Subject: RE: Public Records Request - Zoning Ordinances and Amendments



Rene Pastorek <r.pastorek@stjohn-la.gov>

to Peter Montz

Tue, Oct 19, 12:04 PM

You are viewing an attached message. Center for Constitutional Rights Mail can't verify the authenticity of attached messages.

Peter,

With respect to the request for all amendments to the zoning ordinance and given the expansive time frame requested, I recommend that the requestor schedule a time to review ordinance files in person with the Council Secretary or narrow the request to be more specific.

With respect to the request for maps showing any zoning map changes, our official zoning map is kept electronically via Geographic Information Systems. This map is updated following approvals of zoning map changes by the Parish Council. We do not capture the entire Parish zoning map each time it is updated. As such, this request cannot be fulfilled in the manner requested.

Rene

René C. Pastorek

Planning and Zoning Director

Saint John the Baptist Parish

Office: 985.651.5565

Email: r.pastorek@stjohn-la.gov

Website: www.sjbparish.com



Any e-mail may be construed as a public document, and may be subject to a public records request. The contents of this e-mail reflect the opinion of the writer, and are not necessarily the opinion or policy of St. John the Baptist Parish Government.

000133

Exhibit P

Home St. John the Baptist Parish x Parish Maps St. John the Baptist x zoning2013.pdf

sjbparish.gov/Home

ST. JOHN THE BAPTIST PARISH DEPARTMENTS GOVERNMENT SERVICES BUSINESS RESIDENTS VISITORS

ANNOUNCEMENTS

Code Enforcement

Code of Ordinances

Parish Maps

SL John Parish Recycling

River Parish Transit Authority

Public Schools

Pay Water Bill

Photos

Calendar

Covid-19

Water Outage/Boil Water Advisory

What are you looking for?

ST. JOHN PARISH GOVERNMENT
Contact information for Parish

ST. JOHN PARISH COUNCIL
Find Council Member and Council Meeting Information.

PAY WATER BILL
Pay Your Water Bill.

SUBMIT A WORK ORDER
Send in a street repair, sewer/water issue, street light out, drainage and

https://www.sjbparish.gov/Residents

Type here to search

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Home St. John the Baptist Parish x Parish Maps St. John the Baptist x zoning2013.pdf

sjbparish.gov/Home

ST. JOHN THE BAPTIST PARISH DEPARTMENTS GOVERNMENT SERVICES BUSINESS RESIDENTS VISITORS

ANNOUNCEMENTS

Code Enforcement

Code of Ordinances

Parish Maps

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Contact information for Parish

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Find Council Member and Council Meeting Information.

PAY WATER BILL
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SUBMIT A WORK ORDER
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https://www.sjbparish.gov/Residents/Parish-Maps

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Home St. John the Baptist Parish | Parish Maps St. John the Baptist | zoning2013.pdf

sjbparish.gov/Residents/Parish-Maps

English (United States)

ST. JOHN THE BAPTIST PARISH

DEPARTMENTS GOVERNMENT SERVICES BUSINESS RESIDENTS VISITORS

ANNOUNCEMENTS

What are you looking for?

Home / Residents / Parish Maps

In This Section

- Code Enforcement
- Code of Ordinances
- Parish Maps**
- St. John Parish Recycling
- River Parish Transit Authority
- Public Schools
- Pay Water Bill
- Photos
- Calendar
- Covid-19
- Water Outage/Boil Water Advisory

Parish Maps

1811 W Airline Hwy
1811 W Airline Hwy Laplace, LA 70088

View larger map

- GIS Maps
- GIS Atlas
- Parish Zoning Map** (not view)

https://www.sjbparish.gov/files/sharedassets/public/residents/zoning2013.pdf

zoning2013.pdf

Type here to search

64°F 7:32 PM 10/28/2021

Home St. John the Baptist Parish | Parish Maps St. John the Baptist | zoning2013.pdf

sjbparish.gov/files/sharedassets/public/residents/zoning2013.pdf

zoning2013.pdf

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ST. JOHN THE BAPTIST PARISH ZONING MAP 2013

7:33 PM

Exhibit Q



BILLY NUNGESSER
LIEUTENANT GOVERNOR

State of Louisiana
OFFICE OF THE LIEUTENANT GOVERNOR
DEPARTMENT OF CULTURE, RECREATION & TOURISM
OFFICE OF CULTURAL DEVELOPMENT
DIVISION OF HISTORIC PRESERVATION

KRISTIN P. SANDERS
ASSISTANT SECRETARY

January 27, 2021

Dr. Bretton Somers
Principal Investigator
GSRC
8081 Innovation Park Dr.
Baton Rouge, LA 70820

Re: Draft Revised Report -USACE
La Division of Archaeology Report No. 22-6636
*Revised Phase I Archaeological Investigation of the Greenfield Development on Robert Brothers' Farm
Wallace, St. John the Baptist Parish, Louisiana*

Dear Dr. Bretton Somers:

We acknowledge receipt of the revised Phase 1 cultural resources report dated December 29, 2020, received on January 5, 2021, for the proposed development of a grain transfer facility by Greenfield Exports, LLC on the Roberts Brothers' Farm in Wallace. The revised report added the recommended revisions, which included the requested map displaying the standing structures in the vicinity of the proposed project, the removal of standing structure number 05-00241 from the report, and the addition of site plans for the project, and finally a change of the status of site 16SJB74 from not eligible to undetermined.

The revised report also provided new information in the Abstract that indicates the project is now subject to Federal Department of the Army Permitting under Section 404 of the Clean Water Act and Section 10 of the Rivers and Harbors Act, as well as a Louisiana Coastal Use Permit. While the Coastal Use Permit application was deemed administratively complete, the USACE permit request is still pending and will trigger a Section 106 review.

Based on the new information, our office does not concur with the effects determination provided in the *Previously Known Resources and Recommendations* section pertaining to the Whitney Plantation National Historic Landmark (NHL). Also, per the information contained in the Introduction, as well as on the Enlarged Site Plan (Appendix D) and the proximity of the proposed development to the Whitney Plantation NHL site, now requires the boundaries of the Indirect APE to be enlarged to include the NHL site. It appears that the new facility will be less than one mile away from the NHL and the multiple towers associated with the facility will be more than 200 feet in height, which is more than double the height of the mature tree line that exists between the project and the NHL. Finally, we are also concerned with odors due to off gassing that may be associated with the new facility. These issues present a change in setting, context, and atmospheric elements that would diminish the integrity of the NHL.

Please update and resubmit Figure 5.46, *Map of LHRI standing structures within the vicinity of the project*, and any other maps that display the APE, to show an updated Indirect APE, per our previous comments. Otherwise, we accept the revised report as final and look forward to working with the USACE to address adverse effects to the NHL as a result of this undertaking.

If you have any questions, please contact Nicole Hobson-Morris at nmorris@crt.la.gov or 225-342-8172.

Sincerely,

A handwritten signature in blue ink that reads "Kristin P. Sanders".

Kristin Sanders
State Historic Preservation Officer

Exhibit R

NHPA Section 106 Compliance Review MFR

Project Mgr: Scott Kennedy

Date: 1/29/21

Ref #: MVN MVN 2014-01518-2 EMM

Applicant: Greenfield Louisiana LLC

Project Name: Greenfield Louisiana Terminal

Authority: Section 10 Section 404:

Permit Type: SP: NWP: RGP: PGP: LOP:

Project Location: Parish: Saint John the Baptist

Waterway: Mississippi River

Latitude: 30.041269

Longitude: -90.662397

Project description:

Clear, grade, deposit fill, to install and maintain a barge rail, truck receiving syst

Which of the following information is provided:

- Photos/aerials
- Information about structures on the site and approximate construction dates
- Previous Cultural Resources Work (predetermination reports, survey reports, etc.)
- Correspondence (SHPO, Tribal letters, etc.)
- Cultural Resources Survey Report/EIS/SEPA

below this line is to be completed by cultural resources reviewer-

Reviewed by: Noah Fulmer

Date Reviewed: 30 March 2021

Potential to Cause Effects: Yes

Rationale: Additional information required for NHPA compliance review. Project has potential to cause effect to Historic Properties. Request a cultural resources Phase I survey of permit area. In this case, (i) the undertaking has the potential to cause effect to historic properties (including buried archaeological sites) in the permit area if any are present, (ii) there is no previous survey of the permit area, and (iii) there is no available evidence that the permit area is previously disturbed. Therefore, per our regulations, Interim Guidance for Implementing Appendix C of 33 CFR Part 325(6)(f), further investigations of the permit area are required for USACE to make an effect determination with respect to historic properties.

Note: In addition to the phase 1 survey. A visual analysis should also be prepared to assess impacts to built resources due to the proposed project's vicinity to the Whitney Plantation Historic District National Register District.

000140

Exhibit S



666 Broadway, 7th Floor
New York, New York 10012
212-614-6464
ccrjustice.org

May 25, 2021

By email to: cmcgimsey@crt.la.gov

Dr. Chip McGimsey
State Archaeologist
Division of Archeology
Office of Cultural Development
Louisiana Department of Culture,
Recreation and Tourism
Capitol Annex Building
1051 North Third Street
Baton Rouge, LA 70802

By email to: seidemann@ag.louisiana.gov

Mr. Ryan Seidemann, RPA
Chief, Lands & Natural Resources Section
Office of Attorney General
1885 North Third Street
Baton Rouge, LA 70802

**Re: Request for Cease-and-Desist Order to Protect Potential Burial Grounds
and other Cultural Resources at Site of Proposed Grain Elevator**

Dear Dr. McGimsey, Mr. Seidemann:

On behalf of The Descendants Project, an organization based in Wallace, Louisiana, founded to reverse the contemporary legacies of slavery faced by the local descendant community, we write to bring your attention to a recent assessment by forensic researchers of locations where unmarked burial grounds and other cultural resources may exist on the site of a proposed grain terminal in Wallace, Louisiana. Given that the project site spans an area where three different plantations once operated, the researchers believe it is probable that one or more of the anomalies identified contain the graves of people once enslaved there.

We are alarmed at what appears to be construction on the site even though necessary permits have not yet been issued by the U.S. Army Corps of Engineers and the Office of Coastal Management. Members of the organization and the surrounding community have reported very loud, booming noises from the site associated with what appears to be heavy, ground penetrating activity. We are providing you with video evidence of the recent construction activities on May 12 and May 19, 2021. You can access these materials at this link:

<https://drive.google.com/drive/folders/1t4reJ2181zBQliiWvz85OXTXAAmgbRxr?usp=sharing>.

We also attach hereto a map assembled by the researchers which shows a series of anomalies and the locations of sugar mills and outbuildings on the site. The map shows that the project area spans what were once the Horn, Mialaret, and Whitney Plantations. Anomalies, as used herein and as we've referred to them in our previous reporting to you, are "things that appear to be out-of-place in an archaeological setting typified by sugarcane fields," such as a "small stand of trees in a plowed field [that] might be avoided because it contained headstones or was known to have been a cemetery." See, e.g., [Cartographic Regression Analysis of Certain Tracts of Land, Coastal Environments, Inc. 2020](#). Archaeologists identified anomalies on this site through careful analysis of historic maps, other historic records, and in this instance, combined with later obtained aerial imagery of the land. Such anomalies often correspond to unmarked gravesites or historic or cultural resources.

The map was assembled by Forensic Architecture, a research agency based at Goldsmiths, University of London, in consultation with an experienced archaeologist in Louisiana with expertise in the use of cartographic regression to identify probable historic sites, particularly unmarked burials in this area along the Mississippi River. Forensic Architecture is an internationally renowned research agency with expertise in investigating human rights violations, including environmental destruction, and developing and applying new evidentiary methods and complex multimedia spatial analyses. Forensic Architecture has worked with prominent international and non-governmental organizations such as the United Nations, the International Committee of the Red Cross, Amnesty International, Doctors Without Borders, and Human Rights Watch.

In light of the threat posed to potential gravesites by this construction activity and the authority vested in you pursuant to La. R.S. 8:678, to protect and preserve unmarked burial sites, **we request that you:**

- 1) **immediately issue a cease-and-desist order to the developer, Greenfield Louisiana; and,**
- 2) **require a full site survey and investigation utilizing the range of methods recommended by experts to locate and identify human graves, with particular attention to those locations identified by the experts working with Forensic Architecture.**

As you know given your field of expertise, it is an undisputable fact that there are unmarked burials of enslaved people all along this stretch of river where plantations once operated. It is just one of the egregious features of the system of chattel slavery that their deaths and burials were not honored or recorded by the white society that enslaved them. As a result, their resting places have in too many instances been lost to history, and to their families. In some cases, we know these cemeteries have been completely destroyed by ground disturbing construction activities, as was the case the Acadia Plantation Cemetery, or desecrated by pipeline construction as with the Buena Vista Plantation Cemetery, both in St. James Parish.

As an organization founded by and for descendants of people enslaved on these plantations who had no choice in where and how they were buried and commemorated, the Descendants Project believes that this entire area is sacred and should be protected and preserved against destruction and disturbance, particularly through this kind of development which poses a threat to both ancestor and descendant. The Louisiana Constitution protects the right of the people to preserve, foster, and promote their

respective cultural origins. La. Const. Art. XII, Sec. 4. For the Descendants Project, such unmarked burial grounds, and indeed this entire region, are central to the acknowledgement and preservation of their cultural origins.

It is worth pointing out that cemetery dedication law in Louisiana is rooted in the recognition that “cemeteries are considered by most cultures to be sacred,” that we have “moral duties to the wishes of the dead” and that there is a “generally held sanctity for cemeteries.”¹ For too much of our history, these notions did not and could not extend to the places where enslaved people were buried, and their descendants were deprived of these rites and rituals. This historical and moral breach is what makes the identification, location, protection, and preservation of unmarked burials, more urgent for descendants, and gives cemetery dedication law more meaning.

Finally, because this project must be permitted by a federal agency, it requires a consultation pursuant to Sec. 106 of the National Historic Preservation Act to ensure the project will not impact historic sites. Your office may already be involved in overseeing any site surveys pursuant to section 106. On that point, we would emphasize the criteria for inclusion on the National Register of Historic Places includes sites “associated with events that have made a significant contribution to the broad patterns of our history;” or that are “associated with the lives of persons significant in our past;” or “that have yielded or may be likely to yield, information important in prehistory or history.”² At risk of understatement, burial sites of people enslaved on plantations are associated with “events that have made a significant contribution to the broad patterns of our history” in this country, the “lives of persons significant in our past,” and would yield information important in our history.

I am available should you have any questions or concerns or wish to discuss this matter further. We thank you for your urgent attention to this matter.

Sincerely,



Pamela C. Spees

Omar Farah

Senior Staff Attorneys

Center for Constitutional Rights

(212) 614-6431

pspees@ccrjustice.org

ofarah@ccrjustice.org

¹ Attorney General Opinion No. 07-0183, available at <http://www.lcb.state.la.us/ago/ago07-0183.pdf>.

² <https://nationalregisterofhistoricplaces.com/faq.html>

Exhibit T



Jeff Landry
Attorney General

State of Louisiana
DEPARTMENT OF JUSTICE
P.O. BOX 94005
BATON ROUGE
70804-9005

Telephone (225) 326-6085
Facsimile (225) 326-6099
E-mail: seidemannr@ag.state.la.us

June 1, 2021

Pamela C. Spees, Esq.
Omar Farah, Esq.
Center for Constitutional Rights
666 Broadway, 7th Floor
New York, NY 10012

VIA ELECTRONIC MAIL ONLY

pspees@ccrjustice.org

ofarah@ccrjustice.org

Re: Request for Cease-and-Desist Order to Protect Potential Burial Grounds and
other Cultural Resources at Site of Proposed Grain Elevator

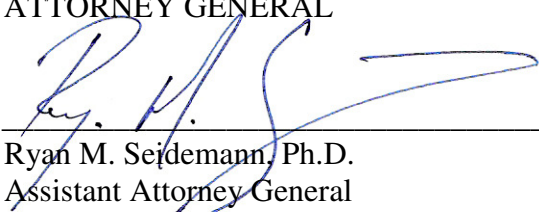
Dear Ms. Spees and Mr. Farah:

We are in receipt of your letter dated May 25, 2021, regarding the above-noted matter. We have reviewed the materials that you have sent as well as the relevant law. Based upon that review, we are aware of no legal basis for the issuance of a cease-and-desist order at this time. While we share your concerns for the protection and preservation of the cultural heritage and cultural resources of areas such as those along the Mississippi River in St. James Parish, we are also limited by what the law allows us to do. Neither the cemetery dedication laws nor the Louisiana Unmarked Human Burial Sites Preservation Act (“Unmarked Burials Act”) provide either of our offices with the authority to issue cease-and-desist orders in the absence of definitive proof of the disturbance of a specific burial ground. While some of the anomalies identified in your letter may represent unmarked burial sites, so long as they are undisturbed, the above-noted laws do not apply. Until such an event occurs, we cannot take action under the existing laws. As you are aware, the Unmarked Burials Act provides for mandatory reporting of any inadvertent discovery in La. R.S. 8:680. Only upon definitive discovery or disturbance might our jurisdictions be triggered. Should you now or in the future possess definitive evidence of such discovery or disturbance, we stand ready to evaluate that information.

With best regards, we are,

Very truly yours,

JEFF LANDRY
ATTORNEY GENERAL

By: 

Ryan M. Seidemann, Ph.D.
Assistant Attorney General

cc: Charles R. “Chip” McGimsey, Ph.D.

Exhibit U

JOHN BEL EDWARDS
GOVERNOR



CHUCK CARR BROWN, PH.D.
SECRETARY

State of Louisiana

DEPARTMENT OF ENVIRONMENTAL QUALITY ENVIRONMENTAL SERVICES

SEP 30 2021

Adam Goodine
Ramboll US Consulting, Inc.
1615 Poydras Street, Suite 930
New Orleans, Louisiana 70112

AI No.: 227332
Activity No.: CER20210002

RE: Greenfield Louisiana, LLC – Greenfield Louisiana Terminal
Water Quality Certification WQC 210923-01
Corps of Engineers Permit MVN-2014-01518-2-EMM
Coastal Use Permit P20201021
St. John the Baptist Parish

Dear Mr. Goodine:

The Louisiana Department of Environmental Quality, Water Permits Division (LDEQ), has received notice of the application for a 401 Water Quality Certification/Corps of Engineers 404 Permit to clear, grade, excavate, and place fill to construct the Greenfield Louisiana Terminal, a terminal with the capability to receive and export corn, wheat, soybeans, rice and grain byproducts. The terminal will include barge, rail, and truck receiving systems, a grain drying system, a grain clearing system, storage bins, and a ship loading system. All work will occur on the right descending bank of the Mississippi River off LA Highway 18 in Wallace, St. John the Baptist Parish. Prior to processing the certificate, LDEQ requires **ALL** of the following:

1. **A proof of publication of the Public Notice in THE ADVOCATE of Baton Rouge.**
LAC 33:IX.1507.D
2. **A proof of publication of the Public Notice in L'OBSERVATEUR of LaPlace.**
LAC 33:IX.1507.D
3. **The proposed project is located in two (2) hydrological subsegments, 070301 and 020202. According to the 2020 Louisiana Water Quality Inventory: Integrated Report, Subsegment 070301: Mississippi River-From Monte Sano Bayou to Head of Passes is currently supporting its designated uses. Subsegment 020202: Lac Des Allemands is currently not supporting its designated use of fish and wildlife propagation. The causes of this impairment are dissolved oxygen and non-native aquatic plants. The sources of this impairment are natural sources and the introduction of non-native organisms (accidental or intentional). To ensure the proposed project does not further cause or contribute to any water quality impairment and to maintain the designated uses of the receiving watershed, additional information regarding the proposed project is requested.**

A. Regarding discharges from the facility:

Provide assurance all required discharge permits will be obtained from LDEQ for any other discharges that will be generated from the site. LAC 33:IX.1507.A.5

Greenfield Louisiana, LLC – Greenfield Louisiana Terminal
AI 227332
WQC 210923-01
MVN-2014-01518-2-EMM
P20201021
Page 2

***NOTE THE ISSUANCE OF A WATER QUALITY CERTIFICATION DOES NOT GUARANTEE ISSUANCE OF AN LPDES PERMIT. In accordance with LAC 33:IX.2317.A.9, LPDES permits may not be issued to a new source or new discharger in a subsegment which does not meet applicable water quality standards if the discharge has the reasonable potential to cause or contribute to the violation of water quality standards. This new discharge of treated sanitary wastewater, as proposed, possesses the reasonable potential to cause or contribute to a violation of water quality standards. THE APPLICANT SHOULD PROCEED WITH CAUTION UNTIL RECEIPT OF A FINAL LPDES PERMIT.**

4. Assurance to the best of your knowledge any excavated and fill material does not contain unsuitable material (e.g. trash, debris, asphalt, etc.) and toxic pollutants in toxic amounts or it will be disposed of in an approved landfill as necessary. LAC 33:IX.1507.A.5
5. Maps, drawings or plats indicating the type, diameter or cross-section and length of any conduit conveying a discharge. LAC 33:IX.1507.A.1.1
6. Maps, drawings or plats at an appropriate scale and referenced to a commonly used set of geographic coordinates (latitude/longitude) that provide sufficient detail to accurately delineate the boundaries of the property of the proposed project. LDEQ is unable to use Surveyor's bearings for our purposes. Please reference the corners of the property to geographic coordinates in decimal degrees or degrees-minutes-seconds. LAC 33:IX.1507.A.1.n.i
7. Maps, drawings, or plats that provide sufficient detail to accurately delineate the location, nature and direction of flow of the first named receiving waterbody of the proposed project.
LAC 33:IX.1507.A.1.n.ii
8. Maps, drawings, or plats indicating the pre- and post-development stormwater drainage patterns.
LAC 33:IX.1507.A.5

ALL MAPS PROVIDED IN RESPONSES TO THIS REQUEST SHALL INCLUDE AT A MINIMUM A TITLE, SCALE, NORTH ARROW, DATE OF COMPOSITION, NAME OF THE CARTOGRAPHER, LOCATIONAL REFERENCES (TOPOGRAPHICAL BACKGROUND), AND A LEGEND OR KEY.

Send all correspondence and your check or money order made payable to the Louisiana Department of Environmental Quality to the following address:

Louisiana Department of Environmental Quality
Water Permits Division
P.O. Box 4313
Baton Rouge, LA 70821-4313
Attn: Water Quality Certifications

The applicant may also hand-deliver the completed response to LDEQ at 602 N. 5th Street in Baton Rouge. **Responses to this request will not be accepted via electronic mail.** If this information is not received within 30 days from the date of this letter, your application will be considered inactive which could result in denial of the water quality certification. If you have any questions, contact Jace Hood at (225) 219-2743 or by email at jace.hood@la.gov.

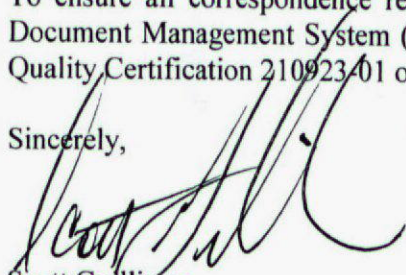
Greenfield Louisiana, LLC – Greenfield Louisiana Terminal
AI 227332
WQC 210923-01
MVN-2014-01518-2-EMM
P20201021
Page 3

It is the applicant's responsibility to ensure LDEQ receives all revised and updated documentation for issuance of the water quality certification. The documents submitted by the US Army Corps of Engineers on behalf of the applicant may not include all of the most recent information regarding the proposed project. It is recommended that LDEQ's Electronic Data Management System (EDMS) is viewed to ensure the administrative record reflects the most accurate documentation. The applicant is responsible for providing LDEQ with the most up to date information to ensure any changes do not render the water quality certification invalid. According to LAC 33:IX.1507.H.2, any issued certification is subject to revocation upon determination that information contained in the application or presented in support thereof is incorrect or if conditions under which the certification was made have changed.

Enclosed is a copy of the public notice to be published one time in the official State Journal, THE ADVOCATE of Baton Rouge, and L'OBSERVATEUR of LaPlace. A period of ten days after the date of publication will be allowed for public comment. The applicant shall bear the costs of publication of the public notices in accordance with R.S. 30:2074(A)(3). Please furnish LDEQ with proofs of publication of these notices to the above address.

To ensure all correspondence regarding this certification is properly filed into the Department's Electronic Document Management System (EDMS), you must reference Agency Interest (AI) number 227332 and Water Quality Certification 210923-01 on all future correspondence pertaining to this project.

Sincerely,



Scott Williams
Administrator
Water Permits Division

c: IO-W

ec: Scott.N.Kennedy@usace.army.mil

stephanie.zumo@la.gov

PUBLIC NOTICE TO RUN IN

L'OBSERVATEUR of LaPlace
116 Newspaper Drive
LaPlace, LA 70068
Phone: 985-652-9545
Fax: 985-652-1633
Email: christine.browning@lobserveur.com

Notice is hereby given that Greenfield Louisiana, LLC has applied for a 401 Water Quality Certification to clear, grade, excavate, and place fill to construct the Greenfield Louisiana Terminal, a terminal with the capability to receive and export corn, wheat, soybeans, rice and grain byproducts. The terminal will include barge, rail, and truck receiving systems, a grain drying system, a grain clearing system, storage bins, and a ship loading system. All work will occur on the right descending bank of the Mississippi River off LA Highway 18 in Wallace, St. John the Baptist Parish. Greenfield Louisiana, LLC is applying to the Louisiana Department of Environmental Quality, Office of Environmental Services for a Water Quality Certification in accordance with statutory authority contained in the LAC 33:IX.1507.A-E and provisions of Section 401 of the Clean Water Act.

Comments concerning this application can be filed with the Water Permits Division within ten days of this notice by referencing WQC 210923-01, AI 227332 to the following address:

Louisiana Department of Environmental Quality
Water Permits Division
P.O. Box 4313
Baton Rouge, LA 70821-4313
Attn: Elizabeth Hill

A copy of the application is available for inspection and review at the LDEQ Public Records Center, on the first floor of the Galvez Building, Room 127 at 602 North Fifth Street, Baton Rouge, LA 70802, from 8:00 a.m. to 4:30 p.m.

PUBLIC NOTICE TO RUN IN

THE ADVOCATE OF Baton Rouge

legal.ads@theadvocate.com

Phone: 225-388-0128

Notice is hereby given that Greenfield Louisiana, LLC has applied for a 401 Water Quality Certification to clear, grade, excavate, and place fill to construct the Greenfield Louisiana Terminal, a terminal with the capability to receive and export corn, wheat, soybeans, rice and grain byproducts. The terminal will include barge, rail, and truck receiving systems, a grain drying system, a grain clearing system, storage bins, and a ship loading system. All work will occur on the right descending bank of the Mississippi River off LA Highway 18 in Wallace, St. John the Baptist Parish. Greenfield Louisiana, LLC is applying to the Louisiana Department of Environmental Quality, Office of Environmental Services for a Water Quality Certification in accordance with statutory authority contained in the LAC 33:IX.1507.A-E and provisions of Section 401 of the Clean Water Act.

Comments concerning this application can be filed with the Water Permits Division within ten days of this notice by referencing WQC 210923-01, AI 227332 to the following address:

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Exhibit V



August 23, 2021

By Email

Mr. Rene Pastorek
Planning and Zoning Director
St. John the Baptist Parish
Email: r.pastorek@stjohn-la.gov

Tara Lambeth
Zoning Regulatory Administrator
St. John the Baptist Parish
Email: t.lambeth@stjohn-la.gov

Ms. Jaclyn Hotard
Parish President
St. John the Baptist Parish
j.hotard@stjohn-la.gov

Re: Formal Complaint Concerning Proposed Greenfield Louisiana, LLC, Grain Terminal, and Request for Zoning Verification Letter

Dear Mr. Pastorek, Ms. Lambeth, Ms. Hotard:

The Descendants Project, an organization based in Wallace, Louisiana, founded to reverse the contemporary legacies of slavery faced by the local descendant community, and the Center for Constitutional Rights, a legal organization dedicated to advancing equality, social justice, and human rights, submit this complaint in reference to the grain terminal proposed by Greenfield Louisiana, LLC, in accordance with Sec. 113-27 of the Parish's Code of Ordinances, on the following grounds:

1. The designated I-3 zone violates the required distance from residential development.

Sec. 113-410 of the Parish Code of Ordinances requires that the planning commission and parish council ensure a distance of 2,000 feet between land zoned as Industrial District Three (I-3) and residential developments.¹ The designation of this area as I-3 is a clear violation of

¹ Sec. 113-410 states,

In reaching recommendations and decisions as to rezoning land to Industrial District Three (I-3), the planning commission and parish council *shall* apply the following locational criteria and performance standards: [...] (1)(b) *Separation from residential development*. Sites to be designated Industrial District Three (I-3) *shall* be so located **a minimum 2,000 feet away from a concentration of one dwelling unit per acre (du/ac) gross area.**" (emphasis added in **bold**).

the ordinance's distance requirement as there are a number of residential dwellings, as well as small, locally-owned businesses, concentrated well within 2,000 feet of the site, as shown in Figure 2 below.

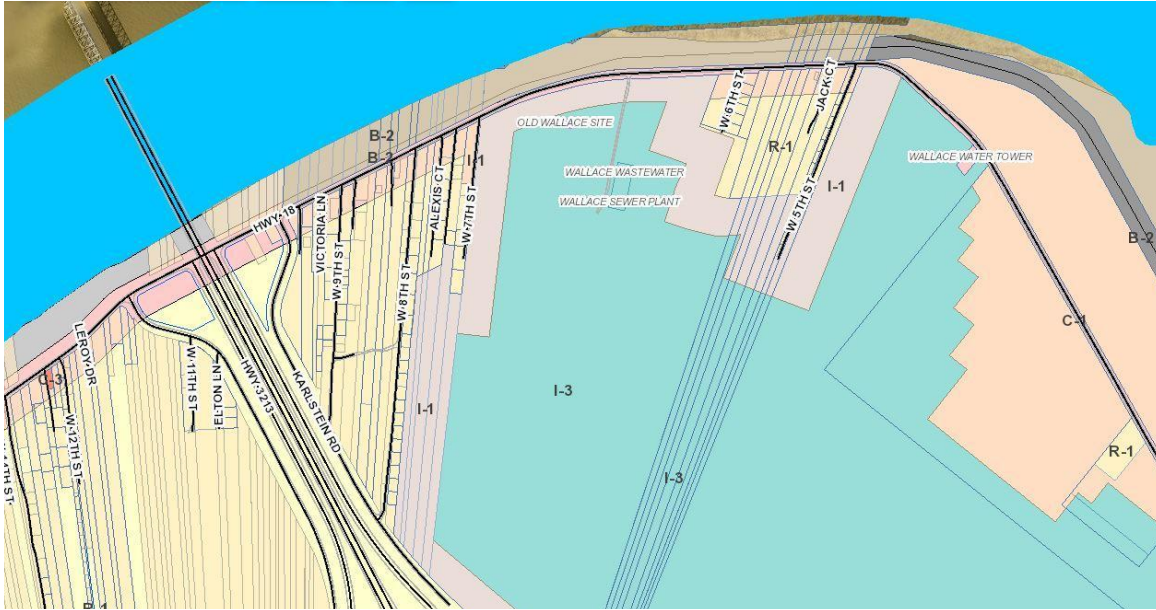


Figure 1: Official Parish Zoning Map for Wallace, Louisiana showing Heavy Industrial (I-3) (blue), and the established community of Wallace as residential (R-1) (yellow) and commercial (B-1, C-1).
Source: https://atlas.geoportalmaps.com/stjohn_public

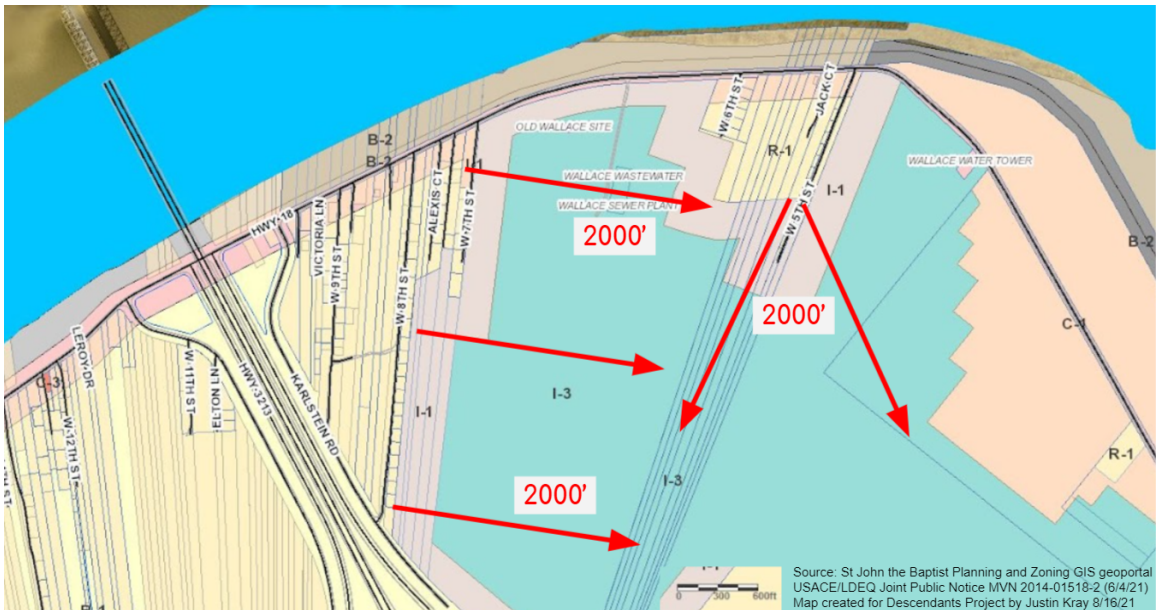


Figure 2: The zoning ordinance requires that new I-3 zones be located 2000 feet from existing residential dwellings at the required density of 1 du/acre. The red arrows indicate how this distance requirement was disregarded at multiple locations. Courtesy Justin Kray/ Louisiana Bucket Brigade

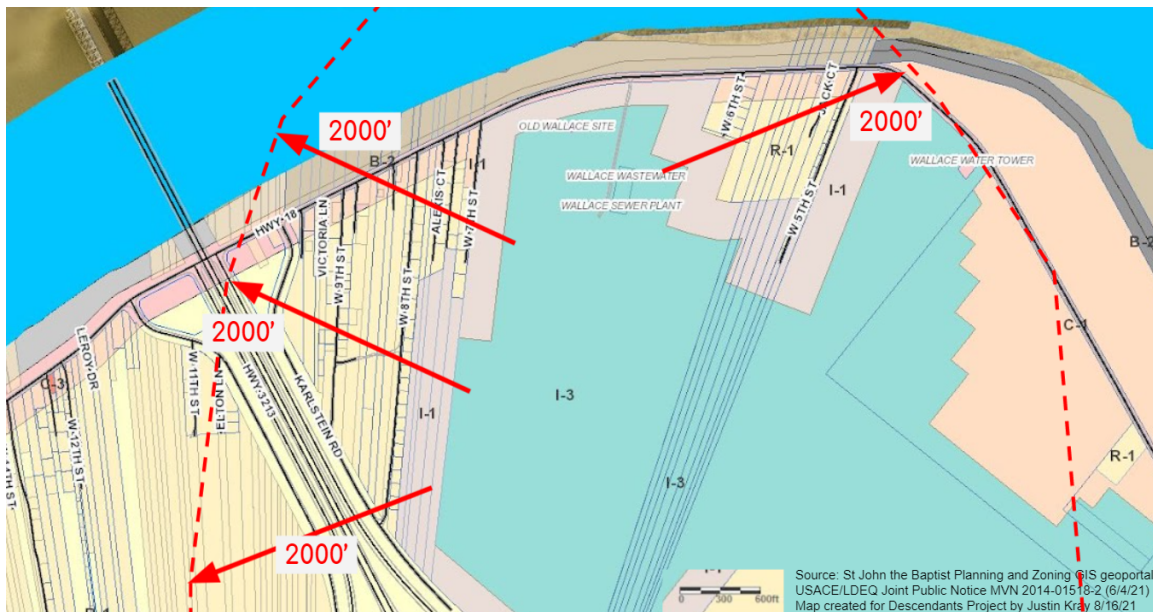


Figure 3: Dashed red line represents the extent of area encroached upon by the required distance of 2,000 feet from new I-3 zone. This area encompasses the entire community of Wallace. Courtesy Justin Kray/Louisiana Bucket Brigade

Thus, the zone itself is invalid as it violates the Parish’s ordinance, and the Parish must take urgent steps to remove the I-3 designation since this land area should have never been designated as I-3 in the first place. In fact, it appears from the records of the parish’s Comprehensive Plan that it was not originally intended to be designated I-3. The Parish’s [Phase II Task II Land Use Report](#) on its Comprehensive Planning Project included a map entitled “Future Land Use” on p. 47 which clearly showed the various I-3 zones designated for heavy industrial use. The site of the proposed grain terminal was not among them. Rather, it was marked for residential and agricultural use, as seen here:

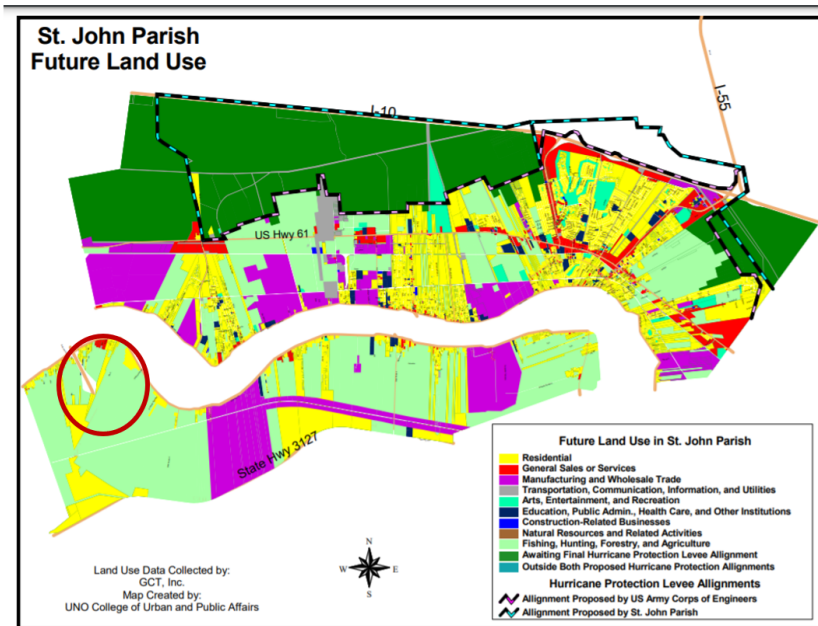


Figure 4: Official Map included in a report of the parish’s Comprehensive Planning Project showing that the area targeted for the proposed grain elevator, in the red circle which has been added for purposes of this letter, was originally intended to be zoned for “fishing, hunting, forestry and agriculture”

The Descendants Project, their families and neighbors living next to this proposed site are understandably troubled and concerned about this proposed development and the murky process that led to this incorrect zoning designation. The community’s concerns are heightened in light of the fact that this particular parcel of land has been the subject of controversy in the past. In regard to a facility proposed by Formosa on this property, backroom land dealings and zoning assurances gave rise to charges of public corruption, including extortion and money laundering, for which the former president of the Parish Council was ultimately convicted. *See, e.g., United States v. Millet, 123 F.3d 268 (5th Cir. 1997).*

With respect to this current designation, there are serious questions about the differences in the zoning maps and the history of rezoning of this parcel. The questions about how and why the land use designation was changed from agricultural to heavy industrial need to be answered, particularly when it so clearly violates the distance requirement set out in Sec. 113-410(1)(b) of the Code of Ordinances. The community also deserves to know whether any of the current stakeholders, such as the company seeking to build the facility or other entities and adjacent landowners, had any involvement in the decision to change the designation.

2. Even if the zoning designation were valid, the proposed grain elevator would violate it because it would wholly occupy the 2,000-foot area right next to residential dwellings.

Even assuming that the zoning designation were valid, and the requirement of 2,000 feet were intended to be encompassed within the zoned area, the proposed grain elevator would actually sit within the 2,000-foot area directly abutting the residential neighborhood and numerous dwellings.

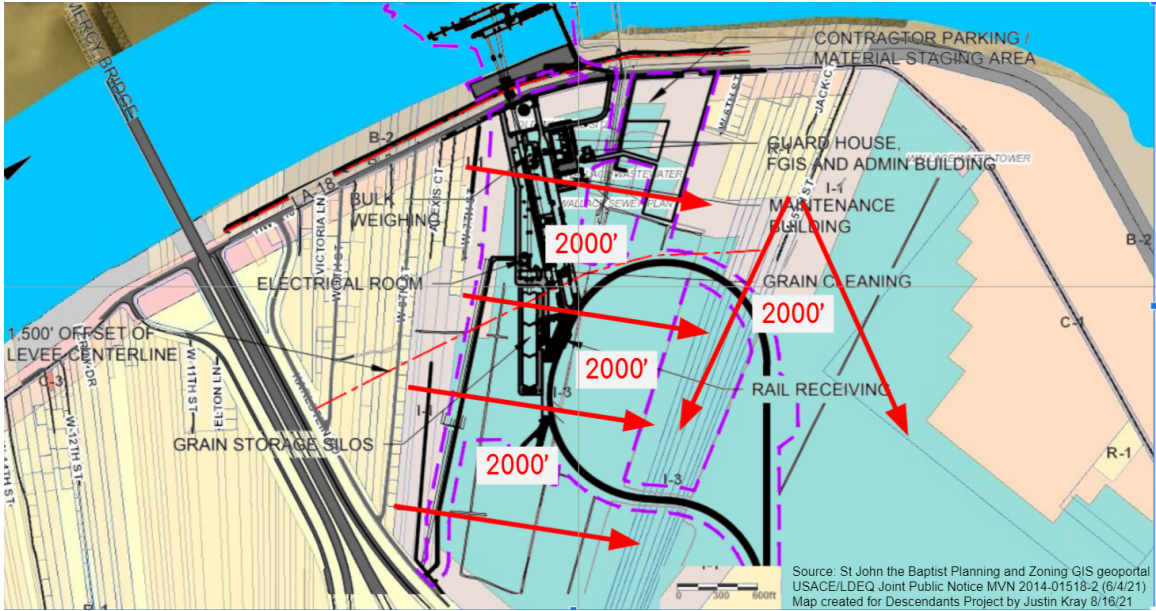


Figure 5: Greenfield site plan overlay with the Zoning map shows how the entire grain elevator facility would sit squarely *within* the required 2,000ft distance from residential dwellings, dramatically violating the Parish ordinance. Courtesy Justin Kray/Louisiana Bucket Brigade

The close proximity of the proposed facility to the neighborhood next to it and the sheer size and enormity of the grain elevator render the setback requirements of the zoning ordinance meaningless. The massive facility, consisting of 54 grain silos and a conveyor structure nearly as tall as the Statue of Liberty, would run roughly north-south and would cast a long shadow over the community residing to the west of it, blotting out the sunrise and much of the sunlight the community now enjoys. This in itself is a violation of one of the stated purposes of Sec. 113-3 of the parish’s zoning regulations -- “to provide adequate light and air.”

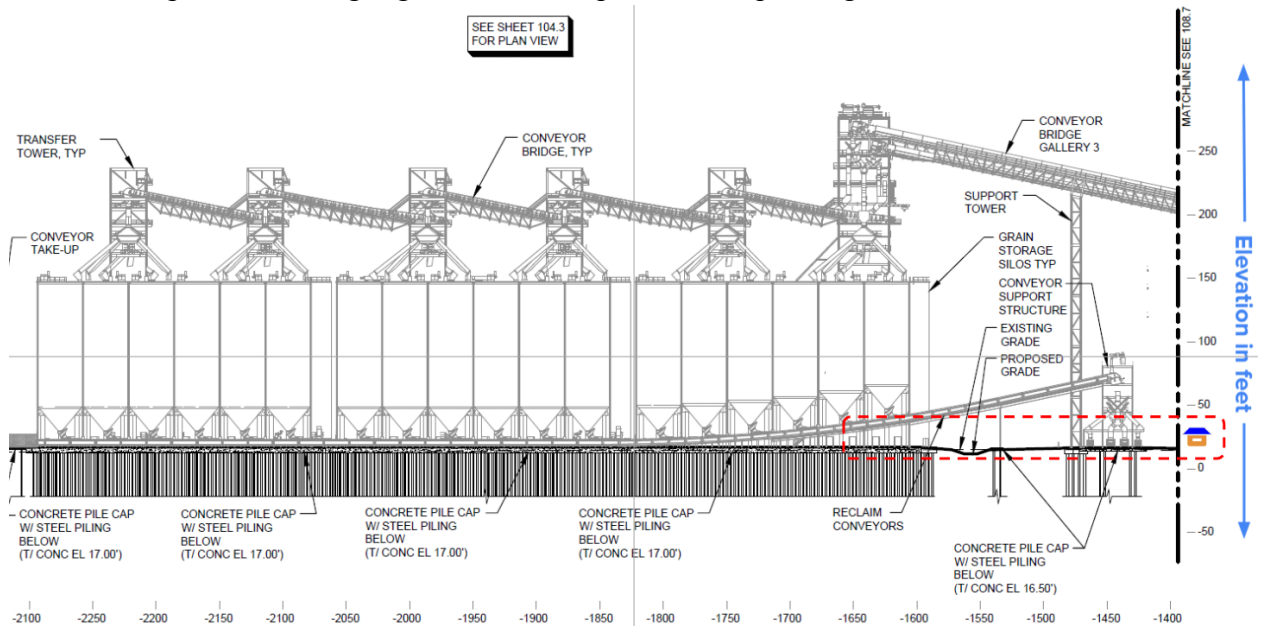


Figure 6: Diagram of proposed grain elevator to scale next to an average-sized home. Residential homes would be less than 300 feet away from the facility. Dashed red box shows a typical-size home relative

to the scale of the facility. Graphic Justin Kray/Louisiana Bucket Brigade

3. The project is a “high hazard industry” and would devastate the adjacent neighborhood and community.

The Descendants Project, which works within the historic African American community that would be directly impacted by this massive project, has heard the fears and concerns from several nearby residents who understand this facility would spell the end of the place some have called home for generations.

The United States Occupational Safety and Health Administration (OSHA) has designated the grain handling industry as a “high hazard industry” that can expose individuals “to numerous serious and life threatening hazards” – including fires and explosions from grain dust accumulation, and other serious workplace hazards.² According to OSHA, “[g]rain dust explosions are often severe, involving loss of life and substantial property damage.”³ In fact, a grain elevator explosion in Westwego was ranked as one of the “worst industrial disasters in modern Louisiana history, and the deadliest disaster to date in the nation’s grain industry.”⁴ Thirty-six people died in the Westwego explosion.⁵

In addition to the community’s concerns about explosions, the sheer expanse of the facility with operations going 24/7 would bring additional heavy traffic and noise pollution. Not least, the grain terminal would exacerbate air pollution in a part of the Parish, already designated as having one of the highest risks of cancer in the country, and where Black residents are disproportionately affected. Grain dust itself has been shown to cause a host of respiratory problems, and exacerbate conditions like asthma.⁶ Making matters even worse, according to Kim Terrell, staff scientist at the Tulane Environmental Law Clinic, grain dust “can essentially be a vehicle for toxics to get deep into your lungs and into your blood stream.”⁷

This too violates the stated purposes of the parish’s zoning regulations set out in Sec. 113-3 -- and indeed its legal obligations -- to promote and protect “the public health, safety, convenience, order, prosperity, and general welfare of the community.”

² U.S. Occupational Safety and Health Administration, “Grain Handling - Overview,” available at <https://www.osha.gov/grain-handling#:~:text=These%20hazards%20include%3A%20fires%20and%20death%20in%20grain%20storage%20bins.>

³ *Id.*

⁴ Richard Campanella, *Westwego Continental Grain Elevator Explosion*, 64 Parishes, April 9, 2021, available at <https://64parishes.org/entry/westwego-continental-grain-elevator-explosion.>

⁵ *Id.*

⁶ See, e.g., Centers for Disease Control and Prevention, The National Institute for Occupational Safety and Health, Grain Dust: OSHA comments from January 19, 1989 Final Rule on Air Contaminants, <https://www.cdc.gov/niosh/pel88/graindst.html#:~:text=1%2D3%20and%20Rankin%20et,symptoms%20of%20chronic%20respiratory%20disease.>

⁷ John Burnett, Marisa Peñaloza, *Descendants of Slaves Say Proposed Grain Complex Will Destroy the Community*, National Public Radio, July 7, 2021, available at <https://www.npr.org/2021/07/07/1012609448/descendants-of-slaves-say-this-proposed-grain-factory-will-destroy-the-community>

4. The project proposals and related permit and grant applications erased entire neighborhood streets from their maps.

Greenfield’s application to the U.S. Army Corps of Engineers and Louisiana Department of Environmental Quality omitted two residential streets from its project map. Alexis Court and Bastian Court are streets that are home to Black families who have lived there for several generations. See Figure 7 below. Similarly, the Port of South Louisiana disregarded the homes, including the home and small business of one of the founders of the Descendants Project, as well as a historic cemetery, church, and slavery museum when it enveloped them within its “project site” in the application it submitted to the U.S. Department of Transportation when it sought funds to build a dock for Greenfield’s use. See Figure 8 below.

The Parish Council, as a government entity accountable to the citizens of the Parish, bears responsibility and authority for land use in the Parish and for respecting, protecting, and fulfilling the rights of parish residents. The casual erasure and disregard of this historic community’s streets and homes from Greenfield’s application and the Port’s maps is deeply troubling. It demonstrates the lack of respect these entities have for the people who would be most impacted by their projects and their rights to property, due process, equality and non-discrimination. The Parish Council must step in and carry out its responsibility for protecting the residents in this neighborhood against this erasure.

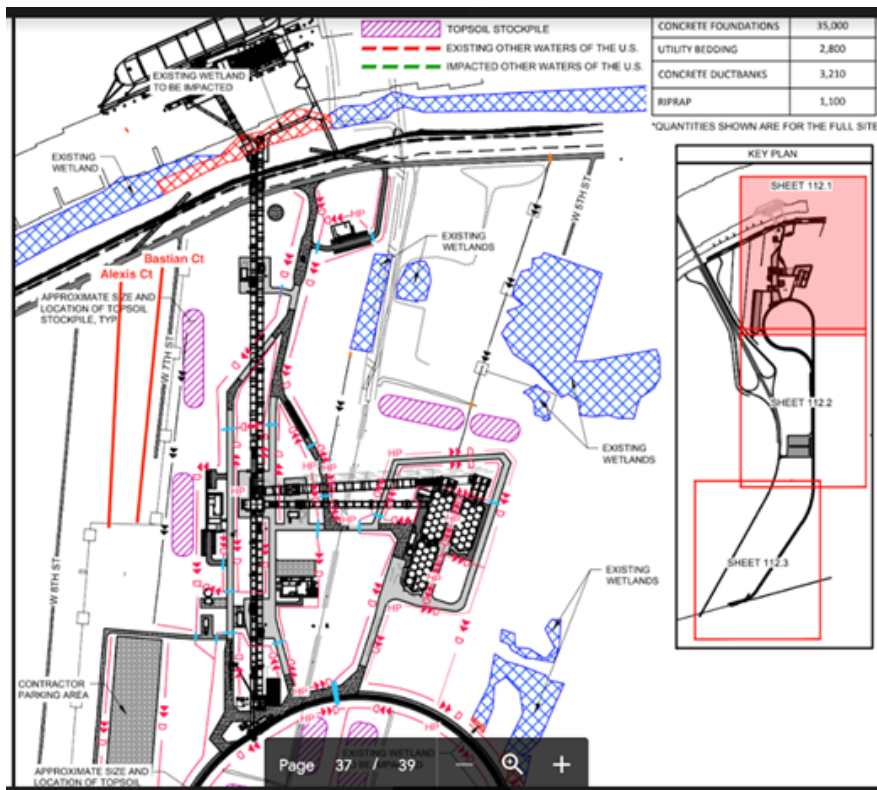


Figure 7: One of the maps submitted by Greenfield Louisiana LLC in its application for Water Quality Certification to the U.S. Army Corps of Engineers and Louisiana Department of Environmental Quality. The map omitted Alexis Court and Bastian Court, two streets that are home to a number of families, and which have been added here in red, courtesy of Jo Banner/The Descendants Project.

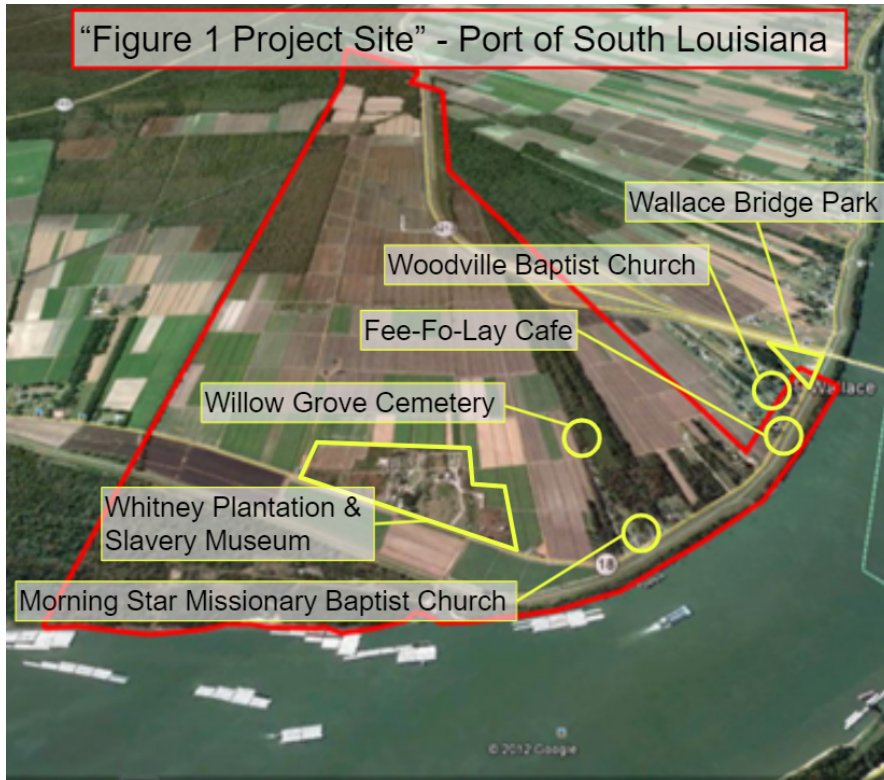


Figure 8: One of the maps submitted by the Port of South Louisiana for a grant from the U.S. Department of Transportation for funds to build a dock for Greenfield’s use. The “project site” encompasses dozens of homes, a significant cultural site, a cemetery, a public park and a locally-owned business and restaurant, which have been geolocated and highlighted in yellow, courtesy of Justin Kray/Louisiana Bucket Brigade.

5. Burial sites of people once enslaved on the property would likely be impacted or destroyed.

The Descendants Project is deeply concerned about burial sites of people who were enslaved on the plantations that once operated on this site. Figure 9 is a map assembled by forensic researchers which shows a series of anomalies and the locations of sugar mills and outbuildings on the site.⁸ In the field of archaeology, particularly in this region, such anomalies often correspond to unmarked gravesites or other historic or cultural resources.

⁸ The map was assembled by Forensic Architecture, a research agency based at Goldsmiths, University of London, in consultation with an experienced archaeologist in Louisiana with expertise in the use of cartographic regression to identify probable historic sites, particularly unmarked burials in this area along the Mississippi River. Forensic Architecture is an internationally renowned research agency with expertise in investigating human rights violations, including environmental destruction, and developing and applying new evidentiary methods and complex multimedia spatial analyses. Forensic Architecture has worked with prominent international and non-governmental organizations such as the United Nations, the International Committee of the Red Cross, Amnesty International, Doctors Without Borders, and Human Rights Watch.

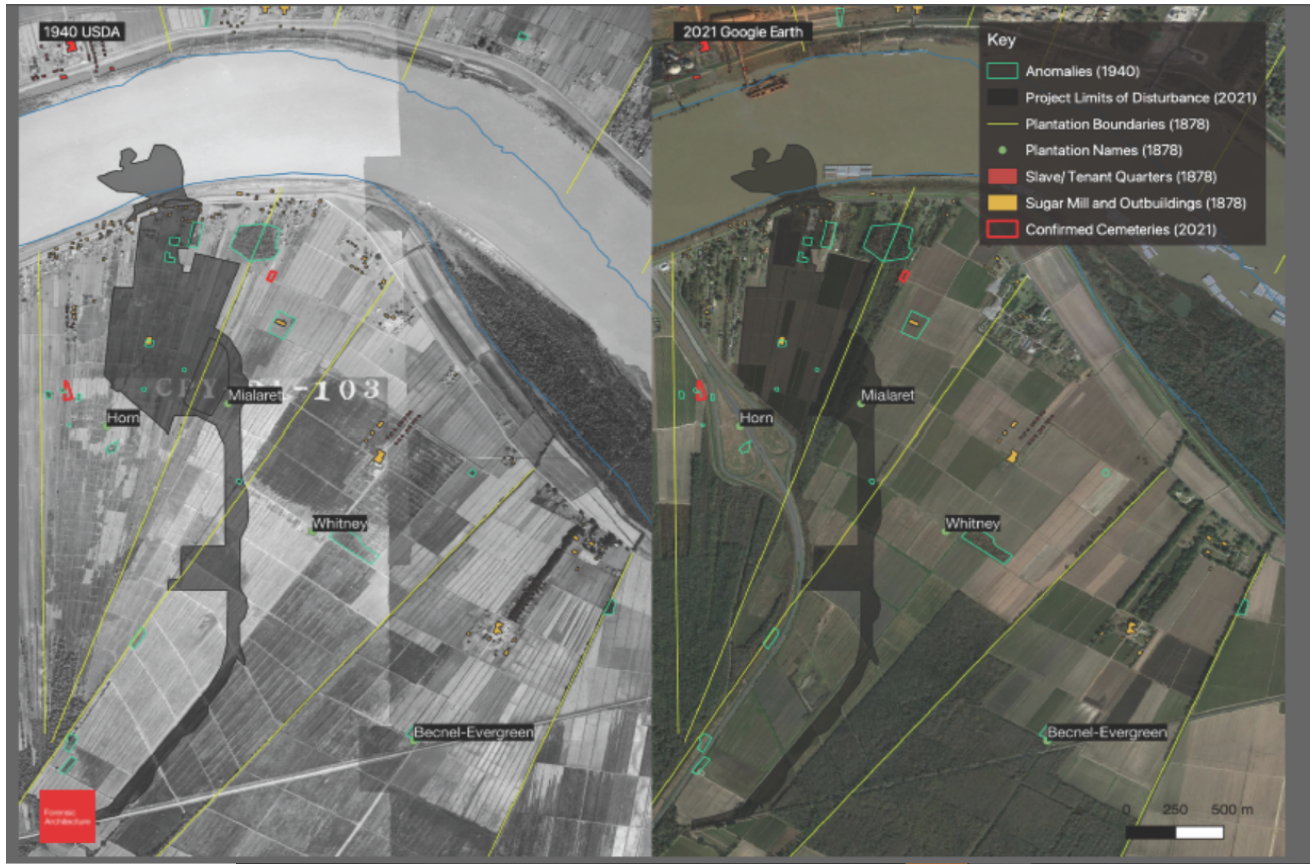


Figure 9: Anomalies on former plantations, some of which may correspond with burial sites of people once enslaved there. Courtesy Forensic Architecture.

The map shows that the project area spans what were once the Horn, Mialaret, and Whitney Plantations. Anomalies, as used by archaeologists, are “things that appear to be out-of-place in an archaeological setting typified by sugarcane fields,” such as a “small stand of trees in a plowed field [that] might be avoided because it contained headstones or was known to have been a cemetery.” See, e.g., [Cartographic Regression Analysis of Certain Tracts of Land, Coastal Environments, Inc. 2020 at p. 7](#). Archaeologists identified anomalies on this site through careful analysis of historic maps, other historic records, and in this instance, combined with later obtained aerial imagery of the land.

There are unmarked burial sites of people who were enslaved all along this stretch of river where plantations once operated. As an organization founded by and for descendants of people enslaved on these plantations who had no choice in where and how they were buried and commemorated, the Descendants Project believes that this entire area is sacred and should be protected and preserved against destruction and disturbance, especially when the development proposed threatens both the remains of the community’s ancestors and the health of their living descendants. Given recent activity on the site, which involved heavy machinery and loud, violent soil testing, the Descendants Project is concerned that there may have already been damage done to possible unmarked cemeteries.

Cemetery dedication law in Louisiana is rooted in the recognition that “cemeteries are considered by most cultures to be sacred,” that we have “moral duties to the wishes of the dead” and that there is a “generally held sanctity for cemeteries.”⁹ For too much of our history, these notions did not and could not extend to the places where enslaved people were buried, and their descendants were deprived of these rites and rituals. This historical and moral breach is what makes the identification, location, protection, and preservation of unmarked burials more urgent for descendants.

The Louisiana Constitution protects the right of the people to preserve, foster, and promote their respective cultural origins. La. Const. Art. XII, Sec. 4. For the Descendants Project, such unmarked burial grounds, and indeed this entire region, are central to the acknowledgement and preservation of their cultural origins.

The Parish itself has benefitted for years from the promotion of plantations and associated tourism and events. Since 2001, St. John the Baptist Parish has allowed for the collection of millions of dollars from visiting tourists through a hotel/motel occupancy tax, with approximately 1 million of those funds being collected in the last five years alone. The parish council and administration has stood by as the River Parishes Tourist Commission, the recipient of these funds, created and promoted the region as “New Orleans Plantation Country,” a deeply problematic marketing strategy that highlighted the grand life of plantation sugar barons while disregarding the enslaved men, women, and children who were violently exploited to build and support this region.¹⁰ This terminology is still used by the River Parishes Tourist Commission¹¹ as well as other tourism partners despite descendant pleas to the parish council for its discontinuation. Nevertheless, it has paid little attention to the existence of burial sites of people enslaved on plantations in the area, and has failed to address what these sites mean for descendants near and far. In coordination with descendant communities, the Parish Council and Historic Preservation Commission should take urgent steps to include the location, identification, preservation and commemoration of these critically important sites in the land use priorities of the Parish.

The Descendants Project is also concerned with the proximity of the site to Whitney Plantation Museum, the only plantation in the region and in the state with a focus on the life and labor of those enslaved in southeastern Louisiana. As our country struggles to reckon with the history and legacies of slavery, Whitney Plantation has become nationally and internationally

⁹ Attorney General Opinion No. 07-0183, available at <http://www.lcb.state.la.us/ago/ago07-0183.pdf>.

¹⁰ Brooke Robichaux, *Goodbye, New Orleans Plantation Country brand: Tourist Commission now promoting history, culture & flavor of “Louisiana’s River Parishes”*, L’Observateur (June 24, 2020), <https://www.lobserveur.com/2020/06/24/goodbye-new-orleans-plantation-country-brand-tourist-commission-now-promoting-history-culture-flavor-of-louisianas-river-parishes/>; Nick Reimann, *‘Plantation Country’ campaign in River Parishes stirs controversy over legacy of slavery*, NOLA.com (November 20, 2018), https://www.nola.com/news/article_f319ba53-d85a-5834-b94a-23db767055aa.html.

¹¹ See *Plantations*, Louisiana’s River Parishes, <https://lariverparishes.com/plantation/> (last accessed August 13, 2021) (under “Start Booking. Find the Resources You Need.” the website links to “New Orleans Plantation Country” along with “New Orleans Swamp Country,” “Andouille Trail,” and other links.)

renowned for its mission to educate visitors and the public at large about slavery.¹² Prior to the pandemic, more than 100,000 visitors came to Whitney annually. The dust, noise, and traffic from the grain elevator would interfere with this important cultural, historical, and educational resource, which has become an economic driver in the community. In addition, the construction and heavy operations could damage the 16 original structures on site including an 18th century main house and original slave cabins that are part of a National Historic District. Whitney Plantation also qualifies for National Landmark status.

Whitney Plantation Museum employs a number of local Black community members who descend from people enslaved at Whitney or nearby plantations. Despite the Covid-19 pandemic, Whitney Plantation Museum expects continued growth and success, and more employment opportunities for local residents at all levels of the organization. The grain operation would greatly detract from the tourism industry's ability to grow and diversify the economic base in St. John the Baptist Parish.

Given the enormous stakes involved for nearby residents, serious concerns about this proposed facility, and legality of the I-3 designation, we request the following:

- 1) That the Parish President, Director of Planning and Zoning, and/or Zoning Administrator issue a notice to all relevant parish departments and agencies that the I-3 designation for this area violates the distance requirements set out in the Code of Ordinances and that no building or related permits should be issued while this matter is pending;
- 2) That the Parish President, Director of Planning and Zoning, and/or Zoning Administrator issue a letter to the operator of the proposed facility stating the same;
- 3) A Zoning Verification Letter from the Director of Planning and Zoning addressing: a) the issue of the I-3 designation for this area and the distance requirements, and the process by which this area came to be designated I-3; and b) the residential zones that would be impacted by the proposed grain elevator.
- 4) That the issue of the proposed grain elevator, and the I-3 designation be placed on the agenda of the next Parish Council Meeting;
- 5) That the issue of the burial sites of people once enslaved on plantations in the parish be placed on the agendas of Planning Commission and Parish Council meetings slated for October 2021.

¹² See e.g., David Amsden, *Building the First Slavery Museum*, N.Y. Times (February 26, 2015), <https://www.nytimes.com/2015/03/01/magazine/building-the-first-slave-museum-in-america.html>; *Whitney Heritage Plantation*, International Coalition of Sites of Conscience, last accessed August 10, 2021, <https://www.sitesofconscience.org/en/membership/whitney-heritage-plantation/>; Jared Keller, *Inside America's Auschwitz*, Smithsonian Magazine (April 4, 2016), <https://www.smithsonianmag.com/history/inside-americas-auschwitz-180958647/>; . Most recently, Whitney Plantation was highlighted in an entire chapter of Clint Smith's recent New York Times Best Seller, *How the Word Is Passed*, see Hope Wabuke, 'How The Word Is Passed' Teaches The Importance Of Reckoning With History, NPR (June 2, 2021), <https://www.npr.org/2021/06/02/1002027683/how-the-word-is-passed-teaches-the-importance-of-reckoning-with-history>.

- 6) A meeting with the Historic Preservation Commission to address a) the potential negative impacts of industrial development on historic sites, including damage to their structures, facades, and landscapes; and b) the investigation, identification, and commemoration of burial sites of people enslaved on the plantations in the Parish.

In light of the urgency of these apparent zoning violations and the community’s growing concerns, we ask for your responses by August 31, 2021. We thank you for your immediate attention, and look forward to working with you toward a just conclusion to this matter.

Sincerely,



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Omar Farah
Senior Staff Attorneys
Center for Constitutional Rights
(212) 614-6431
pspees@ccrjustice.org
ofarah@ccrjustice.org

Jo Banner
Joy Banner
Jordan Brewington
Founders
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