

# Lafourche Parish Recording Page

Annette M. Fontana  
CLERK OF COURT  
PO BOX 818  
303 W 3rd St  
Thibodaux, LA 70302  
(985) 447-4841

**First VENDOR**

CITY OF NEW ORLEANS TRUSTEE OF THE EDWARD WISNER DONATION

**First VENDEE**

COASTAL PROTECTION AND RESTORATION AUTHORITY

Index Type : CONVEYANCE  
Type of Document : RIGHT OF USE

Inst Number : 1279614

Book : 2140 Page : 71

Recording Pages : 26

**Recorded Information**

I hereby certify that the attached document was filed for registry and recorded in the Clerk of Court's office for Lafourche Parish, Louisiana.

On (Recorded Date) : 07/03/2019

At (Recorded Time) : 11:26:30AM

Certified On : 07/03/2019



Doc ID - 033330800026

CLERK OF COURT  
ANNETTE M. FONTANA  
Parish of Lafourche  
I certify that this is a true copy of the attached  
document that was filed for registry and  
Recorded 07/03/2019 at 11:26:30  
Recorded in Book 2140 Page 71  
File Number 1279614

*Anne A. Janson*  
Deputy Clerk

# Lafourche Parish Recording Page

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Annette M. Fontana  
CLERK OF COURT  
PO BOX 818  
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**First VENDOR**

CITY OF NEW ORLEANS TRUSTEE OF THE EDWARD WISNER DONATION

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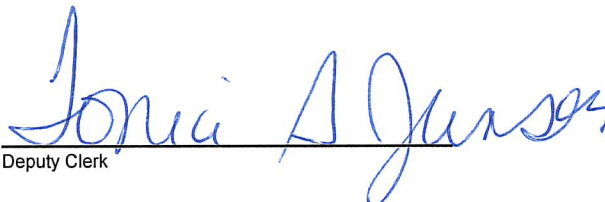
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On (Recorded Date) : 07/03/2019

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Doc ID - 033330800026

  
Deputy Clerk

**AMENDMENT TO A TEMPORARY EASEMENT,  
SERVITUDE AND RIGHT-OF-WAY AGREEMENT  
CAMINADA BACK BARRIER MARSH CREATION  
PROJECT BA-0171**

**LAFOURCHE PARISH, LOUISIANA**

STATE OF LOUISIANA

PARISH OF LAFOURCHE

THIS AGREEMENT, made and entered into this 28 day of February, 2018,  
by and between:

**CITY OF NEW ORLEANS, TRUSTEE of the EDWARD WISNER DONATION**, herein represented by Mayor LaToya Cantrell, duly authorized by resolution of the Edward Wisner Donation Advisory Committee, together with the **BOARD OF SUPERVISORS OF LOUISIANA STATE UNIVERSITY AND AGRICULTURAL AND MECHANICAL COLLEGE; THE SALVATION ARMY**, a Georgia Corporation; **THE ADMINISTRATORS OF THE TULANE EDUCATIONAL FUND** and the **HEIRS OF EDWARD WISNER**, herein represented by **WENDELL H. COOK, JR.**, individually and as agent and attorney in fact for **CHRISTOPHER T. COOK, TIMOTHY M. COOK, ANDREW J. COOK AND KATHY M. TEMPLE; JOHN P. COOK**, individually, and as Trustee of the Jane Peneguy Cook Family Trusts A and B; **P. HOLMES COOK; H. ELIZABETH COOK; EDWARD W. PENEGUY, JR.**, individually and as agent and attorney in fact for **MICHAEL J. PENEGUY, ROBERT O. PENEGUY, WILLIAM A. PENEGUY, JANE P. CASEY and ANN P. BLOUNT; JAMES N. PENEGUY** as Trustee for Crocker and Leigh Investment Trust; and **MARK E. PENEGUY**, individually and as agent and attorney in fact for **RICHARD A. PENEGUY, JR., ELIZABETH P. GREEN, SUCCESSION OF DAVID CHARLES PENEGUY, and CHRISTOPHER T. PENEGUY**; hereinafter referred to collectively as "**GRANTOR**"

**and**

The **COASTAL PROTECTION AND RESTORATION AUTHORITY** ("CPRA"), as authorized and directed by the policy of the Coastal Protection and Restoration Authority Board, herein represented by and appearing through the Executive Director of CPRA, Lawrence B. Haase, domiciled in East Baton Rouge Parish, Louisiana, with offices located at 150 Terrace Avenue, Baton Rouge, Louisiana 70802, and whose mailing address is P. O. Box 44027, Baton Rouge, Louisiana 70804-4027, appearing pursuant to the provisions of La. R.S. 49:214.1, et seq., as amended by act 523 of the 2009 Regular Session and as amended by Act 604 of the 2012 Regular Session of the Louisiana Legislature;

The above mentioned hereinafter collectively referred to as "**STATE**".

**WHEREAS** GRANTOR and STATE entered into a Temporary Easement, Servitude and Right-of-Way Agreement on October 31, 2014, said Agreement having been recorded in the Clerk of Court's Conveyance records, Lafourche Parish, Louisiana, in COB 1984, Page 477, File No. 1187890 ("Original Agreement").

**WHEREAS** Article X of the Original Agreement provides "This Agreement shall become effective upon the date of the signature of STATE and shall remain in effect for a term of thirty (30) years unless sooner released by STATE";



**WHEREAS** Exhibit C (i) to the Original Agreement further provides “The provisions of Article X of the Agreement notwithstanding, the Agreement shall be effective as of July 31, 2014, and shall remain in effect for a term of thirty (30) years from that date unless sooner released by STATE. If STATE has not awarded a contract for construction of the Project by July 31, 2019, GRANTOR may terminate this Agreement 30 days after delivering written notice of its intent to do so to Executive Director, Coastal Protection and Restoration Authority, 150 Terrace Avenue, Baton Rouge, Louisiana, 70802.”

**WHEREAS** GRANTOR and the STATE desire to amend the Original Agreement to extend the deadlines provided therein.

**NOW THEREFORE**, for and in consideration of the promises and undertakings by STATE and GRANTOR herein, and in the Original Agreement, STATE and GRANTOR agree as follows:

I. Recitals. The Recitals to this Amendment are hereby incorporated into and made a part of this Amendment for all purposes.

II. Article X of the Original Agreement is deleted and replaced with the following:

X. The Agreement shall be effective as of July 31, 2014. The Agreement shall remain in effect for a term of twenty-five (25) years from that date of the signature of STATE on the “Commencement Date Agreement” attached hereto as **Exhibit “A”** unless sooner released by STATE. If STATE has not awarded a contract for construction of the Project by July 31, 2022, GRANTOR may terminate this Agreement 30 days after delivering written notice of its intent to do so to Executive Director, Coastal Protection and Restoration Authority, 150 Terrace Avenue, Baton Rouge, Louisiana, 70802.

III. Section (i) of Exhibit C to the Original Agreement is hereby deleted.

IV. Full Force and Effect. Except as amended by this Amendment, the Agreement remains unmodified and in full force and effect.

### COUNTERPARTS

This Amendment may be executed in any number of counterparts, with the same effect as if all signing parties had signed the same document. All counterparts shall be construed together and constitute the same instrument. GRANTOR shall be authorized to compile the signature and acknowledgment pages of such counterparts into a single composite document.

IN WITNESS WHEREOF, GRANTOR has executed this Amendment in the presence of the undersigned witnesses on the dates below:

#### GRANTOR:

#### WITNESSES:

CITY OF NEW ORLEANS, TRUSTEE OF  
THE EDWARD WISNER DONATION

  
Print name: Catrina Simmons

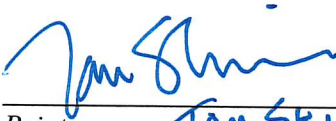
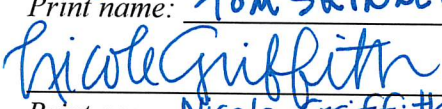
By: \_\_\_\_\_


  
Mayor LaToya Cantrell

  
Print name: Gloria Smith

Date: 2-28-19

BOARD OF SUPERVISORS OF LOUISIANA  
STATE UNIVERSITY AND AGRICULTIURAL  
AND MECHANICAL COLLEGE

  
Print name: Tom Skinner  
  
Print name: Nicole Griffith

By:   
Print name: F. King Alexander  
Date: Dec. 10, 2018

THE SALVATION ARMY  
A Georgia Corporation

\_\_\_\_\_  
Print name: \_\_\_\_\_  
  
\_\_\_\_\_  
Print name: \_\_\_\_\_

By: \_\_\_\_\_  
Print name: \_\_\_\_\_  
  
Date: \_\_\_\_\_

THE ADMINISTRATORS OF THE  
TULANE EDUCATIONAL FUND

\_\_\_\_\_  
Print name: \_\_\_\_\_  
  
\_\_\_\_\_  
Print name: \_\_\_\_\_

By: \_\_\_\_\_  
Print name: \_\_\_\_\_  
  
Date: \_\_\_\_\_

WENDELL H. COOK, JR., individually  
and as agent and attorney-in-fact for  
Christopher T. Cook, Timothy M. Cook,  
Andrew J. Cook and Kathy M. Temple

\_\_\_\_\_  
Print name: \_\_\_\_\_  
  
\_\_\_\_\_  
Print name: \_\_\_\_\_

\_\_\_\_\_  
  
Date: \_\_\_\_\_

JOHN P. COOK, individually, and as  
Trustee of the Jane Peneguy Cook Family  
Trusts A and B

\_\_\_\_\_  
Print name: \_\_\_\_\_  
  
\_\_\_\_\_  
Print name: \_\_\_\_\_

\_\_\_\_\_  
  
Date: \_\_\_\_\_



BOARD OF SUPERVISORS OF LOUISIANA  
STATE UNIVERSITY AND AGRICULTURAL  
AND MECHANICAL COLLEGE

\_\_\_\_\_  
Print name: \_\_\_\_\_

By: \_\_\_\_\_  
Print name: \_\_\_\_\_

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Print name: \_\_\_\_\_

Date: \_\_\_\_\_

  
Print name: Alethia Payton  
  
Print name: Sheria Moore

THE SALVATION ARMY  
A Georgia Corporation

By:   
Print name: Willis Howell PRESIDENT

Date: December 20, 2018

THE ADMINISTRATORS OF THE  
TULANE EDUCATIONAL FUND

\_\_\_\_\_  
Print name: \_\_\_\_\_

By: \_\_\_\_\_  
Print name: \_\_\_\_\_

\_\_\_\_\_  
Print name: \_\_\_\_\_

Date: \_\_\_\_\_

WENDELL H. COOK, JR., individually  
and as agent and attorney-in-fact for  
Christopher T. Cook, Timothy M. Cook,  
Andrew J. Cook and Kathy M. Temple

\_\_\_\_\_  
Print name: \_\_\_\_\_

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Date: \_\_\_\_\_

JOHN P. COOK, individually, and as  
Trustee of the Jane Peneguy Cook Family  
Trusts A and B

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Print name: \_\_\_\_\_

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Print name: \_\_\_\_\_

Date: \_\_\_\_\_

BOARD OF SUPERVISORS OF LOUISIANA  
STATE UNIVERSITY AND AGRICULTIURAL  
AND MECHANICAL COLLEGE

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Print name: \_\_\_\_\_

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THE SALVATION ARMY  
A Georgia Corporation


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Print name: \_\_\_\_\_

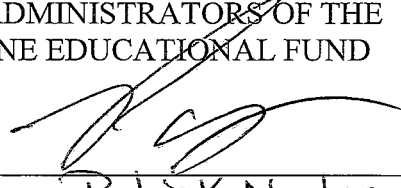
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Date: \_\_\_\_\_

THE ADMINISTRATORS OF THE  
TULANE EDUCATIONAL FUND

  
Print name: Frances Vickers

By:   
Print name: Patrick Norton

  
Print name: TAMARA J. Simmons

Date: 12/10/2018

WENDELL H. COOK, JR., individually  
and as agent and attorney-in-fact for  
Christopher T. Cook, Timothy M. Cook,  
Andrew J. Cook and Kathy M. Temple

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Print name: \_\_\_\_\_

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Print name: \_\_\_\_\_

Date: \_\_\_\_\_

JOHN P. COOK, individually, and as  
Trustee of the Jane Peneguy Cook Family  
Trusts A and B

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Print name: \_\_\_\_\_

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Print name: \_\_\_\_\_

Date: \_\_\_\_\_

BOARD OF SUPERVISORS OF LOUISIANA  
STATE UNIVERSITY AND AGRICULTIURAL  
AND MECHANICAL COLLEGE

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THE SALVATION ARMY  
A Georgia Corporation

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Print name: \_\_\_\_\_

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THE ADMINISTRATORS OF THE  
TULANE EDUCATIONAL FUND

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By: \_\_\_\_\_  
Print name: \_\_\_\_\_

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Print name: \_\_\_\_\_

Date: \_\_\_\_\_

WENDELL H. COOK, JR., individually  
and as agent and attorney-in-fact for  
Christopher T. Cook, Timothy M. Cook,  
Andrew J. Cook and Kathy M. Temple

\* Carol L. Cook  
Print name: Carol L. Cook

Wendell H. Cook Jr.

Jennifer Cook  
Print name: Jennifer Cook

Date: 12/6/18

JOHN P. COOK, individually, and as  
Trustee of the Jane Peneguy Cook Family  
Trusts A and B

\_\_\_\_\_  
Print name: \_\_\_\_\_

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\_\_\_\_\_  
Print name: \_\_\_\_\_

Date: \_\_\_\_\_



BOARD OF SUPERVISORS OF LOUISIANA  
STATE UNIVERSITY AND AGRICULTURAL  
AND MECHANICAL COLLEGE

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Print name: \_\_\_\_\_

By: \_\_\_\_\_  
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Print name: \_\_\_\_\_

Date: \_\_\_\_\_

THE SALVATION ARMY  
A Georgia Corporation

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By: \_\_\_\_\_  
Print name: \_\_\_\_\_

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Print name: \_\_\_\_\_

Date: \_\_\_\_\_

THE ADMINISTRATORS OF THE  
TULANE EDUCATIONAL FUND

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Print name: \_\_\_\_\_

By: \_\_\_\_\_  
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Print name: \_\_\_\_\_

Date: \_\_\_\_\_

WENDELL H. COOK, JR., individually  
and as agent and attorney-in-fact for  
Christopher T. Cook, Timothy M. Cook,  
Andrew J. Cook and Kathy M. Temple

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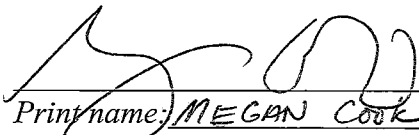
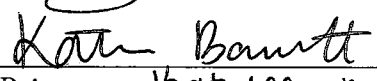
JOHN P. COOK, individually, and as  
Trustee of the Jane Peneguy Cook Family  
Trusts A and B

Hannah Cagle  
Print name: Hannah Cagle

Alexandra Tinsley  
Print name: Alexandra Tinsley

John P. Cook

Date: 1-18-19

  
Print name: MEGAN COOK  
  
Print name: Kathleen Barnett

  
P. HOLMES COOK

Date: 12 - 6 - 2018

Print name: \_\_\_\_\_

Date: \_\_\_\_\_

Print name: \_\_\_\_\_

H. ELIZABETH COOK

EDWARD W. PENEGUY, JR., individually,  
and as agent and attorney-in-fact for Michael  
J. Peneguy, Robert O. Peneguy, William A.  
Peneguy, Jane P. Casey and Ann P. Blount

Print name: \_\_\_\_\_

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Print name: \_\_\_\_\_

Date: \_\_\_\_\_

JAMES N. PENEGUY, Trustee for  
Crocker and Leigh Investment Trust

Print name: \_\_\_\_\_

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Print name: \_\_\_\_\_

Date: \_\_\_\_\_

MARK E. PENEGUY, individually and  
as agent and attorney-in-fact for  
Richard A. Peneguy, Jr., Elizabeth P.  
Green, Succession of David Charles  
Peneguy and Christopher T. Peneguy

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Print name: \_\_\_\_\_

Hannah Cagle  
Print name: Hannah Cagle

Alexandra Tinsley  
Print name: Alexandra Tinsley

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P. HOLMES COOK

\_\_\_\_\_  
Date: \_\_\_\_\_

H. Elizabeth Cook  
H. ELIZABETH COOK

\_\_\_\_\_  
Date: 1-10-19

EDWARD W. PENEGUY, JR., individually,  
and as agent and attorney-in-fact for Michael  
J. Peneguy, Robert O. Peneguy, William A.  
Peneguy, Jane P. Casey and Ann P. Blount

\_\_\_\_\_  
Date: \_\_\_\_\_

JAMES N. PENEGUY, Trustee for  
Crocker and Leigh Investment Trust

\_\_\_\_\_  
Date: \_\_\_\_\_

MARK E. PENEGUY, individually and  
as agent and attorney-in-fact for  
Richard A. Peneguy, Jr., Elizabeth P.  
Green, Succession of David Charles  
Peneguy and Christopher T. Peneguy

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P. HOLMES COOK

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H. ELIZABETH COOK

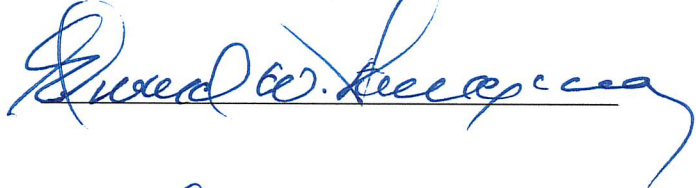
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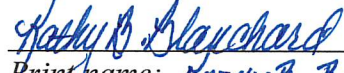
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EDWARD W. PENEGUY, JR., individually,  
and as agent and attorney-in-fact for Michael  
J. Peneguy, Robert O. Peneguy, William A.  
Peneguy, Jane P. Casey and Ann P. Blount

  
Print name: CAROLYN TATE



  
Print name: KATHY B. BLANCHARD

Date: December 12, 2018

JAMES N. PENEGUY, Trustee for  
Crocker and Leigh Investment Trust

\_\_\_\_\_  
Print name: \_\_\_\_\_

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Print name: \_\_\_\_\_

Date: \_\_\_\_\_

MARK E. PENEGUY, individually and  
as agent and attorney-in-fact for  
Richard A. Peneguy, Jr., Elizabeth P.  
Green, Succession of David Charles  
Peneguy and Christopher T. Peneguy

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P. HOLMES COOK

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H. ELIZABETH COOK

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EDWARD W. PENEGUY, JR., individually,  
and as agent and attorney-in-fact for Michael  
J. Peneguy, Robert O. Peneguy, William A.  
Peneguy, Jane P. Casey and Ann P. Blount

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Print name: \_\_\_\_\_

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\_\_\_\_\_  
Date: \_\_\_\_\_

\_\_\_\_\_  
JAMES N. PENEGUY, Trustee for  
Crocker and Leigh Investment Trust

\_\_\_\_\_  
Print name: Christopher Peneguy

\_\_\_\_\_  


\_\_\_\_\_  
Print name: Dayne Moreh

\_\_\_\_\_  
Date: 12/4/2018

\_\_\_\_\_  
MARK E. PENEGUY, individually and  
as agent and attorney-in-fact for  
Richard A. Peneguy, Jr., Elizabeth P.  
Green, Succession of David Charles  
Peneguy and Christopher T. Peneguy

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P. HOLMES COOK

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Print name: \_\_\_\_\_

Date: \_\_\_\_\_

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Print name: \_\_\_\_\_

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H. ELIZABETH COOK

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Print name: \_\_\_\_\_

Date: \_\_\_\_\_

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Print name: \_\_\_\_\_

EDWARD W. PENEGUY, JR., individually,  
and as agent and attorney-in-fact for Michael  
J. Peneguy, Robert O. Peneguy, William A.  
Peneguy, Jane P. Casey and Ann P. Blount

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Print name: \_\_\_\_\_

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Date: \_\_\_\_\_

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JAMES N. PENEGUY, Trustee for  
Crocker and Leigh Investment Trust

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Print name: \_\_\_\_\_

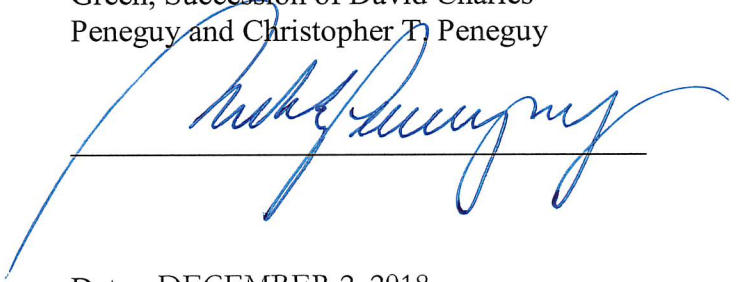
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MARK E. PENEGUY, individually and  
as agent and attorney-in-fact for  
Richard A. Peneguy, Jr., Elizabeth P.  
Green, Succession of David Charles  
Peneguy and Christopher T. Peneguy

  
Print name: COLLEEN M. JUDGE


  
Print name: PATRICK R. JUDGE

  
Date: DECEMBER 2, 2018

IN WITNESS WHEREOF, STATE has executed this Agreement in the presence of the undersigned witnesses on the date below.

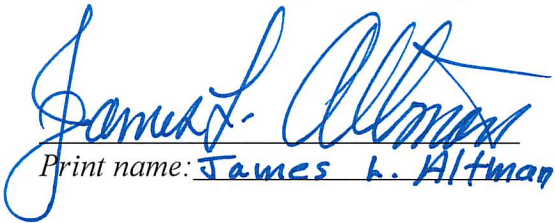
STATE:

COASTAL PROTECTION AND RESTORATION  
AUTHORITY

  
Print name: W. MARLETTA

By:   
LAWRENCE B. HAASE

Title: EXECUTIVE DIRECTOR

  
Print name: JAMES L. ALTMAN

Date: 2/25/19

STATE OF LOUISIANA

PARISH OF ORLEANS

On this 28 day of February, 2019, before me appeared **LaToya Cantrell**, to me personally known, who, being by me duly sworn, did say that she is the **Mayor of the City of New Orleans and the Trustee** under an Act of Donation by the late Edward Wisner passed before Robert Legier, Notary Public, on August 14, 1914, as modified by an Act of Compromise and Satisfaction passed before Robert Legier, Notary Public, dated September 17, 1929, and pursuant to Chapter 19 of the City Charter of the City of New Orleans, that said instrument was signed on behalf of (i) said Trust under her authority as such Trustee and with the consent and upon the advice of the Edward Wisner Donation Advisory Committee and (ii) the City of New Orleans under her authority as its Mayor, and said appearer acknowledged that she executed the same as a free act and deed of the Trustee and the City of New Orleans, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.

  
Notary Public, State of Louisiana

Clifton M. Davis #24069  
(Printed Name – Notary/Bar Roll No.)

My commission expires at death.



STATE OF LOUISIANA

PARISH OF EAST Baton Rouge

On this 10th day of Dec., 2018 before me appeared F. King Alexander, to me personally known, who, being by me duly sworn, did say that he is the President of the **Board of Supervisors of Louisiana State University and Agricultural and Mechanical College**, and that said instrument was signed on behalf of said organization under authority of its Board of Directors, and said appearer acknowledged that he executed the same as the free act and deed of said organization, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.

Johanna A. Posada  
Notary Public, State of Louisiana  
Johanna A. Posada #302200  
(Printed Name – Notary/Bar Roll No.)

My commission expires at death.



STATE OF \_\_\_\_\_

PARISH/COUNTY OF \_\_\_\_\_

On this \_\_\_\_ day of \_\_\_\_\_, 201\_, before me appeared \_\_\_\_\_, to me personally known, who, being by me duly sworn, did say that he is the \_\_\_\_\_ of **The Salvation Army**, a Georgia corporation, and that said instrument was signed on behalf of said corporation under authority of its Board of Directors, and said appearer acknowledged that he executed the same as the free act and deed of said corporation, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.

\_\_\_\_\_  
Notary Public, State of \_\_\_\_\_

\_\_\_\_\_  
(Printed Name – Notary/Bar Roll No.)

My commission expires \_\_\_\_\_.



STATE OF LOUISIANA

PARISH OF \_\_\_\_\_

On this \_\_\_\_ day of \_\_\_\_\_, 201\_, before me appeared \_\_\_\_\_, to me personally known, who, being by me duly sworn, did say that he is the \_\_\_\_\_ of the **Board of Supervisors of Louisiana State University and Agricultural and Mechanical College**, and that said instrument was signed on behalf of said organization under authority of its Board of Directors, and said appearer acknowledged that he executed the same as the free act and deed of said organization, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.

\_\_\_\_\_  
Notary Public, State of \_\_\_\_\_

\_\_\_\_\_  
(Printed Name – Notary/Bar Roll No.)

My commission expires at death.

STATE OF GEORGIA

PARISH/COUNTY OF GWINNETT

On this 20<sup>th</sup> day of December, 2018, before me appeared Willis Howell, to me personally known, who, being by me duly sworn, did say that he is the PRESIDENT of **The Salvation Army**, a Georgia corporation, and that said instrument was signed on behalf of said corporation under authority of its Board of Directors, and said appearer acknowledged that he executed the same as the free act and deed of said corporation, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.



Aleta A. Wyche  
Notary Public, State of GEORGIA

ALETA A. WYCHE

W-00236342  
(Printed Name – Notary/Bar Roll No.)

My commission expires \_\_\_\_\_

Notary Public, Gwinnett County, Georgia  
My Commission Expires March 10, 2019

STATE OF LOUISIANA

PARISH OF ORLEANS

On this 10 day of December, 2018, before me appeared Patrick Norton, to me personally known, who, being by me duly sworn, did say that he is the Sr. VP and COO of **The Administrators of the Tulane Educational Fund**, and that said instrument was signed on behalf of said organization under authority of said organization, and said appearer acknowledged that he executed the same as the free act and deed of said organization, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.

Meredith Whitten  
Notary Public, State of Louisiana

Meredith Whitten 19212  
(Printed Name – Notary/Bar Roll No.)

My commission expires at death.

STATE OF MISSISSIPPI

COUNTY OF \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, 201\_, before me appeared **Wendell H. Cook, Jr.**, to me personally known to be the person described in and who executed the foregoing instrument, and said appearer acknowledged that he executed the same as a free act and deed, individually and as agent and attorney-in-fact Christopher T. Cook, Timothy M. Cook, Andrew J. Cook and Kathy M. Temple, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.

\_\_\_\_\_  
Notary Public, State of Mississippi

\_\_\_\_\_  
(Printed Name – Notary/Bar Roll No.)

My commission expires \_\_\_\_\_.

STATE OF LOUISIANA

PARISH OF ORLEANS

On this \_\_\_\_ day of \_\_\_\_\_, 201\_, before me appeared \_\_\_\_\_, to me personally known, who, being by me duly sworn, did say that he is the \_\_\_\_\_ of **The Administrators of the Tulane Educational Fund**, and that said instrument was signed on behalf of said organization under authority of said organization, and said appearer acknowledged that he executed the same as the free act and deed of said organization, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.

\_\_\_\_\_  
Notary Public, State of \_\_\_\_\_

\_\_\_\_\_  
(Printed Name – Notary/Bar Roll No.)

My commission expires at death.

STATE OF MISSISSIPPI

COUNTY OF MADISON

On this 6<sup>th</sup> day of December, 2018, before me appeared **Wendell H. Cook, Jr.**, to me personally known to be the person described in and who executed the foregoing instrument, and said appearer acknowledged that he executed the same as a free act and deed, individually and as agent and attorney-in-fact Christopher T. Cook, Timothy M. Cook, Andrew J. Cook and Kathy M. Temple, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.

James S. Armstrong  
Notary Public, State of Mississippi  
James S. Armstrong  
(Printed Name – Notary/Bar Roll No.)

My commission expires Mar. 4, 2022

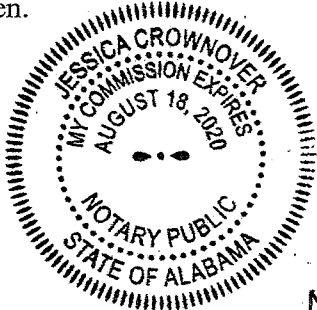


STATE OF Alabama

COUNTY OF Tuscaloosa

On this 10<sup>th</sup> day of January, 2019 before me appeared **John P. Cook**, to me personally known to be the person described in and who executed the foregoing instrument, and said appearer acknowledged that he executed the same as a free act and deed, individually, and as Trustee of the Jane Peneguy Cook Family Trusts A and B, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.



Jessica Crownover  
Notary Public, State of Alabama  
Jessica Crownover  
(Printed Name – Notary/Bar Roll No.)

My commission expires 08-18-2020

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, 201\_, before me appeared **P. Holmes Cook**, to me personally known to be the person described in and who executed the foregoing instrument, and said appearer acknowledged that he executed the same as his own free act and deed, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.

\_\_\_\_\_  
Notary Public, State of \_\_\_\_\_

\_\_\_\_\_  
(Printed Name – Notary/Bar Roll No.)

My commission expires \_\_\_\_\_.



STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, 201\_, before me appeared **John P. Cook**, to me personally known to be the person described in and who executed the foregoing instrument, and said appearer acknowledged that he executed the same as a free act and deed, individually, and as Trustee of the Jane Peneguy Cook Family Trusts A and B, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.

\_\_\_\_\_  
Notary Public, State of \_\_\_\_\_

\_\_\_\_\_  
(Printed Name – Notary/Bar Roll No.)

My commission expires \_\_\_\_\_.

STATE OF Mississippi

COUNTY OF Rankin

On this 6 day of December, 2018, before me appeared **P. Holmes Cook**, to me personally known to be the person described in and who executed the foregoing instrument, and said appearer acknowledged that he executed the same as his own free act and deed, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.



[Signature]  
Notary Public, State of Mississippi

Brittany Puckett - notary  
(Printed Name – Notary/Bar Roll No.)

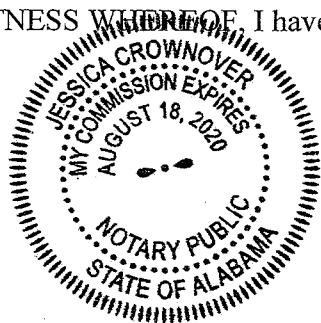
My commission expires 5-28-22.

STATE OF Alabama

COUNTY OF Tuscaloosa

On this 10 day of January, 2019, before me appeared **H. Elziabeth Cook**, to me personally known to be the person described in and who executed the foregoing instrument, and said appearer acknowledged that she executed the same as her own free act and deed, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.



Jessica Crownover  
Notary Public, State of Alabama  
Jessica Crownover  
(Printed Name – Notary/Bar Roll No.)

My commission expires 08-18-2020

STATE OF LOUISIANA

PARISH OF EAST BATON ROUGE

On this \_\_\_\_\_ day of \_\_\_\_\_, 201\_, before me appeared **Edward W. Peneguy, Jr.**, to me personally known to be the person described in and who executed the foregoing instrument, and said appearer acknowledged that he executed the same as a free act and deed, individually, as agent and attorney-in-fact for Michael J. Peneguy, Robert O. Peneguy, William A. Peneguy, Jane P. Casey and Ann P. Blount, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.

\_\_\_\_\_  
Notary Public, State of Louisiana

\_\_\_\_\_  
(Printed Name – Notary/Bar Roll No.)

My commission expires at death.

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, 201\_, before me appeared **H. Elziabeth Cook**, to me personally known to be the person described in and who executed the foregoing instrument, and said appearer acknowledged that she executed the same as her own free act and deed, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.

\_\_\_\_\_  
Notary Public, State of \_\_\_\_\_

\_\_\_\_\_  
(Printed Name – Notary/Bar Roll No.)

My commission expires \_\_\_\_\_.

STATE OF LOUISIANA

PARISH OF EAST BATON ROUGE

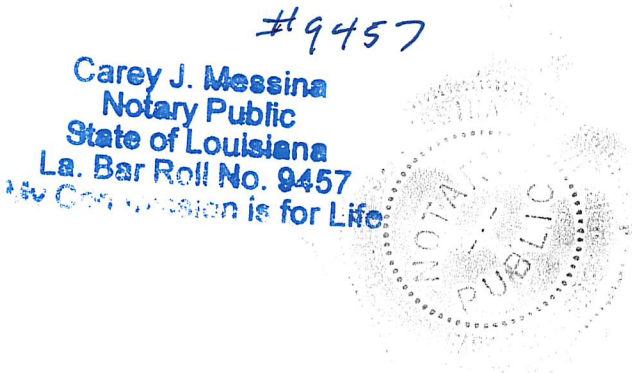
On this 12 day of December, 2018, before me appeared **Edward W. Peneguy, Jr.**, to me personally known to be the person described in and who executed the foregoing instrument, and said appearer acknowledged that he executed the same as a free act and deed, individually, as agent and attorney-in-fact for Michael J. Peneguy, Robert O. Peneguy, William A. Peneguy, Jane P. Casey and Ann P. Blount, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.

Carey J. Messina  
Notary Public, State of Louisiana

CAREY J. MESSINA  
(Printed Name – Notary/Bar Roll No.)

My commission expires at death.

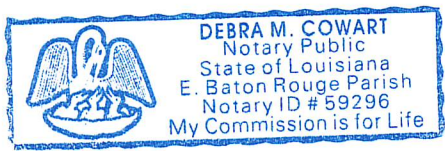


STATE OF LOUISIANA

PARISH OF EAST BATON ROUGE

On this 4<sup>th</sup> day of December, 2018, before me appeared **James N. Peneguy** as Trustee for Crocker and Leigh Investment Trust, to me personally known to be the person described in and who executed the foregoing instrument, and said appearer acknowledged that he executed the same as his own free act and deed for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.



Debra M. Cowart  
Notary Public, State of Louisiana  
Debra M. Cowart 59296  
Printed Name – Notary/Bar Roll No.)

My commission expires at death.

STATE OF LOUISIANA

PARISH OF ORLEANS

On this \_\_\_\_\_ day of \_\_\_\_\_, 201\_, before me appeared **Mark E. Peneguy**, to me personally known to be the person described in and who executed the foregoing instrument, and said appearer acknowledged that he executed the same as his own free act and deed, individually, and as agent and attorney-in-fact for Richard A. Peneguy, Jr., Elizabeth P. Green, Succession of David Charles Peneguy and Christopher T. Peneguy, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.

\_\_\_\_\_  
Notary Public, State of Louisiana  
  
\_\_\_\_\_  
(Printed Name – Notary/Bar Roll No.)

commission expires at death.



STATE OF LOUISIANA

PARISH OF EAST BATON ROUGE

On this \_\_\_\_\_ day of \_\_\_\_\_, 201\_, before me appeared **James N. Peneguy** as Trustee for Crocker and Leigh Investment Trust, to me personally known to be the person described in and who executed the foregoing instrument, and said appearer acknowledged that he executed the same as his own free act and deed for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.

\_\_\_\_\_  
Notary Public, State of Louisiana

\_\_\_\_\_  
Printed Name – Notary/Bar Roll No.)

My commission expires at death.

STATE OF LOUISIANA

PARISH OF ORLEANS

On this 2nd day of December, 2018, before me appeared **Mark E. Peneguy**, to me personally known to be the person described in and who executed the foregoing instrument, and said appearer acknowledged that he executed the same as his own free act and deed, individually, and as agent and attorney-in-fact for Richard A. Peneguy, Jr., Elizabeth P. Green, Succession of David Charles Peneguy and Christopher T. Peneguy, for the purposes and considerations therein.

IN WITNESS WHEREOF, I have hereunto set my official hand and seal on the date hereinabove written.

  
\_\_\_\_\_  
Notary Public, State of Louisiana

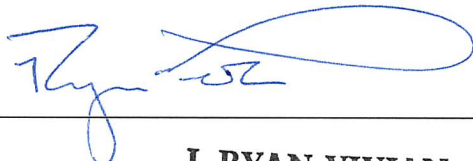
LYNNETTE F. JUDGE, LA Bar Roll No. 18275  
(Printed Name – Notary/Bar Roll No.)

My commission is issued for life.

STATE OF LOUISIANA

PARISH OF EAST BATON ROUGE

BEFORE ME, the undersigned authority, duly commissioned and qualified in and for said Parish and State aforesaid, on this 29<sup>th</sup> day of March, 2018, personally came and appeared **Lawrence B. Haase**, to me known, who declared that he is the **Executive Director**, of the **Coastal Protection and Restoration Authority, State of Louisiana**, that he executed the foregoing instrument on behalf of said State Agency and that the instrument was signed pursuant to the authority granted to him by said State Agency and that he acknowledged the instrument to be the free act and deed of said State Agency.

  
\_\_\_\_\_  
Print Name: **J. RYAN VIVIAN**  
\_\_\_\_\_  
NOTARY PUBLIC

Notary or Bar # 33424  
My commission expires: with life  
(SEAL)



**EXHIBIT "A"**

**COMMENCEMENT DATE AGREEMENT**

BE IT KNOWN, on this 25<sup>TH</sup> day of MARCH, 2019,

PERSONALLY CAME AND APPEARED:

The COASTAL PROTECTION AND RESTORATION AUTHORITY ("CPRA"), as authorized and directed by the policy of the Coastal Protection and Restoration Authority Board, herein represented by and appearing through the Executive Director of CPRA, Lawrence B. Haase, domiciled in East Baton Rouge Parish, Louisiana, with offices located at 150 Terrace Avenue, Baton Rouge, Louisiana 70802, and whose mailing address is P. O. Box 44027, Baton Rouge, Louisiana 70804-4027, appearing pursuant to the provisions of La. R.S. 49:214.1, et seq., as amended by act 523 of the 2009 Regular Session and as amended by Act 604 of the 2012 Regular Session of the Louisiana Legislature;

The above mentioned hereinafter collectively referred to as "STATE".

The TEMPORARY EASEMENT, SERVITUDE AND RIGHT-OF-WAY AGREEMENT dated October 31, 2014, as amended by AMENDMENT TO A TEMPORARY EASEMENT, SERVITUDE AND RIGHT-OF-WAY AGREEMENT, dated FEBRUARY 28, 2018, by and between GRANTOR and STATE (collectively "Agreement"), requires, in Article X, that STATE execute this Commencement Date Agreement to commence and memorialize the Commencement Date of the term of the Agreement. Accordingly, the parties hereby agree as follows:

The Commencement Date as referred to in the Agreement, is established as MARCH 25,  
2019, and the expiration date of the term of twenty-five (25) years is established as MARCH 25, 2044.

The provisions of this Commencement Date Agreement shall bind and inure to the benefit of the parties hereto, their heirs, executors, administrators, successors and assigns.

IN WITNESS WHEREOF, STATE has executed this Commencement Date Agreement in the presence of the undersigned witnesses on the date below.


STATE:

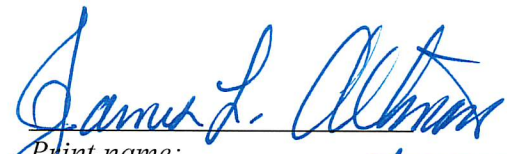
COASTAL PROTECTION AND RESTORATION  
AUTHORITY

By:   
LAWRENCE B. HAASE

Title: EXECUTIVE DIRECTOR

Date: 3/25/19

  
Print name: K. MARRETTA

  
Print name: James L. Altman