

LOUISIANA WILDLIFE AND FISHERIES COMMISSION

BOARD MEETING

Wednesday, May 1, 1985

GEORGE N. GRAY
CHAIRMAN

New Orleans, Louisiana

LOUISIANA WILDLIFE AND FISHERIES COMMISSION

May 1, 1985

AGENDA

	Page
1. Roll Call	1
2. Approval of Minutes of April 4, 1985	1
3. Monthly Survey Report	1
4. Announce Intentions to Lift Oyster Lease Moratorium	1
5. Monthly Enforcement Report	1
6. Ratification of Mineral Lease on Marsh Island	1
7. Setting of Shrimp Season	2
8. Set Date of September Meeting	3

MINUTES OF MEETING OF
LOUISIANA WILDLIFE AND FISHERIES COMMISSION

May 1, 1985

Chairman George N. Gray, presiding:

Members Present:

Dr. Jack Cappel
Mr. Lyle Crain
Dr. Don Hines
Mr. Joe Palmisano
Mr. Dale Vinet

Mr. J. Burton Angelle was also present.

The regular monthly meeting of the Louisiana Wildlife and Fisheries Commission was called to order by Chairman George Gray, on Wednesday, May 1, 1985 at 10:00 AM at the Hilton Inn-Airport in Kenner.

A roll call was taken.

A motion was made by Mr. Palmisano, seconded by Dr. Hines and passed unanimously, to approve the minutes of April 4, 1985.

Harry Schafer presented the Survey Section Report at Tuesday's meeting for the period of April 1-26, 1985. During that period field activity consisted of 94 surveys scheduled, 28 were unable to be done due to bad weather or fishermen unable to meet surveyor. Surveys that were completed consisted of 44 leases that were tied into the monument control system, 7 applications for new area, six 15 year limitation applications and 9 restake applications. Office activity during this period: \$2,255.90, lease rental collected, \$2,444.50 survey fees collected, 22 tonnage licenses issued, 8 dredging licenses issued and 87 leases issued.

Mr. Schafer also informed the Commission that he will come back after we get rules and regulations are taken before the industry; probably at the July meeting. He recommended that they meet with the Shrimp and Oyster Committee in the interim to complete the rules and regulations. This meeting will be on May 9, 1985.

Ray Montet presented the Monthly Enforcement Report for March 1985 at Tuesday's meeting.

James Manning presented resolution to ratify a mineral lease on Marsh Island. Mr. Vinet made a motion to accept this ratification, seconded by Dr. Hines, and passed unanimously.

(The full text of the regulations
here is made a part of the record)

WHEREAS, State Lease No. 11057 on a portion of Tract 20155 (which is more particularly described on the Act of Ratification attached hereto) on Marsh Island became effective November 14, 1983 between the State of Louisiana through the State Mineral Board as Lessor and Tidewater Exploration Company, and

WHEREAS, a question has arisen as to the title to the minerals on the north half of Section 28, Township 17 South, Range 5 East, Iberia Parish, Louisiana, which comprises a portion of said Tract 20155, and

WHEREAS, all parties are desirous of continuing the lease, and

WHEREAS, the technical and legal staff of the Office of Mineral Resources and the Title and Legal Committee of the State Mineral Board are presently examining the problem to see what actions will be required in order to accomplish this purpose, now

THEREFORE BE IT RESOLVED, that the Louisiana Wildlife and Fisheries Commission does hereby authorize and empower the State Mineral Board to take any and all action and to execute any and all documents including, but not limited to, an Act of Ratification or Lease Amendment for the purpose of ratifying, confirming, adopting and approving the validity of State Lease 11057 insofar as such lease pertains to the north half of Section 28, Township 17 South, Range 5 East, Iberia Parish, Louisiana.

Corky Perret presented information to set the shrimp season. He showed some slides detailing Zones 1, 2 and 3. He stated that the conditions look favorable right now for the inshore brown shrimp.

Mr. Palmisano made a motion, seconded by Mr. Vinet and passed unanimously to open the 1985 Spring Shrimp Season and to accept the following recommendations.

1. The 1985 Spring Shrimp Season in shrimp management zone 1 and 2 be opened at 6:00 AM on Monday, May 20th and in zone 3 the Spring Season be opened at 6:00 AM on Saturday, May 25th.
2. A 2 day special shrimp season be held in zone 3 beginning at 6:00 AM on Monday, May 6th continuing through 6:00 AM on Wednesday, May 8th.
3. The Department Secretary be authorized to close the season in any or all parts of Louisiana's inside waters when biological data collected by the Department indicates the need to close the season to protect the juvenile white shrimp population.

4. The Department Secretary be authorized to provide for shrimp season extensions to harvest brown shrimp without jeopardizing the white shrimp crop.
5. Zone 1 be defined at the area from the Louisiana-Mississippi state line to South Pass of the Mississippi River; Zone 2 be defined as the area from South Pass of the Mississippi River to the western shore of Vermilion Bay and Southwest Pass at Marsh Island; and Zone 3 be defined as the area from the western shore of Vermilion Bay and Southwest Pass to the Louisiana-Texas state line.

Mr. Palmisano made a motion, seconded by Mr. Vinet, and passed unanimously, to have the September meeting on the 3rd and 4th in Baton Rouge.

Mr. Angelle read a statement sent in by Charles H. Lyles, Executive Secretary, Louisiana Shrimp Association. It stated that he commended the Wildlife and Fisheries Commission for the presentation of the data and that they concurred in the recommendation for the opening date.

Bennie Fontenot gave a report on the striped bass program at Toledo Bend. He said we reached our quota in both hybrids and the pure striper and we should be finished within the next two or three days. All ponds have been filled including federal hatchery ponds, traded two million fry for coppersnout, bream from Florida and Florida bass fingerlings. We have given Texas their share and provided some to the federal hatchery in Oklahoma. He stated that the crew at Toledo Bend should be commended.

Dr. Hines said he would like to bring up two things. The first was at the July meeting in Baton Rouge he would like to have the licensing division to prepare an update on any proposed licensing changes that might be made and also a status report on the motorboat and commercial license file so that we might know where we stand and what type of progress we're making, etc.

The second thing is that there are 38 game management areas in Louisiana and he requested that at each one of our meetings that we have a presentation on two or three of the areas with a map and some general information. Any problems, utilization and any suggestions that could be made should be included in this presentation.

Mr. Gray agreed that these two suggestions are a good idea. He then adjourned the meeting at 10:30 AM.

ACT OF RATIFICATION

STATE OF LOUISIANA

PARISH OF IBERIA

KNOW ALL MEN BY THESE PRESENTS That:

WHEREAS, State of Louisiana Tract Number 20155 located in Iberia Parish, Louisiana was nominated for state lease purposes with advertisements for bid being properly inserted in the official journal of the state and parish where the land is located, in addition to containing all information which LSA. R.S. 30:126 requires, and

WHEREAS, bids were received on all or a portion of Tract 20155 resulting in State Lease Number 11057 being granted by the State of Louisiana through the Louisiana State Mineral board as Lessor in favor of Louisiana Tidewater Exploration Company, a Delaware corporation, as Lessee by such lease effective November 14, 1983, and

WHEREAS, such area leased by the State of Louisiana through the State Mineral Board under State Lease 11057 covers a portion of Tract 20155 described as follows, to-wit:

Beginning at a point having Lambert Plane coordinates of X = 1,812,613.89 and Y = 318,489.06; thence North 89 48 49 West approximately 14,980 feet to the shoreline of Marsh Island; thence Southeasterly along said shoreline to the intersection with a line having a Lambert Plane coordinate of Y = 313,200.00; thence East approximately 3,274 feet to a point having Lambert Plane coordinates of X = 1,812,613.89 and Y = 313,200.00; thence North 5,289.06 feet, estimated to contain approximately 1,182 acres, as shown outlined in red on a plat on file with the Office of the Secretary, Department of Natural Resources, with all bearings being based on Louisiana Lambert Plane Coordinate System (South Zone), and

WHEREAS, the area encompassed within State Lease 11057 affects the North Half of Section 28, Township 17 South, Range 5 East, Iberia Parish, Louisiana, together with other lands therein leased, and

WHEREAS, it has come to the attention of Louisiana Tidewater Exploration Company as such Mineral Lessee that the North Half of Section 28 comprising approximately 256 acres is owned of record by the Department of Conservation by Deed dated May 26, 1923 as recorded under Entry No. 30000 in Conveyance Book 97, Folio 359 of the Conveyance Records of Iberia Parish, Louisiana, and

WHEREAS, the public records of Iberia Parish, Louisiana do not indicate that the Louisiana Department of Conservation has ever divested itself of any

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or all of the interest which it holds of record in and to the North Half of Section 28, Township 17 South, Range 5 East, Iberia Parish, Louisiana, and

WHEREAS, State Lease 11057 provides that the State of Louisiana through the State Mineral Board is the sole Lessor to such document, and as a result of the current record ownership of the North Half of Section 28, Township 17 South, Range 5 East, Iberia Parish, Louisiana, being in the Louisiana Department of Conservation, questions have been raised regarding the validity of State Lease 11057 insofar as it affects the North Half of Section 28, Township 17 South, Range 5 East, Iberia Parish, Louisiana, and

WHEREAS, the Louisiana Department of Wildlife and Fisheries by Act of Legislative Reorganization became the successor in interest to the Louisiana Department of Conservation subsequent to such Louisiana State Department of Conservation's acquisition on May 26, 1923 as referenced hereinabove, and

WHEREAS, Louisiana Tidewater Exploration Company, as Mineral Lessee to State Lease 11057 is desirous of obtaining the execution of this Act of Ratification by the State Mineral Board on behalf of the Louisiana Department of Wildlife and Fisheries, ratifying, confirming, adopting and approving the validity of State Lease 11057 insofar as such lease pertains to the North Half of Section 28, Township 17 South, Range 5 East, Iberia Parish, Louisiana.

NOW THEREFORE, for and in consideration of TEN AND NO/100 (\$10.00) DOLLARS and other good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, and for the benefits and advantages being derived by the Louisiana Department of Wildlife and Fisheries, such Louisiana Department of Wildlife and Fisheries represented herein by the State Mineral Board pursuant to resolution, does hereby ratify, confirm, adopt and approve the validity of State Lease 11057 insofar as such lease affects the North Half of Section 28, Township 17 South, Range 5 East, Iberia Parish, Louisiana.

THUS DONE, READ, ACCEPTED AND SIGNED by the party hereto, the Louisiana Department of Wildlife and Fisheries, herein represented by the State Mineral Board pursuant to resolution, with such State Mineral Board acting through _____, duly authorized, in the presence

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of the respective undersigned witnesses as of the _____ day of _____,
1985 (which shall be deemed the date of this ratification for all purposes).

WITNESSES:

STATE MINERAL BOARD

BY: _____

For the Department of Wildlife
and Fisheries

NOTARY PUBLIC

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