

22ND JUDICIAL DISTRICT COURT FOR THE PARISH OF ST. TAMMANY
STATE OF LOUISIANA

No. 2005-10740

DIV. "F"

MOONRAKER ISLAND PHASE III ARCHITECTURAL COMMITTEE, INC. AND
MICHELLE VIRGETS ADAIR

VERSUS

MARKS' LAKE, INC.

FILED

DEPUTY CLERK

JUDGMENT

Plaintiffs' Motion for Summary Judgment came before this Court on September 19,
2007;

Plaintiff, Moonraker Island Phase III Architectural Committee, Inc., was
represented at the hearing by:

Thomas J. Adair, Jr.
600 Oak Harbor Blvd, Suite 202
Slidell, LA 70458

Plaintiff, Michelle Virgets Adair, was represented at the hearing by:

Brent D. Burley
BURLEY LAW FIRM, L.L.C.
43480 Weber City Road
Gonzales, Louisiana 70737

Defendant, Mark's Lake, Inc., was represented at the hearing by:

Maria G. Marks
SHONEKAS, WINSBERG, EVANS & McGOEY, L.L.C.
650 Poydras Street, Suite 2105
New Orleans, LA 70130

The Court, based on the pleadings, evidence, law and argument of counsel, finds as
follows:

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Plaintiffs'
Motion for Summary Judgment is granted, and the Defendant, Mark's Lake, Inc., its agents,
employees, representatives, assigns, and all other persons, firms, corporations acting or
claiming to act on its behalf, are hereby permanently enjoined and/or restrained from dredging
and/or filling any portion of Moonraker Lake;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant's
Reconventional Demand is dismissed with prejudice;

ST. TAMMANY PARISH
STATE OF LOUISIANA
FILED FOR RECORD
2007 OCT 12 AM 10:49
CLERK OF COURT

ADDENDUM
TO

462724 / J

RESERVATIONS, RESTRICTIONS AND CONDITIONS
MOONRAKER ISLAND

PHASE III

19. MOONRAKER LAKE

Moonraker Lake is for the exclusive use of Moonraker Island residents and their guests. In order for residents and guests to enjoy the lake, and in order to protect the rights of everyone concerned, the following rules shall apply:

- a. Swimming and boating shall be at each individual's own risk. No life guard or life saving equipment shall be provided by the developer.
- b. Boats shall be wind driven, paddle driven or oar driven. No power boats of any type shall be permitted in the lake.
- c. Users of the lake shall, at all times, take into consideration the rights of others and shall do nothing to jeopardize the peaceful use of the lake by all residents and their guests.
- d. No trash or debris of any type shall be dumped into the lake.
- e. When not in use boats shall be properly moored, and shall not be permitted to drift unattended.

The developer and/or the Moonraker Island Architectural Committee assumes no responsibility for the life and safety of anyone using the lake either properly or improperly, and by acceptance of these Reservations, Restrictions and Conditions each property owner accepts this disclaimer for himself and his guests.

The Moonraker Island Architectural Committee shall have the power to make, alter, waive and revise these rules as it may, from time to time, deem appropriate.

MOONRAKER, INC. (DEDICATOR-OWNER)

BY: Ervin B. Breazeale
Ervin B. Breazeale - President

WITNESSES:

Jerry Burt
Howard L. Makopoff

STATE OF LOUISIANA
PARISH OF ST. TAMMANY

Subscribed and sworn to before me. Notary, this 14th day of May, 1981.

Amy P. Dupre
Notary Public

ST. TAMMANY PARISH
STATE OF LOUISIANA
LUCY REID RAUSCH
FILED FOR RECORD
MAY 14 11 15 AM '81
JOB 1414 FOLIO 9
MOB FOLIO 9
DY. CLERK OF COURT