RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-3078

COUNCIL SPONSOR: GOULD/DAVIS

PROVIDED BY: CAO

RESOLUTION TO CONCUR/NOT CONCUR WITH THE CITY OF SLIDELL ANNEXATION AND REZONING OF 2.682 ACRES OF LAND MORE OR LESS FROM PARISH HC-2 HIGHWAY COMMERCIAL DISTRICT TO CITY OF SLIDELL C-4 HIGHWAY COMMERCIAL DISTRICT WHICH PROPERTY IS LOCATED AT THE INTERSECTION OF MCKINNEY ROAD AND U.S. HIGHWAY 190, PARCEL 1 CONTAINING 0.046 ACRE, PARCEL 2 CONTAINING 0.126 ACRE, LOTS 1,2,3,4,5,6,7,8 AND 9 TOTALING 2.51 ACRES, ALSO KNOWN AS LOT 1A PER J.V. BURKE'S MINOR RESUBDIVISION PLAT OF JANUARY 27, 2011, SECTION 11, TOWNSHIP 9 SOUTH, RANGE 14 EAST, ST TAMMANY PARISH, LOUISIANA, (WARD 8, DISTRICT 12).

WHEREAS, the CITY OF SLIDELL is contemplating annexation of 2.682 ACRES of land more or less owned by Baker Family Holding, LLC, and located at the INTERSECTION OF MCKINNEY ROAD AND U.S. HIGHWAY190, PARCEL 1 CONTAINING 0.046 ACRE, PARCEL 2 CONTAINING 0.126 ACRE, LOTS 1,2,3,4,5,6,7,8 AND 9 TOTALING 2.51 ACRES, ALSO KNOWN AS LOT 1A PER J.V. BURKE'S MINOR RESUBDIVISION PLAT OF JANUARY 27, 2011, SECTION 11, TOWNSHIP 9 SOUTH, RANGE 14 EAST, ST TAMMANY PARISH, LOUISIANA., (Ward 8, District 12) (see attachments for complete description); and

WHEREAS, the property requires rezoning from Parish HC-2 Highway Commercial District to City of Slidell C-4 Highway Commercial District which **is not** an intensification of zoning; and

WHEREAS, the property **is not** developed and the proposed annexation **would** result in a split of the sales tax revenues, *as per the Sales Tax Enhancement Plan for the Parish and the City of Slidell, Ordinance C.S. No. 06-1413 adopted by the Parish Council on October 5, 2006 and providing for the annexation of property in Sales Tax District # 3 by the City of Slidell.*

THE PARISH OF ST. TAMMANY HEREBY RESOLVES to**Concur/Not Concur** with the CITY OF SLIDELL annexation and rezoning of 2.682 ACRES acres of land more or less, located at the INTERSECTION OF MCKINNEY ROAD AND U.S. HIGHWAY190, PARCEL 1 CONTAINING 0.046 ACRE, PARCEL 2 CONTAINING 0.126 ACRE, LOTS 1,2,3,4,5,6,7,8 AND 9 TOTALING 2.51 ACRES, ALSO KNOWN AS LOT 1A PER J.V. BURKE'S MINOR RESUBDIVISION PLAT OF JANUARY 27, 2011, SECTION 11, TOWNSHIP 9 SOUTH, RANGE 14 EAST, ST TAMMANY PARISH, LOUISIANA, from Parish HC-2 Highway Commercial District to City of Slidell C-4 Highway Commercial District in accordance with the provisions of the Sales Tax Enhancement Plan.

BE IT FURTHER RESOLVED that should this property be annexed, the St. Tammany Parish Engineering Department will cooperate with the CITY OF SLIDELL in the review of development proposals utilizing the applicable Parish or City Drainage Regulations, whichever is more restrictive, and in compliance with the provisions of the Sales Tax Enhancement Plan.

BE IT FURTHER RESOLVED that should this property be annexed, the St. Tammany Parish Engineering Department will cooperate with the CITY OF SLIDELL in the review of development proposals utilizing the applicable Parish or City Traffic Impact Regulations, whichever is more restrictive, and in compliance with the provisions of the Sales Tax Enhancement Plan.

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THIS RESOLUTION HAVING BEEN SUBMITTED TO A VOTE, THE VOTE THEREON WAS AS FOLLOWS:

MOVED FOR ADOPTION BY: _____ SECONDED BY: _____

YEAS: _____

NAYS: _____

ABSTAIN: _____

ABSENT: _____

THIS RESOLUTION WAS DECLARED ADOPTED ON THE 7 DAY OF April, 2011, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

MARTIN W. GOULD, JR., COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

Annexation package checklist:

Annexation<u>5220/1-02</u> CAO due <u>3/21/11</u> Council <u>4/7/11</u>

CAO Packet		Ordinance system
Ework time stamp document	<u> </u>	
Annexation Request	\checkmark	
(Should include; owner reque	st,	
property description, survey, o	etc.)	
Resolution	$\overline{\mathbf{V}}$	
Zoning map	\checkmark	
Enhancement-map-	<u>N/K</u>	<u> </u>
Aerial map	\checkmark	
District/ ward map	\checkmark	
Ework form	\checkmark	
Ework notes	<u>√</u>	
Agenda memo		
Files Placed on admin		
Ework – CAO notification		
Forward Resolution to MS		
Ordinance/ Resolution System	1:	
Resolution		
All files attached		



St. Tammany Parish

District 3 Coordinator P. O. Box 628 Covington, LA 70434 Phone: (985) 898-2865 Fax: (985) 898-5238 e-mail: rthompson@stpgov.org

Kevin Davis Parish President

March 1, 2011

Please be advised that we have received the Annexation Request listed below.

City of Slidell submitted this annexation request on 2/10/2011. The parish reference number is SL2011-02.

Page 1 of 1

City:	Slidell	City Case No: proc	ressing	Staff Reference SL2011-02
			Prio	prity 1
	,	Line		District:
Highway190, Parcel 1 conta 2 containing 0.126 acre, Lot totaling 2.51 acres, also kno	Intersection of McKinney Road and U.S. Highway190, Parcel 1 containing 0.046 acre, parcel	Parish Zoning	HC-2 Highway Commercial	
	acre, Lots 1,2,3,4,5,6,7,8 and 9 , also known as Lot 1a per J.V.	City Zoning:	C-4 Highway Commercial	
Burke's minor resubdivision plat of Januar 2011, Section 11, Township 9 South, Rar East, St Tammany Parish, Louisiana.		Township 9 South, Range 14	Subdivision:	Pine Shadows
Existing	undeveloped		Down!	longed Intensification Concur w/ City
Use: Size:	2.682 acres		Population:	Concur:
	, Sect 11, T-9-S, R-	14-E	Annex Status:	processing Sales Tax:
Cit	ty Actions			Council Actions
Ordinance:		City Date:	Resolution:	Council

SL2011-02: STP Department notes:

Date	Department	Originator	Note
11/5	Public Works	J Lobrano	This property abuts a drainage canal and McKinney Rd, both Parish Maintained. If annexed the wil share the cost of maintenence and/or repairs to both. at no time shall anything be constructed next to the canal as to impede access for maintenance along the bank of the canal. For set backs on canal they can call St. Tammany Parish Public Works Right of Way Personnel for distances.
11/5	Engineering	D Zechenelly	The Department of Engineering has no objections to this proposed annexation provided that all Parish approved Traffic and Drainage ordinances are followed. The Department of Engineering is also in agreement with sll comments made by the Department of Public Works.
11/5	Planning	S Fontenot	Proposal is consistent with Louisiana Revised Statutes relative to annexation.
11/8	ENV	T Brown	No DES issues.

562011-02

The Slidell

RECEIVED FEB 1 0 201

FREDDY DRENNAN Mayor

PLANNING DEPARTMENT 1330 Bayou Lane, #107 • P.O. Box 828 • Slidell, Louisiana 70459-0828 Telephone (985) 646-4320 • Fax (985) 646-4356

February 10, 2011

CERTIFIED MAIL RETURN RECEIPT REQUESTED NO. 7010 1060 0000 8363 9765

Mr. Michael A. Sevante, Administrator St. Tammany Parish Council P.O. Box 628 Covington, Louisiana 70434

RE: A11-01: ANNEXATION of parcel 1 containing 0.046 acre, parcel 2 containing 0.126 acre, Lots 1, 2, 3, 4, 5, 6, 7, 8, and 9, totaling 2.51 acres in the subdivision of Baroni Property, also known as Lot 1A per J.V. Burkes minor resubdivision plat of January 27, 2011, located at the intersection of McKinney Road and U.S. Highway 190, in Section 11, Township 9 South, Range 14 East into City of Slidell Corporate Limits
Z11-02: Lateral ZONING of parcel 1 containing 0.046 acre, parcel 2 containing 0.126 acre, Lots 1, 2, 3, 4, 5, 6, 7, 8, and 9, totaling 2.51 acres in the subdivision of Baroni Property, also known as Lot 1A per J.V. Burkes minor resubdivision plat of January 27, 2011, located at the intersection of McKinney Road and U.S. Highway 190, in Section 11, Township 9 South, Range 14 East from St. Tammany Parish Zoning District HC-2 (Highway Commercial) to City of Slidell Zoning District C-4 (Highway Commercial).

Dear Mr. Sevante:

This is to advise you that the Slidell Planning Commission will hold its public hearing to consider a Petition for Annexation by Baker Family Holding, L.L.C., sole member of 1900 Highway 190 East, L.L.C., for the above referenced property in connection with redevelopment. The public hearing will be held on Monday, February 28, 2011 at 7:00 p.m. in the Slidell City Council Chambers located at 2045 Second Street, Third Floor. Final action on the Petition for Annexation and Zoning will not take place by the Slidell City Council until after this meeting of the Slidell Planning and Zoning Commissions.

If you have any comments or questions regarding this annexation, please do not hesitate to contact the City Planning Department at (985) 646-4320.

Sincerely,

Theresa B. Alexander, Secretary

Theresa B. Alexander, Secretary Slidell Planning and Zoning Commissions

Enclosures

Cc: Freddy Drennan, Mayor (w/o encl) Mr. Keith Baker. (w/o encl) City of Slidell City Council (w/encl) Marina Stevens, Assistant Director of Planning (w/o encl)

/tba

CITY OF SLIDELL PETITION FOR ANNEXATION

20

DATE:

11

Planning and Zoning Com	missions
City of Slidell, Parish of St.	Tammany
State of Louisiana	

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21

 According to the attached certificate of the Registrar of Voters for the Parish of St. Tammany, Louisiana, and according to our information and belief, there are _____ registered voters residing in the area to be annexed. To obtain this information call the Registrar of Voters office in Covington at (985) 809-5500.

2)	The property owners of the	is area are: (please print clearly):		
1960 +	NAME Historia 190 Pasto LLC	MAILING ADDRESS 1357 Grave Blud East Slidell, La Norke	TELEPHONE NO. (99043-5256	
	There are:	Resident property owners	<u> </u>	

Resident property owners

3) I/we do hereby certify that the undersigned are the sole owners of the property to be annexed. A copy of the Act of Sale/Deed must be attached. Attach a plat of survey or a map drawn to scale of no smaller that 1" equals 100' showing the location, measurements, and ownership of all property proposed for annexation.

4) The legal description of the property to be annexed must be attached so that the new City boundaries can be defined with certainty and precision.

- 5) If the petitioner(s) is/are a corporation, partnership or other entity, the petitioner(s) must attach a copy of the resolution authorizing the petitioner to sign and authorizing the petition for annexation. If a couple, both husband and wife must sign the petition.
- Petitioner(s) desire to have the property as described in paragraph 4 annexed to the City of Slidell, St. Tammany Parish, Louisiana.
- 7) A copy of the last paid tax statement must be submitted with this petition for annexation.
- 8) Original Certificate of Assessor certifying ownership and assessed valuation of property must be completed by the Assessor's office. A copy of last tax statement and survey of property should be attached when submitting form to the Assessor's office for completion. Assessor's telephone number is (985) 809-8180 if you have any questions.

The undersigned petitioner(s), after being duly sworn, did deposed and say that all the allegations and statements of fact are true and correct.

PETITIONER(S) / OWNER(S) OF RECORD: L 20/11 Date Signature Date Signature Date Signature Date Signature 11 ۶n SWORN TO AND SUBSCRIBED before me this ١C Q NOTARY PUBLIC Wendall Gonzales Hilker, Notary Public #49261 Page 2 My commission expires with my life

ity (ning and Zoning of Slidell, Parish of Louisiana	g Commission 1 of St. Tammany	DAI	TE: 1/20/2	2011
etiti erei	ion is hereby m nafter described	nade to the City of Slic property.	ell, Louisiana, to change	the zoning classific	ation of
NS		Please print all informa			
)	following stre	ets:	operty petitioned for zoni	ng/rezoning is bounde	ed by the
	Highway	190 + MCKIN	neng kd		
	And identified	d by Lot, Square/Block, a	nd Subdivision Name as $f \\ (Lot 1A)$	ollows:	
	NOTE: If the separate	he property does not has arate sheet giving descript	ve Lot, Square/Block, and tion by Metes and Bounds.	i Subdivision Name,	attach a
2)	TOTAL NUN	MBER OF ACRES or par	t thereof: $2,340$	ers	
	The reasons f	for requesting the zoning	change are as follows:		
2) 3) - 4)	Amexic Amexic A copy of the DRAWN To Sumership of	for requesting the zoning	must be attached. Attach for a change in zoning of	2 PLAT SURVEY o	or a MAP acents, and
3) ·	A copy of the DRAWN TO ownership o zoning/rezon If the petitio COPY OF AUTHORIZ sign the petit	for requesting the zoning Comparison of the zoning the ACT OF SALE/DEED O SCALE no smaller th f all property proposed ing can be defined with comer(s) is/are a corporation THE RESOLUTION A ZING THE PETITION tion.	change are as follows: <u>Cit</u> must be attached. Attach an 1" = 100' showing th for a change in zoning ertainty and precision. n, partnership or other ent AUTHORIZING THE H FOR ZONING. If a coup	a PLAT SURVEY of e location, measurem classification, so that ity, the petitioner mus PETITIONER TO S le, both husband and	or a MAP eents, and the new st attach a BIGN and wife must
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BEFORE ME, the undersigned authority, personally appeared the persons whose signatures are affixed above, all of full age and majority, who declare under oath to me, NOTARY, that they are the owners of all that certain lot, piece, or parcel of land located as set forth beside their respective signatures, and that they know of their own personal knowledge that the above petitioners are the owners of at least fifty percent of the area hereinabove described for which a that they are duly qualified to sign.

A LINK S

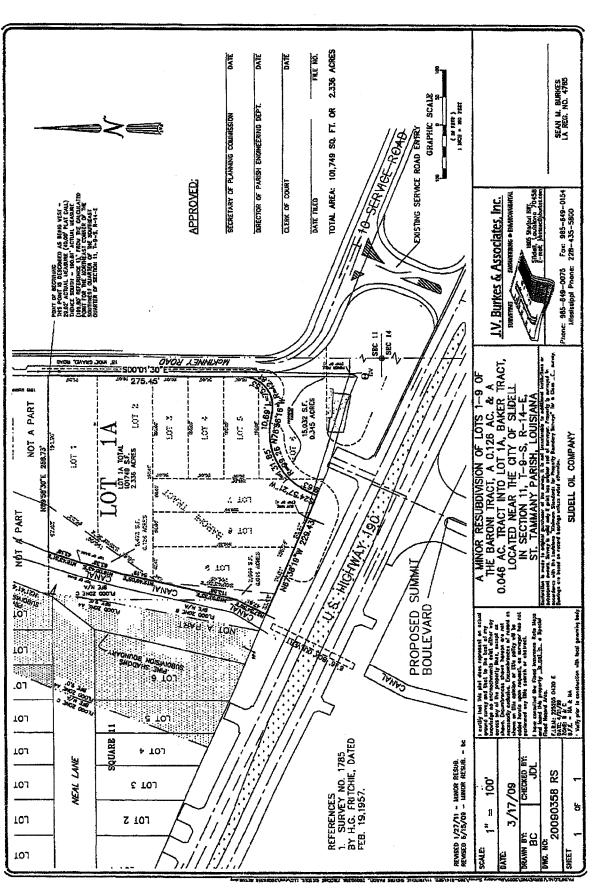
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Q er F NOTARY PUBLIC

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Wendall Gonzales Hilker, Notary Public #49261 My commission expires with my life



/
* UNITED STATES OF AMERICA
* * * STATE OF LOUISIANA * *
* PARISH OF ORLEANS *

BE IT KNOWN, that on this 20th day of the month of April, in the year Two Thousand and

Six (2006),

BEFORE ME, EDMOND C. HAASE, III, a Notary Public, duly qualified in and for the

Parish of Orleans, State of Louisiana, and in the presence of the witnesses hereinafter named and St. Tammany Porish 1371 Instrant #: 1548383 Registry #: 1599398 SLM 04/21/2006 4:06:00 PM MB CB X MI UCC undersigned,

PERSONALLY CAME AND APPEARED:

ANTHONY J. DEMA, JR., a person of the full age of majority and a resident of the County of Mobile, State of Alabama, appearing herein individually and as usufructuary, pursuant to the usufruct granted in Act of Usufruct dated April 1, 2002, recorded in the Conveyance Records of St. Tammany Parish as Instrument No. 1333728. The said Anthony J. Dema, Jr. declared under oath unto me, Notary, that he has been married but once and then to Dolly Jennings with whom he is presently living and residing at 2880 Downing Way W., Mobile, Alabama, 36695, and that the last four digits of his Social Security No. are 9250;

EDDIE MICHAEL DEMA, a person of the full age of majority and a resident of the Parish of St. Tammany, State of Louisiana, who declared under oath unto me, Notary, that he has been married but once and then to Shorntell Packart, with whom he is presently living and residing at 309 Moonraker Drive, Slidell, Louisiana, 70458, and that the last four digits of his Social Security No. are 1870;

MICHAEL ANTHONY DEMA, a person of the full age of majority and a resident of the Parish of St. Tanunany, State of Louisiana, who declared under oath unto me, Notary, that he has been married but once and then unto Jane Manning with whom he is presently living and residing at 109 Moonraker Drive, Slidell, Louisiana, 70458, and that the last four digits of his Social Security No. are 2492; and

MARYANN DEMA MORELAND, a person of the full age of majority and a resident of the County of Mobile, State of Alabama, who declared under oath unto me, Notary, that she has been married but once and then to Donald Moreland, Jr, with whom she is divorced, and has not since remarried, that she is presently living and residing at 2880 Downing Way W., Mobile, Alabama, 36695, and that the last four digits of her Social Security No. are 5402,

hereinatier collectively referred to as "Vendor", who declared under oath unto me, Notary, that Vendor does by these presents, grant, bargain, sell, assign, convey, transièr, set over, abandon and

deliver "as is, where is", without any legal warranties whatsoever, except with warranty against

eviction, and with full substitution and subrogation in and to all the rights and actions of warranty

which they have or may have against all preceding owners and vendors, upto:

1900 HIGHWAY 190 EAST, L.L.C., a Louisiana limited liability company, which said limited liability company was created by acknowledged act before A. Albert Ajubita, Notary Public, dated the 29th day of December, 2005, filed for registry in the office of the Louisiana Secretary of State on the 9th day of January, 2006 and which limited liability company is represented by and appearing herein through Baker Family Holding, L.L.C., its sole Member, duly authorized by and pursuant to a Unanimous Consent of the Sole Member of 1900 Highway 190 East, L.L.C., the said Baker Family Holding, L.L.C. is represented by and appearing herein through Keith C. Baker, its Member, duly authorized by and pursuant to the Unanimous Consent of the Members of Baker Family Holding, L.L.C., copies of each of said Unanimous Consents being attached hereto and made a part hereof. The said Keith C. Baker declared under oath unto me, Notary, that the mailing address for 1900 Highway 190 East, L.L.C. is 2307 Gause Boulevard East, Slidell, Louisiana, 70461, and its Tax Identification No. is 20-0986291.

hereinafter referred to as "Purchaser", purchasing for itself, its successors and assigns, the following

described property, to-wit:

THAT CERTAIN PIECE OR PORTION OF GROUND, together with all the buildings and improvements thereon and all of the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining, situated in the Southwest Quarter of the Southeast Quarter of Section 11, Township 9 South, Range 14 East, in the Eighth Ward of the PARISH OF ST. TAMMANY, STATE OF LOUISIANA, designated as LOTS 1, 2, 3, 4, 5, 6 and 9 of the subdivision of the BARONI PROPERTY, which lots are shown on a plat of survey by H. G. Fritchie, Parish Surveyor, dated 2/19/57, and together, are described as follows:

From the Northeast corner of the Southwest Quarter of the Southeast Quarter of Section 11, T9S, R14E, run West 40 feet to west line of public road; thence South along said road, 199.8 feet to Northeast corner and point of beginning of property herein described. Thence South along said road 448.2 feet intersect North right-of-way line of U.S. Highway No. 190; thence in a Westerly direction, along north line of said Highway, 161.10 feet to Southeast corner of Lot 7; thence North along the east time of Lot 7 which is also the rear or west line of Lots 3, 4, 5and 6, 240.90 feet to a point in south line of Lot 2; thence West along the north or rear line of Lots 7 and 8 which is also the south sideline of Lot 2, 100 feet to the rear corner common to Lots 8 and 9; thence South along the side line between Lots 8 and 9, 201.50 feet to a point in north line of U.S. Highway No. 190; thence in a westerly direction along the north hine of said Highway, 74.40 feet to a point; thence North 5 degrees 45 minutes East, along the West line of Lot 9 and the rear or west line of Lot 9 and the rear or west line of Lot 9 and the rear or west line of Lot 1, 191.70 feet to a point of beginning on Public Road.

THAT CERTAIN PIECE OR PORTION OF GROUND, together with all the buildings and improvements thereon and all of the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining, situated in the PARISH OF ST. TAMMANY, STATE OF LOUISIANA, designated as LOTS 7 and 8 as shown on a plat of Survey No. 1528 dated 2/4/55, made by H. G. Fritchie, Parish Surveyor, of the property belonging to Joseph Baroni in the Southwest quarter of the Southeast quarter. Section 11, 'T9S. R14 E, Eighth Ward, and said Lots 7 and 8 are described by meets and bounds together as follows:

From the northeast corner of the aforementioned southwest quarter of southeast quarter go West 40 feet: thence South 648 feet to U.S. Highway No. 190; thence along the northerly line of right of way of U.S. Highway No. 190, North 68 degrees

- 2 -

30 minutes West 161.10 feet to a point of beginning which is the southeast corner of said Lot 7; thence North along the line between Lots 7 and 3, 4, 5 and 6, a distance of 240.90 feet to a south line of Lot 2; thence West along the south line of Lot 2, 100 feet to the northwest corner of said Lot 8; thence South along the line between Lots 8 and 9 a distance of 201.50 feet to U.S. Highway No. 190; thence along the south line of said Lots 7 and 8 on the north right of way line on U.S. Highway No. 190 South 68 degrees 30 minutes East 107.40 feet to the point of departure.

LESS AND EXCEPT THE FOLLOWING:

A certain piece or parcel of land lying and situated in Section 11, T9S. R14E, Greensburg Land District, St. Tammany Parish, Louisiana, being more fully described as a portion of Lot 6, Baroni Subdivision, in accordance with plan of survey by H. G. Fritchie, Parish Surveyor, dated 2/4/55, said piece of ground being identified as Parcel 10-66 on property survey map of the Pontchartrain Bridge-Slidell Highway, State Project 740-00-41, I-10-5(22)263, St. Tammany Parish, prepared by C. Stuart Simmons, Registered Land Surveyor, dated 3/8/60, revised 1/23/61, which map is on file in the office of the Department of Highways in the City of Baton Rouge, Louisiana, and according to which said piece or parcel of ground is more fully described as follows, to-wit:

Point of beginning is the southeast corner of said Lot 6 which is the intersection of the existing north right of way line of La US 190 (Salt Bayou Road) and the existing west right of way line of a 40 foot Public Road, thence along the said existing north right of way line of La US 190 North 69 degrees 09 minutes 53 seconds West a distance of 147.85 feet to a point and corner; thence South 74 degrees 52 minutes 30 seconds East a distance of 100.50 feet to a point and corner; thence South 69 degrees 09 minutes 53 seconds East a distance of 43.95 feet to the said existing west right of way line of the Public Road and corner; thence along the said existing west right of way line of the Public Road South 0 degrees 30 minutes 53 seconds East a distance of 10.74 feet to the point of beginning, containing 960.34 square feet.

According to a survey by J. V. Burkes & Associates, Inc., dated February 15, 2006, revised April 10, 2006, said portion of ground forms the corner of U. S. Highway 190 and McKinney Road and measures 437.46 feet front on McKinney Road, a first width in the rear along Lot 9 of 166.45 feet, a second width in the rear along Lots 1 and 2 of 190 feet; a depth of 191.70 feet along the northerly sideline of Lot 1; a depth and front along U. S. Highway 190 in three courses: from the corner of U. S. Highway 190 and McKinney Road N 68 degrees 39 minutes 00 seconds W a distance of 100.32 feet; thence N 67 degrees 36 minutes 49 seconds W a distance of 195.80 feet to a point on the southwest corner of Lot 9.

Being the same property acquired by Anthony Joseph Dema. Jr., Eddie Michael Dema, Michael Anthony Dema and Maryann Dema Moreland by Judgment of Possession in the Succession of Anthony J. Dema, #2001-11392, Civil District Court, dated March 19, 2002, registered as COI #1304442, St. Tammany Parish, Louisiana

THIS ACT IS MADE AND ACCEPTED SUBJECT TO THE FOLLOWING:

- The ten foot (10') right of way granted to Central Louisiana Electric Co., Inc. by act dated August 16, 1956, recorded in COB 250, folio 386 of the Conveyance Records of St. Tammauy Parish, Louisiana.
- Apparent servitude for electric poles and wires as shown on the survey by J. V. Burkes & Associates, Inc., dated February 15, 2006, revised April 10, 2006.

Reference herein to the foregoing right of way and apparent servitude shall not be construed as an acknowledgment, confirmation or reestablishment thereof.

To have and to hold the above described property unto the said Purchaser, its successors and assigns forever.

And the said Vendors hereby moreover transfer unto the said Purchaser all the rights and actions of warranty to which Vendors are or may be entitled against all the former owners and proprietors of the property herein conveyed, hereby subrogating the said Purchaser to all the said rights and actions to be by Purchaser enjoyed and exercised in the same manner as they might have been by the said Vendors.

This sale is made and accepted for and in consideration of the price and sum of ONE MILLION NENETY-THREE THOUSAND FIFTY AND NO/100 DOLLARS (\$1,093,050.00), which the Purchaser has well and truly paid in cash, ready and current money, to the said Vendors, who hereby acknowledge the receipt thereof and grant full acquittance and discharge therefor.

Purchaser further acknowledges and agrees that the property described herein is being sold "as is" and this sale is made without any warranties as to physical condition expressed or implied, but that this sale is made with warranty against eviction. Purchaser takes cognizance of all apparent or not apparent defects and takes the property subject to no guaranty or warranty concerning the physical condition of the property and the improvements thereon. Further, Purchaser declares that it specifically waives all rights against Vendor that it has for redhibitory defects whether latent or apparent and more particularly waives all of those rights provided for pursuant to Louisiana Civil Code Articles 2520 through 2548 inclusive.

All Parish and State taxes up to and including the taxes due and exigible in 2005 have been paid and taxes for the year 2006 have been prorated between the parties hereto as of the date of this act. Purchaser hereby obligates itself to pay the 2006 taxes to the appropriate taxing authorities, and the mailing address where property tax and assessment notices are to be mailed to Purchaser is 2307 Gause Boulevard East, Slidell, Louisiana, 70461. The amount of 2006 taxes prorated between the parties hereto is an approximate amount, and accordingly, the parties obligate themselves to pay any adjusted amount for actual 2006 taxes when the 2006 tax bills are issued.

-4-

By reference to the mortgage certificate of the Clerk of Court for the Parish of St. Tammany, annexed hereto, it does not appear that said property is subject to any encumbrances whatsoever.

The parties to this act take cognizance of the fact that the mortgage certificate hereinabove referred to has been dated and signed as of a date prior to the execution of this act, and is to be resubmitted to the Mortgage Office for redating subsequent to the passage of this act, and the said parties hereby expressly relieve and release me, Notary, from all responsibility and liability in the premises in the event that said certificate fails to set forth or show the correct status of said property, or any portion thereof, with respect to encumbrances thereon, as of the date of the passage of this act.

THUS DONE AND PASSED in my office at New Orleans, Louisiana, on the day, month and year first hereinabove written, in the presence of the undersigned competent witnesses who hereunto sign their names with the said appearers and me, Notary, after due reading of the whole.

WINNESSES: ARES WILBERNE McGILL (Print Full Name)

(Point Full Name)

VENDORS: ANTHONY J. DEMA, JR., individual

and as Usufructuar

EDDIE MICHAEL

MICH

Moreland upper lpto N DEM NORELAN

PURCHASER:

1900 HIGHWAY 190 EAST, L.L.C.

BY: BAKER FAMILY HOLDING, L.L.C., its duly authorized sole Member

BY KEITH BAKER. duly authorized Member

EDMOND C. HAASE, III, NOTARY PUBLIC LA. BAR ROLL NO. 17294

ECH-229 30(jbp)

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UNANIMOUS CONSENT OF THE SOLE MEMBER OF 1900 HIGHWAY 190 EAST, L.L.C.

..

The undersigned, being the sole Member of 1900 Highway 190 East, L.L.C., a Louisiana limited liability company, having voting power on the matters set forth herein, hereby consents to the following Company action:

RESOLVED, that 1900 Highway 190 East, L.L.C. shall purchase for such price, without any warranties whatsoever, but with warranty against eviction, and on such other terms and conditions as it shall deem necessary and appropriate in its sole and uncontrolled discretion, the following described property. to-wit:

THAT CERTAIN PIECE OR PORTION OF GROUND, together with all the buildings and improvements thereon and all of the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining, situated in the Southwest Quarter of the Southeast Quarter of Section 11, Township 9 South, Range 14 East, in the Eighth Ward of the PARISH OF ST. TAMMANY, STATE OF LOUISIANA, designated as LOTS 1, 2, 3, 4, 5, 6 and 9 of the subdivision of the BARONI PROPERTY, which lots are shown on a plat of survey by H. G. Fritchie, Parish Surveyor, dated 2/19/57, and together, are described as follows:

From the Northeast corner of the Southwest Quarter of the Southeast Quarter of Section 11, T9S, R14E, run West 40 feet to west line of public road; thence South along said road, 199.8 feet to Northeast corner and point of beginning of property herein described. Thence South along said road 448.2 feet intersect North right-ofway line of U.S. Highway No. 190; thence in a Westerly direction, along north line of said Highway, 161.10 feet to Southeast corner of Lot 7; thence North along the east line of Lot 7 which is also the rear or west line of Lots 3, 4, 5and 6, 240.90 feet to a point in south line of Lot 2; thence West along the north or rear line of Lots 7 and S which is also the south sideline of Lot 2, 100 feet to the rear corner common to Lots 8 and 9; thence South along the side line between Lots 8 and 9, 201.50 feet to a point in north line of U.S. Highway No. 190; thence in a westerly direction along the north line of said Highway, 74.40 feet to a point; thence North 5 degrees 45 minutes East, along the west line of Lot 9, 167.20 feet to a point; thence North 35 degrees 30 minutes East, along the West line of Lot 9 and the rear or west line of Lots 1 and 2, 190 feet to the northwest corner of Lot 1; thence East, along North line of Lot 1, 191.70 feet to a point of beginning on Public Road.

THAT CERTAIN PIECE OR PORTION OF GROUND, together with all the buildings and improvements thereon and all of the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining, situated in the PARISH OF ST. TAMMANY, STATE OF LOUISIANA, designated as LOTS 7 and 8 as shown on a plat of Survey No. 1528 dated 2/4/55, made by H. G. Fritchie, Parish Surveyor, of the property belonging to Joseph Baroni in the Southwest quarter of the Southeast quarter, Section 11, T9S, R14 E, Eighth Ward, and said Lots 7 and 8 are described by meets and bounds together as follows:

From the northeast corner of the aforementioned southwest quarter of southeast quarter go West 40 feet; thence South 648 feet to U.S. Highway No. 190; thence along the northerly line of right of way of U.S. Highway No. 190, North 68 degrees 30 minutes West 161.10 feet to a point of beginning which is the southeast corner of said Lot 7; thence North along the line between Lots 7 and 3, 4, 5 and 6, a distance of 240.90 feet to a south line of Lot 2; thence West along the south line of Lot 2, 100

feet to the northwest corner of said Lot 8; thence South along the line between Lots 8 and 9 a distance of 201.50 feet to U.S. Highway No. 190; thence along the south line of said Lots 7 and 8 on the north right of way line on U.S. Highway No. 190 South 68 degrees 30 minutes East 107.40 feet to the point of departure.

LESS AND EXCEPT THE FOLLOWING:

A certain piece or parcel of land lying and situated in Section 11, T9S, R14E, Greensburg Land District, St. Tammany Parish, Louisiana, being more fully described as a portion of Lot 6, Baroni Subdivision, in accordance with plan of survey by H. G. Fritchie, Parish Surveyor, dated 2/4/55, said piece of ground being identified as Parcel 10-66 on property survey map of the Pontchartrain Bridge-Slidell Highway, State Project 740-00-41, 1-10-5(22)263, St. Tammany Parish, prepared by C. Stuart Simmons, Registered Land Surveyor, dated 3/8/60, revised 1/23/61, which map is on file in the office of the Department of Highways in the City of Baton Rouge, Louisiana, and according to which said piece or parcel of ground is more fully described as follows, to-wit:

Point of beginning is the southeast corner of said Lot 6 which is the intersection of the existing north right of way line of La US 190 (Salt Bayou Road) and the existing west right of way line of a 40 foot Public Road, thence along the said existing north right of way line of La US 190 North 69 degrees 09 ininutes 53 seconds West a distance of 147.85 feet to a point and corner; thence South 74 degrees 52 minutes 30 seconds East a distance of 100.50 feet to a point and corner; thence South 69 degrees 09 minutes 53 seconds East a distance of 43.95 feet to the said existing west right of way line of the Public Road and corner; thence along the said existing west right of way line of the Public Road South 0 degrees 30 minutes 53 seconds East a distance of 10.74 feet to the point of beginning, containing 960.34 square feet.

According to a survey by J. V. Burkes & Associates, inc., dated February 15, 2006, revised April 10, 2006, said portion of ground forms the corner of U.S. Highway 190 and McKinney Road and measures 437.46 feet front on McKinney Road, a first width in the rear along Lot 9 of 166.45 feet, a second width in the rear along Lots 1 and 2 of 190 feet; a depth of 191.70 feet along the northerly sideline of Lot 1; a depth and front along U.S. Highway 190 in three courses: from the corner of U.S. Highway 190 and McKinney Road N 68 degrees 39 minutes 00 seconds W a distance of 100.32 feet: thence N 67 degrees 36 minutes 49 seconds W a distance of 195.80 feet to a point on the southwest corner of Lot 9.

Being the same property acquired by Anthony Joseph Dema, Jr., Eddie Michael Dema, Michael Anthony Dema and Maryann Dema Moreland by Judgment of Possession in the Succession of Anthony J. Dema, #2001-11392, Civil District Court, dated March 19, 2002, registered as COI #1304442, St. Tammany Parish, Louisiana

FURTHER RESOLVED, that 1900 Highway 190 East, L.L.C. shall execute all papers,

documents and acts necessary or appropriate in order to purchase the above described property, to pay the purchase price thereof, and to do any and all things that 1900 Highway 190 East, L.L.C., in its sole and uncontrolled discretion, deems necessary or appropriate in connection therewith. Without limiting the foregoing, 1900 Highway 190 East, L.L.C. is further authorized to do or

-2-

perform any or all of the following actions and enter into any or all of the following transactions in connection with the purchase of the above described property:

 To borrow any amount of money, up to and including One Million Five Hundred Thousand and No/100 Dollars (\$1,500,000.00);

2. To execute and deliver to any lender, such promissory note or notes and other evidence of the indebtedness of 1900 Highway 190 East, L.L.C., at such rates of interest and on such terms as 1900 Highway 190 East, L.L.C., in its sole discretion, may deem necessary or appropriate;

3. To mortgage, pledge, hypothecate, transfer, endorse and encumber and deliver to any lender, any property now or hereafter belonging to 1900 Highway 190 East, L.L.C. or in which 1900 Highway 190 East, L.L.C. may now or hereinafter have an interest, as security for any loans or credit accommodations obtained by 1900 Highway 190 East, L.L.C., any promissory note or notes executed by 1900 Highway 190 East, L.L.C., or any other indebtedness of 1900 Highway 190 East, L.L.C. to said lender, and in connection with the foregoing, to execute and deliver such documents, as 1900 Highway 190 East, L.L.C. may deem necessary or appropriate in its sole discretion, including without limitation, acts of mortgage, collateral mortgage, pledges, assignment of leases, assignment of rents, and containing such terms and conditions, including without limitation, confessions of judgment, waivers of appraisal and other rights and remedies which 1900 Highway 190 East, L.L.C. may deem necessary or appropriate in its sole discretion.

4. To do and perform such other acts and execute any and all other documents and instruments and to pay such fees and costs which 1900 Highway 190 East, L.L.C. deems necessary or appropriate in its sole discretion.

FURTHER RESOLVED, that any action taken on behalf of 1900 Highway 190 East, L.L.C. shall be taken by its sole Member, Baker Family Holding, L.L.C. which is hereby authorized and directed to appear before any Notary Public, to execute and deliver on behalf of 1900 Highway 190 East, L.L.C., an Act of Cash Sale wherein 1900 Highway 190 East, L.L.C. shall purchase without any warranties whatsoever, but with legal warranty against eviction, the above described property.

FURTHER RESOLVED, that Baker Family Holding, L.L.C. is hereby authorized and directed to execute such other documents and perform such other acts on behalf of 1900 Highway

- 3 -

190 East, L.L.C. as may be necessary or appropriate in connection with the foregoing actions and transactions authorized herein.

This Unanimous Consent is dated the 20th day of April, 2006.

BAKER FAMILY HOLDING, L.L.C., sole Member of 1900 Highway 190 East, L.L.C.

BY: KEITHC. BAKER, duly authorized Member

I hereby certify that Baker Family Holding, L.L.C. is the sole Member of 1900 Highway 190 East, L.L.C.

April 20, 2006.

KEITH COMAKER

ECH-229 34(Jbp)

- 4 -

J. V. Burkes & Associates, Inc.

1805 Shortcut Hwy., Slidell, La. 70458 phone (985) 649-0075 + fax (985) 649-0154 Engineering + Surveying + Environmental May 1, 2009

Attachment to J. V. Burkes & Assoc. survey # 20090358 (03-17-2009). LEGAL DESCRIPTION 0.126 ACRE PARCEL SECTION 11 – TOWNSHIP 9 SOUTH – RANGE 14 EAST SAINT TAMMANY PARISH, LOUISIANA For: Fritchie Sisters, LLC

A certain parcel of land, lying and situated in Section 11, Township 9 South, Range 14 East, Saint Tammany Parish, Louisiana and more fully described as follows.

Commencing at the calculated point for the Northeast corner of the Southwest ¼ of the Southeast ¼ of Section 11, T9S, R14E; thence go (A)West – 29.02 ft. (P)40.00 ft.; (A)South – 190.81 ft. (R1)199.8 ft. and S.89 58'30"W.- 191.70 ft. to the **Point of Beginning.** Thence

South 35 Degrees 28 minutes 30 seconds West – 190.00 feet to a point on the eastern bank of a canal. Thence along said eastern bank on the following three courses:

North 12 Degrees 38 minutes 15 seconds East -- 54.19 feet to a point. Thence

North 16 Degrees 00 minutes 43 seconds East – 63.39 feet to a point. Thence

North 18 Degrees 43 minutes 51 seconds East 43.18 feet to a point. of departure from said canal. Thence

North 89 Degrees 58 minutes 30 seconds East – 67.03 feet to the Point of Beginning.

Containing **0.126 acre**, a certain parcel of land, lying and situated in Section 11, Township 9 South, Range 14 East, Saint Tammany Parish, Louisiana.

J. V. Burkes & Associates, Inc.

1805 Shortcut Hwy., Slidell, La. 70458 phone (985) 649-0075 + fax (985) 649-0154 Engineering + Surveying + Environmental April 29, 2009

Attachment to J. V. Burkes & Assoc. survey # 20090358 (03-17-2009). LEGAL DESCRIPTION 0.046 ACRE PARCEL SECTION 11 – TOWNSHIP 9 SOUTH – RANGE 14 EAST SAINT TAMMANY PARISH, LOUISIANA For: Fritchie Sisters, LLC

A certain parcel of land, lying and situated in Section 11, Township 9 South, Range 14 East, Saint Tammany Parish, Louisiana and more fully described as follows.

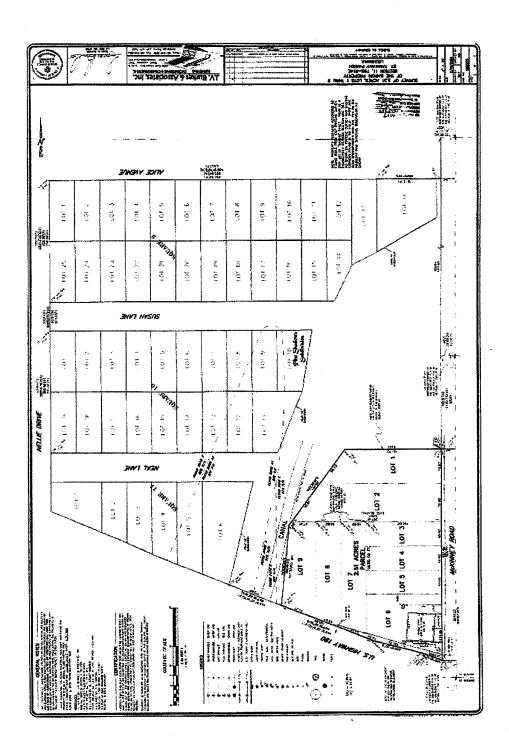
Commencing at the calculated point for the Northeast corner of the Southwest ¼ of the Southeast ¼ of Section 11, T9S, R14E; thence go (A)West – 29.02 ft. (P)40.00 ft.; (A)South – 190.81 ft. (R1)199.8 ft.; S.89 58'30"W.- 191.70 ft. and S.35 28'30"W.- 190.00 ft. to the **Point of Beginning.** Thence

South 05 Degrees 43 minutes 30 seconds West – 166.45 feet to a 1/2" iron rod on the northern r/w line of **U. S. Hwy. No. 190**. Thence

North 67 Degrees 38 minutes 19 seconds West – 33.63 feet along said r/w line to a point of departure. Thence along said bank on the following three courses: North 27 Degrees 34 minutes 50 seconds East – 47.61 feet to a point. Thence

North 13 Degrees 03 minutes 33 seconds East 113.56 feet to the Point of Beginning.

Containing **0.046 acre**, a certain parcel of land, lying and situated in Section 11, Township 9 South, Range 14 East, Saint Tammany Parish, Louisiana.





Patricia Schwarz Core

Certified Louisiana Assessor

St. Tammany Parish Justice Center 701 North Columbia Street Covington, Louisiana 70433 ASSESSOR'S CERTIFICATE OF OWNERSHIP

STATE OF LOUISIANA

PARISH OF ST. TAMMANY

I, the undersigned Assessor of St. Tammany Parish, Louisiana hereby certifies that the following property will be assessed in the name <u>1900 Highway 190 East, LLC</u> as owner for the tax year <u>2010</u> and whose address is <u>2307 Gause Blvd., East, Slidell, Louisiana 70461</u> and that the following certification is applicable to the property described as follows which is proposed for annexation into the **City of Slidell**:

PROPERTY DESCRIPTION

2010 Tax Roll Assessment: Assessment Number 126-055-8400

LOTS 1 2 3 4 5 PT LOT 6 7 8 9 BARONI SUB SEC 11 9 14 ON US HWY 190 CB 250 578 CB 253 366 CB 300 206 CB 307 401 LESS R/W INST NO 1304442 INST NO 1548383

The total assessed value of all property within the above described area is <u>23,850</u>.
 The total assessed value of the resident property owners within the above described area is <u>0</u> and the total assessed value of the property of non-resident property owners is <u>23,850</u>.

III. I do further certify that the assessed valuation of the above described tract is as follows:

VALUATION:	4:	Land Improvements	-	23,850 0	
	TOTAL A	SSESSMENT	-	23,850	

In faith whereof, witness my official signature and the impress of my official seal, at

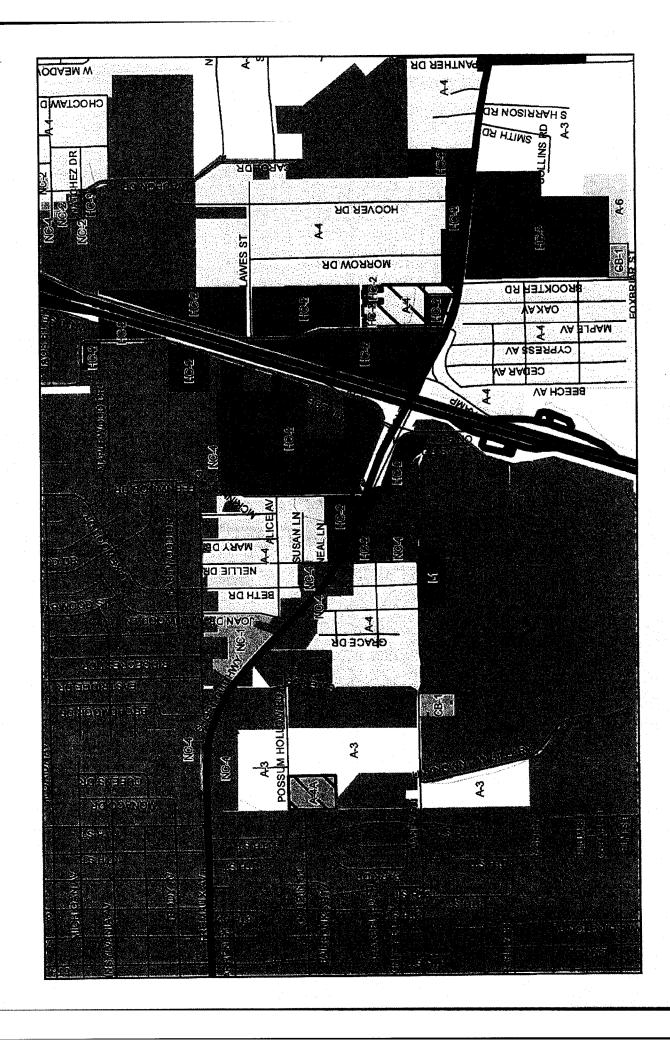
Covington, Louisiana this the <u>7th</u> day of <u>February</u>, 2011.

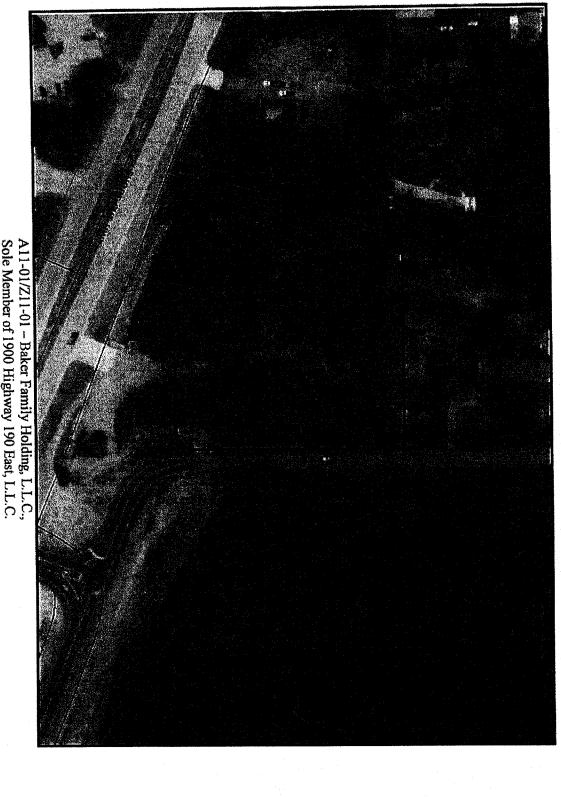
wel 1 k PATRICIA SCHWARZ CORE, CLA,CRB,CRS,GRI ST. TAMMANY PARISH ASSESSOR

Covington (985) 809-8180 Hidell (985) 646-1990 Frax (985) 809-8190

Momber International Association of Assessing Officers

E-mail: pcore@stassessor.org Website: stassessor.org





A11-01/Z11-01 – Baker Family Holding, L.L.C., Sole Member of 1900 Highway 190 East, L.L.C. Annexation and Lateral Rezoning

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO.

COUNCIL SPONSOR: _____ PROVIDED BY: CAO

RESOLUTION TO **CONCUR/NOT CONCUR** WITH THE CITY OF SLIDELL ANNEXATION AND REZONING OF 2.682 ACRES OF LAND MORE OR LESS FROM PARISH HC-2 HIGHWAY COMMERCIAL DISTRICT TO CITY OF SLIDELL C-4 HIGHWAY COMMERCIAL DISTRICT WHICH PROPERTY IS LOCATED AT THE INTERSECTION OF MCKINNEY ROAD AND U.S. HIGHWAY190, PARCEL 1 CONTAINING 0.046 ACRE, PARCEL 2 CONTAINING 0.126 ACRE, LOTS 1,2,3,4,5,6,7,8 AND 9 TOTALING 2.51 ACRES, ALSO KNOWN AS LOT 1A PER J.V. BURKE'S MINOR RESUBDIVISION PLAT OF JANUARY 27, 2011, SECTION 11, TOWNSHIP 9 SOUTH, RANGE 14 EAST, ST TAMMANY PARISH, LOUISIANA., WARD 8, DISTRICT 12.

WHEREAS, the CITY OF SLIDELL is contemplating annexation of 2.682 ACRES of land more or less owned by Baker Family Holding, LLC, and located at the INTERSECTION OF MCKINNEY ROAD AND U.S. HIGHWAY190, PARCEL 1 CONTAINING 0.046 ACRE, PARCEL 2 CONTAINING 0.126 ACRE, LOTS 1,2,3,4,5,6,7,8 AND 9 TOTALING 2.51 ACRES, ALSO KNOWN AS LOT 1A PER J.V. BURKE'S MINOR RESUBDIVISION PLAT OF JANUARY 27, 2011, SECTION 11, TOWNSHIP 9 SOUTH, RANGE 14 EAST, ST TAMMANY PARISH, LOUISIANA., Ward 8, District 12 (see attachments for complete description); and

WHEREAS, the property requires rezoning from Parish HC-2 Highway Commercial District to City of Slidell C-4 Highway Commercial District which is not an intensification of zoning; and

WHEREAS, the property is not developed and the proposed annexation would result in a split of the sales tax revenues, as per the Sales Tax Enhancement Plan for the Parish and the City of Slidell, Ordinance C.S. No. 06-1413 adopted by the Parish Council on October 5, 2006 and providing for the annexation of property in Sales Tax District # 3 by the City of Slidell.

THE PARISH OF ST. TAMMANY HEREBY RESOLVES to **Concur/Not Concur** with the CITY OF SLIDELL annexation and rezoning of 2.682 ACRES acres of land more or less, located at the INTERSECTION OF MCKINNEY ROAD AND U.S. HIGHWAY190, PARCEL 1 CONTAINING 0.046 ACRE, PARCEL 2 CONTAINING 0.126 ACRE, LOTS 1,2,3,4,5,6,7,8 AND 9 TOTALING 2.51 ACRES, ALSO KNOWN AS LOT 1A PER J.V. BURKE'S MINOR RESUBDIVISION PLAT OF JANUARY 27, 2011, SECTION 11, TOWNSHIP 9 SOUTH, RANGE 14 EAST, ST TAMMANY PARISH, LOUISIANA. from Parish HC-2 Highway Commercial District to City of Slidell C-4 Highway Commercial District in accordance with the provisions of the Sales Tax Enhancement Plan.

BE IT FURTHER RESOLVED that should this property be annexed, the St. Tammany Parish Engineering Department will cooperate with the CITY OF SLIDELL in the review of development proposals utilizing the applicable Parish or City Drainage Regulations, whichever is more restrictive, and in compliance with the provisions of the Sales Tax Enhancement Plan.

BE IT FURTHER RESOLVED that should this property be annexed, the St. Tammany Parish Engineering Department will cooperate with the CITY OF SLIDELL in the review of development proposals utilizing the applicable Parish or City Traffic Impact Regulations, whichever is more restrictive, and in compliance with the provisions of the Sales Tax Enhancement Plan.

THIS RESOLUTION HAVING BEEN SUBMITTED TO A VOTE, THE VOTE THEREON WAS AS FOLLOWS:

MOVED FOR ADOPTION BY _____, SECONDED BY

YEAS:

NAYS:

ABSTAIN:

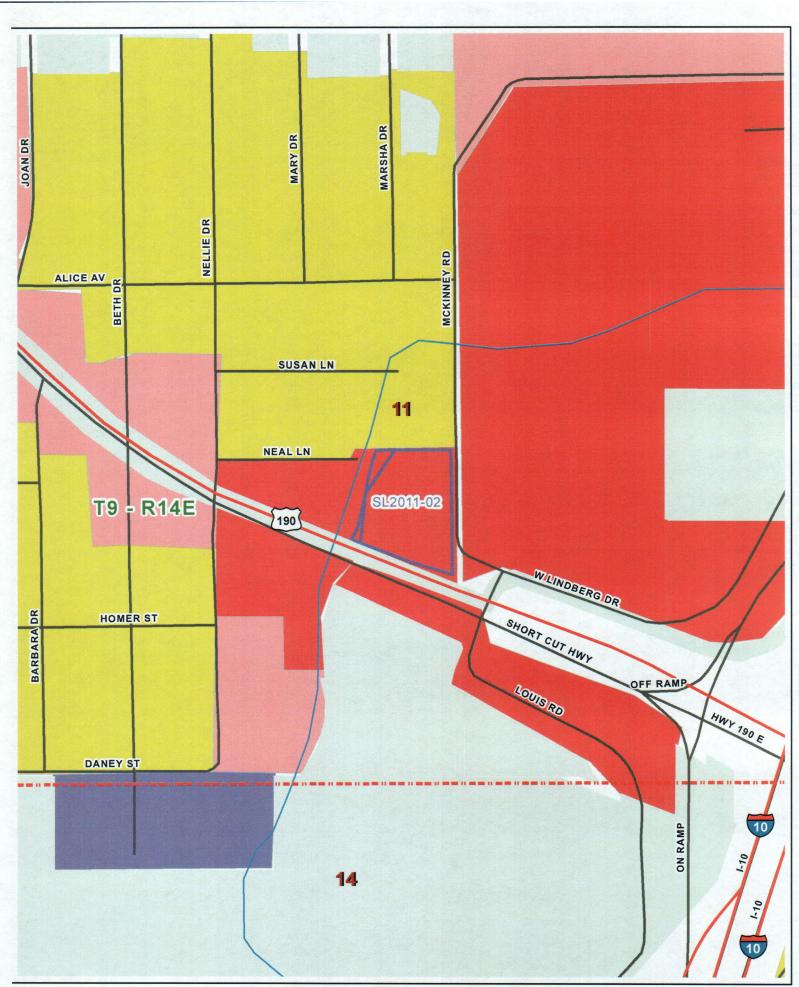
ABSENT:

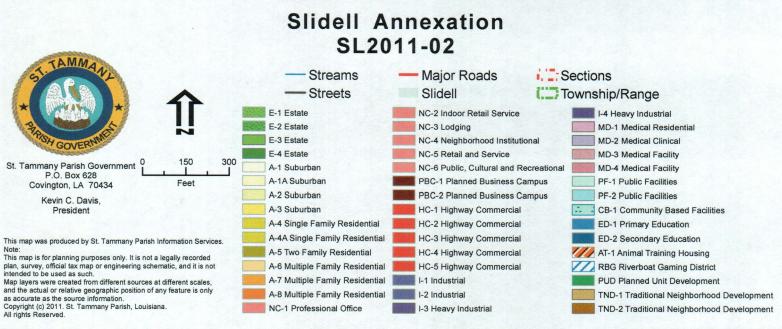
THIS RESOLUTION WAS DECLARED ADOPTED ON THE ____ DAY OF _____, 2011, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

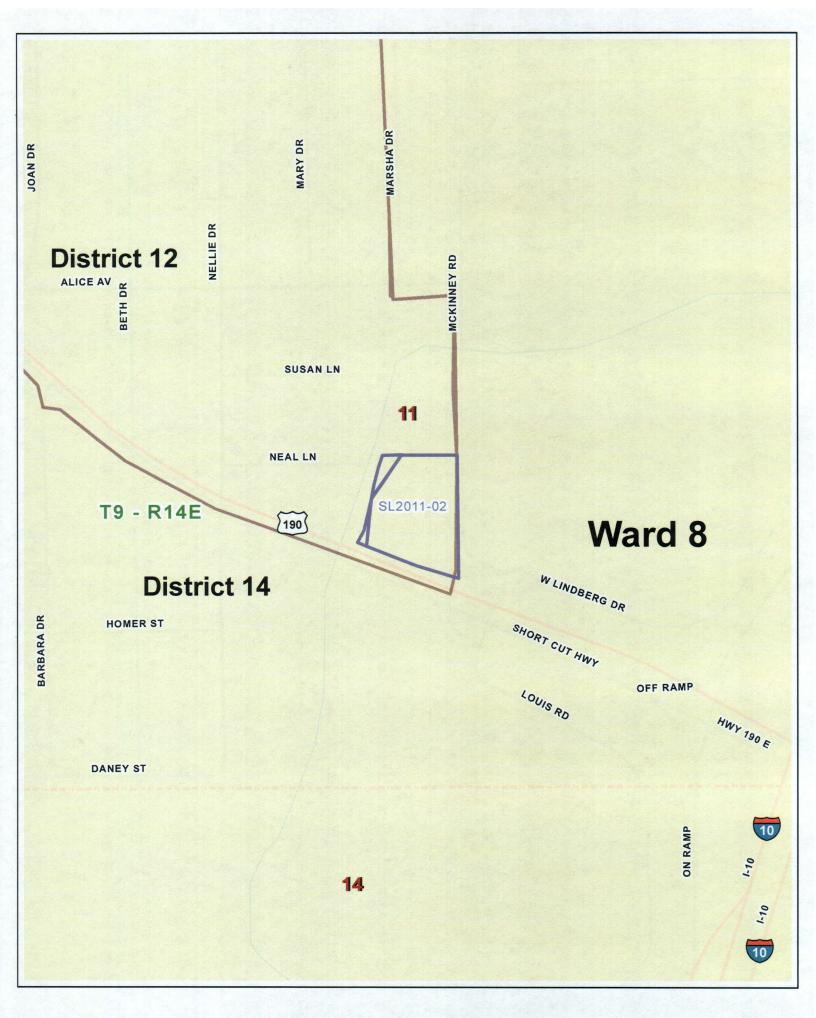
MARTY GOULD, COUNCIL CHAIRMAN

ATTEST:

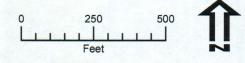
THERESA FORD, CLERK OF COUNCIL (SL2011-02)







Slidell Annexation SL2011-02



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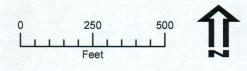


St. Tammany Parish Government P.O. Box 628 Covington, LA 70434

> Kevin C. Davis, President



Slidell Annexation SL2011-02



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Streams Streets Major Roads SL2011-02 Sections Township/Range



St. Tammany Parish Government P.O. Box 628 Covington, LA 70434

Kevin C. Davis, President