

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-3328

COUNCIL SPONSOR: GOULD/BRISTER

PROVIDED BY: CAO

RESOLUTION TO **CONCUR/NOT CONCUR** WITH THE CITY OF SLIDELL ANNEXATION AND REZONING OF 0.586 ACRE OF LAND MORE OR LESS, FROM PARISH HC-2 (PARISH HIGHWAY COMMERCIAL DISTRICT) TO CITY OF SLIDELL C-4 (CITY HIGHWAY COMMERCIAL DISTRICT) WHICH PROPERTY IS LOCATED AT LOT 3A, SQUARE 1, SLIDELL MANOR SUBDIVISION, IN SECTION 37, TOWNSHIP 8 SOUTH, RANGE 14 EAST, SLIDELL, ST TAMMANY PARISH, LOUISIANA. (WARD 9, DISTRICT 11)

WHEREAS, the City of Slidell is contemplating annexation of 0.586 acre of land more or less owned by WH Capital. LLC (Waffle House), and located at lot 3A, Square 1, Slidell Manor Subdivision, in Section 37, Township 8 South, Range 14 East, Ward 9, District 11 (see attachments for complete description); and

WHEREAS, the property requires rezoning from Parish HC-2 (Parish Highway Commercial District) to City of Slidell C-4 (City 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 0.586 acres of land more or less, located at lot 3A, Square 1, Slidell Manor Subdivision, in Section 37, Township 8 South, Range 14 East from Parish HC-2 (Parish Highway Commercial District) to City of Slidell C-4 (City 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 5 DAY OF APRIL , 2012, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

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MARTIN W. GOULD, JR., COUNCIL CHAIRMAN

ATTEST:

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THERESA L. FORD, COUNCIL CLERK



**Pat Brister  
Parish President**

## **St. Tammany Parish Government**

**Assistant Chief Administrative Office**

**Data Management**

P. O. Box 628

Covington, LA 70434

Phone: (985) 898-2865

Fax: (985) 898-5238

Email: rthompson@stpgov.org

### Memo

TO: Mr. Bill Oiler  
COO

FROM: Robert Thompson  
Special Revenue Manager

DATE: March 17, 2005

RE: PLACEMENT OF ITEM(S) ON COUNCIL AGENDA

Please find transmitted item(s) that I am requesting be placed on the March 1, 2012 Council Agenda. The below listed item(s) are saved on (Administration:\March 2012\ D3).

#### **RESOLUTION(S)**

##### **SL2012-01**

RESOLUTION TO CONCUR/NOT CONCUR WITH THE CITY OF SLIDELL ANNEXATION AND REZONING OF 0.586 ACRES OF LAND MORE OR LESS FROM PARISH HC-2 PARISH HIGHWAY COMMERCIAL DISTRICT TO CITY OF SLIDELL C-4 CITY HIGHWAY COMMERCIAL DISTRICT WHICH PROPERTY IS LOCATED LOT 3A, SQUARE 1, SLIDELL MANOR SUBDIVISION, IN SECTION 37, TOWNSHIP 8 SOUTH, RANGE 14 EAST, SLIDELL, ST TAMMANY PARISH, LOUISIANA. (WARD 9, DISTRICT 11)



## 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](mailto:rthompson@stpgov.org)

*Pat Brister*  
*Parish President*

February 1, 2012

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

City of Slidell submitted this annexation request on 1/13/2012.

The parish reference number is SL2012-01.

**SL2012-01:** STP Department notes:

Date	Department	Originator	Note
1/23/2012	Engineering	D Zechenelly	The drainage for this development must be constructed in a manner to have minimal or no impact to the subdivision and the parish infrastructure near this development. A traffic impact analysis and plan must be submitted to and approved by the St. Tammany Parish Traffic Engineer. The petitioner should also be aware that a LADOTD driveway permit is required for the development of this property. The Dept. of Engineering has no objections to this annexation provided the above comments are addressed and all St. Tammany Parish Drainage and Traffic ordinances are followed.
1/31/2012	Planning	S Fontenot	<p>Proposal is consistent with the Louisiana Revised Statutes relative to annexation.</p> <p>Proposal is in accordance with the annexation agreements with the City of Slidell.</p> <p>The proposal is not an intensification of zoning.</p>
1/23/2012	PW	J Lobrano	Property abuts a Parish maintained road; the city may have to share in the cost of maintenance.
2/9/2012	DES	T Brown	No DES Issues



# Annexation

City: Sibley

City Case No: Processing Dept

Staff Reference SL2012-01

Notification Date: 1/13/2012



Dead Line 2/13/2012



Priority 1

Owner: WH Capital, LLC (Waffle House)

Ward 9

Council District: 11

Map

Location: lot 34, Square 1, Sibley Manor Subdivision, comprised of 0.586 acre in Section 37, Township 8 South, Range 14 East, Sibley, St Tammany Parish, Louisiana (Wad 9, District 11)

Parish Zoning: H-C-2 Parish Highway Commercial

City Zoning: C-4 City Highway Commercial

Subdivision: Sibley Manor

Existing Use: Undeveloped

Developed  Intensification  Concur w/ City

Size: 0.586 acre

Population: Concur: \_\_\_\_\_

STR: Sect 37, T-8-S, R-14-E

Annex Status: Processing Dept Sales Tax: \_\_\_\_\_

### City Actions

Ordinance: \_\_\_\_\_

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



Resolution: \_\_\_\_\_

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



### Council Actions

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 0.586 ACRES OF LAND MORE OR LESS FROM PARISH HC-2 PARISH HIGHWAY COMMERCIAL DISTRICT TO CITY OF SLIDELL C-4 CITY HIGHWAY COMMERCIAL DISTRICT WHICH PROPERTY IS LOCATED LOT 3A, SQUARE 1, SLIDELL MANOR SUBDIVISION, IN SECTION 37, TOWNSHIP 8 SOUTH, RANGE 14 EAST, WARD 9, DISTRICT 11.

WHEREAS, the City of Slidell is contemplating annexation of 0.586 acre of land more or less owned by WH Capital. LLC (Waffle House), and located at lot 3A, Square 1, Slidell Manor Subdivision, in Section 37, Township 8 South, Range 14 East, Ward 9, District 11 (see attachments for complete description); and

WHEREAS, the property requires rezoning from Parish HC-2 Parish Highway Commercial District to City of Slidell C-4 City 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.*

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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.

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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 \_\_\_\_ DAY OF \_\_\_\_\_, 2012, 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 FORD, CLERK OF COUNCIL (SL2012-01)

SL2012-01



*The City of Slidell*

**PLANNING DEPARTMENT**

250 Bouscaren Street, Suite 203 • Slidell, Louisiana 70458  
P.O. Box 828 • Slidell, Louisiana 70459-0828  
Telephone (985) 646-4320 • Fax (985) 646-4356

**TARA INGRAM-HUNTER**  
*Director*

**FREDDY DRENNAN**  
*Mayor*

January 10, 2012

Mr. Robert K. Thompson, Special Revenue Manager  
St. Tammany Parish Government  
Finance Department  
21490 Koop Drive  
Mandeville, Louisiana 70471

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**  
**NO.: 7011 0470 0000 5791 8525**

RE: **A12-01/Z12-01:** Annexation/Rezoning request by WH Capital, LLC, (Waffle House) of property identified as Lot 3A, Square 1, Slidell Manor Subdivision, comprised of 0.586 acre in Section 37, Township 8 South, Range 14 East, into City of Slidell corporate limits, with parallel zoning change from HC-2 (Parish Highway Commercial) to C-4 (City Highway Commercial).

Dear Mr. Thompson:

This is to advise you that the Slidell Planning and Zoning Commissions will introduce the above request on January 23, 2012 to consider a Petition for Annexation by WH Capital, LLC (Waffle House) for the above referenced property in connection with development. The public hearing will be held on Monday, February 27, 2012 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 the public hearing 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  
Slidell Planning and Zoning Commissions

Enclosures

Cc: Mr. Robert Pence (w/o encl)  
Freddy Drennan, Mayor (w/o encl)  
City of Slidell City Council (w/encl)  
Tara Ingram-Hunter, Director of Planning (w/o encl)

/tba



212-01

CITY OF SLIDELL  
PETITION TO CHANGE ZONING DISTRICT CLASSIFICATION

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

DATE: 1/4/2012

Petition is hereby made to the City of Slidell, Louisiana, to change the zoning classification of hereinafter described property.

(INSTRUCTIONS: Please print all information clearly.)

1) LOCATION OF PROPERTY: The property petitioned for zoning/rezoning is bounded by the following streets:

GAUSE BLVD W & POPLAR ST

And identified by Lot, Square/Block, and Subdivision Name as follows:

LOT 3-A-1, SQ 1, SLIDELL MANOR SUBDIVISION

NOTE: If the property does not have Lot, Square/Block, and Subdivision Name, attach a separate sheet giving description by Metes and Bounds.

2) TOTAL NUMBER OF ACRES or part thereof: 25,538.18 SF

3) The reasons for requesting the zoning change are as follows:

TO CONNECT TO CITY WATER AND SEWER AND ALSO FOR CITY FIRE & POLICE PROTECTION

4) A copy of the ACT OF SALE/DEED must be attached. Attach a PLAT SURVEY or a MAP DRAWN TO SCALE no smaller than 1" = 100' showing the location, measurements, and ownership of all property proposed for a change in zoning classification, so that the new zoning/rezoning can be defined with certainty and precision.

5) If the petitioner(s) is/are a corporation, partnership or other entity, the petitioner must attach a COPY OF THE RESOLUTION AUTHORIZING THE PETITIONER TO SIGN and AUTHORIZING THE PETITION FOR ZONING. If a couple, both husband and wife must sign the petition.

6) The following list of owners or authorized agents of 50% or more of the area of the land in which a change of classification is requested hereby petition the zoning classification of the afore described property be changed -

FROM: \_\_\_\_\_ TO: C-4  
(Existing classification) (Proposed classification)

Signature	Printed Name	Mailing Address	Phone #	% Land Owned
<i>Robert A. Pence</i>	ROBERT A. PENCE	5986 FINANCIAL DR	770 757 0184	100
	FOR WIT CAPITAL	NORCROSS, GA		
	L.L.C.	30071		

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 zoning change is requested, and that their signatures were executed freely and voluntarily and that they are duly qualified to sign.

SWORN TO AND SUBSCRIBED before me this 4<sup>th</sup> day of January, 2012  
*Mitchell A. Palmer*  
Notary Public, State of Louisiana  
My Commission is for Life  
NOTARY PUBLIC  
Bar Roll #28443

LOT 2-A-1

LOT 3-A-1

ONE CERTAIN LOT OF GROUND SITUATED IN THE STATE OF LOUISIANA, PARISH OF ST. TAMMANY, SECTION 37, TOWNSHIP 8 SOUTH, RANGE 14 EAST, IN THAT SUBDIVISION KNOWN AS SLEDELL MANOR, BEING DESIGNATED AS LOT 2-A-1, SQUARE 1, BOUNDED BY U.S. HIGHWAY 190, WEST SIDE OF SUBDIVISION, POPLAR STREET, MAGNOLIA STREET AND CHERRY STREET AND BEING MORE FULLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE WEST EDGE OF SLEDELL MANOR SUBDIVISION AND THE NORTH RIGHT OF WAY LINE OF U.S. HIGHWAY 190, AND BEING THE POINT OF BEGINNING, THENCE MEASURING S89°07'37"E A DISTANCE OF 210.66' TO A POINT, THENCE MEASURING N00°07'37"E A DISTANCE OF 104.83' TO A POINT, THENCE MEASURING S71°59'45"E A DISTANCE OF 5.00' TO A POINT, THENCE MEASURING S18°00'15"W A DISTANCE OF 86.58' TO A POINT ON THE NORTH RIGHT OF WAY LINE OF U.S. HIGHWAY 190, THENCE MEASURING ALONG THE NORTH RIGHT OF WAY LINE OF U.S. HIGHWAY 190 N77°05'35"W A DISTANCE OF 104.83' TO THE POINT OF BEGINNING AND CONTAINING 47,133.42 SQUARE FEET, ALL AS PER PLAN OF RESUBDIVISION BY DADING, MARQUES & ASSOCIATES, LLC DATED SEPTEMBER 27, 2011.

ONE CERTAIN LOT OF GROUND SITUATED IN THE STATE OF LOUISIANA, PARISH OF ST. TAMMANY, SECTION 37, TOWNSHIP 8 SOUTH, RANGE 14 EAST, IN THAT SUBDIVISION KNOWN AS SLEDELL MANOR, BEING DESIGNATED AS LOT 3-A-1, SQUARE 1, BOUNDED BY U.S. HIGHWAY 190, WEST SIDE OF SUBDIVISION, POPLAR STREET, MAGNOLIA STREET AND CHERRY STREET AND BEING MORE FULLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE WEST EDGE OF SLEDELL MANOR SUBDIVISION AND THE NORTH RIGHT OF WAY LINE OF U.S. HIGHWAY 190, THENCE MEASURING N00°07'37"E A DISTANCE OF 210.66' TO A POINT, THENCE MEASURING S89°07'37"E A DISTANCE OF 104.83' TO A POINT, THENCE MEASURING S71°59'45"E A DISTANCE OF 5.00' TO A POINT, THENCE MEASURING S18°00'15"W A DISTANCE OF 86.58' TO A POINT ON THE NORTH RIGHT OF WAY LINE OF U.S. HIGHWAY 190, THENCE MEASURING ALONG THE NORTH RIGHT OF WAY LINE OF U.S. HIGHWAY 190 N77°05'35"W A DISTANCE OF 104.83' TO THE POINT OF BEGINNING AND CONTAINING 25,538.18 SQUARE FEET, ALL AS PER PLAN OF RESUBDIVISION BY DADING, MARQUES & ASSOCIATES, LLC DATED SEPTEMBER 27, 2011.

LOT 12-A

N90°00'00"E

2-A-1  
47,133.42 sq. ft.

3-A-1  
25,538.18 sq. ft.

TOTAL SQUARE FEET  
72,671.6 sq. ft.

WESTERN EDGE OF SUBDIVISION

MAGNOLIA ST. (SIDE)

POPLAR ST.

CHERRY ST. (SIDE)

GAUSE BOULEVARD WEST  
(U.S. Highway No. 190)

APPROVED  
*Ron Keller*  
SECRETARY, PARISH PLANNING COMMISSION  
PARISH ENGINEERING, DIRECTOR  
CLERK OF COURT  
10/7/2011  
DATE FILED  
5020E  
MAP FILE NO.

NOTE:  
Improvements may not be to scale for clarity. The dimensions shown prevail over scale.

BEARING BASIS: PLAN OF RESUBDIVISION BY RANDALL W. BROWN, DATED NOVEMBER 14, 2007.

RESUBDIVISION OF LOTS 2-A and 3-A into LOTS 2-A-1 and 3-A-1  
SQUARE 1  
SLEDELL MANOR SUBDIVISION  
SECTION 37  
T 8 S R 14 E  
ST. TAMMANY PARISH, LOUISIANA  
I CERTIFY THAT THIS SURVEY AND PLAT WAS PREPARED BY ME OR BY THOSE UNDER MY DIRECT SUPERVISION, MADE AT THE REQUEST OF:  
WAFFLE HOUSE, Inc.

DADING, MARQUES & ASSOCIATES, LLC



P.O. BOX 790  
METAIRIE, LA. 70004  
(504) 834-0200

*John P. Dading*  
SURVEYOR

THE SERVICUTES AND RESTRICTIONS SHOWN ON THIS SURVEY ARE LIMITED TO THOSE SET FORTH IN THE DESCRIPTION FURNISHED US AND THERE IS NO REPRESENTATION THAT ALL APPLICABLE SERVICUTES AND RESTRICTIONS ARE SHOWN HEREON THE SURVEYOR HAS MADE NO TITLE SEARCH OR PUBLIC RECORD SEARCH IN COMPLYING THE DATA FOR THIS SURVEY.

THIS SURVEY MEETS THE MINIMUM REQUIREMENTS FOR A CLASS "C" SURVEY ACCORDING TO THE "LOUISIANA MINIMUM STANDARDS FOR PROPERTY BOUNDARY SURVEYS."

DATE:	SCALE:	DRAWN BY:	CHECKED BY:	JOB NO.:	PLAT No.:
9-27-11	1" = 40'	R.J.R.	J.M.M.	1134684	M-2402

DIP G-29-11 final



*Patricia Schwarz Core*  
*Certified Louisiana Assessor*

*St. Tammany Parish Justice Center*  
*701 North Columbia Street*  
*Covington, Louisiana 70433*

**CERTIFICATE OF OWNERSHIP AND ASSESSED VALUATION**

I, the undersigned Assessor of the Parish of St. Tammany, State of Louisiana, do hereby certify that according to the assessment rolls maintained by the Assessor's Office, the following are the current owners of the following described property, to-wit:

2011 Tax Roll - Assessment Number 128-070-1858

OWNERS: Central Progressive Bank  
29092 Krentel Road  
Lacombe, Louisiana 70445

PROPERTY DESCRIPTION: **2011 TAX ROLL**

Lots 1 2 3 10 11 12 Sq 1 Slidell Manor Sub .106 acs being portion of R/W street CB 1167 247  
CB 1169 194 CB 1270 338 CB 1514 539 Inst No 886304 Inst No 972292 Inst No 1298717  
(Gause Blvd Commercial)

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

<b>2011 VALUATION:</b>	Land	-	22,120
	Improvements	-	<u>55,460</u>
<b>TOTAL ASSESSED VALUATION</b>			<b>77,580</b>

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

Covington, Louisiana this the 19<sup>th</sup> day of December, 2011.

*Patricia Schwarz Core*  
PATRICIA SCHWARZ CORE, CLA, CRB, CRS, GRI  
Certified Louisiana Assessor

*Covington* (985) 809-8180

*Slidell* (985) 646-1990

*Fax* (985) 809-8190

Member International Association of Assessing Officers

E-mail: [pcore@stassessor.org](mailto:pcore@stassessor.org)

Website: [stassessor.org](http://stassessor.org)



*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 is assessed in the name Central Progressive Bank as owner for the tax year 2011 and whose address is 29092 Krentel Road, Lacombe, Louisiana 70445 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**

**2011 Tax Roll Assessment: Assessment Number: 128-070-1858**

Lots 1 2 3 10 11 12 Sq 1 Slidell Manor Sub .106 Acs being portion of R/W Street CB 1167  
247 CB 1169 194 CB 1270 338 CB 1514 539 Inst No 886304 Inst No 972292 Inst No  
1298717 (Gause Blvd Commercial)

- I. The total assessed value of all property within the above described area is \$ 77,580.
- II. The total assessed value of the resident property owners within the above described area is \$ 0 and the total assessed value of the property of non-resident property owners is \$ 77,580.
- III. I do further certify that the assessed valuation of the above described tract is as follows:

2011 ASSESSED VALUATION : \$ 77,580

In faith whereof, witness my official signature and the impress of my official seal, at Covington, Louisiana this the 19th day of December, 2011.

  
\_\_\_\_\_  
PATRICIA SCHWARZ CORE, Assessor  
ST. TAMMANY PARISH ASSESSOR

*Covington* (985) 809-8180

*Slidell* (985) 646-1990

*Fax* (985) 809-8190

*Member International Association of Assessing Officers*

E-mail: [pcore@stassessor.org](mailto:pcore@stassessor.org)

Website: [stassessor.org](http://stassessor.org)

**ST. TAMMANY PARISH  
REGISTRAR OF VOTERS**

M. DWAYNE WALL, CERA  
REGISTRAR



**STATE OF LOUISIANA  
PARISH OF ST. TAMMANY**

**CERTIFICATE OF REGISTRAR OF VOTERS**

I, the undersigned Registrar of Voters for the Parish of St. Tammany, State of Louisiana, do hereby certify that the property described in the attached survey by Dading, Marques & Associates, LLC Survey drawing # 1134684, dated September 17, 2011, and further identified as Lots 3A-1, Square 1, bounded by U.S. Highway 190, West Edge of Slidell Manor Subdivision, Poplar Street, Magnolia Street and Cherry Street located in Section 37, Township 8 South, Range 14 East in St. Tammany Parish, State of Louisiana, and by the records in the Registrar of Voters office has no registered voters within said property.

In faith whereof, witness my official signature and the impress of my official seal at Covington, Louisiana, on this 19<sup>th</sup> day of December, 2011.

A handwritten signature in black ink, appearing to read "M. Dwayne Wall", is written over a faint circular official seal.

M. Dwayne Wall  
Registrar of Voters  
St. Tammany Parish, Louisiana

**Attachments:**

Legal description, Map and Survey

Cc: Joanne Reed

Louisiana Secretary of State

**Street Address List**

For Parish ST. TAMMANY - 52 AND Ward <ALL> AND Precinct <ALL> AND City SLIDELL AND Street <ALL> 2118 Gause Blvd W FROM TO ALL

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City	Zip	Street	Apt	Ward	Prct	CT	SB	TX	JP	House#	R	Stat	Reg #	Name
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Report Count: 0

Prepared By:  
Frederick B. Tyler, Jr., Esq.  
c/o Waffle House, Inc.  
5986 Financial Drive  
Norcross, Georgia 30071

STATE OF LOUISIANA

PARISH OF ST. TAMMANY

St. Tammany Parish 1651  
Instrmnt #: 1829739  
Registry #: 2096150 PSH  
10/04/2011 11:25:00 AM  
MB CB X MI UCC

**ACT OF CASH SALE**

**BE IT KNOWN** that before the duly commissioned and qualified Notaries Public as hereinafter set forth and before the undersigned competent witnesses,

**PERSONALLY CAME AND APPEARED:**

**CENTRAL PROGRESSIVE BANK**, a Louisiana banking corporation, duly authorized to do business in the State of Louisiana, with an address of 29092 Krentel Road, Lacombe, Louisiana 70445, appearing by and through **BRANDON FACIANE**, President and CEO, its duly authorized representative as evidenced by the attached certificate,

(hereinafter "Vendor"), who declared that it does by these presents grant, bargain, sell, assign, convey, transfer, set over, abandon and deliver with all legal warranties and with full substitution in and to all the rights and actions of warranty, to all the rights which it has or may have against preceding owners and vendors, unto:

**WH CAPITAL, L.L.C.**, a Georgia limited liability company, duly authorized to do business in the State of Louisiana, with an address of 3290 Northside Parkway, Suite 385, Atlanta, GA 30327, represented herein by **JEFFREY S. COLE**, authorized signatory pursuant to written consent of the Board of Directors of WH Capital, L.L.C. dated July 11, 2003 as evidenced by the attached certificate,

(hereinafter "Vendee"), accepting and purchasing for itself, its successors and assigns, and acknowledging due delivery and possession thereof, all and singular, the real property located in the State of Louisiana, Parish of St. Tammany, as described on Exhibit "A" attached hereto and made a part hereof (hereinafter the "Property"),

TO HAVE AND TO HOLD the Property unto the said Vendee, its heirs and assigns forever. And said Vendor does hereby warrant the title to said Property, and will defend the same against the lawful claims of all persons whatsoever, subject to the Permitted Exceptions as set forth on Exhibit "B" attached hereto and made a part hereof and subject to real property taxes for the year of 2012, and thereafter.

Vendor herein warrants and covenants that for a period of 50 years subsequent to the date of this deed or for the maximum restrictable time under state law as of the date of this deed, Vendor will not buy, sell, lease or otherwise make available any land either now controlled by Vendor or which becomes subject to Vendor's control subsequent to the date of this deed, within one city block or 1,000 lineal feet, whichever is greater, of the Property (other than the Property) for use for Huddle House, Shoney's, Caribou Coffee, Gabby's, Denny's, Kettle, Coffee Kettle, International House of Pancakes, Martin's, Bob Evans Farms, Perkins Restaurants, Dunkin Donuts of America, American Waffle, Waffle King, Cracker Barrel, White Castle, Big Boy, Gorin's, Krispy Kreme, Daylight Donuts, Toddle House, Original Pancake House, Omelet Shoppe, Biscuitville, any type of 24-hour restaurant, and any restaurant business that derives more than ten percent (10%) of its revenue from the combined sale of breakfast-oriented menu items (i.e., eggs, ham, bacon, sausage, muffins, biscuits, waffles, donuts, cereals, and pancakes). This covenant shall be for a period of 50 years, or the maximum restrictable time under the state law on the date of execution hereof. Also, this covenant shall be binding upon Vendor, Vendor's successors, assigns or beneficiaries. Vendor does further agree that it will not convey any parcel of land within the restricted area except by lease or deed containing restrictive covenants equivalent to the above, which fully protect Vendee's interest herein. Any subsequent purchaser or lessee under the Vendor herein does hereby agree to be bound by these same provisions and agrees that the foregoing covenant is attached to and runs with the land.

**THIS SALE IS MADE AND ACCEPTED** for and in consideration of the price and sum of **ONE HUNDRED THIRTY FIVE THOUSAND & NO/100THS (\$135,000.00) DOLLARS** cash, which the said Vendee has well and truly paid, in ready and current money to the said Vendor, who hereby acknowledges receipt thereof and grant sole acquittance and discharge therefore.

The production of mortgage, conveyance, City, State and Parish, and local improvement certificates is hereby waived by the Vendee, who relieves and releases all and any Notary from all responsibility and liability in the premises for such non-production.

DONE AND SIGNED in the presence of the undersigned competent witnesses and me Notary, on this 29<sup>th</sup> day of September, 2011.

Vendor:

CENTRAL PROGRESSIVE BANK, a  
Louisiana banking corporation

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

Brandon Faciane

Title: President & CEO

WITNESSES :

Peggy Donahue \*

Print Name: Peggy Donahue

Amanda Spinks \*

Print Name: Amanda Spinks

Donna E. Erminger  
Notary Public

My commission expires: at death

DONNA E. ERMINGER  
Notary Public ID 59940  
St. Tammany Parish  
State of Louisiana  
My Commission is for Life

\*NOTE: Louisiana law requires two witnesses in addition to the Notary Public. The Notary cannot act as one of the witnesses. The two witnesses should print their names beneath their signatures. The Notary should sign on the line provided, please do not attach an acknowledgment.

**CENTRAL PROGRESSIVE BANK,**  
A Louisiana banking corporation  
**RESOLUTION**

See attached.

## RESOLUTION

BE IT RESOLVED, by the Board of Directors of Central Progressive Bank that **Brandon Faciane, Acting Chief Executive Officer and President, and Ralph N. Menetre, III, Executive Vice President** is hereby authorized and empowered to execute any and all documents and do any and all things for and on behalf of this Corporation which they deem proper and to the best interest of this Corporation, including specifically, without limiting the generality of the foregoing, the following:

1. To acquire by purchase, lease, dation en paiement, exchange, or otherwise, any and all property which they deem proper and advantageous for the use of this Corporation, on such terms and conditions as they deem proper; to secure the credit portion of any purchase by vendor's lien and special mortgage and to execute the note or notes of this Corporation on such terms and conditions as seems to the best advantage of this Corporation;
2. To bargain sell and convey to such person, firm or corporation, and at such price on such terms and conditions as they shall deem property and to the best interest of this Corporation, and all property of this Corporation; to convey and sell such property under all, lawful warranties and without substitution and subrogation to all rights and actions of warranty against all preceding owners and vendors; to receive and receipt for any sums of money or evidences of indebtedness given therefore;
3. To execute for and on behalf of this Corporation (a) sales, (b) mortgages, (c) notes, (d) building contracts, (e) contracts relating to the maintenance of any premises and equipment of the company, and for special professional services, including legal, architectural, engineering and other consulting services, (f) financial statements, agreements with banks and other financial institutions, and (g) delegations of such authority to others and revocations of such authority; and
4. To generally do any and all things, which said agents, deem proper and advantageous to this Corporation, all lawful acts done and performed in consummation of this mandate being hereby ratified and confirmed in advance.

I certify that I am the Secretary of the Central Progressive Bank and that the foregoing is a true and correct copy of the Resolution passed by the Board of Directors of Central Progressive Bank adopted at a meeting held at its registered office on the **27th of January, 2011**, at which meeting a quorum was present and all present voted in favor thereof and that the foregoing is in full force and effect.

  
\_\_\_\_\_  
Ann Blossman  
Secretary

DONE AND SIGNED in the presence of the undersigned competent witnesses and me Notary, on this 30th day of September, 2011.

Vendor:

WH CAPITAL, L.L.C., a  
Georgia limited liability company

By: [Signature]  
Jeffrey S. Cole

WITNESSES :

[Signature] \*

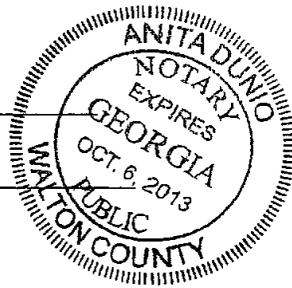
Print Name: Joel Hoffman

[Signature] \*

Print Name: EUGENE J. BAUR

Title: Authorized Signatory pursuant to  
a Written Consent of the Board of  
Directors of WH Capital, L.L.C.  
Dated July 11, 2003

[Signature]  
Notary Public  
My commission expires: \_\_\_\_\_



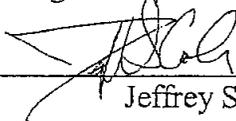
\*NOTE: Louisiana law requires two witnesses in addition to the Notary Public. The Notary cannot act as one of the witnesses. The two witnesses should print their names beneath their signatures. The Notary should sign on the line provided, please do not attach an acknowledgment.

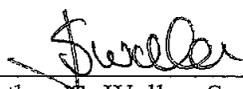
**WH CAPITAL, L.L.C.  
RESOLUTION**

See attached.

CERTIFICATE OF INCUMBENCY

I, the undersigned, Jonathan S. Waller, as the duly elected and qualified Secretary of Waffle House, Inc., hereby certify that Jeffrey S. Cole has served as a Vice President of Real Estate of Waffle House, Inc. since March 2005 and will continue to serve in this capacity until his successor is duly elected and qualified by the Board of Directors; and I further certify that his signature is set forth below:

  
\_\_\_\_\_  
Jeffrey S. Cole

Signed:   
\_\_\_\_\_  
Jonathan S. Waller, Secretary, Waffle House, Inc.

Dated: 9/30, 2011

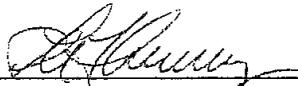
[Corporate Seal]

CERTIFICATION

I, Lee Nunnally, in my capacity as a duly elected and qualified Vice President and Member of WH Capital, L.L.C., a Georgia limited liability company (the "Company"), hereby certify as follows:

1. Attached hereto as Exhibit "A" is a true and complete copy of the written Consent adopted by the Board of Directors of the Company as of July 11, 2003; and
2. The Consent attached hereto as Exhibit "A" has not been amended or rescinded and such Consent is in full force and effect as of the date hereof.

30<sup>th</sup> IN WITNESS WHEREOF, I have set my hand and seal of the Company this day of SEPTEMBER, 2011.



\_\_\_\_\_  
Lee Nunnally  
Vice President, WH Capital, L.L.C.

[Company Seal]

**CONSENT OF THE SOLE DIRECTOR  
OF  
WH CAPITAL, L.L.C.**

Pursuant to Section 14-11-309 of the Georgia Limited Liability Company Act (the "Act"), the undersigned, being the sole director of WH Capital, L.L.C., a Georgia limited liability company (the "Company") does hereby expressly waive notice of the place, date, hour and purpose of, and any rights to receive any material otherwise required to be furnished in a notice of, a meeting at which the actions taken herein would have been presented, and does hereby consent to the taking of, and does hereby take, the following actions:

**RESOLUTION OF THE BOARD OF DIRECTORS OF  
WH CAPITAL, L.L.C.  
AUTHORIZING COMPANY OFFICERS AND WAFFLE HOUSE, INC. TO  
PURCHASE AND LEASE REAL PROPERTY ON BEHALF OF THE  
COMPANY AND TO EXECUTE DOCUMENTS IN CONNECTION  
THEREWITH**

**WHEREAS**, the Company has heretofore entered into agreements with Waffle House, Inc. a Georgia corporation ("Waffle House"), authorizing it to purchase or lease real property on behalf of the Company, which property shall be leased back or subleased back to Waffle House; and

**WHEREAS**, in the conduct of the Company's business it is necessary from time to time to appoint representatives and grant authority to these representatives to execute agreements for the purchase, sale or lease of real property, closing and related documents, and to do all other things necessary or helpful and appropriate to purchase, sell or lease real property on behalf of the Company; and

**WHEREAS**, interested parties normally require a resolution from the Board of Directors authorizing such activities; and

**WHEREAS**, it is in the best interest of the Company to empower certain officers of the Company and certain employees of Waffle House to act on behalf of the Company to execute necessary, helpful or appropriate documents for the purchase, sale or lease of real property and, in connection therewith, to execute such Limited Powers of Attorney, which may be necessary, helpful or appropriate for the conduct of the Company's real estate business;

**NOW THEREFORE**, it is

**RESOLVED**, that the President, any Vice President or the Secretary of the Company, the Vice President of Real Estate of Waffle House, or the Executive Vice President of Waffle House, all individually, are hereby empowered to act on behalf of the Company as follow: (i) to execute any such Limited Power of Attorney he or she

deems necessary, helpful or appropriate for the conduct of the Company's real estate business; (ii) to execute contracts or agreements for the purchase or sale of real property; (iii) to execute contracts or agreements for the lease of real property; and (iv) to execute all documents, including closing documents, related to the purchase, sale or lease of real property, including without limitation, easement agreements, closing statements, memorandums of lease, and all other necessary, helpful or appropriate documents; and

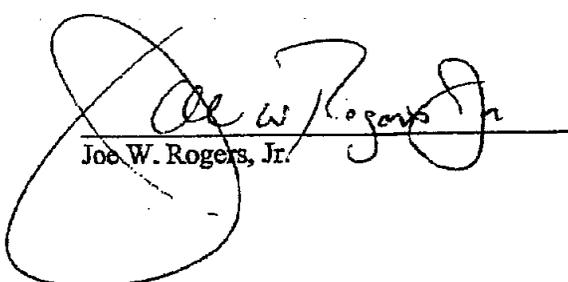
**RESOLVED**, that the Real Estate Directors of Waffle House (as the same are from time to time designated and appointed by the Vice President of Real Estate of Waffle House), all individually, are hereby empowered to (i) to execute contracts or agreements for the purchase or sale of real property; (ii) to execute contracts or agreements for the lease of real property; and (iii) to execute all documents, including closing documents, related to the purchase, sale or lease of real property, including without limitation, easement agreements, closing statements, memorandums of lease, and all other necessary, helpful or appropriate documents; and

**RESOLVED**, that the Real Estate Representatives of Waffle House, all individually, are hereby empowered (i) to execute contracts or agreements for the purchase or sale of real property; and (ii) to execute contracts or agreements for the lease of real property; and

**RESOLVED**, that any recipient of any contracts or agreements described in the preceding resolutions, is hereby requested, authorized and directed to honor such documents, including checks for payment of money drawn by the Company.

**AND BE IT FURTHER RESOLVED**, that the above Resolution shall remain in full force and effect until withdrawn by Board action.

Dated this the 11 day of July, 2003

  
\_\_\_\_\_  
Joe W. Rogers, Jr.

**CONSENT OF THE SOLE DIRECTOR  
OF  
WH CAPITAL, L.L.C.**

Pursuant to Section 14-11-309 of the Georgia Limited Liability Company Act (the "Act"), the undersigned, being the sole director of WH Capital, L.L.C., a Georgia limited liability company (the "Company") does hereby expressly waive notice of the place, date, hour and purpose of, and any rights to receive any material otherwise required to be furnished in a notice of, a meeting at which the actions taken herein would have been presented, and does hereby consent to the taking of, and does hereby take, the following actions:

**RESOLUTION OF THE BOARD OF DIRECTORS OF  
WH CAPITAL, L.L.C.  
AUTHORIZING COMPANY OFFICERS AND WAFFLE HOUSE, INC. TO  
PURCHASE AND LEASE REAL PROPERTY ON BEHALF OF THE  
COMPANY AND TO EXECUTE DOCUMENTS IN CONNECTION  
THEREWITH**

**WHEREAS**, the Company has heretofore entered into agreements with Waffle House, Inc. a Georgia corporation ("Waffle House"), authorizing it to purchase or lease real property on behalf of the Company, which property shall be leased back or subleased back to Waffle House; and

**WHEREAS**, in the conduct of the Company's business it is necessary from time to time to appoint representatives and grant authority to these representatives to execute agreements for the purchase, sale or lease of real property, closing and related documents, and to do all other things necessary or helpful and appropriate to purchase, sell or lease real property on behalf of the Company; and

**WHEREAS**, interested parties normally require a resolution from the Board of Directors authorizing such activities; and

**WHEREAS**, it is in the best interest of the Company to empower certain officers of the Company and certain employees of Waffle House to act on behalf of the Company to execute necessary, helpful or appropriate documents for the purchase, sale or lease of real property and, in connection therewith, to execute such Limited Powers of Attorney, which may be necessary, helpful or appropriate for the conduct of the Company's real estate business;

**NOW THEREFORE**, it is

**RESOLVED**, that the President, any Vice President or the Secretary of the Company, the Vice President of Real Estate of Waffle House, or the Executive Vice President of Waffle House, all individually, are hereby empowered to act on behalf of the Company as follow: (i) to execute any such Limited Power of Attorney he or she

deems necessary, helpful or appropriate for the conduct of the Company's real estate business; (ii) to execute contracts or agreements for the purchase or sale of real property; (iii) to execute contracts or agreements for the lease of real property; and (iv) to execute all documents, including closing documents, related to the purchase, sale or lease of real property, including without limitation, easement agreements, closing statements, memorandums of lease, and all other necessary, helpful or appropriate documents; and

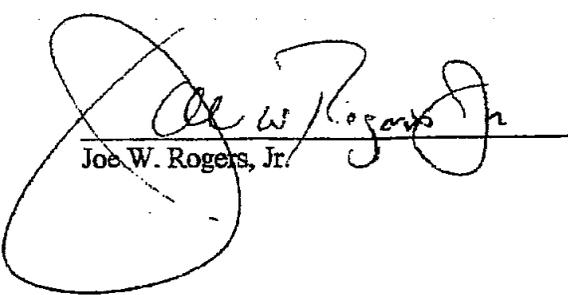
**RESOLVED**, that the Real Estate Directors of Waffle House (as the same are from time to time designated and appointed by the Vice President of Real Estate of Waffle House), all individually, are hereby empowered to (i) to execute contracts or agreements for the purchase or sale of real property; (ii) to execute contracts or agreements for the lease of real property; and (iii) to execute all documents, including closing documents, related to the purchase, sale or lease of real property, including without limitation, easement agreements, closing statements, memorandums of lease, and all other necessary, helpful or appropriate documents; and

**RESOLVED**, that the Real Estate Representatives of Waffle House, all individually, are hereby empowered (i) to execute contracts or agreements for the purchase or sale of real property; and (ii) to execute contracts or agreements for the lease of real property; and

**RESOLVED**, that any recipient of any contracts or agreements described in the preceding resolutions, is hereby requested, authorized and directed to honor such documents, including checks for payment of money drawn by the Company.

**AND BE IT FURTHER RESOLVED**, that the above Resolution shall remain in full force and effect until withdrawn by Board action.

Dated this the 11 day of July, 2003

  
\_\_\_\_\_  
Joe W. Rogers, Jr.

**EXHIBIT "A"**

(Legal Description)

ONE CERTAIN LOT OF GROUND SITUATED IN THE STATE OF LOUISIANA, PARISH OF ST. TAMMANY, SECTION 37, TOWNSHIP 8 SOUTH, RANGE 14 EAST, SLIDELL MANOR SUBDIVISION, BEING DESIGNATED AS LOT 3A, SQUARE 1, BOUNDED BY GAUSE BLVD. WEST (U.S. HIGHWAY 190), POPLAR STREET, MAGNOLIA STREET, CHERRY STREET, AND WEST EDGE OF SUBDIVISION, ALL AS PER PLAT OF RESUBDIVISION BY RANDALL W. BROWN & ASSOCIATES, INC. DATED NOVEMBER 14, 2007 AND BEING MORE FULLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE WEST EDGE OF SUBDIVISION AND THE NORTH RIGHT OF WAY LINE OF GAUSE BLVD. WEST (U.S. HIGHWAY 190) THENCE MEASURE ALONG THE NORTH RIGHT OF WAY LINE OF GAUSE BLVD. WEST (U.S. HIGHWAY 190) S77°05'33"E A DISTANCE OF 104.83' TO A POINT, THENCE CONTINUE ALONG SAID RIGHT OF WAY S72°35'00"E A DISTANCE OF 80' TO THE POINT OF BEGINNING, THENCE MEASURE N18°00'15"E A DISTANCE OF 86.58' TO A POINT, THENCE MEASURE N00°07'37"E A DISTANCE OF 175.71' TO A POINT, THENCE MEASURE N90°00'00"E A DISTANCE OF 53.22' TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF POPLAR STREET, THENCE MEASURE ALONG THE SOUTH RIGHT OF WAY LINE OF POPLAR STREET, S40°46'58"E A DISTANCE OF 105.21' TO A POINT, THENCE MEASURE S19°45'38"W A DISTANCE OF 219.43' TO A POINT ON THE NORTH RIGHT OF WAY LINE OF GAUSE BLVD. WEST (U.S. HIGHWAY 190), THENCE MEASURE ALONG THE NORTH RIGHT OF WAY LINE OF GAUSE BLVD. WEST (U.S. HIGHWAY 190) N69°25'00"W A DISTANCE OF 80' TO THE POINT OF BEGINNING ALL AS PER SURVEY BY DADING, MARQUES & ASSOCIATES, LLC DATED JUNE 25, 2011.

THIS BEING LOT 3-A OF RESUBDIVISION OF LOTS 1, 2, 3, 10, 11 AND 12, SQUARE 1 AND LOT 44, SQUARE 18 AND A PORTION OF FORMER POPLAR STREET, SLIDELL MANOR SUBDIVISION, SECTION 37, TOWNSHIP 8 SOUTH, RANGE 14 EAST, ST. TAMMANY PARISH, LOUISIANA INTO LOT 2-A AND 3-A, SQUARE 1 AND LOT 12-A, SQUARES 1 AND 18, AS SHOWN ON MAP DATED NOVEMBER 14, 2007 BY RANDALL W. BROWN & ASSOCIATES, INC. AND RECORDED AS MAP FILE NO. 4719A OF THE CONVEYANCE RECORDS OF ST. TAMMANY PARISH, LOUISIANA.

The aforesaid real property having been acquired by the Vendor herein by a Cash Sale of Property from Mills R. Coleman, et. al. dated November 2, 1995 and recorded on November 6, 1995 as Instrument No. 972292 in the official records of St. Tammany Parish, Louisiana, and by a Cash Deed from Rowena Adams Mitchell, et. al. dated March 15, 1998 and recorded on April 9, 1998 as Instrument No. 1090068 in the aforesaid official records, and by a Cash Sale from the Parish of St. Tammany dated April 12, 2002 and recorded on April 22, 2002 as Instrument No. 1298717 in the aforesaid official records.

**EXHIBIT "B"**

**PERMITTED EXCEPTIONS**

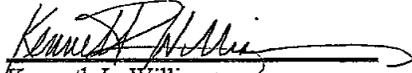
- 1) Taxes for the year 2012, and all subsequent years, not yet due and payable.
  - 2) (Underground Plant) General Permit (Individual) by and between Mills R. Coleman, et ux. and South Central Bell Telephone Company recorded January 23, 1990 in Book 960, Page 552 under Instrument No. 434233 of the Conveyance Records of St. Tammany Parish, Louisiana.
-

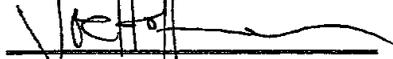
## CERTIFICATE OF INCUMBENCY

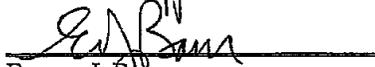
I, **JONATHAN S. WALLER**, hereby certify that:

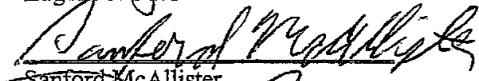
- 1) Louis B. Todd, III has served as Property Management Director of **Waffle House, Inc.** since November, 2010, and will continue to serve in this capacity until his successor is duly elected and qualified by the Board of Directors;
- 2) Joe Hoffman has served as Real Estate Director of **Waffle House, Inc.** since October, 2002, and will continue to serve in this capacity until his successor is duly elected and qualified by the Board of Directors;
- 3) Jeffrey S. Cole has served as Vice President of Real Estate of **Waffle House, Inc.** since January 2005, and will continue to serve in this capacity until his successor is duly elected and qualified by the Board of Directors;
- 4) Eugene J. Baur has served as a Real Estate Representative of **Waffle House, Inc.** since October, 1998, and will continue to serve in this capacity until his successor is duly appointed by the Vice President of Real Estate;
- 5) Sanford McAllister has served as a Real Estate Representative of **Waffle House, Inc.** since July, 1999, and will continue to serve in this capacity until his successor is duly appointed by the Vice President of Real Estate;
- 6) Randall Fick has served as a Real Estate Representative of **Waffle House, Inc.** since June, 1987, and will continue to serve in this capacity until his successor is duly appointed by the Vice President of Real Estate;
- 7) Kenneth L. Williams has served as a Real Estate Representative of **Waffle House, Inc.** since October, 2010, and will continue to serve in this capacity until his successor is duly appointed by the Vice President of Real Estate; and
- 8) Denny M. Muyres has served as a Real Estate Representative of **Waffle House, Inc.** since May, 2007, and will continue to serve in this capacity until his successor is duly appointed by the Vice President of Real Estate.
- 9) Ryan D. Peterson has served as a Real Estate Representative of **Waffle House, Inc.** since August, 2009, and will continue to serve in this capacity until his successor is duly appointed by the Vice President of Real Estate.
- 10) Russell Holland has served as a Real Estate Representative of **Waffle House, Inc.** since August, 2009, and will continue to serve in this capacity until his successor is duly appointed by the Vice President of Real Estate.
- 11) Robert A. Pence has served as a Real Estate Representative of **Waffle House, Inc.** since August, 2009, and will continue to serve in this capacity until his successor is duly appointed by the Vice President of Real Estate.

I further certify that the following are the signatures of the persons holding the positions set out above:

  
Kenneth L. Williams

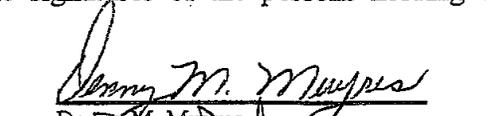
  
Joe Hoffman

  
Eugene J. Baur

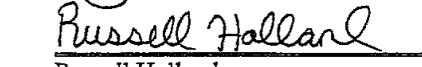
  
Sanford McAllister

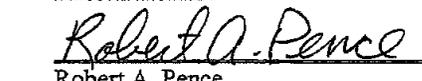
  
Randall Fick

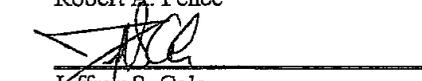
  
Louis B. Todd, III

  
Dennis M. Muynes

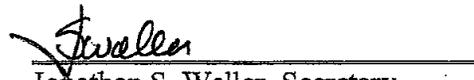
  
Ryan D. Peterson

  
Russell Holland

  
Robert A. Pence

  
Jeffrey S. Cole

IN WITNESS WHEREOF, I have hereto subscribed my name and affixed the seal of said corporation this 12<sup>th</sup> day of April, 2011.

  
Jonathan S. Waller, Secretary

**CONSENT OF THE SOLE DIRECTOR  
OF  
WH CAPITAL, L.L.C.**

Pursuant to Section 14-11-309 of the Georgia Limited Liability Company Act (the "Act"), the undersigned, being the sole director of WH Capital, L.L.C., a Georgia limited liability company (the "Company") does hereby expressly waive notice of the place, date, hour and purpose of, and any rights to receive any material otherwise required to be furnished in a notice of, a meeting at which the actions taken herein would have been presented, and does hereby consent to the taking of, and does hereby take, the following actions:

**RESOLUTION OF THE BOARD OF DIRECTORS OF  
WH CAPITAL, L.L.C.  
AUTHORIZING COMPANY OFFICERS AND WAFFLE HOUSE, INC. TO  
PURCHASE AND LEASE REAL PROPERTY ON BEHALF OF THE  
COMPANY AND TO EXECUTE DOCUMENTS IN CONNECTION  
THEREWITH**

**WHEREAS**, the Company has heretofore entered into agreements with Waffle House, Inc. a Georgia corporation ("Waffle House"), authorizing it to purchase or lease real property on behalf of the Company, which property shall be leased back or subleased back to Waffle House; and

**WHEREAS**, in the conduct of the Company's business it is necessary from time to time to appoint representatives and grant authority to these representatives to execute agreements for the purchase, sale or lease of real property, closing and related documents, and to do all other things necessary or helpful and appropriate to purchase, sell or lease real property on behalf of the Company; and

**WHEREAS**, interested parties normally require a resolution from the Board of Directors authorizing such activities; and

**WHEREAS**, it is in the best interest of the Company to empower certain officers of the Company and certain employees of Waffle House to act on behalf of the Company to execute necessary, helpful or appropriate documents for the purchase, sale or lease of real property and, in connection therewith, to execute such Limited Powers of Attorney, which may be necessary, helpful or appropriate for the conduct of the Company's real estate business;

**NOW THEREFORE**, it is

**RESOLVED**, that the President, any Vice President or the Secretary of the Company, the Vice President of Real Estate of Waffle House, or the Executive Vice President of Waffle House, all individually, are hereby empowered to act on behalf of the Company as follow: (i) to execute any such Limited Power of Attorney he or she

deems necessary, helpful or appropriate for the conduct of the Company's real estate business; (ii) to execute contracts or agreements for the purchase or sale of real property; (iii) to execute contracts or agreements for the lease of real property; and (iv) to execute all documents, including closing documents, related to the purchase, sale or lease of real property, including without limitation, easement agreements, closing statements, memorandums of lease, and all other necessary, helpful or appropriate documents; and

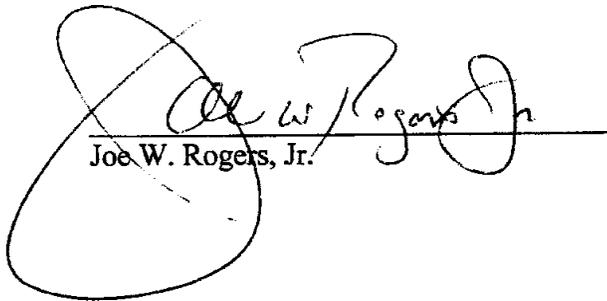
**RESOLVED**, that the Real Estate Directors of Waffle House (as the same are from time to time designated and appointed by the Vice President of Real Estate of Waffle House), all individually, are hereby empowered to (i) to execute contracts or agreements for the purchase or sale of real property; (ii) to execute contracts or agreements for the lease of real property; and (iii) to execute all documents, including closing documents, related to the purchase, sale or lease of real property, including without limitation, easement agreements, closing statements, memorandums of lease, and all other necessary, helpful or appropriate documents; and

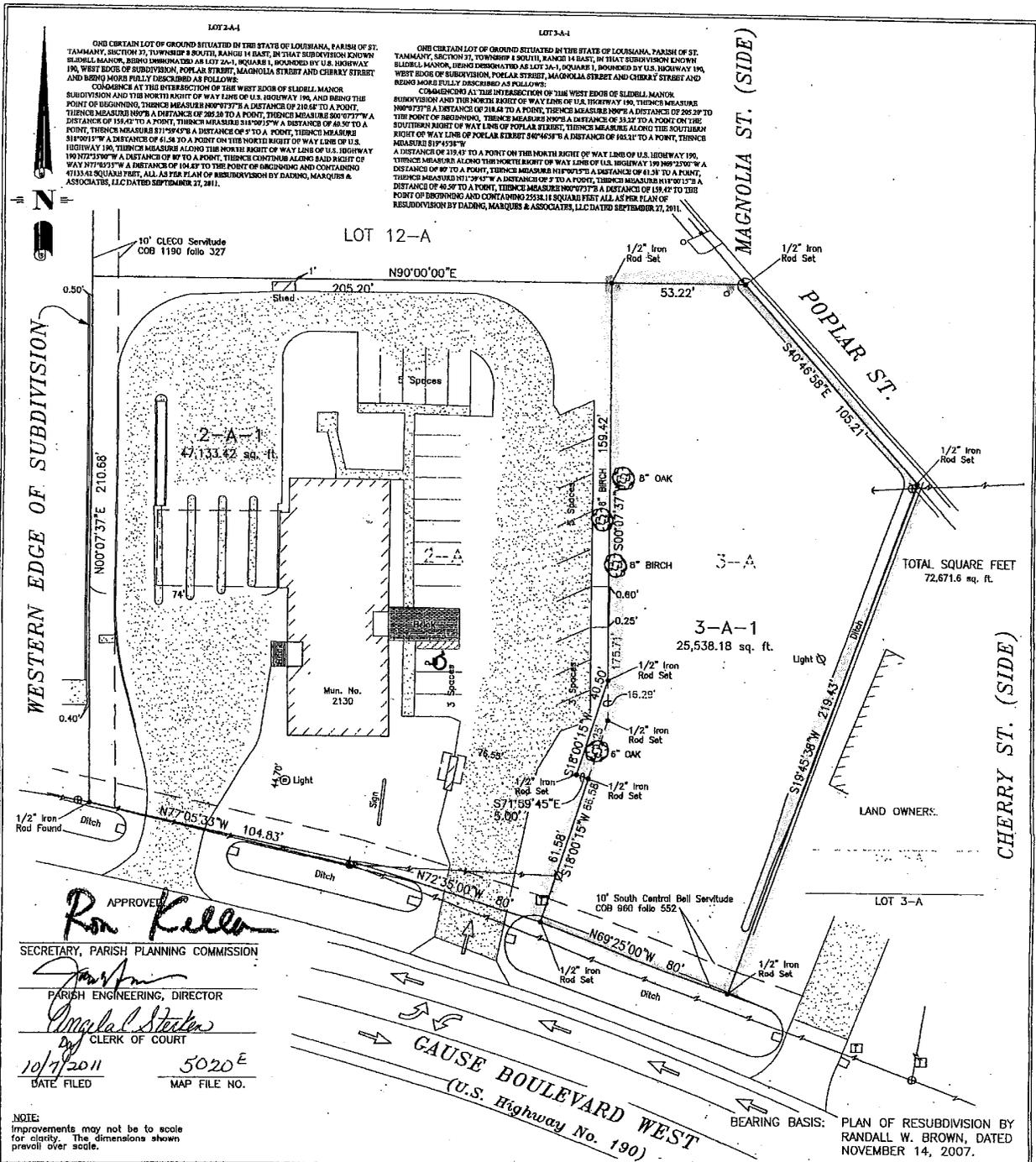
**RESOLVED**, that the Real Estate Representatives of Waffle House, all individually, are hereby empowered (i) to execute contracts or agreements for the purchase or sale of real property; and (ii) to execute contracts or agreements for the lease of real property; and

**RESOLVED**, that any recipient of any contracts or agreements described in the preceding resolutions, is hereby requested, authorized and directed to honor such documents, including checks for payment of money drawn by the Company.

**AND BE IT FURTHER RESOLVED**, that the above Resolution shall remain in full force and effect until withdrawn by Board action.

Dated this the 11 day of July, 2003

  
\_\_\_\_\_  
Joe W. Rogers, Jr.



LOT 2-A-1  
 ONE CERTAIN LOT OF GROUND SITUATED IN THE STATE OF LOUISIANA, PARISH OF ST. TAMMANY, SECTION 37, TOWNSHIP 8 SOUTH, RANGE 14 EAST, IN THAT SUBDIVISION KNOWN AS SLEDELL MANOR, BEING DESCRIBED AS LOT 2-A-1, SQUARE 1, BOUNDED BY U.S. HIGHWAY 190, WEST EDGE OF SUBDIVISION, POPLAR STREET, MAGNOLIA STREET AND CHERRY STREET AND BEING MORE FULLY DESCRIBED AS FOLLOWS:  
 COMMENCING AT THE INTERSECTION OF THE WEST EDGE OF SLEDELL MANOR SUBDIVISION AND THE NORTH RIGHT OF WAY LINE OF U.S. HIGHWAY 190, AND BEING THE POINT OF BEGINNING, THENCE MEASURE NORTH 77° 15' 30" W A DISTANCE OF 205.20' TO A POINT, THENCE MEASURE SOUTH 00° 00' 00" W A DISTANCE OF 155.40' TO A POINT, THENCE MEASURE SOUTH 00° 00' 00" W A DISTANCE OF 61.58' TO A POINT, THENCE MEASURE SOUTH 00° 00' 00" W A DISTANCE OF 61.58' TO A POINT ON THE NORTH RIGHT OF WAY LINE OF U.S. HIGHWAY 190, THENCE MEASURE ALONG THE NORTH RIGHT OF WAY LINE OF U.S. HIGHWAY 190 A DISTANCE OF 87.00' TO A POINT, THENCE CONTINUE ALONG SAID RIGHT OF WAY 190' DISTANCE OF 104.83' TO THE POINT OF BEGINNING AND CONTAINING 47,133.42 SQUARE FEET, ALL AS PER PLAN OF RESUBDIVISION BY DADING, MARQUES & ASSOCIATES, LLC DATED SEPTEMBER 27, 2011.

LOT 3-A-1  
 ONE CERTAIN LOT OF GROUND SITUATED IN THE STATE OF LOUISIANA, PARISH OF ST. TAMMANY, SECTION 37, TOWNSHIP 8 SOUTH, RANGE 14 EAST, IN THAT SUBDIVISION KNOWN AS SLEDELL MANOR, BEING DESCRIBED AS LOT 3-A-1, SQUARE 1, BOUNDED BY U.S. HIGHWAY 190, WEST EDGE OF SUBDIVISION, POPLAR STREET, MAGNOLIA STREET AND CHERRY STREET AND BEING MORE FULLY DESCRIBED AS FOLLOWS:  
 COMMENCING AT THE INTERSECTION OF THE WEST EDGE OF SLEDELL MANOR SUBDIVISION AND THE NORTH RIGHT OF WAY LINE OF U.S. HIGHWAY 190, THENCE MEASURE NORTH 77° 15' 30" W A DISTANCE OF 205.20' TO A POINT, THENCE MEASURE SOUTH 00° 00' 00" W A DISTANCE OF 155.40' TO A POINT, THENCE MEASURE SOUTH 00° 00' 00" W A DISTANCE OF 61.58' TO A POINT, THENCE MEASURE SOUTH 00° 00' 00" W A DISTANCE OF 61.58' TO A POINT ON THE NORTH RIGHT OF WAY LINE OF U.S. HIGHWAY 190, THENCE MEASURE ALONG THE NORTH RIGHT OF WAY LINE OF U.S. HIGHWAY 190 A DISTANCE OF 87.00' TO A POINT, THENCE CONTINUE ALONG SAID RIGHT OF WAY 190' DISTANCE OF 104.83' TO THE POINT OF BEGINNING AND CONTAINING 25,538.18 SQUARE FEET ALL AS PER PLAN OF RESUBDIVISION BY DADING, MARQUES & ASSOCIATES, LLC DATED SEPTEMBER 27, 2011.

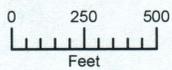
APPROVED  
*Ron Kellan*  
 SECRETARY, PARISH PLANNING COMMISSION  
*Paul Am...*  
 PARISH ENGINEERING, DIRECTOR  
*Miguel S...*  
 CLERK OF COURT  
 10/7/2011 DATE FILED  
 5020 E MAP FILE NO.

NOTE:  
 Improvements may not be to scale for clarity. The dimensions shown prevail over scale.

RESUBDIVISION OF LOTS 2-A and 3-A into LOTS 2-A-1 and 3-A-1 SQUARE 1 SLEDELL MANOR SUBDIVISION SECTION 37 T 8 S R 14 E ST. TAMMANY PARISH, LOUISIANA		<b>DADING, MARQUES &amp; ASSOCIATES, LLC</b>  P.O. BOX 790 METAIRIE, LA. 70004 (504) 834-0200			
I CERTIFY THAT THIS SURVEY AND PLAT WAS PREPARED BY ME OR BY THOSE UNDER MY DIRECT SUPERVISION, MADE AT THE REQUEST OF:  WAFFLE HOUSE, Inc.		 <b>JOSEPH M. MARQUES</b> LICENSED PROFESSIONAL SURVEYOR			
THE SERVITUDES AND RESTRICTIONS SHOWN ON THIS SURVEY ARE LIMITED TO THOSE SET FORTH IN THE DESCRIPTION FURNISHED US AND THERE IS NO REPRESENTATION THAT ALL APPLICABLE SERVITUDES AND RESTRICTIONS ARE SHOWN HEREON THE SURVEYOR HAS MADE NO TITLE SEARCH OR PUBLIC RECORD SEARCH IN COMPILING THE DATA FOR THIS SURVEY.		THIS SURVEY MEETS THE MINIMUM REQUIREMENTS FOR CLASS "C" SURVEY ACCORDING TO THE "LOUISIANA MINIMUM STANDARDS FOR PROPERTY BOUNDARY SURVEYS."			
DATE:	SCALE:	DRAWN BY:	CHECKED BY:	JOB NO.:	PLAT No.:
9-27-11	1" = 40'	R.J.R.	J.M.M.	1134684	M-2402



### Slidell Annexation SL2012-01



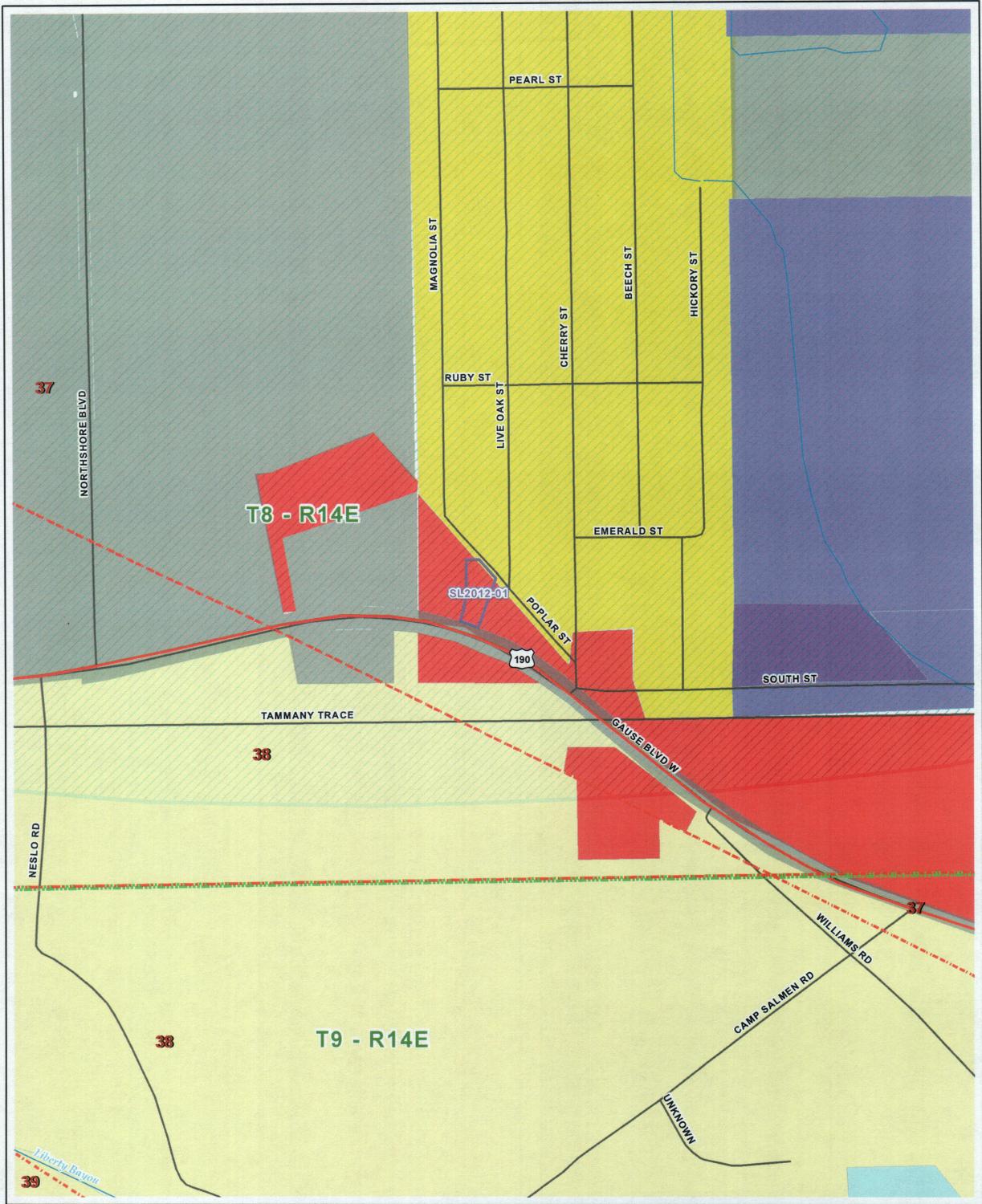
Source (Citation) for 2010 six inch pixel Imagery GeoTIFFs  
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 The imagery is projected to UTM 18 NAD 83, unit of measure is meters. The spatial resolution is approximately 1/6 inch pixel. Any use of the data must be accompanied w/ this citation and accompanying seals and logos embedded within.

- Streams
- Streets
- Major Roads
- Sections
- Township/Range
- Slidell



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

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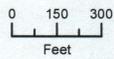


### Slidell Annexation SL2012-01

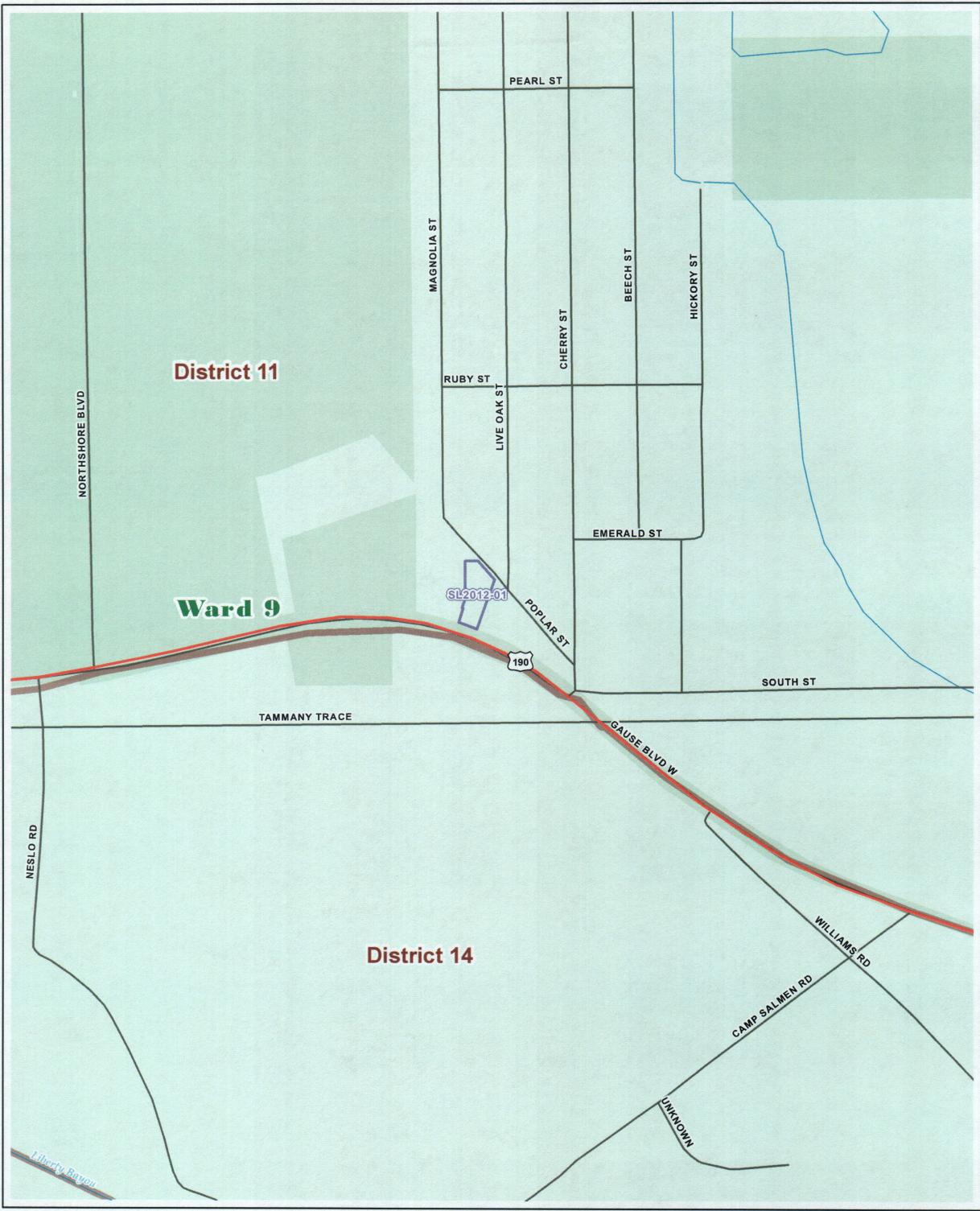


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Streams	Major Roads	Township/Range	SL2012-01
Streets	Sections	Slidell	
E-1 Estate	NC-2 Indoor Retail Service	I-4 Heavy Industrial	
E-2 Estate	NC-3 Lodging	MD-1 Medical Residential	
E-3 Estate	NC-4 Neighborhood Institutional	MD-2 Medical Clinical	
E-4 Estate	NC-5 Retail and Service	MD-3 Medical Facility	
A-1 Suburban	NC-6 Public, Cultural and Recreational	MD-4 Medical Facility	
A-1A Suburban	PBC-1 Planned Business Campus	PF-1 Public Facilities	
A-2 Suburban	PBC-2 Planned Business Campus	PF-2 Public Facilities	
A-3 Suburban	HC-1 Highway Commercial	CB-1 Community Based Facilities	
A-4 Single Family Residential	HC-2 Highway Commercial	ED-1 Primary Education	
A-4A Single Family Residential	HC-3 Highway Commercial	ED-2 Secondary Education	
A-5 Two Family Residential	HC-4 Highway Commercial	AT-1 Animal Training Housing	
A-6 Multiple Family Residential	HC-5 Highway Commercial	RBG Riverboat Gaming District	
A-7 Multiple Family Residential	I-1 Industrial	PUD Planned Unit Development	
A-8 Multiple Family Residential	I-2 Industrial	TND-1 Traditional Neighborhood Development	
NC-1 Professional Office	I-3 Heavy Industrial	TND-2 Traditional Neighborhood Development	

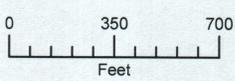


**Slidell Annexation  
SL2012-01**



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

- Streets
- Streams
- Major Roads
- ▭ SL2012-01
- ▭ Council Districts
- ▭ Wards
- ▭ Slidell



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