

#1628137



Change of Location/Reinstatement Off-Premise Prequalification Packet

L-COFF (6/2012)

Please complete this Change of Location/Reinstatement Off-Premise Prequalification Packet with information concerning your proposed business location for which you are applying to sell alcoholic beverages. This information will be used to obtain your prequalification to hold a license/permit. You will submit this information to the proper governmental entities for certification that your proposed location is legal for the type of license/permit for which you are applying. Permit applicants will also provide this packet to their local newspaper for certification that you have published the required notice.

LOCATION INFORMATION

1. Current License/Permit No.

Q519267 & BF519268

RECEIVED

OCT 3 2012

2. Indicate All that Apply

Change of Location Reinstatement

ENF/BRYAN
T.A.B.C.

3. Indicate Primary Business at the Proposed Location

Grocery/Market Convenience Store without Gas
 Liquor Store Miscellaneous Tobacco Barn
 Convenience Store with Gas

4. Trade Name of Proposed Location

Tobacco Barn #42

5. Proposed Location Address

1420 North University Drive Suite B

City County State Zip Code

Nacogdoches Nacogdoches TX 75961-

6. Mailing Address

P.O. Box 1688 Lufkin TX 75902-

7. Business Phone No.

(936) 559 - 5013

Alternate Phone No.

(936) 634 - 8155

E-mail Address

OWNER INFORMATION AS ON FILE WITH TABC

8. Owner of Business

Brookshire Brothers Beverage Corporation

9. If Applicant Is/Must Be Listed Below (attach L-OIC if additional space is needed).

Individual/Individual Owner	Limited Liability Company/All Officers or Managers
Partnership/All Partners	Joint Venture/Venturers
Limited Partnership/All General Partners	Trust/Trustee(s)
Corporation/All Officers	City, County, University/Official

Last Name	First Name	MI	Title
Johnson	Jerry	A	VP/Sec.&Treas
Last Name	First Name	MI	Title
Osgood	Sumner	J	Vice-Pres.
Last Name	First Name	MI	Title
Brookshire Brothers Management, Inc			Corp. Stockho

MEASUREMENT INFORMATION

10. Will your business be located within 300 feet of a church or public hospital? Yes No

NOTE: For churches or public hospitals measure from front door to front door, along the property lines of the street fronts and in a direct line across intersections.

11. Will your business be located within 300 feet of any private/public school? Yes No

NOTE: For private/public schools measure in a direct line from the nearest property line of the school to the nearest property line of the place of business, and in a direct line across intersections.

NOTE: If located on or above the fifth story of a multistory building: measure in a direct line from the property line of the private/public school to property line of your place of business in a direct line across intersections vertically up the building at the property line to the base of the floor on which your business is located.

12. Will your business be located within 1,000 feet of a private school? Yes No

13. Will your business be located within 1,000 feet of a public school? Yes No

WARNING AND SIGNATURE

If Applicant Is/Must Sign

Individual/Individual Owner

Corporation/Officer

Partnership/Partner

Limited Liability Company/ Officer or Manager

Limited Partnership/General Partner

WARNING: Section 101.69 of the Texas Alcoholic Beverage Code states: "...a person who makes a false statement or false representation in an application for a permit or license or in a statement, report, or other instrument to be filed with the Commission and required to be sworn commits an offense punishable by imprisonment in the penitentiary for not less than 2 nor more than 10 years."

BY SIGNING YOU ARE SWEARING TO ALL INFORMATION AND ATTACHMENTS TO THIS PACKET.

PRINT NAME

JERRY A. JOHNSON

SIGN HERE

Jerry A. Johnson

TITLE

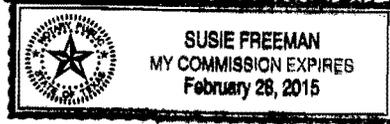
Vice President

Before me, the undersigned authority, on this 1ST day of October, 2012, the person whose name is signed to the foregoing application personally appeared and, duly sworn by me, states under oath that he, or she has read the said application and that all the facts therein set forth are true and correct.

SIGN HERE

Susie Freeman

NOTARY PUBLIC



SEAL

CERTIFICATE OF CITY SECRETARY (FOR P, Q, BF & BQ)

CHECK HERE IF NOT IN CITY LIMITS

I hereby certify on this 1 day of October, 2012, that the location for which the license/permit is sought is inside the boundaries of this city or town, in a "wet" area for such license/permit, and not prohibited by charter or ordinance in reference to the sale of such alcoholic beverages.

SIGN HERE

Stacy Corley
City Secretary/Clerk

Nacogdoches, TEXAS

SEAL

If location can not be certified above, please complete the following:

I hereby certify on this _____ day of _____, 20____, that the location is prohibited by Charter or Ordinance No. _____ in reference to the sale of alcoholic beverages.

SIGN HERE

City Secretary/Clerk

SEAL

CERTIFICATE OF COUNTY CLERK (FOR P, Q & BF)

I hereby certify on this 1st day of OCTOBER, 2012, that the location for which the license/permit is sought is in a "wet" area for such license/permit, and is not prohibited by any valid order of the Commissioner's Court.

SIGN HERE CAROL WILSON by Jennifer Allen NACOGDOCHES COUNTY
 County Clerk Deputy

SEAL

CERTIFICATE OF COUNTY CLERK (FOR BQ)

I hereby certify on this _____ day of _____, 20____, that the location for which the license/permit is sought as the place of business is in a "wet" area and is not prohibited by any valid order of the Commissioner's Court for a Wine and Beer Retailer's Off-Premise Permit.

Most current election for given location was held for:

- legal sale of all alcoholic beverages for off-premise consumption
- legal sale of all alcoholic beverages
- legal sale of all alcoholic beverages except mixed beverages
- legal sale of all alcoholic beverages including mixed beverages
- legal sale of mixed beverages
- legal sale of mixed beverages in restaurants by food and beverage certificate holders
- legal sale of wine on the premises of a holder of a winery permit
- legal sale of wine/beer (17%) on-premise or wine/beer off-premise **AFTER** Sept. 1, 1999
- legal sale of wine/beer (14%) on-premise or wine/beer off-premise **BEFORE** Sept. 1, 1999

SIGN HERE _____ COUNTY
 County Clerk

SEAL

COMPTROLLER OF PUBLIC ACCOUNTS CERTIFICATE

This is to certify on this 1st day of October, 2012, the applicant holds or has applied for and satisfies all legal requirements for the issuance of a Sales Tax Permit under the Limited Sales, Excise and Use Tax Act or the applicant as of this date is not required to hold a Sales Tax Permit.

Sales Tax Permit Number 17526928399 Outlet Number 00096

Print Name of Comptroller Employee Merlin Griggs

Print Title of Comptroller Employee Enforcement Officer

SIGN HERE [Signature] FIELD OFFICE 2H20



PUBLISHER'S AFFIDAVIT (FOR P & Q)

Name of newspaper	
City, County	
Dates notice published in daily/weekly newspaper (mm/dd/yyyy)	<u> / /</u>
Publisher or designee certifies attached notice was published in newspaper stated on dates shown	
Signature of publisher or designee	
Sworn to and subscribed before me on this date	<u> / /</u>
Signature of Notary Public	

Needs

**ATTACH PRINTED
 COPY OF THE
 NOTICE HERE**

SEAL



County Judge's Order

L-CJ (4/2011)

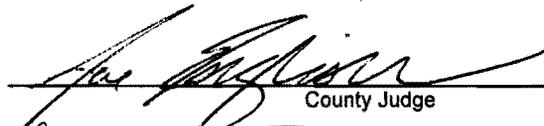
Attached below is a proposed County Judge's Order being presented to the County Judge of Nacogdoches County. Pursuant to 61.31 of the Texas Alcoholic Beverage Code and Rule 33.13, this application is being sent to you for hearing by Beverly L. Baber, License & Permit Specialist (Print TABC Employee Name)  from the Bryan (TABC District Office) office of the TABC. The application has been submitted by Brookshire Brothers Beverage Corporation dba Tobacco Barn #42 (Owner/Applicant's Name) located at 1420 North University Drive Suite B (Location Address) in the city of Nacogdoches, Texas 75961 for the following license/permit type: Wine Only Package Store Permit #Q-519267 & Beer Retailer's Off Premise #BF-519268. As of 10 / 4 / 2012 this date there IS IS NOT a protest on file with this office. If protested, you will be contacted by the Legal Division of the TABC regarding the protest hearing.

On this 24th day of October, 2012, came to be heard the foregoing application and it appearing to the county judge/delegated county officer of Nacogdoches County, that due and legal notice was given as required by law; and after having heard the evidence and argument, it further appearing that the facts as set forth in the application are TRUE / FALSE and that NO / A lawful reason to warrant the denial exists:

It is, therefore, the order and judgment of the judge/delegated county officer that said application be in all things DISAPPROVED; OR

APPROVED subject to the payment of the proper fees and the approval of the Texas Alcoholic

Beverage Commission.

SIGNED HERE  County Judge

TITLE County Judge

SEAL

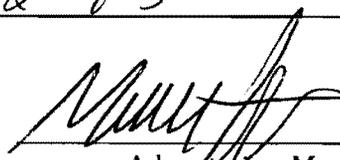
The Daily Sentinel

4920 COLONIAL DRIVE- PO BOX 630068- NACOGDOCHES, TEXAS 75963-0068- (936) 564-8361
Rayanne Schmid Editor & Publisher

THE STATE OF TEXAS COUNTY OF Nacogdoches

BEFORE ME, the undersigned, a Notary Public, this day personally came **Marshall Stephens**, who after being sworn according to law that he is the ADVERTISING MANAGER FOR **THE DAILY SENTINEL**.

THE PUBLISHERS, of **The DAILY SENTINEL**, a daily newspaper of general circulation published in Nacogdoches, Texas, in Nacogdoches County and said State, attest that the attached printed material was published in said newspaper October 2nd & 3rd, 2012.



Advertising Manager

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE 3rd
day of October, 2012



Notary Public, State of Texas



Jennifer R. Bess
Notary's Printed Name