

# 1627891



# 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.  
Q519280 & BF519281

2. Indicate All that Apply  
 Change of Location       Reinstatement

3. Indicate Primary Business at the Proposed Location  
 Grocery/Market       Convenience Store without Gas  
 Liquor Store       Miscellaneous  
 Convenience Store with Gas

4. Trade Name of Proposed Location  
Brookshire Brothers #42

5. Proposed Location Address  
1420 North University Drive  
City: Nacogdoches      County: Nacogdoches      State: TX      Zip Code: 75961-

6. Mailing Address  
P.O. Box 1688  
City: Lufkin      State: TX      Zip Code: 75902-

7. Business Phone No.      Alternate Phone No.      E-mail Address  
( 936 ) 569 - 1716      ( 936 ) 634 - 8155

RECEIVED  
OCT 3 2012  
EMP. BRYAN  
T.A.B.C.

## 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
Osgood	Sumner	J	Vice-Pres.
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

Partnership/Partner

Limited Partnership/General Partner

Corporation/Officer

Limited Liability Company/ Officer or Manager

**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 1<sup>ST</sup> 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



SUSIE FREEMAN  
MY COMMISSION EXPIRES  
February 28, 2015

**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

TEXAS

**SEAL**

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

I hereby certify on this 1<sup>st</sup> 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

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 15<sup>th</sup> 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 00040

Print Name of Comptroller Employee Merlin Briggs

Print Title of Comptroller Employee Enforcement Officer

SIGN HERE: Merlin Briggs 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>
<b>Publisher or designee certifies attached notice was published in newspaper stated on dates shown</b>	
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) *BLB* from the Bryan (TABC District Office) office of the TABC. The application has been submitted by Brookshire Brothers Beverage Corporation dba Brookshire Brothers #42 (Owner/Applicant's Name) located at 1420 North University Drive (Location Address) in the city of Nacogdoches, Texas 75961 for the following license/permit type: Wine Only Package Store Permit #Q-519280 & Beer Retailer's Off Premise #BF-519281

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 *Joe [Signature]* 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

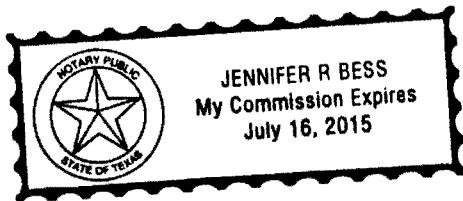
## THE STATE OF TEXAS COUNTY OF Nacogdoches

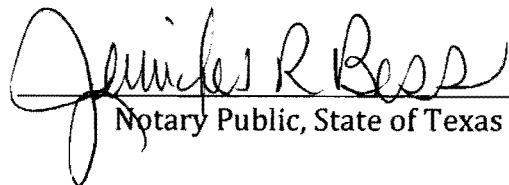
BEFORE ME, the undersigned, a Notary Public, this day personally came **Marshall Stephens**, who after being sworn according to law that he is the ADVERTISING MANAGER FOR **THE DAILY SENTINEL**.

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 4th  
day of October, 2012



  
\_\_\_\_\_  
Notary Public, State of Texas

\_\_\_\_\_  
Jennifer R. Bess  
Notary's Printed Name