

## ABC Public Records

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**From:** ABC Public Records  
**Sent:** Tuesday, December 15, 2015 3:04 PM  
**To:** cherylschmit@att.net  
**Subject:** FW: Public Acts Request -- Application 561355 Type 47

Hello Ms. Schmit –

We acknowledge receipt of check #1534 for \$3.90. The documents will go out in tomorrow's mail.

*Thanks,*

*Annie*

Ann Bordenkircher, Senior Legal Analyst  
Office of Legal Services  
Department of Alcoholic Beverage Control

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**From:** ABC Public Records  
**Sent:** Friday, December 04, 2015 3:51 PM  
**To:** cherylschmit@att.net  
**Subject:** Public Acts Request -- Application 561355 Type 47

Hello again Ms. Schmit –

After review of the subject file, we determined that the following documents are available:

**Enterprise Development Authority; ABC #561355**

1. ABC License Query System Summary as of 12/3/15 (2 pages)
2. ABC letter to Applicant dated 10/27/15 (1 page)
3. ABC letter to Applicant dated 9/28/15 (1 page)
4. ABC-226 Statement re Consideration Deposited in Escrow signed 9/11/15 & 10/10/15 (1 page)
5. United States Department of the Interior Bureau of Indian Affairs letter to Glenda Nelson, Chairwoman dated 8/31/15 (2 pages)  
Attachment:
  - Liquor Control Statute of the Estom Yumeka Maidu Tribe of the Enterprise Rancheria approved 4/10/15 (6 pages)
6. Tribal email to ABC dated 10/9/15 (1 page)  
Attachment:
  - Property pictures (3 pages)
7. ABC-293 Affidavit of Posting signed 10/10/15 (3 pages)
8. ABC-207-F Declaration of Service by Mail signed 10/14/15 (1 page)
9. ABC-257 Licensed Premises Diagram signed 8/31/15 (2 pages)
10. ABC-253 Supplemental Diagram signed 8/31/15 (1 page)
11. ABC-140 Certification re Chapter 15 Tied-House Restrictions (1 page)
12. ABC-243 Corporate Questionnaire signed 8/31/15 (1 page)
13. ABC-255 Zoning Affidavit signed 8/31/15 (1 page)
14. ABC-251 Statement re: Consideration Points signed 10/10/15 (1 page)
15. ABC-247 Statement re: Residences signed 10/10/15 (1 page)
16. ABC-227 Notice of Intended Transfer signed 8/18/15 & 8/19/15 (2 pages)
17. ABC-42 Receipt for Payment received 9/11/15 (1 page)

18. ABC-211 Application dated 9/11/15 (1 page)
19. ABC-211-SIG Application Signature Sheet signed 8/31/15 (2 pages)
20. ABC-211-A License Transfer Request signed 8/29/15 & 9/31/15 [sic] (4 pages)

Please be advised that this application is in pending status; therefore the documents listed above are subject to amendment or withdrawal until approved by the Department. Other documents may be required prior to issuance of a license.

Personal, confidential and financial information will be redacted from these documents pursuant to Government Code section 6250 et seq. This includes applicant/licensee signatures, non-premises addresses and personal phone numbers for privacy. (Civ. Code § 1798.3.)

It is common to place holds on new applications to ensure that any taxes owed by the transferring licensee are paid prior to transfer. The 220 hold means that a licensing investigation is on-going and must be completed prior to transfer. Additionally, the H&L Protest hold means that protests were received and the license cannot be transferred until the protests process has been completed. Currently, the protests have not been evaluated as to their validity; therefore they are not available to the public.

We charge 10¢ per page for copies under the Public Records Act. Available documents consist of 39 pages. If you wish to receive these documents, please make your \$3.90 check payable to the Department of Alcoholic Beverage Control and mail it to my attention at 3927 Lennane Drive, Suite 100, Sacramento, CA 95834. Once received, the documents will be released.

*Thanks,*

*Annie*

Ann Bordenkircher, Senior Legal Analyst  
Office of Legal Services  
Department of Alcoholic Beverage Control

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**From:** ABC Public Records  
**Sent:** Friday, November 20, 2015 4:56 PM  
**To:** 'cherylschmit@att.net'  
**Subject:** RE: Public Acts Request -- Application 561355 Type 47

Hello Ms. Schmit –

We acknowledge receipt of the below PRA dated 11/10/15. We are gathering documents in our possession, but will need additional time to determine what exists that satisfies your request. Because we have to check with various statewide offices that are separate from the responding location, we are permitted a 14-day extension to make that determination. (Gov. Code § 6253(c)(1).)

You will hear back from us by 12/4/15.

*Thanks,*

*Annie*

Ann Bordenkircher, Senior Legal Analyst  
Office of Legal Services  
Department of Alcoholic Beverage Control

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**From:** [cherylschmit@att.net](mailto:cherylschmit@att.net) [<mailto:cherylschmit@att.net>]  
**Sent:** Tuesday, November 10, 2015 1:17 PM

To: ABC Public Records

Subject: Public Acts Request -- Application 561355 Type 47

**RE: Public Records Act Request**

Pursuant to my rights under the California Public Records Act. (Government Code Section 6250 et seq., and the California Constitution, as amended by passage of Proposition 59 on November 2, 2004) *Stand Up For California!* is writing to request a copy of the following records, which I have been advised and understand may be in the possession of your city.

- Any and all materials submitted by the Estom Yumeka Maidu Tribe of the Enterprise Rancheria or Enterprise Development in Application 561355 Type 47 license.
- Specifically we request a copy of the Tribal Ordinance approved and published in the federal register.
- Since the application applies to a vacant rural 40 ac. site we request a copy of the development/construction plans for the proposed facility in which alcohol is to be sold, served or brewed.
- Since this application is for the transfer of a prior application Asian Bistro, we request all materials, documents pertaining to the transfer.
- Any letters, documents that explain the HOLDS for: Form 220, Franchise Tax and State Board of Equalization.

I ask for a determination on this request within 10 days of your receipt of it and an even earlier reply if you can make that determination without having to review the records in question. If you nonetheless determine that the requested records are subject to a still valid exemption, I would further request that (1) you exercise your discretion to disclose some or all of the records notwithstanding the exemption and (2) that, with respect to records containing both exempt and nonexempt content: you redact the exempt content and disclose the rest.

Finally should you deny part of this entire request, you are required to provide a written response describing the legal authority or authorities on which you rely. If I can provide any clarification that will help expedite your attention to this request, please contact me at PH: 916-663-3207 or FX: 916-663-1415. I ask that you notify me of any duplication costs exceeding \$50.00, so that I may decide which records I want copied. If it is possible to send the records via electronic format, I would prefer that.

Sincerely,  
Cheryl Schmit – Director  
916-663-3207  
Post Office Box 355  
Penryn, CA. 95663  
[cherylschmit@att.net](mailto:cherylschmit@att.net)  
[www.standupca.org](http://www.standupca.org)



**California Department of Alcoholic  
Beverage Control**  
*License Query System Summary  
as of 12/3/2015*

<b>License Information</b>
<b>License Number:</b> 561355
<b>Primary Owner:</b> ENTERPRISE DEVELOPMENT AUTHORITY, THE
<b>ABC Office of Application:</b> 23 - SACRAMENTO
<b>Business Name</b>
<i>... No Active DBA found ...</i>
<b>Business Address</b>
<b>Address:</b> APN 014-280-095 40 ACRES, YUBA COUNTY <b>Census Tract:</b>
<b>City:</b> MARYSVILLE <b>County:</b> YUBA
<b>State:</b> CA <b>Zip Code:</b> 95901
<b>Licensee Information</b>
<b>Licensee:</b> ENTERPRISE DEVELOPMENT AUTHORITY, THE
<b>Company Information</b>
OFFICER: NELSON, GLENDA DARLENE (CHAIRMAN)
OFFICER: SMITH, CINDY JO (SECRETARY/ASST SEC)
OFFICER: LOZANO, THOMAS DAVID (TREASURER)
OFFICER: BORENE, GREGORY DOUGLAS (VICE PRESIDENT)
<b>License Types</b>
<b>1) License Type:</b> 47 - ON-SALE GENERAL EATING PLACE
<b>License Type Status:</b> PENDING
<b>Status Date:</b> 11-SEP-2015 <b>Term:</b> 12 Month(s)
<b>Original Issue Date:</b> <b>Expiration Date:</b>
<b>Master:</b> Y <b>Duplicate:</b> 0 <b>Fee Code:</b> P0
<b>License Type was Transferred On:</b> <b>FROM:</b> 47-501354
<b>Current Disciplinary Action</b>
<i>... No Active Disciplinary Action found ...</i>
<b>Disciplinary History</b>
<i>... No Disciplinary History found ...</i>
<b>Hold Information</b>
<b>Hold Date:</b> 26-NOV-2013 <b>Type:</b> BOARD OF EQUALIZATION HOLD
<b>Hold Date:</b> 22-JUL-2014 <b>Type:</b> FRANCHISE TAX HOLD
<b>Hold Date:</b> 11-SEP-2015 <b>Type:</b> FORM 220
<b>Hold Date:</b> 02-DEC-2015 <b>Type:</b> H & L PROTEST
<b>Escrow</b>

<b>Escrow:</b> CAPITOL CITY ESCROW, 3838 WATT AVE STE F610 SACRAMENTO,CALIFORNIA 95821
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*--- End of Report ---*

For a definition of codes, view our [glossary](#).

**DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL**

SACRAMENTO DISTRICT OFFICE  
2400 DEL PASO ROAD, SUITE 155  
SACRAMENTO, CA 95834  
(916) 419-1319



October 27, 2015

ENTERPRISE DEVELOPMENT AUTHORITY  
2133 MONTE VISTA AVE  
OROVILLE, CA 95966-6968

Location: APN 014-280-095  
40 ACRES, YUBA COUNTY  
MARYSVILLE, CA 95901  
CMD: September 14, 2015  
File No.: 47-561355

Dear Applicant(s):

I have been assigned to investigate your application for an alcoholic beverage license. In order to process your application, the following documents and/or information are needed:

1. Please advise dba.
2. 23038 Acknowledgement – Sign and return.
3. ABC-217 Application (attached) – Please complete #34. (Notarize or sign at ABC)
4. Please provide building measurements (length x width).
5. Submit document regarding election of officers.
6. Copy of completed Live Scan forms to verify fingerprinting.
7. Copy of valid IDs for Glenda Nelson and Cindy Smith.
8. Copy of menu.

To prevent delays in your application, please submit the above items to my attention within ten (10) days from the date of this letter. If you have questions, please contact me at (916) 419-3783.

Sincerely,

A handwritten signature in black ink, appearing to read "J Flores".

Janette Flores  
Licensing Representative

Encl.

**DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL**

SACRAMENTO DISTRICT OFFICE  
2400 DEL PASO ROAD, SUITE 155  
SACRAMENTO, CA 95834  
(916) 419-1319



September 28, 2015

ENTERPRISE DEVELOPMENT AUTHORITY  
2133 MONTE VISTA AVE  
OROVILLE, CA 95966-6968

Location: APN 014-280-095  
40 ACRES, YUBA COUNTY  
MARYSVILLE, CA 95901  
CMD: September 14, 2015  
File No.: 47-561355

Dear Applicant(s):

I have been assigned to investigate your application for an alcoholic beverage license. In order to process your application, the following documents and/or information are needed:

- ✓ 1. ABC-293 Affidavit of Posting – Please submit Affidavit and contact me when posted.
2. Please advise name of casino (dba).
3. 23038 Acknowledgement (attached) – Sign and return.
- ✓ 4. ABC-207E & F – Notification to residents within 500 feet.
5. ABC-217 Application (attached) – Please complete #34, 35c & sign/date (**notarize**)
- ✓ 6. ABC-140 Certification - Complete #5 Retail License Applicant, sign & date.
- ✓ 7. ABC-247 Statement re Residences – Please submit.
- ✓ 8. ABC-251 Statement re Consideration Points – Please submit.
9. Please provide building measurement (length x width).
10. Submit document regarding election of officers.
11. Copy of completed Live Scan forms to verify fingerprinting.
12. Copy of valid IDs for Glenda Nelson and Cindy Smith.
13. Copy of menu
- ✓ 14. ABC-226 Statement re: consideration – From escrow office when all funds deposited.

You indicate you will hire a manager, therefore I have enclosed manager qualification information.

To prevent delays in your application, please submit the above items to my attention within ten (10) days from the date of this letter. If you have questions, please contact me at (916) 419-3783.

Sincerely,

A handwritten signature in black ink, appearing to be "J Flores".

Janette Flores  
Licensing Representative

Encl.

**STATEMENT RE CONSIDERATION  
DEPOSITED IN ESCROW**



TRANSFEROR <b>ASIAN FUSION BISTRO INC</b>
TRANSFEROR'S LICENSE NUMBER <b>501354</b>

**SECTION I: APPLICANT'S STATEMENT THAT CONSIDERATION HAS BEEN DEPOSITED IN ESCROW**

ESCROW HOLDER NAME AND ADDRESS <b>CAPITOL CITY ESCROW 3838 WATT AVE STE F610 SACRAMENTO, CA 95821</b>	APPLICANT NAME AND PREMISES ADDRESS <b>ENTERPRISE DEVELOPMENT AUTHORITY, THE APN 014-280-095 40 ACRES, YUBA COUNTY MARYSVILLE, CA 95901</b>
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The above designed applicant states that he is the intended transferee of a retail license, and submits the following statement pursuant to the provisions of Section 24074.3 of the Alcoholic Beverage Control Act:

I hereby state that the purchase price or consideration, as set for in the escrow agreement required by Section 24074 of the Alcoholic Beverage Control Act is deposited with the escrow holder named above.

I declare under the penalty of perjury that the foregoing is true and correct.

Executed at SACRAMENTO, California, September 11, 2015

APPLICANT'S SIGNATURE  
X

Applicant(s) hereby instruct(s) the escrow holder to transmit this statement to the Department of Alcoholic Beverage Control when the escrow holder executes Section II of this document. At that time a copy must also be sent to the transferor.

**SECTION II: ESCROW HOLDER'S NOTIFICATION TO THE DEPARTMENT THAT LICENSE MAY TRANSFER**

To the Department of Alcoholic Beverage Control:

In connection with the transfer of the Alcoholic Beverage license described above, please be advised that the total consideration set forth in the recorded notice has been deposited in escrow and that all cash required by the escrow instructions to be deposited prior to the close of escrow has in fact been deposited, and/or the escrow has the unconditional written assurance of a responsible lender that funds will be deposited in escrow forthwith upon issuance of license.

Escrow holder certifies that disbursement of the consideration provided for in escrow instructions will not establish a preference for any creditor of the transferor except as provided for by Section 24074 of the Alcoholic Beverage Control Act.

ESCROW HOLDER: Mail original and two copies to:

**Department of Alcoholic Beverage Control  
2400 DEL PASO ROAD  
SUITE 155  
SACRAMENTO, CA 95834  
(916) 419-1319**

ESCROW HOLDER SIGNATURE X	ESCROW NUMBER	DATE SIGNED <u>10/10/15</u>
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**SECTION III: DEPARTMENT'S NOTICE TO ESCROW HOLDER THAT LICENSE HAS TRANSFERRED  
(For Department use only)**

LICENSE NUMBER	DATE SIGNED
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This notice, submitted in fulfillment of the provisions of Section 24074 of the Alcoholic Beverage Control Act will serve to confirm that the transferor's license was transferred as shown above.

LICENSING SUPERVISOR SIGNATURE (Department of Alcoholic Beverage Control)

X





## United States Department of the Interior

BUREAU OF INDIAN AFFAIRS

Pacific Regional Office

2800 Cottage Way

Sacramento, California 95825

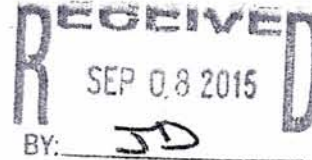
AUG 31 2015

IN REPLY REFER TO:

Tribal Government Services

CERTIFIED MAIL NO. 7013 2630 0001 5557 7688

RETURN RECEIPT REQUESTED



Honorable Glenda Nelson, Chairwoman  
Enterprise Rancheria of Maidu Indians of California  
2133 Montevista Avenue  
Oroville, California 95966

Dear Chairwoman Nelson:

The purpose of this correspondence is to inform you of my decision to approve the Liquor Control Statute of the Enterprise Rancheria of Maidu Indians (Statute) for the Enterprise Rancheria of Maidu Indians of California (Tribe). The Bureau of Indian Affairs, Superintendent, Central California Agency, submitted the Liquor Control Statute to this Office for approval.

The Tribal Council by Resolution No.15-05, dated April 10, 2015, approved the Tribe's Statute and requested Secretarial approval of the Statute pursuant to the Act of August 15, 1953, Public Law 83-277, 67 Stat. 586, 18 U.S.C. 1161, which requires the Secretary of the Interior to certify and publish in the Federal Register notice of adopted liquor ordinances for the purpose of regulating liquor transactions in Indian country.

Staff from this Office conducted a technical review and obtained a legal opinion from the Regional Solicitor, Pacific Southwest Regional Office and made a recommendation to the Tribe's legal counsel Maier Pfeffer Kim Geary & Cohen LLP, via e-mail correspondence dated August 21, 2015. Tribal Council Resolution No.15-05, dated May 5, 2015, authorized the Tribe's legal counsel to submit the Liquor Control Statute on behalf of the Tribe. This Office received a revised Statute via e-mail from John Maier of Maier Pfeffer Kim Geary & Cohen LLP, dated August 25, 2015. The revised Statute contained minor changes of adding "manufacturing" to Article One, Section 5, as recommended, and corrected the numbering of the last section in Article One from Section 5 to Section 6.

Following the submission of the revised version of the Statute another revised version was submitted which modified the definition of the Tribe by capitalizing Federal Register, changing Tribe to all lowercase, and adding "Indian" before the new lowercase "tribe", all in an effort to clarify that the Estom Yumeka Maidu Tribe of the Enterprise Rancheria is a federally recognized Indian tribe listed in the Federal Register as "Enterprise Rancheria of Maidu Indians of California".

The Statute appears in conformance with the laws of the State of California and does not contain any provisions that are contrary to applicable Federal law. In accordance with the authority granted to the Secretary of the Interior by the Act of August 15, 1953, Public Law 83-277, 67 Stat. 586, 18 U.S.C. 1161, and delegated to me through the Indian Affairs Manual, Part 3, Chapter 4, Section 1.4, B, Authorities that are Redelegated only to Regional Directors, No. 12-42, reissue of December 19, 2012, I do hereby approve the Liquor Control Statute for the Enterprise Rancheria. ***The Statute shall become effective upon certification by the Assistant Secretary - Indian Affairs, and publication in the Federal Register. Furthermore, nothing in this approval shall be construed as authorizing any action that would be contrary to Federal law.***

Any questions regarding this matter can be directed to Harley Long, Tribal Government Officer at (916) 978-6067.

Sincerely,



Acting Regional Director

Enclosures

cc: Superintendent, Central California Agency  
Regional Solicitor, Pacific Southwest Region

**LIQUOR CONTROL STATUTE  
OF THE  
ESTOM YUMEKA MAIDU TRIBE OF THE ENTERPRISE RANCHERIA  
Approved April 10, 2015**

**ARTICLE ONE  
INTRODUCTION**

**Section 1. Authority**

This Statute is enacted pursuant to the Act of August 15, 1953 (Pub. L. 83-277, 67 Stat. 586, 18 U.S.C. 1161) and by powers vested in the Tribal Council of the Estom Yumeka Maidu Tribe of the Enterprise Rancheria ("Tribal Council") to develop, adopt and enforce statutes as authorized under Article VI, Section 3 of the Constitution of the Enterprise Rancheria – Estom Yumeka Maidu, approved May 5, 1996 and revised as of October 29, 2003.

**Section 2. Purpose**

The purpose of this Statute is to regulate and control the possession, sale, manufacture and distribution of liquor within Tribal Trust Lands, in order to permit alcohol sales by tribally owned and operated enterprises and private lessees, and at tribally approved special events. Enactment of a liquor control statute will help provide a source of revenue for the continued operation of the tribal government, the delivery of governmental services, and the economic viability of tribal enterprises.

**Section 3. Short Title**

This Statute shall be known and cited as the "Liquor Control Statute."

**Section 4. Jurisdiction**

This Statute shall apply to all lands now or in the future under the governmental authority of the Tribe, including Tribal Trust Lands.

**Section 5. Application of 18 U.S.C. §1161**

By adopting this Statute, the Tribe hereby regulates the sale, manufacturing, distribution, and consumption of liquor while ensuring that such activity conforms with all applicable laws of the State of California as required by 18 U.S.C. § 1161 and the United States.

**Section 6. Declaration of Public Policy; Findings**

The Tribal Council enacts this Statute, based upon the following findings:

- (a) The distribution, possession, consumption and sale of liquor on the Tribe's Reservation is a matter of special concern to the Tribe.
- (b) The Tribe is the beneficial owner of Tribal Trust Lands, upon a portion of which the Tribe plans to construct and operate a gaming facility and related entertainment and lodging facilities.
- (c) The Tribe's gaming facility will serve as an integral and indispensable part of the Tribe's economy, providing revenue to the Tribe's government and employment to tribal citizens and others in the local community.
- (d) Federal law, as codified at 18 U.S.C. §§ 1154 and 1161, currently prohibits the introduction of liquor into Indian country, except in accordance with State law and the duly enacted law of the Tribe.
- (e) The Tribe recognizes the need for strict control and regulation of liquor transactions on Tribal Trust Lands because of potential problems associated with the unregulated or inadequate regulated sale, possession, distribution, and consumption of liquor.
- (f) Regulating the possession, sale, distribution and manufacture of liquor within Tribal Trust Lands is also consistent with the Tribe's interest in ensuring the peace, safety, health, and general welfare of the Tribe and its citizens.
- (g) Tribal control and regulation of liquor on Tribal Trust Lands is consistent with the Tribe's custom and tradition of controlling the possession and consumption of liquor on tribal lands and at tribal events.
- (h) The purchase, distribution, and sale of liquor on Tribal Trust Lands shall take place only at duly licensed (i) tribally owned enterprises, (ii) other enterprises operating pursuant to a lease with the Tribe, and (iii) tribally-sanctioned events.
- (i) The sale or other commercial manufacture or distribution of liquor on Tribal Trust Lands, other than sales, manufacture, and distributions made in strict compliance with this Statute, is detrimental to the health, safety, and general welfare of the citizens of the Tribe, and is prohibited.

## ARTICLE TWO DEFINITIONS

### Section 1. Definitions

As used in this Statute, the terms below are defined as follows:

- (a) *Alcohol* means ethyl alcohol, hydrated oxide of ethyl, or spirit of wine, in any form, and regardless of source or the process used for its production.

(b) *Alcoholic beverage* means all alcohol, spirits, liquor, wine, beer and any liquid or solid containing alcohol, spirits, liquor, wine, or beer, and which contains one-half of one percent or more of alcohol by volume and that is fit for human consumption, either alone or when diluted, mixed, or combined with any other substance(s).

(c) *Compact* means a Tribal-State compact between the State and the Tribe that governs the conduct of class III gaming activities on that portion of the Tribal Trust Lands recognized as "Indian lands" pursuant to the Indian Gaming Regulatory Act, 25 U.S.C. §§ 2701, *et seq.*, or such other procedures prescribed by the Secretary under the Act pursuant to 25 U.S.C. § 2710(d)(7)(B)(vii).

(d) *License* means, unless otherwise stated, a license issued by the Tribe in accordance with this Statute.

(e) *Liquor* means any alcoholic beverage, as defined under this Section.

(f) *Person* means any individual or entity, whether Indian or non-Indian, receiver, assignee, trustee in bankruptcy, trust, estate, firm, corporation, partnership, joint corporation, association, society, or any group of individuals acting as a unit, whether mutual, cooperative, fraternal, non-profit or otherwise, and any other Indian tribe, band or group. The term shall also include the businesses of the Tribe.

(g) *Sale and sell* means the transfer for consideration of any kind, including by exchange or barter.

(h) *Secretary* means the Secretary of the United States Department of the Interior.

(i) *State* means the State of California.

(j) *Tribal Trust Lands* means and includes all lands held by the United States in trust for the Tribe now or in the future.

(k) *Tribe* means the Estom Yumeka Maidu Tribe of the Enterprise Rancheria, a federally recognized Indian tribe, listed in the Federal Register as "Enterprise Rancheria of Maidu Indians of California."

### ARTICLE THREE LIQUOR SALES, POSSESSION, & MANUFACTURE

#### **Section 1. Possession of Alcohol**

The introduction and possession of alcoholic beverages shall be lawful within Tribal Trust Lands; provided that such introduction or possession is in conformity with the laws of the State.

**Section 2. Retail Sales of Alcohol**

The sale of alcoholic beverages shall be lawful within Tribal Trust Lands; provided that such sales are in conformity with the laws of the State and are made pursuant to a license issued by the Tribe.

**Section 3. Manufacture of Alcohol**

The manufacture of beer and wine shall be lawful within Tribal Trust Lands, provided that such manufacture is in conformity with the laws of the State and pursuant to a license issued by the Tribe.

**Section 4. Age Limits**

The legal age for possession or consumption of alcohol within Tribal Trust Lands shall be the same as that of the State, which is currently 21 years. No person under the age of 21 years shall purchase, possess or consume any alcoholic beverage. If there is any conflict between State law and the terms of the Compact, if any, regarding the age limits for alcohol possession or consumption, the age limits in the Compact shall govern for purposes of this Statute.

**ARTICLE FOUR  
LICENSING**

**Section 1. Licensing**

The Tribal Council shall have the power to establish procedures and standards for tribal licensing of liquor sales within Tribal Trust Lands, including the setting of a license fee schedule, and shall have the power to publish and enforce such standards; provided that no tribal license shall issue except upon showing of satisfactory proof that the applicant is duly licensed by the State. The fact that an applicant for a tribal license possesses a license issued by the State shall not provide the applicant with an entitlement to a tribal license. The Tribal Council may in its discretion set standards which are more, but in no case less, stringent than those of the State.

**ARTICLE FIVE  
ENFORCEMENT**

**Section 1. Enforcement**

The Tribal Council shall have the power to develop, enact, promulgate and enforce regulations as necessary for the enforcement of this Statute and to protect the public health, welfare and safety of the Tribe, provided that all such regulations shall conform to and not be in conflict with any applicable tribal, federal or state law. Regulations enacted pursuant to this Statute may include provisions for suspension or revocation of tribal liquor licenses, reasonable

search and seizure provisions, and civil and criminal penalties for violations of this Statute to the full extent permitted by federal law and consistent with due process.

Tribal law enforcement personnel and security personnel duly authorized by the Tribal Council shall have the authority to enforce this Statute by confiscating any liquor sold, possessed, distributed, manufactured or introduced within Tribal Trust Lands in violation of this Statute or of any regulations duly adopted pursuant to this Statute.

The Tribal Council shall have the exclusive jurisdiction to hold hearings on violations of this Statute and any procedures or regulations adopted pursuant to this Statute; to promulgate appropriate procedures governing such hearings; to determine and enforce penalties or damages for violations of this Statute; and to delegate to a subordinate hearing officer or panel the authority to take any or all of the foregoing actions on its behalf.

## **ARTICLE SIX TAXES**

### **Section 1. Taxation**

Nothing contained in this Statute is intended to, nor does in any way, limit or restrict the Tribe's ability to impose any tax upon the sale or consumption of alcohol. The Tribe retains the right to impose such taxes by appropriate statute to the full extent permitted by federal law.

## **ARTICLE SEVEN MISCELLANEOUS PROVISIONS**

### **Section 1. Sovereign Immunity Preserved**

Nothing contained in this Statute is intended to, nor does in any way, limit, alter, restrict, or waive the sovereign immunity of the Tribe or any of its agencies, agents or officials from unconsented suit or action of any kind.

### **Section 2. Conformance with Applicable Laws**

All acts and transactions under this Statute shall be in conformity with the Compact, if any, and laws of the State to the extent required by 18 U.S.C. § 1161 and with all Federal laws regarding alcohol in Indian Country.

### **Section 3. Effective Date**

This Statute shall be effective as of the date on which the Secretary certifies this Statute and publishes the same in the Federal Register.

### **Section 4. Repeal of Prior Acts**

All prior enactments of the Tribal Council, including tribal resolutions, policies, regulations, or statutes pertaining to the subject matter set forth in this Statute are hereby rescinded.

**Section 5. Amendments**


This Statute may only be amended pursuant to an amendment duly enacted by the Tribal Council and certification by the Secretary and publication in the Federal Register, if required.

**Section 6. Severability and Savings Clause**

If any part or provision of this Statute is held invalid, void, or unenforceable by a court of competent jurisdiction, such adjudication shall not be held to render such provisions inapplicable to other persons or circumstances. Further, the remainder of the Statute shall not be affected and shall continue to remain in full force and effect.


**CERTIFICATION**

I, the undersigned, as Tribal Chairperson of the Estom Yumeka Maidu Tribe of the Enterprise Rancheria, do hereby certify that the Tribal Council is composed of 7 members, of which 7 were present, constituting a quorum, at a duly scheduled meeting called, noticed, convened, and held on this 10th day of April, 2015, was adopted by a vote of 4 yes, 0 no, and 3 abstaining.

  
\_\_\_\_\_  
Glenda Nelson, Tribal Chairperson

April 10, 2015

Date

  
\_\_\_\_\_  
Cindy Smith, Tribal Secretary

April 10, 2015

Date



**Flores, Janette@ABC**

---

**From:** Greg Borene <[REDACTED]@[REDACTED]>  
**Sent:** Friday, October 09, 2015 5:02 PM  
**To:** Flores, Janette@ABC  
**Subject:** Re: E.D.A. ABC Applic. #561355

Janette,

We posted the property with our notice today, attached are the pictures. It is on 40 mile road, just inside our property line. Please call me at 530-403-8173 if you have any questions or have trouble finding the property when you go out to inspect it. Thank you for all of your help and I will get you all the documents that you need from the officers next week.

Have a great weekend,

Greg Borene  
Vice-Chairman, Enterprise Rancheria

Sent from my iPad



OPTION 2 STATE ROUTE 65  
CROSSING ALIGNMENT

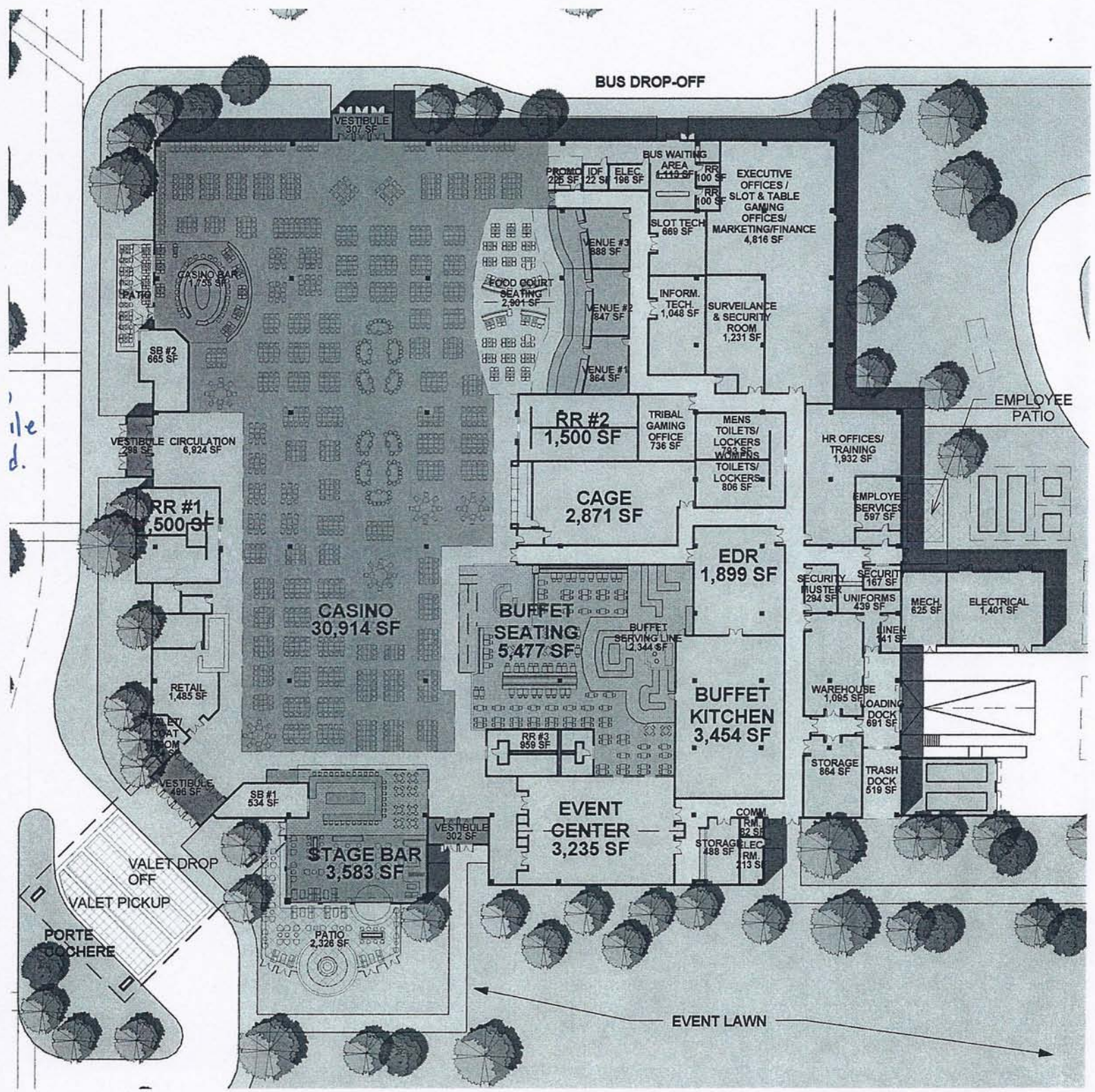
CASINO SITE

OPUD SEWER PLANT

4000 ft



Google Earth



BUS DROP-OFF

VESTIBULE  
307 SF

PROMO 225 SF  
IDF 22 SF  
ELEC 186 SF  
BUS WAITING AREA 1,119 SF  
RR 100 SF  
RR 100 SF

EXECUTIVE OFFICES /  
SLOT & TABLE  
GAMING  
OFFICES/  
MARKETING/FINANCE  
4,816 SF

VENUE #3  
888 SF

VENUE #2  
847 SF

VENUE #1  
864 SF

FOOD COURT  
SEATING  
2,901 SF

INFORM.  
TECH  
1,048 SF

SURVEILLANCE  
& SECURITY  
ROOM  
1,231 SF

CASINO BAR  
1,735 SF

SB #2  
665 SF

VESTIBULE CIRCULATION  
6,924 SF

RR #2  
1,500 SF

TRIBAL GAMING  
OFFICE  
736 SF

MENS  
TOILETS/  
LOCKERS  
WOMENS  
TOILETS/  
LOCKERS  
806 SF

HR OFFICES/  
TRAINING  
1,932 SF

EMPLOYEE  
PATIO

RR #1  
1,500 SF

CAGE  
2,871 SF

EMPLOYEE  
SERVICES  
597 SF

CASINO  
30,914 SF

BUFFET  
SEATING  
5,477 SF

BUFFET  
SERVING LINE  
12,344 SF

EDR  
1,899 SF

SECURITY  
MUSTER  
1294 SF

SECURITY  
167 SF

UNIFORMS  
439 SF

MECH  
625 SF

ELECTRICAL  
1,401 SF

RETAIL  
1,485 SF

VESTIBULE  
496 SF

RR #3  
956 SF

BUFFET  
KITCHEN  
3,454 SF

WAREHOUSE  
1,085 SF

LOADING  
DOCK  
691 SF

STORAGE  
864 SF

TRASH  
DOCK  
519 SF

SB #1  
534 SF

VESTIBULE  
302 SF

STAGE BAR  
3,583 SF

EVENT  
CENTER  
3,235 SF

COMM  
RM.  
82 SF

STORAGE  
ELEC  
RM.  
488 SF

STORAGE  
ELEC  
RM.  
213 SF

VALET DROP  
OFF

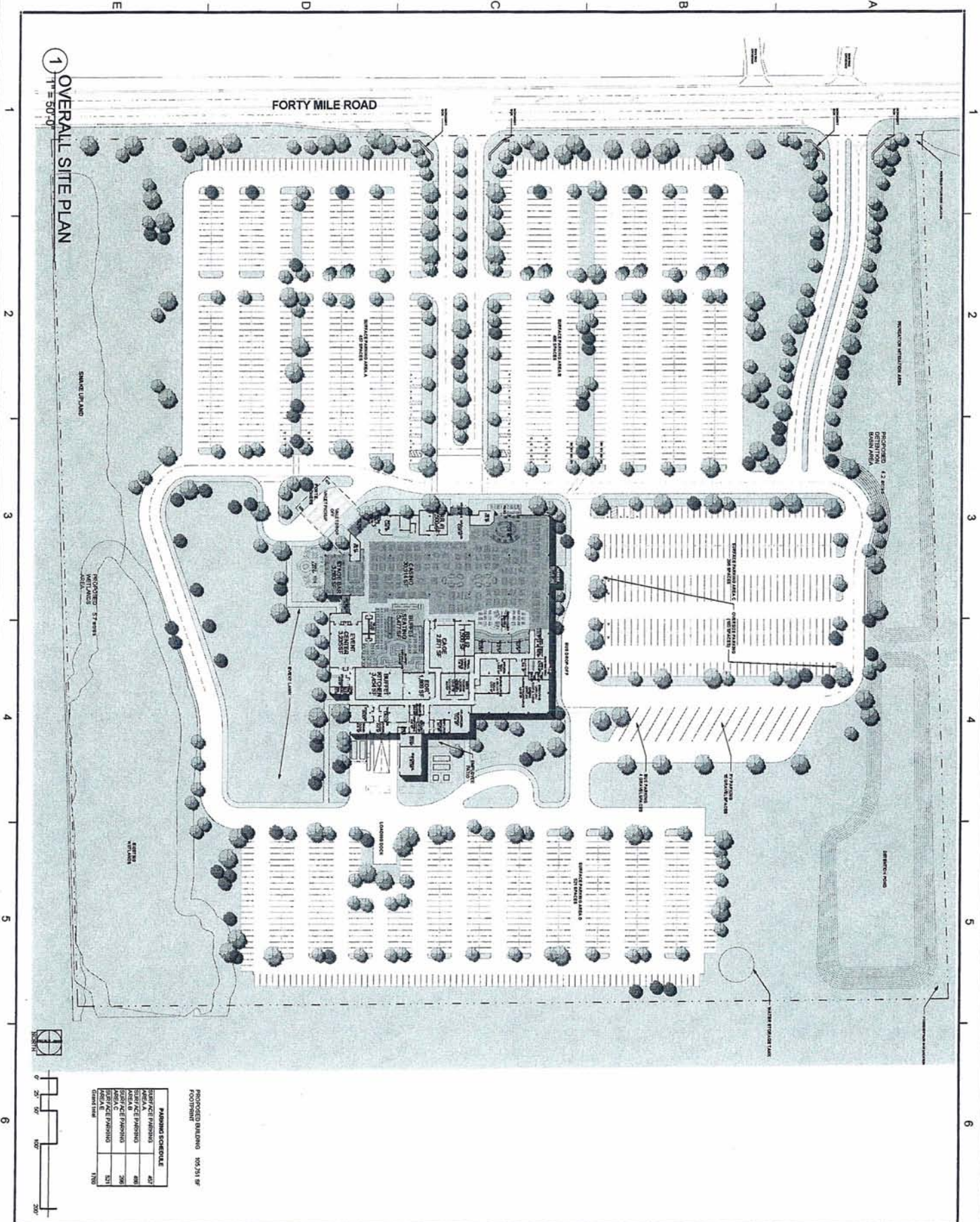
VALET PICKUP

PORTE  
COCHERE

PATIO  
2,326 SF

EVENT LAWN

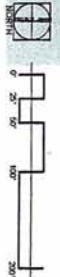
**1 OVERALL SITE PLAN**  
 1" = 50'-0"



**PARKING SCHEDULE**

ASPHALT PAVING	427
GRAVEL PAVING	485
CONCRETE PAVING	288
LANDSCAPE PAVING	521
TOTAL	1721

PROPOSED BUILDING 100,311 SF  
 FOOTPRINT



**ENTERPRISE RANCHERIA GAMING FACILITY - OPTION 4H**



A100

OVERALL SITE PLAN

Posting should be accomplished within 5 days from the date of application.

Investigation cannot progress until this completed form, Affidavit of Posting, has been received by this office.

Date of Filing Application: **September 11, 2015**


Name of Applicant(s): **ENTERPRISE DEVELOPMENT AUTHORITY, THE**

Address of Premises: **APN 014-280-095  
40 ACRES, YUBA COUNTY  
MARYSVILLE, CA 95901**

License(s) Applied for: **47 - On-Sale General Eating Place**

I hereby certify under penalty of perjury that pursuant to the provisions of Section 23985 of the Alcoholic Beverage Control Act and Rule 109, Title 4, Chapter 1, California Code of Regulations, after filing an application to engage in the sale of alcoholic beverages at the above-designated premises, I did date the posting notice and on said date did post the notice in a conspicuous place on the premises and said notice shall remain posted for a period of at least 30 consecutive days.

NOTICE DATED AND POSTING: ✓ 10-08-2015

SIGNATURE OF APPLICANT: ✓  DATE ✓ 10-10-2015

Please return within five (5) days to:

**Department of Alcoholic Beverage Control  
2400 DEL PASO ROAD  
SUITE 155  
SACRAMENTO, CA 95834  
(916) 419-1319**

Section 23985 and Rule 109,

Section 23985. POSTING NOTICE. After filing an application to engage in the sale of any alcoholic beverage at any premises, notice of intention to so commence shall be posted in a conspicuous place at the entrance to the premises. The applicant shall notify the department of the date when such notice is first posted. No License shall be issued for the premises until the notice has been so posted for at least 30 consecutive days. The notice shall be in such form as the department shall prescribe.

Notice of the application for a license pursuant to Section 24044 shall be posted at the proposed premises after the application is filed and shall remain so posted for at least 30 consecutive days. The applicant shall notify the department of the date when such notice is first posted.

Rule 109. POSTING NOTICE. After filing an application to sell alcoholic beverages at any premises, the applicant shall post on the proposed premises notice of intention to sell alcoholic beverages. The notice shall be at least two feet in length and fourteen inches in width. This notice shall be posted in a conspicuous place which can be readily observed by ordinary passersby at or near the entrance to the premises. In the case of a vacant lot, posting shall be on a post or stake of permanent material, at the midpoint of the largest boundary fronting on a public thoroughfare at a point not more than ten (10) feet from the sidewalk, or roadway in the absence of any sidewalk. This notice must be mounted upon heavy cardboard or wood backing affixed to the post or stake so as to be readily visible from the sidewalk or roadway.

The notice shall remain posted for at least 30 consecutive days.

**NOTICE OF INTENTION TO ENGAGE IN THE SALE OF ALCOHOLIC BEVERAGES**

ABC-207-E (9/05)

To the Resident or Owner of Real Property Within a 500' Radius:

The applicant(s) for an alcoholic beverage license must mail this notice to every resident of real property within a 500 foot radius of the premises (Section 23985.5 of the Business and Professions Code). The applicant must mail this notice within 15 days of posting the premises. Any protest against the issuance of the license(s) must be received at any office of the Department of Alcoholic Beverage Control (ABC) or Departmental Headquarters within 30 days of the date the premises are posted, or within 30 days of the mailing of this notification, whichever is later. To obtain a copy of the protest form, ABC-510-A, please contact your local ABC office or go online to [www.abc.ca.gov](http://www.abc.ca.gov).

Date of Mailing: 10/14/15 Date Premises Posted: 10/08-2015

The below-named applicant(s) has applied for a license to sell alcoholic beverages at:

APN 014-280-095  
40 Acres, Yuba County  
Marysville, CA 95901

Type of license(s) applied for:

47-On Sale General Eating Place

The name(s) of the applicant(s) is/are:

ENTERPRISE DEVELOPMENT AUTHORITY, THE

The dba (doing business as) is (if known):

\_\_\_\_\_

Further information regarding this application or filing a protest may be obtained at:

**Department of Alcoholic Beverage Control**  
2400 Del Paso Rd  
Ste 155  
Sacramento, CA 95834  
916-419-1319

Los residentes o dueños que no hablen inglés por favor vean al reverso para mayor información.

非英語語系的居民或所有人，請參見背面資訊。

영어 구사 불가능 주민/소유주는 내용 확인을 위해 뒤면을 참조하십시오.

Cư dân/sở hữu chủ nào không nói tiếng Anh, xin xem mặt sau để biết chi tiết.

المقيمين/المالكين الذين لا يتكلمون اللغة الإنكليزية، رجاء مراجعة الصفحة الخلفية للحصول على المعلومات.

**NOTICE OF INTENTION TO ENGAGE IN THE SALE OF ALCOHOLIC BEVERAGES**

ABC-207-E (9/05) Reverse

El solicitante de una licencia para bebidas alcohólicas debe enviar este aviso por correo a todos los residentes de bienes inmuebles en un radio de 500 pies del establecimiento (Sección 23985.5 del Código de Negocios y Profesiones). El solicitante debe enviar este aviso antes de 15 días a partir del registro del establecimiento. Toda protesta en contra de la expedición de la(s) licencia(s) debe ser recibida en cualquier oficina del Departamento de Control de Bebidas Alcohólicas (ABC) o en la Oficina Central del Departamento hasta 30 días a partir del registro del establecimiento o hasta 30 días a partir de haber enviado por correo esta notificación, la que sea fecha posterior. Para obtener un formulario de protesta, ABC-510-A, favor de comunicarse a la oficina del ABC de su localidad o conéctese por Internet en [www.abc.ca.gov](http://www.abc.ca.gov). Si requiere ayuda, haga el favor de comunicarse a la oficina del ABC que se menciona en la parte inferior de este formulario.

酒精飲料執照的申請人必須將本通知郵寄給在其營業場地半徑 500 呎範圍內設有不動產的每一位居民 (營業與職業法第 23985.5 條)。申請人必須在公告營業場地的 15 天內寄出本通知。如對執照的發放有任何反對意見，必須於公告營業場地的 30 天內或是寄出此通知的 30 天內 (以兩者中較晚的日期為準)，寄達酒精飲料管理局 (ABC) 的任意辦公室或總局。如需反對意見表 ABC-510-A，請與當地 ABC 辦公室聯絡，或造訪 [www.abc.ca.gov](http://www.abc.ca.gov)。如果您需要協助，請與本意見表底部所列的 ABC 辦公室聯絡。

주류취급면허 신청자는 점포 소지 반경 500 푸트 내의 모든 부동산 거주민에게 본 통지서를 우송해야 합니다(전문직업법 제23985.5항). 신청자는 점포 공고 15일 이내에 본 통지서를 우송해야 합니다. 해당 면허 발행에 대한 이의는 점포 공지 30일 이내 또는 본 통지서 우송 30일 이내 중 늦은 기간 안에 주류관리부(ABC)의 모든 사무소 또는 주류관리본부에 접수되어야 합니다. 이의 제기 양식 ABC-510-A 사본을 받으려면 해당 지역 ABC 사무소에 연락하거나 [www.abc.ca.gov](http://www.abc.ca.gov)를 방문하십시오. 도움이 필요하신 경우, 본 양식 하단에 나열되어 있는 ABC 사무소에 연락하십시오.

(Những) người đang xin giấy phép bán thức uống có rượu phải gửi thông báo này cho mỗi cư dân tại các bất động sản tọa lạc trong phạm vi bán kính 500 feet từ nơi bán (Đoạn 23985.5 Bộ Luật Thương Nghiệp và Nghề Nghiệp). Đơn đăng phải gửi thông báo này trong vòng 15 ngày sau khi công bố địa điểm. Bất cứ trường hợp nào phản đối việc cấp (các) giấy phép đều phải nộp cho bất cứ văn phòng nào của Bộ Kiểm Soát Thức Uống Có Rượu (ABC) hoặc Trụ Sở của Bộ trong vòng 30 ngày sau ngày công bố địa điểm, hoặc trong vòng 30 ngày sau khi gửi thông báo này, tùy theo trường hợp nào xảy ra sau. Muốn xin mẫu phản đối, ABC-510-A, xin liên lạc với văn phòng ABC tại địa phương quý vị hoặc trên mạng tại [www.abc.ca.gov](http://www.abc.ca.gov). Xin liên lạc với văn phòng ABC ghi ở cuối mẫu này nếu quý vị cần được giúp.

على المتقدم/المتقدمين برخصة لبيع المشروبات الكحولية إرسال هذا الإشعار لكل صاحب ملك على بعد ٥٠٠ قدم حول المحل (الجزء 23985.5 من قانون المحلات التجارية والمهنية). على المتقدم بالطلب إرسال هذا الإشعار خلال ١٥ يوما من عرضه في المحل. يجب استلام أي احتجاج ضد إصدار الرخصة/الرخص من قبل أي مكتب تابع لإدارة مراقبة المشروبات الكحولية (Alcoholic Beverage Control) أو المقر الرئيسي الإداري خلال ٣٠ يوما من تاريخ عرض الإشعار في المحل التجاري، أو خلال ٣٠ يوما من إرسال هذا الإشعار بالبريد، أيهما حدث لاحقا. للحصول على نسخة من نموذج الاحتجاج، ABC-510-A، يرجى الاتصال بمكتب مراقبة المشروبات الكحولية المحلي أو عن طريق الموقع الإلكتروني على الإنترنت [www.abc.ca.gov](http://www.abc.ca.gov). يرجى الاتصال بمكتب مراقبة المشروبات الكحولية المحلي المبين في أسفل هذا النموذج إذا احتجت للمساعدة.

Complete this form, attach the original Form ABC-207E and return to ABC office listed below.  
Refer to Instructions, Form ABC-528, for more information.

ABC District Office:

**Department of Alcoholic Beverage Control  
2400 DEL PASO ROAD  
SUITE 155  
SACRAMENTO, CA 95834  
(916) 419-1319**

Applicant(s) Name(s):

**ENTERPRISE DEVELOPMENT AUTHORITY, THE**

Premises Address:

**APN 014-280-095  
40 ACRES, YUBA COUNTY  
MARYSVILLE, CA 95901**

I, Guy Boatswain, do hereby declare that on 10/14/2015 I served by mail upon each  Resident of real property  owner of real property within a 500-foot radius of the above-designated premises, by depositing in the United States Mail, with postage fully prepaid, a sealed envelope containing a true copy of the Notice of Intention to Engage in the Sale of Alcoholic Beverages (ABC-207E), a copy of which is attached hereto, giving the name(s) of the applicant(s), the type(s) of license(s) applied for, the address of the premises where the business is to be conducted, addressed to the resident/occupant for each of the following addresses (If more space is needed, use reverse or attach a separate sheet):

ADDRESS	CITY	ZIP CODE
<u>3374 Forty Mile Rd.</u>	<u>Marysville CA</u>	<u>95961</u>

RECEIVED

Continued on reverse or on attachment 2015

*I declare under the penalty of perjury that the foregoing is true and correct.*

Executed at Orono, California, this 14th day of OCTOBER, 2015

Signature

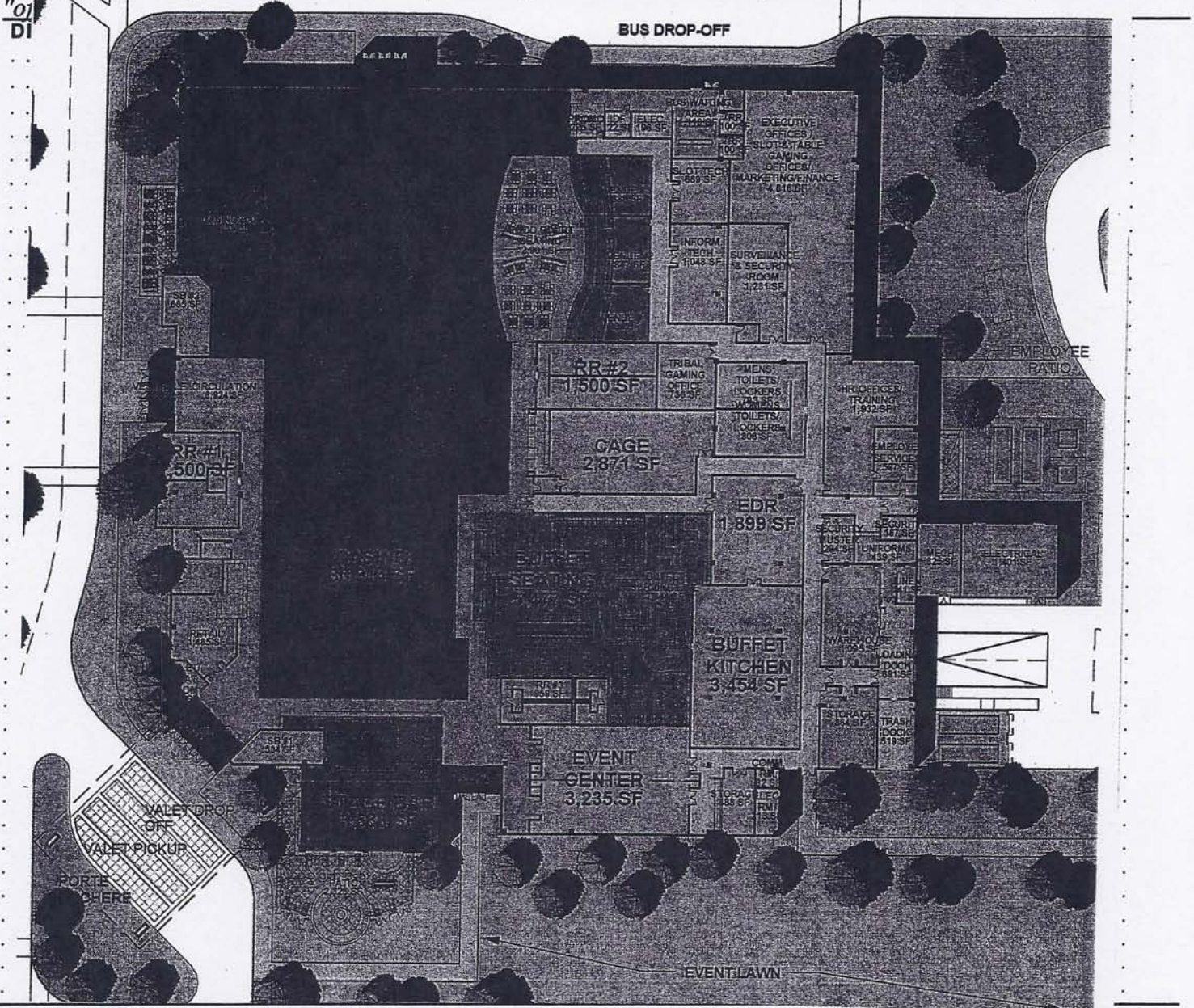


Department of Alcoholic Beverage Control  
**LICENSED PREMISES DIAGRAM (RETAIL)**

State of California

1. APPLICANT NAME (Last, first, middle) <b>ENTERPRISE DEVELOPMENT Authority</b>	2. LICENSE TYPE <b>TYPE 47</b>
3. PREMISES ADDRESS (Street number and name, city, zip code) <b>APN 014-280-095, 40 ACRES, YUBA COUNTY CA</b>	4. NEAREST CROSS STREET <b>FORTY MILE RD</b>

The diagram below is a true and correct description of the entrances, exits, interior walls and exterior boundaries of the premises to be licensed, including dimensions and identification of each room (i.e., "storeroom",



It is hereby declared that the above-described boundaries, entrances and planned operation as indicated on the reverse side, will not be changed without first notifying and securing prior written approval of the Department of Alcoholic Beverage Control. I declare under penalty of perjury that the foregoing is true and correct.

APPLICANT SIGNATURE (Only one signature required) <i>[Signature]</i>	DATE SIGNED <b>8-31-2015</b>
<b>FOR ABC USE ONLY</b>	
CERTIFIED CORRECT (Signature) <i>[Signature]</i>	PRINTED NAME <b>C. J. [Name]</b>
	INSPECTION DATE <b>1st 10/12/15</b> <b>24044</b>

Department of Alcoholic Beverage Control  
**PLANNED OPERATION (RETAIL)**

**SECTION I - FOR ALL RETAIL APPLICANTS**

1. APPLICANT NAME(S) Enterprise Development Authority 2. LICENSE TYPE(S) Type 47

3. PREMISES ADDRESS (Street number and name, city, zip code) APN 014-280-095, 40 Acres, Yuba County 4. NEAREST CROSS STREET 40 mile rd

5. TYPE OF BUSINESS (Choose one that best describes the planned operation)

<input type="checkbox"/> Full Service Restaurant	<input type="checkbox"/> Cafeteria/Hofbrau	<input type="checkbox"/> Cocktail Lounge	<input type="checkbox"/> Private Club
<input type="checkbox"/> Deli or Specialty Restaurant	<input type="checkbox"/> Comedy Club	<input type="checkbox"/> Night Club	<input type="checkbox"/> Veterans Club
<input type="checkbox"/> Cafe/Coffee Shop	<input type="checkbox"/> Brew Pub	<input type="checkbox"/> Tavern	<input type="checkbox"/> Fraternal Club
<input type="checkbox"/> Bed & Breakfast	<input type="checkbox"/> Theater	<input type="checkbox"/> Wine Tasting Room	

---

<input type="checkbox"/> Supermarket	<input type="checkbox"/> Membership Store	<input type="checkbox"/> Service Station	<input type="checkbox"/> Swap Meet/Flea Market
<input type="checkbox"/> Liquor Store	<input type="checkbox"/> Department Store	<input type="checkbox"/> Convenience Market	<input type="checkbox"/> Drive-in Dairy
<input type="checkbox"/> Variety/Drug Store	<input type="checkbox"/> Gift Shop/Florist	<input type="checkbox"/> Convenience Market w/Gasoline	

Other - describe: CASINO - RESTAURANT

6. PATRON CAPACITY 1500

7. SURROUNDING AREA  
 Commercial  Rural  
 Residential  Industrial  
 Other \_\_\_\_\_

8. PREMISES IS LOCATED IN  
 Free Standing Building  
 Shopping Center (Name): \_\_\_\_\_  
 10 Units or Less  More than 10 Units

9. FOOD SERVICE  
 None  Minimal  Full Meals

10. PARKING LOT?  Yes  No

11. PATIO?  Yes  No

12. WILL YOU HIRE A MANAGER? (Rule 57.5)  Yes  No

13. WILL YOU HAVE A FOOD LESSEE? (Rule 57.7)  Yes  No

14. MEAL TYPE  
 Dinner House  Seafood  
 Fast Food/Deli  Other: Buffet  
 Pizza/Pasta

15. TYPE OF FOOD  
 American  Greek  Indian  French  
 Chinese  Korean  Italian  Thai  
 Japanese  Other: Buffet-Lite fare

16. HOURS OF FOOD SERVICE  
 BREAKFAST HOURS From: 24 hrs To: \_\_\_\_\_  
 LUNCH HOURS From: 24 hrs To: \_\_\_\_\_  
 DINNER HOURS From: 24 hrs To: \_\_\_\_\_

17. OPERATING HOURS

	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Opening Time	<u>24 hrs</u>	<u>24 hrs</u>	<u>24 hrs</u>	<u>24 hrs</u>	<u>24 hrs</u>	<u>24 hrs</u>	<u>24 hrs</u>
Closing Time							

18. ENTERTAINMENT (One or more may apply. Please describe any entertainment with an asterisk (\*) below)

<input type="checkbox"/> None	<input checked="" type="checkbox"/> *Amplified Music	<input type="checkbox"/> Patron Dancing	<input type="checkbox"/> Card Room
<input type="checkbox"/> Recorded Music	<input checked="" type="checkbox"/> *Live Entertainment	<input type="checkbox"/> Bikini/Topless/Exotic	<input type="checkbox"/> Movies
<input type="checkbox"/> Juke Box	<input type="checkbox"/> *Floor/Stage Shows	<input type="checkbox"/> Pool/Billiard Tables	<input type="checkbox"/> "Hot Spot"/Lottery
<input type="checkbox"/> *Other	<input type="checkbox"/> Karaoke	<input type="checkbox"/> *Amateur/Pro Sports Events	<input checked="" type="checkbox"/> Video/Coin-Operated Games

\*Description: Music, Comedy, DJ

19. PREMISES IS LOCATED ON  
 Major Thoroughfare  Secondary Street  Other \_\_\_\_\_

20. TYPE OF STRUCTURE  
 Single Story  Two-Story  
 Multi-Story - Number of stories: \_\_\_\_\_

21. PASS-THROUGH WINDOW?  Yes  No

22. FIXED BARS?  Yes - how many: 3  No

23. WHAT PERCENTAGE OF YOUR TOTAL SALES WILL BE ALCOHOLIC BEVERAGES? 5%

**FOR ABC USE ONLY**

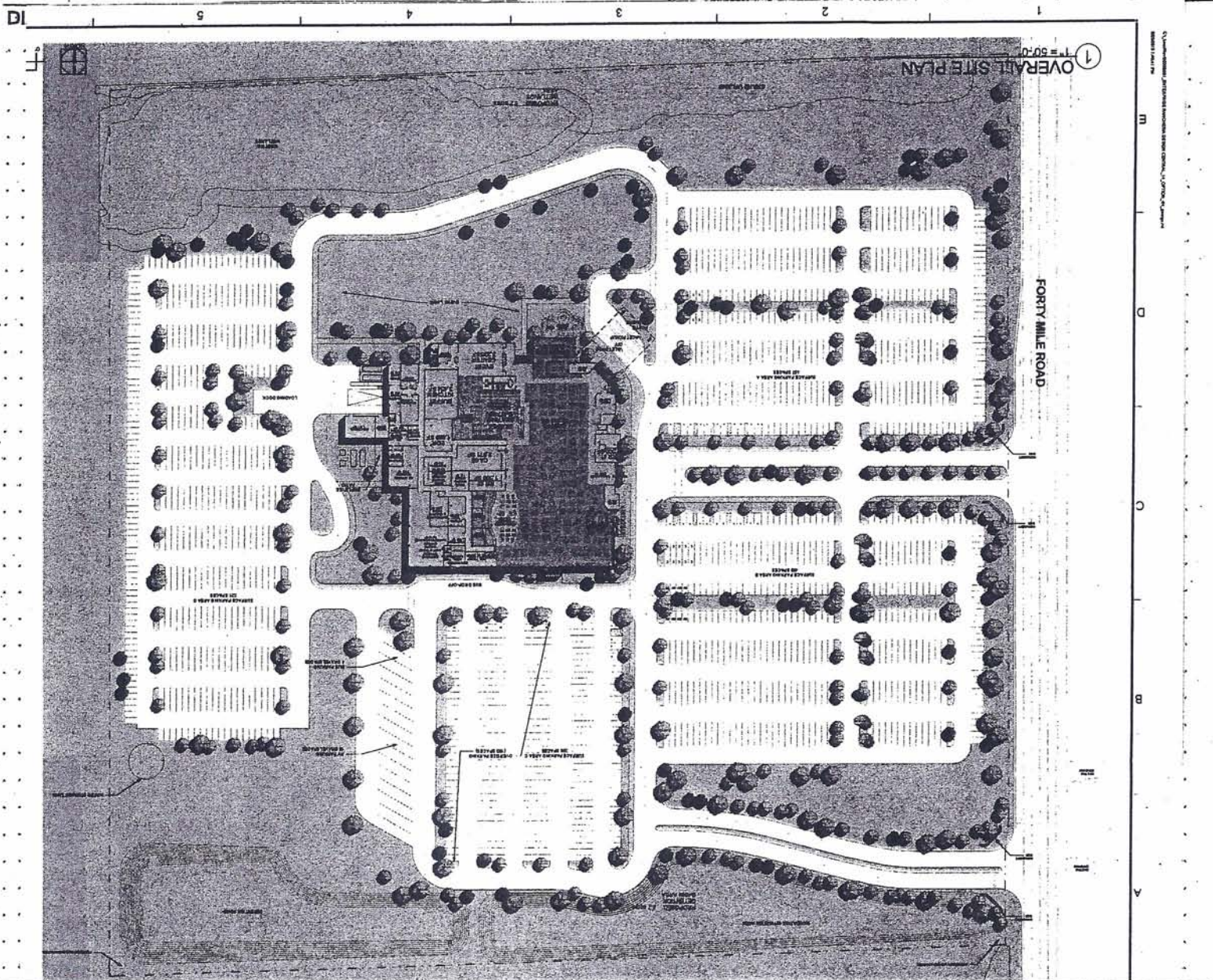
24. INFORMATION GIVEN (R-27, R-107, Sec. 25612.5, Sec. 23790.5, etc.)

25. DATE ENTERED INTO CABIN

**Instructions to Applicant:**

Draw a sketch of the area on which the licensed premises is or will be located. Show adjacent structures and nearest cross streets. *If this is an event for a daily license, catering authorization or miscellaneous use, show the area where sales and consumption of alcoholic beverages will occur. Post a copy of this diagram with Daily License, Catering Authorization or Event Authorization where the event is held. Sales and consumption of alcoholic beverages must be confined to the area designated in the diagram and supervised to prevent violations of the Alcoholic Beverage Control Act.*

1. APPLICANT NAME (Last, first, middle) <b>Enterprise Development Authority</b>	2. LICENSE TYPE <b>Type 47</b>
3. PREMISES ADDRESS (Street number and name, city, zip code)	4. NEAREST CROSS STREET <b>Forty Mile Rd</b>



I have read the above instructions and I declare under penalty of perjury that the above diagram is true and correct.

APPLICANT SIGNATURE 	DATE SIGNED <b>0-31-2015</b>
<b>FOR ABC USE ONLY</b>	
CERTIFIED CORRECT (Signature) 	PRINTED NAME <b>J. Flores</b> INSPECTION DATE <b>10-12-15</b>

# CERTIFICATION RE CHAPTER 15 TIED-HOUSE RESTRICTIONS

### Instructions

- Type or print clearly in black or blue ink (do not use red).
- This form is to be completed by all applicants, retail and non-retail.
- This form is used to ensure compliance with tied-house laws, which generally prohibit or restrict vertical integration. These laws prohibit vertical integration of the three levels of the alcoholic beverage industry (manufacturer, wholesaler, and retailer). (Section 25500, et seq., Business & Professions Code.)

**License Applicant Name (Item 1)** -- Enter the name of the license applicant. For a limited partnership, limited liability company, or a corporation, the name of the entity.

**License Type (Item 2)** -- Enter the numeric designation for the applied-for license (e.g., Type 21) or a description (e.g., Off-Sale General).

**Premises Address (Item 3)** -- Enter the location of the proposed business.

**Applicant Entity (Item 4)** -- Check the box for the type of business ownership.

**Certification (Items 5 & 6)** -- Check the boxes that apply and explain ownerships, interests, gifts or loans.

**Signature (Item 7)** -- Any one signature for the certifying entity is sufficient (e.g., one general partner; one corporate officer; an LLC member, if member-run; the LLC manager, if manager-run; or LLC officer, if designated).

1. LICENSE APPLICANT NAME <b>Enterprise Development Authority</b>	2. LICENSE TYPE <b>TYPE 47</b>
3. PREMISES ADDRESS (Street number and name, city, zip code) <b>APN 014-280-095 40 Acres, Yuba County</b>	
4. APPLICANT ENTITY <input type="checkbox"/> SOLE PROPRIETOR <input type="checkbox"/> PARTNERSHIP <input type="checkbox"/> LIMITED LIABILITY COMPANY <input checked="" type="checkbox"/> CORPORATION	
5. CERTIFICATION <b>INDIAN TRIBE</b>	

### Retail License Applicant

- The above applicant, and/or any entity or person holding any direct or indirect ownership, management, or other interest in the applicant, and/or any entity or person in which the applicant holds any direct or indirect ownership, management, or other interest (including loans, loan guarantees and other indebtedness):
- does  does not hold any ownership or interest, directly or indirectly, in the business, property, license, or management of any alcoholic beverage producer, rectifier, importer, or wholesaler, in California or elsewhere.

### Non-Retail License Applicant

- The above applicant, and/or any entity or person holding any direct or indirect ownership, management, or other interest in the applicant, and/or any entity or person in which the applicant holds any direct or indirect ownership, management, or other interest (including loans, loan guarantees and other indebtedness):
- does  does not hold any ownership, directly or indirectly, in any retail license, or in the premises upon which such retail license is located, or in the furniture, fixtures or equipment in such business.
- is  is not an agent or employee of a retail licensee.
- has  has not furnished, given or loaned any money or other thing of value, directly or indirectly, to a retail licensee, or guaranteed the repayment of any loan or obligation owed by such retail licensee.
- does  does not have an interest in the manufacture, importation, or distribution of distilled spirits products in California or elsewhere.

6. EXPLAIN DETAILS IF YOU CHECKED "IS", "DOES" OR "HAS" IN ITEM 5.

I have read all of the above information and certifications and declare under penalty of perjury they are true, correct, and complete.

7. PRINTED NAME OF PERSON SIGNING FORM <b>Glenda Nelson</b>	TITLE <b>Chairperson</b>	SIGNATURE 	DATE SIGNED <b>10/10/15</b>
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# CORPORATE QUESTIONNAIRE

Instructions: Complete all items. One officer must sign for the corporation. Item 16 - List Certificates chronologically, including active, canceled, and pending issuance. If stock is pledged, include date, number of shares, and from whom to whom.

1. NAME OF CORPORATION <b>ENTERPRISE DEVELOPMENT Authority</b>		2. ABC LICENSE NUMBER
3. PREMISES ADDRESS <b>APN 014-280-095, 40 ACRES, YUBA County CA</b>		4. TELEPHONE NUMBER <b>530-532-9214</b>
5. ATTORNEY'S NAME <b>John MAIER</b>		6. ATTORNEY'S TELEPHONE NUMBER <b>510-835-3020</b>
7. ATTORNEY'S ADDRESS <b>1440 BROADWAY, Suite 812, OAKLAND CA 94612</b>		
8. NAME OF BANK (Corporate account)		9. ACCOUNT NUMBER
10. ADDRESS OF CORPORATE BANK ACCOUNT		
11. PERSONS AUTHORIZED TO SIGN ON BANK ACCOUNT (Print)		
12. INCORPORATION DATE <b>July 20, 1915</b>	13. STATE OF INCORPORATION <b>CA</b>	14. SECRETARY OF STATE FILE NUMBER <b>N/A</b>

### 15. OFFICERS AND DIRECTORS

TITLE	NAME	ADDRESS	TELEPHONE NUMBER
<b>Chairperson</b>	<b>GLENDA NELSON</b>	[REDACTED]	[REDACTED]
<b>Vice-Chairperson</b>	<b>GREGORY BORENE</b>	[REDACTED]	[REDACTED]
<b>SECRETARY</b>	<b>CINDY SMITH</b>	[REDACTED]	[REDACTED]
<b>TREASURER</b>	<b>THOMAS LOZANO</b>	[REDACTED]	[REDACTED]
TITLE	NAME	ADDRESS	TELEPHONE NUMBER
TITLE	NAME	ADDRESS	TELEPHONE NUMBER

### 16. LIST ALL STOCK CERTIFICATES

TO WHOM ISSUED	CERTIFICATE NUMBER	NUMBER OF SHARES	PERCENTAGE OF OUTSTANDING SHARES OF STOCK	DATE ISSUED	DATE CANCELED
<b>NONE</b>					
<b>See attached Constitution</b>					

Continued on reverse

I hereby certify the above are the present officers, directors and/or stockholders and that each such officer, director and stockholder is the real party in interest with respect to his/her position and is not acting directly or indirectly as an agent, employee or representative of any other person not reported to the Department. The provisions of sections 23405 and 23405.3 of the Business and Professions Code are hereby acknowledged and it is understood that changes within the corporation and/or entities holding interest in the corporation will be reported to the Department as required.

SIGNATURE (FOR THE CORPORATION) [REDACTED]	TITLE <b>Vice Chairman</b>	DATE SIGNED <b>8-31-2015</b>
---	-------------------------------	---------------------------------

*Instructions to the Applicant: Complete Items 1 - 14. Sign and date the form and submit it to ABC.*

1. APPLICANT(S) NAME (Last, first, middle)  
**Enterprise Development Authority**

2. PREMISES ADDRESS (Street number and name, city, zip code)  
**APN 014-280-095, 40 ACRES,  
 FORTY MILE ROAD, YUBA COUNTY**

3. PARCEL NUMBER OF PROPERTY (Obtain from County Assessor's Office)  
**014-280-095**

4. TYPE OF LICENSE APPLIED FOR  
**TYPE 47**

5. UPGRADE OF LICENSED PRIVILEGES  
 Yes  No

6. CURRENT LICENSE TYPE AT THIS LOCATION, IF ANY  
**NONE**

7. TYPE OF BUSINESS (i.e., restaurant, mini-mart, gas station, etc.)  
**CASINO - HOTEL**

8. ARE THE PREMISES INSIDE THE CITY LIMITS?  
 Yes  No

For answers to Questions 9 - 14, contact your local city OR county planning department (if inside the city limits, contact city planning; if outside, contact county planning).

9. HOW ARE APPLICANT PREMISES ZONED? STATE TYPE (i.e., "C" commercial, "R" residential, etc.)  
**Sports + Entertainment**

10. DOES ZONING PERMIT INTENDED USE?  
 Yes  No

11. IS A CONDITIONAL USE PERMIT (C.U.P.) NEEDED? (If yes, please attach copy of receipt or C.U.P.)  
 Yes  No

12. IF YES, DATE YOU FILED APPLICATION FOR C.U.P.  
*Since it is federal land, N/A County has no jurisdiction.*

13. NAME OF PLANNER CONTACTED AT PLANNING DEPARTMENT  
**Case Bonanz (Indian Tribe officer)**

14. PLANNER'S PHONE NUMBER  
**530-403-8173**

Under the penalty of perjury, I declare the information in this affidavit is true to the best of my knowledge and belief.  
 Collect planning 9-11-15  
 no address BB  
 530-749-5470

15. APPLICANT'S SIGNATURE (One signature will suffice)

16. DATE SIGNED  
**8-31-2015**

**FOR DEPARTMENT USE ONLY**

<input type="checkbox"/> C.U.P. Approved	IF APPROVED, EFFECTIVE DATE	FILE NUMBER
<input type="checkbox"/> C.U.P. Denied	DATE DENIED	

**GENERAL INFORMATION**

•Section 23790 of the Business and Professions Code says that ABC may not issue a retail license contrary to a valid zoning ordinance. This form will help us determine whether your proposed business is properly zoned for alcoholic beverage sales.

•A conditional use permit (CUP) (Item 11) is a special zoning permit granted after an individual review of proposed land-use has been made. CUP's are used in situations where the proposed use may create hardships or hazards to neighbors and other community members who are likely to be affected by the proposed use. The ABC district office will not make a final recommendation on your license application until after the local CUP review process has been completed. If the local government denies the CUP, ABC must deny your license application.

**23790. Zoning ordinances.** No retail license shall be issued for any premises which are located in any territory where the exercise of the rights and privileges conferred by the license is contrary to a valid zoning ordinance of any county or city.

Premises which had been used in the exercise of those rights and privileges at a time prior to the effective date of the zoning ordinance may continue operation under the following conditions:

(a) The premises retain the same type of retail liquor license within a license classification.

(b) The licensed premises are operated continuously without substantial change in mode or character of operation.

For purposes of this subdivision, a break in continuous operation does not include:

(1) A closure for not more than 30 days for purposes of repair, if that repair does not change the nature of the licensed premises and does not increase the square footage of the business used for the sale of alcoholic beverages.

(2) The closure for restoration of premises rendered totally or partially inaccessible by an act of God or a toxic accident, if the restoration does not increase the square footage of the business used for the sale of alcoholic beverages.

**STATEMENT RE: CONSIDERATION POINTS**

Applicant: Please complete left side of form, then sign. List the names and addresses of all schools, churches, hospitals, public playgrounds, parks, and youth facilities located within 600 feet of your proposed premises. Measure all distances by direct line from the closest edge of the facility structure to the closest edge of your structure. Continue on reverse if needed.

1. APPLICANT NAME  
*Enterprise Development Authority*

2. PREMISES ADDRESS (Street number and name, city, zip code)  
*APN 014-280-095 40 Acres, Yuba County*

3. FACILITY NAME/ADDRESS		DEPARTMENT USE ONLY				
		LTR	PERS	DATE	DISTANCE	SEPARATION FACTORS
1.	<i>- NONE -</i>	<input type="checkbox"/>	<input type="checkbox"/>		FT.	
	NAME					
2.		<input type="checkbox"/>	<input type="checkbox"/>		FT.	
	NAME					
3.		<input type="checkbox"/>	<input type="checkbox"/>		FT.	
	NAME					
4.		<input type="checkbox"/>	<input type="checkbox"/>		FT.	
	NAME					
5.		<input type="checkbox"/>	<input type="checkbox"/>		FT.	
	NAME					
6.		<input type="checkbox"/>	<input type="checkbox"/>		FT.	
	NAME					
7.		<input type="checkbox"/>	<input type="checkbox"/>		FT.	
	NAME					
8.		<input type="checkbox"/>	<input type="checkbox"/>		FT.	
	NAME					
9.		<input type="checkbox"/>	<input type="checkbox"/>		FT.	
	NAME					

I acknowledge that any false, misleading or omitted information required in this statement may constitute grounds for denial of the application for the license, or, if the license is issued in reliance upon information in this statement which is omitted, false or misleading, then such misinformation or omission will constitute grounds for revocation of the license so issued.

4. APPLICANT SIGNATURE  
*[Redacted Signature]*

DATE SIGNED  
*10/10/15*

2015-010011

08/19/2015 03:00 PM Page 1 of 1

Total Fee: \$14.00

Recorded in Official Records  
County of Yuba State of CA  
Terry A. Hansen  
County Clerk and Recorder



RECORDING REQUESTED BY  
ENTERPRISE RANCHERIA

WHEN RECORDED MAIL TO:  
NAME  
ENTERPRISE RANCHERIA  
2133 MONTE VISTA AVE.  
CITY STATE ZIP CODE  
OROVILLE CA 95966

DO NOT WRITE IN THE SPACE ABOVE. Government Code  
Section 27361.6 reserves space above for exclusive use of County Recorder.

NOTICE OF INTENDED TRANSFER OF RETAIL ALCOHOLIC BEVERAGE LICENSE UNDER  
SECTIONS 24073 AND 24074 CALIFORNIA BUSINESS AND PROFESSIONS CODE  
Read instructions before completing.

1. LICENSEE(S) NAME(S) (Seller)  
ASIAN FUSION BISTRO, INC.

2. PREMISES ADDRESS TO WHICH LICENSE(S) HAS/HAVE BEEN ISSUED  
724 J STREET, MARYSVILLE CA 95901

3. LICENSEE'S MAILING ADDRESS (if different)

4. APPLICANT(S) NAME (Transferee or Buyer)  
ENTERPRISE DEVELOPMENT Authority

5. PROPOSED BUSINESS ADDRESS (if different than Item 2)  
APN: 014-280-095, 40 ACRES, YUBA COUNTY CA

6. MAILING ADDRESS OF APPLICANT  
2133 MONTE VISTA AVENUE, OROVILLE CA 95966

7. KIND OF LICENSE INTENDED TO BE TRANSFERRED  
TYPE 47 LIQUOR

8. ESCROW HOLDER/GUARANTOR NAME  
CAPITOL CITY ESCROW

9. ESCROW HOLDER/GUARANTOR ADDRESS  
3838 WAT AVE, SUITE F-610, SACRAMENTO CA 95821

10. TOTAL CONSIDERATION TO BE PAID FOR THE BUSINESS AND LICENSE, INCLUDING INVENTORY, WHETHER ACTUAL COST, ESTIMATED COST, OR A NOT-TO-EXCEED AMOUNT  
CASH \$ 12,000.00  
CHECK(S)  
DEMAND NOTE(S)  
PROMISSORY NOTE(S)  
TANGIBLE AND/OR INTANGIBLE PROPERTY  
TOTAL AMOUNT \$ 12,000.00

The parties agree that the consideration for the transfer of the business and the license(s) is to be paid only after the Department of Alcoholic Beverage Control has approved the proposed transfer. The parties also agree and herein direct the above-named escrow holder to make payment or distribution within a reasonable time after the completion of the transfer of the license as provided in Section 24074 of the California Business and Professions Code.

LICENSEE'S SIGNATURE (Transferor or Seller)  
ASIAN FUSION BISTRO, INC  
WENDELL HU, PRESIDENT  
APPLICANT'S SIGNATURE (Transferee or Buyer)  
ENTERPRISE DEVELOPMENT Authority, GLENDAN NELSON, chair  
DATE SIGNED 8/19/15  
DATE SIGNED 8/18/15

One copy of this notice, CERTIFIED by the County Recorder, together with an additional copy must accompany the application for the transfer of the license.

ABC-227 (2/07)

State of California, Department of Alcoholic Beverage Control

8/31/15



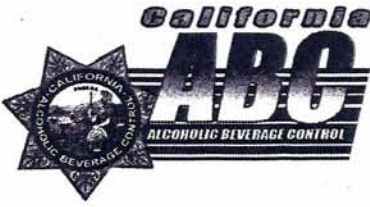
STATE OF CALIFORNIA  
COUNTY OF YUBA  
COUNTY RECORDER

AUG 19 2015

This is to certify that this is a true copy of the document  
on file in this office. TERRY A. HANSEN, COUNTY RECORDER  
COUNTY OF YUBA, MARYSVILLE, CALIFORNIA

By  Deputy





State of California  
RECEIPT FOR PAYMENT

Department of Alcoholic Beverage Control

**Paid For:** ENTERPRISE DEVELOPMENT AUTHORITY, THE  
**Received at:** SACRAMENTO DISTRICT Office

**Received:** September 11, 2015  
**Receipt No:** 2316785  
**Total Amount:** \$2,174.00

Payment Method	ID#	Amount	Paid By
BUSINESS CHECK	[REDACTED]	\$2,174.00	ENTERPRISE RANCHERIA

Accounting Comment:

Detail Transaction	Job #	Dup	Unit Cost	Quantity	Amount Paid
NA - SFP	561355-150911	4			\$156.00
NA - FFP	561355-150911	4			\$96.00
47 - PER	561355-150911	0			\$1,250.00
47 - ANN A	561355-150911	0			\$572.00
47 - PRM	561355-150911	0			\$100.00

BY: \_\_\_\_\_

**APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE(S)**

ABC 211 (6/99)

**TO:** Department of Alcoholic Beverage Control  
 2400 DEL PASO ROAD  
 SUITE 155  
 SACRAMENTO, CA 95834  
 (916) 419-1319

File Number: **561355**  
 Receipt Number: **2316785**  
 Geographical Code: **5800**  
 Copies Mailed Date: **September 14, 2015**  
 Issued Date:

DISTRICT SERVING LOCATION: **SACRAMENTO**

First Owner: **ENTERPRISE DEVELOPMENT AUTHORITY, THE**

Name of Business:

Location of Business: **APN 014-280-095**  
**40 ACRES, YUBA COUNTY**  
**MARYSVILLE, CA 95901**

County: **YUBA**

Is Premise inside city limits? **No** Census Tract

Mailing Address: **2133 MONTE VISTA AVE**  
 (If different from premises address) **OROVILLE, CA 95966-6968**

Type of license(s): **47**

Transferor's license/name: **501354 / ASIAN FUSION BISTRO INC** Dropping Partner: Yes  No

License Type	Transaction Type	Fee Type	Master	Dup	Date	Fee
47 - On-Sale General Eating	PREMISE TO PREMISE TRANSFER	P0	Y	0	09/11/15	\$100.00
47 - On-Sale General Eating	PERSON-TO-PERSON TRANSFER	P0	Y	0	09/11/15	\$1,250.00
47 - On-Sale General Eating	ANNUAL FEE	P0	Y	0	09/11/15	\$572.00
NA	FEDERAL FINGERPRINTS	NA	N	4	09/11/15	\$96.00
NA	STATE FINGERPRINTS	NA	N	4	09/11/15	\$156.00
<b>Total</b>						<b>\$2,174.00</b>

Have you ever been convicted of a felony? **No**

Have you ever violated any provisions of the Alcoholic Beverage Control Act, or regulations of the Department pertaining to the Act? **No**

Explain any "Yes" answer to the above questions on an attachment which shall be deemed part of this application.

Applicant agrees (a) that any manager employed in an on-sale licensed premises will have all the qualifications of a licensee, and (b) that he will not violate or cause or permit to be violated any of the provisions of the Alcoholic Beverage Control Act.

STATE OF CALIFORNIA County of YUBA

Date: September 11, 2015

Under penalty of perjury, each person whose signature appears below, certifies and says: (1) He is an applicant, or one of the applicants, or an executive officer of the applicant corporation, named in the foregoing application, duly authorized to make this application on its behalf; (2) that he has read the foregoing and knows the contents thereof and that each of the above statements therein made are true; (3) that no person other than the applicant or applicants has any direct or indirect interest in the applicant or applicant's business to be conducted under the license(s) for which this application is made; (4) that the transfer application or proposed transfer is not made to satisfy the payment of a loan or to fulfill an agreement entered into more than ninety (90) days preceding the day on which the transfer application is filed with the Department or to gain or establish a preference to or for any creditor or transferor or to defraud or injure any creditor of transferor; (5) that the transfer application may be withdrawn by either the applicant or the licensee with no resulting liability to the Department.

Effective July 1, 2012, Revenue and Taxation Code Section 7057, authorizes the State Board of Equalization and the Franchise Tax Board to share taxpayer information with Department of Alcoholic Beverage Control. The Department may suspend, revoke, and refuse to issue a license if the licensee's name appears in the 500 largest tax delinquencies list. (Business and Professions Code Section 494.5.)

Applicant Name(s)

Applicant Signature(s)

**ENTERPRISE DEVELOPMENT AUTHORITY, THE**

# APPLICATION SIGNATURE SHEET ("SIGN ON")

- This form is to be used as the signature page for applications not signed in the District Office.
- **Read instructions on reverse before completing.**
- **All signatures must be notarized in accordance with laws of the State where signed.**

1. OWNERSHIP TYPE (Check one)

- Sole Owner                       Partnership-Ltd  
 Partnership                       Corporation  
 Married Couple                       Limited Liability Company  
 Domestic Partner                       Other *FEDERALLY RECOGNIZED TRIBES*

2. FILE NUMBER (If any)

561355

3. LICENSE TYPE

TYPE 47

4. TRANSACTION TYPE

- Original                       Person to Person Transfer  
 Exchange                       Premise to Premise Transfer  
 Other

5. APPLICANT(S) NAME (Last, first, middle)

ENTERPRISE DEVELOPMENT AUTHORITY, THE

6. APPLICANT'S MAILING ADDRESS (Street address/P.O. box, city, state, zip code)

2133 MONTE VISTA AVENUE, OROVILLE CA, 95966-6908

7. PREMISES ADDRESS (Street address, city, zip code)

APN 0147280-095, 40 ACRES, YUBA COUNTY CA, 95901

### APPLICANT'S CERTIFICATION

Under penalty of perjury, each person whose signature appears below, certifies and says: (1) He/She is an applicant, or one of the applicants, or an executive officer of the applicant corporation, named in the foregoing application, duly authorized to make this application on its behalf; (2) that he/she has read the foregoing and knows the contents thereof and that each of the above statements therein made are true; (3) that no person other than the applicant or applicants has any direct or indirect interest in the applicant or applicant's business to be conducted under the license(s) for which this application is made; (4) that the transfer

payment of a loan or to fulfill an agreement entered into more than ninety (90) days preceding the day on which the transfer application is filed with the Department, (b) to gain or establish a preference to or for any creditor or transferor, or (c) to defraud or injure any creditor or transferor; (5) that the transfer application may be withdrawn by either the applicant or the licensee with no resulting liability to the Department.

I understand that if I fail to qualify for the license or withdraw this application there will be a service charge of one-fourth of the license fee paid, up to \$100.

### SOLE OWNER

8. PRINTED NAME (Last, first, middle)	SIGNATURE X	DATE SIGNED
---------------------------------------	----------------	-------------

### PARTNERSHIP/LIMITED PARTNERSHIP (Signatures of general partners only)

9. PARTNER'S PRINTED NAME (Last, first, middle)	SIGNATURE X	DATE SIGNED
PARTNER'S PRINTED NAME (Last, first, middle)	SIGNATURE X	DATE SIGNED
PARTNER'S PRINTED NAME (Last, first, middle)	SIGNATURE X	DATE SIGNED

### CORPORATION

10. PRINTED NAME (Last, first, middle)	SIGNATURE	DATE SIGNED
Nelson, Glenda, Darlene	X [Redacted Signature]	8/31/15
TITLE		
<input type="checkbox"/> President <input type="checkbox"/> Vice President <input checked="" type="checkbox"/> Chairman of the Board		
PRINTED NAME (Last, first, middle)	SIGNATURE	DATE SIGNED
Cindy Smith, Cindy Jo	X [Redacted Signature]	8/31/15
TITLE		
<input checked="" type="checkbox"/> Secretary <input type="checkbox"/> Asst. Secretary <input type="checkbox"/> Chief Financial Officer <input type="checkbox"/> Asst. Treasurer		

### LIMITED LIABILITY COMPANY

11. The limited liability company is member-run                       Yes                       No                      (If no, complete Item #12 below)

12. NAME OF DESIGNATED MANAGER, MANAGING MEMBER OR DESIGNATED OFFICER (Last, first, middle)

13. MEMBER'S PRINTED NAME (Last, first, middle)	SIGNATURE X	DATE SIGNED
MEMBER'S PRINTED NAME (Last, first, middle)	SIGNATURE X	DATE SIGNED

# California All-Purpose Acknowledgement

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of Butte

On 8/31/15 before me,

Maria Hunzeker Notary Public,  
Name & Title of Officer

personally appeared

Cindy Smith & Glenda Nelson  
Secretary Chair of Enterprise Development Authority

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) ~~is~~ are subscribed to the within instrument and acknowledged to me that ~~he~~ ~~she~~ ~~they~~ executed the same in ~~his~~ ~~her~~ ~~their~~ authorized capacity(ies), and that by ~~his~~ ~~her~~ ~~their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand & official seal

Notary Seal

Maria Hunzeker  
Signature of Notary Public



LICENSE TRANSFER REQUEST ("SIGN OFF")

- This form is to be signed by transferors only.
Read instructions before completing.
All signatures must be notarized in accordance with laws of the State where signed.

1. DISTRICT OFFICE SACRAMENTO
2. LICENSE NUMBER 47-501354

3. TRANSACTION TYPE
Exchange
Person to Person Transfer
Premise to Premise Transfer
Other

4. LICENSEE'S NAME (Transferor/Seller) ASIAN FUSION BISTRO INC
5. APPLICANT'S NAME (transferee/Buyer) ENTERPRISE DEVELOPMENT AUTHORITY

6. EXISTING PREMISES ADDRESS 724 J ST. MARYSVILLE, CA 95901

7. LICENSEE'S MAILING ADDRESS (Transferor/Seller) 724 J ST. MARYSVILLE, CA 95901
8. LICENSEE'S PHONE NUMBER (916) 213-7133

I hereby request surrender of my license under Section 24045.5(b) of the ABC Act so that a Temporary Permit may be issued to the transferee.

9. SIGNATURE OF TRANSFEROR/SELLER FOR TEMPORARY PERMIT (only one signature required) X
DATE SIGNED 08/28/2015

10. RENEWAL DUE DATE
11. SURRENDER DATE
12. TEMP. EFFECTIVE DATE
13. TEMP. EXPIRATION DATE

TRANSFEROR'S CERTIFICATION
Under penalty of perjury, each person whose signature appears below, certifies and says: (1) He is the licensee named in the foregoing transfer application, duly authorized to make this transfer application; (2) that he hereby makes application to surrender all interest in the license(s) described above and to transfer same to the applicant and/or location indicated on the upper portion of this form, if such transfer is approved by the Director; (3) that the transfer application or proposed transfer is not made to satisfy the payment of a loan or to fulfill an agreement entered into more than ninety days preceding the day on which the transfer application is filed with the Department or to gain or establish a preference to or for any creditor of transferor or to defraud or injure any creditor of transferor; (4) that the transfer application may be withdrawn by either the applicant or the licensee with no resulting liability to the Department.

SOLE OWNER
14. SOLE OWNER'S PRINTED NAME (Last, first, middle)
SIGNATURE X
DATE SIGNED

PARTNERSHIP/LIMITED PARTNERSHIP (signatures of general partners only)
15. PARTNER'S PRINTED NAME (Last, first, middle)
SIGNATURE X
DATE SIGNED
PARTNER'S PRINTED NAME (Last, first, middle)
SIGNATURE X
DATE SIGNED
PARTNER'S PRINTED NAME (Last, first, middle)
SIGNATURE X
DATE SIGNED

CORPORATION
16. CORPORATE OFFICER'S PRINTED NAME (Last, first, middle) HU, WENDELL WEN TA
SIGNATURE X
DATE SIGNED 9/31/2015

TITLE
President Vice President Chairman of the Board

CORPORATE OFFICER'S PRINTED NAME (Last, first, middle) CHEW, PETER POSUN
SIGNATURE X
DATE SIGNED

TITLE
Secretary Assistant Secretary Chief Financial Officer Assistant Treasurer

LIMITED LIABILITY COMPANY
17. The limited liability company is member-run Yes No (If no, complete Item #18 below)

18. NAME OF DESIGNATED LLC MANAGER, MANAGING MEMBER OR DESIGNATED OFFICER (Last, first, middle)
ABC INITIALS/DATE (ABC use only)

19. LLC MEMBER'S PRINTED NAME (Last, first, middle)
SIGNATURE X
DATE SIGNED

LLC MEMBER'S PRINTED NAME (Last, first, middle)
SIGNATURE X
DATE SIGNED

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document

State of California )

County of Sacramento )

On 8-31-15 before me, Harsharanjit Kaur, Notary Public  
Date Here Insert Name and Title of the Officer

personally appeared Wendell Kien Ta HU  
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Harsharanjit  
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Dept. of ABC CA License Document Date: 8-31-15

Number of Pages: 1 Signer(s) Other Than Named Above: \_\_\_\_\_

Capacity(ies) Claimed by Signer(s)

Signer's Name: \_\_\_\_\_  
 Corporate Officer — Title(s): \_\_\_\_\_  
 Partner —  Limited  General  
 Individual  Attorney in Fact  
 Trustee  Guardian or Conservator  
 Other: \_\_\_\_\_  
Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_  
 Corporate Officer — Title(s): \_\_\_\_\_  
 Partner —  Limited  General  
 Individual  Attorney in Fact  
 Trustee  Guardian or Conservator  
 Other: \_\_\_\_\_  
Signer Is Representing: \_\_\_\_\_

State of California  
**LICENSE TRANSFER REQUEST ("SIGN OFF")**

Department of Alcoholic Beverage Control

<ul style="list-style-type: none"> <li>• This form is to be signed by transferors only.</li> <li>• Read instructions before completing.</li> <li>• All signatures must be notarized in accordance with laws of the State where signed.</li> </ul>		1. DISTRICT OFFICE SACRAMENTO	2. LICENSE NUMBER 47-501354
		3. TRANSACTION TYPE <input type="checkbox"/> Exchange <input checked="" type="checkbox"/> Premise to Premise Transfer <input checked="" type="checkbox"/> Person to Person Transfer <input type="checkbox"/> Other	
4. LICENSEE'S NAME (Transferor/Seller) ASIAN FUSION BISTRO INC		5. APPLICANT'S NAME (transferee/Buyer) ENTERPRISE DEVELOPMENT AUTHORITY	
6. EXISTING PREMISES ADDRESS 724 J ST. MARYSVILLE, CA 95901			
7. LICENSEE'S MAILING ADDRESS (Transferor/Seller) 724 J ST. MARYSVILLE, CA 95901			8. LICENSEE'S PHONE NUMBER (916 ) 213-7133
I hereby request surrender of my license under Section 24045.5(b) of the ABC Act so that a Temporary Permit may be issued to the transferee.			
9. SIGNATURE OF TRANSFEROR/SELLER FOR TEMPORARY PERMIT (only one signature required) <b>X</b>			DATE SIGNED 08/28/2015
10. RENEWAL DUE DATE	11. SURRENDER DATE	12. TEMP. EFFECTIVE DATE	13. TEMP. EXPIRATION DATE

**TRANSFEROR'S CERTIFICATION**

Under penalty of perjury, each person whose signature appears below, certifies and says: (1) He is the licensee named in the foregoing transfer application, duly authorized to make this transfer application; (2) that he hereby makes application to surrender all interest in the license(s) described above and to transfer same to the applicant and/or location indicated on the upper portion of this form, if such transfer is approved by the Director; (3) that the transfer application or proposed transfer is not made to satisfy the payment of a loan or to fulfill an agreement entered into more than ninety days preceding the day on which the transfer application is filed with the Department or to gain or establish a preference to or for any creditor of transferor or to defraud or injure any creditor of transferor; (4) that the transfer application may be withdrawn by either the applicant or the licensee with no resulting liability to the Department.

**SOLE OWNER**

14. SOLE OWNER'S PRINTED NAME (Last, first, middle)	SIGNATURE <b>X</b>	DATE SIGNED
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**PARTNERSHIP/LIMITED PARTNERSHIP (signatures of general partners only)**

15. PARTNER'S PRINTED NAME (Last, first, middle)	SIGNATURE <b>X</b>	DATE SIGNED
PARTNER'S PRINTED NAME (Last, first, middle)	SIGNATURE <b>X</b>	DATE SIGNED
PARTNER'S PRINTED NAME (Last, first, middle)	SIGNATURE <b>X</b>	DATE SIGNED

**CORPORATION**

16. CORPORATE OFFICER'S PRINTED NAME (Last, first, middle) HU, WENDELL WEN TA	SIGNATURE <b>X</b> Signed in context	DATE SIGNED
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TITLE  
 President    Vice President    Chairman of the Board

CORPORATE OFFICER'S PRINTED NAME (Last, first, middle) CHEW, PETER POSUN	SIGNATURE <b>X</b> [Redacted]	DATE SIGNED 8/29/2015
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TITLE  
 Secretary    Assistant Secretary    Chief Financial Officer    Assistant Treasurer

**LIMITED LIABILITY COMPANY**

17. The limited liability company is member-run    Yes    No   (if no, complete item #18 below)

18. NAME OF DESIGNATED LLC MANAGER, MANAGING MEMBER OR DESIGNATED OFFICER (Last, first, middle)	ABC INITIALS/DATE (ABC use only)
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19. LLC MEMBER'S PRINTED NAME (Last, first, middle)	SIGNATURE <b>X</b>	DATE SIGNED
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LLC MEMBER'S PRINTED NAME (Last, first, middle)	SIGNATURE <b>X</b>	DATE SIGNED
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The Commonwealth of Massachusetts

On this 29<sup>th</sup> day of August 2015.

Peter Chew

personally appeared before me, and proved to me through satisfactory evidence of identification, which were MA license to be the person whose name is signed on the preceding or attached document in my presence.



Elizabeth Symolon

ELIZABETH A. SYMOLON, Notary Public  
My Commission Expires January 28, 2022