



APPLICATION FOR DAILY TEMPORARY MIXED BEVERAGE PERMIT, DAILY TEMPORARY PRIVATE CLUB, TEMPORARY LICENSE OR CHARITABLE AUCTION PERMIT

Temporary Number FORM L-04.7 (5/2010)

A Daily Temporary Mixed Beverage or Private Club Permit can only be issued for one day. Each additional day requires a separate application.

DAILY TEMPORARY MIXED BEVERAGE OR PRIVATE CLUB PERMIT

1. **TB – DAILY TEMPORARY MIXED BEVERAGE PERMIT**

Applicant does not hold a Mixed Beverage Permit, then complete sections a, b, and c →

Applicant currently holds:

MB/RM _____

LB

OWNER _____

TRADE NAME _____

a. If the applicant is applying for a Daily Temporary Mixed Beverage Permit and does not currently hold a Mixed Beverage Permit, complete this section. Applicant is a:

political party or association supporting a candidate for public office or a proposed amendment

organization formed for specific charitable or civic purpose

fraternal organization in existence over 5 years with regular membership

religious organization

NOTE: You will be responsible for all taxes owed to the State Comptroller.

b. Organization Name: _____

Federal Employer's ID # (FEIN): _____

c. State the number of Daily Temporary Mixed Beverage Permits the applicant has held beginning January 1 of the current year. The commission shall not issue more than **ten** temporary mixed beverage permits in each calendar year to a person who does not hold a mixed beverage permit. _____

2. **TN – DAILY TEMPORARY PRIVATE CLUB PERMIT**

N _____

NE _____

NB _____

NL

TRADE NAME _____

a. If the applicant is applying for a Daily Temporary Private Club Permit, indicate the type of organization sponsoring the event indicated in question 10.

political party or association supporting a candidate for public office or a proposed amendment

organization formed for specific charitable or civic purpose

fraternal organization in existence over 5 years with regular membership

religious organization

b. Organization Name: _____

Federal Employer's ID # (FEIN): _____

c. State the number of Daily Temporary Private Club Permits issued to the above organization beginning January 1 of the current year. The commission may not issue more than **two** daily temporary private club permits in each calendar year for events sponsored by the same party, association, or organization. _____

A Temporary License may be issued for a period of not more than four days. Each four-day period requires a separate application. A Special Three-Day Wine and Beer Temporary License is a three-day license. Each three-day period requires a separate application. A Temporary Charitable Auction Permit is a five-day permit.

TEMPORARY LICENSE

3. **BH: TEMPORARY BEER OR WINE AND BEER RETAILER'S PERMIT, four-day permit.**

CURRENTLY HOLDS:

MB/RM _____ BG _____ BE _____ LB/BL

TRADE NAME _____ OWNER _____

4. **SB: SPECIAL THREE-DAY WINE AND BEER PERMIT**

Nonprofit Charitable Organization Civic Organization Religious Organization

Name of applicant's organization: **ROTARY CLUB OF SPACE CENTER**

Applicant's Federal Employer's Identification #: **74-6070354**

5. **HP: SPECIAL WINE AND BEER PERMIT, four-day permit.** May only be issued to a nonprofit historic preservation organization that has been in existence for at least 30 years.

Name of nonprofit historic preservation organization: _____

Date organization was established: ____ / ____ / ____ Applicant's Federal Employer's Identification #: _____

6. **CA: TEMPORARY CHARITABLE AUCTION PERMIT, five-day permit, only ONE allowed per calendar year.**

Name of nonprofit organization: _____

Applicant's Federal Employer's Identification #: _____

I.R.S. Form 501(c)(3) Exemption **must be attached** to this application.

Inventory list of alcoholic beverages to be auctioned **must be attached** to this application.

ALL APPLICANTS

7. Application is hereby made for the period 10/15/2010 to 10/16/2010 both dates included.

8. Time(s) of function: **10 AM TO 6 PM**

9. Location address - fully describe location: **5001 NASA PARKWAY CL PARK LANDOLT PAVILIO**

City **SEABROOK** County **HARRIS** Zip Code **77586**

10. Describe fully the picnic, celebration or similar event for which the license is requested: **SHRIMPOREE FOOD AND AUCTION FESTIVAL**

11. Is this privilege to be exercised in an area where the sale of mixed beverages, beer/wine is legal? 11. YES NO

Contact Name: Jerrold Dewease _____ Area Code + Phone Number: (281 _____) 488- 4204 _____

Contact Name: Mike Dennard _____ Area Code + Phone Number: (281 _____) 486- 0063 _____

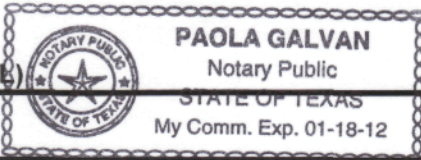
WARNING: Section 101.69 of the Texas Alcoholic Beverage Code states: ". . . a person who makes a false statement or false representation in an application for a permit or license or in a statement, report, or other instrument to be filed with the Commission and required to be sworn commits an offense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

PRINT
NAME: **Mike Dennard** MIKE DENNARD
SIGN
HERE: Mike Dennard
SIGNATURE OF APPLICANT

TITLE _____

Before me, the undersigned authority, on this 24 day of September, 2010 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: Paola Galvan
NOTARY PUBLIC



INSTRUCTIONS

1. This application must be filed directly with the local office of the Texas Alcoholic Beverage Commission in the area where the event is being held.
2. Daily Temporary Mixed Beverage Permit or Daily Temporary Private Club Permit (TB or TN): Complete the application and make two copies. Your receipt is your permit. Post it in plain view at the location stated in number 9.
3. Temporary Licenses (BH, SB, HP, CA): Complete the application and make a copy. For a Temporary License associated with a Mixed Beverage Permit, complete the application and make two copies. In numbers 3 through 6, indicate the class of permit or license required and complete the appropriate section. All questions regarding the particular temporary license you are applying for **must** be answered. Your receipt is your license. Post it in plain view at the location stated in number 9.
4. All applicants must complete numbers 7 through 11. Sign and have your application notarized.
5. See chart below for fees and surcharges that must be paid with a cashier's check, money order, or firm check from corporate permittee payable to the Comptroller of Public Accounts. We will not accept personal checks.

CLASS OF PERMIT OR LICENSE	FEES	*SURCHARGE	TOTAL DUE	*SURCHARGE SUBJECT TO ANNUAL CHANGE
Daily Temporary Mixed Beverage Permit (TB)	\$50	\$171	\$221	
Daily Temporary Private Club Permit (TN)	\$50	\$192	\$242	
Temporary Beer License or Wine and Beer License (4 day) (BH)	\$30	\$171	\$201	
Temporary License – Special 3 Day Wine and Beer Permit (SB)	\$30	\$171	\$201	
Temporary License – Special Wine and Beer Permit (4 day) (HP)	\$30	\$171	\$201	
Temporary License – Charitable Auction Permit (5 day) (CA)	\$25	\$171	\$196	

**INSTRUCTIONS FOR ACCOUNTING AND REPORTING OF MIXED BEVERAGE TAXES
(FOR A DAILY TEMPORARY PERMIT ISSUED TO A PRIMARY MIXED BEVERAGE OR PRIVATE CLUB PERMIT)**

1. Alcoholic beverages sold or served must be purchased separately from those sold or served under the primary Mixed Beverage Permit or Private Club Registration Permit.
2. After the Daily Temporary Mixed Beverage Permit or Daily Temporary Private Club Permit expires, an inventory of the remaining alcohol must be prepared. A copy of this inventory shall be retained by the mixed beverage or private club permit holders and a copy shall be forwarded to the local office of the Comptroller of Public Accounts. After this inventory is completed, the unused alcoholic beverages must be transferred to and used by the primary mixed beverage or private club permittee.
3. For information on reporting the mixed beverage taxes generated under the Daily Temporary Mixed Beverage Permit or Daily Temporary Private Club Permit and inventory of remaining alcoholic beverages, please contact the local office of the Comptroller of Public Accounts.
4. All laws pertaining to a Private Club Registration Permit or Private Club Exemption Certificate Permit are applicable to a Daily Temporary Private Club Permit.

Texas Alcoholic Beverage Commission

Approval Form for Temporary License/Permits (If Diagram is required, Please Complete Back of Form)

Landlord Approval

Date/Time: October 16, 2010 from 10:00am until 6:00pm

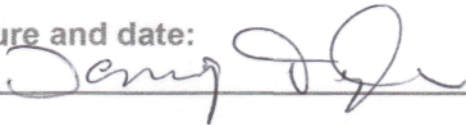
Description of event: Space Center Rotary Shrimporee

Address, City & County: Landolt Pavilion, Clear Lake Park, 5001 NASA Parkway, Seabrook, Texas, Harris County, 77589

Property Owners Name: Harris County Precinct Two

As Landlord of Above mentioned property, I hereby grant permission to sell/serve alcoholic beverages for the above Event.

Landlord's Signature and date:




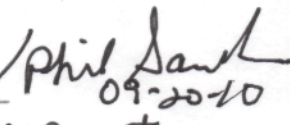
Approval from Law Enforcement Officials from Police Department/Harris County Sheriff's Department

Approved

Yes

No

Signature and Date:

 9-20-10 /  09-20-10

Printed Name/Title/Telephone Number:

281-488-4040

Phil Sandlin 1 Chief Deputy

Precinct 8, Constable Bill Bailey

If Houston Police Department, See Vice Division at 1 200 Travis, 4th Floor, Houston, Telephone Number 71 3-308-8600. If Location is in Harris County please contact Harris County Sheriff's Office at 601 Lockwood, Houston, Texas, Telephone Number is 71 3-967-5770. We suggest you call either office to confirm someone being available.

District
Director

SPACE CENTER ROTARY CLUB
P. O. BOX 58862
HOUSTON, TX 77058

Person to Contact:
EOMF Clerk
Telephone Number:
(214) 767-1155
Refer Reply to:
RM:CSB:306:ER
Date: FEB 9 1981

EIN: 74-6070354

Gentlemen:

Our records show that Rotary International Space Center Chapter Rotary Club is exempt from Federal income tax under Group Ruling No. 0573, section 501(c)(4) of the Internal Revenue Code. This exemption was granted August 1965 and remains in full force and effect.

If we may be of further assistance, please contact the person whose name and telephone number are shown above.

Sincerely yours,



Edna Ryan
EOMF Clerk

C.D. CAP LANDOLPH PAVILION AND BAR-B-Q HOUSE



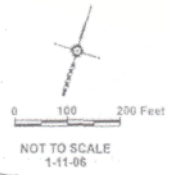
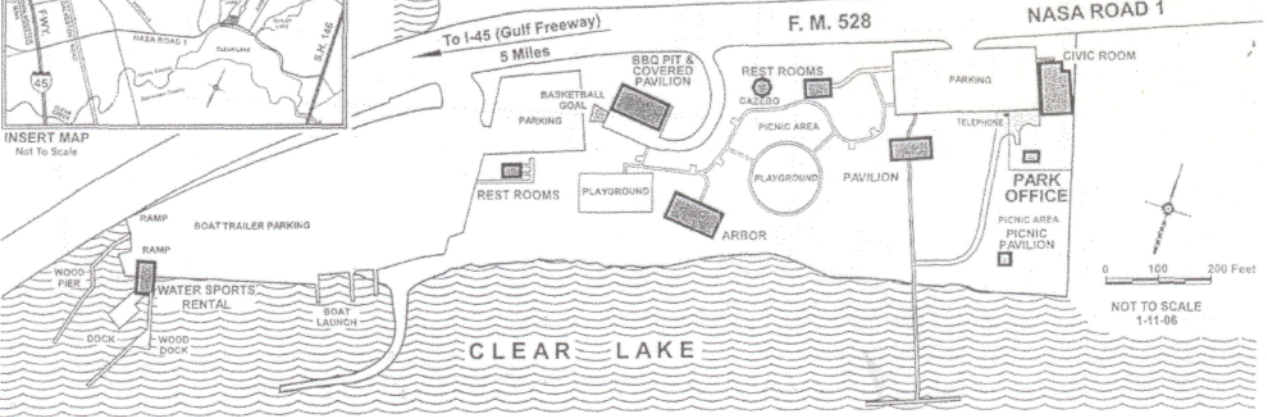
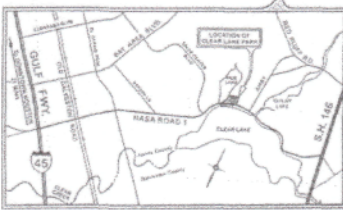
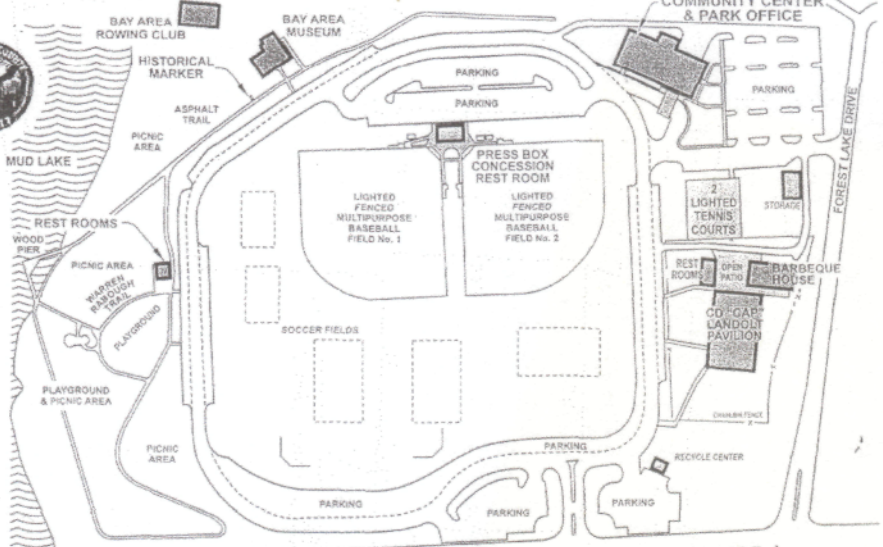
⊗ WATER CONNECTIONS ○ ELECTRICAL OUTLETS ALSO AT STAGE, ALSO ONE ON ALTERNATE SUPPORT LISTS

HARRIS COUNTY
PRECINCT 2

CLEAR LAKE PARK

5001 NASA ROAD 1

59 ACRES
SYLVIA R. GARCIA
COMMISSIONER



ARTICLES OF FORMATION OF

THE ROTARY CLUB OF SPACE CENTER, HOUSTON, TEXAS

AN UNINCORPORATED NONPROFIT ASSOCIATION

These Articles of Formation are adopted pursuant to the applicable provisions of Chapter 252 of the Texas Business Organizations Code pertaining to Unincorporated Nonprofit Associations.

Article I - Entity Name and Type

The name and type of entity being formed are: The Rotary Club of Space Center, Houston, Texas, a Texas Unincorporated Nonprofit Association (hereinafter "Club").

Article II - Purpose

The Club is organized as a "fraternal organization" for purposes within the meaning of Section 501(c)(4) of the Internal Revenue Code of 1986 (the "Code"), and the Texas Tax Code, Section 11.18. In particular the Club is a Rotary Club officially chartered by Rotary International (RI) and a member club of Rotary District 5890.

Article III - Restrictions and Limitations

Notwithstanding the foregoing or anything to the contrary herein, the Club may not:

- A. Engage in any activity or take any action prohibited by the applicable provisions of the Texas Business Organizations Code.
- B. Pay any dividend or distribute any part of the income of the Club to its members, directors or officers, except as reimbursement for authorized expenditures on behalf of the Club. Neither members, directors, or officers shall be paid compensation for services rendered.
- C. Make loans to the members o the Club's Board.
- D. Engage in any activities, except to an insubstantial degree, that are not in furtherance of the purpose or purposes of Rotary International and in accordance with the Constitution and Bylaws of RI and the Club.
- E. Conduct or carry on any activities not permitted to be conducted or carried on by an organization under Section 501(c)(4) of the Internal Revenue Code and its regulations.
- F. Serve any private interest except if clearly incidental to the public benefit provided by the Club.
- G. Allow any of the Club's service funds to financially benefit of the members of the Club.

- H. Engage in more than an insubstantial degree in the carrying on of propaganda, or otherwise attempting, to influence legislation, and the Club shall not directly or indirectly participate in, or intervene in (including the publication or distribution of statements) any political campaign on behalf of any candidate for public office, except as allowed by Internal Revenue Code and its regulations.

Article IV - Registered Office and Registered Agent

The Club is not required to have, but may voluntarily have as determined by its Board, a registered office or registered agent by notification filed with the office of the Texas Secretary of State.

Article V - Governing Authority

Management of the affairs of the Club is vested in its Board which consists of its six officers and nine directors. The names of the members of the Board who are to serve as directors until their successors are elected and qualified are:

<u>Office</u>	<u>Name</u>
President	David Coney
President Elect	Michael Dennard
Secretary	Marilyn Musial
Treasurer	Sheryl Berg
Sergeant at Arms	Scott Rainey
Immediate Past President	Jon McKinnie
Director	Kippy Caraway
Director	Rae DeCastro
Director	Michael Duckworth
Director	William Geissler
Director	J. W. Lowes, III
Director	John Nugent
Director	Phil Sandlin
Director	Robert Taggart
Director	Travis Vermeer

Members of the Board must be Active members of the Club (as defined by its Constitution and Bylaws). If at any time, an officer or director ceases to be an Active member, his or her directorship shall at such time become vacant.

Article VI - Organizational Structure

The Club will have members, both Active and Honorary, as elected in accordance with its Constitution and Bylaws.

Article VII - Power to Amend Bylaws Reserved by Members

The power to amend the Bylaws is reserved exclusively to the members if previously approved by the Board.

Article VIII - Indemnification

To the full extent permitted by the applicable provisions of Title 1, Chapter 8 of the Texas Business Organizations Code and other applicable law, the Club may advance or reimburse expenses to and indemnify any present and former directors and officers of the Club and persons serving or formerly serving at the request of the Club as directors and officers against judgments, penalties (including excise and similar taxes), fines, settlements and reasonable expenses actually incurred by the person in any threatened, pending or completed action, suit or proceeding, whether civil, criminal, administrative, arbitrative or investigative, any appeal in such action, suit or proceeding and any inquiry or investigation that could lead to such an action suit or proceeding, because the person is or was acting in one of the capacities set forth above.

Article IX - Contracts or Transactions with Interested Directors, Officers and Members

This provision applies only to a contract or transaction between the Club and one or more of its directors or officers, or between the Club and an entity or other organization in which one or more of the Club's directors or officers is a managerial official or has a financial interest.

An otherwise valid contract or transaction is valid notwithstanding that a director, officer, or member of the Club is present at or participates in the meeting of the Board, of a committee of the board, or of the members that authorizes the contract or transaction, or votes or signs, in the person's capacity as a director, a unanimous written consent of Board to authorize the contract or transaction, if: (1) the material facts as to the relationship or interest and as to the contract or transaction are disclosed to or known by (a) the Club's Board or the members, and the Board, the members in good faith and with ordinary care authorize the contract or transaction by the approval of the majority of the disinterested members of the Board or members, regardless of whether the disinterested members of the Board or members constitute a quorum; or (b) the members entitled to vote on the authorization of the contract or transaction, and the contract or transaction is specifically approved in good faith and with ordinary care by a vote of the members; or (2) the contract or transaction is fair to the Club when the contract or transaction is authorized, approved, or ratified by the Board or the members. Common or interested of the Board or members of the Club may be included in determining the presence of a quorum at a meeting of the Board, a committee of the board, or members that authorizes the contract or transaction.

Article X - Board Consent Required For Fundamental Action

The affirmative vote of only a majority of the members Board shall be sufficient to approve a Fundamental Action (as the term is defined by Section 22.164 of the Texas Business Organizations Code, as amended from time to time).

Article XII - Distribution of Assets Upon Winding Up

After all liabilities and obligations of the Club in the process of winding up are paid, satisfied and discharged, the property of the Club shall be applied and distributed in accordance with section 22.304, Texas Business Organizations Code.

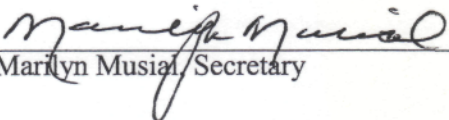
Article XIII - Effective Date

These Articles of Formation become effective when approved by the Board but shall be effective retroactive to date the Club's charter was forfeited by the Texas Secretary of State, and it is specifically provided that during any gap in time, the Club has been an unincorporated nonprofit association as such exists under the common law and case law of the State of Texas.

Article XIV - Execution

These Articles of Formation were approved by the Board on August 17, 2010.

Attest:


Marilyn Musial, Secretary