

November 18, 2004

Mayor Seng and City Council
City of Lincoln
City County Building
Lincoln, NE

Mayor Seng and Members of the City Council:

An investigation has been made regarding the application of Alley Inc., d.b.a. The Alley, 1031 M Street requesting a class C liquor license.

Joshua Hallett, president has requested that he be approved as the manager of the liquor license.

Background information on the applicant is as follows:

Joshua Hallett was born in Salem, Arkansas. He attended Hastings High School graduating in 1997.

Joshua Hallett employment history is as follows:

1998 – Present	Detective, Hallett Investigations	Lincoln, NE.
2000 – 2004	Security, Kohl's	Lincoln, NE.
1998 - 2000	Manager, Tanning Zone	Lincoln, NE.
1997 – 1998	Teacher, Children Discovery Center	Lincoln, NE.
1993 – 1997	Supervisor, Amigos	Hastings, NE.

Stockholder information and criminal histories have been included for your review.

If this application is approved, it should be with the understanding that it conforms to all the rules and regulations of Lincoln, Lancaster County and the State of Nebraska.



THOMAS K. CASADY, Chief of Police



A nationally accredited law enforcement agency



Liquor License Investigation

Business (DBA) The Alley

Manager Owner Other

Name: Joshua Hallett

US Citizen? Yes No

Has applicant ever been cited for liquor law violations? No Yes
Explain _____

Does applicant have an interest in another liquor license? No Yes
Explain _____

Is spouse qualified to hold a license? Yes No N/A

How is applicant if not an owner to be paid? Salary Hourly

How many hours will applicant be at the establishment? 60+

Any other employment? No Yes, explain _____

Any previous experience with a liquor license? Yes No

Any criminal convictions? No Yes
Comments See attached

Is applicant a property owner in Lincoln? Yes No

Is applicant involved in any civil litigation? No Yes
Comments _____

Photo Records Check References

Comments _____

Interview Date 11 / 18 / 04

Liquor License Business Report

Completed by Inv. Fosler #843

Business Name: The Alley

Address : 1031 m ST Phone: _____

Type of Investigation : Purchase Upgrade Expansion New
 Owner Manager Other: _____

Type of Business: BAR

Liquor Class A B C D I J K Catering Other: _____

Ownership: Corporation Partnership Individual

Amount Financed: 260,000 Source: Land Contact / CDR Loan

Lease Agreement: —

Sales: %Food: 25 %Liquor: 75

Located: Commercial Industrial Residential

Traffic Flow: moderate Off Street Parking: Yes No

Ready for Operation: Yes No/ Est Date: _____

Food Service: Yes No Employees: F/T 3 P/T 7

Est Seating: 150 Est Daily Customers 150

Hours of Operation: 11am - 1am 7 days

Any Additional Comments: —

STATE OF NEBRASKA

Recs

PH: 12-13-04



NEBRASKA LIQUOR CONTROL COMMISSION

Hobert B. Rupe
Executive Director

301 Centennial Mall South, 5th Floor
P.O. Box 95046

Lincoln, Nebraska 68509-5046

Phone (402) 471-2571

Fax (402) 471-2814

TRS USER 800 833-7352 (TTY)

web address: <http://www.nol.org/home/NLCC/>

November 10, 2004

Mike Johanns
Governor

City Clerk of Lincoln
City/County Building
555 S 10 Street
Lincoln, NE 68508

Alley Inc. dba The Alley
1031 m street
Class C

A4-127416

82

Dear Local Governing Body:

Attached is the form to be used on all retail liquor license applications. Local clerks must collect proper license fees and occupation tax per ordinance, if any, before delivering the license at time of issuance.

TWO KEY TIME FRAMES TO KEEP IN MIND ARE:

- 1) You have 45 days to conduct a hearing after the date of receipt of the notice from this Commission (§53-134). You may choose **NOT** to make a recommendation of approval or denial to our Commission.

PER §53-133, THE LIQUOR CONTROL COMMISSION SHALL SET FOR HEARING ANY APPLICATION WHEREIN:

- 1) There is a recommendation of denial from the local governing body,
- 2) A citizens protest; or
- 3) Statutory problems that the Commission discovers.

PLEASE NOTE A LICENSEE MUST BE "PROPERLY" LICENSED IN ORDER TO PURCHASE FROM WHOLESALERS, AND A LICENSE IS EFFECTIVE:

- 1) Upon payment of the license fees;
- 2) Physical possession of the license;
- 3) Effective date on the license.

Sincerely,

NEBRASKA LIQUOR CONTROL COMMISSION
Jackie B. Matulka
Licensing Division

Enclosures

Rhonda R. Flower
Commissioner

Bob Logsdon
Chairman

R.L. (Dick) Coyne
Commissioner

An Equal Opportunity/Affirmative Action Employer

Local: jpm

APPLICATION FOR LICENSE

Nebraska Liquor Control Commission
PO Box 95046, 301 Centennial Mall South
Lincoln, NE 68509-5046

<http://www.nol.org/home/NLCC/>
Phone: (402) 471-2571
Fax: (402) 471-2814

C# 66319

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NEBRASKA LIQUOR
CONTROL COMMISSION

INSTRUCTIONS: Include: 1. Applicable fees payable to Liquor Control Commission 2. Copy of birth certificate or naturalization papers proving U.S. citizenship for each individual and spouse named on application (not required of corporations or spouse(s) who file an affidavit of no interest with application, Commission form 4178 3. Corporations must include copy of articles of incorporation as filed with the Secretary of States office in the state of Nebraska 4. Commission checklist, form 4251 5. Fingerprint cards and processing fees (are required of individuals, all partners and spouses. Corporate applicants must file for CEO/Manager & stockholders/member holding over 25% stock/interest. 6. All applications must be typewritten or printed clearly. 7. Submit in Triplicate

CLASS OF LICENSE FOR WHICH APPLICATION IS MADE AND LIST OF FEES FOR EACH

Class of License (Check applicable class)	Registration Fee	License Fees	Submit Copy of Bond
<input type="checkbox"/> A Beer, On Sale Only - Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> F Beer, On Sale Only - Outside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> B Beer, Off Sale Only - Indicate Inside or Outside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> J Wine, Beer, On Sale Only - Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> I Spirits, Wine, Beer, On Sale Only - Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> D Spirits, Wine, Beer, Off Sale Only - Inside Corporate Limits	\$45.00	\$150.00	exempt
<input type="checkbox"/> D1 Spirits, Wine, Beer, Off Sale only - within extraterritorial zoning jurisdiction	\$45.00	\$150.00	exempt
<input checked="" type="checkbox"/> C Spirits, Wine, Beer On & Off Sale - Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> M Bottle Club (Spirits, Wine, Beer, on Sale)	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> H Nonprofit Corporation	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> K Wine Only, Off Sale	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> O Boat	\$45.00	\$ 50.00	exempt
<input type="checkbox"/> V Manufacturer of Beer, Wine & Distilled Spirits	\$45.00	Varies \$100 to \$1,000	\$10,000 min.
<input type="checkbox"/> X Wholesale Liquor	\$45.00	\$500.00	\$ 5,000 min.
<input type="checkbox"/> W Wholesale Beer	\$45.00	\$250.00	\$ 5,000 min.
<input type="checkbox"/> Y Farm Winery	\$45.00	\$250.00	\$ 1,000 min.
<input type="checkbox"/> L Craft Brewery (Brew Pub)	\$45.00	\$250.00	\$ 1,000 min.

TYPE OF APPLICATION

Name Of Person Assisting With Application

Type of application being applied for (place appropriate number in box)

3

- 1= Individual License requires Form 1 to be attached.
- 2= Partnership License requires Form 2 to be attached.
- 3= Corporate License requires Form 3 and Manager Application be attached.

Name:

Kandace K Hallett

Firm Name:

SECTION A - LOCATION INFORMATION - Must be completed by all applicants

Trade Name (name of business)
The Alley

Telephone Number at premise to be licensed
Unknown at this time

1) Street Address of Proposed licensed premise
1031 1029 M Street
Lincoln, Ne 68508
Is this located inside the city limits
Circle YES / NO

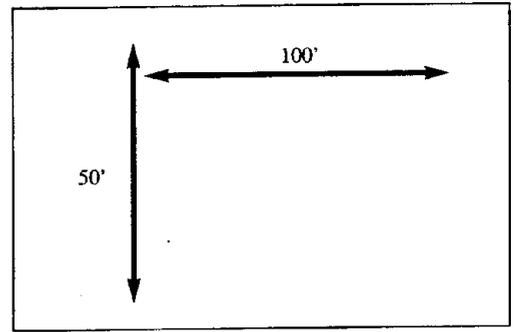
2) Mailing Address for receipt of
Liquor Control Commission mailings
1029 M. Street

City County Zip Code
Lincoln Lancaster 68508

City County Zip Code
Lincoln Lancaster 68508

DESCRIPTION AND DIAGRAM OF THE STRUCTURE TO BE LICENSED

In the space provided draw the area to be licensed. This should include storage areas, basement, sales areas and areas where consumption or sales of alcohol will take place. If only a portion of the building is to be covered by the license, you must still include dimensions (length x width) of the licensed area as well as the dimensions of the entire building in situations where only a portion of the entire bldg. is to be covered by the license. No blue prints will be accepted. Be sure to indicate the direction North and number of floors of the building.



Example: East portion approximately 50' x 100' of main floor of 3 story building plus basement approximately 30' x 50' at the East end.

SECTION B		OTHER INFORMATION REQUIRED		
		Yes	No	Explanation/Comments
<p>1. READ CAREFULLY. Answer completely and accurately.</p> <p>Has anyone who is a party to this application, or their spouse, <u>ever</u> been convicted of or plead guilty to any criminal charge. Criminal charge means any charge alleging a felony or misdemeanor or violation of a federal or state law; or a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name.</p>		X		Joshua Hallett 5-10-02/DWI 8-19-99/Careless Drive
		X		James Michael 4-3-02/DWI

	Yes	No	Explanation/Comments
2. Are you buying the business and/or assets of a licensee? If yes, submit a copy of the sales agreement with a listing of assets being acquired including liquor inventory (name brand and container size required).		X	
3. Are you filing a temporary agency agreement, Commission form 4231, whereby current licensee allows you to operate on their license? If yes, attach copy.		X	
4. Are you borrowing any money from any source to establish and/or operate the business? If yes, list the lender.	X		Terry Ernisse
5. Will any person or entity other than licensee be entitled to a share of the profits of the establishment? If yes, explain.		X	
6. Will any of the furniture, fixtures and equipment to be used in this business be owned by others? If yes, list such items and the owner.		X	
7. Will any person(s) other than named in this application have any direct or indirect ownership or control of the business? If yes, explain?		X	
8. Are the premises to be licensed within 150 ft. of a church, school, hospital, home for the aged or indigent persons or for veterans, their wives, children, or within 300 ft. of a college or university campus? If yes, list the name of such institution and where it is located in relation to the premises. Per Sec. §53-177.		X	
9. Is anyone listed on this application a law enforcement officer? If yes, list the person, the law enforcement agency involved and the persons exact duties.	X		Ric Hallett, Kandy Hallett's spouse is a police officer for City of Hastings, NE He will have NO involvement
10. List the primary bank and/or financial institution (branch if applicable) to be utilized by the business and the person(s) who will be authorized to write checks and/or make withdrawals on accounts at such institutions.			U S Bank/Authorized persons Joshua Hallett, James Michael, Kandy Hallett
11. List all past and present liquor licenses held by any person named in this application. Include license holder name, location of license and license number. Also list reasons for termination of any licenses previously held.			NONE
12. List the person who will be the on site supervisor of the business and the estimated number of hours per week such person or manager will be on the premises supervising operations.			Joshua Hallett/60 hours per wk
13. List the training and experience of the person listed in #12 above in connection with selling and/or serving alcohol products.			Training/Experience at Bandits bar in Grand Island, NE
14. If the property for which this license is sought is owned, submit a copy of the deed, or proof of ownership, if leased submit a copy of the lease covering the entire license year. (Documents must show title or lease held interest in name of applicant as owner or lessee in the individual(s) or corporate name for which the application is being filed).			
15. When do you intend to open for business?			Receiving of Liquor License

16. List the principal residence for the past 10 years for all persons required to sign application. If necessary attach a separate sheet.

NAME	FROM (YEAR)	TO (YEAR)	RESIDENCE (CITY, STATE)

The undersigned applicant(s) hereby consent(s) to a background investigation and release of present & future records of every kind and description including police records, tax records (State and Federal), bank or lending institution records, and said applicant(s) and spouse(s) waive(s) any right or causes of action that said applicant(s) or spouse(s) may have against the Nebraska Liquor Control Commission, the Nebraska State Patrol, and any other individual disclosing or releasing said information. Any documents or records for the proposed business or for any partner or stockholder that are needed in furtherance of the application investigation or any other investigation shall be supplied immediately upon demand to the Nebraska Liquor Control Commission or the Nebraska State Patrol. The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete and/or inaccurate.

Individual applicants agree to supervise in person the management and operation of the business and that they will operate the business authorized by the license for themselves and not as an agent for any other person or entity. Corporate applicants agree the approved manager will superintend in person the management and operation of the business. Partnership applicants agree one partner shall superintend the management and operation of the business. All applicants agree to operate the licensed business within all applicable laws, rules, regulations, and ordinances and to cooperate fully with any authorized agent of the Nebraska Liquor Control Commission.

Must be signed in the presence of a notary public. Must be signed by applicant and spouse; if a partnership, all partners and spouses must sign and corporation, all stockholders/members (holding more than 25% of the stock or interest), officers, directors and spouses must sign. Full names only, initials not acceptable.

sign here Joseph S. Han sign here Eric L. Hallett
 sign here James P. Michael sign here _____
 sign here Shandy K. Hallett sign here _____
 sign here _____ sign here _____

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Subscribed in my presence and sworn to before me this 16th day of October, 2004.

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NEBRASKA LIQUOR CONTROL COMMISSION
 In compliance with ADA SIGN application for license form is available in other formats for persons with disabilities. A ten day advance period is requested in writing to produce the alternate format.

GENERAL NOTARY - State of Nebraska
 KATHERINE A. WORSTER
 My Comm. Exp. Sept. 17, 2006

GENERAL NOTARY - State of Nebraska
 BRENDA K. ESSEX
 My Comm. Exp. 9/24/04
Brenda Essex

sign here Katherine A. Worster
 Notary Public Signature

Corporation/LLC Application for License - Form 3

Nebraska Liquor Control Commission

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**NEBRASKA LIQUOR
CONTROL COMMISSION**

INSTRUCTIONS:

- 1) Application and application for manager must be typewritten and submitted in triplicate
- 2) Fingerprint cards (2 cards per person) must be submitted for: a) each stockholder owning over 25% of the stock, b) chief executive officer, c) proposed manager and d) all spouses
- 3) Information regarding spouses must be completed

Name of Corporation That Will Hold License. Attach copy of Articles of Incorporation ALLEY INCORPORATED		Total Number of Shares (if corporation) 1,500	
Corporate Street Address (1) 1031 1029 M STREET		Mailing address for receipt of Liquor Control Commission Mailings 1029 M SREET	
City Lincoln	County Lancaster	State NE	Zip Code 68508
Name of Registered Agent Joshua E. Hallett		Name of Proposed Manager Joshua E. Hallett	
IN THIS SECTION LIST THE NAME OF THE CHIEF EXECUTIVE OFFICER			
Name JOSHUA E. HALLETT	Title President	Date of Birth	Social Security Number
Home Address (1) 240 N. 24th # 1		State NE	
City Lincoln	State NE	Zip Code 68503	Home Telephone Number 402-984-0711

10/4

Corporation/LLC Application for License - Form 3

PRINCIPLE OFFICERS, DIRECTORS, STOCKHOLDERS, MEMBERS AND SPOUSES					
Name of Officers, Directors, Members and Spouses. Give Last Name, First Name, Middle, Maiden, and any aliases	Social Security Number	Date of Birth	Title	Number of Shares/ %	
NAME Hallett, Joshua E			President	500	
Spouse Name N/A					
NAME Michael, James P			Vice President	500	
Spouse Name N/A					
NAME Hallett, Kandace K			Secretar/Trea	500	
Spouse Name Hallett, Rickey L.					
NAME					
Spouse Name					
NAME					
Spouse Name					
NAME					
Spouse Name					

(If Necessary, Continue on Separate Sheet)

Corporation/LLC Application for License - Form 3

Nebraska Liquor Control Commission

Is this Corporation/LLC controlled by another Corporation? YES NO

Name of Control Corporation

If YES, LIST EACH STOCKHOLDER/MEMBER OWNING MORE THAN 25% stock/interest in that corporation/LLC. Any applicant who has a Corporation as a shareholder MUST file an organizational chart listing all shareholders and/or corporations owning more than 25% stock and listing of the percentage of stock owned

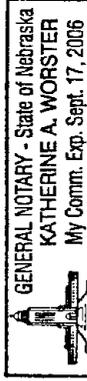
Please indicate below your corporate tax year with the IRS

Starting Date: 1-1-05 Ending Date: 12-31-05

STATE OF Nebraska)
))
)) ss.)
)))
)))

Lancaster County

Katherine A. Worster
Notary Public Signature & Seal



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**NEBRASKA LIQUOR
CONTROL COMMISSION**

By *John E. Harbo* PRESIDENT/MEMBER
Kandy K. Hallett SECRETARY/MEMBER

In Compliance with ADA, this form is available in other formats for persons with disabilities.
A ten day advance period is requested in writing to produce the alternate format

Application for Corporate Manager

Must Be A Nebraska Resident

Please submit in Triplicate

Return to: Nebraska Liquor Control Commission, PO Box 95046
301 Centennial Mall So., Lincoln NE 68509

Phone: (402) 471-2571 Fax: (402) 471-2814 Web address: <http://www.nol.org/home/NLCC/>

LIQUOR LICENSE INFORMATION

NAME OF LICENSED CORPORATION <i>ALley Incorporated</i>		CLASS & LICENSE NUMBER <i>CLASS C</i>	
TRADE NAME OF LICENSED PREMISE <i>The Alley</i>			
STREET ADDRESS OF LICENSED PREMISE <i>1031 1029 M. STREET</i>	CITY <i>Lincoln</i>	COUNTY <i>LANCASTER</i>	ZIP CODE <i>68508</i>

On behalf of the corporation, I designate this individual as corporate manager.

Signature of Corporate President/CEO:

APPLICANT INFORMATION (MUST BE 21 OR OVER)

NAME (LAST, FIRST, MIDDLE, MAIDEN) <i>Hallett, Joshua E</i>	SEX F <input type="radio"/> M <input checked="" type="radio"/>	SOCIAL SECURITY NUMBER <i>- - -</i>	DATE OF BIRTH	PLACE OF BIRTH <i>Salem, ARKANSAS</i>
HOME STREET ADDRESS <i>240 N. 24th #1</i>	CITY <i>Lincoln</i>	COUNTY <i>LANCASTER</i>	STATE <i>NE</i>	ZIP CODE <i>68503</i>
HOME TELEPHONE NUMBER <i>(402) 984-0711</i>	BUSINESS TELEPHONE NUMBER <i>()</i>	DRIVERS LICENSE NUMBER & STATE <i>NE</i>		

SPOUSE'S INFORMATION (IF NOT MARRIED INDICATE)

FULL NAME (LAST, FIRST, MIDDLE, MAIDEN) <i>Not married</i>	SOCIAL SECURITY NUMBER	DRIVERS LICENSE NUMBER & STATE
DATE OF BIRTH:	PLACE OF BIRTH	

1. **READ CAREFULLY.** Answer completely and accurately.

Has anyone who is a party to this application, or their spouse, ever been convicted of or plead guilty to any criminal charge. Criminal charge means any charge alleging a felony or misdemeanor violation of a federal or state law; or a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name.

Yes No

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2. Have you or your spouse ever made application for any liquor license or manager for any liquor license? **IF YES**, for what premise give license number and date.

YES NO

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**NEBRASKA LIQUOR
CONTROL COMMISSION**

FORM 35-4013
REV 2/01
PAGE 1

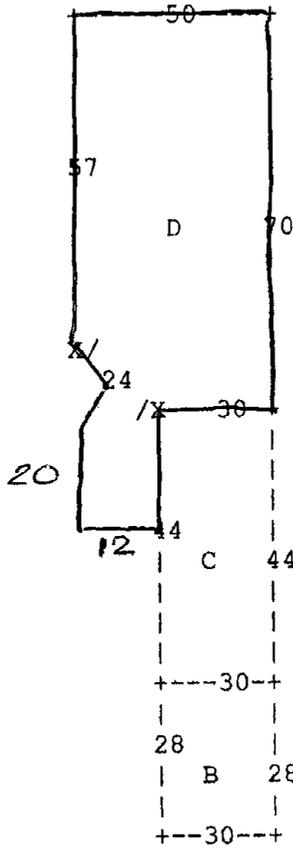
™ Lancaster County
 County Assessor
 Building Sketch/Section Information

InterLine

Parcel Identification No: 10-26-214-001-000

Building Sketch:

 B U I L D I N G S K E T C H



*Solid Line indicates
 area where alcohol will
 be served.*

Building Sections		
Building Section ID	Building Section	Square Footage
*	BASEMENT	142
A	COM 1ST FLOOR	840
B	COM 1ST FLOOR	1,320
C	COM 1ST FLOOR	3,370

Land and Miscellaneous

Commercial Information

Display Building 01

STATE OF

NEBRASKA



COPY FOR YOUR
INFORMATION

United States of America,
State of Nebraska } ss.

Department of State
Lincoln, Nebraska

I, John A. Gale, Secretary of State of Nebraska do hereby certify;

ALLEY, INC.

was duly incorporated under the laws of this state on November 2,
2004 and do further certify that no occupation taxes assessed are
unpaid and no biennial reports are delinquent; articles of dissolution
have not been filed and said corporation is in existence as of the date
of this certificate.

In Testimony Whereof,

I have hereunto set my hand and
affixed the Great Seal of the State
of Nebraska on November 2, 2004.

John A. Gale
SECRETARY OF STATE



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NEBRASKA LIQUOR
CONTROL COMMISSION

