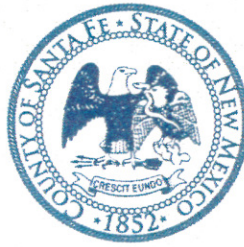


**Daniel "Danny" Mayfield**  
Commissioner, District 1

**Virginia Vigil**  
Commissioner, District 2

**Robert A. Anaya**  
Commissioner, District 3



**Kathy Holian**  
Commissioner, District 4

**Liz Stefanics**  
Commissioner, District 5

**Katherine Miller**  
County Manager

**DATE:** June 12, 2012

**TO:** Board of County Commissioners

**FROM:** Jose E. Larrañaga, Commercial Development Case Manager

**VIA:** Wayne Dalton, Building and Development Services Supervisor  
Penny Ellis-Green, Interim Land Use Administrator

*gdf*

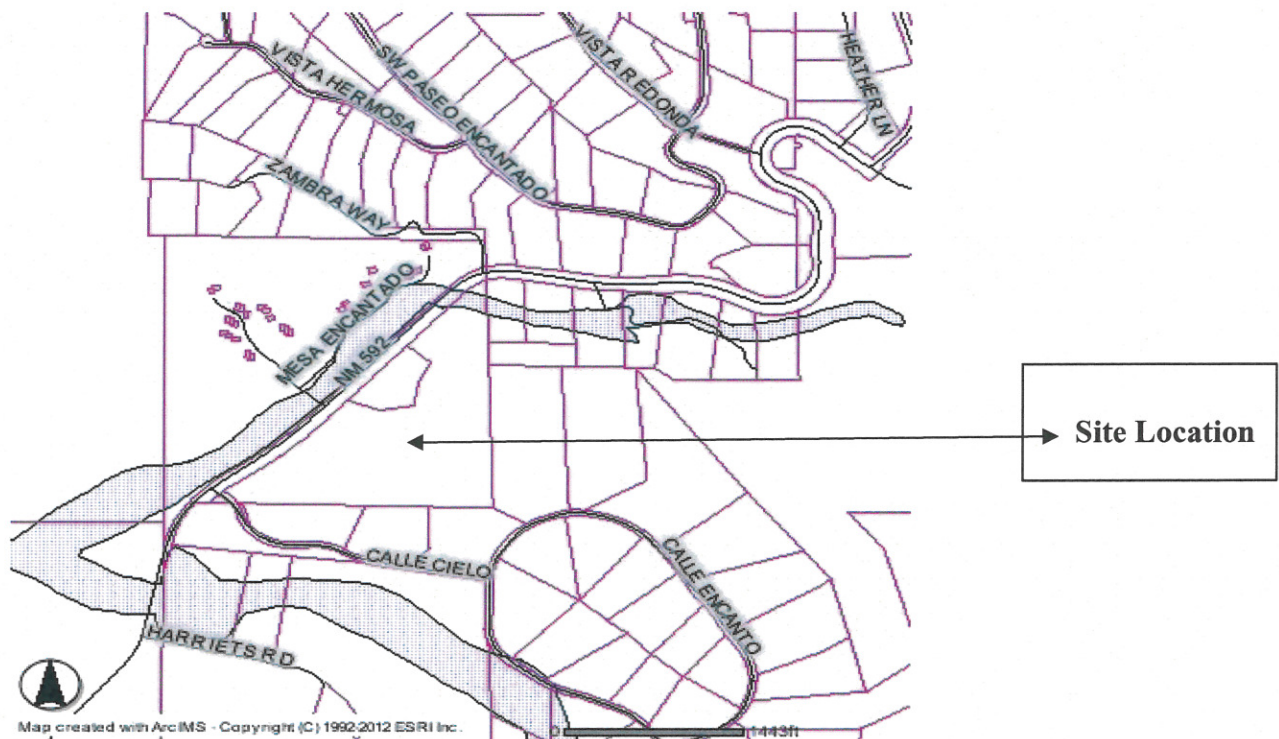
*WD*

**FILE REF.:** BCC Case MIS 12-5230 Encantado Lender LLC Liquor License

**ISSUE:**

Encantado Lender LLC, D/B/A Encantado, Applicant, Linda Aikin, Agent, request approval of a transfer of ownership of Liquor License No. 0958. The property is located at 198 State Road 592, within Section 7, Township 18 North, Range 10 East, (Commission District 1).

**Vicinity Map:**



**SUMMARY:**

The Applicant requests approval of the transfer of ownership of Liquor License No. 0958 from Canyon Encantado LLC to Encantado Lender LLC. The Liquor License is currently approved for use for the Encantado Resort located at 198 State Road 592 and will continue to be used at this location.

In 1990, the Board of County Commissioners granted Master Plan approval for the Rancho Encantado Resort. The approval allowed for Liquor to be served at the resort.

The State Alcohol and Gaming Division granted preliminary approval of this request in accordance with Section 60-6B-4 NMSA of the Liquor Control Act. Legal notice of this request has been published in the newspaper. The Board of County Commissioners is required to conduct a public hearing on the request to grant a transfer of ownership of Liquor License No. 0958.

**This application was submitted on May 14, 2012.**

**Growth Management staff has reviewed this project for compliance with pertinent Code requirements and finds the following facts to support this submittal: Master Plan approval was granted by the Board of County Commissioners for Rancho Encantado; the Master Plan allows liquor to be served within the Resort as a permitted use; the Applicant is current with County Business Registration requirements; the Applicant has met the State of New Mexico requirements for noticing, distance from schools and churches.**

**APPROVAL SOUGHT:** Approval of a transfer of ownership of Liquor License No. 0958.

**GROWTH MANAGEMENT AREA:** El Norte, SDA-2

<b>AGENCY REVIEW:</b>	<b><u>Agency</u></b>	<b><u>Recommendation</u></b>
	NM Alcohol & Gaming	Preliminary Approval
	Distance from nearest Church—2.5 miles, School—2.5 miles.	

**STAFF RECOMMENDATION:** **Approval of the transfer of Liquor License No. 0958 from Canyon Encantado LLC to Encantado Lender LLC.**

**EXHIBITS:**

- 1- Letter of Intent
- 2- Site Plan
- 3- Alcohol and Gaming Division Letter of Preliminary Approval
- 4- Aerial of Site
- 5- County Business License
- 6- ED Permit

**LINDA L. AIKIN**  
LAWYER  
530B HARKLE ROAD  
SANTA FE, NEW MEXICO 87505  
(505) 982-6224  
FAX: (505) 982-0352  
E-Mail lla@cybermesa.com

May 14, 2012

Ms. Jose Larrañaga  
Santa Fe County  
Land Use Department  
102 Grant  
Santa Fe, New Mexico 87501

Re: Canyon Encantado, LLC; Liquor License Application

Dear Mr. Larrañaga:

I represent Encantado Lender, LLC which has applied for approval of the transfer of ownership of Liquor License No. 958 (the "License") to Encantado Lender, LLC. The License is being transferred from Canyon Encantado, LLC to Encantado Lender, LLC and is currently approved for use at the 198 State Road 592. The License will remain at the same location and will continue to be used for a hotel and resort.

Very truly yours,



Linda L. Aikin



# VILLA SITES STUDY

14 AUGUST 2006

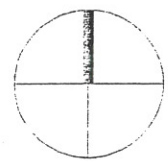
RANCHO ENCANTADO RESORT  
TESUQUE, NEW MEXICO

AUBERGE RESORTS

## AIKEN PATE ARCHITECTS

15 TECHNOLOGY DRIVE, SUITE 100  
IRVINE, CA 92618  
(714) 598.6111  
(949) 453.8386 FAX

3801 BUFORD HIGHWAY, SUITE 200  
ATLANTA, GA 30329  
(404) 633.4536  
(404) 633.3259 FAX



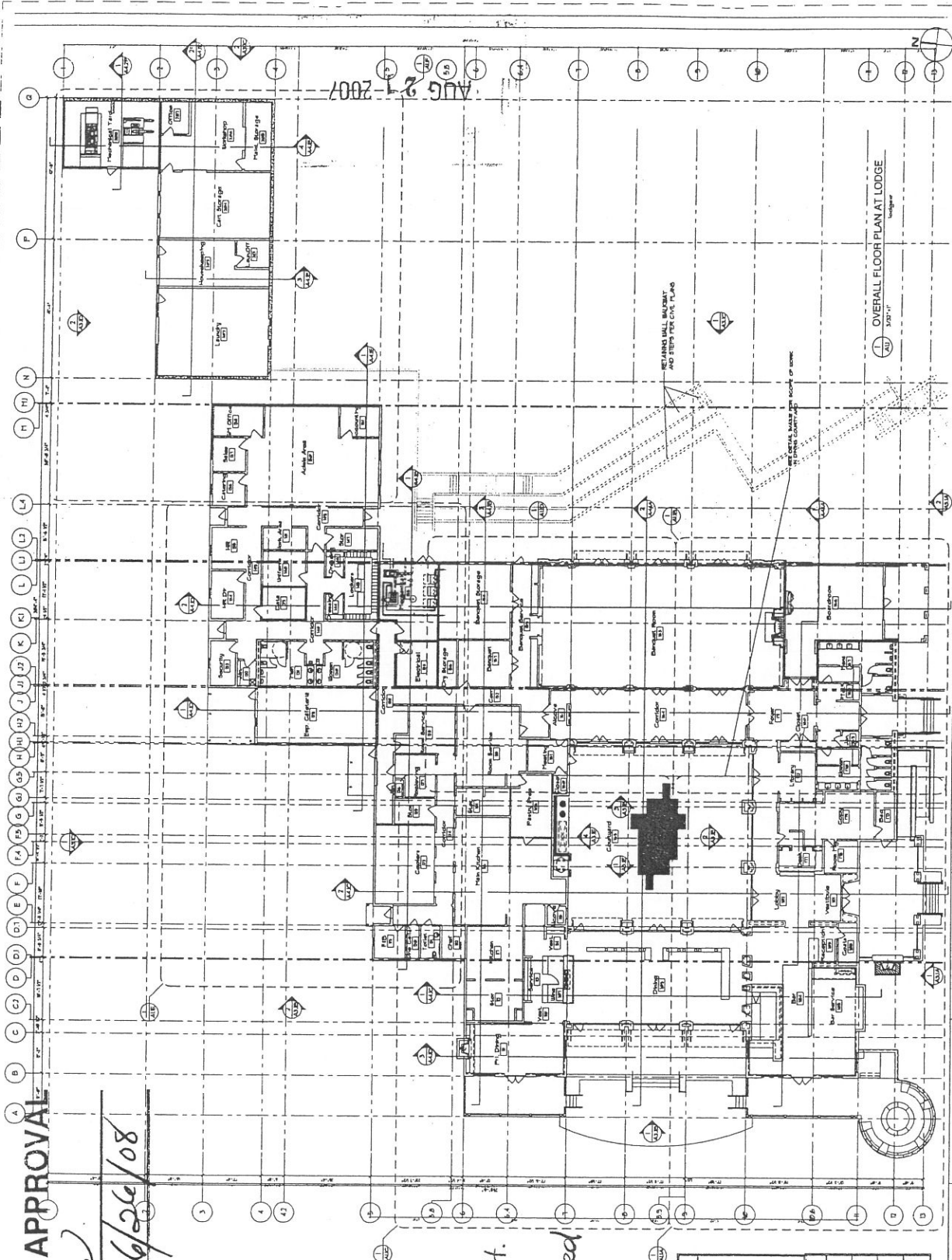
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0 120 240 FEET 360



**LOOR PLAN APPROVAL**

By *J. Salgado*  
 Date *(07/7) 6/26/08*

85,967 sq. ft.  
 Totally Unrestricted



AUG 21 2007

**NOTES:**  
 1. ALL DIMENSIONS SHALL BE PER ARCHITECT'S RECORD DRAWINGS.  
 2. ALL DIMENSIONS SHALL BE PER ARCHITECT'S RECORD DRAWINGS.  
 3. ALL DIMENSIONS SHALL BE PER ARCHITECT'S RECORD DRAWINGS.  
 4. ALL DIMENSIONS SHALL BE PER ARCHITECT'S RECORD DRAWINGS.  
 5. ALL DIMENSIONS SHALL BE PER ARCHITECT'S RECORD DRAWINGS.

**LEGEND:**

---	PROPERTY LINE	---	EXIST. WALL
---	EXIST. WALL	---	EXIST. WALL
---	EXIST. WALL	---	EXIST. WALL
---	EXIST. WALL	---	EXIST. WALL
---	EXIST. WALL	---	EXIST. WALL

Overall Floor Plan  
At Lodge

Sheet Record:

No.	Date	Description
1	06/26/08	ISSUE FOR PACKAGE 3, LODGE

Set Record:

No.	Date	Description
1	06/26/08	ISSUE FOR PACKAGE 3, LODGE

AIKEN DATE ARCHITECTS

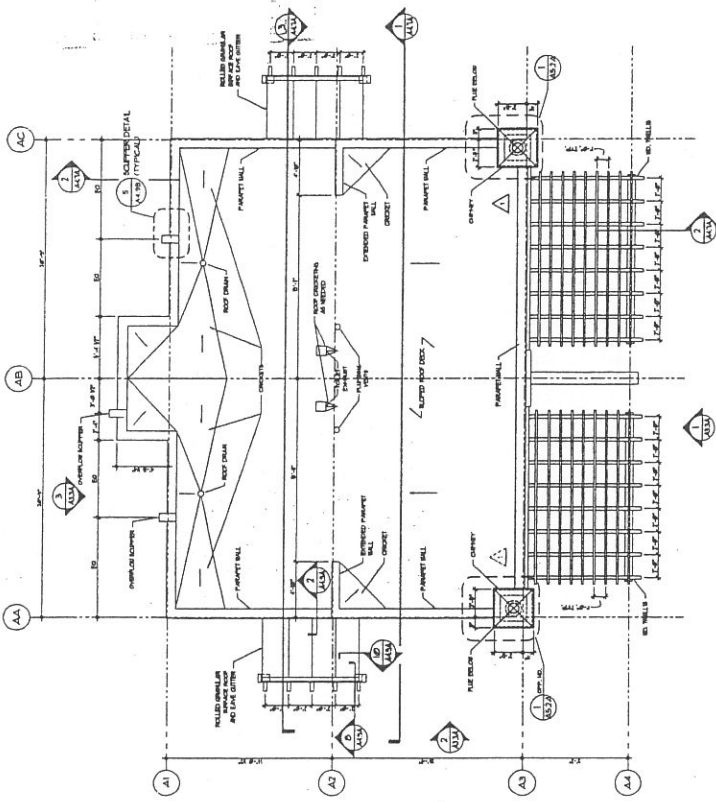
16 Technology Drive  
 Suite 100  
 San Jose, CA 95131  
 408-433-1374  
 www.aiken-date.com

RANCHO ENCANTANDO RESORT  
 Encantado - New Mexico

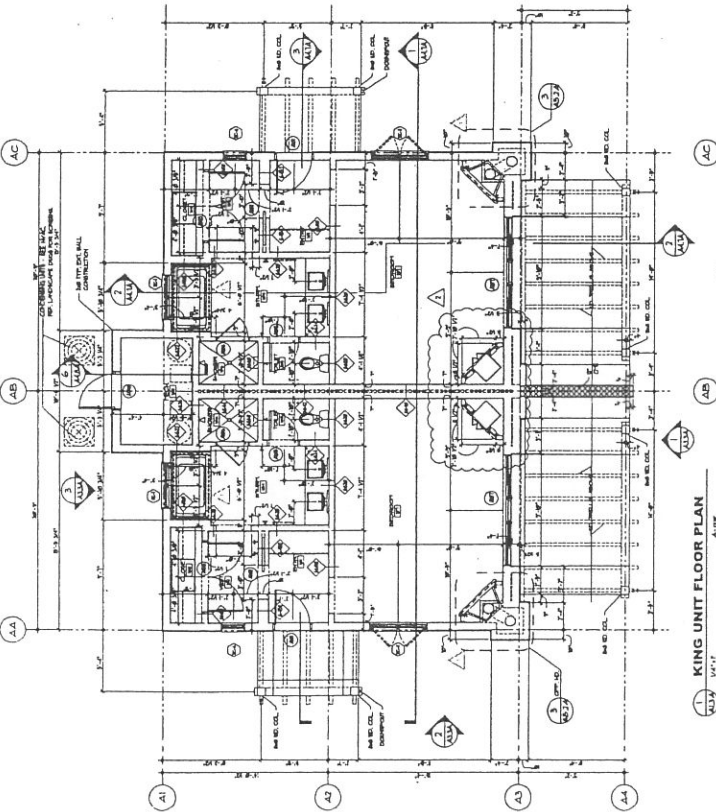
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 CHECKED BY: [Name]  
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A1.1

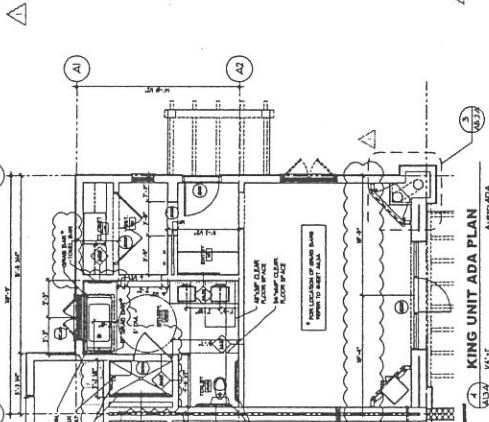
AUG 21 2007



KING UNIT ROOF PLAN



KING UNIT ADA PLAN



KING UNIT ADA PLAN

**GENERAL NOTES:**

1. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE IBC AND ALL APPLICABLE LOCAL ORDINANCES.
2. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE LOCAL AUTHORITIES.
3. THE CONTRACTOR SHALL MAINTAIN ACCESS TO ALL ADJACENT PROPERTIES AT ALL TIMES.
4. ALL MATERIALS AND WORKMANSHIP SHALL BE SUBJECT TO INSPECTION AND APPROVAL BY THE LOCAL AUTHORITIES.
5. THE CONTRACTOR SHALL BE RESPONSIBLE FOR PROTECTING ALL EXISTING UTILITIES AND STRUCTURES.
6. ALL WORK SHALL BE COMPLETED WITHIN THE SPECIFIED TIME FRAME.
7. THE CONTRACTOR SHALL MAINTAIN A NEAT AND ORDERLY WORK SITE AT ALL TIMES.
8. ALL MATERIALS SHALL BE STORED PROPERLY AND PROTECTED FROM THE ELEMENTS.
9. THE CONTRACTOR SHALL BE RESPONSIBLE FOR DISPOSING OF ALL WASTE AND DEBRIS PROPERLY.
10. ALL WORK SHALL BE COMPLETED TO THE SATISFACTION OF THE LOCAL AUTHORITIES.

**LEGEND:**

- 1. ROOF SLOPE 1/2" PER FOOT
- 2. ROOF SLOPE 1/4" PER FOOT
- 3. ROOF SLOPE 1/8" PER FOOT
- 4. ROOF SLOPE 1/16" PER FOOT
- 5. ROOF SLOPE 1/32" PER FOOT
- 6. ROOF SLOPE 1/64" PER FOOT
- 7. ROOF SLOPE 1/128" PER FOOT
- 8. ROOF SLOPE 1/256" PER FOOT
- 9. ROOF SLOPE 1/512" PER FOOT
- 10. ROOF SLOPE 1/1024" PER FOOT
- 11. ROOF SLOPE 1/2048" PER FOOT
- 12. ROOF SLOPE 1/4096" PER FOOT
- 13. ROOF SLOPE 1/8192" PER FOOT
- 14. ROOF SLOPE 1/16384" PER FOOT
- 15. ROOF SLOPE 1/32768" PER FOOT
- 16. ROOF SLOPE 1/65536" PER FOOT
- 17. ROOF SLOPE 1/131072" PER FOOT
- 18. ROOF SLOPE 1/262144" PER FOOT
- 19. ROOF SLOPE 1/524288" PER FOOT
- 20. ROOF SLOPE 1/1048576" PER FOOT

**DOOR SCHEDULE**

NO.	TYPE	SIZE	FINISH	REMARKS
1	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
2	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
3	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
4	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
5	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
6	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
7	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
8	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
9	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
10	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
11	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
12	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
13	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
14	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
15	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
16	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
17	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
18	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
19	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS
20	DOOR	3'0" x 7'0"	WOOD	PROVIDE FINISH TO MATCH ADJACENT AREAS

**Project:** King Unit Building "A"  
**Location:** Rancho Encantado Resort  
**Client:** Aiken Pate Architects  
**Scale:** 1/8" = 1'-0"  
**Date:** 6/26/08  
**Sheet:** A1.3A

**Sheet Record:**

No.	Date	Description
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**Set Record:**

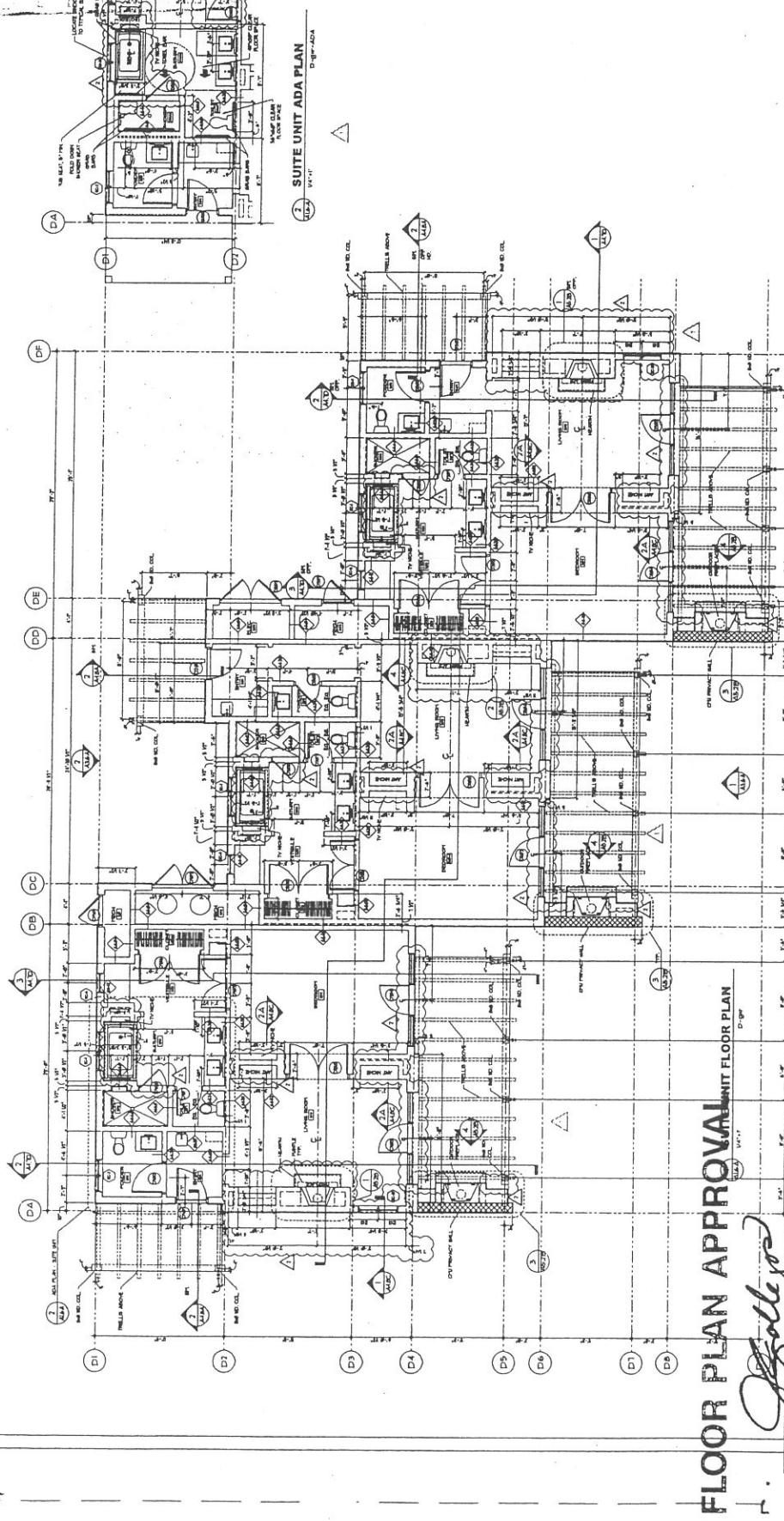
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3	6/26/08	ISSUED FOR PERMITTING
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17	6/26/08	ISSUED FOR PERMITTING
18	6/26/08	ISSUED FOR PERMITTING
19	6/26/08	ISSUED FOR PERMITTING
20	6/26/08	ISSUED FOR PERMITTING

**A I K E N P A T E A R C H I T E C T S**  
 2801 S. 1st Street, Suite 200  
 Rancho Encantado, CA 95070  
 Phone: (408) 451-1188  
 Fax: (408) 451-1189  
 Website: www.aikenpate.com

**RANCHO ENCANTADO RESORT**  
 Encantado, Rancho Encantado  
 AUBERGE RESORTS

**FLOOR PLAN APPROVAL**  
 By *J. Gallen*  
 Date *6/26/08*  
*3087*

AUG 21 2007



**FLOOR PLAN APPROVAL UNIT FLOOR PLAN**  
10/11/11

*J. Gallardo*  
Date 6/26/08  
(627)

- NOTES:**
1. ALL DOORS SHALL BE 48" MIN. CLEARANCE UNLESS OTHERWISE NOTED.
  2. ALL DOORS SHALL BE 28" MIN. CLEARANCE UNLESS OTHERWISE NOTED.
  3. ALL DOORS SHALL BE 20" MIN. CLEARANCE UNLESS OTHERWISE NOTED.
  4. ALL DOORS SHALL BE 24" MIN. CLEARANCE UNLESS OTHERWISE NOTED.

**DOOR SCHEDULE**

NO.	TYPE	MFR.	MFR. PART #	MFR. FINISH	MFR. HEIGHT	MFR. WIDTH	MFR. WEIGHT	MFR. COMMENTS	REMARKS
1	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
2	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
3	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
4	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
5	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
6	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
7	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
8	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
9	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
10	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR

**REMARKS**

REVISIONS

**DOOR SCHEDULE**

NO.	TYPE	MFR.	MFR. PART #	MFR. FINISH	MFR. HEIGHT	MFR. WIDTH	MFR. WEIGHT	MFR. COMMENTS	REMARKS
1	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
2	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
3	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
4	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
5	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
6	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
7	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
8	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
9	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
10	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR

**REMARKS**

REVISIONS

**DOOR SCHEDULE**

NO.	TYPE	MFR.	MFR. PART #	MFR. FINISH	MFR. HEIGHT	MFR. WIDTH	MFR. WEIGHT	MFR. COMMENTS	REMARKS
1	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
2	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
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4	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
5	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
6	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
7	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
8	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
9	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
10	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR

**REMARKS**

REVISIONS

**DOOR SCHEDULE**

NO.	TYPE	MFR.	MFR. PART #	MFR. FINISH	MFR. HEIGHT	MFR. WIDTH	MFR. WEIGHT	MFR. COMMENTS	REMARKS
1	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
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4	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
5	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
6	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
7	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
8	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
9	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR
10	DMR	DCS-1	F.P.	1304P	80"	36"	110"	1304P	ALUM. BURNED DOOR LANTERN DOOR

**REMARKS**

REVISIONS

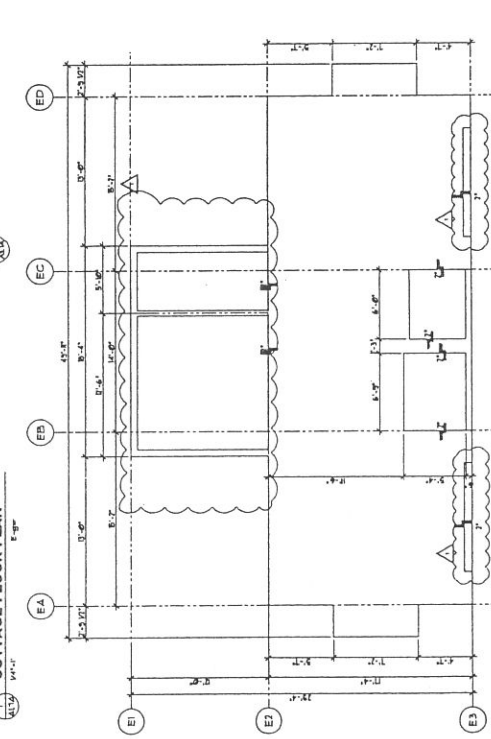
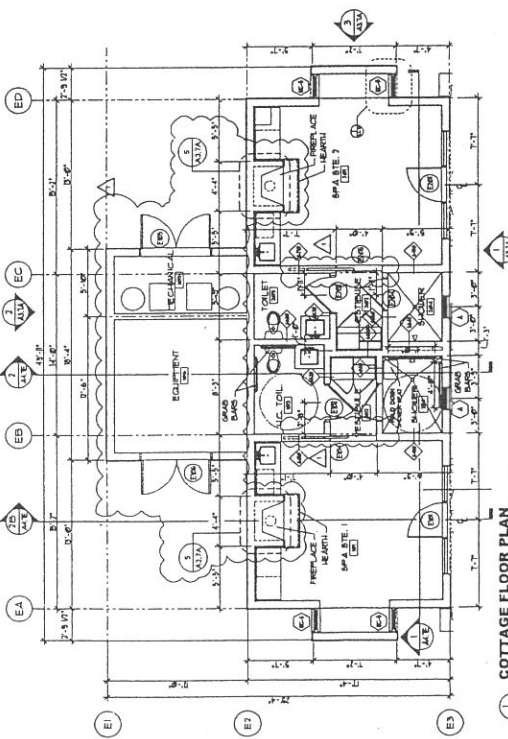
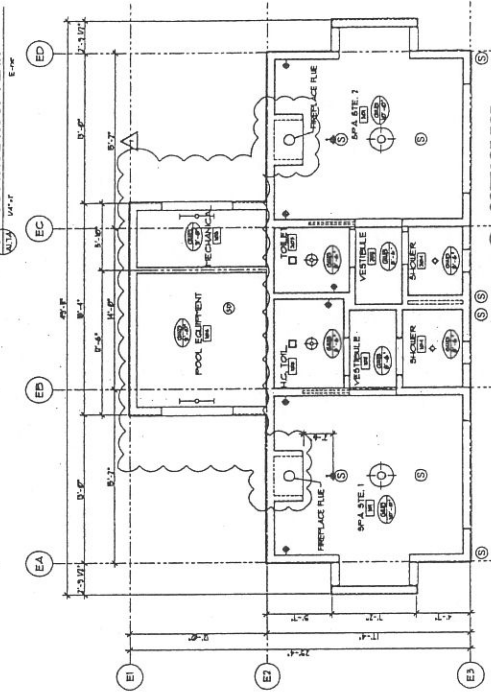
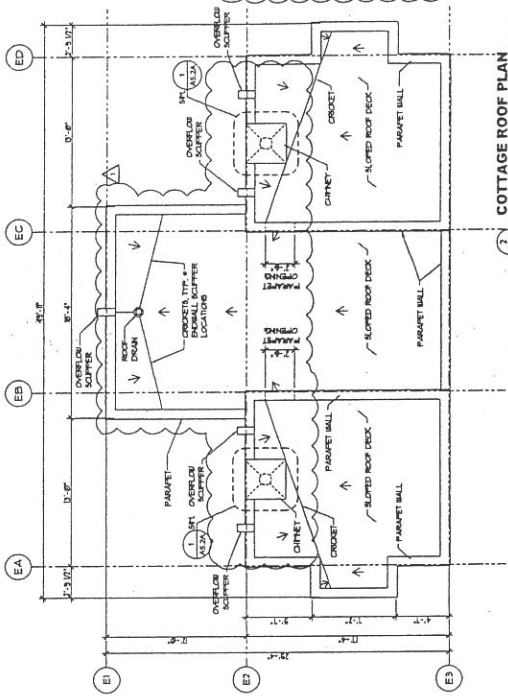
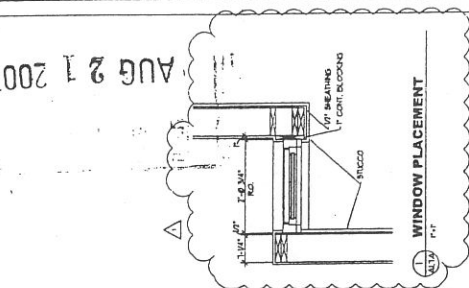
**AIKEN PATE ARCHITECTS**

18015 N. Main Highway  
Suite 200  
Alhambra, CA 91801  
626-433-1111  
www.aikenpate.com

**RANCHO ENCANTANDO RESORT**  
TETHER, NEW MEXICO

**AUBERGE RESORTS**

AUG 21 2007



**FLOOR PLAN APPROVAL**

By *W. S. Galligan*  
Date *8/26/08*  
*(767)*

**DOOR SCHEDULE**

NO.	TYPE	SIZE	SWELL	INSULATION	GLASS	GLASS	GLASS	GLASS	GLASS	GLASS	GLASS	GLASS	GLASS
1	SWELL	3'-0"	6'-0"										
2	SWELL	3'-0"	6'-0"										
3	SWELL	3'-0"	6'-0"										
4	SWELL	3'-0"	6'-0"										
5	SWELL	3'-0"	6'-0"										

**RCP LEGEND**

- ① PARAPET WALL
- ② SLOPED ROOF DECK
- ③ COURTYARD
- ④ OVERLAP CHIMNEY
- ⑤ OVERLAP SCHEDULER
- ⑥ CROCKET
- ⑦ 1" X 1" X 1" R.C.
- ⑧ 2" X 1" X 1" R.C.
- ⑨ 3" X 1" X 1" R.C.
- ⑩ 4" X 1" X 1" R.C.
- ⑪ 5" X 1" X 1" R.C.
- ⑫ 6" X 1" X 1" R.C.
- ⑬ 7" X 1" X 1" R.C.
- ⑭ 8" X 1" X 1" R.C.
- ⑮ 9" X 1" X 1" R.C.
- ⑯ 10" X 1" X 1" R.C.
- ⑰ 12" X 1" X 1" R.C.
- ⑱ 15" X 1" X 1" R.C.
- ⑲ 18" X 1" X 1" R.C.
- ⑳ 20" X 1" X 1" R.C.
- ㉑ 24" X 1" X 1" R.C.
- ㉒ 30" X 1" X 1" R.C.
- ㉓ 36" X 1" X 1" R.C.
- ㉔ 48" X 1" X 1" R.C.
- ㉕ 60" X 1" X 1" R.C.
- ㉖ 72" X 1" X 1" R.C.
- ㉗ 96" X 1" X 1" R.C.
- ㉘ 120" X 1" X 1" R.C.

**GENERAL NOTES:**

- ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE SPECIFIED.
- ALL WALLS ARE 4" THICK UNLESS OTHERWISE SPECIFIED.
- ALL ROOFING IS 2" POLYURETHANE INSULATION WITH 30 YEAR GUM ROPE BITUMEN FLAT ROOFING.
- SEE ELEVATIONS FOR FINISHES.

**LEGEND:**

- ① PARAPET WALL
- ② SLOPED ROOF DECK
- ③ COURTYARD
- ④ OVERLAP CHIMNEY
- ⑤ OVERLAP SCHEDULER
- ⑥ CROCKET
- ⑦ 1" X 1" X 1" R.C.
- ⑧ 2" X 1" X 1" R.C.
- ⑨ 3" X 1" X 1" R.C.
- ⑩ 4" X 1" X 1" R.C.
- ⑪ 5" X 1" X 1" R.C.
- ⑫ 6" X 1" X 1" R.C.
- ⑬ 7" X 1" X 1" R.C.
- ⑭ 8" X 1" X 1" R.C.
- ⑮ 9" X 1" X 1" R.C.
- ⑯ 10" X 1" X 1" R.C.
- ⑰ 12" X 1" X 1" R.C.
- ⑱ 15" X 1" X 1" R.C.
- ⑲ 18" X 1" X 1" R.C.
- ⑳ 20" X 1" X 1" R.C.
- ㉑ 24" X 1" X 1" R.C.
- ㉒ 30" X 1" X 1" R.C.
- ㉓ 36" X 1" X 1" R.C.
- ㉔ 48" X 1" X 1" R.C.
- ㉕ 60" X 1" X 1" R.C.
- ㉖ 72" X 1" X 1" R.C.
- ㉗ 96" X 1" X 1" R.C.
- ㉘ 120" X 1" X 1" R.C.

**Sheet Record:**

Project: **COUPLES COTTAGE BUILDING "E" FLOOR PLAN, SLABEDGE, RCP AND ROOF PLANS**

Drawn: W. S. Galligan  
Checked: W. S. Galligan  
Date: 8/26/08

**AIKEN PATE ARCHITECTS**

18141 North Wilshire Ave  
Suite 100  
Los Angeles, CA 90034  
Tel: 310.488.4111  
Fax: 310.488.4112

**RANCHO ENCANTANDO RESORT**  
Fresno - New Mexico  
AUBERGE RESORTS

**A1.7A**





New Mexico Regulation and Licensing Department  
ALCOHOL AND GAMING DIVISION

Toney Anaya Building ▪ 2550 Cerrillos Road ▪ Santa Fe, New Mexico 87505  
(505) 476-4875 ▪ Fax (505) 476-4595 ▪ www.rld.state.nm.us

May 9, 2012

Susana Martinez  
GOVERNOR

J. Dee Dennis, Jr.  
SUPERINTENDENT

Mary Kay Root  
DEPUTY  
SUPERINTENDENT

James C. McKay  
CHIEF GENERAL  
COUNSEL

Steven A. Reinhart  
DIRECTOR

Certified Mail No.: 7009 2250 0000 9393 1868

Santa Fe County  
Building & Development Manager  
Attn: Shelley Cobau, CFM  
P.O. Box 276  
Santa Fe, NM 87504-0276

Re: License / App. No.: #0958 / A-812461  
Applicant Name: Encantado Lender LLC  
Doing Business As: Encantado  
Proposed Location: 198 State Road 592  
Tesuque, NM 87506

**ATTENTION: Department or person responsible for conducting or preparing the public hearing for liquor license transfers or issuance of new liquor licenses.**

Greetings:

The Director of the Alcohol and Gaming Division has reviewed the referenced Application and granted Preliminary Approval; it is being forwarded to you in accordance with Section 60-6B-4 NMSA of the Liquor Control Act.

Within forty-five (45) days after receipt of a Notice from the Alcohol and Gaming Division, the governing body **shall** hold a Public Hearing in the question of whether the department should approve the proposed issuance or transfer. Notice of the Public Hearing required by the Liquor Control Act **shall** be given by the governing body by publishing a notice of the date, time, and place of the hearing at least once a week for two consecutive weeks in a newspaper of general circulation within the territorial limits of the governing body, which requires that two weeks of publication must be satisfied before a hearing can be conducted. The notice shall include: (A) Name and address of the Applicant/Licensee; (B) The action proposed to be taken by the Alcohol and Gaming Division; and (C) The location of the licensed premises. The governing body is required to send notice by certified mail to the Applicant of the date, time, and place of the Public Hearing. The governing body may designate a Hearing Officer to conduct the hearing. A record **shall** be made of the hearing.

THE APPLICANT IS SEEKING TRANSFER OF OWNERSHIP ONLY OF LIQUOR LICENSE NO. 0958.



Alcohol and Gaming Division  
(505) 476-4875

Boards and Commissions Division  
(505) 476-4600

Construction Industries Division  
(505) 476-4700

Financial Institutions Division  
(505) 476-4885

Manufactured Housing Division  
(505) 476-4770

Securities Division  
(505) 476-4580

Administrative Services Division  
(505) 476-4800

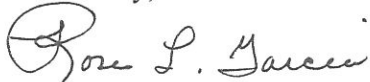
The governing body may disapprove the issuance or transfer of the license if:

- 1) The proposed location is within an area where the sale of alcoholic beverages is prohibited by the laws of New Mexico. (The governing body may disapprove if the proposed location is within 300 feet of a church or school unless the license has been located at this location prior to 1981 or unless the Applicant/Licensee has obtained a waiver from the Local Option District governing body for the proposed licensed premises).
- 2) The issuance or transfer would be in violation of a zoning or other ordinance of the governing body. The governing body may disapprove if the proposed location is not properly zoned. Because this office is in receipt of a Zoning Statement from the governing body, this is not a basis for disapproval. Attached is a copy of a Zoning Statement from the local governing body.
- 3) The issuance would be detrimental to the public health, safety, or morals of the residents of the Local Option District. Disapproval by the governing body on public health, safety, or morals must be based on and supported by substantial evidence pertaining to the specific prospective transferee or location and a copy of the record must be submitted to the Alcohol and Gaming Division.

Within thirty (30) days after the Public Hearing, the governing body **shall** notify the Alcohol and Gaming Division as to whether the local governing body has approved or disapproved the issuance or transfer of the license by signing the enclosed original Page 1 of the Application. The original Page 1 of the Application must be returned together with the notice of publication(s). If the governing body fails to either approve or disapprove the issuance or transfer of the license within thirty days after the Public Hearing, the Director may give Final Approval to the issuance or transfer of the license.

If the governing body disapproves the issuance or transfer of the license, it shall notify the Alcohol and Gaming Division within thirty (30) days setting forth the reasons for the disapproval. A copy of the Minutes of the Public Hearing shall be submitted to the Alcohol and Gaming Division with the notice of disapproval (Page 1 of the Application page noting disapproval).

Sincerely,



Rose L. Garcia

Hearing Officer

NM Regulation & Licensing Dept.

Alcohol & Gaming Division

Phone: 505-476-4552

Fax: 505-476-4595

Email: [rosel.garcia@state.nm.us](mailto:rosel.garcia@state.nm.us)

Enclosures: Original Page 1 of Application  
Copy of Page 2 of Application

State Liquor License # 0958

Application Number: 819461

Local Option (AGD use) \_\_\_\_\_

STATE OF NEW MEXICO  
REGULATION AND LICENSING  
DEPARTMENT

ALCOHOL AND GAMING DIVISION

P.O. BOX 25101 Santa Fe,  
New Mexico 87504-5101  
505-476-4570

Record Owner of License Canyon Encantado, LLC

Current D/B/A Name Encantado

Current Premise Address 198 State Road 592

Tesuque, New Mexico 87501

Liquor License Application

Non Refundable Application Fee- **\$200.00**

Application is for: (check one) Change of Stock \_\_\_\_\_  
Transfer of Ownership and Location \_\_\_\_\_

Change of Officers/Directors \_\_\_\_\_  
Other \_\_\_\_\_  
Transfer of Ownership of Existing License \_\_\_\_\_ X  
Issue New License \_\_\_\_\_

Applicant is: Individual \_\_\_\_\_ Corporation \_\_\_\_\_  
Partnership (General or Limited) \_\_\_\_\_ X

NAME OF APPLICANT (company or individual):

ADDRESS (INCLUDING CITY, STATE, ZIP)

TELEPHONE NUMBER

Encantado Lender LLC

101 Larkspur Landing Circle, Ste 310, Larkspur, California 94939

Notice also to: Linda L. Aikin, Esq., 530B Harkle Road, Santa Fe, NM 87505 PH: 505-982-6224 FAX: 505-982-0352

DBA Name to be used: Encantado

Phone Number for licensed premises 505-982-3537

Physical Address Where License is to be used: 198 State Road. 592, Tesuque, New Mexico 87506

(Street No./Highway No./State Road/City/County)

Mailing Address:

c/o Canyon Equity LLC 101 Larkspur Landing Circle, Ste 310, Larkspur, California 94939

(Street No./P.O. Box/City/State/Zip)

Are alcoholic beverages currently being dispensed at the proposed location? \_\_\_\_\_ Yes \_\_\_\_\_ If yes, give license number \_\_\_\_\_ 0958

I, Robert Hee, as (title) Managing Director being first duly sworn upon oath deposes and says: that he/she is the applicant or is authorized by the applicant to make this application; that he/she has read the same; knows the contents thereof and that all statements therein contained are true. Applicant(s) agree(s) that if any statements or representations herein are found to be false or misleading, the applicant may refuse to issue said license or may cause such license to be revoked at any time.

Signature of Applicant(s) Robert Hee, Managing Director of Canyon Equity LLC, the Manager of Encantado Lender LLC, Date March 15, 2012

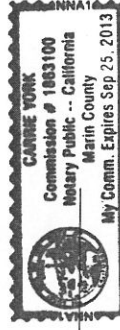
State of California County of Marin

SUBSCRIBED AND SWORN TO before me this 15th day of March, 2012 by Robert Hee

proved to me on the basis of satisfactory evidence to be the person who appeared before me. (Name of Person(s) Signing Above)

NOTARY PUBLIC: Conny York

My Commission Expires: Sept. 25, 2013



Local Governing Body of: \_\_\_\_\_

(CITY OR COUNTY) Hearing Held on: \_\_\_\_\_

PLEASE CHECK ONE:  APPROVED  DISAPPROVED/CITY/COUNTY OFFICIAL (Signature and Title): \_\_\_\_\_

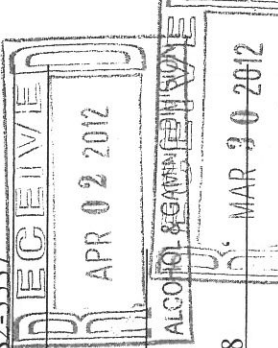
AGD Use Only

APPROVED \_\_\_\_\_ DISAPPROVED \_\_\_\_\_

DIRECTOR

APPROVAL

DATE \_\_\_\_\_





**PREMISES LOCATION, OWNERSHIP, AND DESCRIPTION**  
 SS-60-6B-10

1. The land and building which is proposed to be the licensed premises is (check one):

Owned by Applicant  Leased by Applicant (attach copy of deed or lease) \_\_\_\_\_ Other (provide details) \_\_\_\_\_

2. If the land and building are not owned by Applicant, indicate the following:

A. Owner(s) \_\_\_\_\_

B. Date and term of lease \_\_\_\_\_

3. Premises location is zoned (example C-1) General Santa Fe County Zoning with Special Exceptions  
 If the premises is zoned, attach zoning statement from local government giving location address and type of zone, stating whether alcoholic beverages are allowed at proposed location. If there is no zoning, attach confirmation from local government indicating there is no zoning.

4. Distance from nearest church \*(Property line of church to licensed premises—shortest distance.)

Miles/feet 2.5 Name of church San Diego Catholic Address/location of church Tesugue, NM

5. Distance from nearest school \*(Property line of school to licensed premises—shortest distance.)

Miles/feet 2.5 Name of school Tesugue Elementary Address/location of school 1555 Bishops Lodge Rd, Tesugue, NM

6. Distance from military installation \*(Property line of military installation to licensed premises—shortest distance.)

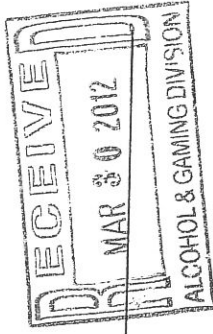
Miles 80 Name of Military Installation, circle one: Kirtland Air Force Base (Albuquerque), White Sands Missile Range (Las Cruces), Holloman Air Force Base (Alamogordo), Cannon Air Force Base (Clovis).

Attach, on a separate sheet, the detailed floor plan for each level (floor) where alcoholic beverages will be sold or consumed. Show exterior walls, doors, and interior walls. This will be the licensed premises. The floor plan should be no larger than 8 1/2 x 11 inches, and must include the total square footage of premises.

\*If the distance is beyond 300 feet, but less than 400 feet, a registered engineer or licensed surveyor must complete a Survey Certificate showing the exact distance.

8. Type of Operation:

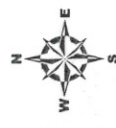
Lounge  Restaurant  Package Grocery \_\_\_\_\_ Racetrack \_\_\_\_\_ Hotel \_\_\_\_\_ Other (specify) \_\_\_\_\_





tabbles®  
**EXHIBIT**  
**4**

Map of Property in Santa Fe County



May 17, 2012  
 1 inch represents 300 feet

**WARNING:**  
 Two (2) foot contour data sets are NOT SUITABLE FOR ENGINEERING WORK. These data are appropriate for PLANNING PURPOSES ONLY.

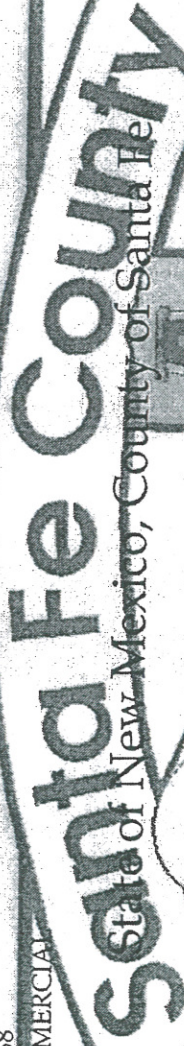
Orthophoto from 2008  
 Contour Interval 2 Feet  
 This information is for reference only. Santa Fe County assumes no liability for errors associated with the use of these data. Users are solely responsible for confirming data accuracy.



1,180  
 Feet

# COMMERCIAL REGISTRATION

Registration No: 13279  
Permit No: 08-0658  
Permit Type: COMMERCIAL



State of New Mexico, County of Santa Fe

WHEREAS, CANYON ENCANTADO, LLC, a resident of 198 STATE RD. 592, SANTA FE, NM 87506  
County and State and one of the members of the firm known as ENCANTADO RESORT  
has made application for registration as COMMERCIAL; therefore

Registration Has Been Granted

to the said ENCANTADO RESORT to carry on said business at

198 STATE RD. 592, SANTA FE, NM 87506

in said County and State for a period of 12 months commencing on the 1 day of January, 2012

and ending on the 31 day of December, 2012 under the provisions of the law in such cases made and provided.



I, Victor A. Montoya, Treasurer, at Santa Fe, N.M., this 1 day of January 2012

*Victor A. Montoya*  
SANTA FE COUNTY TREASURER





State of New Mexico

Environment Department

**FOOD ESTABLISHMENT PERMIT**

This is to certify that \_\_\_\_\_

Owner of: Canyon Encantado LLC

Encantado Resort

Is hereby granted a permit to operate a food establishment

At: 198 State Road 592; Santa Fe, NM 87506

Type of Establishment: \_\_\_\_\_

Limitations or Restrictions: Unincorporated Community - Restaurant

*Failure to maintain and operate the establishment in compliance with the Regulations (7.6.2 NMAC may result in suspension or revocation of this permit by an authorized representative of this Department. This permit shall be renewed annually.*

Date Issued: 31-JUL-11

Permit Number: 2719 - PRF20110001

Expiration Date: 31-JUL-12

Authorizing Official: Michael Bransford

**This permit is not transferable to another individual, establishment, or location.**

**This permit must be displayed in a conspicuous place.**

