



100 great wines for \$25 or less

Tinder Box
Since 1928

May 28 2009

Orris Enterprises, Inc. is located at 520 7th Street, Rapid City, Pennington County, South Dakota. The Legal description of the property is stated as: Lot 17 & 18, and north 55 feet of lots 19, 20 & 21 on block 84 of original town side of Rapid City, Pennington County, South Dakota.

This is a letter of scope and intent, put forward as a contract between Orris Enterprises, Inc. (d.b.a. VINO & Tinder Box) and the city of Rapid City, Rapid City, Pennington County, South Dakota. This letter is written for compliance with Rapid City codified law with the intent of acquiring a City Sidewalk Café Permit.

Orris Enterprises, Inc. (Hereafter "The Company") FORMALLY makes the following statements to the city of Rapid City (Hereafter "The City").

- The Company will operate from no earlier than 10 AM MST 7 days a week to no later than 11:59 PM MST, as South Dakota liquor laws permit. Though generally the hours do not continue later than 10 PM MST.
- All tables in The Company's plan will be of high quality wooden or wrought iron structure (or a mix of the two) and all tables will carry a high quality umbrella when appropriate. Though The Company reserves the right to use tables of other material makeup that coincide with its reputation and mission of providing a "high class" environment for ALL of its customers.
- The company will intend to seat APPROXIMATELY 12 persons on the outside area, though The Company reserves the right to alter seating quantity as well as positioning within the stantion perimeter as it sees fit, being conscious to safety, appearance, and comfort.
- All stantions will ALWAYS be of high quality, and will be retractable and solid black whenever possible.
- All aspects of The City's code will be met at all times according to The Company's interpretation. If The Company's interpretation is contrary to

520 7th St
Rapid City, SD 57701
605.341.8466
Fax:
605.348.4937



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The City's interpretation The City need only notify The Company IN WRITING and The Company will comply.

- The Company will maintain its long standing reputation (as a whole franchise, nationwide, since the year 1928 A.D.) for its level of decorum and customer service.
- The Company WILL NOT TOLERATE panhandling or unlawful loitering.
- The Company WILL NOT TOLERATE crimes or acts of aggression/lascivious conduct amongst passerby's and patrons.
- The Company WILL REQUIRE both SHOES and SHIRTS for patronage.
- The Company WILL SERVE alcoholic beverages in its sidewalk café within the confines of its many alcoholic beverage licenses.
- The Company WILL PROVIDE a doorman and security as THE COMPANY DEEMS NECESSARY. If The City deems necessary at a time The Company does not, The City need only notify The Company IN WRITING and The Company will comply.
- Lighting will be provided by the existing goosenecks that illuminate The Company's signage, though The Company reserves the right to utilize table or sidewalk lighting that by codified law neither: causes a disruption for automotive traffic; nor; poses a safety hazard to patrons, pedestrians, or passerby's.
- The Company WILL NEVER impede a Peace Officer's authority in The City's right of way, and WILL PROVIDE any assistance The Company DEEMS PRACTICAL AND SAFE FOR ITS EMPLOYEES.
- The Company will strive to provide a fun and safe environment for residents and visitors alike to enjoy, FOR THE PURPOSE OF, making a profit.
- The Company will provide, upon reasonable request, any additional information requested by The City that The Company deems pertinent to this permit.
- The Company reserves its right to the DUE PROCESS of receiving a corrective letter from The City prior to The City Rescinding this permit.
- The Company reserves the right to refuse service to ANYONE for ANY REASON.
- The Company will strive to reduce both its own liability and the liability of The City to the fullest within The Company's interpretation of reasonable.

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Scribed below by me, as requested by an informal action of the Board of Directors of Orris Enterprises, Inc., on the 28th day of May, in the year of our Lord 2009.

A handwritten signature in black ink, appearing to be "Erich Orris", written over a long, thin horizontal line that extends across the width of the signature.

Erich Orris-CEO

Orris Enterprises, Inc. FEIN 20-4688874

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