

## Application for a Racetrack License

1. TYPE OF APPLICATION	
<input type="checkbox"/> Live Harness Racing <input type="checkbox"/> Live Running Horse Racing <input type="checkbox"/> Simulcast Horse/Dog Racing <input type="checkbox"/> New Racetrack <input type="checkbox"/> Existing Racetrack <input type="checkbox"/> Initial Application <input type="checkbox"/> Renewal Application	<p><b>NOTE:</b> <i>Renewal applicants may indicate that there has been no change in the information previously provided in an initial or previous renewal application by checking the "NC" box where applicable.</i></p>
2. APPLICANT INFORMATION	
<p>1. Contact information of Applicant:</p> <p style="text-align: center;">_____</p> <p style="text-align: center;">Name of Applicant</p> <p>_____</p> <p>Applicant's Trade name (if any)                      Federal Employer Identification Number</p> <p>_____</p> <p>Mailing Address                      City/Town                      State                      Zip</p> <p>_____</p> <p>Phone Number                      E-mail Address</p>	
<p>2. With this application, submit the following applicable attachment/exhibits as indicated below:      <input type="checkbox"/> NC</p> <p><input type="checkbox"/> Applicant is a sole proprietorship – Attachment A and Exhibits #1 - #4, as applicable</p> <p><input type="checkbox"/> Applicant is a corporation - Attachment B and Exhibits #5 - #11, as applicable</p> <p><input type="checkbox"/> Applicant is a partnership - Attachment C and Exhibits #12 - #16</p> <p><input type="checkbox"/> Applicant is a trust - Attachment D and Exhibits #17 - #21</p> <p><input type="checkbox"/> Applicant is a limited liability – Attachment E and Exhibits #22 - #26</p> <p><input type="checkbox"/> Applicant is "other" than any of the above - Attachment E and Exhibits #22 - #26</p>	
3. CONTACT INFORMATION OF APPLICANT'S ATTORNEY, IF ANY:	
<p>_____</p> <p style="text-align: center;">Name of Applicant's Attorney</p> <p>_____</p> <p>Mailing Address                      City/Town                      State                      Zip</p> <p>_____</p> <p>Phone Number                      E-mail Address</p>	

4. Contact information of Applicant's Accountant, if any:  NC

\_\_\_\_\_

Name of Applicant's Accountant

\_\_\_\_\_

Mailing Address City/Town State Zip

\_\_\_\_\_

Phone Number E-mail Address

\_\_\_\_\_

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5. Contact information of Applicant's Investment Advisor or Broker, if any:  NC

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Name of Applicant's Investment Advisor/Broker

\_\_\_\_\_

Mailing Address City/Town State Zip

\_\_\_\_\_

Phone Number E-mail Address

\_\_\_\_\_

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6. Contact information of Applicant's Insurance Advisor, if any:  NC

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Name of Applicant's Insurance Advisor

\_\_\_\_\_

Mailing Address City/Town State Zip

\_\_\_\_\_

Phone Number E-mail Address

\_\_\_\_\_

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7. Contact information of the Registered or Authorized Agent upon whom services of process in any proceeding against the applicant or proceedings in any court of this state or in the US District Court for the State of New Hampshire, if any:  NC

\_\_\_\_\_

Name of Registered or Authorized Agent

\_\_\_\_\_

Mailing Address City/Town State Zip

\_\_\_\_\_

Phone Number E-mail Address

\_\_\_\_\_

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8. Is the beneficial owner of any stock an individual or organization other than the owner of record or subscriber?  Yes  No  NC

If unable to answer with a Yes or No, explain why: \_\_\_\_\_

\_\_\_\_\_

If the answer is Yes, submit as **Exhibit #27** a statement showing:

- (a) the name of the owner of record or subscriber;
- (b) the name of the beneficial owner; and
- (c) the conditions under which the owner/subscriber holds and votes or has subscribed for such stock.

9. Does the applicant have other obligations or securities authorized or outstanding which bear voting rights either absolutely or under any contingency?  Yes  No  NC

If Yes, submit as **Exhibit #28** a statement of:

- (a) the nature of such securities
- (b) the face value or par value
- (c) the number of units authorized
- (d) the number of units issued and outstanding
- (e) the number of units, if any, proposed to be issued
- (f) the conditions or contingency upon which such securities may be voted and
- (g) facts showing whether or not such securities have been voted or entitled to be voted in the past 5 years and at the present time.

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10. Does the applicant have executive officers or directors who are also executive officers or directors of any other racetrack that is or has been licensed by this or any other racing commission?  Yes  No  NC

If yes, submit as **Exhibit #29** a statement setting forth the names of such executive officers or directors and all pertinent details.

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11. Submit as **Exhibit #30** signed and filed personal tax returns for individuals, or corporate tax returns for organizations for the prior 3 tax years including supporting schedules for each party to the applicant.

A "party to the application" refers to:

- (a) For individual applicants, the applicant;
- (b) For a partnership, the applicant and all partners including general, limited and silent partners.
- (c) For a corporation, the applicant and all executive officers, directors, stockholders of record, Individuals or organizations holding the beneficial interest in any stock, subscribers to any stock, and individuals or organizations who voted any of the voting stock at the last stockholder's meeting prior to submitting the application; or
- (d) For any other organization, the applicant and all owners, executive officers, members of the governing board and any other individual or organization holding any membership, financial or ownership interest in the applicant.

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12. For applicants that are organizations, submit as **Exhibit #31** financial statements compiled, reviewed or audited by a certified public accountant covering the same 3-year period as the tax returns submitted under Exhibit #30.

*A trust that only has individuals as trustees and beneficiaries is excluded from this requirement provided that each trustee and beneficiary submits the Multi-Jurisdictional Personal History Disclosure Form.*

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~~13. Submit as **Exhibit #32** IRS forms 4506 and 4506-T for each party to the application covering the same 3 year period as the tax returns submitted under Exhibit #30. Include the names and addresses of the individuals preparing the returns.~~

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14. Does the applicant or any of its executive officers, directors or stockholders have, or has ever had, any direct or indirect ownership, financial, equitable or other interest with the following:  Yes  No

- (a) Any live horse or dog racing meets conducting legalized pari-mutuel wagering?  Yes  No
- (b) Any other applications pending before the NH Lottery Commission?  Yes  No
- (c) Any application which has been denied by this, or any other state racing authority?  Yes  No
- (d) Any racing meet, the license for which has been revoked?  Yes  No
- (e) Any live horse or dog racing meets conducting pari-mutuel wagering in a state where pari-mutuel wagering, betting, pool making or gambling was not legal?  Yes  No

If the answer to any of the above questions is Yes, submit as **Exhibit #32** a full disclosure setting forth the nature of interest or connection with dates, place of application or racing meet, and name under which such racing meeting was conducted.

15. Does any individual or organization, other than those included in 37-38 above, have any beneficial or financial interest in the application, any party to this application or this application?  Yes  No  NC  
If Yes, submit as **Exhibit #33** a statement setting forth the individual's or organization's name, address, telephone number and the type of interest held.

16. If this is a new racetracks, submit as **Exhibit #34** financial projections for the project including projected income statement, projected balance sheet, cash flow projections, assumptions supporting the projections, all financing and funding sources for the project and documentation and applications submitted to financing and funding entities relating to this project.

17. If this is an existing racetrack, submit as **Exhibit #35** a detailed itemized profit and loss statement signed by a certified public accountant for the fiscal ear immediately preceding the date of this application as to all occupation and other income producing activities of the applicant.

### 3. TRACK APPROVAL AND OWNERSHIP INFORMATION

18. Has the premises been approved by local authorities per RSA 284:17?  Yes  No  NC  
If Yes, submit as **Exhibit #36** a certified copy of a written approval from each municipality in which the racing premises is located indicating that the municipality has approved the issuance of a license under RSA 284:17

19. Applicant's control over the racetrack is to be by reason of:  NC  
 Ownership (go to (a) below)  
 Lease/Rent (complete)  
 Other (complete)  
 NC

(a) If control is by reason of ownership, does the applicant own the entire premises?  Yes  No  NC  
If the answer is Yes, and the application is for a new racetrack, submit as **Exhibit #37** a statement setting forth the name of the individual or organization from whom the premises was purchased and the purchase price paid

If the answer is Yes, and the application is for an existing racetrack, submit as **Exhibit #38** a statement setting forth the name of the individual or organization from whom the premise were purchased, the purchase price paid, the real estate commission paid, and any amount paid for right o ways, bonus, etc.

(b) Has the applicant had sole ownership of the premises for 20 or more years?  Yes  No  NC  
If the answer is Yes, submit as **Exhibit #39** a signed statement certifying that the applicant has sole ownership of the premises and the number of year of ownership.

(c) If the applicant's control is not by reason of ownership, provide the following information for the owner/lessor/rentor:  NC

\_\_\_\_\_  
Name of the Owner/Leasor/Rentor

\_\_\_\_\_  
Mailing Address

\_\_\_\_\_  
City/Town

\_\_\_\_\_  
State

\_\_\_\_\_  
Zip

\_\_\_\_\_  
Phone Number

\_\_\_\_\_  
E-mail Address

- (d) If the owner/leaser is other than an individual, submit as **Exhibit #40** the names and addresses of each owner, director, stockholder, or other similar positions of the organization, and submit as **Exhibit #41** a copy of the lease or rental agreement.  Yes  No  NC
- (e) If the premises are not owned or leased, submit as **Exhibit #42** a copy of any documents evidencing the means by which the applicant has been or will be afforded the use of the racing premises.  Yes  No  NC
- (f) Submit as **Exhibit #43** a statement setting forth the amounts of any mortgages against the premises involved, the names of the holders of the same and the dates of maturity. Include the book, page number and name of the public office, if any, where such mortgage is recorded.  Yes  No  NC

20. Provide information for the questions below as to contracts and arrangements now in existence, as well as any arrangements or negotiations, written or oral, which related to the present or future ownership, control or operation of the track:
- (a) Does the applicant have an agreement to purchase or an option to purchase the premises involved?  Yes  No  NC  
If yes, submit as **Exhibit #44** a copy of the agreement to purchase or option to purchase.
  - (b) Will applicant have and maintain control of the racetrack, its equipment and entire operations?  Yes  No  NC  
If No, submit as **Exhibit #45** a copy of any written agreement, obligations or promises statement, or for oral contracts or understandings provide a statement of the substance of these including the name of the party or parties with whom made.
  - (c) Are there any documents, instruments, contracts or understandings relating to the ownership, management, use or control of the racetrack or any concession or any right or interest therein financial or otherwise?  Yes  No  NC  
If Yes, submit as **Exhibit #46** a copy of any written agreements, obligations or promises statement, or for oral contracts or understanding, provide a statement of the substance of those including the name of the party or parties with whom made.
  - (d) Are there any agreements, obligations or promises expressed or implied made by the applicant, any of its agents or any party to this application, which are to be performed by the applicant?  Yes  No  NC  
If Yes, submit as **Exhibit #47** a copy of any written agreements, obligations or promises statement, or for oral contracts or understandings, provide a statement of the substance of those including the name of the party or parties with whom made.
  - (e) Is the applicant or any party to the application delinquent in the filing of any report or the payment of any tax as required by the State of New Hampshire or any other state?  Yes  No  NC  
If Yes, submit as **Exhibit #48** a complete detailed report giving names, dates and all other pertinent information.
  - (f) Are there any rights of way associated with the premises?  Yes  No  NC  
If yes, submit as **Exhibit #49** a copy of each document establishing the existence of each right of way associated with the premises
  - (g) Submit as **Exhibit #50** a copy of all policies of insurance, as well as a copy of the declaration sheets relating thereto.  Yes  No  NC

#### 4. TRACK LOCATION AND SPECIFIC RACE MEETING DETAILS

21. Location of the racetrack where the live race meeting is proposed to be held or conducted  NC

Physical Address of Racetrack	City/Town	State	Zip
Mailing Address of Racetrack	City/Town	State	Zip

22. For new racetracks, submit as **Exhibit #51** the exact description, by metes and bounds, number of acres in premises, a plot plan showing the entire premises with all buildings presently on premises or proposed to be erected on said premises, information showing accessibility by highway, railroad or other means of public transportation, population within a 50 mile radius and distances from principal cities within said 50 mile radius.  NC

23. Submit as **Exhibit #52** a copy of the tax map(s) from the municipality(ies) in which the racing premises is located depicting the location of the entire racing premises.  NC

24. Hours and days on which the live race meeting is intended to be held or conducted:  NC

Monday \_\_\_\_\_  Tuesday \_\_\_\_\_  Wednesday \_\_\_\_\_  Thursday \_\_\_\_\_

Friday \_\_\_\_\_  Saturday \_\_\_\_\_  Sunday \_\_\_\_\_

Number of races intended to be run: \_\_\_\_\_  NC

Minimum purse to be paid: \$ \_\_\_\_\_  NC

25. Name of the following officials to be employed if license is granted:

(a) Racing Secretary: \_\_\_\_\_  NC

(b) Mutuel Manager: \_\_\_\_\_  NC

(c) General Manager: \_\_\_\_\_  NC

26. If the application is granted, will the applicant carry:

(a) Workmen's compensate on insurance?  Yes  No  NC

(b) Public liability insurance?  Yes  No  NC

(c) Property damage insurance?  Yes  No  NC

Submit as **Exhibit #53** a statement setting forth all other types of insurance intended to be carried for the protection of employees and patrons.  NC

27. Submit as **Exhibit #54** a statement setting forth all pertinent information relative to the racing premises, or if not yet constructed, proposed information, including the following as applicable:  NC

(a) The total number of acres used for track, buildings, stables, and parking area;

(b) Parking spaces information including the area, automobile capacity, how the area will be lit, how spaces will be marked, and how much will be charged for parking;

(c) The number of pari-mutuel ticket window provided;

(d) A description of the restroom facilities for patrons of each gender;

(e) The building maintenance and repair schedule;

(f) Details on the sewerage disposal system to be used;

(g) Details relative to patrons access to drinking water, including the number of public water sources;

- (h) Track information including the size and type of track, the number of starting boxes, the number of stables and stalls in each, facilities for lead-outs; recreation room for owners and trainers, description of the paddock, testing and cooling-out areas, a description of fire protection system including the number of sprinklers, alarm boxes and other fire protective measures throughout racing premises, a description of protective measures in the paddock, test area and stables, and a description of other accommodations, facilities or services in the paddock area; and
- (i) A list of other accommodations, facilities or services for the benefit of the patrons attending.

28. Submit as **Exhibit #55** a detailed statement setting forth security measures which will be employed for the protecting of patrons and the control of traffic within the premise, and on roads leading to and from the premises including:  NC

- (a) The number of uniformed police officers to be on duty each day inside the track;
- (b) Whether the officers on duty will be regular police officers or special officers;
- (c) The number of uniformed police officers directing traffic within the premises, and on roads leading to and from the premises before, during and after racing hours.
- (d) The number of plain clothes officers or detectives assigned within the track proper;
- (e) The system to be used for the detection and suppression of illegal gambling within the premises;
- (f) The system to be used in the detection and suppression of pick-pockets, touts and other undesirable characters within the premises;
- (g) The name of the individual who will be in charge of security within the track proper;
- (h) The name of the individual who will supervise traffic control within the premises and will act as liaison between the applicant and local police authorities with regard to traffic control measures;
- (i) The name of the police authority who will be consulted in setting up security measures within the track and the control of traffic within and outside the premises.

29. Submit as **Exhibit #56** a statement setting forth the trade names of any of the following equipment used at the track including the date of purchase, or if under contract, the effective and expiration dates of the current contract, and a copy of the contract; if not yet in operation, submit proposals:  NC

- |                           |                                      |  |
|---------------------------|--------------------------------------|--|
| (a) Pari-mutuel equipment | (e) Timing devices                   | (i) Scales                                     |
| (b) Starting boxes        | (f) Inter-communication system       | (j) Any other equipment used to conduct a race |
| (c) Photo-finish camera   | (g) Public address system            |  |
| (d) Film patrol           | (h) Closed circuit television system |  |

30. Submit as **Exhibit #57** a statement setting forth the names and addresses of the vendors providing the following products or services, the effective and expiration dates of current contracts, any lease or memorandums of understanding, expiration dates of each contract, and a copy of each agreement; if not yet in operation, submit proposals:  NC

- |              |              |                                     |
|--------------|--------------|-------------------------------------|
| (a) Food     | (e) Programs | (i) Tip Sheets                      |
| (b) Beverage | (f) Parking  | (j) Other related products/services |

31. Submit as **Exhibit #58** a statement setting forth the total gross receipts for the past 5 calendar years received by each concessionaire from race meetings conducted by the applicant and the amount paid to the applicant. If the receipts to the applicant are based on other than the gross receipts, provide an explanation.  NC

32. Has the applicant or any party to the applicant had any beneficial interest in any concessionaire who is now under contract, has been under contract within the past 5 calendar years, or who the applicant intends to contract with?  Yes  No  NC

If Yes, submit as **Exhibit #59** a statement setting forth complete details.

