

Albuquerque Museum Foundation
P.O. Box 7006
Albuquerque, NM 87194

Terms and Conditions

Enchanted New Mexico – Raffle

Sixth Prize: Uriarte Talavera Tall Carrot-Shaped Talavera Urn "Sevilla"

Fifth Prize: *Frida – I Am My Own Muse* by Emilie Ramon, (30" x 45" custom framed fine art giclée print)

Fourth Prize: 18K Gold & Diamond ring

Third Prize: Full Participation Oaxacan Mexican Dinner Party in the Style of Frida Kahlo for 6 people at Jane Butel's Cooking School in Corrales, NM

Second Prize: Fresco Panel by world renowned Fresco Master, Frederico Vigil

Grand Prize: Three (3) day/two (2) night experience with accommodations for two (2) at luxury Santa Fe hotel. Day 1: Bonanza Creek Movie Studio Jeep Tour; Artwork and dining experience at a private location near Abiquiu. Day 2: Cumbres & Toltec scenic journey with lunch included. Day 3: Soothing soak at the Ojo Santa Fe Spa and Resort.

The winning tickets will be drawn at approximately 7:00 p.m. to 7:30 p.m., at the Albuquerque Museum-Auditorium, 2000 Mountain Rd. NW, Albuquerque, NM, during the "Shaken, Not Stirred" virtual event on Saturday, April 17, 2021. Each of the six winning ticket holders do not have to be present to win.

All purchases of raffle tickets are final and non-refundable. Your support benefits educational programs at the Albuquerque Museum.

Eligibility

The Raffle is open to legal residents of the fifty (50) United States and the District of Columbia who are twenty one (21) years of age or over. To enter, eligible entrants must purchase one or more raffle tickets for the Raffle. The Raffle Ticket cost is fifty dollars (\$50.00) each or one hundred dollars (\$100.00) for three tickets. Tickets must be purchased prior to the drawing and while supplies last. Raffle tickets are not an admission ticket to the "Shaken, Not Stirred" virtual event which will be held on April 17, 2021 beginning at 6 p.m. in The Albuquerque Museum, 2000 Mountain Rd NW, Albuquerque, NM. Employees and relatives of employees of the Albuquerque Museum Foundation or Albuquerque Museum and any entities affiliated or related to the named organizations shall not be eligible to enter the Enchanted New Mexico Raffle. For the purposes herein, the term "relative" shall mean spouse, partner, parent, child or sibling. Void where prohibited. All raffle tickets must be purchased or issued in New Mexico. Sales of raffle tickets are open only to legal residents of the permitted areas of eligibility. This Raffle is void outside of the permitted areas of eligibility and wherever prohibited by law. Participation constitutes each entrant's full and unconditional agreement to these Official Rules and the decisions of the Administrator, which are final and binding in all matters related to the Raffle. Winning the Raffle is contingent upon fulfilling all requirements set forth herein. The Raffle consists of a random winner drawing.

Timing

The Raffle begins on February 19, 2021 at 12:01 a.m. Mountain Time ("MT") and ends on April 17, 2021 at or about 7:00 p.m. MT (the "Raffle Period"). The winning tickets will be drawn at the Albuquerque Museum-Auditorium, 2000 Mountain Rd NW, Albuquerque, NM between 7 – 7:30 p.m. and is open to the public. The Raffle ticket holder does not have to be present to win. The ticket holder does not have to purchase a ticket to the "Shaken, Not Stirred" virtual event. The ticket holder does not have to be present to win.

How to Enter

To participate in the Raffle, you must purchase one (1) or more raffle tickets during the Raffle Period. Raffle tickets are fifty U.S. dollars (\$50.00) each or one hundred dollars (\$100.00) for three tickets. Winner need not be present at the live virtual presentation drawing to win. Tickets can be purchased by going to the Museum Store at the Albuquerque Museum or by calling Elaine Richardson at the Albuquerque Museum Foundation at 505.480-5738 or online at albuquerquemuseumfoundation.org/raffle before 12:00 p.m. Friday, April 16, 2021. All purchases of raffle tickets are final and non-refundable.

Verification of Winners

All potential winners are subject to verification by the Albuquerque Museum Foundation, hereby referred to as Administrator, whose decisions are final and binding in all matters related to the Raffle. An entrant is not a winner, unless and until entrant's eligibility has been verified and entrant has been notified that verification is complete. Administrator will not accept photographs or other evidence of winning in lieu of its validation process. Potential winners must continue to comply with all terms and conditions of these Official Rules and winning is contingent upon fulfilling all requirements. The potential winner will be notified by phone or email.

Each prize winner will be required to sign a copy of this document and accept the prize within three (3) days of notification by the Administrator. If after three (3) days, the Administrator has not heard from the prize winner another winning ticket will be drawn with the same rules applied. If a potential winner of the prize cannot be contacted, or fails to sign the required IRS Form W-G2 and provide two (2) valid and acceptable forms of identification, within the required time period of three (3) days, such potential winner forfeits the prize. In the event the prize winner is disqualified for any reason, Administrator will award the prize to an alternate winner by random drawing among all remaining eligible entries. Winner must present raffle ticket stub when asked to prove eligibility.

Prizes

Prizes will be drawn in the following order:

Sixth Prize: Uriarte Talavera Tall Carrot-Shaped Talavera Urn "Sevilla" (retail value \$565.00)

Fifth Prize: Diamond ring, (18K yellow gold ladies ring with black enamel detail. Raw center diamond 0.15 to 0.20 TDW with a halo of 17 round white diamonds 0.15ct to 0.20ct. retail value \$600.00)

Fourth Prize: *Frida – I Am My Own Muse* by Emilie Ramon, (30" x 45" custom framed fine art giclée print, retail value \$799.00)

Third Prize: Full Participation Oaxacan Mexican Dinner Party in the Style of Frida Kahlo for 6 people at Jane Butel's Cooking School in Corrales, NM (retail value \$1,000)

The **Third Prize trip must be completed by April 17, 2022, or prize winner forfeits the prize in its entirety.** Jane Butel's full participation Oaxacan dinner must be completed by April 17, 2022. Jane reserves the right to arrange the scheduling with the prize winner to a mutually satisfactory date and time.

As the winner of the Fourth Prize, I understand this prize is valid until April 17, 2022.

Winner Signature

Date

Second Prize: "Tonatzin Nectar Gifts" by world renowned Fresco Master, Frederico Vigil (15" x 13" Fresco Panel, retail value \$2,500)

Grand Prize: Three (3) day/two (2) night experience with accommodations for two (2) at luxury Santa Fe hotel. Day 1: Bonanza Creek Movie Studio Jeep Tour; Artwork and dining experience at a private location near Abiquiu. Day 2: Cumbres & Toltec scenic journey with lunch included. Day 3: Soothing soak at the Ojo Santa Fe Spa and Resort. (retail value \$4,500)

The **Grand Prize trip must be completed between the dates of August 1 to October 15, 2021 or August 1 to October 15, 2022, or prize winner forfeits the prize in its entirety.** Winner must book the trip a minimum of forty-five (45) days before the first date of travel. All World Travel, Administrator of the trip, reserves the right to arrange ground transportation options, hotel accommodations, and any additional excursion times. Subject to availability and certain blackout dates may apply. The trip is not transferable.

As the winner of the Grand Prize I understand this trip is valid for the following dates, August 1 to October 15, 2021 or August 1 to October 15, 2022, and the trip must be booked forty-five (45) days before the booking date.

Winner Signature

Date

Approximate Retail Value ("ARV") of the Grand Prize is: \$ 4,500.00. Actual value may vary based on fluctuations. Winner will not receive the difference between the actual value and the ARV. Odds of winning the prize depends on the number of raffle tickets sold during the Raffle Period.

Release

By receipt of any prize, winner agrees to release and hold harmless all prize donors including the Albuquerque Museum Foundation and Albuquerque Museum, and their respective Board, Trustees, All World Travel, Destination Southwest, and Jane Butel's Southwest Cooking, as well as each such organization's officers, directors, employees, and agents (collectively, the "Released Parties") from and against any claim or cause of action, including, but not limited to, personal injury, death, or damage to or loss of property, arising out of participation in the Raffle or receipt, use, or misuse of any prize.

Publicity

Except where prohibited, participation in the Raffle constitutes winner's consent to the Albuquerque Museum Foundation to use of winner's name, likeness, photograph, voice, opinion, and/or hometown and state for promotional purposes in any media, worldwide, without further payment or consideration.

General Conditions

The Albuquerque Museum Foundation reserves the right to cancel, suspend and/or modify the Raffle, or any part of it, if any fraud or other factor beyond the Albuquerque Museum Foundation's reasonable control impairs the integrity or proper functioning of the Raffle, as determined by the Albuquerque Museum Foundation in its sole discretion. In such event, the Albuquerque Museum Foundation reserves the right to award the prize at random from among eligible entries received up to the time of the impairment. The Albuquerque Museum Foundation reserves the right, in its sole discretion to disqualify any individual, without compensation, it finds to be tampering with the entry process or the operation of the Raffle or any other promotion or in an unsportsmanlike or disruptive manner. Any attempt by any person to deliberately undermine the legitimate operation of the Raffle may be a violation of criminal and civil law, and, should such an attempt be made, the Albuquerque Museum Foundation reserves the right to seek damages from any such person to the fullest extent permitted by law. The Albuquerque Museum Foundation's failure to enforce any term of these Official Rules shall not constitute a waiver of that provision.

Once travel, hospitality, and entertainment arrangements have been secured they are non-refundable and non-exchangeable.

The Grand Prize trip is subject to scheduling availability; a forty-five (45) day advance notice is required to book the property. All travel must be completed between the dates of August 1 to October 15, 2021 or August 1 to October 15, 2022. Blackout dates will apply. The trip has no cash value and must be used for travel.

The price paid for the raffle ticket is NOT deductible for federal income tax purposes as a charitable contribution. All prize winners of the Enchanted New Mexico Raffle must include the fair market of the prize in taxable income and is subject to 25% federal withholding (Grand Prize = \$1,125.00), (Second Prize = \$625.00), (Third Prize = \$250.00), (Fourth Prize = \$199.75), (Fifth Prize = \$150.00), (Sixth Prize = \$141.25), payable by the winner to the Albuquerque

Museum Foundation upon receipt of the prize. Winners will be required to sign an IRS Form W-2G and provide two forms of valid and acceptable identification.

As a Prize Winner in the Enchanted New Mexico Raffle I understand I am subject to federal withholding tax, based on the prize won, in the amount listed above and that it is payable to the Albuquerque Museum Foundation upon receipt of the prize award letter.

Winner Signature

Date

Limitations of Liability

The Released Parties are not liable for: (1) any incorrect or inaccurate information, whether caused by entrants, printing errors, or by any of the equipment or programming associated with or utilized in the Raffle; (2) unauthorized human intervention in any part of the entry process of the Raffle; (3) technical or human error which may occur in the administration of the Raffle or the processing of entries; or (4) any injury or damage to persons or property which may be caused, directly or indirectly, in whole or in part, from entrant's participation in the Raffle or receipt or use or misuse of any prize. If for any reason an entrant's entry is confirmed to have been erroneously deleted, lost, or otherwise destroyed or corrupted, entrant's sole remedy is another entry in the Raffle.

Disputes

Except where prohibited, entrant agrees that: (1) any and all disputes, claims, and causes of action arising out of or connected with this Raffle or any prize awarded shall be resolved individually, without resort to any form of class action, and exclusively by a state or federal court located in Albuquerque, New Mexico; (2) any and all claims, judgments and awards shall be limited to actual out-of-pocket costs incurred, including costs associated with entering this Raffle, but in no event attorney's fees; and (3) under no circumstances will entrant be permitted to obtain awards for, and entrant claims all rights to claim, indirect, punitive, incidental, and consequential damages and any other damages, other than for actual out-of-pocket expenses, and any and all rights to have damages multiplied or otherwise increased. All issues and questions concerning the construction, validity, interpretation and enforceability of these Official Rules, or the rights and obligations of the entrant and Administrator in connection with the Raffle, shall be governed by, and construed in accordance with, the laws of the State of New Mexico, without giving effect to any choice of law or conflict of law rules (whether of the State of New Mexico or any other jurisdiction), which would cause the application of the laws of any jurisdiction other than the State of New Mexico.

Printed copies of the Official Rules will be available during regular business hours at the Museum Store, located inside Albuquerque Museum or online at www.albuquerquemuseumfoundation.org/support/raffle. The winners' name will be disclosed to anyone who writes to the Albuquerque Museum Foundation at P.O. Box 7006, Albuquerque, NM 87194.