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Received  
MAY 14 2010  
Dept. of Local Affairs

May 11, 2010

Ms. Casey Laycock  
Division of Local Government  
Department of Local Affairs  
1313 Sherman Street, Room 521  
Denver, Colorado 80203

**Re: Eagle River Fire Protection District  
May 4, 2010 Regular Election**

Dear Casey:

Pursuant to statutory requirements, enclosed is a copy of the Canvass Board's Certificate of Official Abstract of Votes Cast for the Regular Election held May 4, 2010, for Eagle River Fire Protection District.

Please let me know if you have any questions.

Sincerely,

Kristen Nash  
Designated Election Official

Enclosure  
cc: Collins, Cockrel & Cole, PC

**AMENDED**  
**CANVASS BOARD'S**  
**CERTIFICATE OF OFFICIAL ABSTRACT OF VOTES CAST**  
**FOR THE REGULAR ELECTION HELD MAY 4, 2010**

**EAGLE RIVER FIRE PROTECTION DISTRICT**  
**EAGLE COUNTY, COLORADO**

Each of the undersigned members of the Canvass Board of the Eagle River Fire Protection District certifies that the following is a true and correct abstract of the votes cast, including provisional ballots, if any, at the regular election of the Eagle River Fire Protection District, at which time the eligible electors of the Eagle River Fire Protection District voted as indicated on the attached Judges' Certificate of Election Returns, and as a result of which the eligible electors elected to office the following Directors:

<u>Michael L. Gallagher</u> Name	<u>PO Box 681</u> <u>Minturn, CO 81645-0681</u> Address	Four-Year Term Director District 2
<u>John McCaulley</u> Name	<u>PO Box 662</u> <u>Edwards, CO 81632</u> Address	Four-Year Term Director District 4

The votes cast (including provisional ballots, if any) for and against the ballot question submitted were as follows:

**EAGLE RIVER FIRE PROTECTION DISTRICT BALLOT QUESTION A:**

Shall the limitations on terms of office of elected members of the Board of Directors of the Eagle River Fire Protection District be eliminated pursuant to Article XVIII, Section 11(2) of the Colorado Constitution?

Number of YES votes cast:	74
Number of NO votes cast:	107

At such election, the total number of provisional ballots counted and rejected were as follows:

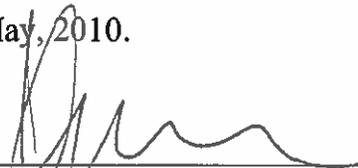
Total Provisional Ballots Cast	0
Provisional Ballots Counted	0

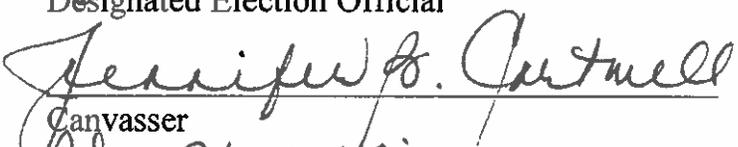
Provisional Ballots Rejected:

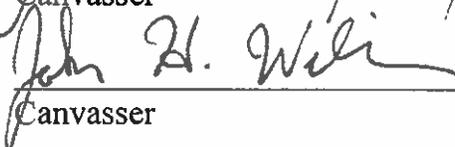
Provisional Ballot Affidavit not signed	_____
Unable to confirm elector's eligibility	_____
Provisional ballot envelope is empty	_____
Elector did not register by the deadline	_____
Elector voted a mail-in ballot	_____
Elector not registered in the State	_____

TOTAL REJECTED \_\_\_\_\_

CERTIFIED this 5<sup>th</sup> day of May, 2010.

  
\_\_\_\_\_  
Designated Election Official

  
\_\_\_\_\_  
Canvasser

  
\_\_\_\_\_  
Canvasser

Contact Person for District:

Kristen Nash

Business Address:

PO Box 7980

Avon, CO 81620

Telephone Number:

970-748-4731

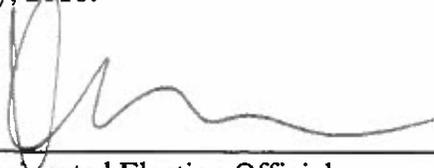
**STATEMENT OF FACT**  
**ATTACHMENT TO CANVASS BOARD'S AMENDED**  
**CERTIFICATE OF OFFICIAL ABSTRACT OF VOTES CAST**  
**FOR THE REGULAR ELECTION HELD MAY 4, 2010**

**EAGLE RIVER FIRE PROTECTION DISTRICT**  
**EAGLE COUNTY, COLORADO**

A recount was held on May 10, 2010 for Board of Directors, Director District 4 of the Eagle River Fire Protection District and the result of the recount proved the following votes cast:

Alan F. Bosworth 88  
John McCaulley 90

Statement made this 10<sup>th</sup> day of May, 2010.

  
\_\_\_\_\_  
Designated Election Official

**CANVASS BOARD'S**  
**CERTIFICATE OF OFFICIAL ABSTRACT OF VOTES CAST**  
**FOR THE REGULAR ELECTION HELD MAY 4, 2010**

**EAGLE RIVER FIRE PROTECTION DISTRICT**  
**EAGLE COUNTY, COLORADO**

Each of the undersigned members of the Canvass Board of the Eagle River Fire Protection District certifies that the following is a true and correct abstract of the votes cast, including provisional ballots, if any, at the regular election of the Eagle River Fire Protection District, at which time the eligible electors of the Eagle River Fire Protection District voted as indicated on the attached Judges' Certificate of Election Returns, and as a result of which the eligible electors elected to office the following Directors:

<u>Michael L. Gallagher</u> Name	<u>PO Box 681</u> <u>Minturn, CO 81645-0681</u> Address	Four-Year Term Director District 2
<u>Undetermined, Recount Pending</u> Name	_____ _____ Address	Four-Year Term Director District 4

The votes cast (including provisional ballots, if any) for and against the ballot question submitted were as follows:

**EAGLE RIVER FIRE PROTECTION DISTRICT BALLOT QUESTION A:**

Shall the limitations on terms of office of elected members of the Board of Directors of the Eagle River Fire Protection District be eliminated pursuant to Article XVIII, Section 11(2) of the Colorado Constitution?

Number of YES votes cast: \_\_\_\_\_ 74 \_\_\_\_\_

Number of NO votes cast: \_\_\_\_\_ 107 \_\_\_\_\_

At such election, the total number of provisional ballots counted and rejected were as follows:

Total Provisional Ballots Cast \_\_\_\_\_ 0 \_\_\_\_\_

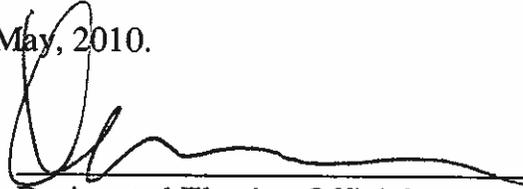
Provisional Ballots Counted \_\_\_\_\_ 0 \_\_\_\_\_

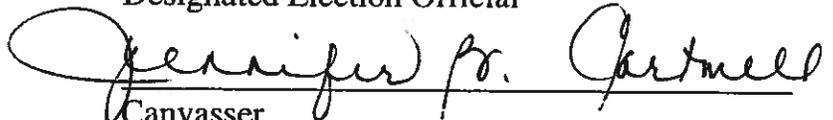
Provisional Ballots Rejected:

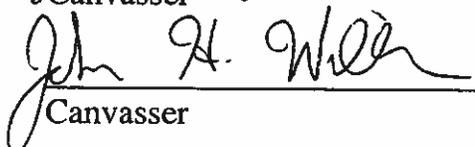
Provisional Ballot Affidavit not signed \_\_\_\_\_  
Unable to confirm elector's eligibility \_\_\_\_\_  
Provisional ballot envelope is empty \_\_\_\_\_  
Elector did not register by the deadline \_\_\_\_\_  
Elector voted a mail-in ballot \_\_\_\_\_  
Elector not registered in the State \_\_\_\_\_

TOTAL REJECTED \_\_\_\_\_

CERTIFIED this 5<sup>th</sup> day of May, 2010.

  
\_\_\_\_\_  
Designated Election Official

  
\_\_\_\_\_  
Canvasser

  
\_\_\_\_\_  
Canvasser

Contact Person for District: Kristen Nash

Business Address: PO Box 7980  
Avon, CO 81620

Telephone Number: 970-748-4731

**EXHIBIT A**

**(Attach Judges' Certificate of Election Returns)**

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**JUDGES' CERTIFICATE OF ELECTION RETURNS**  
**FOR EAGLE RIVER FIRE PROTECTION DISTRICT**

IT IS HEREBY CERTIFIED by the undersigned, who conducted the election held in the Eagle River Fire Protection District, in Eagle County, Colorado, on the 4<sup>th</sup> day of May, 2010, that after qualifying by swearing and subscribing to their Oaths of Office, they opened the polls at 7:00 a.m., and that they kept the polls open continuously until the hour of 7:00 p.m. on such date, after which they counted the ballots cast for Directors of the District and for the ballot question submitted in accordance with the Uniform Election Code.

**That the votes cast for Director of the District for a 4-year term for Director District No. 2 were as follows:**

CANDIDATE FOR DIRECTOR	VOTES CAST AT POLLING PLACE	MAIL-IN VOTES CAST	TOTAL VOTES CAST
Michael L. Gallagher	<u>29</u>	<u>0</u>	<u>29</u>
Jeffrey Boock	<u>16</u>	<u>0</u>	<u>16</u>

**That the votes cast for Director of the District for a 4-year term for Director District No. 4 were as follows:**

CANDIDATE FOR DIRECTOR	VOTES CAST AT POLLING PLACE	MAIL-IN VOTES CAST	TOTAL VOTES CAST
Alan F. Bosworth	<u>20</u>	<u>0</u>	<u>20</u>
John McCaulley	<u>18</u>	<u>0</u>	<u>18</u>

**That the votes cast for and against the ballot question submitted were as follows:**

**EAGLE RIVER FIRE PROTECTION DISTRICT BALLOT QUESTION A:**

Shall the limitations on terms of office of elected members of the Board of Directors of the Eagle River Fire Protection District be eliminated pursuant to Article XVIII, Section 11(2) of the Colorado Constitution?

**YES:**

Ballots Cast at Polling Place	<u>21</u>
Mail-In Ballots Cast	<u>0</u>
<b>TOTAL</b>	<u>21</u>

**NO:**

Ballots Cast at Polling Place	<u>19</u>
Mail-In Ballots Cast	<u>0</u>
<b>TOTAL</b>	<u>19</u>

It is hereby identified and specified that:

	NUMERIC
Total Number of Ballots Received From the Designated Election Official	<u>500</u>
Total Number of Ballots Voted:	<u>45</u>
Unofficial Ballots Voted:	<u>0</u>
Substitute Ballots Voted:	<u>0</u>
Ballots Delivered to Electors:	<u>45</u>
Spoiled Ballots:	<u>0</u>
Challenged Ballots:	<u>0</u>
Ballots Not Delivered to Electors:	<u>455</u>
Mail-in Ballots Rejected:	<u>0</u>
Provisional Ballots Voted:	<u>0</u>
Ballots Returned to Designated Election Official	<u><del>455</del> 500 0011</u>

Certified this 4<sup>th</sup> day of May, 2010.



Cassell Galt-Rubson  
Election Judge

Elmer A. Christiansen  
Election Judge

Beverly A. Christiansen  
Election Judge

**JUDGES' CERTIFICATE OF ELECTION RETURNS**  
**FOR EAGLE RIVER FIRE PROTECTION DISTRICT**

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**That the votes cast for Director of the District for a 4-year term for Director District No. 2 were as follows:**

CANDIDATE FOR DIRECTOR	VOTES CAST AT POLLING PLACE	MAIL-IN VOTES CAST	TOTAL VOTES CAST
Michael L. Gallagher	<u>57</u>	<u>2</u>	<u>59</u>
Jeffrey Boock	<u>15</u>	<u>0</u>	<u>15</u>

**That the votes cast for Director of the District for a 4-year term for Director District No. 4 were as follows:**

CANDIDATE FOR DIRECTOR	VOTES CAST AT POLLING PLACE	MAIL-IN VOTES CAST	TOTAL VOTES CAST
Alan F. Bosworth	<u>32</u>	<u>2</u>	<u>34</u>
John McCaulley	<u>42</u>	<u>0</u>	<u>42</u>

**That the votes cast for and against the ballot question submitted were as follows:**

**EAGLE RIVER FIRE PROTECTION DISTRICT BALLOT QUESTION A:**

Shall the limitations on terms of office of elected members of the Board of Directors of the Eagle River Fire Protection District be eliminated pursuant to Article XVIII, Section 11(2) of the Colorado Constitution?

**YES:**

Ballots Cast at Polling Place  
 Mail-In Ballots Cast

30  
0  
30

TOTAL

**NO:**

Ballots Cast at Polling Place  
 Mail-In Ballots Cast

43  
2  
45

TOTAL

It is hereby identified and specified that:

Total Number of Ballots Received From  
the Designated Election Official

NUMERIC

~~500~~ 502 ABC  
JW

Total Number of Ballots Voted:

~~500~~ 75 77 ABC  
JW

Unofficial Ballots Voted:

0 ABC  
JW

Substitute Ballots Voted:

0 ABC  
JW

Ballots Delivered to Electors: (mail-in)

2 77 ABC  
JW

Spoiled Ballots:

0 ABC  
JW

Challenged Ballots:

0 ABC  
JW

Ballots Not Delivered to Electors:

0 425 ABC  
JW

Mail-in Ballots Rejected:

0 ABC  
JW

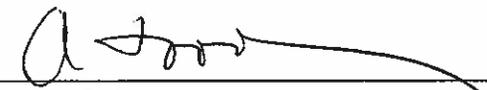
Provisional Ballots Voted:

0 ABC  
JW

Ballots Returned to Designated  
Election Official

~~425~~ 502 ABC  
JW

Certified this 4<sup>th</sup> day of May, 2010.

  
\_\_\_\_\_  
Election Judge

  
\_\_\_\_\_  
Election Judge

  
\_\_\_\_\_  
Election Judge

**JUDGES' CERTIFICATE OF ELECTION RETURNS**  
**FOR EAGLE RIVER FIRE PROTECTION DISTRICT**

IT IS HEREBY CERTIFIED by the undersigned, who conducted the election held in the Eagle River Fire Protection District, in Eagle County, Colorado, on the 4<sup>th</sup> day of May, 2010, that after qualifying by swearing and subscribing to their Oaths of Office, they opened the polls at 7:00 a.m., and that they kept the polls open continuously until the hour of 7:00 p.m. on such date, after which they counted the ballots cast for Directors of the District and for the ballot question submitted in accordance with the Uniform Election Code.

**That the votes cast for Director of the District for a 4-year term for Director District No. 2 were as follows:**

CANDIDATE FOR DIRECTOR	VOTES CAST AT POLLING PLACE	MAIL-IN VOTES CAST	TOTAL VOTES CAST
Michael L. Gallagher	<u>32</u>	<u>5</u>	<u>37</u>
Jeffrey Boock	<u>26</u>	<u>3</u>	<u>29</u>

**That the votes cast for Director of the District for a 4-year term for Director District No. 4 were as follows:**

CANDIDATE FOR DIRECTOR	VOTES CAST AT POLLING PLACE	MAIL-IN VOTES CAST	TOTAL VOTES CAST
Alan F. Bosworth	<u>31</u>	<u>4</u>	<u>35</u>
John McCaulley	<u>25</u>	<u>4</u>	<u>29</u>

**That the votes cast for and against the ballot question submitted were as follows:**

**EAGLE RIVER FIRE PROTECTION DISTRICT BALLOT QUESTION A:**

Shall the limitations on terms of office of elected members of the Board of Directors of the Eagle River Fire Protection District be eliminated pursuant to Article XVIII, Section 11(2) of the Colorado Constitution?

**YES:**

Ballots Cast at Polling Place  
Mail-In Ballots Cast

18  
5  
23

TOTAL

**NO:**

Ballots Cast at Polling Place  
Mail-In Ballots Cast

40  
3  
43

TOTAL

It is hereby identified and specified that:

Total Number of Ballots Received From the Designated Election Official

NUMERIC

~~500~~ 508

*JAC*  
*JW*

Total Number of Ballots Voted:

69

Unofficial Ballots Voted:

0

Substitute Ballots Voted:

0

Ballots Delivered to Electors:

0

69

*JAC*  
*JW*

Spoiled Ballots:

0

Challenged Ballots:

0

Ballots Not Delivered to Electors:

439

*JAC*  
*JW*

Mail-in Ballots Rejected:

0

Provisional Ballots Voted:

0

Ballots Returned to Designated Election Official

~~69~~

508

*JAC*  
*JW*

Certified this 4<sup>th</sup> day of May, 2010.

*Hannah W. Nolden*  
Election Judge

*Samuel L. ...*  
Election Judge

*Dalton Hoppe*  
Election Judge

*[Signature]*

*Sherrill Bie*

Counting Judges