

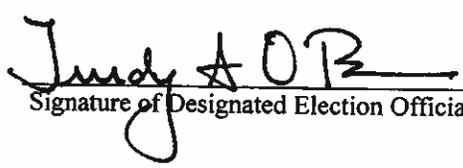
**NOTICE OF CANCELLATION OF ELECTION
AND
CERTIFIED STATEMENT OF RESULTS**

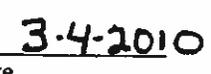
**ELBERT CREEK WATER & SANITATION DISTRICT
LA PLATA COUNTY COLORADO**

WHEREAS, the Designated Election Official of the District has been duly authorized by the Board of Directors to cancel and declare candidates elected at the close of business on the sixty-third day before the election to be conducted on Tuesday, May 4, 2010, **AND WHEREAS**, there were not more candidates for director than offices to be filled, including candidates filing affidavits of intent to be write-in candidates. Now **THEREFORE**, pursuant to 1-5-208(1.5), C.R.S. the Designated Election official **HEREBY** cancels the regular election to be conducted on the 4th day of May, 2010.

NOTICE IS HEREBY GIVEN THE ELECTION IS CANCELED BY FORMAL RESOLUTION AND THE FOLLOWING CANDIDATES ARE DECLARED ELECTED FOR THE FOLLOWING TERMS OF OFFICE:

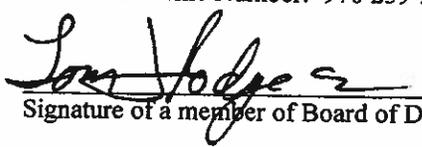
- Brian Smith, 46850 US Hwy. 550, Durango, CO 4 year term
- Tim Matherly, 246 Pinnacle View Dr, Durango, CO 4 year term
- Timothy Hannigan, 88 Hermosa Cliff Rd, Durango, CO 4 year term





Signature of Designated Election Official Printed Name of DEO Date

Contact Person of the District: Trudy O'Brien
 Telephone Number of the District: 970 259-2612
 Address of the District: P.O. Box 1136, Durango, CO 81302
 District Facsimile Number: 970 259-2731 District Email: tag4450@aol.com




Signature of a member of Board of Directors Date

ELBERT CREEK WATER & SANITATION DISTRICT

**RESOLUTION
APPOINTING A DESIGNATED ELECTION OFFICIAL AND
AUTHORIZING DESIGNATED ELECTION OFFICIAL
TO CANCEL ELECTION**

WHEREAS, pursuant to 32-1-804(2), C.R.S., the Board of Directors of the Elbert Creek Water & Sanitation District, La Plata County, Colorado is authorized to designate a Designated Election Official to exercise the authority of the Board in conducting the election, and

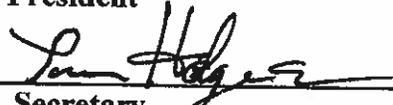
WHEREAS, pursuant to 1-5-208, C.R.S., the Board can authorize the Designated Election Official to cancel the election upon certain conditions;

1. the Board hereby names Trudy O'Brien as the Designated Election Official for the regular special district election scheduled for the 4th day of May, 2010.
2. the Board hereby authorizes and directs the Designated Election Official, if the only matter before the electors is the election of persons to office, to cancel said election and declare the candidates elected, if at the close of business on the sixty-third day before the election there are not more candidates filing affidavits of intent to run as write-in candidates.
3. the Board further authorizes and directs the Designated Election Official to publish and post a Notice of Cancellation of Election at each polling place and in the offices of the Designated Election Official, the county clerk and Recorder of each county in which the district is located, and file with the Division of Local Government. The Designated Election Official shall also notify the candidates that the election was cancelled and they are elected by acclamation.

Adopted and approved this 4th day of November, 2009, by the Board of Directors of the Elbert Creek Water & Sanitation District, La Plata County, Colorado.



President



Secretary