

320376

Received

MAR 05 2010

Dept. of Local Affairs

NOTICE OF CANCELLATION

1-5-208(1.5), 32-1-104, C.R.S.

NOTICE IS HEREBY GIVEN by the Flagler Rural Fire Protection, Kit Carson District, County, Colorado, that at the close of business on the sixty-third day before the election, there were not more candidates for director than offices to be filled, including candidates filing affidavits of intent to be write-in candidates; therefore, the election to be held on May 4th, 2010 is hereby canceled pursuant to section 1-5-208(1.5), C.R.S.

The following candidates are hereby declared elected:

Duane Loutzenhiser	4 yr	until May, 20 <u>14</u>
(name)	(2 or 4 year term)	
Jerry E. Smith	4 yr	until May, 20 <u>14</u>
(name)	(2 or 4 year term)	
Allen M Elrick	4	until May, 20 <u>14</u>
(name)	(2 or 4 year term)	

	Director	Chair 2	Elected?	Term Length 4.5	Term Expires
(name)	Mr. Allen M. Elrick		Elected	4	2014
	Mr. Randy Graham		Elected	4	2012
	Mr. Duane Loutzenhiser		Elected	4	2014
	Mr. Robert V. Ostrowski		Elected	4	2012
	Mr. Jerry E Smith	Y	Elected	4	2014


 (Signature of the Designated Election Official)

Jerry E Smith
 (DEO's Printed Name)

Contact Person for the District: Jerry E. Smith
 Telephone Number of the District: 719-765-4614
 Address of the District: PO Box 246, Flagler. CO 80815
 District Facsimile Number: 719-765-4322
 District Email: jerrysmith@esrta.com

PROCEDURAL INSTRUCTIONS: Sample only. Review with attorney. Publish (CRS 1-1-104(34) publication defined) and post at all polling places, in the office of the Designated Election Official, and in the office of the County Clerk and Recorder. File a copy of this notice with the resolution canceling the election, oaths of office, and a current faithful performance bond for each director with the Division of Local Government, 1313 Sherman St., Rm., 521, Denver, CO 80203 no later than 30 days after the date of the regular election. The board or DEO shall notify all candidates that the election was cancelled and that they have been elected by acclamation. The original notice is to be kept on file with the special district as part of the official election records.

Proof of Publication

STATE OF COLORADO)
) ss.
County of Kit Carson)

Thomas E. Bredehoft

being duly sworn, deposes and says:

1. That he is publisher of The Flagler News, a weekly newspaper printed and published in the town of Flagler, County of Kit Carson and State of Colorado.

2. That the said The Flagler News is printed and published at regular intervals, one time each week on Thursday, and that it has a general circulation in the County of Kit Carson and elsewhere.

3. That the said The Flagler News was established and has been printed and published in said County uninterruptedly and continuously during a period of at least fifty-two consecutive weeks next prior to the first issue thereof in which was published a legal notice entitled

Flagler Fire District- Call for nominations

a copy of which is hereto attached.

4. That the said The Flagler News is a weekly newspaper of general circulation, and is printed and published in whole or in part in the said County of Kit Carson in which said notice is required by law to be published, a copy of which is hereunto attached.

5. That the said The Flagler News is a weekly newspaper within the meaning of "An Act Concerning Legal Notices, Advertisements and Publications and Fees of Printers and Publishers Thereof and to Repeal being Chapter 139 of the Session Laws of Colorado of 1923 as amended by Chapter 113 of the Session Laws of Colorado of 1931. The act amended and repeated by Chapter 139 of the Session Laws of Colorado of 1921, the same being sections 5392 to 5400, both inclusive, of the Compiled Laws of the State of Colorado of 1921.

6. That the said annexed notice was published in the regular and entire edition of The Flagler News, a duly qualified weekly newspaper for that purpose, within the terms and meanings of the above named Acts.

7. That the said annexed notice is a full, true and correct copy of the original which was regularly published in each of the regular and entire issues of said newspaper, a legally qualified paper for that purpose,

once each week, on the same day of the week for 1

successive weeks by 1 insertions and that the first

publication thereof was in the issue dated

February 11 20 **10**

and

that the last publication was in the issue dated

February 11 20 **10**

Thomas E. Bredehoft Publisher.

Subscribed and sworn to before me this 11

day of Feb 2010

Judy E. Fagerlund
Public.

My commission expires 7-10-10

Notary **JUDY E. FAGERLUND**
NOTARY PUBLIC
STATE OF COLORADO

My Commission Expires 07/10/2010

PUBLIC NOTICE
FLAGLER FIRE
PROTECTION DISTRICT
FLAGLER, COLORADO
80815
CALL FOR
NOMINATIONS
TO WHOM IT MAY CONCERN and, particularly, to the electors of the Flagler Fire Protection District of Kit Carson County, State of Colorado.
NOTICE IS HEREBY GIVEN that an election will be held on the 4th day of May, 2010, between the hours of 7:00 a.m. and 7:00 p.m. At that time, three (3) directors will be elected to serve 4-year terms. Eligible electors of the Flagler Fire Protection District interested in serving on the board of directors may obtain a Self-nomination and Acceptance form from the Designated Election Official (DEO), Jerry Smith of the Flagler Fire Protection District, at 323 Main Avenue, Flagler, CO 80815.
If the DEO determines that a self-nomination and acceptance form is not sufficient the eligible elector may amend the form once, at any time, prior to 3:00 p.m. on Friday, February 26, 2010. The deadline to submit a self-nomination and acceptance form is close of business on February 26, 2010 (not less than 67 days before the election). Earlier submittal is encouraged as the deadline will not permit curing an insufficient form. Affidavit of Intent To Be A Write-In Candidate forms must be submitted to the office of the DEO by close of business on Monday, March 1, 2010 (the 64th day before the election).
NOTICE IS FURTHER GIVEN, an application for a mail-in ballot shall be filed with the Designated Election Official no later than the close of business on Friday, April 30, 2010, except that, if the applicant wishes to receive the mail-in ballot by mail, the application shall be filed no later than the close of business on Tuesday, April 27, 2010.
Flagler Fire Protection District, Jerry Smith, Designated Election Official
Published In
The Flagler News
February 11, 2010