

DISTRICT COURT, MONTEZUMA COUNTY, COLORADO Court Address: 109 W. Main, Room 210 Cortez, CO 81321	
IN THE MATTER OF THE GOODMAN POINT WATER DISTRICT	
Attorney for Petitioners' name: Floyd L. Smith Address: 48 County Road 250, #5 Durango, CO 81301 Phone No. (970) 247-1921 Fax No. (970) 259-5224 Atty. Reg. # 8477	<p style="text-align: center;">▲ COURT USE ONLY ▲</p> <hr/> Case No. 09 CV 57
<b>NOTICE OF ELECTION RETURNS</b>	

The undersigned attorney for the Petitioners hereby certifies to this court that in accordance with the Findings and Order for Organizational Election entered by the Court on May 29, 2009, an election was held on June 16, 2009. The election was conducted in accordance with the Colorado Election Code and Part 8 of Article 1, Title 32, Colorado Revised Statutes. Notice of Election was given by publication as shown by the Proof of Publication - Notice of Election previously filed with the Court.

At the election, the registered electors of the area within the proposed District voted as follows:

**Question A - Organization of the Goodman Point Water District**

For Organization	30
Against Organization	0

**Directors to serve until the regular election in May, 2010**

Teri Chappell	27
Linda Carter	24

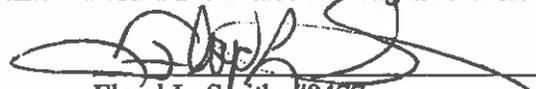
**Directors to serve until the regular election in May, 2012**

Rodney Evans	25
Wanda Shorlene Oliver	28
J. R. Berry	28

That attached hereto as Exhibit A is a copy of the Judges' Certificate of Election Returns.

WHEREFORE, Petitioners request this court enter an order and decree creating the District.

Dated: June 19, 2009



Floyd L. Smith, #8477

**JUDGES' CERTIFICATE OF ELECTION RETURNS****Polling Place Election****Polling Place Address: 109 W Main, Room 105, Cortez, Colorado 81321**

IT IS HEREBY CERTIFIED by the undersigned, who conducted the election held for the Goodman Point Water District, in the County of Montezuma, State of Colorado, on the 16<sup>th</sup> day of June, in the year 2009, 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 said date, after which they counted the ballots cast for directors of said district and for any ballot issues and ballot questions submitted.

The votes cast for Director of said District, including write-in candidates, to serve until 2010 were as follows:

Candidate for Director	Number of Votes Cast
Teri Chappell	<u>27</u> <u>Twenty-Seven</u> (numeric & spelled out)
Linda Carter	<u>24</u> <u>Twenty-Four</u> (numeric & spelled out)

The votes cast for Director of said District, including write-in candidates, to serve until 2012 were as follows:

Candidate for Director	Number of Votes Cast
Rodney Evans	<u>25</u> <u>Twenty-Five</u> (numeric & spelled out)
Wanda Shorlene Oliver	<u>28</u> <u>Twenty-Eight</u> (numeric & spelled out)
J. R. Berry	<u>28</u> <u>Twenty-Eight</u> (numeric & spelled out)

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

Ballot Issue (Organization)	FOR	AGAINST
	<u>30</u> <u>Thirty</u> (numeric & spelled out)	<u>0</u> <u>Zero</u>

EXHIBIT A

**JUDGES' CERTIFICATE OF ELECTION RETURNS, (Page 2...continued)  
Polling Place Election**

It is hereby identified and specified that:

**TOTAL BALLOTS IN (Ballots have not yet been voted.)**

**Numeric & Spelled Out**

Total Number Ballots Received from the DEO at the beginning of the day:

( 28 ) Twenty-Eight

Total Number of Sealed, Voted Mail-In Ballots Received from the DEO throughout the day for counting:

( 2 ) TWO

\*Unofficial emergency ballots voted: (ballots used if the originals are destroyed)

( 0 ) Zero

\*Substitute ballots voted: (if new ballots have to be created or sample ballots used because of an insufficient number being available on site)

( 0 ) Zero

Total Number of Provisional Ballots Received from DEO:

( 0 ) Zero

*\*You will not have totals for these fields unless you have already contacted your designated election official and were verbally instructed to start using unofficial emergency ballots or unless you were delivered substitute ballots from the district.*

**TOTAL BALLOTS OUT (Ballots are now used)**

**Numeric & Spelled Out**

Total Number of Regular Ballots distributed to voters and counted:

( 28 ) Twenty-Eight

Total Number of Mail-In Ballots received from DEO and counted at polling site:

( 2 ) TWO

Total Number of Spoiled/Voided ballots: (Ballots spoiled by electors or by judge)

( 0 ) Zero

Total Number of Voted Provisional ballot envelopes: (Separate count needed if total is over 25, otherwise, include with total number of regular ballots counted.)

( 0 ) Zero

Unused Ballots left over:

( ) \_\_\_\_\_

**Total Ballots Returned to the Designated Election Official:**

( 30 ) THIRTY

**TOTAL BALLOTS IN 30 SHOULD EQUAL TOTAL BALLOTS OUT 30**

Judges, do these numbers match? YES OR NO If no, please explain to the canvass board what happened. Use additional paper if necessary: yes

**ALL UNUSED BALLOTS, SPOILED BALLOTS, AND STUBS OF VOTED BALLOTS SHALL BE ATTACHED TO, AND RETURNED WITH, THIS STATEMENT.**

Certified by us:

Patricia Fulker Election Judge

Chris Berry Election Judge

Laura Elizabeth Howell Election Judge

Date: 6-16-2009