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# Scranton Specht & Associates, P.C.

Darla Scranton Specht, Esq.

David Anderson, Esq.

1204 East Olive St., P.O. Box 1500  
Lamar, CO 81052  
Phone: (719) 336-6887 Fax: (719) 336-9887

May 5, 2010

Division of Local Affairs  
1313 Sherman Street, Suite 521  
Denver, CO 80203

Via Fax: 303-866-4819

**RE: North Lamar Sanitation District**

To Whom It May Concern:

Please find enclosed, the following documents with regard to the North Lamar Sanitation District:

1. Resolution-Cancellation of Election Declaration Deeming Candidates Elected;
2. Resolution Declaration Candidates Appointed;
3. Resolution Appointing A Designated Election Official and Authorizing Designation Election Official to Cancel Election;
4. Oath of Office signed by Mitchel T. Olson;
5. Oath of Office signed by Mike Smith;
6. Oath of Office signed by Mike Ausmus;
7. Personal Bond signed by Mitchel T. Olson;
8. Personal Bond signed by Mike Ausmus; and
9. Personal Bond signed by Mike Smith.

If anything further is needed please contact either Bonnie Crockett at (719) 336-8789 or myself at (719) 336-6887.

Thank you.

Sincerely,

SCRANTON SPECHT & ASSOCIATES, P.C.

  
DARLA SCRANTON SPECHT, ESQ.

DSS/kr

Enc.

cc: Bonnie Crockett, P O Box 1771, Lamar, CO 81052

**RESOLUTION  
CANCELLATION OF ELECTION  
DECLARATION DEEMING CANDIDATES ELECTED  
(If Board cancels the election)**

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

**NORTH LAMAR SANITATION DISTRICT  
PROWERS COUNTY, COLORADO**

WHEREAS, the Board of Directors of the District has been duly certified that at the close of business on the sixty-third day before the election to be conducted on May 4, 2010, there were not more candidates for director than offices to be filled, including candidates filing affidavits of intent to be write-in candidates, AND WHEREAS, the board has authorized cancellation of the election, AND WHEREAS, the board has held a meeting regarding the intention to cancel the election. Now, THEREFORE, pursuant to 1-5-208(1.5), C.R.S. the Board HEREBY cancels the regular election to be conducted on the 4th day of May, 2010.

THE BOARD DECLARES THE FOLLOWING CANDIDATES ARE DECLARED ELECTED FOR THE FOLLOWING TERMS OF OFFICE:

<u>Mitchel Olson</u> (name)	<u>7449 Highway 196, Lamar, CO 81052</u> (address)	<u>2014</u> (year term)
<u>Mike Smith</u> (name)	<u>7411 Highway 196, Lamar, CO 81052</u> (address)	<u>2014</u> (year term)
<u>Mike Ausmus</u> (name)	<u>8079 County Rd MM.3, Lamar, CO 81052</u> (address)	<u>2014</u> (year term)

Signed by:   
(member of the board of directors of the district)

Contact Person for the District: Bonnie Crockett  
P O Box 1771  
Lamar, CO 81052  
(719) 336-8789

**PROCEDURAL INSTRUCTIONS:** Publish and post Notice of Cancellation in order to inform the electors of the District. Must post at all polling places, in the office of the Designated Election Official, County Clerk and Recorder, and file with the Division of Local Government.

**RESOLUTION  
DECLARATION CANDIDATES APPOINTED**

**NORTH LAMAR SANITATION DISTRICT  
PROWERS COUNTY, COLORADO**

WHEREAS, there are currently three (3) vacancies on the Board of Directors of the District to be filled by appointment of the Board, AND WHEREAS, the board has held a meeting to interview candidates for the vacant Board positions and determined there to be appropriate candidates to fill all three (3) vacant Board positions.

THE BOARD DECLARES THE FOLLOWING CANDIDATES TO BE APPOINTED TO FILL THE VACANCIES ON THE BOARD:

<u>Mitchel Olson</u>	<u>7449 Highway 196, Lamar, CO 81052</u>	<u>2014</u>
(name)	(address)	(year term)

<u>Mike Smith</u>	<u>7411 Highway 196, Lamar, CO 81052</u>	<u>2014</u>
(name)	(address)	(year term)

<u>Mike Ausmus</u>	<u>8079 County Rd MM.3, Lamar, CO 81052</u>	<u>2014</u>
(name)	(address)	(year term)

<u>James Habutzel</u>	<u>8275 Highway 196, Lamar, CO 81052</u>	<u>2012</u>
(name)	(address)	(year term)

<u>Dustin DeWitt</u>	<u>7395 U.S. Hwy 50, Lamar, CO 81052</u>	<u>2012</u>
(name)	(address)	(year term)

Signed by:   
(member of the board of directors of the district)

Contact Person for the District: Bonnie Crockett  
P O Box 1771  
Lamar, CO 81052  
(719) 336-8789

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

1-1-111(2), 1-5-208(1.5), C.R.S.

WHEREAS, pursuant to 1-1-111(2) C.R.S., the Board of Directors of the North Lamar Sanitation District is authorized to designate an election official to exercise authority of the Board in conducting an election, and

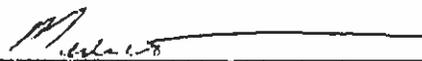
WHEREAS, pursuant to 1-5-208, C.R.S., the Board can authorize the Designated Election Official to cancel the election upon certain conditions:

NOW THEREFORE, be it resolved by the Board of Directors for the North Lamar Sanitation District that: (1) the Board has named DARLA SCRANTON SPECIET, ESQ. as the Designated Election Official for the regular district election scheduled for the 4<sup>th</sup> day of May, 2010, and (2) the Board hereby authorizes and directs the Designated Election Official to cancel said election and declare the candidates elected if 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. The Board further authorizes and directs the Designated Election Official to publish and post notice of the cancellation at each polling place and in the offices of the Designated Election Official, 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 canceled and they were elected by acclamation.

Adopted this 15<sup>th</sup> day of January, 2010, by the Board of Directors of the North Lamar Sanitation District.

  
 \_\_\_\_\_  
 PRESIDENT

ATTEST:

  
 \_\_\_\_\_  
 SECRETARY

OATH OF OFFICE  
STATE OF COLORADO,

32-1-901, C.R.S.

PROWERS COUNTY

NORTH LAMAR SANITATION DISTRICT

I, Mitchel Olson, will faithfully support the Constitution of the United States and of the State of Colorado and the laws made pursuant thereto, and will faithfully perform the duties of the office of Director of North Lamar Sanitation District upon which I am about to enter

*Mitchel T. Olson*

MITCHEL OLSON

Subscribed and sworn to before me this 4<sup>th</sup> day of May, 2010.

By: *Shirley S. ...*

(person authorized to administer oaths, i.e. County Clerk and Recorder, Clerk of the Court, any other person authorized to administer oaths or Chairman of the Board of Directors)

IF SWORN OR AFFIRMED BEFORE A NOTARY THE FOLLOWING SHOULD BE COMPLETED.

STATE OF COLORADO )  
 ) ss.  
COUNTY OF PROWERS )

Subscribed and sworn to before me this 4<sup>th</sup> day of May, 2010.

Witness my hand and official seal.  
My commission expires: 3/19/11

*Kandae Kreider*  
(notary signature)  
1204 Edgemoor  
Lamar, CO 81052



PROCEDURAL INSTRUCTIONS: This document is to be filed with the Clerk of the Court and with the Division of Local Government within 30 days after the election or appointment.



OATH OF OFFICE  
STATE OF COLORADO,  
PROWERS COUNTY

32-1-901, C.R.S.

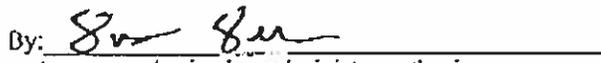
NORTH LAMAR SANITATION DISTRICT

I, **Mike Smith**, will faithfully support the Constitution of the United States and of the State of Colorado, and the laws made pursuant thereto, and will faithfully perform the duties of the office of Director of North Lamar Sanitation District upon which I am about to enter



MIKE SMITH

Subscribed and sworn to before me this 4<sup>th</sup> day of May, 2010.

By: 

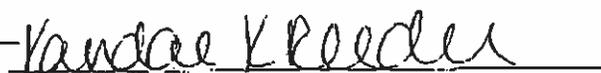
(person authorized to administer oaths, i.e. County Clerk and Recorder, Clerk of the Court, any other person authorized to administer oaths or Chairman of the Board of Directors)

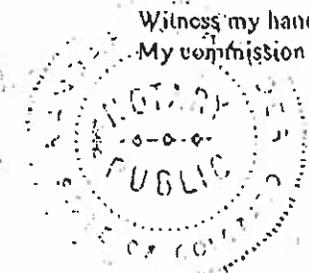
IF SWORN OR AFFIRMED BEFORE A NOTARY THE FOLLOWING SHOULD BE COMPLETED.

STATE OF COLORADO )  
 ) ss.  
COUNTY OF PROWERS )

Subscribed and sworn to before me this 4<sup>th</sup> day of May, 2010.

Witness my hand and official seal.  
My commission expires: 3/9/11

  
(notary signature)  
1204 EDLIVE  
LAMAR, CO 81052

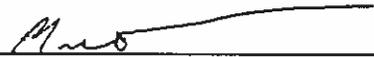


PROCEDURAL INSTRUCTIONS: This document is to be filed with the Clerk of the Court and with the Division of Local Government within 30 days after the election or appointment.

PERSONAL BOND

KNOW BY ALL THESE MEN PRESENT, THAT **Mike Smith** of the North Lamar Sanitation District, PO Box 1771, Lamar, CO 81052, as principal, is held firmly bound in the sum of One Thousand Dollars (\$1,000.00) to secure his/her faithful compliance with the laws and regulations of the United States, State of Colorado, County of Prowers and North Lamar Sanitation District.

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

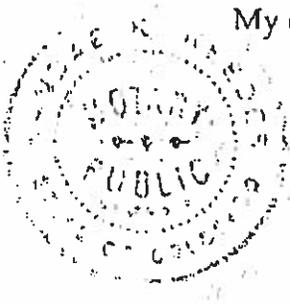
  
\_\_\_\_\_  
MIKE SMITH

STATE OF COLORADO    )  
                                  ) ss.  
County of Prowers        )

Subscribed and sworn to before me this 4<sup>th</sup> day of May, 2010 by Mike Smith.

Witness my hand and official seal.

My commission expires: 3/9/11



  
\_\_\_\_\_  
NOTARY PUBLIC  
1204 E OLLIVE  
LAMAR, CO 81052



