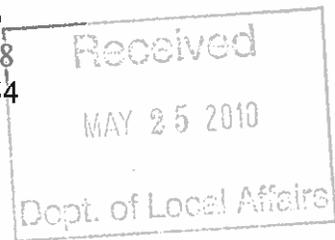


OS 16 cert

**PINEY CREEK VILLAGE METROPOLITAN DISTRICT**

141 Union Boulevard, Suite 150  
Lakewood, Colorado 80228-1898  
Tel: 303-987-0835 • 800-741-3254  
Fax: 303-987-2032



May 24, 2010

Casey Laycock  
Division of Local Government  
1313 Sherman St., Rm 521  
Denver, CO 80203

Re: Piney Creek Village Metropolitan District

Dear Ms. Laycock:

Enclosed please find the Resolution Cancelling Election, proof of publication, Oaths of Office for our newly elected board members, and a current copy of the crime coverage certificate for your files.

If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "A. Mercurio".

Anna M. Mercurio  
Assistant to Lisa A. Jacoby  
Designated Election Official

Enclosures

CC: McGeady Sisneros, P.C. - Jennifer Julka  
Clerk and Recorder - Arapahoe County

RESOLUTION REGARDING  
CANCELLATION OF ELECTION  
DECLARATION DEEMING CANDIDATES ELECTED

Piney Creek Village Metropolitan District  
Arapahoe 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 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 May 4, 2010.

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

| <u>Name</u>      | <u>Address</u>                             | <u>Year Term</u> |
|------------------|--|------------------|
| Ann D. Schwartz  | 6101 S. Joplin Way<br>Centennial, CO 80016 | 2-year term      |
| Billy Joe Penrod | 6181 S. Joplin Way<br>Aurora, CO 80016     | 4-year term      |
| Daniel Kumsok Oh | 15938 E. Maplewood Dr.<br>Aurora, CO 80016 | 4-year term      |

DATED this 2nd day of March, 2010.

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

District Contact Person  
Lisa A. Jacoby  
Telephone Number of the District  
(303) 987-0835  
Address of the District  
141 Union Boulevard, Suite 150  
Lakewood, Colorado 80228-1898

# PUBLISHER'S AFFIDAVIT

STATE OF COLORADO, )  
 ) SS.  
COUNTY OF ARAPAHOE )

I, Robert Sweeney, do solemnly affirm that I am the Publisher of THE VILLAGER; that the same is a weekly newspaper published in Greenwood Village, County of Arapahoe, State of Colorado, and has a general circulation therein; that said newspaper has been continuously and uninterruptedly published in said County of Arapahoe for a period of at least 52 consecutive weeks prior to the first publication of the annexed notice, that said newspaper is entered in the post office at Englewood, Colorado, as periodical class mail matter and that said newspaper is a newspaper within the meaning of the Act of General Assembly of the State of Colorado, approved March 30, 1923, and entitled "Legal Notices and Advertisements," with other Acts relating to the printing and publishing of legal notices and advertisements. That the annexed notice was published in the regular and entire issue of said newspaper for the period of one consecutive insertions; that the first publication of said notice was in the issue of said newspaper dated:

March 11, 2010

and the last publication of said notice, was in the issue of said newspaper dated:

\_\_\_\_\_, 2010

Robert Sweeney  
Publisher

Subscribed and affirmed to before me, a Notary Public.

This 11<sup>th</sup> day of March A.D., 2010

Sara Rae Downey  
Notary Public

My Commission expires:

SARA RAE DOWNEY  
Notary Public  
State of Colorado  
My Commission Expires 03/11/2012

## NOTICE OF CANCELLATION OF REGULAR ELECTION BY THE DESIGNATED ELECTION OFFICIAL

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

NOTICE IS HEREBY GIVEN by the Piney Creek Village Metropolitan District, Arapahoe 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 4, 2010, is hereby canceled pursuant to Section 1-5-208, C.R.S.

The following candidates are declared elected:

- Ann D. Schwartz  
2-year term until May, 2012
- Billy Joe Penrod  
4-year term until May, 2014
- Daniel Kumsok Oh  
4-year term until May, 2014

/s/ Lisa A. Jacoby  
Designated Election Official

Contact Person for the District: Lisa A. Jacoby  
Telephone Number of the District: (303) 987-0835  
Address of the District: 141 Union Blvd., Suite 150, Lakewood, CO 80228-1898  
District Facsimile Number: (303) 987-2032

Published In The Villager  
Published: March 11, 2010  
Legal # 1266

|   |  |
|---|--|
| <b>DISTRICT COURT, COUNTY OF ARAPAHOE, STATE OF COLORADO</b><br>7325 S. Potomac Street<br>Centennial, Colorado 80112<br>Telephone No. 303-649-6355  |  |
| <b>PETITIONER: IN RE PINEY CREEK VILLAGE METROPOLITAN DISTRICT</b>  |  |
| MaryAnn M. McGeady<br>Angela Neese Rathbun<br>McGEADY SISNEROS, P.C.<br>450 E. 17 <sup>th</sup> Ave., Suite 400<br>Denver, Colorado 80203-1214<br>Phone: (303) 592-4380<br>Fax: (303) 592-4385<br>E-mail: mmcgeady@mcgeadysisneros.com<br>arathbun@mcgeadysisneros.com<br>Atty. Reg. #s: 12417; 36685 | <p style="text-align: center;"><b>▲ COURT USE ONLY ▲</b></p> Case Number: 2001CV716<br><br>Div.: 407      Ctrm.: _____ |
| <b>OATH OF DIRECTOR</b>   |  |

The undersigned solemnly swears (or affirms) that she will faithfully perform the duties of this office as required by law and will support the Constitution of the United States, the Constitution of the State of Colorado, and the laws made pursuant thereto.

*Ann D Schwartz*

Ann D. Schwartz  
Address: 6101 S. Joplin Way  
Centennial, CO 80016

STATE OF COLORADO                    )  
  ) ss.  
COUNTY OF ARAPAHOE            )

Subscribed and sworn to before me this 10 day of May, 2010.

WITNESS my hand and official seal.

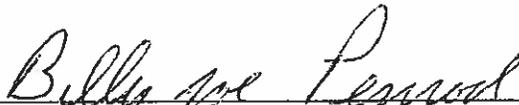
*Carole Kidwell*

Notary Public

My commission expires: 5/17/13

|   |  |
|---|--|
| <b>DISTRICT COURT, COUNTY OF ARAPAHOE, STATE OF COLORADO</b><br>7325 S. Potomac Street<br>Centennial, Colorado 80112<br>Telephone No. 303-649-6355  |  |
| <b>PETITIONER: IN RE PINEY CREEK VILLAGE METROPOLITAN DISTRICT</b>  |  |
| MaryAnn M. McGeady<br>Angela Neese Rathbun<br>McGEADY SISNEROS, P.C.<br>450 E. 17 <sup>th</sup> Ave., Suite 400<br>Denver, Colorado 80203-1214<br>Phone: (303) 592-4380<br>Fax: (303) 592-4385<br>E-mail: <a href="mailto:mmcgeady@mcgeadysisneros.com">mmcgeady@mcgeadysisneros.com</a><br><a href="mailto:arathbun@mcgeadysisneros.com">arathbun@mcgeadysisneros.com</a><br>Atty. Reg. #s: 12417; 36685 | <p style="text-align: center;"><b>▲ COURT USE ONLY ▲</b></p> Case Number: 2001CV716<br><br>Div.: 407      Ctrm.: _____ |
| <b>OATH OF DIRECTOR</b>   |  |

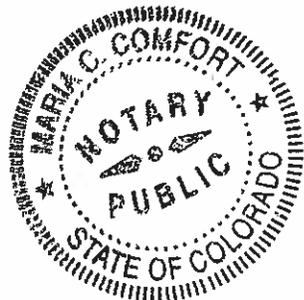
The undersigned solemnly swears (or affirms) that he will faithfully perform the duties of this office as required by law and will support the Constitution of the United States, the Constitution of the State of Colorado, and the laws made pursuant thereto.

  
 \_\_\_\_\_  
 Billy Joe Perrod  
 Address: 6181 S. Joplin Way  
 Aurora, CO 80016

STATE OF COLORADO                    )  
   ) ss.  
 COUNTY OF ARAPAHOE            )

Subscribed and sworn to before me this 20 day of May, 2010.

WITNESS my hand and official seal.

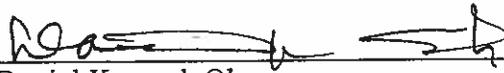


  
 \_\_\_\_\_  
 Notary Public

My commission expires: 08-27-11

|  |  |
|--|--|
| <b>DISTRICT COURT, COUNTY OF ARAPAHOE, STATE OF COLORADO</b><br>7325 S. Potomac Street<br>Centennial, Colorado 80112<br>Telephone No. 303-649-6355   |  |
| <b>PETITIONER: IN RE PINEY CREEK VILLAGE METROPOLITAN DISTRICT</b>   |  |
| MaryAnn M. McGeady<br>Angela Neese Rathbun<br>McGEADY SISNEROS, P.C.<br>450 E. 17 <sup>th</sup> Ave., Suite 400<br>Denver, Colorado 80203-1214<br>Phone: (303) 592-4380<br>Fax: (303) 592-4385<br>E-mail: <a href="mailto:mmcgeady@mcgeadysisneros.com">mmcgeady@mcgeadysisneros.com</a><br><a href="mailto:arathbun@mcgeadysisneros.com">arathbun@mcgeadysisneros.com</a><br>Atty. Reg. #: 12417; 36685 | <p style="text-align: center;"><b>▲ COURT USE ONLY ▲</b></p> Case Number: 2001CV716<br><br>Div.: 407      Ctrm.: _____ |
| <b>OATH OF DIRECTOR</b>  |  |

The undersigned solemnly swears (or affirms) that he will faithfully perform the duties of this office as required by law and will support the Constitution of the United States, the Constitution of the State of Colorado, and the laws made pursuant thereto.

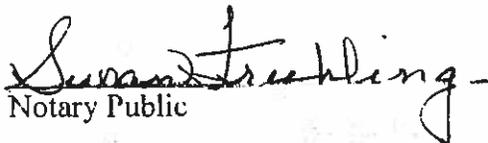
  
 Daniel Kumsok Oh  
 Address: 15938 E. Maplewood Dr.  
 Aurora, CO 80016

STATE OF COLORADO                    )  
   ) ss.  
 COUNTY OF Denver                    )

Subscribed and sworn to before me this 17<sup>th</sup> day of May, 2010.

WITNESS my hand and official seal.



  
 Notary Public

My commission expires: Aug. 20, 2013



# Deferral Program

## Colorado Special Districts Property and Liability Pool Comprehensive Crime Coverage Certificate

Insured by the Fidelity and Deposit Insurance Co. of Maryland  
Master Policy Number: CCP0037259

**Certificate Number:** 23C60002-631

**Coverage Period:** 1/1/2010 Until Cancelled

**Billing Period:** 1/1/2010 to 1/1/2011

**Named Member:**

Piney Creek Village Metropolitan District  
c/o Special District Management Services, Inc.  
141 Union Blvd., Suite 150  
Lakewood, CO 80228

**Agent of Record:**

T. Charles Wilson Insurance Service  
2260 S. Xanadu Way, Suite 280  
Aurora, CO 80014

**Covered ERISA Plan:**

---

**Coverage, Limits of Insurance and Deductibles:**

**Limits:**

**Public Employee Dishonesty Coverage:**

\$5,000

- Limit is per loss
- Faithful Performance of Duty
- Non Compensated Officers, Directors and Trustees
- Includes Welfare and Pension Plan ERISA Compliance if Covered Plan is shown on application.
- Includes Volunteer Workers as Employees

**Forgery or Alteration Coverage:**

\$5,000

**Theft, Disappearance and Destruction Coverage:**

Primary \$5,000 deductible provided by Money and Securities  
Section of the Pool's Property Coverage Document,  
otherwise Crime deductible below will apply

|                  |                     |         |
|------------------|---------------------|---------|
| Inside Premises  | Deductible: \$5,000 | \$5,000 |
| Outside Premises | Deductible: \$5,000 | \$5,000 |

**Computer Fraud and Funds Transfer Fraud Coverage:**

Limits are equal to Employee Dishonesty Coverage or \$50,000, whichever is less

**Crime Deductible:** \$100.00

**Contribution:** \$111.67

**Policy Forms:**

- CR 00260506 Government Crime Policy
- CR 25070300 Include Specified Directors or Trustees on Committee as Employees
- CR 25080300 Include Specified Non-Compensated Officers as Employees
- CR 25090300 Include Volunteer Workers as Employees
- CR 25180300 Faithfull Performance of Duty
- CR 25120300 Include Treasures or Tax Collectors as Employees

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**This Certificate is made and is mutually accepted by the Pool and the Named Member subject to all terms which are made a part of the Master Comprehensive Crime Policy. This Certificate represents only a brief summary of coverages. Please refer to the Master Policy Document for actual coverage terms that may apply to any specific situation.**

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Countersigned by: \_\_\_\_\_

Authorized Representative

Friday, December 18, 2009