

NOTICE OF CANCELLATION OF REGULAR ELECTION
BY THE DESIGNATED ELECTION OFFICIAL FOR THE
SWAN'S NEST METROPOLITAN DISTRICT

NOTICE IS HEREBY GIVEN by the Swan's Nest Metropolitan District, Summit County, Colorado, that at the close of business on the sixty-third (63rd) 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 cancelled pursuant to Section 1-5-208(1.5), C.R.S.

The following candidates are declared elected:

Denise Steiskal _____ 4 (four) _____ Year Term
Name

Robert S. Carlsen _____ 4 (four) _____ Year Term
Name

Norman Chip Reid Jr. _____ 2 (two) _____ Year Term
Name

_____ _____ Year Term
Name

Kathleen Neel
Designated Election Official
for Swan's Nest Metropolitan District

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Designated Election Official's office
County Clerk and Recorder's office

Filed: Division of Local Government

**CANCELLATION OF ELECTION AND
DECLARATION DEEMING CANDIDATES ELECTED FOR
SWAN'S NEST METROPOLITAN DISTRICT**

The Designated Election Official of the Swan's Nest Metropolitan District has been duly authorized by the Board of Directors to cancel and declare candidates elected if, at the close of business on the sixty-third (63rd) day before the election, there are not more candidates than offices to be filled at the election to be conducted on May 4, 2010; and

As of the close of business on March 2, 2010, there were not more candidates for director than offices to be filled, including candidates filing affidavits of intent to be write-in candidates.

Pursuant to Section 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 CANCELLED AND THE FOLLOWING CANDIDATES ARE DECLARED ELECTED FOR THE FOLLOWING TERMS:

<u>Norman Chip Reid Jr.</u> Name	<u>388 Revett Drive</u> <u>Breckenridge, CO 80424</u> Address	<u>2 (two)</u> Year Term
<u>Robert S. Carlsen</u> Name	<u>15986 E. Crestridge Circle</u> <u>Centennial, CO 80015</u> Address	<u>4 (four)</u> Year Term
<u>Denise Steiskal</u>	<u>133 Pelican Circle #1002</u> <u>Breckenridge, CO 80424</u>	<u>4(four)</u> Year Term

DATED this 4th day of March, 2010.

Kathleen Neel
Designated Election Official

Contact Person for District:

Alan Wickert

Telephone Number of District:

970-453-4778

Address of District:

375 Revett Drive
Breckenridge, CO 80424

cc: KATHY NEEL

SWAN'S NEST METROPOLITAN DISTRICT RESOLUTION NO. 3

A RESOLUTION CALLING FOR THE 2010 REGULAR DISTRICT ELECTION

WHEREAS, the terms of office of Directors Mark Jackson, Karen Hackett and Eric Utz shall expire after their successors are elected at the regular special district election to be held on May 4, 2010 Election and have taken office; and

WHEREAS, in accordance with the provisions of the Special District Act and the Uniform Election Code of 1992, the Election must be conducted to elect two (2) directors to serve for a term of four (4) years and one (1) director to serve for a term of two (2) years.

NOW, THEREFORE, be it resolved by the Board of Directors of the Swan's Nest Metropolitan District in the County of Summit, State of Colorado that:

1. The regular election of the eligible electors of the District shall be held on May 4, 2010 between the hours of 7:00 a.m. and 7:00 p.m. pursuant to and in accordance with the Act, the Code, and other applicable laws. At that time, two directors will be elected to serve a four year term and one director will be elected to serve a two year term.
2. The election shall be conducted as a mail ballot election in accordance with all relevant provisions of the Code. The Designated Election Official shall notify the Colorado Secretary of State of the District's determination and submit a Plan for conducting the mail ballot Election, which shall be based on the standard plan adopted by the Secretary of State. There shall be no election precinct or polling place. All mail ballots shall be returned to the Designated election Official's office.
3. The Board of Directors designates Kathleen Neel as the Designated Election Official of the District, who is hereby authorized and directed to proceed with any action necessary or appropriate to effectuate the provisions of this Resolution and of the Act, the Code, or other applicable laws. Among other matters, the Designated Election Official shall publish the call for nominations, appoint election judges as necessary, appoint the Canvass Board, arrange for the required notices of election, and printing of ballots, and direct that all other appropriate actions be accomplished.
4. Applications for mail-in ballots may be filed with the Designated Election Official at the Old Summit County Courthouse, Office of the Clerk and Recorder, no later than the close of business on the 7th day prior to the election (Tuesday, April 27, 2010), if the mail-in ballot is to be mailed to the elector, or until the close of business on the Friday immediately preceding the election (Friday, April 30, 2010), if the mail-in ballot will not be mailed to the elector.
5. Self-Nomination and Acceptance forms are available at the District Office at 375 Revett Drive, Breckenridge, CO 80424 or at the Designated Election Official's office located at the above address. All candidates must file a Self-Nomination and Acceptance form with the Designated Election Official no later than the close of business on Friday, February 26, 2010.

6. If the only matter before the electors is the election of Directors of the District and if, at the close of business on March 2, 2010, there are not more candidates than offices to be filled at the Election, including candidates timely filing affidavits of intent no later than March 2, 2010, the Designated Election Official shall cancel the Election and declare the candidates elected. Notice of such cancellation shall be published and posted in accordance with the Code.

7. If any part or provision of this Resolution is adjudged to be unenforceable or invalid, such judgment shall not affect, impair or invalidate the remaining provisions of the Resolution, it being the Board's intention that the various provisions hereof are severable.

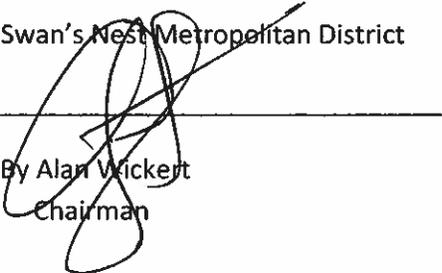
8. Any and all actions previously taken by the Designated Election Official or the Secretary of the Board of Directors or any other persons acting on their behalf pursuant to the Act, the Code or other applicable laws, are hereby ratified and confirmed.

9. All acts, orders, and resolutions, or parts thereof, of the Board which are inconsistent or in conflict with this Resolution are hereby repealed to the extent only of such inconsistency or conflict.

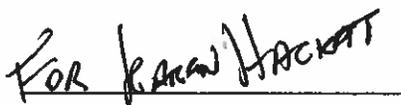
10. The provisions of this Resolution shall take effect immediately.

ADOPTED AND APPROVED this 4th day of January, 2010

Swan's Nest Metropolitan District


By Alan Wickert
Chairman

ATTEST:



By Karen Hackett
Secretary