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**Loyal E. Leavenworth, P.C.**

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326 Hwy 133, Suite 210  
P.O. Box 1530  
Carbondale, CO 81623

Telephone (970) 963-6200  
Facsimile (970) 963-6201  
Cell (970) 948-2261

May 9, 2011

Joe McConnell  
DOLA, Election Officer  
1313 Sherman Street, Rm 521  
Denver, CO 80203

**Sent Via Certified Mail,  
Return Receipt Requested**

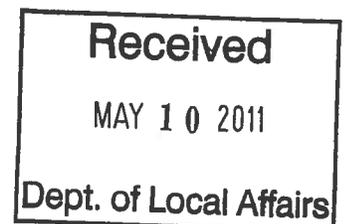
RE: Eagles Nest Metropolitan District, Town of Silverthorne, Summit County, Colorado

Dear Mr. McConnell:

I received your letter of April 15, 2011 (copy attached) concerning the Eagles Nest Metropolitan District. I apologize for not filing the Notice of Cancellation with your office. The Notice of Cancellation is attached. Also attached is a copy of the Publication of the Notice of Cancellation in the newspaper. However, I am confused as to why you do not have the other information you requested concerning the Directors. I sent a letter dated May 10, 2010, also including the Oaths of Office for all four appointed and elected Directors, a copy of which is attached.

The explanation may be that there is another Eagles Nest Metropolitan District on the Front Range. I have had the Eagles Nest Metropolitan District that I represent in the Town of Silverthorne in Summit County, confused with this other District in the past. In any event, I am enclosing copies of the letter that were sent on May 10 concerning the election, appointments, and oaths of office. Also enclosed is a copy of the January 11, 2011 letter that was sent to DOLA to provide our annual notification under CRS Section 32-1-104(2). Again, it may well be that this letter was also confused with the Eagles Nest Metropolitan District on the Front Range. I will make sure, in the future, to specifically mention the District as being in the Town of Silverthorne in Summit County. You will note on the annual notification letter that copies were sent to the Summit County Commissioners, Clerk & Recorder, Assessor, and Treasurer, as well as the Town of Silverthorne, Town Board.

Also enclosed is a copy of the Eagles Nest Metropolitan District's liability coverage through the Special District Association. Included are copies of the coverage for the 2010 and 2011 calendar years. It is my understanding that this coverage satisfies the requirements of CRS Section 32-1-901(2).



I am sorry for any confusion between the two Eagles Nest Metropolitan Districts. Could you please correct the records for the District I represent in Summit County based on the attached information.

Very Truly Yours,

**Loyal E. Leavenworth, P.C.**



Loyal E. Leavenworth

NOTICE OF CANCELLATION

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

NOTICE IS HEREBY GIVEN by the Eagles Nest Metropolitan District, Summit 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 5, 2010 is hereby canceled pursuant to section 1-5-208(1.5), C.R.S.

The following candidates are hereby declared elected:

- Vincent L. Lanza 4 YEAR until May, 20 14  
(name) (2 or 4 year term)
- Loren Steinbrink 4 YEAR until May, 20 14  
(name) (2 or 4 year term)
- \_\_\_\_\_ until May, 20 \_\_\_\_  
(name) (2 or 4 year term)
- \_\_\_\_\_ until May, 20 \_\_\_\_  
(name) (2 or 4 year term)

[Signature]  
(Signature of the Designated Election Official)  
Loyal E. Leavenworth  
(DEO's Printed Name)

Contact Person for the District: Loyal E. Leavenworth, Esq  
Telephone Number of the District: 970.963.6200  
Address of the District: P.O. Box 1530, Carbondale, CO 81623  
District Facsimile Number: 970.963.6201  
District Email: LEL@L&LAW.NET

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.

Received  
MAY 10 2011  
Dept. of Local Affairs

4748967

Ad Ticket #5

u/

Acct: 5555082

Phone: (970)963-6200

E-Mail:

Client:

Caller: elizabeth

Name: Loyal (Lee) Leavenworth PC

Address: 326 Highway 133, Ste 210

City: Carbondale

State: CO

Zip: 81623

Receipt

Ad Name: 4748967A

Editions: 8SCJ/8SDI/

Start: 03/12/10

Color:

Copyline: Igl 500 Eagles nest cancellation

Original Id: 0

Class: 0990

Stop: 03/18/10

Issue 7

Rep: Jackie Moberly

Pd 3/17  
Chk # 1035  
for \$27.32

NOTICE OF CANCELLATION  
AND  
CERTIFIED STATEMENT OF RESULTS  
EAGLES NEST METROPOLITAN DISTRICT  
SUMMIT 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, Tuesday, March 2, 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 C.R.S. §1-5-209(1.5), the Designated Election Official hereby cancels the regular election to be conducted on May 4, 2010.

NOTICE IS HEREBY GIVEN, THE ELECTION IS CANCELED BY FORMAL RESOLUTION AND THE FOLLOWING CANDIDATES ARE DECLARED ELECTED FOR THE FOLLOWING TERM OF OFFICE.

Vincent Lanuza 4-year term  
200 Mistle Park Court  
Silverthorne, CO 80497

Loren Steinbrink 4-year term  
150 Robin Drive  
Silverthorne, CO 80498

By: Loyal E. Leavenworth,  
Designated Election Official  
Eagles Nest Metropolitan District  
March 2, 2010

Contact Person for District: Loyal E. Leavenworth,  
Esq.  
Telephone Number for District: (970) 963-6200  
Address of the District: Loyal E. Leavenworth,  
P.C.  
P.O. Box 1530  
Carbondale, CO 81623  
District Facsimile Number: (970) 963-6201  
District E-mail: lel@leaven.net

No. 500 Published in the Summit County Journal  
on March 12, 2010.

Lines:	54
Depth:	4.51
Columns:	1
Discount:	0.00
Commission:	0.00
Net:	0.00
Tax:	0.00
Total	27.32
Payment	0.00

Ad shown is not actual print size

Copy of Publication

Summit County Journal  
Proof of Publication

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AND  
CERTIFIED STATEMENT OF RESULTS  
EAGLES NEST METROPOLITAN DISTRICT  
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Silverthorne, CO 80497

Loren Steinbrink 4-year term  
150 Robin Drive  
Silverthorne, CO 80498

By: Loyal E. Leavenworth,  
Designated Election Official  
Eagles Nest Metropolitan District  
March 2, 2010

Contact Person for District: Loyal E. Leavenworth,  
Esq.  
Telephone Number for District: (970) 963-6200  
Address of the District: c/o Loyal E. Leavenworth,  
P.C.  
P.O. Box 1530  
Carbondale, CO 81623  
District Facsimile Number: (970) 963-6201  
District E-mail: lel@lellaw.net

No. 500 Published in the Summit County Journal  
on March 12, 2010.

State of Colorado  
County of Summit ss.

I, Mary Jo Melvin being duly sworn, depose and say:

1. That they are the agent of the Summit County Journal newspaper printed and published in the County of Summit, State of Colorado, and has a personal knowledge of all the facts set forth in this affidavit.

2. That the said newspaper is printed and published at regular intervals one time each week on Fridays and that it has a general circulation in Summit County, Colorado.

3. That the said Summit County Journal was established and has been printed and published in said county of at least 52 consecutive weeks prior to the first issue containing the said publication, a copy of which is hereto attached.

4. That the said Summit County Journal is a weekly newspaper of general circulation, and is printed and published in whole or part in the County of Summit in which said publication, a copy of which is hereunto attached.

5. That the said Summit County Journal is a weekly newspaper qualified to publish legal notices as defined by the Statutes of the State of Colorado.

6. That said newspaper had, prior to January 1, 1969, and has ever since that date, been admitted to the United States mails as second class matter under the provisions of the Act of March 3, 1879, or any amendment thereof.

7. That the said annexed publication was published in the regular and entire edition of the Summit County Journal, a duly qualified weekly newspaper for that purpose, within the terms and means of the Statutes of the State of Colorado.

8. That the said annexed publication 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, for 1

successive weeks and the first publication thereof was in the issue dated

March 12 2002010

and the last publication was in the issue dated

March 12 2002010

Mary Jo Melvin

Subscribed and sworn to before me this 12<sup>th</sup>

day of March 2002010

[Signature]  
Notary Public

My commission expires My Commission Expires  
7-18-2012