**RESOLUTION**
**OF THE BOARD OF DIRECTORS**
**CALLING A MAIL BALLOT ELECTION FOR THE**
***FOUR MILE RANCH METROPOLITAN DISTRICT NO. 4***

WHEREAS, the terms of office of Directors Tracy A. Matthews, Mark Charles Foster and Michael James Seppala shall expire after their successors are elected at the Regular Election of the District on May 8, 2012 ("Election") and take office; and

WHEREAS, in accordance with the provisions of the Special District Act ("Act") and the Uniform Election Code ("Code") of the Colorado Revised Statutes, the Election must be conducted to elect one Director to serve a two-year term and two Directors to serve four-year terms.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE FOUR MILE RANCH METROPOLITAN DISTRICT NO. 4, CITY OF CAÑON CITY, FREMONT COUNTY, COLORADO AS FOLLOWS:

1. Date and Time of Election. The regular election of the eligible electors of the District shall be held on May 8, 2012, between the hours of 7:00 a.m. and 7:00 p.m., pursuant to and in accordance with the Act, Code and other applicable laws. At that time, one Director will be elected to serve a two-year term and two Directors will be elected to serve a four-year term.

2. Precinct. There shall be no election precinct or polling place.

3. Conduct of Election Code. The Election shall be conducted as an independent mail ballot election in accordance with all relevant provisions of the Code. The Designated Election Official shall notify the Secretary of State of the District's decision and submit a plan for conducting the mail ballot election, which may be based on the standard plan adopted by the Secretary of State. All mail ballots shall be returned to the Designated Election official's office.

4. Designated Election Official. Cynthia Weakland shall be the Designated Election Official and is hereby authorized and directed to proceed with any action necessary or appropriate to effectuate the provisions of this Resolution and of the Act, Code, or other applicable laws. Among other matters, the Designated Election Official shall appoint election judges as necessary, arrange for the required notices of election (either by mail or publication) and printing of ballots and direct that all other appropriate actions be accomplished.

5. Mail-In Voter Applications. Applications for mail-in voter ballots may be filed with the Designated Election Official at 621 17th Street, 19th Floor, Denver, Colorado 80293, not earlier than January 2, 2012, nor later than 5:00 p.m. on May 4, 2012, except that, if the applicant wishes to receive the mail-in ballot by mail, the application shall be filed no later than 5:00 p.m. on May 1, 2012.

6. Self-Nomination and Acceptance Forms. Self-nomination and acceptance forms are available at the Designated Election Official's office located at the above address. All candidates must file self-nomination and acceptance forms with the Designated Election Official no later than 5:00 p.m. on March 2, 2012. A person who misses this deadline, but wishes to be a write-in candidate for office, shall file an affidavit of intent with the Designated Election Official no later than 5:00 p.m. on March 5, 2012.

7. Cancellation of Election. If the only matter before the electors is the election of Directors of the District and if, at 5:00 p.m. on March 6, 2012, there are not more candidates than offices to be filled at the Election, including candidates' timely filing Affidavits of Intent, the Designated Election Official shall cancel the Election by Resolution and declare the candidates elected. Notice of such cancellation shall be published and posted in accordance with law.

8. Severability. 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 this Resolution, it being the Board's intention that the various provisions hereof are severable.

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

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

ADOPTED AND APPROVED this 15th day of November, 2011.

FOUR MILE RANCH METROPOLITAN DISTRICT NO. 4

By: Tracy A. Matthews
Tracy A. Matthews, President

ATTEST:

By: Michael Seppala
~~Mark Charles Foster~~, Secretary
Michael Seppala

**NOTICE OF CANCELLATION**
**AND**
**CERTIFIED STATEMENT OF RESULTS**

*§ 1-5-208(1.5), C.R.S.*

FOUR MILE RANCH METROPOLITAN DISTRICT NO. 4

CITY OF CAÑON CITY, FREMONT COUNTY, COLORADO

**WHEREAS**, pursuant to the Resolution Calling an Election, approved and adopted by the Board of Directors of the Four Mile Ranch Metropolitan District No. 4, City of Cañon City, Fremont County, Colorado on November 30, 2009, 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 sixth-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 1-5-208(1.5), C.R.S. the Designated Election Official hereby cancels the regular election to be conducted on the **4th day of May, 2010**.

**NOTICE IS HEREBY GIVEN, THE ELECTION IS HEREBY CANCELED AND THE FOLLOWING CANDIDATES ARE DECLARED ELECTED FOR THE FOLLOWING TERMS OF OFFICE:**

| | | |
|---|---|---|
| Mark Charles Foster | 24950 W. Hwy 40<br>Steamboat Springs, CO 80487 | 4-Year Term (Term Expires May 2016) |
| Michael James Seppala | 56 Tierra Casa Drive<br>Pueblo, CO 81005 | 4-Year Term (Term Expires May 2016) |
| Tracy A. Matthews | 608 Dalmation Drive<br>Cañon City, CO 81212 | 2-Year Term (Term Expires May 2014) |

| | | |
|---|---|---|
| Cynthia Weakland | Cynthia Weakland | 3/6/12 |
| (Signature of the Designated Election Official) | (DEO's Printed Name) | (Date) |

Designated Election Official Contact Information:
c/o Foster Graham Milstein & Calisher, LLP
360 South Garfield Street, 6th Floor
Denver, Colorado 80209
Tel: 303-333-9810
Fax: 303-333-9786
E-mail: cweakland@fostergraham.com

**CANCELLATION OF ELECTION**
**DECLARATION DEEMING CANDIDATES ELECTED**
**RESOLUTION**

**Four Mile Ranch Metropolitan District No. 4**
**City of Cañon City, Fremont County, Colorado**

WHEREAS, the Designated Election Official of the Four Mile Ranch Metropolitan District No. 4 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 8, 2012; and

WHEREAS, the Designated Election Official has duly certified that there were not more candidates for director than offices to be filled, including candidates filing affidavits of intent to be write-in candidates; and

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 the 8th day of May, 2012.

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

| | |
|---|---|
| **Mark Charles Foster** | **Four (4) Year Term (Term Expires May 2016)** |
| **Michael James Seppala** | **Four (4) Year Term (Term Expires May 2016)** |
| **Tracy A. Matthews** | **Two (2) Year Term (Term Expires May 2014)** |

| | | |
|---|---|---|
| (Signature of Designated Election Official) | Cynthia Weakland<br>(DEO's Printed Name) | 3/6/12<br>(Date) |

**Contact Persons: Business Addresses / Phone & Fax Numbers**

**Primary Contact and District Contact:**
Joan M. Fritsche, Attorney
Cindy Weakland, Paralegal
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