

**BOARD OF CANVASSERS CERTIFICATE OF ELECTION RESULTS
FOR THE SPECIAL ELECTION
HELD NOVEMBER 4, 2014
§1-13.5-1305(1), C.R.S.**

**ROXBOROUGH WATER AND SANITATION DISTRICT AND
PLUM VALLEY HEIGHTS SUBDISTRICT OF ROXBOROUGH WATER
AND SANITATION DISTRICT**

Each of the undersigned members of the board of canvassers of the District certifies that the following is a true and correct statement of the results of the Special Election for the above-named District, at which time the eligible electors of the District voted as indicated on the attached Judges' Certificate of Election Returns.

Ballots counted for and against the ballot questions as follows:

	YES	NO
Question A:	<u>265</u>	<u>18</u>
Question B:	<u>266</u>	<u>20</u>
Question C:	<u>263</u>	<u>20</u>
Question D:	<u>266</u>	<u>21</u>
Question E:	<u>266</u>	<u>21</u>
Question A:	<u>261</u>	<u>20</u>
Question B:	<u>261</u>	<u>21</u>

(Signed) <u>Stacie L. Puckeco</u>	<u>11/7/14</u>
Designated Election Official	Dated
(Signed) <u>Vaish H. Thomas</u>	<u>11/7/2014</u>
Canvasser	Dated
(Signed) <u>Steve Hurd</u>	<u>11/7/2014</u>
Canvasser	Dated

CONTACT PERSON FOR THE DISTRICT:

Alan D. Pogue, Esq.
Icenogle Seaver Pogue, P.C.
4725 South Monaco Street, Suite 225
Denver, Colorado 80202
(303) 292-9100

Prepare and Certificate of Election and deposit one copy with the Clerk and Recorder of each county in which the special district is located. This must be available for public inspection in the office of the Designated Election Official.

Send one copy of this certificate to:

**Division of Local Government
1313 Sherman Street, Room 521
Denver, CO 80203**

Provide a list of all current directors to the division, including addresses, within 45 days after the election.

(Attach copy of Judges' Certificate of Election Returns)

**JUDGES' CERTIFICATE OF ELECTION RETURNS AND STATEMENT OF BALLOTS
FOR ROXBOROUGH WATER AND SANITATION DISTRICT AND PLUM VALLEY
HEIGHTS SUBDISTRICT OF ROXBOROUGH WATER AND SANITATION DISTRICT
§1-13.5-613, C.R.S.**

IT IS HEREBY CERTIFIED by the undersigned, who conducted an independent mail ballot election for the above named District, on the 4th day of November, 2014, that after qualifying by swearing and subscribing to their Oaths of Office, they opened the polls at 7:00 a.m., and that they kept the polls open continuously until the hour of 7:00 p.m. on said date, after which they counted the ballots cast for the ballot questions duly submitted.

That the votes cast for and against the ballot questions submitted were as follows:

ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION A:

SHALL THE FOLLOWING DESCRIBED AREA BECOME A PART OF ROXBOROUGH WATER AND SANITATION DISTRICT UPON THE FOLLOWING CONDITIONS?

DESCRIPTION OF AREA:

LOTS 1-49, LOTS A & B, CHATFIELD ACRES, COUNTY OF DOUGLAS, STATE OF COLORADO
LOTS 1-103, TRACTS A, B, D & P, CHATFIELD EAST, COUNTY OF DOUGLAS, STATE OF COLORADO

LOTS 1 & 2, TITAN ROAD INDUSTRIAL PARK FILING NO. 2, COUNTY OF DOUGLAS, STATE OF COLORADO

LOTS 1-6, 9-14, 15A, 17-22, 23 (INCLUDING RED FOX OFFICE – WAREHOUSE CENTER), 24, 25-A (INCLUDING THE REWARD CENTER CONDOMINIUMS), 26-32, TITAN ROAD INDUSTRIAL PARK FILING NO. 1, COUNTY OF DOUGLAS, STATE OF COLORADO

SUMMARY OF CONDITIONS:

THE ABOVE DESCRIBED AREAS (THE "PROPERTY") SHALL BECOME A PART OF ROXBOROUGH WATER AND SANITATION DISTRICT ("DISTRICT") ONLY IF (1) A MAJORITY OF THE VOTES CAST AT THE ELECTION OF THE DISTRICT TO BE HELD ON NOVEMBER 4, 2014 ARE CAST IN FAVOR OF INCLUDING THE PROPERTY INTO THE DISTRICT; (2) A MAJORITY OF THE VOTES CAST AT THE ELECTION OF PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT ("SUBDISTRICT") TO BE HELD ON NOVEMBER 4, 2014 ARE CAST IN FAVOR OF INCLUDING THE PROPERTY INTO THE SUBDISTRICT, (3) A MAJORITY OF THE VOTES CAST AT THE ELECTION OF THE DISTRICT TO BE HELD ON NOVEMBER 4, 2014 ARE CAST IN FAVOR OF ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTIONS B, C, D, AND E, AND (4) A MAJORITY OF THE VOTES CAST AT THE ELECTION OF THE SUBDISTRICT TO BE HELD ON NOVEMBER 4, 2014 ARE CAST IN FAVOR OF PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT ISSUES A, B, C, D, AND E AND PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION B.

IN ADDITION, THE PROPERTY SHALL BECOME A PART OF THE DISTRICT ONLY IF (1) THE

BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DOUGLAS (THE "COUNTY") DEPOSITS IN ESCROW THE APPROPRIATE FUNDS FOR THE PROJECT AS SET FORTH IN THE INTERGOVERNMENTAL AGREEMENT FOR WATER TREATMENT SERVICES BETWEEN THE DISTRICT AND THE COUNTY ("DOUGLAS COUNTY IGA"); (2) THE DISTRICT CLOSES ON THE LOAN FROM THE COLORADO WATER RESOURCES AND POWER DEVELOPMENT AUTHORITY OR FROM SUCH OTHER ENTITY AS MAY BE PROVIDED IN THE DOUGLAS COUNTY IGA; (3) THE DISTRICT CLOSES ON THE LOAN FROM THE COLORADO WATER CONSERVATION BOARD OR FROM SUCH OTHER ENTITY AS MAY BE PROVIDED IN THE DOUGLAS COUNTY IGA; (4) THE INTERGOVERNMENTAL AGREEMENT FOR THE SUPPLY OF UP TO 150 ACRE-FEET OF WATER BETWEEN THE DISTRICT, ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE AND THE CITY OF AURORA, ACTING BY AND THROUGH ITS UTILITY ENTERPRISE IS APPROVED AND EXECUTED BY DECEMBER 31, 2014, AND (5) THE BOARD OF DIRECTORS FOR THE DISTRICT OR THE SUBDISTRICT AWARD A CONTRACT FOR THE CONSTRUCTION OF THE PROJECT, AS SET FORTH IN THE DOUGLAS COUNTY IGA AND AS DESCRIBED IN THAT CERTAIN RESOLUTION OF THE DISTRICT'S BOARD OF DIRECTORS ADOPTED AT A MEETING OF THE BOARD ON SEPTEMBER 17, 2014. THE PROPERTY DESCRIBED IN THIS BALLOT QUESTION A SHALL NOT BECOME A PART OF THE DISTRICT UPON FAILURE OF ANY CONDITION DESCRIBED IN THIS SUMMARY OF CONDITIONS.

FOR INCLUSION

265 / Two Hundred Sixty-Five
(Numeric & Spelled Out)

AGAINST INCLUSION

11 / Eleven
(Numeric & Spelled Out)

ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION B:

SHALL ROXBOROUGH WATER AND SANITATION DISTRICT ("DISTRICT") IMPOSE AND COLLECT AN INCLUSION FEE IN THE AMOUNT OF \$3,200 ON EACH PROPERTY IN THE AREA DESCRIBED IN ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION A, PROVIDED THAT SUCH PROPERTY IS INCLUDED INTO THE DISTRICT AND PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT ("SUBDISTRICT"), OF WHICH \$500 SHALL BE PAID WITHIN SIXTY (60) DAYS OF THE EFFECTIVE DATE OF THE INCLUSION OF THE PROPERTY INTO THE DISTRICT AND THE SUBDISTRICT, AND \$2,700 SHALL BE PAID OVER TEN YEARS, PRORATED MONTHLY, INCLUDING INTEREST, AS PART OF THE MONTHLY SURCHARGE CHARGED BY THE DISTRICT OR SUBDISTRICT, AND INCLUDED IN EACH PROPERTY OWNER'S MONTHLY WATER SERVICE BILL FROM THE DISTRICT?

YES

265 / Two Hundred Sixty-Five
(Numeric & Spelled Out)

NO

20 / Twenty
(Numeric & Spelled Out)

ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION C:

SHALL ROXBOROUGH WATER AND SANITATION DISTRICT ("DISTRICT") IMPOSE AND COLLECT A SYSTEM DEVELOPMENT CHARGE AND PERMIT FEE ON EACH PROPERTY IN THE AREA DESCRIBED IN ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION A, PROVIDED THAT SUCH PROPERTY IS INCLUDED INTO THE DISTRICT AND PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT, SUCH SYSTEM DEVELOPMENT CHARGE AND PERMIT FEE TO BE IMPOSED AND COLLECTED AT SUCH TIME THE PROPERTY OWNER CONNECTS HIS OR HER PROPERTY TO THE DISTRICT'S MUNICIPAL WATER SYSTEM, SUCH CONNECTION TO OCCUR NO LATER THAN TWO YEARS FOLLOWING SUBSTANTIAL COMPLETION OF THE NECESSARY INFRASTRUCTURE TO CONNECT THE PROPERTY TO THE DISTRICT'S MUNICIPAL WATER SYSTEM, WHICH CURRENT SYSTEM DEVELOPMENT CHARGE AND PERMIT FEE IS \$7,550 AND IS SUBJECT TO FUTURE CHANGE BY THE DISTRICT'S BOARD?

YES 263 / Two Hundred Sixty-Three
(Numeric & Spelled Out)

NO 20 / Twenty
(Numeric & Spelled Out)

ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION D:

SHALL ROXBOROUGH WATER AND SANITATION DISTRICT ("DISTRICT") COLLECT, ON BEHALF OF THE COUNTY OF DOUGLAS, COLORADO, A TAP FEE IN AN AMOUNT ESTIMATED TO TOTAL \$14,645, SUBJECT TO CHANGE BY THE BOARD OF COUNTY COMMISSIONERS FOR DOUGLAS COUNTY, PER RESIDENTIAL EQUIVALENT UNIT BASED ON AN ANTICIPATED 251 RESIDENTIAL EQUIVALENT UNITS WITHIN THE AREA SUBJECT TO INCLUSION AS DESCRIBED IN ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION A, PROVIDED THAT SUCH PROPERTY IS INCLUDED INTO THE DISTRICT AND PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT, SUCH TAP FEE TO BE PAYABLE AT THE TIME THE PROPERTY OWNER CONNECTS HIS OR HER PROPERTY TO THE DISTRICT'S MUNICIPAL WATER SYSTEM, SUCH CONNECTION TO OCCUR NO LATER THAN TWO YEARS FOLLOWING SUBSTANTIAL COMPLETION OF THE NECESSARY INFRASTRUCTURE TO CONNECT THE PROPERTY TO THE DISTRICT'S MUNICIPAL WATER SYSTEM?

YES 263 / Two Hundred Sixty-Three
(Numeric & Spelled Out)

NO 21 / Twenty-One
(Numeric & Spelled Out)

ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION E:

SHALL ROXBOROUGH WATER AND SANITATION DISTRICT ("DISTRICT") IMPOSE MONTHLY SURCHARGES ON EACH PROPERTY IN THE AREA DESCRIBED IN ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION A, PROVIDED

THAT SUCH PROPERTY IS INCLUDED INTO THE DISTRICT AND PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT ("SUBDISTRICT"), COMMENCING IMMEDIATELY FOLLOWING EFFECTIVE DATE OF THE INCLUSION OF THE PROPERTY INTO THE DISTRICT AND THE SUBDISTRICT, SUCH SURCHARGE TO BE IMPOSED ONLY IF THE SUBDISTRICT DOES NOT IMPOSE SUCH SURCHARGE AND IN AN AMOUNT DETERMINED ANNUALLY BY THE BOARD OF DIRECTORS FOR THE DISTRICT WHICH SURCHARGE IS ANTICIPATED TO BE \$65 TO \$75 PER MONTH PER RESIDENTIAL EQUIVALENT UNIT?

YES

246 / Two Hundred Forty-Six
(Numeric & Spelled Out)

NO

21 / Twenty-One
(Numeric & Spelled Out)

PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION A:

SHALL THE FOLLOWING DESCRIBED AREA BECOME A PART OF PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT UPON THE FOLLOWING CONDITIONS?

DESCRIPTION OF AREA:

LOTS 1-49, LOTS A & B, CHATFIELD ACRES, COUNTY OF DOUGLAS, STATE OF COLORADO
LOTS 1-103, TRACTS A, B, D & P, CHATFIELD EAST, COUNTY OF DOUGLAS, STATE OF COLORADO

LOTS 1 & 2, TITAN ROAD INDUSTRIAL PARK FILING NO. 2, COUNTY OF DOUGLAS, STATE OF COLORADO

LOTS 1-6, 9-14, 15A, 17-22, 23 (INCLUDING RED FOX OFFICE – WAREHOUSE CENTER), 24, 25-A (INCLUDING THE REWARD CENTER CONDOMINIUMS), 26-32, TITAN ROAD INDUSTRIAL PARK FILING NO. 1, COUNTY OF DOUGLAS, STATE OF COLORADO

SUMMARY OF CONDITIONS:

THE ABOVE DESCRIBED AREAS (THE "PROPERTY") SHALL BECOME A PART OF PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT ("SUBDISTRICT") ONLY IF (1) A MAJORITY OF THE VOTES CAST AT THE ELECTION OF ROXBOROUGH WATER AND SANITATION DISTRICT ("DISTRICT") TO BE HELD ON NOVEMBER 4, 2014 ARE CAST IN FAVOR OF INCLUDING THE PROPERTY INTO THE DISTRICT; (2) A MAJORITY OF THE VOTES CAST AT THE ELECTION OF THE SUBDISTRICT TO BE HELD ON NOVEMBER 4, 2014 ARE CAST IN FAVOR OF INCLUDING THE PROPERTY INTO THE SUBDISTRICT, (3) A MAJORITY OF THE VOTES CAST AT THE ELECTION OF THE DISTRICT TO BE HELD ON NOVEMBER 4, 2014 ARE CAST IN FAVOR OF ROXBOROUGH WATER AND SANITATION DISTRICT QUESTIONS B, C, D, AND E, AND (4) A MAJORITY OF THE VOTES CAST AT THE ELECTION OF THE SUBDISTRICT TO BE HELD ON NOVEMBER 4, 2014 ARE CAST IN FAVOR OF PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT ISSUES A, B, C, D, AND E AND PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND

SANITATION DISTRICT BALLOT QUESTION B.

IN ADDITION, THE PROPERTY SHALL BECOME A PART OF THE DISTRICT ONLY IF (1) THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DOUGLAS (THE "COUNTY") DEPOSITS IN ESCROW THE APPROPRIATE FUNDS FOR THE PROJECT AS SET FORTH IN THE INTERGOVERNMENTAL AGREEMENT FOR WATER TREATMENT SERVICES BETWEEN THE DISTRICT AND THE COUNTY ("DOUGLAS COUNTY IGA"); (2) THE DISTRICT CLOSES ON THE LOAN FROM THE COLORADO WATER RESOURCES AND POWER DEVELOPMENT AUTHORITY OR FROM SUCH OTHER ENTITY AS MAY BE PROVIDED IN THE DOUGLAS COUNTY IGA; (3) THE DISTRICT CLOSES ON THE LOAN FROM THE COLORADO WATER CONSERVATION BOARD OR FROM SUCH OTHER ENTITY AS MAY BE PROVIDED IN THE DOUGLAS COUNTY IGA; (4) THE INTERGOVERNMENTAL AGREEMENT FOR THE SUPPLY OF UP TO 150 ACRE-FEET OF WATER BETWEEN THE DISTRICT, ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE AND THE CITY OF AURORA, ACTING BY AND THROUGH ITS UTILITY ENTERPRISE IS APPROVED AND EXECUTED BY DECEMBER 31, 2014, AND (5) THE BOARD OF DIRECTORS FOR THE DISTRICT OR THE SUBDISTRICT AWARD A CONTRACT FOR THE CONSTRUCTION OF THE PROJECT, AS SET FORTH IN THE DOUGLAS COUNTY IGA AND AS DESCRIBED IN THAT CERTAIN RESOLUTION OF THE DISTRICT'S BOARD OF DIRECTORS ADOPTED AT A MEETING OF THE BOARD ON SEPTEMBER 17, 2014. THE PROPERTY DESCRIBED IN THIS BALLOT QUESTION A SHALL NOT BECOME A PART OF THE DISTRICT UPON FAILURE OF ANY CONDITION DESCRIBED IN THIS SUMMARY OF CONDITIONS.

INCLUSION OF THE ABOVE DESCRIBED AREA INTO THE SUBDISTRICT SHALL BE SOLELY FOR THE PROVISION OF WATER AND SHALL INCLUDE FINANCING BY THE AREA TO CONSTRUCT, OPERATE AND MAINTAIN CERTAIN WATER INFRASTRUCTURE FOR THE AREA AND ACQUIRE SUFFICIENT RAW WATER SUPPLY FOR THE AREA (THE "PROJECT") TO CONNECT THE AREA TO THE DISTRICT'S MUNICIPAL WATER SYSTEM ONLY. EACH OWNER OF PROPERTY IN THE AREA WILL BE REQUIRED TO CONNECT HIS OR HER PROPERTY TO THE DISTRICT'S MUNICIPAL WATER SYSTEM NO LATER THAN TWO YEARS FOLLOWING SUBSTANTIAL COMPLETION OF THE PROJECT.

ALL PROPERTY SHALL BE SUBJECT TO THE DISTRICT'S RULES AND REGULATIONS AND THE SUBDISTRICT'S RULES AND REGULATIONS IF ANY. NO WASTEWATER SERVICES SHALL BE PROVIDED UNLESS OWNERS OF PROPERTY IN THE AREA AGREE AT SOME POINT IN THE FUTURE TO RECEIVE WASTEWATER SERVICES FROM THE DISTRICT AND TO PAY ALL SUCH COSTS ASSOCIATED WITH PROVIDING WASTEWATER SERVICES INCLUDING BUT NOT LIMITED TO INFRASTRUCTURE COSTS.

FOR INCLUSION

261 / Two Hundred Sixty One
(Numeric & Spelled Out)

AGAINST INCLUSION

26 / Twenty
(Numeric & Spelled Out)

**PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND
SANITATION DISTRICT BALLOT QUESTION B:**

SHALL PLUM VALLEY HEIGHTS SUBDISTRICT OF ROXBOROUGH WATER AND SANITATION DISTRICT ("SUBDISTRICT") IMPOSE MONTHLY SURCHARGES ON EACH PROPERTY IN THE AREA DESCRIBED IN PLUM VALLEY HEIGHTS SUBDISTRICT OF ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION A, PROVIDED THAT SUCH PROPERTY IS INCLUDED INTO THE SUBDISTRICT AND ROXBOROUGH WATER AND SANITATION DISTRICT ("DISTRICT"), COMMENCING IMMEDIATELY FOLLOWING THE EFFECTIVE DATE OF THE INCLUSION OF THE PROPERTY INTO THE DISTRICT AND THE SUBDISTRICT, SUCH SURCHARGE TO BE IMPOSED ONLY IF THE DISTRICT DOES NOT IMPOSE SUCH SURCHARGE AND IN AN AMOUNT DETERMINED ANNUALLY BY THE BOARD OF DIRECTORS FOR THE SUBDISTRICT WHICH SURCHARGE IS ANTICIPATED TO BE \$65 TO \$75 PER MONTH PER RESIDENTIAL EQUIVALENT UNIT?

YES

201 / Two Hundred Twenty One
(Numeric & Spelled Out)

NO

21 / Twenty One
(Numeric & Spelled Out)

**JUDGES' CERTIFICATE OF ELECTION RETURNS AND
STATEMENT OF BALLOTS
ROXBOROUGH WATER AND SANITATION DISTRICT AND
PLUM VALLEY HEIGHTS SUBDISTRICT OF ROXBOROUGH WATER
AND SANITATION DISTRICT
SPECIAL ELECTION (CONTINUED)
§§1-13.5-613, C.R.S.**

It is hereby identified and specified that:

	<u>(Numeric)/Spelled Out</u>
TOTAL Number of Ballots Issued to Voters	<u>352 / Three Hundred Fifty-Two</u>
Ballots Returned Undeliverable:	<u>14 / Fourteen</u>
Total Number of Ballots Voted	<u>287 / Two Hundred Eighty-Seven</u>
Total Voted Replacement Ballots	<u>6 / Six</u>
Total Voted Provisional Ballots	<u>0 / zero</u>
Total Voted Challenged Ballots	<u>0 / zero</u>
<u>Delivered to Voter, Not Cast:</u>	
Spoiled	<u>0 / zero</u>
Rejected	<u>0 / zero</u>
Defective	<u>0 / zero</u>
Not Returned	<u>14 / Fourteen</u>
<u>Not Delivered to Voter, Not Cast (Unused):</u>	
Official	<u>56 / Fifty-Six</u>
	<u>287 / Two Hundred Eighty-Seven</u>

Certified this 6th day of November, 2014, by:

Steve L. Richman, Election Judge
Christina C. Valen, Election Judge
Sharon F. Smith, Election Judge

CANVASSERS
ABSTRACT OF RETURNS
§1-13.5-1305(1), C.R.S.

For an election held for **Roxborough Water and Sanitation District and Plum Valley Heights Subdistrict of Roxborough Water and Sanitation District** on November 4, 2014.

Ballots counted for and against the ballot issues and ballot questions as follows:

ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION A:

SHALL THE FOLLOWING DESCRIBED AREA BECOME A PART OF ROXBOROUGH WATER AND SANITATION DISTRICT UPON THE FOLLOWING CONDITIONS?

DESCRIPTION OF AREA:

LOTS 1-49, LOTS A & B, CHATFIELD ACRES, COUNTY OF DOUGLAS, STATE OF COLORADO

LOTS 1-103, TRACTS A, B, D & P, CHATFIELD EAST, COUNTY OF DOUGLAS, STATE OF COLORADO

LOTS 1 & 2, TITAN ROAD INDUSTRIAL PARK FILING NO. 2, COUNTY OF DOUGLAS, STATE OF COLORADO

LOTS 1-6, 9-14, 15A, 17-22, 23 (INCLUDING RED FOX OFFICE – WAREHOUSE CENTER), 24, 25-A (INCLUDING THE REWARD CENTER CONDOMINIUMS), 26-32, TITAN ROAD INDUSTRIAL PARK FILING NO. 1, COUNTY OF DOUGLAS, STATE OF COLORADO

SUMMARY OF CONDITIONS:

THE ABOVE DESCRIBED AREAS (THE “PROPERTY”) SHALL BECOME A PART OF ROXBOROUGH WATER AND SANITATION DISTRICT (“DISTRICT”) ONLY IF (1) A MAJORITY OF THE VOTES CAST AT THE ELECTION OF THE DISTRICT TO BE HELD ON NOVEMBER 4, 2014 ARE CAST IN FAVOR OF INCLUDING THE PROPERTY INTO THE DISTRICT; (2) A MAJORITY OF THE VOTES CAST AT THE ELECTION OF PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT (“SUBDISTRICT”) TO BE HELD ON NOVEMBER 4, 2014 ARE CAST IN FAVOR OF INCLUDING THE PROPERTY INTO THE SUBDISTRICT, (3) A MAJORITY OF THE VOTES CAST AT THE ELECTION OF THE DISTRICT TO BE HELD ON NOVEMBER 4, 2014 ARE CAST IN FAVOR OF ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTIONS B, C, D, AND E, AND (4) A MAJORITY OF THE VOTES CAST AT THE ELECTION OF THE SUBDISTRICT TO BE HELD ON NOVEMBER 4, 2014 ARE CAST IN FAVOR OF PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT ISSUES A, B, C, D, AND E AND PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION B.

IN ADDITION, THE PROPERTY SHALL BECOME A PART OF THE DISTRICT ONLY IF (1) THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DOUGLAS (THE "COUNTY") DEPOSITS IN ESCROW THE APPROPRIATE FUNDS FOR THE PROJECT AS SET FORTH IN THE INTERGOVERNMENTAL AGREEMENT FOR WATER TREATMENT SERVICES BETWEEN THE DISTRICT AND THE COUNTY ("DOUGLAS COUNTY IGA"); (2) THE DISTRICT CLOSES ON THE LOAN FROM THE COLORADO WATER RESOURCES AND POWER DEVELOPMENT AUTHORITY OR FROM SUCH OTHER ENTITY AS MAY BE PROVIDED IN THE DOUGLAS COUNTY IGA; (3) THE DISTRICT CLOSES ON THE LOAN FROM THE COLORADO WATER CONSERVATION BOARD OR FROM SUCH OTHER ENTITY AS MAY BE PROVIDED IN THE DOUGLAS COUNTY IGA; (4) THE INTERGOVERNMENTAL AGREEMENT FOR THE SUPPLY OF UP TO 150 ACRE-FEET OF WATER BETWEEN THE DISTRICT, ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE AND THE CITY OF AURORA, ACTING BY AND THROUGH ITS UTILITY ENTERPRISE IS APPROVED AND EXECUTED BY DECEMBER 31, 2014, AND (5) THE BOARD OF DIRECTORS FOR THE DISTRICT OR THE SUBDISTRICT AWARD A CONTRACT FOR THE CONSTRUCTION OF THE PROJECT, AS SET FORTH IN THE DOUGLAS COUNTY IGA AND AS DESCRIBED IN THAT CERTAIN RESOLUTION OF THE DISTRICT'S BOARD OF DIRECTORS ADOPTED AT A MEETING OF THE BOARD ON SEPTEMBER 17, 2014. THE PROPERTY DESCRIBED IN THIS BALLOT QUESTION A SHALL NOT BECOME A PART OF THE DISTRICT UPON FAILURE OF ANY CONDITION DESCRIBED IN THIS SUMMARY OF CONDITIONS.

FOR INCLUSION

265 / Two Hundred Sixty-Five
(Numeric & Spelled Out)

AGAINST INCLUSION

18 / Eighteen
(Numeric & Spelled Out)

ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION B:

SHALL ROXBOROUGH WATER AND SANITATION DISTRICT ("DISTRICT") IMPOSE AND COLLECT AN INCLUSION FEE IN THE AMOUNT OF \$3,200 ON EACH PROPERTY IN THE AREA DESCRIBED IN ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION A, PROVIDED THAT SUCH PROPERTY IS INCLUDED INTO THE DISTRICT AND PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT ("SUBDISTRICT"), OF WHICH \$500 SHALL BE PAID WITHIN SIXTY (60) DAYS OF THE EFFECTIVE DATE OF THE INCLUSION OF THE PROPERTY INTO THE DISTRICT AND THE SUBDISTRICT, AND \$2,700 SHALL BE PAID OVER TEN YEARS, PRORATED MONTHLY, INCLUDING INTEREST, AS PART OF THE MONTHLY SURCHARGE CHARGED BY THE DISTRICT OR SUBDISTRICT, AND INCLUDED IN EACH PROPERTY OWNER'S MONTHLY WATER SERVICE BILL FROM THE DISTRICT?

YES

266 / Two Hundred Sixty-Six
(Numeric & Spelled Out)

NO

20 / Twenty
(Numeric & Spelled Out)

ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION C:

SHALL ROXBOROUGH WATER AND SANITATION DISTRICT ("DISTRICT") IMPOSE AND COLLECT A SYSTEM DEVELOPMENT CHARGE AND PERMIT FEE ON EACH PROPERTY IN THE AREA DESCRIBED IN ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION A, PROVIDED THAT SUCH PROPERTY IS INCLUDED INTO THE DISTRICT AND PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT, SUCH SYSTEM DEVELOPMENT CHARGE AND PERMIT FEE TO BE IMPOSED AND COLLECTED AT SUCH TIME THE PROPERTY OWNER CONNECTS HIS OR HER PROPERTY TO THE DISTRICT'S MUNICIPAL WATER SYSTEM, SUCH CONNECTION TO OCCUR NO LATER THAN TWO YEARS FOLLOWING SUBSTANTIAL COMPLETION OF THE NECESSARY INFRASTRUCTURE TO CONNECT THE PROPERTY TO THE DISTRICT'S MUNICIPAL WATER SYSTEM, WHICH CURRENT SYSTEM DEVELOPMENT CHARGE AND PERMIT FEE IS \$7,550 AND IS SUBJECT TO FUTURE CHANGE BY THE DISTRICT'S BOARD?

YES

263 / Two Hundred Sixty-Three
(Numeric & Spelled Out)

NO

20 / Twenty
(Numeric & Spelled Out)

ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION D:

SHALL ROXBOROUGH WATER AND SANITATION DISTRICT ("DISTRICT") COLLECT, ON BEHALF OF THE COUNTY OF DOUGLAS, COLORADO, A TAP FEE IN AN AMOUNT ESTIMATED TO TOTAL \$14,645, SUBJECT TO CHANGE BY THE BOARD OF COUNTY COMMISSIONERS FOR DOUGLAS COUNTY, PER RESIDENTIAL EQUIVALENT UNIT BASED ON AN ANTICIPATED 251 RESIDENTIAL EQUIVALENT UNITS WITHIN THE AREA SUBJECT TO INCLUSION AS DESCRIBED IN ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION A, PROVIDED THAT SUCH PROPERTY IS INCLUDED INTO THE DISTRICT AND PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT, SUCH TAP FEE TO BE PAYABLE AT THE TIME THE PROPERTY OWNER CONNECTS HIS OR HER PROPERTY TO THE DISTRICT'S MUNICIPAL WATER SYSTEM, SUCH CONNECTION TO OCCUR NO LATER THAN TWO YEARS FOLLOWING SUBSTANTIAL COMPLETION OF THE NECESSARY INFRASTRUCTURE

TO CONNECT THE PROPERTY TO THE DISTRICT'S MUNICIPAL WATER SYSTEM?

YES

266 / Two Hundred Sixty-Six
(Numeric & Spelled Out)

NO

21 / Twenty-One
(Numeric & Spelled Out)

ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION E:

SHALL ROXBOROUGH WATER AND SANITATION DISTRICT ("DISTRICT") IMPOSE MONTHLY SURCHARGES ON EACH PROPERTY IN THE AREA DESCRIBED IN ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION A, PROVIDED THAT SUCH PROPERTY IS INCLUDED INTO THE DISTRICT AND PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT ("SUBDISTRICT"), COMMENCING IMMEDIATELY FOLLOWING EFFECTIVE DATE OF THE INCLUSION OF THE PROPERTY INTO THE DISTRICT AND THE SUBDISTRICT, SUCH SURCHARGE TO BE IMPOSED ONLY IF THE SUBDISTRICT DOES NOT IMPOSE SUCH SURCHARGE AND IN AN AMOUNT DETERMINED ANNUALLY BY THE BOARD OF DIRECTORS FOR THE DISTRICT WHICH SURCHARGE IS ANTICIPATED TO BE \$65 TO \$75 PER MONTH PER RESIDENTIAL EQUIVALENT UNIT?

YES

266 / Two Hundred Sixty-Six
(Numeric & Spelled Out)

NO

21 / Twenty-One
(Numeric & Spelled Out)

PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION A:

SHALL THE FOLLOWING DESCRIBED AREA BECOME A PART OF PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT UPON THE FOLLOWING CONDITIONS?

DESCRIPTION OF AREA:

LOTS 1-49, LOTS A & B, CHATFIELD ACRES, COUNTY OF DOUGLAS, STATE OF COLORADO

LOTS 1-103, TRACTS A, B, D & P, CHATFIELD EAST, COUNTY OF DOUGLAS, STATE OF COLORADO

LOTS 1 & 2, TITAN ROAD INDUSTRIAL PARK FILING NO. 2, COUNTY OF DOUGLAS, STATE OF COLORADO

LOTS 1-6, 9-14, 15A, 17-22, 23 (INCLUDING RED FOX OFFICE – WAREHOUSE CENTER), 24, 25-A (INCLUDING THE REWARD CENTER CONDOMINIUMS), 26-32, TITAN ROAD INDUSTRIAL PARK FILING NO. 1, COUNTY OF DOUGLAS, STATE OF COLORADO

SUMMARY OF CONDITIONS:

THE ABOVE DESCRIBED AREAS (THE “PROPERTY”) SHALL BECOME A PART OF PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT (“SUBDISTRICT”) ONLY IF (1) A MAJORITY OF THE VOTES CAST AT THE ELECTION OF ROXBOROUGH WATER AND SANITATION DISTRICT (“DISTRICT”) TO BE HELD ON NOVEMBER 4, 2014 ARE CAST IN FAVOR OF INCLUDING THE PROPERTY INTO THE DISTRICT; (2) A MAJORITY OF THE VOTES CAST AT THE ELECTION OF THE SUBDISTRICT TO BE HELD ON NOVEMBER 4, 2014 ARE CAST IN FAVOR OF INCLUDING THE PROPERTY INTO THE SUBDISTRICT, (3) A MAJORITY OF THE VOTES CAST AT THE ELECTION OF THE DISTRICT TO BE HELD ON NOVEMBER 4, 2014 ARE CAST IN FAVOR OF ROXBOROUGH WATER AND SANITATION DISTRICT QUESTIONS B, C, D, AND E, AND (4) A MAJORITY OF THE VOTES CAST AT THE ELECTION OF THE SUBDISTRICT TO BE HELD ON NOVEMBER 4, 2014 ARE CAST IN FAVOR OF PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT ISSUES A, B, C, D, AND E AND PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION B.

IN ADDITION, THE PROPERTY SHALL BECOME A PART OF THE DISTRICT ONLY IF (1) THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DOUGLAS (THE “COUNTY”) DEPOSITS IN ESCROW THE APPROPRIATE FUNDS FOR THE PROJECT AS SET FORTH IN THE INTERGOVERNMENTAL AGREEMENT FOR WATER TREATMENT SERVICES BETWEEN THE DISTRICT AND THE COUNTY (“DOUGLAS COUNTY IGA”); (2) THE DISTRICT CLOSES ON THE LOAN FROM THE COLORADO WATER RESOURCES AND POWER DEVELOPMENT AUTHORITY OR FROM SUCH OTHER ENTITY AS MAY BE PROVIDED IN THE DOUGLAS COUNTY IGA; (3) THE DISTRICT CLOSES ON THE LOAN FROM THE COLORADO WATER CONSERVATION BOARD OR FROM SUCH OTHER ENTITY AS MAY BE PROVIDED IN THE DOUGLAS COUNTY IGA; (4) THE INTERGOVERNMENTAL AGREEMENT FOR THE SUPPLY OF UP TO 150 ACRE-FEET OF WATER BETWEEN THE DISTRICT, ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE AND THE CITY OF AURORA, ACTING BY AND THROUGH ITS UTILITY ENTERPRISE IS APPROVED AND EXECUTED BY DECEMBER 31, 2014, AND (5) THE BOARD OF DIRECTORS FOR THE DISTRICT OR THE SUBDISTRICT AWARD A CONTRACT FOR THE CONSTRUCTION OF THE PROJECT, AS SET FORTH IN THE DOUGLAS COUNTY IGA AND AS DESCRIBED IN THAT CERTAIN RESOLUTION OF THE DISTRICT’S BOARD OF DIRECTORS ADOPTED AT A MEETING OF THE BOARD ON SEPTEMBER 17, 2014. THE PROPERTY DESCRIBED IN THIS BALLOT QUESTION A SHALL NOT BECOME A PART OF THE DISTRICT UPON FAILURE OF ANY CONDITION DESCRIBED IN THIS SUMMARY OF CONDITIONS.

INCLUSION OF THE ABOVE DESCRIBED AREA INTO THE SUBDISTRICT SHALL BE SOLELY FOR THE PROVISION OF WATER AND SHALL INCLUDE FINANCING BY THE AREA TO CONSTRUCT, OPERATE AND MAINTAIN CERTAIN WATER INFRASTRUCTURE FOR THE AREA AND ACQUIRE SUFFICIENT RAW WATER SUPPLY FOR THE AREA (THE "PROJECT") TO CONNECT THE AREA TO THE DISTRICT'S MUNICIPAL WATER SYSTEM ONLY. EACH OWNER OF PROPERTY IN THE AREA WILL BE REQUIRED TO CONNECT HIS OR HER PROPERTY TO THE DISTRICT'S MUNICIPAL WATER SYSTEM NO LATER THAN TWO YEARS FOLLOWING SUBSTANTIAL COMPLETION OF THE PROJECT.

ALL PROPERTY SHALL BE SUBJECT TO THE DISTRICT'S RULES AND REGULATIONS AND THE SUBDISTRICT'S RULES AND REGULATIONS IF ANY. NO WASTEWATER SERVICES SHALL BE PROVIDED UNLESS OWNERS OF PROPERTY IN THE AREA AGREE AT SOME POINT IN THE FUTURE TO RECEIVE WASTEWATER SERVICES FROM THE DISTRICT AND TO PAY ALL SUCH COSTS ASSOCIATED WITH PROVIDING WASTEWATER SERVICES INCLUDING BUT NOT LIMITED TO INFRASTRUCTURE COSTS.

FOR INCLUSION

261 / Two Hundred Sixty-One
(Numeric & Spelled Out)

AGAINST INCLUSION

20 / Twenty
(Numeric & Spelled Out)

PLUM VALLEY HEIGHTS SUBDISTRICT OF THE ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION B:

SHALL PLUM VALLEY HEIGHTS SUBDISTRICT OF ROXBOROUGH WATER AND SANITATION DISTRICT ("SUBDISTRICT") IMPOSE MONTHLY SURCHARGES ON EACH PROPERTY IN THE AREA DESCRIBED IN PLUM VALLEY HEIGHTS SUBDISTRICT OF ROXBOROUGH WATER AND SANITATION DISTRICT BALLOT QUESTION A, PROVIDED THAT SUCH PROPERTY IS INCLUDED INTO THE SUBDISTRICT AND ROXBOROUGH WATER AND SANITATION DISTRICT ("DISTRICT"), COMMENCING IMMEDIATELY FOLLOWING THE EFFECTIVE DATE OF THE INCLUSION OF THE PROPERTY INTO THE DISTRICT AND THE SUBDISTRICT, SUCH SURCHARGE TO BE IMPOSED ONLY IF THE DISTRICT DOES NOT IMPOSE SUCH SURCHARGE AND IN AN AMOUNT DETERMINED ANNUALLY BY THE BOARD OF DIRECTORS FOR THE SUBDISTRICT WHICH SURCHARGE IS ANTICIPATED TO BE \$65 TO \$75 PER MONTH PER RESIDENTIAL EQUIVALENT UNIT?

YES

261 / Two Hundred Sixty-one
(Numeric & Spelled Out)

NO

21 / Twenty-one
(Numeric & Spelled Out)

By:

Stacie L. Pickens, Designated Election Official

David H Thomas, Canvasser

Steve Howell, Canvasser

Dated: 11/07/14

No later than seven days after the election, the canvassers shall survey the returns, issue a certified statement of results, and make out this abstract of votes for each office. The purpose of this canvass is to verify the returns. DO NOT RECOUNT THE BALLOTS.

ICENOGLE | SEAVER | POGUE

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Attorneys at Law

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Denver, Colorado 80237
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STACIE L. PACHECO
SPacheco@ISP-law.com
Direct: 303.867.3000

November 21, 2014

VIA OVERNIGHT DELIVERY

Douglas County Clerk and Recorder
125 Stephanie Place
Castle Rock, Colorado 80109

**Re: Roxborough Water and Sanitation District
Certified November 4, 2014 Election Results**

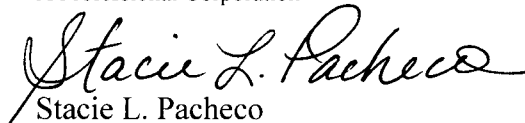
To Whom It May Concern:

Pursuant to Sections 1-13.5-1305 and 32-1-104, C.R.S., enclosed for your files are the Board of Canvasser's Certified Election Results of the November 4, 2014 election for Roxborough Water and Sanitation District. We have provided the District's address, telephone number, and the name of the contact person within the certified results which have also been sent to the Division of Local Government.

To confirm for our records that you have received the Board of Canvasser's Certified Election Results, please sign the enclosed Acknowledgement and return it to our office in the enclosed, self-addressed, stamped envelope.

Sincerely,

ICENOGLE | SEAVER | POGUE
A Professional Corporation


Stacie L. Pacheco
Paralegal

/SLP

Enclosure