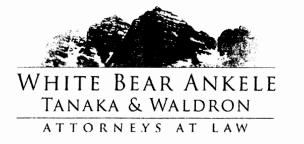
GARY R. WHITE
KRISTEN D. BEAR
WILLIAM P. ANKELE, JR.
JENNIFER GRUBER TANAKA
CLINT C. WALDRON
KRISTIN BOWERS TOMPKINS
ROBERT G. ROGERS



SEAN ALLEN
NEIL RUTLEDGE
ZACHARY P. WHITE
MEGAN L. TAGGART
CASEY K. LEKAHAL
TRISHA K. HARRIS
HEATHER L. HARTUNG
MEGAN J. MURPHY
AINSLEY E. BOCHNIAK
MARC D. SARMIENTO

OF COUNSEL: GEORGE M. ROWLEY BLAIR M. DICKHONER

December 13, 2016

VIA CERTIFIED MAIL

Douglas County Assessor 301 Wilcox Street Castle Rock, CO 80104

Douglas County Clerk and Recorder 100 Third Street Castle Rock, CO 80104

Douglas County District Court (*E-filed via ICCES*)

State of Colorado Office of State Auditor State Services Building 1525 Sherman Street, 7th Floor Denver, CO 80203 Douglas County Board of Commissioners 100 Third Street Castle Rock, CO 80104

Douglas County Treasurer 100 Third Street Castle Rock, CO 80104

Division of Local Government (Emailed to: margaret.vigil@state.co.us)

Re: Notices of Inactive Status for Mirabelle Metropolitan District Nos. 3 and 4

(the "Districts")

To Whom It May Concern:

Pursuant to § 32-1-104(3)(a), C.R.S., enclosed for your records please find a copy of the Special District Notice of Inactive Status as well as a copy of the Resolution Declaring Inactive Special District Status for the above-referenced Districts.

Should you have any questions or concerns, please do not hesitate to contact our office.

Sincerely,

WHITE BEAR ANKELE TANAKA & WALDRON Attorneys/at Law

Trisha K. Harris, Esq.

Enclosures



Title 32, Article 1 Special District Notice of Inactive Status

NOTICE IS HEREBY GIVEN by the Board of Directors

of the	M	irabelle Metropolitan District No. 3	Distri	ct IRD	(LGID)				
in	Douglas Cou				ıdo				
adopted defined to	a resolution (atta by C.R.S. 32-1-10	2-1-104(3)(a) C.R.S., the District is an Inactiched) describing and affirming the District 03(9.3) and that said district is in compliant 2-1-104(5) C.R.S. The Board of	's qualificatio ce with each	n for this of the req	status as uirements				
-		esolution at a public meeting held:	Decen	nber 7	2016				
	the District Inac			January 1					
NOTICE IS FURTHER GIVEN, pursuant to subsection 32-1-104(4), during the period that the District is on inactive status, it shall not issue any debt, impose a mill levy, or conduct any other official business other than to conduct elections and to undertake procedures necessary to implement the district's intention to return to active status. District Contact Person: Kristen D. Bear, Esq./Trisha K. Harris, Esq. Phone: (303) 858-1800									
District Contact Person. Kristen D. Ded., Esq., 71131a K. Harris, Esq. Priorie. (303) 030 1000									
Conta	act Signature:	()	Date:	Decembe	r 12, 2016				
Contact Email Address: kbear@wbapc.com/tharris@wbapc					,				
District Address:		2154 E. Commons Avenue, Suite 2000							
	ress (cont.):		.,						
Address City/State/Zip: Centennial, CO 80122									
Directors				Elected or Appointed	Term Exp. Yr.				
1. Board (Chair:								
2. Directo	r:	Scott Custer		E	2018				
Directo		Brad Wilkin		E e	2018				
4. Directo		Michele Miller			2020				
5. Directo	r:	Tim Roberts		E :	2020				
6. Directo		Teresa Kershisnik		E 1	2020				
7. Directo	r:								
	er C.R.S. 32-1-104(5), li 2) - Annual January 15 th	nactive Special Districts shall be exempt from compliance of Title 29, Art 1, Part 2 - List of		s of:					

- 32-1-306 Annual January 1st Map Filing
- 32-1-809 Annual January 15th Notice to Electors
- 32-1-903 Meetings
- . Title 29, Art 1, Part 1 Budget Law

- . Title 29, Art 1, Part 6 Audit Law
- Title 39, Art 1, Part 1 Notices of Boundary Change, Intent to Levy
- Title 39, Art 5, Part 1 Annual Mill Levy Certification

PROCEDERAL INSTRUCTIONS

As directed in 32-1-104(3)(b) C.R.S., by Certified Mail, Return Receipt Requested except where electronic filing is required by the receiving entity, on or before December 15th file this Notice of Inactive Status and a copy of the resolution adopted pursuant to 32-1-104(3)(a) C.R.S. with:

- . the Board of County Commissioners and the City Council/Town Board of each county and municipality that approved the District's service plan pursuant to section 32-1-204 or 32-1-204.5 C.R.S.;
- the Treasurer, Assessor, and the Clerk and Recorder of the county(ies) in which the District is located;
- · the district court having jurisdiction over the formation of the special district;
- the Office of the State Auditor; and
- the Division of Local Government (ELECTRONIC FILING REQUIRED www.dola.colorado.gov/e-filing -)





Title 32, Article 1 Special District Notice of Inactive Status

NOTICE IS HEREBY GIVEN by the Board of Directors

of the _	Mi	rabelle Metropolitan District No. 4	Distri	ict TBD	(LGID)				
in _		Douglas	County, Colorado						
adopted a defined b specified	a resolution (attac y C.R.S. 32-1-10 in subsection 32	-1-104(3)(a) C.R.S., the District is an Inached) describing and affirming the District 3(9.3) and that said district is in complia -1-104(5) C.R.S. The Board of	ct's qualification nce with each	n for this	status as				
	•	esolution at a public meeting held:							
declaring the District Ina		ive beginning:	Janu	January 1					
NOTICE IS FURTHER GIVEN, pursuant to subsection 32-1-104(4), during the period that the District is on inactive status, it shall not issue any debt, impose a mill levy, or conduct any other official business other than to conduct elections and to undertake procedures necessary to implement the district's intention to return to active status.									
Distric	t Contact Person:	Kristen D. Bear, Esq./Trisha K. Harris, Es	q. Phone:	(303) 8	58-1800				
	ct Signature:		Date:	Decembe	r 12, 2016				
	Email Address:	kbear@wbapc.com/tharris@wbapc.com							
	ct Address:	2154 E. Commons Aver	nue, Suite 2000						
	Address (cont.): Address City/State/Zip: Centennial, CO 80122								
Address	City/State/Zip:	Centennial, CC	7 60122	Elected or	Tem				
Directors				Appointed	Exp. Yr.				
1. Board C	hair:								
2. Director		Scott Custer			2018				
3. Director:		Brad Wilkin		E	2018				
4. Director:		Michele Miller		E	2020 🖪				
5. Director		Tim Roberts		E g					
6. Director:		Teresa Kershisnik		E	2020				
7. Director:				L					
Generally, per	C.R.S. 32-1-104(5), In	active Special Districts shall be exempt from compliance	e with the provisions	s of:					

- 32-1-104(2) Annual January 15th Contact Filing;
- · 32-1-306 Annual January 1st Map Filing
- 32-1-809 Annual January 15th Notice to Electors
- 32-1-903 Meetings
- Title 29, Art 1, Part 1 Budget Law

- . Title 29, Art 1, Part 2 List of Contracts
- Title 29, Art 1, Part 6 Audit Law
- Title 39, Art 1, Part 1 Notices of Boundary Change, Intent to Levy
- Title 39, Art 5, Part 1 Annual Mill Levy Certification

PROCEDERAL INSTRUCTIONS

As directed in 32-1-104(3)(b) C.R.S., by Certified Mail, Return Receipt Requested except where electronic filing is required by the receiving entity, on or before December 15th file this Notice of Inactive Status and a copy of the resolution adopted pursuant to 32-1-104(3)(a) C.R.S. with:

- . the Board of County Commissioners and the City Council/Town Board of each county and municipality that approved the District's service plan pursuant to section 32-1-204 or 32-1-204.5 C.R.S.;
- the Treasurer, Assessor, and the Clerk and Recorder of the county(ies) in which the District is located;
- · the district court having jurisdiction over the formation of the special district;
- · the Office of the State Auditor; and
- the Division of Local Government (ELECTRONIC FILING REQUIRED www.dola.colorado.gov/e-filing -)



RESOLUTION OF THE BOARD OF DIRECTORS OF

MIRABELLE METROPOLITAN DISTRICT NO. 3

DECLARING INACTIVE SPECIAL DISTRICT STATUS

WHEREAS, Mirabelle Metropolitan District No. 3 (the "District") is a quasi-municipal corporation and political subdivision of the State of Colorado and is a duly organized and existing special district pursuant to §§ 32-1-101, et seq., C.R.S.; and

WHEREAS, pursuant to § 32-1-104(3)(a), C.R.S., the board of directors of an "inactive special district," as that term is defined in § 32-1-103(9.3), C.R.S., may adopt a resolution that declares and affirms its qualifications for inactive status; and

WHEREAS, the Board of Directors for the District (the "Board") has determined that the District qualifies as an inactive special district; and

WHEREAS, the Board desires to declare and affirm the District's qualifications for inactive status in this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF THE DISTRICT AS FOLLOWS:

- 1. <u>INACTIVE SPECIAL DISTRICT STATUS</u>. The Board hereby declares and affirmatively states that the District meets the criteria for being an inactive special district as defined in § 32-1-103(9.3), C.R.S. The Board directs legal counsel to file a notice of inactive status with the agencies prescribed in § 32-1-104(3)(a), C.R.S., and, for each year thereafter in which the District qualifies as an inactive special district, to file a notice of continuing inactive status for the District pursuant to § 32-1-104(4), C.R.S.
- 2. <u>AUTHORITY TO CONDUCT ELECTIONS</u>. The Secretary of the District (the "Authorized Officer") shall be authorized and is hereby directed by the Board to cause such actions to be taken as may be necessary, including but not limited to, the adoption of a resolution to conduct regular or special elections of the District (collectively, the "Election") during the period of inactive status and to seek funding for such activities from the developer or owner(s) of property within the District's boundaries, if necessary. The Board further hereby deems that the following shall apply to the Election:

1

2.1 The Election shall be conducted pursuant to §§ 32-1-101, et seq., C.R.S. (the "Special District Act"); §§ 1-13.5-101, et seq., C.R.S. (the "Colorado Local Government Election Code"); and §§ 1-1-101 through 1-13-101, et seq., C.R.S. (the "Uniform Election

Code of 1992"), including any amendments thereto, and shall also comply with Article X, § 20 of the Colorado Constitution ("TABOR"), as necessary.

- 2.2 The Election shall be conducted as an independent mail ballot election unless otherwise deemed necessary and expressed in a separate election resolution adopted by the Board.
- 2.3 Pursuant to the authority set forth in § 1-1-111, C.R.S., the Board hereby appoints George M. Rowley, of the law firm of WHITE BEAR ANKELE TANAKA & WALDRON, Attorneys at Law, as the Designated Election Official (the "DEO") of the District for the Election called by the Board, or called on behalf of the Board by the DEO, and hereby authorizes and directs the DEO to take all actions necessary for the proper conduct of the Election, including, if applicable, cancellation of the Election in accordance with § 1-13.5-513, C.R.S.
- 2.4 In the event the DEO is not available, the Authorized Officer shall be authorized to appoint a new DEO, who shall thereafter have all of the authority granted to the DEO by this Resolution, the Colorado Local Government Election Code and the Uniform Election Code of 1992.
- 3. <u>COMPLIANCE MATTERS</u>. The Board hereby directs legal counsel for the District to undertake to all action required of inactive special districts in accordance with law.
- 4. <u>FULL FORCE AND EFFECT</u>. This Resolution shall remain in full force and effect until repealed or superseded, in whole or part, by subsequent official action of the Board, including, but not limited to, a return to active status pursuant to § 32-1-104(3)(b), C.R.S.

[Signature page follows.]

RESOLVED, APPROVED AND ADOPTED THIS 7^{TH} DAY OF DECEMBER, 2016.

MIRABELLE METROPOLITAN DISTRICT NO. 3

Officer of the District

ATTEST:

APPROVED AS TO FORM:

WHITE BEAR ANKELE TANAKA & WALDRON

Attorneys at Law

General Counsel to the District

[Signature Page to Resolution Declaring Inactive District Status.]

RESOLUTION OF THE BOARD OF DIRECTORS OF

MIRABELLE METROPOLITAN DISTRICT NO. 4

DECLARING INACTIVE SPECIAL DISTRICT STATUS

WHEREAS, Mirabelle Metropolitan District No. 4 (the "District") is a quasi-municipal corporation and political subdivision of the State of Colorado and is a duly organized and existing special district pursuant to §§ 32-1-101, et seq., C.R.S.; and

WHEREAS, pursuant to § 32-1-104(3)(a), C.R.S., the board of directors of an "inactive special district," as that term is defined in § 32-1-103(9.3), C.R.S., may adopt a resolution that declares and affirms its qualifications for inactive status; and

WHEREAS, the Board of Directors for the District (the "Board") has determined that the District qualifies as an inactive special district; and

WHEREAS, the Board desires to declare and affirm the District's qualifications for inactive status in this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF THE DISTRICT AS FOLLOWS:

- 1. <u>INACTIVE SPECIAL DISTRICT STATUS</u>. The Board hereby declares and affirmatively states that the District meets the criteria for being an inactive special district as defined in § 32-1-103(9.3), C.R.S. The Board directs legal counsel to file a notice of inactive status with the agencies prescribed in § 32-1-104(3)(a), C.R.S., and, for each year thereafter in which the District qualifies as an inactive special district, to file a notice of continuing inactive status for the District pursuant to § 32-1-104(4), C.R.S.
- 2. <u>AUTHORITY TO CONDUCT ELECTIONS</u>. The Secretary of the District (the "Authorized Officer") shall be authorized and is hereby directed by the Board to cause such actions to be taken as may be necessary, including but not limited to, the adoption of a resolution to conduct regular or special elections of the District (collectively, the "Election") during the period of inactive status and to seek funding for such activities from the developer or owner(s) of property within the District's boundaries, if necessary. The Board further hereby deems that the following shall apply to the Election:
 - 2.1 The Election shall be conducted pursuant to §§ 32-1-101, et seq., C.R.S. (the "Special District Act"); §§ 1-13.5-101, et seq., C.R.S. (the "Colorado Local Government Election Code"); and §§ 1-1-101 through 1-13-101, et seq., C.R.S. (the "Uniform Election

Code of 1992"), including any amendments thereto, and shall also comply with Article X, § 20 of the Colorado Constitution ("TABOR"), as necessary.

- 2.2 The Election shall be conducted as an independent mail ballot election unless otherwise deemed necessary and expressed in a separate election resolution adopted by the Board.
- 2.3 Pursuant to the authority set forth in § 1-1-111, C.R.S., the Board hereby appoints George M. Rowley, of the law firm of WHITE BEAR ANKELE TANAKA & WALDRON, Attorneys at Law, as the Designated Election Official (the "DEO") of the District for the Election called by the Board, or called on behalf of the Board by the DEO, and hereby authorizes and directs the DEO to take all actions necessary for the proper conduct of the Election, including, if applicable, cancellation of the Election in accordance with § 1-13.5-513, C.R.S.
- 2.4 In the event the DEO is not available, the Authorized Officer shall be authorized to appoint a new DEO, who shall thereafter have all of the authority granted to the DEO by this Resolution, the Colorado Local Government Election Code and the Uniform Election Code of 1992.
- 3. <u>COMPLIANCE MATTERS</u>. The Board hereby directs legal counsel for the District to undertake to all action required of inactive special districts in accordance with law.
- 4. <u>FULL FORCE AND EFFECT</u>. This Resolution shall remain in full force and effect until repealed or superseded, in whole or part, by subsequent official action of the Board, including, but not limited to, a return to active status pursuant to § 32-1-104(3)(b), C.R.S.

[Signature page follows.]

RESOLVED, APPROVED AND ADOPTED THIS 7TH DAY OF DECEMBER, 2016.

MIRABELLE METROPOLITAN DISTRICT NO. 4

Officer of the District

ATTEST:

APPROVED AS TO FORM:

WHITE BEAR ANKELE TANAKA & WALDRON Attorneys at Law

General Counsel to the District

[Signature Page to Resolution Declaring Inactive District Status.]