


<b>DISTRICT COURT, DOUGLAS COUNTY, COLORADO</b>  Court Address: 4000 Justice Way Castle Rock, CO 80109 Telephone: (720) 437-6200		<b>▲ COURT USE ONLY ▲</b>
<b>Petitioner:</b>  COTTONWOOD HIGHLANDS METROPOLITAN DISTRICT NO. 1		
<b>Attorney for Petitioner:</b>  Name: K. Sean Allen, Esq. Address: WHITE BEAR ANKELE TANAKA & WALDRON Attorneys at Law 2154 E. Commons Ave., Suite 2000 Centennial, CO 80122 Phone: (303) 858-1800 Fax: (303) 858-1801 Email: sallen@wbapc.com Atty. Reg. #: 30955		Case Number: 2014CV31030  Division:  Courtroom:
<b>OATH OF OFFICE PURSUANT TO ARTICLE XII, SECTION 9 OF THE COLORADO          CONSTITUTION AND § 32-1-901, C.R.S.</b> <b>MICHAEL PEKAS</b> <b>COTTONWOOD HIGHLANDS METROPOLITAN DISTRICT NO. 1</b>		

STATE OF COLORADO            )  
   )  
 COUNTY OF Douglas        )        ss.

I, Michael Pekas, will faithfully support the Constitution of the United States and of the State of Colorado, and the laws made pursuant thereto, and will faithfully perform the duties of the office of Director of the Cottonwood Highlands Metropolitan District No. 1 upon which I am about to enter for an appointed term until May 2018, at which time the remainder of the term to May 2020 shall be filled by election.

  
 \_\_\_\_\_  
 Signature

Subscribed and sworn to before me this 2<sup>nd</sup> day of \_December, 2016.

By: *Jill Luchs*  
Person authorized to administer oaths (County Clerk and Recorder, Clerk of the Court, and any other person authorized to administer oaths or Chairman of the Board of Directors)

IF SWORN OR AFFIRMED BEFORE A NOTARY THE FOLLOWING SHOULD BE COMPLETED.

STATE OF COLORADO    )  
  ) ss.  
COUNTY OF \_\_\_\_\_)

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2016, by \_\_\_\_\_.

(S E A L)

My commission expires: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

To be filed with the County Clerk and Recorder, Clerk of the Court and with the Division of Local Government within thirty (30) days after the election (or being appointed).

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<b>CERTIFICATE OF APPOINTMENT          MICHAEL PEKAS          COTTONWOOD HIGHLANDS METROPOLITAN DISTRICT NO. 1</b>		

STATE OF COLORADO                    )  
   )  
 COUNTY OF Douglas                )            ss.

I, Jill Luhrs, as President of the Board of Directors (the “**Board**”) of the Cottonwood Highlands Metropolitan District No. 1 (the “**District**”), hereby certify that at a meeting of the Board held on December 2, 2016, at 2:00 P.M., at 9781 S. Meridian Boulevard, #120, Englewood, Colorado, the Board determined that, pursuant to § 32-1-905(2), C.R.S., and due to a vacancy on the Board, it was necessary to appoint a new director to act until the next regular election of the District to be held in May 2018; that nominations were open for appointment of a new director; and that upon approving vote of the Board, the following eligible elector of the District was appointed to the Board for a term ending May 2020:

Name: Michael Pekas  
Address: 9957 Strathfield Lane  
Highlands Ranch, CO 80126

I further certify that I have caused this Certificate of Appointment to be delivered to the newly appointed director and to the Division of Local Government.

Dated this 2<sup>nd</sup> day of December, 2016.

COTTONWOOD HIGHLANDS METROPOLITAN DISTRICT  
NO. 1

  
\_\_\_\_\_  
President



RLI Insurance Company  
 P.O. Box 3967 Peoria IL 61612-3967  
 Phone: (309)692-1000 Fax: (309)683-1610

# PUBLIC OFFICIAL POSITION SCHEDULE BOND

Bond No. LSM0679406

Item 1. Name of Insured: Cottonwood Highlands Metropolitan District No. 1

(the "Insured")

Principal Address: c/o White Bear Ankele Tanaka & Waldron 2154 E. Commons Ave. #2000  
 Centennial, CO 80122

Item 2. Bond Period November 18, 2014 to Continuous Until Cancelled.

Item 3. Limit of liability does not exceed the sum specified in the Schedule of named Positions or written acceptances by the Company as to each Position there listed.

## I. INSURING AGREEMENT

The **RLI Insurance Company**, an Illinois corporation (the "Company"), in consideration of an agreed premium is held and firmly bound unto Cottonwood Highlands Metropolitan District No. 1 of Centennial, CO, Obligee, for the faithful discharge of the duties of any Public Official or Employee while occupying any position named in the schedule attached, or added thereto by written acceptance of the Company as to said position after the 18th day of November, 2014.

## II. CONDITIONS

**A. Coverage.** Automatic coverage is granted for the first thirty days service of any Public Official or Employee:  
 (1) Occupying a newly created position identical with one listed in the schedule of positions, in an equal amount.

Provided, however, that the automatic coverage herein granted shall be void and of no effect from the beginning, unless during the said thirty day period the Obligee has requested in writing that the position be added to the schedule, and the Company by written acceptance has consented thereto.

Coverage on any position may be increased or decreased upon written request of the Obligee, if agreed to in writing by the Company.

**B. Cancellation.** Cancellation hereunder is effective, and all liability under this bond shall cease as to future acts or omissions as to any Public Official or Employee on the date specified in written notice given by the Obligee to the Company as to any or all positions or Public Officials or Employees, or after thirty days' written notice given by the Company to the Obligee of its intent to cancel this bond in its entirety, or as to any Public Official or Employee or position.

**C. Liability.** The Company's liability under this bond shall **not** be cumulative, and in no event shall the Company be called upon to pay as a loss hereunder in an amount greater than the largest single amount for which the position occupied by any Public Official or Employee causing such loss is or has been covered in the schedule, whether said loss occurred during any one or more years. The liability of the Company for any Public Official or Employee occupying more than one position at one time, or at different times, shall **not** exceed the largest amount of coverage specified for any single position occupied by said Public Official or Employee. The liability of the Company shall **never exceed** the amount in effect for the position when the act

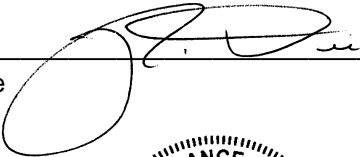
of the Public Official or Employee causing the loss shall have occurred. In the event there are more Public Officials or Employees occupying the position covered in the schedule than are listed therein, the Company shall be liable for such proportion of the amount of coverage as the number of Public Officials or Employees listed bears to the number of Public Officials or Employees actually occupying the position when the loss occurred.

The Liability of the Company hereunder is subject to the terms and conditions of the following Riders, attached thereto:

None of the specifications of this Bond shall be altered or waived, except in writing by the Company executed by its President, Vice President, Secretary, Assistant Secretary or Treasurer.

Dated this 21st day of November, 2014.

**RLI Insurance Company**

By  \_\_\_\_\_  
Roy C. Die Vice President



SCHEDULE OF POSITIONS - EFFECTIVE THE 18th DAY OF November, 2014.

(If there is more than one position of like classification, list by number, thus: Cashier No. 1, Cashier No. 2)

Schedule Number	Position Name	No.	Position Location	Bond Amount
1	Treasurer	1		\$ 5,000.00
2	Board Member 1	1		\$ 1,000.00
3	Board Member 2	1		\$ 1,000.00
4	Board Member 3	1		\$ 1,000.00
5	Board Member 4	1		\$ 1,000.00
6	Board Member 5	1		\$ 1,000.00
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RLI Insurance Company  
P.O. Box 3967 Peoria IL 61612-3967  
Phone: (309)692-1000 Fax: (309)683-1610

# POWER OF ATTORNEY

## RLI Insurance Company

Bond No. LSM0679406

**Know All Men by These Presents:**

That the RLI Insurance Company, a corporation organized and existing under the laws of the State of Illinois, and authorized and licensed to do business in all states and the District of Columbia does hereby make, constitute and appoint: Roy C. Die in the City of Peoria, State of Illinois, as Vice President, with full power and authority hereby conferred upon him/her to sign, execute, acknowledge and deliver for and on its behalf as Surety, in general, any and all bonds, undertakings, and recognizances in an amount not to exceed Five Hundred Thousand and 00/100 Dollars (\$ 500,000.00) for any single obligation, and specifically for the following described bond.

**Principal:** Cottonwood Highlands Metropolitan District No. 1  
**Obligee:** Same as Principal  
**Type Bond:** Public Official Position Schedule Bond  
**Bond Amount:** \$ 10,000.00  
**Effective Date:** November 18, 2014

The RLI Insurance Company further certifies that the following is a true and exact copy of a Resolution adopted by the Board of Directors of RLI Insurance Company, and now in force to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the RLI Insurance Company has caused these presents to be executed by its Vice President with its corporate seal affixed this 21st day of November, 2014.

ATTEST:

Cynthia S. Dohm  
Cynthia S. Dohm Assistant Secretary



Roy C. Die  
Roi C. Die Vice President

On this 21st day of November, 2014 before me, a Notary Public, personally appeared Roy C. Die and Cynthia S. Dohm, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as Vice President and Assistant Secretary, respectively, of the said RLI Insurance Company, and acknowledged said instrument to be the voluntary act and deed of said corporation.

Jacqueline M. Bockler  
Jacqueline M. Bockler Notary Public

