

CERTIFIED RECORDS
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REMOVAL VOIDS CERTIFICATION*

DISTRICT COURT, ADAMS COUNTY, COLORADO Address: Adams County Justice Center 1100 Judicial Center Drive Brighton, CO 80601	DATE FILED: October 23, 2018 9:24 AM
Petitioner: CLEAR CREEK STATION METROPOLITAN DISTRICT NO. 2	
	▲ COURT USE ONLY ▲
	Case No.:07CV1315 Div.: A Ctrm.:
AMEDED AND RESTATED ORDER ORGANIZING THE CONSOLIDATED DISTRICT KNOWN AS THE MIDTOWN AT CLEAR CREEK METROPOLITAN DISTRICT	

THIS MATTER came before the Court through the filing of a resolution of the Board of Directors of Clear Creek Station Metropolitan District No. 2 to initiate the consolidation of two or more special districts, pursuant to the provisions of Part 6 of Article 1 of Title 32, Colorado Revised Statutes. The Court, being fully advised in the premises, makes the following findings:

The Clear Creek Station Metropolitan District No. 2 ("**District No. 2**") was organized under a Consolidated Service Plan ("**Service Plan**") approved by the Adams County Board of County Commissioners on April 30, 2007, along with the Clear Creek Station Metropolitan District No. 1 ("**District No. 1**") and the Clear Creek Station Metropolitan District No. 3 ("**District No. 3**", collectively, District Nos. 1-3 are referred to herein as the "**Districts**"). A Petition for Organization of District No. 2 was filed with this Court on September 5, 2007.

The resolution of the Board of Directors of District No. 2 to initiate the consolidation of two or more special districts (the "**Initiating Resolution**") was filed with the Court on January

12, 2018, pursuant to § 32-1-602(c), C.R.S. A copy of the Initiating Resolution was mailed to the Adams County Board of County Commissioners in accordance with §32-1-602(c), C.R.S.

The resolutions of the Board of Directors of District No. 1 and District No. 3 concurring with the consolidation of two or more special districts (the "**Concurring Resolutions**") were filed with the Court on January 12, 2018, pursuant to § 32-1-602(c), C.R.S. Copies of the Concurring Resolutions were mailed to the Adams County Board of County Commissioners in accordance with §32-1-602(c), C.R.S.

On February 14, 2018, the Court entered an order calling an election and authorizing the question of the consolidation of the Districts to be submitted at a separate election within each of the Districts in accordance with the provisions of Articles 1 through 13.5 of Title 1, C.R.S., by means of a mail ballot election held on Tuesday, the 8th day of May, 2018, pursuant to a written Mail Ballot Plan on file at the offices of the Designated Election Official (the "**Elections**").

On May 8, 2018, the eligible electors of each of the Districts voted to approve the formation of the Midtown at Clear Creek Metropolitan District ("**Consolidated District**") and the assumption of all bonded indebtedness of the Districts by the Consolidated District.

The organizational board of the Consolidated District met on June 13, 2018 to select the first board, determine the terms of the first board members, and set the amount of director bonds for the first board members.

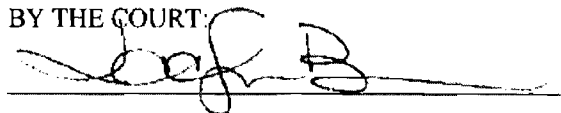
NOW THEREFORE, THE COURT ORDERS:

1. The name of the Consolidated District shall be Midtown at Clear Creek Metropolitan District.
2. The first board members for the Consolidated District shall be:
 - a. Stephen Clark- 6671 Warren Drive Denver, Colorado 80221
 - b. Sam Delp- 1912 W. 68th Avenue Denver, Colorado 80221
 - c. Chris Petro- 7712 S. Cove Circle Centennial, Colorado 80122
 - d. Rachel Williams- 6645 Mariposa Court Denver, Colorado 80221
 - e. Matthew Zielinski- 1844 W. 67th Place Denver, Colorado 80221
3. The terms of the first board shall be:
 - a. Director Delp and Director Petro's terms will expire at the first regular special district election after the date of this Order;
 - b. Director Clark, Director Williams, and Director Zielinski's terms will expire at the second regular special district election after the date of this Order.

4. The director bond amount shall be \$1,000 per director, with the treasurer's bond in the amount of \$5,000. The Court hereby approves the bonds as filed with the Petition for Organization of the Midtown at Clear Creek Metropolitan District.
5. The Consolidated District shall include all property within the boundaries of the Districts and is located in the City of Commerce City, Adams County, Colorado.
6. The Consolidated District is authorized to provide the public improvements and services of the Districts as described in the Service Plan. Specifically, the Consolidated District shall have the power and authority to provide the public improvements contemplated in the Service Plan and to undertake related district activities within the service area of the Consolidated District as such power and authority is described in the Special District Act, other applicable statutes, the common law, and the Constitution, subject to the limitations set forth in the Service Plan.
7. The Consolidated District shall assume any and all outstanding bonded indebtedness of the Districts.

ORDERED this 23rd day of October, 2018.

BY THE COURT:



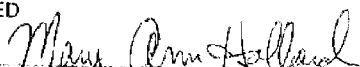
Combined Court, Adams County, CO
CERTIFIED to be a full, true & correct
copy of the original in my custody

JAN 25 2019



DATED

BY


Deputy