

Designated Election Official:  
Tracy Doran  
520 Colorado Avenue, Suite C  
Calhan, Colorado 80808

**NOTICE TO ALL REGISTERED VOTERS OF AN ELECTION TO INCREASE TAXES  
ON A REFERRED MEASURE  
UPPER BLACK SQUIRREL CREEK GROUND WATER  
MANAGEMENT DISTRICT  
EL PASO COUNTY, COLORADO**

Election Type: Polling Place Election  
Election Date: February 2, 2010  
Election Hours: 7A.M. to 7P.M.  
Polling Place/Election Office Address: Upper Black Squirrel Creek Ground Water Management District, 520 Colorado Avenue, Suite C, Calhan, Colorado 80808  
Polling Place/Election Office Telephone: (719) 347-0704

Ballot Title and Text: **BALLOT ISSUE NO. A**  
SHALL THE UPPER BLACK SQUIRREL CREEK GROUND WATER MANAGEMENT DISTRICT TAXES BE INCREASED \$103,234.00 ANNUALLY, OR BY SUCH AMOUNT AS MAY BE RAISED BY THE IMPOSITION OF AN ADDITIONAL AD VALOREM PROPERTY TAX RATE OF 0.4 MILLS, BEING AN INCREASE FROM 0.682 MILLS TO 1.082 MILLS, FOR THE PURPOSES OF PROTECTING, PRESERVING, AND RECHARGING THE GROUND WATER, AND SHALL THE DISTRICT BE AUTHORIZED TO COLLECT, RETAIN, AND SPEND ALL TAX REVENUE COLLECTED FROM SUCH TOTAL PROPERTY TAX RATE, COMMENCING JANUARY 1, 2011 AND CONTINUING THEREAFTER, AS A VOTER APPROVED REVENUE CHANGE TO THE LIMITS WHICH WOULD OTHERWISE APPLY UNDER ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION, OR ANY OTHER LAW, AS THEY CURRENTLY EXIST OR AS THEY MAY BE AMENDED IN THE FUTURE?

Ballot Title and Text: **BALLOT ISSUE NO. B**  
SHALL THE UPPER BLACK SQUIRREL CREEK GROUND WATER MANAGEMENT DISTRICT BE PERMITTED AND AUTHORIZED IN 2010, AND EACH SUBSEQUENT YEAR THEREAFTER, TO RETAIN AND SPEND ALL REVENUES RECEIVED FROM ANY SOURCE WHATSOEVER, IN EXCESS OF THE SPENDING, REVENUE, AND OTHER LIMITATIONS SET FORTH IN ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION, OR ANY OTHER LAW, AS THEY CURRENTLY EXIST OR AS THEY MAY BE AMENDED IN THE FUTURE, FOR THE PURPOSES OF PROTECTING, PRESERVING, AND RECHARGING THE GROUND WATER?

Fiscal Year Spending Information:

2010 (estimated): \$234,525  
2009: \$263,945  
2008: \$181,149  
2007: \$157,531  
2006: \$191,435

Overall percentage change in fiscal year spending: 22.5%  
Overall dollar amount of change: \$43,090

Estimated maximum dollar amount of tax increase for 2011: \$103,234  
Estimated 2011 fiscal year spending without tax increase: \$208,010

Summary of written comments for Ballot Issues Nos. A and B:

The Upper Black Squirrel Creek Ground Water Management District (UBSCGWMD) was petitioned and formed by the taxpaying electors of the District in 1979 to administer and manage the ground water resources of the Upper Black Squirrel Creek Designated Groundwater Basin (which was deemed a designated basin in 1969). It encompasses around 534 miles of central-eastern El Paso County from Falcon east to Calhan and from Peyton and Black Forest on the north, to southeast of Ellicott. The UBSCGWMD is specifically charged with the responsibility of adopting and enforcing rules and regulations for the use, control, conservation and protection of both quantity and quality of the groundwater of the basin.

The District has a board of five directors from 5 districts that are equal in size from the basin. They are volunteers, who are paid no money to sit on the board, attend hearings, attend meetings or anything they do for the district. They spend countless hours doing what is best for the constituents of this basin. The office has one paid employee who oversees the day to day operations. The biggest expenditure that the district faces is legal fees and engineering to protect and preserve the finite resources of the basin. The Board would like to be able to do more proactive things, such as studies, recharging the aquifers, and looking into better ways to preserve and protect the water that is in the Upper Black Squirrel Basin. However, each year brings more litigation and very little resources to do the things the Board would like to do. It is imperative that we protect our finite resource. When the deep aquifers go dry the water is gone...they do not recharge. Our homes won't mean much if there is no water.

The District in the past 8 years has had to defend themselves in numerous court cases to protect your water, and have prevailed in almost every one of those cases. It is expensive to do that, but if they had not fought those cases the precedence and continued mining of water would prove to be detrimental to all of us living in this basin.

If the UBSCGWMD can De Tabor and add an additional 0.4 mill it will help to protect our water. Water is worth more than gold! This is something we need to do to protect ourselves. Please vote yes on these two measures.

Summary of written comments against Ballot Issues Nos. A and B:

No comments were received by the constitutional deadline.

# PUBLISHER'S AFFIDAVIT

STATE OF COLORADO )  
 ) ss.  
COUNTY OF ELBERT )

I, Susan Lister, do solemnly affirm that I am the Publisher of RANGLAND NEWS; that the same is a weekly newspaper published at Simla, County of Elbert, State of Colorado, and has a general circulation therein; that said newspaper has been continuously and uninterruptedly published in said County of Elbert for a period of at least 52 consecutive weeks next prior to the first publication of the annexed notice, that said newspaper is entered in the post office at Calhan, Colorado as second class mail matter and that said newspaper is a newspaper within the meaning of the Act of the General Assembly of the State of Colorado, approved March 30, 1923, and entitled "Legal Notices and Advertisements," with other Acts relating to the printing and publishing of legal notices and advertisements. That the annexed notice was published in the regular and entire issue of said newspaper, once each week for one successive weeks; that the first publication of said notice was in the issue of said newspaper dated:

December 3, 2009

and the last publication of said notice was in the issue of said newspaper dated:

and that copies of each number of said paper in which said notice and/or list was published were delivered by carriers or transmitted by mail to each of the subscribers of said newspaper, Ranchland News, according to the accustomed mode of business in this office.

Susan Lister  
Publisher

The above certificate of publication was subscribed and affirmed to before me, a Notary Public, to be the identical person described in the above certificate, on the

3 day of December, 2009  
Sue Lister  
Notary Public

1/22/12  
(My Notary Public Commission Expiration Date)

## ATTENTION

The Upper Black Squirrel Creek Ground Water Management District is proposing the following language to be on the February 2, 2010 Ballot. The District is requesting public comments for or against the proposed ballot language. Comments must be submitted on or before December 18, 2009 and can be submitted to the District office located at 520 Colorado Avenue, Suite C., Calhan, CO 80808.

A. SHALL THE UPPER BLACK SQUIRREL CREEK GROUND WATER MANAGEMENT DISTRICT BE PERMITTED AND AUTHORIZED IN 2010 AND EACH SUBSEQUENT YEAR THEREAFTER, TO RETAIN AND SPEND ALL REVENUES RECEIVED FROM ANY SOURCE WHATSOEVER, IN EXCESS OF THE SPENDING, REVENUE, AND OTHER LIMITATIONS SET FORTH IN ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION, OR ANY OTHER LAW, AS THEY CURRENTLY EXIST OR AS THEY MAY BE AMENDED IN THE FUTURE, FOR THE PURPOSES OF PROTECTING THE GROUNDWATER FROM POLLUTION, PRESERVING THE GROUNDWATER FROM EXPORTS, AND RECHARGING THE GROUNDWATER?

B. SHALL THE UPPER BLACK SQUIRREL CREEK GROUND WATER MANAGEMENT DISTRICT BE PERMITTED AND AUTHORIZED IN 2010 AND EACH SUBSEQUENT YEAR THEREAFTER, TO RETAIN AND SPEND ALL REVENUES RECEIVED FROM THE LEVY OF 0.4 MILL, FOR THE PURPOSES OF PROTECTING THE GROUNDWATER FROM POLLUTION, PRESERVING THE GROUNDWATER FROM EXPORTS, AND RECHARGING THE GROUNDWATER, IN EXCESS OF THE SPENDING, REVENUE, AND OTHER LIMITATIONS SET FORTH IN ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION, OR ANY OTHER LAW, AS THEY CURRENTLY EXIST OR AS THEY MAY BE AMENDED IN THE FUTURE?

Published December 3, 2009  
In Ranchland News  
Legal No. 14,101