

CHATFIELD EAST PROPERTY OWNERS ASSOCIATION  
P.O. Box 192  
Littleton CO 80160

**Emergency Deep Well Failure Meeting Oct.7th, 2021 SMFD #40 6pm**  
**ACTION BY WRITTEN BALLOT**

**INSTRUCTIONS:** The undersigned member of Chatfield East Property Owners Association hereby acts by written ballot with respect to the matters described below. You may submit one vote per lot. All votes will be confidentially counted by Moehler Graf Attorneys. Votes may be cast at the time of the meeting or postmarked before Oct. 22, 2021. You may use USPS or drop in the secure box at 6015 W Lakeside Ct.

**EACH MEMBER MUST PERSONALLY EXECUTE AND RETURN THIS BALLOT.**

*If you wish to assign a proxy vote either to the Board or another individual you will need to fill out the proxy form and leave this portion blank.*

**In the matter of Deep Well Failure, please vote for (1) ONE.**

\_\_\_\_\_ 1. Authorize up to \*\$60,000 of current Association funds to obtain court approval to reduce or eliminate LFH deep well pumping requirements. Obtain a final determination of the amount of stream depletions that must be replaced. Approve temporary leases of water. There would be no LFH well repairs or future LFH well pumping. This may likely result in the discontinuance of member's Denver-well usage. This will permanently solve our water issues.

\_\_\_\_\_ 2. Authorize up to \*\$100,000 of our current Association funds to pursue changes to the current court-ordered Denver water decrees in order to eliminate replacement obligations for indoor use of the wells, reduce annual LFH pumping requirements by one-half, authorize use of leased water for replacement of depletions, and repair the LFH well. This will result in reduced annual LFH well pumping costs of \$5000, but there will be continued well maintenance costs.

**\*costs are best-estimates; a Special Assessment could be needed to cover additional costs, if any.**

**MEMBER SIGNATURE(S):** If the Lot has multiple current owners in County records, include all owners' names and signatures. If the Lot is owned by an entity other than a person's name (e.g. Trust), please include that in your signature. All boxes must be completely filled out in order to be counted.

Printed Name(s): \_\_\_\_\_ Lot #: \_\_\_\_\_  
\_\_\_\_\_

Owner(s)Signature: \_\_\_\_\_ Date \_\_\_\_\_  
\_\_\_\_\_ Date \_\_\_\_\_

**FILL IN ALL BLANKS ABOVE FOR YOUR VOTE TO COUNT**

CHATFIELD EAST PROPERTY OWNERS ASSOCIATION

# PROXY BALLOT FORM

## Emergency Deep Well Failure Meeting

October 7, 2021 6pm South Metro Station 40

Print Lot Owner Name(s):

\*\* \_\_\_\_\_

Lot Number \_\_\_\_\_

\*\* \_\_\_\_\_

I/We are unable to attend the meeting and hereby assign our proxy to:

**(CHECK ONLY ONE)**

\_\_\_\_\_ Chatfield East Property Owners Association Board of Directors

**OR**

\_\_\_\_\_ Mr./Ms. \_\_\_\_\_

with full power of substitution to vote on my/our behalf on all matters presented for a vote at the subject meeting, and only at this meeting, to represent, vote, execute, consent, waive and otherwise act for the undersigned in the same manner and with the same effect as if the undersigned were personally present at said meeting. This proxy is extended to the above-named assignee with a due date no later than Oct. 22, 2021.

Lot Owner Signature: \*\* \_\_\_\_\_ Date: \_\_\_\_\_

\*\* \_\_\_\_\_ Date: \_\_\_\_\_

\*\* If the Lot has multiple current owners in County records, include all owners' names (above) and signatures. If the Lot is owned by an entity other than a person's name (e.g. Trust), please include above the names of people authorized to represent that entity.

**Note:** Proxy forms must be properly completed to be deemed valid. CEPOA is entitled to reject a proxy appointment if the secretary or other officer or agent authorized to tabulate votes, acting in good faith, has reasonable basis for doubt about the validity of the signature on it or about the signatory's authority to sign for the member