

DISTRICT COURT, GARFIELD (GLENWOOD SPRINGS) COUNTY, COLORADO	
Court Address: 109 8th Street, Ste. 104, Glenwood Springs, CO, 81601	DATE FILED: January 3, 2014 2:17 PM CASE NUMBER: 1900CV8509
	⚠ COURT USE ONLY ⚠
	Case Number: 1900CV8509 Division: C Courtroom:
Order: Order for Change of Name	

The motion/proposed order attached hereto: GRANTED.

Issue Date: 1/3/2014



JAMES BERKLEY BOYD
District Court Judge

DISTRICT COURT, GARFIELD COUNTY STATE OF COLORADO 109 8th St., Suite 104 Glenwood Springs, Colorado 81601 (970) 928-3065	<p style="text-align: center;">▲ COURT USE ONLY ▲</p>
<p style="text-align: center;">IN RE THE NAME CHANGE OF THE BURNING MOUNTAINS FIRE PROTECTION DISTRICT, GARFIELD COUNTY, COLORADO</p>	
Name: Alan Pogue Address: Icenogle Seaver Pogue, P.C. 4725 S. Monaco St., Suite 225 Denver, Colorado 80237 Phone Number: (303) 867-3006 Fax Number: (303) 292-9101 Email: APogue@ISP-law.com Atty. Reg. #: 30156 ATTORNEY FOR THE BURNING MOUNTAINS FIRE PROTECTION DISTRICT	Case No: 1900CV8509 Division: Ctrm:
<p>ORDER FOR CHANGE OF NAME</p>	

THIS MATTER comes on the Petition of the Burning Mountains Fire Protection District ("*Burning Mountains*"), through counsel, to change its name to the "Colorado River Fire Protection District". The Court, having reviewed the Petition and its attached Exhibits, hereby makes the following Findings and Order:

I. Findings

1. On October 21, 1976, the Garfield County District Court, in Civil Action No. 8509, issued an Order organizing the Silt-New Castle Fire Protection District. Pursuant to C.R.S § 32-1-303(1)(a), the Garfield County District Court, as the Court in which Burning Mountains was organized, has original and exclusive jurisdiction over all Burning Mountains matters.

2. On March 25, 1993, the Garfield County District Court issued an Order approving changing the Silt-New Castle Fire Protection District's name to the Burning Mountains Fire Protection District.

3. Burning Mountains and Rifle Fire Protection District ("*Rifle Fire*") are political subdivisions of the State of Colorado ("*State*"), formed pursuant to the Special District Act,

C.R.S. § 32-1-101, *et seq.* ("**Act**"). Both Burning Mountains and Rifle Fire are authorized by the Act to provide, and currently are providing, the same services, which are fire suppression, fire prevention and public education, rescue, extrication, hazardous materials, ambulance, and emergency medical services (collectively, "**Emergency Services**") for the health, safety, and welfare of their respective citizens, the citizens of Garfield County, and the State.

4. Pursuant to the authority granted them by State law, effective September 27, 2012, Burning Mountains and Rifle Fire established a separate public entity known as the Colorado River Fire Rescue Authority to perform Burning Mountains' and Rifle Fire's administrative, operational, and financial functions and to provide the Emergency Services. Burning Mountains and Rifle Fire intended the Colorado River Fire Rescue Authority to be an intermediate step toward their later merger into a single, unified fire protection district.

5. On December 14, 2013, Burning Mountains and Rifle Fire entered into an Intergovernmental Agreement For The Realignment Of Jurisdictional Boundaries And Dissolution Of Rifle Fire Protection District ("**Realignment IGA**") for the purpose of merging Burning Mountains and Rifle Fire into a single, unified fire protection district, terminating the Authority, and dissolving Rifle Fire.

6. Pursuant to the Realignment IGA, Rifle Fire will seek, in two phases, to exclude all of its real property from its jurisdiction pursuant to C.R.S. § 32-1-501(1.5) if Burning Mountains agrees by resolution to include the Rifle Fire real property into Burning Mountains' jurisdiction and to provide the same service to the Rifle Fire real property immediately upon the effective date of the inclusion order.

7. On December 14, 2013, the Burning Mountains Board of Directors ("**Burning Mountains Board**") adopted Resolution No. 2013-12-04, agreeing to include the Rifle Fire real property into its jurisdiction immediately upon exclusion of the Rifle Fire real property from Rifle Fire and to provide Emergency Services to the Rifle Fire real property immediately upon its inclusion.

8. Pursuant to the Realignment IGA, Burning Mountains will change its name to the "Colorado River Fire Protection District" to reflect the merger of Burning Mountains and Rifle Fire into a single, unified fire protection district.

9. Burning Mountains duly published notice of a public meeting to be held on December 14, 2013 at 9:00 a.m. to consider changing its name to the "Colorado River Fire Protection District". On December 14, 2013 at 9:00 a.m., the Burning Mountains Board held a public meeting for the purpose of considering changing its name to the "Colorado River Fire Protection District". There were no objections to the proposed name change during the public meeting.

10. Having considered the name change during a public meeting, and having received no objection to the proposed name change, the Burning Mountains Board found that it is in the

best interests of Burning Mountains and its constituents, and is consistent with the Realignment IGA and the merger of Burning Mountains and Rifle Fire into a single, unified fire protection district, to change its name to the "Colorado River Fire Protection District" for all purposes. Thereafter, on December 14, 2013, the Burning Mountains Board adopted Resolution No. 2013-12-05 approving changing Burning Mountains name to the "Colorado River Fire Protection District" for all purposes.

II. Order

IT IS HEREBY ORDERED that, as of the date of this Order, the name of the Petitioner, Burning Mountains Fire Protection District, is changed for all purposes to the "Colorado River Fire Protection District".

DATED this ____ day of _____, 20__.

BY THE COURT:

District Court Judge