IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No.: 03-Z-2453 (CBS)

KEITH LANCE, CARL MILLER, RENEE NELSON, NANCY O'CONNOR

Plaintiffs,

v.

DONETTA DAVIDSON, SECRETARY OF STATE

Defendant

AFFIDAVIT OF KEITH LANCE

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1. I, Keith Lance, reside at 302 6th Street, City of Fowler, Otero County, Colorado.

2. I am a citizen of Colorado and registered elector, eligible to vote in Colorado state elections and federal elections.

3. I have voted in each state and federal election since the beginning of 2000.

4. I plan to vote in all future state and federal elections as a resident of the City ofFowler, Otero County Colorado.

5. The redistricting plan adopted by the Denver District Court in 2002, (the "Court's Plan") places me in the Third Congressional District and divides Otero County between the Third and Fourth Congressional Districts.

6. The Court's Plan denied me the right to vote in congressional districts created by the state legislature pursuant to the elections clause of the U.S. Constitution.

7. The division of Otero County between two congressional districts dilutes the voice of all Otero residents, myself included.

8. As such, upon the institution of the Court's Plan, I petitioned the legislature to implement new congressional districts in which the voices of Otero County residents was not diluted.

9. The redistricting plan adopted in 2003 by the Colorado General Assembly (the "General Assembly's Plan") kept Otero County whole, placing it in the Fifth Congressional District. Such plan effectively redressed the grievances that I had put before the legislature.

10. The Colorado Supreme Court's removal of the General Assembly's Plan and institution of the Court's Plan has created a situation in which, each time I vote, I face a continuing and ongoing violation of my fundamental right to vote in congressional districts created by the state legislature pursuant to the elections clause of the United States Constitution.

FURTHER THE AFFIANT SAYETH NAUGHT.

Dated this 22nd day of July, 2006.

Keith Lance

Keith Lance

STATE OF COLORADO)
)ss.
COUNTY OF OTERO)

SUBSCRIBED AND SWORN TO before me this 22nd day of July 2006, by Robert Daly.

WITNESS MY HAND AND OFFICIAL SEAL.

My commission expires 9-19-2007.

Notary Public