

3. The parties agreed that the 2000 actual value of the subject property should be reduced to:

REFERENCE ATTACHED STIPULATION.

4. The Board concurs with the Stipulation.

ORDER:

Respondent is ordered to reduce the 2000 actual value of the subject property, as set forth above.

The Grand County Assessor is directed to change his records accordingly.

DATED/MAILED this 30th day of January, 2002.

This decision was put on the record

January 29, 2002

BOARD OF ASSESSMENT APPEALS

Karen E. Hart

Karen E. Hart

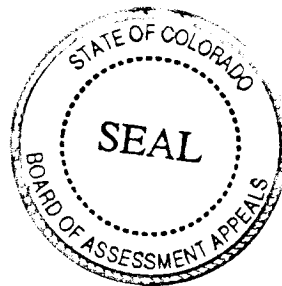
Mark R. Linné

Mark R. Linné

I hereby certify that this is a true and correct copy of the decision of the Board of Assessment Appeals

Penny S. Bunnell
Penny S. Bunnell

Docket Number 37719 (partial) and 37720



BOARD OF ASSESSMENT APPEALS
STATE OF COLORADO
1313 Sherman Street, Room 315
Denver, Colorado 80203

Petitioner:
CLIMAX MOLYBDENUM COMPANY,

v.

Respondent:
**GRAND COUNTY BOARD OF
EQUALIZATION.**

Attorney for Petitioner:

Norman H. Wright
Holme Roberts & Owen, LLP
1700 Lincoln Street, Suite 4100
Denver, CO 80203-4124
Phone Number: 303-866-0696
FAX Number: 303-866-0200
E-mail: wrightn@hro.com
Atty. Reg. #: 030625

Attorney for Respondent:

Anthony J. DiCola
Grand County Attorney
400 Byers Ave., P.O. Box 312
Hot Sulphur Springs, CO 80451
Phone Number: (970)725-3315
Fax Number: (970)725-3325
Atty. Reg.#: 5598

Docket Number(s): 37719, 37720

Schedule Number(s): R014262,
P016010, R025860, P026050,
R014261,

02 JAN 25 11:11:55
STATE OF COLORADO
BOARD OF ASSESSMENT APPEALS

STIPULATION FOR ORDER, 2000 TAX YEAR ,

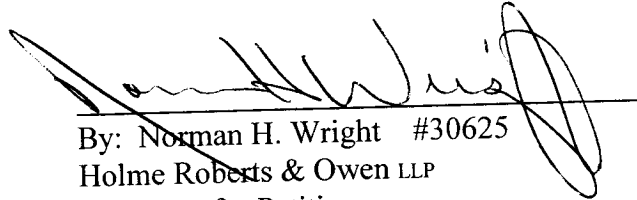
COMES NOW, the Petitioner, and Respondent who hereby agree and stipulate as follows:

1. That the appeal to Board of Assessment Appeals Docket No. 37719, Schedule No. P016010 and Board of Assessment Appeals Docket No. 37720, Schedule No.'s R025860, R041261 and P026050 shall be withdrawn with prejudice and jointly move the Board of Assessment Appeals to enter its order based on this Stipulation.

2. Appeal to Board of Assessment Appeals Docket No. 37719, Schedule No. R014262, remains and is not being withdrawn.

SO STIPULATED this 22 day of January, 2002.

CLIMAX MOLYBDENUM COMPANY,
Petitioner



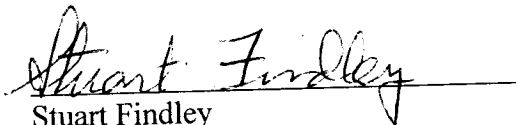
By: Norman H. Wright #30625
Holme Roberts & Owen LLP
Attorneys for Petitioner
1700 Lincoln, Suite 4100
Denver CO 80203
(303) 861-7000

GRAND COUNTY BOARD
OF EQUALIZATION
Respondent



By: Anthony J. DiCola #5598
Grand County Attorney
308 Byers Avenue, P.O. Box 312
Hot Sulphur Springs, CO 80451
(970) 725-3315

GRAND COUNTY ASSESSOR



Stuart Findley
Grand County Assessor
308 Byers Avenue, P.O. Box 264
Hot Sulphur Springs, CO 80451
(970) 725-3347

<p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p>CLIMAX MOLYBDENUM COMPANY,</p> <p>v.</p> <p>Respondent:</p> <p>GRAND COUNTY BOARD OF EQUALIZATION.</p>	
<p>Attorney or Party Without Attorney for the Petitioner:</p> <p>Name: Norman H. Wright, Esq. Address: 6 South Rosemary Street Denver, CO 80230</p> <p>Phone Number: E-mail: Attorney Registration No.:</p>	<p>Docket Number: 37719 (Supplemental)</p>
<p>ORDER ON STIPULATION</p>	

THE PARTIES TO THIS ACTION entered into a Stipulation, which has been approved by the Board of Assessment Appeals. A copy of the Stipulation is attached and incorporated as a part of this decision.

FINDINGS OF FACT AND CONCLUSIONS:

1. Subject property is described as follows:

County Schedule No.: R146262

Category: Valuation

Property Type: Producing Mine

2. Petitioner is protesting the 2000 actual value of the subject property.

3. The parties agreed that the 2001 actual value of the subject property should be reduced to:

Total \$19,185,966.00

4. The Board concurs with the Stipulation.

ORDER:

Respondent is ordered to reduce the 2001 actual value of the subject property, as set forth above.

The Grand County Assessor is directed to change his records accordingly.

DATED/MAILED this 7th day of September, 2002.

This decision was put on the record

September 6, 2002

BOARD OF ASSESSMENT APPEALS

Karen E Hart

Karen E. Hart

I hereby certify that this is a true and correct copy of the decision of the Board of Assessment Appeals

Debra A. Baumbach

Debra A. Baumbach

Penny S. Bunnell
Penny S. Bunnell

Docket Number: 37719



BOARD OF ASSESSMENT APPEALS STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203	Docket Number: 37719 Schedule Number: R146269 RECEIVED 02 SEP - 6 PM 12: 22 STATE OF COLORADO BOARD OF ASSESSMENT APPEALS
Petitioner: CLIMAX MOLYBDENUM COMPANY, v. Respondent: GRAND COUNTY BOARD OF EQUALIZATION.	
Attorney for Petitioner: Norman H. Wright Holme Roberts & Owen, LLP 1700 Lincoln Street, Suite 4100 Denver, CO 80203-4124 Phone Number: 303-866-0696 FAX Number: 303-866-0200 E-mail: wrightn@hro.com Atty. Reg. #: 030625	
SUPPLEMENTAL STIPULATION FOR ORDER, 2000 TAX YEAR	

Petitioner, and Respondent hereby enter into this Stipulation regarding Tax Year 2000, taxes paid in 2001, for the valuation of the subject property, and jointly move the Board of Assessment Appeals to enter its final order based on this stipulation.

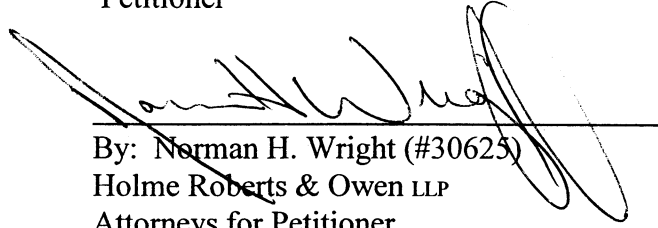
Petitioner and Respondent state, agree and stipulate as follows:

1. The above captioned proceeding is an appeal and protest of commercial personal property value and mine value for an operating mine as determined by the Grand County Board of Equalization for certain personal property and an operating molybdenum mine located at the Henderson mine and mill located in Grand and Clear Creek Counties, Colorado.
2. The subject property under Assessor Schedule No. P016010 is commercial personal property and the parties submitted a prior stipulation as to this schedule, which stipulation is unaffected by this supplemental stipulation..

3. The subject property under Assessor Schedule No. R146262 is the value of an operating mine, as to that portion located in Grand County, and determined pursuant to C.R.S. § 39-6-106.
4. Climax's petition in appeal was timely filed and this Board has jurisdiction over the parties and the subject matter herein.
5. Attached as Attachment A is the actual value of Climax's subject property, as assigned by the Grand County Assessor for Tax Year 2000.
6. Attached as Attachment A-1 is the actual value of Climax's subject property, as assigned by the Grand County Board of Equalization for Tax Year 2000.
7. Based upon a further review of the data regarding Climax's Henderson Mine production and expenses the Parties stipulate and agree that if competent and qualified witnesses were called to testify under oath, the actual value of Climax's subject property is set forth on Attachment B.
8. This stipulation is jointly submitted in lieu of an evidentiary hearing and the parties waive notice of the convening of the Board for the purpose of accepting this stipulation and entering an appropriate order in conformity therewith. The hearing for this docket was set for November 26, 2001, but continued pending this submission.
9. Petitioner acknowledges that the Grand County Assessor has corrected its records in conformity herewith
10. The Board should enter an appropriate order setting the actual value of Climax's property for tax year 2000, in accord with the data set forth on Attachment B.

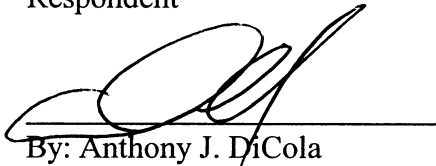
SO STIPULATED this 4th day of September, 2002.

CLIMAX MOLYBDENUM COMPANY,
Petitioner



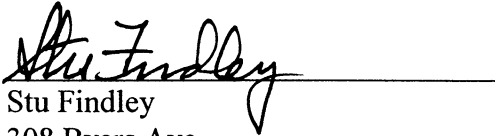
By: Norman H. Wright (#30625)
Holme Roberts & Owen LLP
Attorneys for Petitioner
1700 Lincoln, Suite 4100
Denver CO 80203
(303) 861-7000

GRAND COUNTY BOARD
OF EQUALIZATION
Respondent



By: Anthony J. DiCola
Grand County Attorney
308 Byers Ave.
Hot Sulphur Springs, CO 80451
(970) 725-3303

GRAND COUNTY ASSESSOR



Stu Findley
308 Byers Ave.
Hot Sulphur Springs, CO 80451
(970) 725-3347

ATTACHMENT A
DOCKET NUMBER 37719

Actual Value as originally assigned by the Grand County Assessor

<u>Schedule Number</u>	<u>Actual Value</u>
R146262	\$28,673,190

ATTACHMENT A-1
DOCKET NUMBER 37719

Actual Value as originally assigned by the Grand County B.O.E.

<u>Schedule Number</u>	<u>Actual Value</u>
R146262	\$28,673,190

ATTACHMENT B
DOCKET NUMBER 37719
Actual Value as agreed to by all Parties

<u>Schedule Number</u>	<u>Actual Value</u>
R146262	\$19,185,966