

<p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p>TOM BROWN INC.,</p> <p>v.</p> <p>Respondent:</p> <p>GARFIELD COUNTY BOARD OF COMMISSIONERS</p>	▲
<p>Attorney or Party Without Attorney for the Petitioner:</p> <p>Name: John L. Bordes, Jr. Esq. Address: 2045 Broadway, Suite 100 Boulder, CO 80302-5202 Phone Number: (303) 444-2993 E-mail: Attorney Registration No.:</p>	<p>Docket Number: 40072</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 Joint Motion for Order Abating and Refunding Taxes 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.: 908506, 901400, 901800, 903900
Category: Refund/Abatement Property Type: Oil and Gas Production

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

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

REFERENCE ATTACHED JOINT MOTION FOR ORDER ABATING AND REFUNDING TAXES.

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 Garfield County Assessor is directed to change her records accordingly.

DATED/MAILED this 20th day of March, 2002.

This decision was put on the record

March 19, 2002

BOARD OF ASSESSMENT APPEALS

Karen E Hart

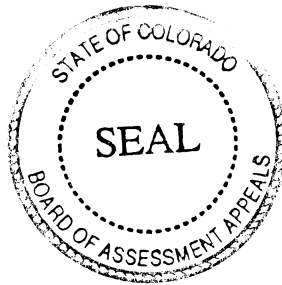
Karen E. Hart

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 40072

**BEFORE THE BOARD OF ASSESSMENT APPEALS
FOR THE STATE OF COLORADO**

TOM BROWN INC.)	
)	
Petitioner,)	
)	
Vs.)	Docket No. 40072
)	
GARFIELD COUNTY BOARD)	Schedule No. 908506+3
OF COMMISSIONERS)	
)	
Respondent.)	

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STATE OF COLORADO
BOARD OF ASSESSMENT APPEALS

**JOINT MOTION FOR ORDER ABATING AND REFUNDING TAXES
AND
DISMISSAL WITH PREJUDICE**

COMES NOW, Tom Brown Inc., hereinafter the “Petitioner” and the Garfield County Board of County Commissioners, hereinafter the “Respondent”, and through their undersigned counsel, move the Board of Assessment Appeals for an Order abating and refunding taxes for the year 2000 in accordance with the Schedule attached hereto and made a part hereof including the dismissal of the above matter with prejudice. In support of said motion and order, Petitioner and Respondent state as follows:

1. The original assessed values were based on “clerical errors” committed by the Petitioner in filing its leasehold volumes and values for Personal Property Schedule Numbers 901800, 901400, 903900, and 908506.
2. Petitioner has provided Respondent documentary evidence detailing the nature and amount of the “clerical errors”.

3. Respondent has reviewed the documentary evidence and is satisfied the “clerical errors” have resulted in taxes being levied in error.
4. Petitioner and Respondent agree the petitions for abatement and refund were timely filed and the remedy is in accord with C.R.S. § 39-10-114(1)(a)(I)(A).
5. The Board of Assessment Appeals has jurisdiction pursuant to C.R.S. § 39-2-125(f).
6. Petitioner and Respondent mutually agree that the total amount of tax to be refunded for all scheduled properties attached hereto is \$92,253.00. Petitioner hereby waives any right or claim to interest that may be due and owing on the amounts appearing on the attached schedule. Further, Petitioner and Respondent mutually agree the payment of \$92,253.00 shall be in full and complete satisfaction of the claims made herein.
7. The abatement and refund order of the Board of Assessment Appeals will resolve all claims between the Petitioner and Respondent, and this matter can be dismissed with prejudice.

WHEREFORE, Petitioner and Respondent pray the Board issue its order in accordance with the attached schedule and dismiss this case with prejudice.

Respectfully submitted this 15th day of March, 2002.

Tom Brown Inc.

By: John L. Bowler, Jr.
For Petitioner

Board of County Commissioners
Of Garfield County

By: [Signature]
For Respondent

SCHEDULE

Schedule Number	Original Value	Abated Value	Corrected Value	Abated Tax
901800	893,650	421,694	471,956	25,036
901400	648,187	258,742	389,445	14,851
903900	574,624	212,409	362,216	11,784
908506	2,967,005	714,887	2,252,118	40,582