BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203	Docket Number: 50360			
Petitioner:				
HOLCIM (US) INC.,				
v.				
Respondent:				
FREMONT COUNTY BOARD OF EQUALIZATION.				
ORDER ON STIPULATION				

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.: 984-05-019+1

Category: Valuation Property Type: Mixed Use

- 2. Petitioner is protesting the 2008 actual value of the subject property.
- 3. The parties agreed that the 2008 actual value of the subject property should be reduced to:

Total Value: \$31,153,099

(Reference Attached Stipulation)

4. The Board concurs with the Stipulation.

ORDER:

Respondent is ordered to reduce the 2008 actual value of the subject property, as set forth above.

The Fremont County Assessor is directed to change his/her records accordingly.

DATED AND MAILED this 2nd day of March 2011.

BOARD OF ASSESSMENT APPEALS

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Diane M. DeVries

Debra A. Baumbach



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



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Board of Assessment Appeals State of Colorado 1313 Shërman Street, Room 315 Denver, CO 80203 Telaphone: (303) 866-5820	ş		
HOLCEM (US), INC., Finintiff,			2011 FED 22
RREMONT COUNTY BOARD OF EQUALIZATION, Respondent.		COURT USE ONLY	111 7- 54
Brendin L. Jackson Fremont County Attorney 615 Macon Ave., Suite 211 Canon City, CO 91212 719.276-7499 fax: 719.276-7497 Attorney Registration #15172		Docket Number: 50360 County Schedule No: 984-05-019 + 1	

Petitioner and Respondent hereby enter into this Stipulation regarding the tax year 2008 valuation of the subject real property, and jointly move the Board of Assessment Appeals to enter its order based on this Stipulation.

Petitioner and Respondent agree and stipulate as follows:

1. Actual value assigned to schedule number 984-05-019:

Vacant Land:	\$2,057,238	
Natural Resources:	\$7,638,693	
Residential:	\$ 0	(Deleted)
Industrial:	\$21,001,168	(After removal of "Tower" value)
Total:	\$30,697,099	

2. Actual value assigned to schedule number 984-05-021: \$456,000

3. The valuations as established in this Stipulation shall be binding with respect to only tax year 2008.

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4. The parties are agreeing to the actual values set forth in this Stipulation as a compremise of disputed issues, in order to avoid the necessity of further litigation with respect to those issues for tax year 2008.

5. Both parties agree that the hearing scheduled before the Board of Assessment Appeals on February 22 and 23, 2011 at 8:30 a.m. should be vacated.

DATED this 2/ day of February, 2011.

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Alan Pde, Esq. U Holland & Hart, LLP for Petitioner Holcian (US), Inc. 6380 South Fiddlers Green Circle Suite 500 Greenwood Village, CO 80111 Telephone: 303/290-1616

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Brenda L. Jackson, Esq., County Attorney for Respondent, Board of Equalization 615 Macon Ave., Ste 211 Canon City, CO 81212 Telephone: 719/276-7499