

<p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p>ESTES INDUSTRIES, INC.,</p> <p>v.</p> <p>Respondent:</p> <p>FREMONT COUNTY BOARD OF COMMISSIONERS.</p>	
<p>Attorney or Party Without Attorney for the Petitioner:</p> <p>Name: Jim Mauss, Estes Industries Address: 1295 H Street Penrose, Colorado 81240 Phone Number: (719) 372-6565 x254 E-mail: Attorney Registration No.:</p>	<p>Docket Number: 38078</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:

PERSONAL PROPERTY (EQUIPMENT AND MACHINERY)

2. Petitioner is protesting the 1998 actual value of the subject property.

3. The parties agreed that the 1998 actual value of the subject property should be reduced to:

Personal Property	\$353,127.00
Land	\$NA
Improvement	<u>\$NA</u>
Total	\$353,127.00

4. The Board concurs with the Stipulation.

ORDER:

Respondent is ordered to reduce the 1998 actual value of the subject property, as set forth above.

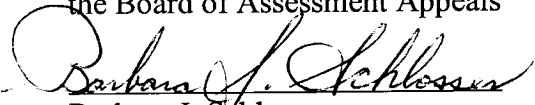
The Fremont County Assessor is directed to change his records accordingly.

DATED/MAILED this 22nd day of August, 2001.

This decision was put on the record

August 22, 2001

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

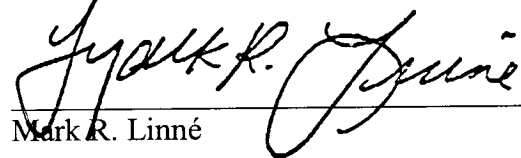

Barbara J. Schlosser

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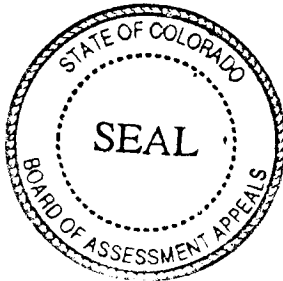
BOARD OF ASSESSMENT APPEALS



Karen E. Hart



Mark R. Linné



**BOARD OF ASSESSMENT APPEALS
STATE OF COLORADO**

Docket Number: 38078
Single County Schedule Number: 46800P

STIPULATION (As to Abatement/Refund for Tax Year 1998)

ESTES INDUSTRIES, INC.

Petitioner,

vs.

FREMONT COUNTY BOARD OF COMMISSIONERS,

Respondent.

Petitioner(s) and Respondent hereby enter into this Stipulation regarding the tax year 1998 valuation of the subject property, and jointly move the Board of Assessment Appeals to enter its order based on this stipulation.

Petitioner(s) and Respondent agree and stipulate as follows:

1. The property subject to this stipulation is described as:
PERSONAL PROPERTY (EQUIPMENT AND MACHINERY)

2. The subject property is classified as INDUSTRIAL (what type of property).

3. The County Assessor originally assigned the following actual value to the subject property for tax year 1998: 811,200

PP		<u>811,200</u>
Land	\$ <u>NA</u>	<u>.00</u>
Improvements	\$ <u>NA</u>	<u>.00</u>
Total	\$ <u>811,200</u>	<u>.00</u>

4. After a timely appeal to the Board of Commissioners, the Board of Commissioners valued the subject property as follows:

PP		<u>811,200</u>
Land	\$ <u>NA</u>	<u>.00</u>
Improvements	\$ <u>NA</u>	<u>.00</u>
Total	\$ <u>811,200</u>	<u>.00</u>

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5. After further review and negotiation, Petitioner(s) and County Board of Commissioners agree to the following tax year 1998 actual value for the subject property:

PERSONAL PROPERTY	\$353127.00
Land	\$ <u>NA</u> .00
Improvements	\$ <u>NA</u> .00
Total	\$ <u>353,127.00</u>

6. The valuation, as established above, shall be binding only with respect to tax year 1998.

7. Brief narrative as to why the reduction was made:

ESTES INDUSTRIES INADVERTENTLY LISTED EQUIPMENT AND MACHINERY
ACQUIRED IN 1997 ON THEIR PERSONAL PROPERTY DECLARATION THAT
DID NOT COME TO FREMONT COUNTY, BUT DID IN FACT LOCATE IN
CALIFORNIA.

8. Both parties agree that the hearing scheduled before the Board of Assessment Appeals on _____ (date) at _____ (time) be vacated or a hearing has not yet been scheduled before the Board of Assessment Appeals.

DATED this 30th day of August 2001.

[Signature]
Petitioner(s) or Agent or Attorney

[Signature]
County Attorney for Respondent,
Board of Commissioners

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Telephone: 719 372-6565 x251

Address:
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Canon City Co
81212

Telephone: 719-276-7498

[Signature]
County Assessor

Address:
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Canon City Co
81212

Telephone: 719-276-7310

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