

<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: 1700 Lincoln St., Suite 4100 Denver, CO 80203-4541 Phone Number: (303) 861-7000 E-mail: Attorney Registration No.:</p>	<p>Docket Number: 38645</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.: P016010 and P026050
Category: Valuation **Property Type: Personal**

2. Petitioner is protesting the 2001 actual value of the subject property.

3. The parties agreed that the 2001 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 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 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

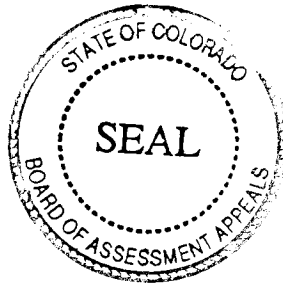
I hereby certify that this is a true and correct copy of the decision of the Board of Assessment Appeals

Mark R. Linné

Mark R. Linné

Penny S Bunnell
Penny S. Bunnell

Docket Number 38645



<p>BOARD OF ASSESSMENT APPEALS STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p>	
<p>Petitioner: CLIMAX MOLYBDENUM COMPANY,</p> <p>v.</p> <p>Respondent: GRAND COUNTY BOARD OF EQUALIZATION.</p>	<p>Docket Number: 38645</p> <p>Schedule Number(s): P016010 and P026050</p>
<p>Attorney for Petitioner:</p> <p>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</p> <p>Attorney for Respondent:</p> <p>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</p>	<p style="text-align: center;"> RECEIVED 02 JAN 25 AM 11:55 BOARD OF ASSESSMENT APPEALS </p>
<p style="text-align: center;">STIPULATION FOR ORDER, 2001 TAX YEAR</p>	

Petitioner, and Respondent hereby enter into this Stipulation regarding Tax Year 2001, taxes paid in 2002, for the valuation of the subject property, and jointly move the Board of Assessment Appeals to enter its order based on this stipulation.

Petitioner and Respondent state, agree and stipulate as follows:

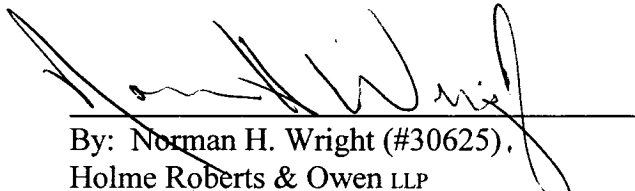
1. The above captioned proceeding is an appeal and protest of commercial personal property values as determined by the Grand County Board of Equalization for certain personal

property located at the Henderson mine and mill located near Parshall, Colorado, P016010, and the Kremmling transfer station, P026050.

2. The subject properties is commercial personal property.
3. Climax's petition in appeal was timely filed and this Board has jurisdiction over the parties and the subject matter herein.
4. Attached as Attachment A is the actual value of Climax's subject property, as assigned by the Grand County Assessor for Tax Year 2001.
5. 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 2001.
6. Based upon a further review of the complete asset lists of Climax's personal property, and negotiation 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.
7. 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. The hearing date for this docket has not yet been set.
8. The Board should enter an appropriate order setting the actual value of Climax's commercial personal property for tax year 2001, in accord with the data set forth on Attachment B.

SO STIPULATED this 22nd day of January, 2002.

CLIMAX MOLYBDENUM COMPANY,
Petitioner



By: Norman H. Wright (#30625),
Holme Roberts & Owen LLP

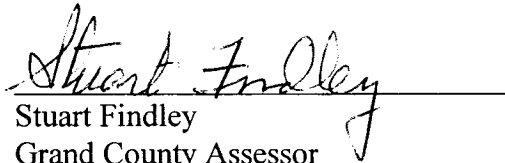
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GRAND COUNTY BOARD
OF EQUALIZATION
Respondent



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(970) 725-3315

GRAND COUNTY ASSESSOR



Stuart Findley
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ATTACHMENT A
DOCKET NUMBER 38645

Actual Value as originally assigned by the Grand County Assessor

<u>Schedule Number</u>	<u>Actual Value</u>
P016010	\$94,600,000
P026050	\$ 660,000

ATTACHMENT A-1
DOCKET NUMBER 38645

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

<u>Schedule Number</u>	<u>Actual Value</u>
P016010	\$94,600,000
P026050	\$ 660,000

ATTACHMENT B
DOCKET NUMBER 38645

Actual Value as agreed to by all Parties

<u>Schedule Number</u>	<u>Actual Value</u>
P016010	\$34,400,000
P026050	\$ 240,000