

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

Docket Number: 43853

Petitioner:

PETRON DEVELOPMENT COMPANY,

v.

Respondent:

YUMA COUNTY BOARD OF EQUALIZATION.

AMENDMENT TO ORDER (On Stipulation)

THE BOARD OF ASSESSMENT APPEALS hereby amends its 2007 Order in the above-captioned appeal to reflect the **correct tax year of 2004.**

In all other respects, the March 13, 2007 Order shall remain in full force and effect.

DATED/MAILED this 16th day of March, 2007.

This amendment was put on the record

March 16th, 2007

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

Heather Wilcox
Heather Wilcox

BOARD OF ASSESSMENT APPEALS

Karen E Hart

Karen E. Hart

Debra A Baumbach

Debra A. Baumbach



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<p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p>PETRON DEVELOPMENT COMPANY,</p> <p>v.</p> <p>Respondent:</p> <p>YUMA COUNTY BOARD OF EQUALIZATION.</p>	<p>Docket Number: 43853</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 Nos.: P900760 + 31

Category: Valuation Property Type: Personal
2. Petitioner is protesting the 2005 actual value of the subject property.
3. The parties agreed that the issues raised by the Petitioner in this appeal are moot pursuant to paragraph 2 of the attached Stipulation.
4. The Board concurs with the Stipulation.

ORDER:

The Board accepts the attached Stipulation and dismisses this appeal as moot. The hearing scheduled for April 23, 2007 is hereby vacated.

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

DATED/MAILED this 14th day of March, 2007.

This decision was put on the record

March 13, 2007

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

Heather Wilcox
Heather Wilcox

BOARD OF ASSESSMENT APPEALS

Karen E. Hart

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BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, CO 80203	
Petitioner: PETRON DEVELOPMENT COMPANY v. Respondent: YUMA COUNTY BOARD OF EQUALIZATION	
<u>Attorney for Petitioner:</u> Name: Alan Poe, No. 7641 Address: Holland & Hart LLP 8390 E. Crescent Pkwy., Suite 400 Greenwood Village, CO 80111 Phone Number: (303) 290-1616 Fax Number: (303) 290-1606 E-mail: apoe@hollandhart.com	Docket Number: 43853 Tax Year(s): 2004 County Schedule No. P900760+31
<u>Attorney for Respondent:</u> Name: Josh A. Marks, No. 16953 Address: Berg Hill Greenleaf & Ruscitti LLP 1712 Pearl Street Boulder, CO 80302 Phone Number: (303) 402-1600 Fax Number: (303) 402-1601 E-mail: jam@bhgrlaw.com	2007 MAR 12 10:29:10
STIPULATION	

Petitioner Petron Development Company and Respondent Yuma County Board of Equalization respectfully stipulate as follows:

1. The parties agree that the issues involved in this case were resolved by the Colorado Court of Appeals in *Petron Development Co., et al. v. Washington County Assessor, et al.*, Cases No. 05CA0589 and No. 05CA0590 (not selected for publication).

2. The parties agree that the decision of the Court of Appeals described in paragraph 1 has been implemented with respect to the Notices of Valuation involved in

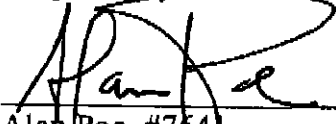
this case, through the withdrawal of the original Notices of Valuation, the issuance of Notices of Valuation to the actual owners of the personal property, and the allowance of the exemption found in section 39-3-119.5, Colorado Revised Statutes, to the actual owners of personal property who own less than \$2,500 of personal property in the county.

3. As a result of the actions described in paragraph 2, the issues raised by the Petitioner in this appeal are moot.

4. The parties request that the Board enter an Order accepting this stipulation and dismissing this appeal as moot.


Dated: ~~February~~ ^{March} 12, 2007.

Respectfully submitted,



Alan Poe, #764
Holland & Hart LLP

ATTORNEY FOR PETITIONER



Josh A. Marks, #16953
Berg Hill Greenleaf & Ruscitti LLP

ATTORNEY FOR RESPONDENT