

<p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p>	<p>Docket Number: 47753</p>
<p>Petitioner: DIAMOND SHAMROCK REFINING AND MARKETING COMPANY,</p> <p>v.</p> <p>Respondent: EL PASO COUNTY BOARD OF COMMISSIONERS.</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.: 468,005

Category: Abatement Property Type: Commercial Personal
2. Petitioner is protesting the 2004 actual value of the subject property.
3. The parties agreed that the 2004 actual value of the subject property should be reduced to:

Total Value: \$45,181

(Reference Attached Stipulation)
4. The Board concurs with the Stipulation.

ORDER:

Respondent is ordered to reduce the 2004 actual value of the subject property, as set forth above.

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

DATED AND MAILED this 24th day of December 2007.

BOARD OF ASSESSMENT APPEALS

This decision was put on record

December 21, 2007

Karen E Hart

Karen E. Hart

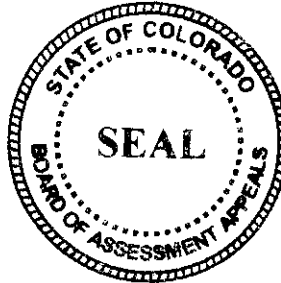
I hereby certify that this is a true and correct copy of the decision of the Board of Assessment Appeals.

Debra A Baumbach

Debra A. Baumbach

Toni Rigiroszi

Toni Rigiroszi



**BOARD OF ASSESSMENT APPEALS
STATE OF COLORADO**

Docket Number: **47753**
El Paso County Personal Property Schedule Number: **468005**

STIPULATION (As to Tax Year **2004** Actual Value)

Diamond Shamrock Refining and Marketing Company

Petitioner(s),

vs.

EL PASO COUNTY BOARD OF COMMISSIONERS,

Respondent

Petitioner(s) and Respondent hereby enter into this Stipulation regarding the tax year **2004** valuation of the subject Personal 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 Personal Property subject to this Stipulation is located at:

6525 FOUNTAIN MESA ROAD

2. The subject property is classified as **Personal Property**.

3. The County Assessor originally assigned the following actual value to the subject Personal Property for tax year **2004**:

Personal Property: **\$57,819.00**

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

Personal Property: **\$57,819.00**

STATE OF COLORADO
BOARD OF ASSESSMENT APPEALS
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5. After further review and negotiation, Petitioner(s) and County Board of Commissioners agree to the following tax year **2004** actual value for the subject Personal Property:

Personal Property: **\$45,181.00**

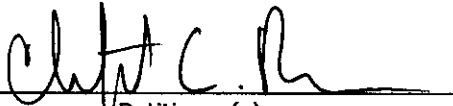
6. The valuation, as established above, shall be binding only with respect to tax year **2004**.

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

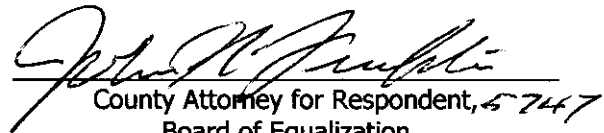
Further review indicates Personal Property was overvalued for tax year 2004.

8. Both parties agree that the hearing, as yet unscheduled before the Board of Assessment Appeals, be vacated.

DATED this **29th** day of **November, 2007**

x 

Petitioner(s)
By: **Christopher C. Rosas, Esq.**
Burleson Cooke, LLP



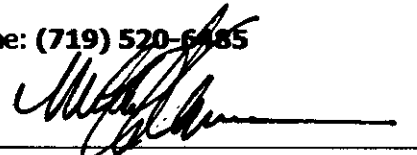
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Mark Lowderman, County Assessor

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Telephone: **(719) 520-6605**

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