

<p><b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203</p>	<p><b>Docket Number: 51990</b></p>
<p>Petitioner: <b>HOLCIM (US) INC.,</b></p> <p>v.</p> <p>Respondent: <b>FREMONT COUNTY BOARD OF EQUALIZATION.</b></p>	
<p align="center"><b>ORDER ON STIPULATION</b></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.: 98405019+1**

**Category: Valuation      Property Type: Mixed Use**

2. Petitioner is protesting the 2009 actual value of the subject property.

3. The parties agreed that the 2009 actual value of the subject property should be reduced to:

**Total Value:            \$27,213,818**

(Reference Attached Stipulation)

4. The Board concurs with the Stipulation.

**ORDER:**

Respondent is ordered to reduce the 2009 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 18th day of October 2011.

**BOARD OF ASSESSMENT APPEALS**

*Diane M DeVries*

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Diane M. DeVries

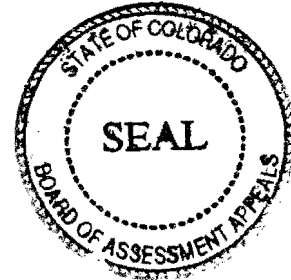
I hereby certify that this is a true and correct copy of the decision of the Board of Assessment Appeals.

*Debra A Baumbach*

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Debra A. Baumbach

*CM*  
\_\_\_\_\_  
Cara McKeller



<b>Board of Assessment Appeals</b> <b>State of Colorado</b> <b>1313 Sherman Street, Room 315</b> <b>Denver, CO 80203</b> <b>Telephone: (303) 866-5820</b>	
<b>HOLCIM (US), INC.,</b>  <b>Plaintiff,</b>  <b>v.</b>  <b>FREMONT COUNTY BOARD OF</b> <b>EQUALIZATION,</b>  <b>Respondent.</b>	<b>COURT USE ONLY</b>
<b>Brenda L. Jackson</b> <b>Fremont County Attorney</b> <b>615 Macon Ave., Suite 211</b> <b>Canon City, CO 81212</b> <b>719.276-7499 fax: 719.276-7497</b> <b>Attorney Registration #15172</b>	<b>Docket Number: 51990</b>  <b>County Schedule No: 98405019</b> <b>99920372</b>  <b>TAX YEAR: 2009</b>
<b>STIPULATION REGARDING REAL PROPERTY</b>	

Petitioners and Respondent hereby enter into this Stipulation regarding the tax year 2009 valuation of the subject personal property, and jointly move the Board of Assessment Appeals to enter its order based on this stipulation.

Petitioners and Respondent agree and stipulate as follows:

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

2009 LAND VALUE: \$2,057,238

2009 IMPROVEMENT VALUE: \$17,602,460

**2009 TOTAL ACTUAL VALUE: \$19,659,698**

2. Actual Value assigned to schedule number 999-20-372

**2009 TOTAL VALUE: \$7,554,120**

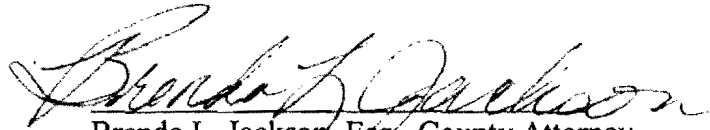
3. The parties are agreeing to the actual value set forth in this Stipulation as a compromise of disputed issues, in order to avoid the necessity of further litigation with respect to those issues for tax year 2009.

4. The parties agree that the hearing scheduled before the Board of Assessment Appeals on October 19, 2011 at 8:30 a.m. (8 hours per side) should be vacated.

DATED this 19 day of October, 2011

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3. The parties are agreeing to the actual value set forth in this Stipulation as a compromise of disputed issues, in order to avoid the necessity of further litigation with respect to those issues for tax year 2009.

4. The parties agree that the hearing scheduled before the Board of Assessment Appeals on October 19, 2011 at 8:30 a.m. (8 hours per side) should be vacated.

DATED this 6<sup>th</sup> day of October, 2011



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