

<b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	<b>Docket Number: 64710</b>
Petitioner: <b>WPX ENERGY ROCKY MOUNTAIN, LLC,</b>  v.  Respondent: <b>GARFIELD COUNTY BOARD OF COMMISSIONERS.</b>	
<b>ORDER ON STIPULATION</b>	

**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.: 0900184+55**  
  
**Category: Abatement      Property Type: Oil and Gas**
2. Petitioner is protesting the 2011 actual value of the subject property.
3. The parties agreed that the 2011 actual value of the subject property should be reduced to:  
  

**Total Value:            \$986,250,140**  
 (Reference Attached Stipulation)
4. The Board concurs with the Stipulation.

**ORDER:**

Respondent is ordered to reduce the 2011 actual value of the subject property, as set forth above.

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

**DATED AND MAILED** this 1st day of April 2015.

**BOARD OF ASSESSMENT APPEALS**

*Diane M DeVries*

\_\_\_\_\_  
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*

\_\_\_\_\_  
Debra A. Baumbach

\_\_\_\_\_  
Cara McKeller

*CM*



2015 MAR 26 AM 9:06

BOARD OF ASSESSMENT APPEALS  
STATE OF COLORADO

---

STIPULATION FOR 2011 TAX ABATEMENT

Docket Number: 64710

Schedule Numbers: See attached exhibit A

---

WPX ENERGY ROCKY MOUNTAIN, LLC,  
Petitioner

v.

GARFIELD COUNTY BOARD OF COUNTY COMMISSIONERS,  
Respondent

---

Petitioner and Respondent hereby enter into this Stipulation regarding tax year 2011 valuation of the subject properties, and jointly move the Board of Assessment Appeals (the "BAA") to enter its order based on this Stipulation.

Petitioner and Respondent agree and stipulate as follows:

1. The properties subject to this Stipulation are identified by schedule numbers in column 1 of Exhibit A attached hereto.
2. The subject properties are classified as oil and gas real properties.
3. Exhibit A, column 2 lists the actual values of the subject properties as assigned by the County Assessor for tax year 2011 (prior to application of the 87.5% assessment ratio).
4. The Petitioner timely filed a Petition for Abatement. The Garfield County Board of County Commissioners denied the Petition for Abatement. Petitioner timely filed an appeal to the BAA.
5. The Garfield County Board of County Commissioners employed the assistance of an auditor to determine if Petitioner underreported transportation deductions. Based upon the auditor's report, both parties agree that the values of the subject properties, as determined by the auditor, should be reduced for tax year 2011. The values agreed upon by the parties for the subject properties (prior to application of the 87.5% assessment ratio) are listed in column 3 of Exhibit A.
6. The valuations, as established above, shall be binding only with respect to tax year 2011.
7. Both parties agree that the entry of an Order by the BAA adopting the values as stated in column 3 of Exhibit A will result in the payment of a refund to Petitioner of a portion of

54

the property taxes paid by Petitioner with respect to the subject properties for tax year 2011 in the amounts listed in column 4 of Exhibit A.

8. Both parties agree that interest will be paid with respect to the refund pursuant to C.R.S. § 39-10-114 at the rate of 1% for each month or portion of a month from the date the Petition for Abatement was filed until the date payment in full is made by the Garfield County Treasurer to the Petitioner. The amount of interest to be paid if the refund is paid by March 31, 2015, is shown in column 5 of Exhibit A. If the refund is paid after March 31, 2015, additional interest at the rate of 1% per month will accrue for each subsequent month or portion of a month between March 31, 2015, and the date of payment. The Garfield County Treasurer shall tender the full amount of the refund plus interest as set forth in this Stipulation on or before July 30, 2015. Payment shall be mailed to:

WPX Energy Rocky Mountain, LLC  
Attention: Steve Rodich, Manager, State Tax and Regulatory Reporting  
3500 One Williams Center  
P.O. Box 3102 MD 37  
Tulsa, OK 74172

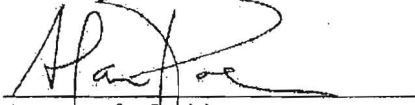
9. Both parties agree that the hearing scheduled before the BAA on April 7, 2015 at 8:30 a.m. be vacated.

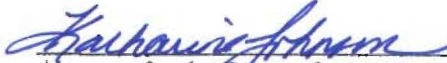
10. Both parties agree that each will bear its own attorney's fees and costs.

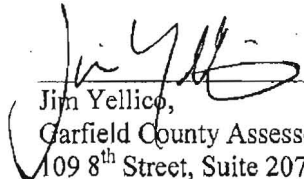
11. Each party agrees that it will not appeal an Order issued by the BAA approving this Stipulation.

12. Both parties agree that the actual values set forth in this Stipulation represent the final actual values of the subject properties for tax year 2011. No additional omitted property assessments or other retroactive assessments will be issued with respect to the subject properties for tax year 2011, and no further refunds or abatements will be sought or granted with respect to the subject properties for tax year 2011.

STIPULATED AND AGREED

  
\_\_\_\_\_  
Attorney for Petitioner  
Alan Roe

  
\_\_\_\_\_  
Attorney for the Respondent  
Katharine A. Johnson  
Assistant Garfield County Attorney  
108 8<sup>th</sup> Street, Suite 219  
Glenwood Springs, CO 81601  
Telephone (970) 945-9150



---

Jim Yellico,

Garfield County Assessor

109 8<sup>th</sup> Street, Suite 207

Glenwood Springs, Colorado 81601

Telephone: (970) 945-9134

## EXHIBIT A

Column 1 Account Number	Column 2 Original Actual Value	Column 3 Stipulated Actual Value	Column 4 (Refund) / Tax	Column 5 Interest Due
0909018	\$2,850	\$840	(79.92)	(\$11.99)
0909140	\$2,364,370	\$3,901,750	53,373.92	\$8,006.09
0981635/P14605	\$2,509,830	\$2,522,750	448.76	\$67.31
0981693/P14758	\$5,623,760	\$4,430,020	(41,443.84)	(\$6,216.58)
0900184	\$14,033,660	\$13,860,530	(6,423.48)	(\$963.52)
0909094	\$7,619,050	\$7,432,760	(6,911.96)	(\$1,036.79)
0909121	\$12,264,830	\$18,342,930	225,507.84	\$33,826.18
0981636/P14609	\$12,351,440	\$12,324,040	(1,016.80)	(\$152.52)
0981694/P014759	\$12,389,250	\$11,769,290	(23,001.80)	(\$3,450.27)
0902500	\$16,218,570	\$16,125,250	(3,708.48)	(\$556.27)
0909033	\$7,808,230	\$7,963,200	6,158.84	\$923.83
0909041	\$23,318,240	\$17,971,520	(212,487.36)	(\$31,873.10)
0909086	\$40,246,820	\$38,594,970	(65,647.24)	(\$9,847.09)
0909122	\$30,900,240	\$34,464,260	141,369.60	\$21,205.44
0981637/P14610	\$5,459,080	\$5,377,620	(3,237.00)	(\$485.55)
0981695/P014760	\$9,741,220	\$7,667,120	(82,427.76)	(\$12,364.16)
0909042	\$603,160	\$6,253,580	227,508.16	\$34,126.22
0909131	\$657,430	\$549,510	(4,345.32)	(\$651.80)
0981638/P14612	\$3,406,080	\$2,951,860	(15,568.52)	(\$2,335.28)
0981696/P014761	\$8,545,480	\$8,337,700	(7,121.88)	(\$1,068.28)
0909141	\$4,900,080	\$5,136,230	9,354.96	\$1,403.24
0981639/P14613	\$2,278,060	\$2,350,920	2,886.20	\$432.93
0981697/P014762	\$6,170,500	\$6,634,520	18,382.16	\$2,757.32
0904240	\$12,435,060	\$13,324,510	34,377.04	\$5,156.56
0909095	\$7,317,970	\$9,211,230	75,302.40	\$11,295.36
0909124	\$29,739,510	\$27,173,310	(102,068.24)	(\$15,310.24)
0981640/P14615	\$38,650,840	\$38,296,580	(14,090.44)	(\$2,113.57)
0981698/P014763	\$53,218,690	\$52,116,850	(43,824.60)	(\$6,573.69)
0904250	\$20,865,980	\$21,053,890	5,649.44	\$847.42
0909019	\$13,963,170	\$17,464,940	105,280.76	\$15,792.11
0909020	\$31,143,570	\$35,516,050	131,458.60	\$19,718.79
0909021	\$15,940,500	\$19,369,180	103,083.08	\$15,462.46
0909072	\$32,552,030	\$34,014,430	43,967.08	\$6,595.06
0909087	\$45,404,170	\$50,656,290	157,904.80	\$23,685.72
0909123	\$57,489,720	\$63,938,620	193,885.92	\$29,082.89
0981641/P14616	\$48,016,960	\$46,558,780	(43,840.28)	(\$6,576.04)
0981699/P014764	\$57,146,130	\$57,092,390	(1,615.60)	(\$242.34)
0904260	\$10,652,710	\$10,193,460	(13,822.44)	(\$2,073.37)
0909088	\$25,532,550	\$27,843,290	69,547.32	\$10,432.10
0909125	\$48,094,220	\$38,048,230	(302,357.88)	(\$45,353.68)
0981642/P14617	\$93,655,110	\$90,696,230	(89,054.52)	(\$13,358.18)
0981700/P014765	\$12,249,470	\$11,926,520	(9,719.92)	(\$1,457.99)
0904210	\$6,163,650	\$6,182,240	471.44	\$70.72
0909096	\$5,500,650	\$5,249,490	(6,367.76)	(\$955.16)
0909126	\$13,989,420	\$9,326,930	(118,212.52)	(\$17,731.88)
0981643/P14618	\$6,641,590	\$6,595,390	(1,171.20)	(\$175.68)
0981701/P014766	\$3,451,880	\$3,239,410	(5,387.24)	(\$808.09)
0904200	\$9,162,700	\$6,992,880	(67,001.60)	(\$10,050.24)
0909127	\$19,415,640	\$3,936,940	(477,962.84)	(\$71,694.43)
0981644/P14619	\$4,871,180	\$4,767,070	(3,214.60)	(\$482.19)
0981702/P014767	\$3,729,890	\$3,601,580	(3,962.00)	(\$594.30)
0904220	\$1,188,120	\$1,378,690	5,890.76	\$883.61
0909128	\$10,136,140	\$5,371,910	(147,267.68)	(\$22,090.15)
0981645/P14620	\$30,716,060	\$30,149,660	(17,508.04)	(\$2,626.21)
0981724	\$1,383,390	\$0	(58,752.60)	(\$8,812.89)
0981725	\$151,790	\$0	(6,037.68)	(\$905.65)
<b>Total</b>	<b>\$999,982,690</b>	<b>\$986,250,140</b>	<b>(394,851.96)</b>	<b>(\$59,227.81)</b>

Jy  
KJ