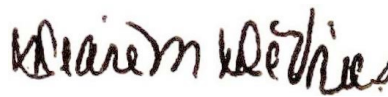


BOARD OF ASSESSMENT APPEALS STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, CO 80203	
Petitioner: KINDER MORGAN CO ₂ CO., L.P. v. Respondent: MONTEZUMA COUNTY BOARD OF COMMISSIONERS	Docket Numbers 70127-70133 Tax Year 2009
ORDER DISMISSING PETITIONS OF APPEAL	

The parties in these dockets filed a Stipulation, which is attached to this Order. The Board accepts the parties' Stipulation. Based solely on the parties' Stipulation, the Board dismisses the petitions of appeal in these dockets.

Dated: March 8th, 2022.

BOARD OF ASSESSMENT APPEALS:



Diane M. Devries



Sondra W. Mercier

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



Stephanie Cobos

BOARD OF ASSESSMENT APPEALS STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, CO 80203	
Petitioner: KINDER MORGAN CO ₂ CO., L.P. v. Respondent: MONTEZUMA COUNTY BOARD OF COMMISSIONERS	Docket Numbers 70127-70133 Tax Year 2009
STIPULATION	

Petitioner Kinder Morgan CO₂ Co., L.P. and Respondent Montezuma County Board of Commissioners, by their respective counsel of record, stipulate as follows:

1. These dockets are before the Board on remand from the Colorado Court of Appeals. The Board entered a Final Agency Order on February 18, 2022, which Petitioner intends to appeal. In order to avoid the time, expense, and uncertainty of further proceedings in these dockets, the parties filed a Joint Motion to Rescind Final Agency Order So the Parties Can Resolve These Dockets by Stipulation. The Board deferred ruling on the Joint Motion until the parties file a written and executed Stipulation.

2. This Stipulation is contingent on the Board’s granting of the Joint Motion, rescinding the Final Agency Order and declaring it null and void. If the Board does not grant the Joint Motion by March 25, this Stipulation will be deemed withdrawn. In that event, this Stipulation and all statements in this Stipulation will be considered statements made in compromise negotiations under Colorado Rule of Evidence 408 that are not admissible in

evidence, and neither the Stipulation nor any statement in the Stipulation will be submitted or mentioned in any future proceedings in this litigation, including any appeal to the appellate courts or subsequent proceedings before the Board.

3. Solely for the purpose of resolving these dockets, the parties stipulate that the retroactive taxes for tax year 2009 at issue in these dockets were timely assessed because the statute of limitations on assessment of those taxes was tolled for thirty days. The parties request that the Board issue an order dismissing the petitions of appeal in these dockets, based solely on the parties' stipulation. The parties agree that neither party will appeal that order. The parties further agree that the retroactively assessed taxes for tax year 2009 have been paid, that no additional taxes are due for tax year 2009, and that each party will bear its own costs and attorneys' fees incurred in connection with this litigation.

A proposed Order approving this Stipulation is attached.

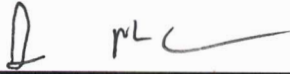
Dated: March 7, 2022.

Respectfully submitted,



Alan Poe #7641
Rachel Poe #41318
The Poe Law Office LLC

**ATTORNEYS FOR PETITIONER
KINDER MORGAN CO₂ Co., L.P.**



Ian MacLaren #49067
Montezuma County Attorney

**ATTORNEY FOR RESPONDENT
MONTEZUMA COUNTY BOARD OF
COMMISSIONERS**