

Kristeen Roe, RTA, CTA
Brazos County Tax Assessor/Collector
300 E. Wm J Bryan Pkwy
Bryan, TX 77803
979-361-4470
979-361-4487 - Fax



August 24, 2007

Rhonda Cumbie
Director of Business Services
College Station Independent School District

RE: Interest due per Sec. 42.43, Texas Property Tax Code
Acct Number R26195

Dear Ms. Cumbie:

The Brazos County Tax Office has processed supplemental information on the account referenced above, as approved by the Appraisal Review Board. The account was the subject of an agreed judgment which created a refund that is subject to Sec. 42.43 of the Texas Property Tax Code.

Under this section of the code, the property owner is entitled to interest on the refund at 8% per annum for the number of days calculated from the original delinquency date of the tax year and the date of the ARB action.

The attached calculation shows the refund amount that has been processed by the Brazos County Tax Office, and the additional \$1,238.38 interest due the property owner from the College Station Independent School District.

Please forward the interest check to the tax office and this office will forward the payment to the taxpayer. We have included a copy of the agreed judgement and a copy of Sec. 42.43 of the Tax Code.

Respectfully,

A handwritten signature in cursive script that reads "Kristeen Roe".

Kristeen Roe, RTA, CTA
Tax Assessor/Collector
Brazos County

Enc

College Station Independent School District

Agreed Judgment refund interest on R26195 is \$1,238.38

Please make check payable to:

R. D. Eastmark Ltd
c/o Jim Rafton
805 Highland Ave
Piedmont, CA 74611

*The Tax Office will send the interest checks from all jurisdictions to Mr. Rafton - please forward the remittances to the Tax Office.

The interest is calculated in the following manner:

Daily interest X Number of days from original delinquency date and ARB date X Refund

$.08 / 365 = .00021917808$ daily interest

412 days from 02/01/06 to 03/19/07

$.00021917808 \times 412 = .09030136896$

$.09030136896 \times \$13,713.90 = \$1,238.38$ interest due

At 10 o'clock AM
MAR 21 2007
MARC HAMLIN, DIST CLERK
Brazos County, Texas Deputy

CAUSE NO. 05-002385-CV-361

RD EASTMARK LTD.

vs.

BRAZOS COUNTY APPRAISAL DISTRICT

§
§
§
§
§

IN THE DISTRICT COURT OF

BRAZOS COUNTY, TEXAS

361ST JUDICIAL DISTRICT

AGREED FINAL JUDGMENT

On this day, Plaintiff, RD EASTMARK LTD. and Defendant, BRAZOS COUNTY APPRAISAL DISTRICT, appeared by and through their attorneys of record and announced to the Court that they had reached a final settlement regarding the appraised value of the properties which are the subjects of this cause and which are more fully described in Plaintiff's Original Petition. The Court finds that the properties made the basis of this suit are described in the records of the Brazos County Appraisal District as R26195.

The parties have agreed that the appraised values of the properties as of January 1, 2005 shall be as follows:

<u>Account Number</u>	<u>Value</u>
R26195	\$4,000,000.00

The parties have agreed that the appraised values of the properties as of January 1, 2006 shall be as follows:

AGREED JUDGMENT

DC FILED
At o'clock M
APR 24 2007
MARC HAMLIN, DIST CLERK
Brazos County, Texas Deputy

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<u>Account Number</u>	<u>Value</u>
R26195	\$4,780,000.00

The Court having reviewed the pleadings on file herein and having reviewed the terms of the settlement is of the belief that it should be in all ways approved, accordingly.

IT IS ORDERED, ADJUDGED AND DECREED THAT:

1. The appraised values placed by the BRAZOS COUNTY APPRAISAL DISTRICT and the Brazos County Appraisal Review Board upon Plaintiff's properties, described in Plaintiff's Original Petition are hereby cancelled and set aside.

2. The Court hereby fixes the appraised values for Plaintiff's properties as of January 1, 2005 as follows:

<u>Account Number</u>	<u>Value</u>
R26195	\$4,000,000.00

2. The Court hereby fixes the appraised values for Plaintiff's properties as of January 1, 2006 as follows:

<u>Account Number</u>	<u>Value</u>
R26195	\$4,780,000.00

3. The BRAZOS COUNTY APPRAISAL DISTRICT shall correct the 2005 and 2006 appraisal rolls in conformity with this judgment to reflect the above appraised values for the subject properties;

4. The BRAZOS COUNTY APPRAISAL DISTRICT shall certify said corrections to the taxing units in which the subject properties are taxable in conformity with the post-appeal procedures provided by Chapter 42, Texas Property Tax Code.

5. All costs of Court are taxed against the party incurring same; and

6. All relief not expressly granted herein is hereby DENIED.

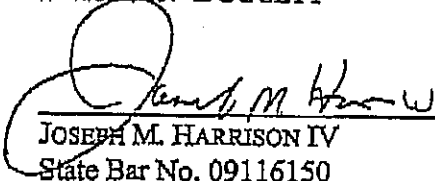
Signed on the 18th day of April, 2007.

ORIGINAL SIGNATURE BY
STEVE SMITH

JUDGE PRESIDING

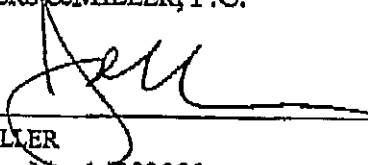
AGREED AS TO FORM AND SUBSTANCE:

HARRISON•DOGGETT



JOSEPH M. HARRISON IV
State Bar No. 09116150
Attorney for Plaintiff

RODGERS & MILLER, P.C.



JON MILLER
State Bar No. 14093000
Attorney for Defendant

AGREED JUDGMENT

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