

<p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p>BUTTERWICK ENT. LTD., D/B/A APOLLO PARK/INTERVAL UNITS,</p> <p>v.</p> <p>Respondent:</p> <p>EAGLE COUNTY BOARD OF EQUALIZATION.</p>	▲
<p>Attorney or Party Without Attorney for the Petitioner:</p> <p>Name: Edward C. Sells, Esq. Address: 1202 Bergen Parkway, Suite 311 Evergreen, Colorado 80439 Phone Number: (303) 674-3351 E-mail: Attorney Reg. No.: 12924</p>	<p>Docket Number: 39188</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 Nos.: See Attached Stipulation
Category: Valuation **Property Type: Residential, Time share**

2. Petitioner is protesting the 2001 actual value of the subject property.

3. The parties agreed that the 2001 actual value of the subject property should be reduced to:

SEE ATTACHED STIPULATION

4. The Board concurs with the Stipulation.

ORDER:

Respondent is ordered to reduce the 2001 actual value of the subject property, as set forth above.

The Eagle County Assessor is directed to change her records accordingly.

DATED/MAILED this 14th day of May, 2002.

BOARD OF ASSESSMENT APPEALS

Karen E Hart

Karen E. Hart

Debra A. Baumbach

Debra A. Baumbach

This decision was put on the record

May 13, 2002

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

Diane Von Dollen

Diane Von Dollen



Docket Number 39188

**BOARD OF ASSESSMENT APPEALS
STATE OF COLORADO**

Docket No. 39188

STIPULATION (As To Tax Year 2001 Actual Value)

BUTTERWICK ENT. LTD.

Petitioner,

vs.

EAGLE COUNTY BOARD OF EQUALIZATION.

RECEIVED
02 MAY 13 PM 12:14
STATE OF COLORADO
BOARD OF ASSESSMENT APPEALS

The Petitioner and the Eagle County Board of Equalization ("the Board") hereby enter into this Stipulation regarding the tax year 2001 valuation of the subject properties:

The Petitioner and the Board agree and stipulate as follows:

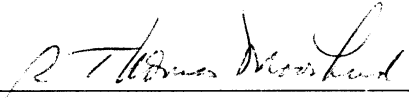
1. The properties subject to this Stipulation is described as:
See Attachment "A"
2. The subject properties are classified as Residential Condominium.
3. The County Assessor assigned the following adjusted actual value to the subject properties for tax year 2001:
See Attachment "A"
4. After a timely appeal to the Board of Equalization, the Board of Equalization valued the subject properties as follows:
See Attachment "A"
5. After further review and negotiation, Petitioner and Board agree to the tax year 2001 actual value for the subject properties as follows:
See negotiated value set forth in Exhibit "A"
6. The valuation shall be binding with respect to only tax year 2001.

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

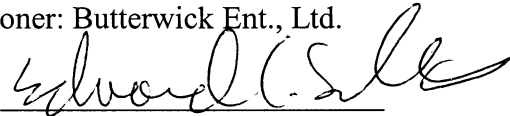
This complex is a time share complex in Vail. A physical inspection of the complex was conducted, which prompted a re-evaluation of the comparable sales and the resulting subject value. The result of this review is the basis of this recommendation.

DATED this 22nd day of April, 2002.

EAGLE COUNTY ATTORNEY

By: 
R. Thomas Moorhead, No.22445
P. O. Box 850
Eagle, CO 81631
(970) 328-8685

Petitioner: Butterwick Ent., Ltd.

By: 
Edward C. Sells, Esq. # 12924
Bergen Park Business Plaza
1202 Bergen Parkway, Suite 311
Evergreen, CO 80439

APOLLO PARK AT VAIL - BAA DOCKET #39188

SIZE AND BED/BATH COUNT PER UNIT PER 09/21/02 INSPECTION

UNIT	SCHED#	PLAT SZ	BED/BATH	NOD & BOE	NEGOTIATED		LAND	IMP	TOTAL
					VALUE	04/10/02			
A101	R008277	494 1/1		243,060	138,320	0	138320	138320	
A102	R008278	830 1/2		376,190	232,400	0	232400	232400	
A103	R008279	837 1/2		380,270	234,360	0	234360	234360	
A104	R008361	837 1/2		380,270	234,360	0	234360	234360	
A105	R008362	830 1/2		381,610	232,400	0	232400	232400	
A106	R008363	494 1/1		243,060	138,320	0	138320	138320	
A201	R008367	494 1/1		243,060	138,320	0	138320	138320	
A202	R008368	830 1/2		376,190	232,400	0	232400	232400	
A203	R008369	837 1/2		380,270	234,360	0	234360	234360	
A204	R008371	837 1/2		380,270	234,360	0	234360	234360	
A206	R008374	494 1/1		243,060	138,320	0	138320	138320	
A301	R008377	654 1 + LOFT/1		311,590	214,920	0	214920	214920	
A302	R008378	703 LOFT/1		337,040	210,900	0	210900	210900	
A303	R008379	703 LOFT/1		337,040	210,900	0	210900	210900	
A304	R008381	680 LOFT/1		317,290	204,000	0	204000	204000	
A305	R008382	703 LOFT/1		337,040	210,900	0	210900	210900	
A306	R008383	704 LOFT/1		337,040	211,200	0	211200	211200	
A307	R008384	687 LOFT/1		317,290	206,100	0	206100	206100	
A308	R008387	704 LOFT/1		337,040	211,200	0	211200	211200	
A309	R008388	687 LOFT/1		337,040	206,100	0	206100	206100	
A310	R008389	655 1 + LOFT /1		311,590	200,930	0	200930	200930	
B1	R008391	431 STUDIO/1		201,010	92,790	0	92790	92790	
B2	R008392	391 STUDIO/1		188,370	83,250	0	83250	83250	
B3	R008393	391 STUDIO/1		188,370	83,250	0	83250	83250	
B4	R008394	431 STUDIO/1		201,010	92,790	0	92790	92790	
B101	R008398	563 1/1		274,180	157,640	0	157640	157640	
B102	R008399	886 2/2		486,120	265,800	0	265800	265800	
B104	R008403	619 1/1		274,180	173,320	0	173320	173320	
B201	R008404	582 1/1		274,180	162,960	0	162960	162960	
B204	R008411	624 1/1		274,180	174,720	0	174720	174720	
B302	R008413	728 2/2		424,240	218,400	0	218400	218400	
B303	R008421	714 2/2		402,930	214,200	0	214200	214200	
B304	R008422	715 2/2		402,930	214,500	0	214500	214500	
B305	R008423	730 2/2		424,240	219,000	0	219000	219000	