

<p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p>HILLTOP RESORT OWNERS ASSOCIATION, INC.,</p> <p>v.</p> <p>Respondent:</p> <p>ROUTT COUNTY BOARD OF EQUALIZATION.</p>	
<p>Attorney or Party Without Attorney for the Petitioner:</p> <p>Name: A. Thomas Downey, Esq. Address: 1225 17th Street, Suite 2300 Denver, CO 80202</p> <p>Phone Number: 303-292-2400 Attorney Reg. No.: 29490</p>	<p>Docket Number: 40935</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.: R8163593-R8163610 & R8163613-R8163650

Category: Valuation

Property Type: Residential

2. Petitioner is protesting the 2002 actual value of the subject property.

3. The parties agreed that the 2002 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 2002 actual value of the subject property, as set forth above.

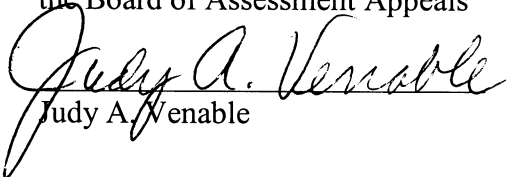
The Routt County Assessor is directed to change her records accordingly.

DATED/MAILED this 1st day of November, 2002.

This decision was put on the record

October 31, 2002

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


Judy A. Venable

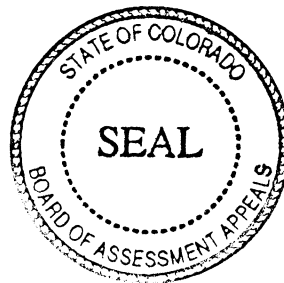
BOARD OF ASSESSMENT APPEALS



Karen E. Hart



Debra A. Baumbach



**BOARD OF ASSESSMENT APPEALS
STATE OF COLORADO**

Docket Number: 40935

Multiple County Schedule Numbers: (As Set Forth in the Attached)

STIPULATION (As to Tax Year 2002 Classification and Actual Value)

HILLTOP RESORT OWNERS ASSOCIATION, INC.,

Petitioner,

vs.

ROUTT COUNTY BOARD OF EQUALIZATION,

Respondent.

RECEIVED
02 OCT 30 PM 1:18
STATE OF COLORADO
BOARD OF ASSESSMENT APPEALS

Petitioner and Respondent hereby enter into this Stipulation regarding the tax year 2002 classification and actual value of the subject properties, and jointly move the Board of Assessment Appeals to enter its order based on this Stipulation.

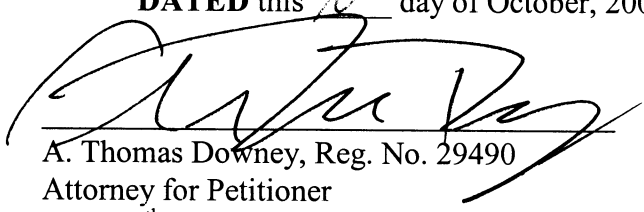
Petitioner and Respondent agree and stipulate as follows:

1. The properties subject to this Stipulation are described as Hilltop Resort Condominium Timeshares.
2. The subject properties currently are classified as Commercial.
3. Attachment A reflects the classification and actual value of the subject properties, as assigned by the Assessor for tax year 2002.
4. Attachment A reflects the classification and actual value of the subject properties after a timely appeal, as assigned by the Board of Equalization.
5. After further review and negotiation, Petitioner and Respondent agree to the tax year 2002 classification and actual value of the subject properties, as shown on Attachment A.
6. The classification and actual value, as established on Attachment A, shall be binding with respect to only tax year 2002.

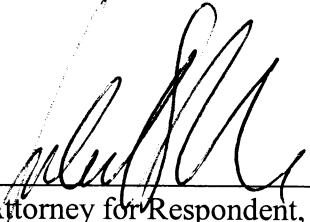
7. The Petitioner has provided adequate documentation which supports that the Hilltop Resort Condominium Timeshare complex is held as inventory available for resale and is not depreciated for IRS tax purposes. Under HB-1265, this qualifies a condominium complex for residential classification when five or more units are owned by the developer.

8. A hearing has not yet been scheduled before the Board of Assessment Appeals.

DATED this 10th day of October, 2002.



A. Thomas Downey, Reg. No. 29490
Attorney for Petitioner
1225 17th Street, Suite 2300
Denver, CO 80202
(303) 292-2400



County Attorney for Respondent,
Board of Equalization

John D. Merrill, Reg. No. 19505
Routt County Attorney
P.O. Box 773598
Steamboat Springs, CO 80477
(970) 870-5317



Amy J. Williams
Routt County Assessor
P.O. Box 773210
Steamboat Springs, CO 80477
(970) 879-2756

Docket Number 40935

ATTACHMENT A
Docket Number 40935

2002 Board of Assessment Appeals Stipulation							
Hilltop Resort Condominium - Routt County							
Account #	Unit	Value by Assessor	Classification by Assessor	Value by CBOE	Classification by CBOE	Value by BAA Stipulation	Classification by BAA Stipulation
R8163593	101	\$ 124,600	Commercial	\$ 124,600	Commercial	\$ 124,600	Residential
R8163594	102	\$ 124,600	Commercial	\$ 124,600	Commercial	\$ 124,600	Residential
R8163595	103	\$ 124,600	Commercial	\$ 124,600	Commercial	\$ 124,600	Residential
R8163596	104	\$ 124,600	Commercial	\$ 124,600	Commercial	\$ 124,600	Residential
R8163597	110	\$ 172,200	Commercial	\$ 172,200	Commercial	\$ 172,200	Residential
R8163598	111	\$ 172,200	Commercial	\$ 172,200	Commercial	\$ 172,200	Residential
R8163599	112	\$ 172,200	Commercial	\$ 172,200	Commercial	\$ 172,200	Residential
R8163600	201	\$ 124,600	Commercial	\$ 124,600	Commercial	\$ 124,600	Residential
R8163601	202	\$ 114,800	Commercial	\$ 114,800	Commercial	\$ 114,800	Residential
R8163602	203	\$ 186,900	Commercial	\$ 186,900	Commercial	\$ 186,900	Residential
R8163603	204	\$ 172,200	Commercial	\$ 172,200	Commercial	\$ 172,200	Residential
R8163604	205	\$ 172,200	Commercial	\$ 172,200	Commercial	\$ 172,200	Residential
R8163605	206	\$ 172,200	Commercial	\$ 172,200	Commercial	\$ 172,200	Residential
R8163606	210	\$ 186,900	Commercial	\$ 186,900	Commercial	\$ 186,900	Residential
R8163607	211	\$ 186,900	Commercial	\$ 186,900	Commercial	\$ 186,900	Residential
R8163608	212	\$ 186,900	Commercial	\$ 186,900	Commercial	\$ 186,900	Residential
R8163609	301	\$ 124,600	Commercial	\$ 124,600	Commercial	\$ 124,600	Residential
R8163610	302	\$ 114,800	Commercial	\$ 114,800	Commercial	\$ 114,800	Residential
R8163613	303	\$ 186,900	Commercial	\$ 186,900	Commercial	\$ 186,900	Residential
R8163614	304	\$ 172,200	Commercial	\$ 172,200	Commercial	\$ 172,200	Residential
R8163615	305	\$ 186,900	Commercial	\$ 186,900	Commercial	\$ 186,900	Residential
R8163616	306	\$ 172,200	Commercial	\$ 172,200	Commercial	\$ 172,200	Residential
R8163617	310	\$ 186,900	Commercial	\$ 186,900	Commercial	\$ 186,900	Residential
R8163618	311	\$ 186,900	Commercial	\$ 186,900	Commercial	\$ 186,900	Residential
R8163619	312	\$ 186,900	Commercial	\$ 186,900	Commercial	\$ 186,900	Residential
R8163620	401	\$ 124,600	Commercial	\$ 124,600	Commercial	\$ 124,600	Residential
R8163621	402	\$ 114,800	Commercial	\$ 114,800	Commercial	\$ 114,800	Residential
R8163622	403	\$ 186,900	Commercial	\$ 186,900	Commercial	\$ 186,900	Residential
R8163623	404	\$ 172,200	Commercial	\$ 172,200	Commercial	\$ 172,200	Residential
R8163624	405	\$ 186,900	Commercial	\$ 186,900	Commercial	\$ 186,900	Residential
R8163625	406	\$ 172,200	Commercial	\$ 172,200	Commercial	\$ 172,200	Residential
R8163626	410	\$ 124,600	Commercial	\$ 124,600	Commercial	\$ 124,600	Residential
R8163627	411	\$ 124,600	Commercial	\$ 124,600	Commercial	\$ 124,600	Residential
R8163628	412	\$ 124,600	Commercial	\$ 124,600	Commercial	\$ 124,600	Residential
R8163629	414	\$ 124,600	Commercial	\$ 124,600	Commercial	\$ 124,600	Residential
R8163630	415	\$ 124,600	Commercial	\$ 124,600	Commercial	\$ 124,600	Residential
R8163632	416	\$ 124,600	Commercial	\$ 124,600	Commercial	\$ 124,600	Residential
R8163633	417	\$ 124,600	Commercial	\$ 124,600	Commercial	\$ 124,600	Residential
R8163634	418	\$ 124,600	Commercial	\$ 124,600	Commercial	\$ 124,600	Residential
R8163635	419	\$ 124,600	Commercial	\$ 124,600	Commercial	\$ 124,600	Residential
R8163636	501	\$ 90,650	Commercial	\$ 90,650	Commercial	\$ 90,650	Residential
R8163637	502	\$ 117,430	Commercial	\$ 117,430	Commercial	\$ 117,430	Residential
R8163638	503	\$ 90,650	Commercial	\$ 90,650	Commercial	\$ 90,650	Residential
R8163639	504	\$ 117,430	Commercial	\$ 117,430	Commercial	\$ 117,430	Residential
R8163640	505	\$ 90,650	Commercial	\$ 90,650	Commercial	\$ 90,650	Residential
R8163641	506	\$ 117,430	Commercial	\$ 117,430	Commercial	\$ 117,430	Residential
R8163642	507	\$ 90,650	Commercial	\$ 90,650	Commercial	\$ 90,650	Residential
R8163643	508	\$ 117,430	Commercial	\$ 117,430	Commercial	\$ 117,430	Residential

R8163644	509	\$ 90,650	Commercial	\$ 90,650	Commercial	\$ 90,650	Residential
R8163645	510	\$ 117,430	Commercial	\$ 117,430	Commercial	\$ 117,430	Residential
R8163646	511	\$ 90,650	Commercial	\$ 90,650	Commercial	\$ 90,650	Residential
R8163647	512	\$ 117,430	Commercial	\$ 117,430	Commercial	\$ 117,430	Residential
R8163648	514	\$ 117,430	Commercial	\$ 117,430	Commercial	\$ 117,430	Residential
R8163631	515	\$ 90,650	Commercial	\$ 90,650	Commercial	\$ 90,650	Residential
R8163649	516	\$ 117,430	Commercial	\$ 117,430	Commercial	\$ 117,430	Residential
R8163650	517	\$ 90,650	Commercial	\$ 90,650	Commercial	\$ 90,650	Residential

HILLTOP.STIPULATION.TY2002.DOC (10/9/2002)