

<p><b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p><b>BARBARA O'TOOLE,</b></p> <p>v.</p> <p>Respondent:</p> <p><b>EAGLE COUNTY BOARD OF EQUALIZATION.</b></p>	
<p>Attorney or Party Without Attorney for the Petitioner:</p> <p>Name: Barbara O'Toole Address: P.O. Box 41314 Basalt, CO 81621 Phone Number: (970) 927-4535</p>	<p><b>Docket Number: 41314</b></p>
<p align="center"><b>RESCINDING ORDER ON WITHDRAWAL AND ISSUING ORDER ON STIPULATION</b></p>	

**THE BOARD** received a withdrawal from the Petitioner on February 18, 2004. Subsequently, the Board issued an Order on Withdrawal. The Board hereby rescinds its February 28, 2004 Order on Withdrawal and issues the following Order on Stipulation.

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.: M031304**  
**Category: Valuation                      Property Type: Residential**

2. Petitioner is protesting the 2003 actual value of the subject property.

2. Petitioner is protesting the 2003 actual value of the subject property.
3. The parties agreed that the 2003 actual value of the subject property should be reduced to:

Total	\$25,730.00
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4. The Board concurs with the Stipulation.

**ORDER:**

Respondent is ordered to reduce the 2003 actual value of the subject property, as set forth above.

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

**DATED/MAILED** this 24<sup>th</sup> day of February, 2004.

**BOARD OF ASSESSMENT APPEALS**

This decision was put on the record

February 23, 2004

*Karen E Hart*

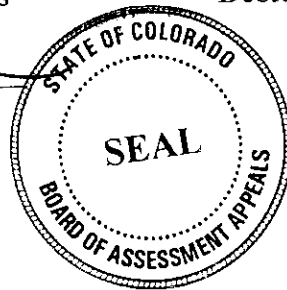
Karen E. Hart

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

*Jackie J. Brown*  
Jackie J. Brown



**BOARD OF ASSESSMENT APPEALS  
STATE OF COLORADO**  
1313 Sherman Street, Room 315  
Denver, CO 80203

**Petitioner:**  
**BARBARA H. O'TOOLE**

v.

**Respondent:**  
**EAGLE COUNTY BOARD OF  
EQUALIZATION**

Diane H. Mauriello, No. 21355  
Bryan R. Treu, No. 29577  
Debbie Faber, No. 33824  
Walter Mathews, No. 31109  
Eagle County Attorney  
P.O. Box 850  
Eagle, Colorado 81631  
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Docket No. 41314  
Schedule No(s): M031304

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**STIPULATION**

The Petitioner and the Eagle County Board of Equalization ("the Board") hereby enter into this Stipulation regarding the tax year 2003 valuation of the subject property.

The Petitioner and the Board agree and stipulate as follows:

1. The property subject to this Stipulation is described as:

Parcel No. 246707400124  
Schedule No. M031304

2. The subject property is classified as Residential.

3. The County Assessor assigned the following adjusted actual value to the subject property for tax year 2003:

Land Value	\$ 0
Improvement Value	\$27800
Total	\$27800

4. After a timely appeal to the Board of Equalization, the Board of Equalization valued the subject property as follows:

Land Value	\$0
Improvement Value	\$27800
Total	\$27800

5. After further review and negotiation, Petitioner and Board agree to the tax year 2003 actual value for the subject property as follows:

Land Value	\$0
Improvement Value	\$25730
Total	\$25730

6. The valuation shall be binding with respect to only tax year 2003.

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

An inspection of the property was completed on January 27, 2004 and substantial deferred maintenance was observed at that time. After allowing for a cost to cure a new value was given to the parcel.

8. Both parties agree that the hearing scheduled before the Board of Assessment appeals on March 24, 2004 at 10:00 a.m. be vacated.

DATED this 14 day of February, 2004.

EAGLE COUNTY ATTORNEY

By: Diane H. Mauriello  
Diane H. Mauriello  
County Attorney

Petitioner:

By: Barbara O'Toole  
Barbara H. O'Toole  
P.O. Box 488  
Basalt, CO 81621

<b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	
Petitioner:  <b>BARBARA O'TOOLE,</b>  v.  Respondent:  <b>EAGLE COUNTY BOARD OF EQUALIZATION.</b>	
Attorney or Party Without Attorney for the Petitioner:  Name: Barbara O'Toole Address: P.O. Box 488 Basalt, CO 81621 Phone Number: (970) 927-4535	<b>Docket Number: 41314</b>
<b>ORDER ON WITHDRAWAL</b>	

**THIS MATTER** was scheduled for a hearing before the Board of Assessment Appeals on March 24, 2004. On February 18, 2004, the Board received Petitioner's request to withdraw the above-captioned appeal. The Board has approved Petitioner's request.

**FINDINGS OF FACT AND CONCLUSIONS:**

1. Subject property is described as follows:

**Schedule No.: M031304**

**Category: Valuation**

**Property Type: Residential**

2. Petitioner is protesting the 2003 actual value of the subject property.

**ORDER:**

Petitioner's request for withdrawal is granted; therefore, the Board will take no further action on these matters.

**DATED and MAILED** this 19<sup>th</sup> day of February, 2004.

**BOARD OF ASSESSMENT APPEALS**

*Karen E Hart*

\_\_\_\_\_  
Karen E. Hart

*Debra A Baumbach*

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

This decision was put on the record

\_\_\_\_\_  
February 18, 2004

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



*Jackie J. Brown*

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Jackie J. Brown

BOARD OF ASSESSMENT APPEALS

STATE OF COLORADO

DOCKET NUMBER 41315

COUNTY SCHEDULE NO. R025367

BARBARA O'TOOLE

VS.

EAGLE COUNTY BOARD OF EQUALIZATION

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DEAR BOARD

ON DOCKET # 41314 ARE TWO COMPLAINS SCHEDULED MARCH 24, 2004  
10 AM NUMBER; MO31304 WHICH I WANT TO WITHDRAW OFF.

11 AM NUMBER; RO25367 I AM APPEALING - PLEASE SEE FOLLOWING  
DOCUMENTS ENCLOSED:

February 14, 2004

*Barbara O'Toole*

BARBARA O'TOOLE  
P.O. Box 488, Basalt, CO 81621  
Tel. 970-927-4535