

<p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p>ERNEST T. ELSNER,</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: Ernest J Elsner Address: P.O. Box 8099 Avon, CO 81620 Phone Number: (970) 949-6759</p>	<p>Docket Number: 42226</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 No.: R011677

Category: Valuation **Property Type: Residential**
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:

Land	\$1,000,000.00
Improvements	<u>\$1,885,000.00</u>
Total	\$2,885,000.00

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 16th day of April, 2004.

This decision was put on the record

April 15, 2004

BOARD OF ASSESSMENT APPEALS

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:

ERNEST T. ESLNER,

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
970.328.8685
Fax: 970.328.8699

COURT USE ONLY

Docket No. 42226

Schedule No(s): R011677

APR 12 2004

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. 2105-133-01-009
Schedule No. R011677

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	\$ 1,000,000
Improvement Value	\$ 2,391,230

Total \$ 3,391,230

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

Land Value	\$1,000,000
Improvement Value	\$2,008,470
Total	\$3,008,470

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	\$1,000,000
Improvement Value	\$1,885,000
Total	\$2,885,000

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

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

New value was negotiated with petitioner.

8. Both parties agree that the hearing scheduled before the Board of Assessment appeals on April 13, 2004 at 1:00 p.m. be vacated.

DATED this 9th day of April, 2004.

EAGLE COUNTY ATTORNEY

By: Debbie J. Faber
Debbie J. Faber
Assistant County Attorney

Petitioner:

By: Ernest T. Eisner
Ernest T. Eisner
P.O. Box 8099
Avon, CO 81620