

BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203	Docket Number: 51731
Petitioner: TEMPEST LODGE LLC, v. Respondent: SUMMIT COUNTY BOARD OF EQUALIZATION.	
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.: 6504657

Category: Valuation Property Type: Residential

2. Petitioner is protesting the 2009 actual value of the subject property.
3. The parties agreed that the 2009 actual value of the subject property should be reduced to:

Total Value: \$44,585
(Reference Attached Stipulation)

4. The Board concurs with the Stipulation.

ORDER:

Respondent is ordered to reduce the 2009 actual value of the subject property, as set forth above.

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

DATED AND MAILED this 21st day of June 2010.

BOARD OF ASSESSMENT APPEALS

Karen E Hart

Karen E. Hart

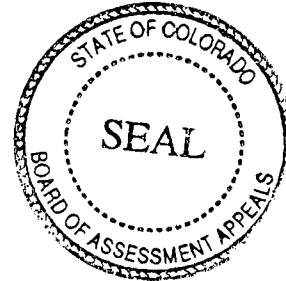
I hereby certify that this is a true and correct copy of the decision of the Board of Assessment Appeals.

Debra A Baumbach

Debra A. Baumbach

Cara McKeller

Cara McKeller



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BOARD OF ASSESSMENT APPEALS COUNTY ASSESSOR
STATE OF COLORADO

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Docket Number: 51731
Single County Schedule Number: 6504657

STIPULATION (As to Tax Year 2009 Actual Value)

Tempest Lode LLC,
Petitioner,
vs.
SUMMIT COUNTY BOARD OF EQUALIZATION,
Respondent

Petitioner and Respondent hereby enter into this Stipulation regarding the tax year 2009 valuation of the subject property, and jointly move the Board of Assessment Appeals to enter its order based on this stipulation.

Petitioner(s) and Respondent agree and stipulate as follows:

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

TR 5-76 Sec 34 Qtr 4 Mining Claims containing 2.995 acres
Tempest Lode 2.58 acres plus STA 1131 .415 acres

2. The subject property is classified as residential property.

3. The County Assessor originally assigned the following actual value to the subject property for tax year 2009:

Land	\$ 13,900.00
Improvements	<u>\$ 77,095.00</u>
Total	\$ 90,995.00

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

Land	\$ 13,900.00
Improvements	<u>\$ 66,610.00</u>
Total	\$ 80,510.00

5. After further review and negotiation, Petitioner(s) and County Board of Equalization agree to the following tax year 2009 actual value for the subject property:

Land	\$ 12,775.00
Improvements	<u>\$ 31,810.00</u>
Total	\$ 44,585.00

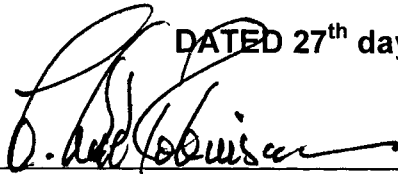
6. The valuation, as established above, shall be binding only with respect to tax year 2009.

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

An analysis of all recorded documents, the files of the Summit County Building and Planning Departments, and review of Colorado Revised Statutes made clear the need for a market-derived adjustment to the improvement value because of the property's Seasonal Use Limitation.

8. Both parties agree that the hearing scheduled before the Board of Assessment Appeals on June 30, 2010 at 8:30 AM be vacated.

DATED 27th day of May, 2010



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