

<b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	<b>Docket Number: 54227</b>
Petitioner: <b>DELITA L. AND JOSEPH H. SCHUBARTH JR.,</b>  v. Respondent: <b>DOUGLAS COUNTY BOARD OF EQUALIZATION.</b>	
<b>ORDER ON STIPULATION</b>	

**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.: R0168831**

**Category: Valuation      Property Type: Commercial Real**
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:            \$493,169**

(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 Douglas County Assessor is directed to change his/her records accordingly.

**DATED AND MAILED** this 11th day of August 2011.

**BOARD OF ASSESSMENT APPEALS**

*Diane M DeVries*

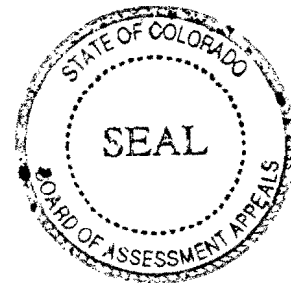
\_\_\_\_\_  
Diane M. DeVries

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

*CM*  
\_\_\_\_\_  
Cara McKeller



2011 AUG -2 PM 1:46

**BOARD OF ASSESSMENT APPEALS,  
STATE OF COLORADO**

1313 Sherman Street, Room 315  
Denver, Colorado 80203

Petitioners:

**JOSEPH H. SCHUBARTH, JR. AND DELITA L.  
SCHUBARTH,**

v.

Respondent:

**DOUGLAS COUNTY BOARD OF  
EQUALIZATION.**

Docket Number: **54227**

Schedule No.: **R0168831**

Attorney for Respondent:

Robert D. Clark, Reg. No. 8103  
Michelle B. Whisler, Reg. No. 30037  
Senior Assistant County Attorney  
Office of the County Attorney  
Douglas County, Colorado  
100 Third Street  
Castle Rock, Colorado 80104  
Phone Number: 303-660-7414  
FAX Number: 303-688-6596  
E-mail: [attorney@douglas.co.us](mailto:attorney@douglas.co.us)

**STIPULATION (As to Tax Year 2009 Actual Value)**

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.

The Petitioner and Respondent agree and stipulate as follows:

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

Lots 6-8, Blk. 12 Sedalia and W ½ of Vacated Curtis St. 0.413 AM/L. 291-635.

2. The subject property is classified as Commercial property.

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

Residential Land	\$ 45,738
Residential Improvements	\$203,218
Commercial Land	\$ 44,213
Commercial Improvements	\$200,000
Total	\$493,169

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

Residential Land	\$ 45,738
Residential Improvements	\$203,218
Commercial Land	\$ 44,213
Commercial Improvements	\$200,000
Total	\$493,169

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

Residential Land	\$ 45,738
Residential Improvements	\$203,218
Commercial Land	\$ 44,213
Commercial Improvements	\$200,000
Total	\$493,169

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

7. Because 2010 is an intervening year, the parties have further agreed that the 2010 classification shall also be adjusted in order to make it consistent with the 2009 classification.

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

Further review and correction of classification issues and recognition of the contiguous parcel classification warranted a change in the Assessment Rate and Assessed Value.

9. Both parties agree that the hearing scheduled before the Board of Assessment Appeals on May 26, 2011 at 8:30 a.m. be vacated.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

  
\_\_\_\_\_  
JOSEPH H. SCHUBARTH, JR.

*Delita L. Schubarth*

\_\_\_\_\_  
DELITA L. SCHUBARTH

Petitioners  
4300 Platte Avenue  
Sedalia, CO 80135  
303-688-0159

  
\_\_\_\_\_  
ROBERT D. CLARK, #8103

MICHELLE B. WHISLER, #30037  
Senior Assistant County Attorney  
for Respondent DOUGLAS COUNTY  
BOARD OF EQUALIZATION

100 Third Street  
Castle Rock, CO 80104  
303-660-7414

Docket Number 54227