

<b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	<b>Docket Number: 51950</b>
Petitioner: <b>DALE MONTAGNE REVOCABLE LIVING TRUST,</b>  v. Respondent: <b>SUMMIT 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.: 6505556+1**

**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:            \$935,146**

(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 23rd day of July 2010.

**BOARD OF ASSESSMENT APPEALS**

*Karen E Hart*

Karen E. Hart

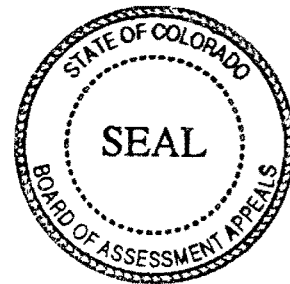
I hereby certify that this is a true and correct copy of the decision of the Board of Assessment Appeals.

*Debra A. Baumbach*

Debra A. Baumbach

*Cara McKeller*

Cara McKeller



**BOARD OF ASSESSMENT APPEALS  
STATE OF COLORADO**

2008-11-19

Docket Number: 51950  
Single County Schedule Number: 6505556

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STIPULATION (As to Tax Year 2009 Actual Value)

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**Dale Montagne Revocable Living Trust,**  
Petitioner,  
vs.  
**SUMMIT COUNTY BOARD OF EQUALIZATION,**  
Respondent.

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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 and Respondent agree and stipulate as follows:

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

**Lot 2A Lost Creek Ranch Sub**

2. The subject property is classified as Single Family Residential property.

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

Land	\$ 431,947
Improvements	<u>\$ 455,409</u>
Total	\$ 887,356

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

Land	\$ 431,947
Improvements	<u>\$ 455,409</u>
Total	\$ 887,356

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

Land	\$ 331,420
Improvements	<u>\$ 401,726</u>
Total	\$ 733,146


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

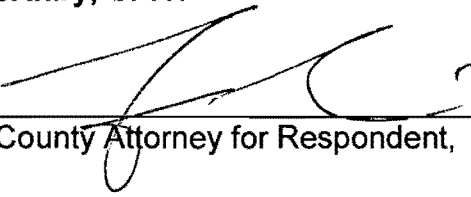
7. Brief narrative as to why the reduction was made:

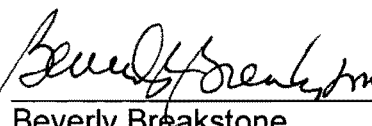
**An inspection and analysis of the subject property was completed and a lower value was justified. The subject property has sulfur in its well and further deductions were applied to the value for exterior siding, additional functional and structural inadequacies and proximity to the highway.**

8. Both parties agree that a hearing has not yet been scheduled before the Board of Assessment Appeals.

**DATED this 1st day of February, 2010.**

  
\_\_\_\_\_  
Petitioner: Dale Montagne Revocable  
Living Trust  
Address:  
377 Elk Run Road  
Silverthorne, CO 80498  
303-447-1000

  
\_\_\_\_\_  
County Attorney for Respondent,  
Summit County Board of Equalization  
P O Box 68  
Breckenridge, CO 80424  
970-453-2561

  
\_\_\_\_\_  
Beverly Breakstone  
Summit County Assessor  
P O Box 276  
Breckenridge, CO 80424  
970-453-3480

Docket Number: 51950

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**BOARD OF ASSESSMENT APPEALS  
STATE OF COLORADO**

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Docket Number: 51950  
Single County Schedule Number: 6505557

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STIPULATION (As to Tax Year 2009 Actual Value)

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**Dale Montagne Revocable Living Trust,**  
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 and Respondent agree and stipulate as follows:

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

**Lot 2B Lost Creek Ranch Sub**

2. The subject property is classified as Vacant Land.

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

Land	\$ 409,447
Total	<u>\$ 409,447</u>

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

Land	\$ 302,600
Total	<u>\$ 302,600</u>

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

Land	\$ 202,000
Total	\$ 202,000


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:

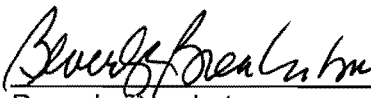
**An inspection and analysis of the subject property was completed and a lower value was justified. The subject property has a building area which is substantially smaller than what is typical for a 20 acre site and is negatively affected by numerous easements.**

8. Both parties agree that a hearing has not yet been scheduled before the Board of Assessment Appeals.

**DATED this 1st day of February, 2010.**

  
\_\_\_\_\_  
Petitioner: Dale Montagne  
Revocable Living Trust  
Address:  
377 Elk Run Road  
Silverthorne, CO 80498  
303-447-1000

  
\_\_\_\_\_  
County Attorney for Respondent,  
Summit County Board of Equalization  
P O Box 68  
Breckenridge, CO 80424  
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Beverly Breakstone  
Summit County Assessor  
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