BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO

1313 Sherman Street, Room 315 Denver, Colorado 80203

Petitioner:

DELBERT D. FUSSELL TRUST & LYNNE T. FUSSELL TRUST,

٧.

Respondent:

DOUGLAS COUNTY BOARD OF EQUALIZATION.

ORDER ON STIPULATION

Docket Number: 53469

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.: R0095231

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:

\$570,000

(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 7th day of April 2011.

BOARD OF ASSESSMENT APPEALS

Wearen Werlies

Diane M. DeVries

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

Board of Assessment Appeals.

Cara McKeller

Debra A. Baumbach

בייבב שה טטו לעשט.

BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO MITARR-1 ANTI: 49 1313 Sherman Street, Room 315 Denver, Colorado 80203 Petitioners: DELBERT D. FUSSELL TRUST and LYNNE T. FUSSELL TRUST, ٧. Docket Number: 53469 Respondent: DOUGLAS COUNTY BOARD OF **EQUALIZATION.** Schedule No.: R0095231 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 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

The Petitioner and Respondent agree and stipulate as follows:

Stipulation.

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

Tract 122 Homestead Hills #5. 3.02 AM/L.

2. The subject property is classified as Residential property.

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

Land	\$250,000
Improvements	\$397,718
Equip. Building	\$ 13,446
Total	\$661,164

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

Land	\$250,000
Improvements	\$397,718
Equip. Building	\$ 13,446
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Total	\$661,164

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:

Land	\$250,000
Improvements	\$306,554
Equip. Building	\$ 13,446
Total	\$570,000

- 6. The valuations, as established above, shall be binding only with respect to tax year 2009.
- 7. Brief narrative as to why the reduction was made:

After a more critical review of market sales, an adjustment to value is warranted.

Both parties agree that the hearing scheduled before the Board of Assessment Appeals on April 20, 2011 at 8:30 a.m. be vacated.

DATED this 23 day of March, 2011.

Petitioners

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303-805-2663

ROBERT D. CLARK, #8103

MICHELLE B. WHISLER, #30037 Senior Assistant County Attorney

for Respondent DOUGLAS COUNTY

BOARD OF EQUALIZATION

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Docket No. 53469