

<b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	<b>Docket Number: 53943</b>
Petitioner: <b>J. GABRIEL BARBIER MULLER ET AL ,</b>  v. Respondent: <b>GUNNISON 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.: R031527**

**Category: Valuation      Property Type: Vacant Land**
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:            \$737,500**

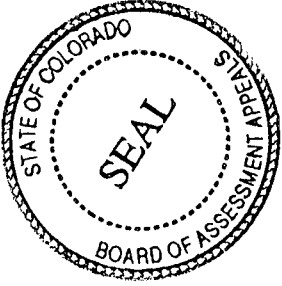
(Reference Attached Stipulation)
4. The Board concurs with the Stipulation.

**ORDER:**

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

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

**DATED AND MAILED** this 22nd day of March 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

*Melissa Nord*

Melissa Nord

**BOARD OF ASSESSMENT APPEALS  
STATE OF COLORADO**

Docket Number: 53943  
Single County Schedule Number: R031527

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STIPULATION (As to Tax Year 2009 Actual Value)

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J. GABRIEL BARBIER-MUELLER & MARY ANN BARBIER-MUELLER,

Petitioner,

vs.

GUNNISON COUNTY BOARD OF EQUALIZATION,

Respondent.

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Petitioner(s) 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:  
LOTS 14 & 15 THE SUMMIT - RESIDENTIAL FILING 2

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2. The subject property is classified as VACANT LAND (what type of property).

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

Land	\$	1,475,000	.00
Improvements	\$		.00
Total	\$	<u>1,475,000</u>	<u>.00</u>

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

Land	\$	1,475,000	.00
Improvements	\$		.00
Total	\$	<u>1,475,000</u>	<u>.00</u>

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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:

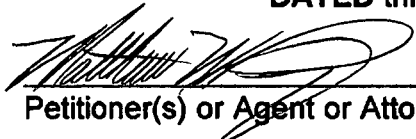
Land	\$	<u>737,500</u>	.00
Improvements	\$	<u>                    </u>	.00
Total	\$	<u>737,500</u>	.00

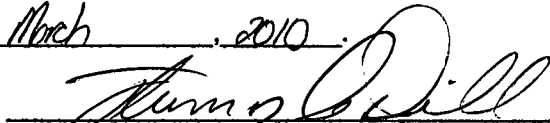
6. The valuation, as established above, shall be binding only with respect to tax year 2009.

7. Brief narrative as to why the reduction was made:  
UPON RESEARCHING THE HISTORY OF THIS PROPERTY, THE GUNNISON COUNTY ASSESSOR'S OFFICE DISCOVERED A LOT LINE VACATION THAT WAS RECORDED IN GUNNISON COUNTY JULY, 2004 AT RECEPTION #543878 THIS RE-PLAT VACATED THE LOT LINE BETWEEN LOTS 14 & 15 FOR THE PURPOSE OF CREATING A SINGLE PARCEL.

8. Both parties agree that the hearing scheduled before the Board of Assessment Appeals on NOT YET SET (date) at NOT YET SET (time) be vacated or a hearing has not yet been scheduled before the Board of Assessment Appeals.

DATED this 2<sup>nd</sup> day of March, 2010.

  
Petitioner(s) or Agent or Attorney

  
County Attorney for Respondent,  
Board of Equalization

Address:  
MATTHEW POLING  
1125 17TH STREET, STE. 1575  
DENVER, CO 80202

Telephone: 303-292-6208

Address:  
THOMAS A. DILL  
200 E. VIRGINIA AVENUE #262  
GUNNISON, CO 81230

Telephone: 970-641-5300

  
County Assessor

Address:  
KRISTY MCFARLAND  
221 N. WISCONSIN  
GUNNISON, CO 81230  
Telephone: 970-641-1085

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