

BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203	Docket Number: 62098
Petitioner: DON L. CLYMER REVOCABLE TRUST ET AL, v. Respondent EAGLE COUNTY BOARD OF EQUALIZATION	
ORDER RESCINDING ORDER ON WITHDRAWAL	

On October 10, 2013 pursuant to a Withdrawal Letter received October 8, 2013 the Board of Assessment Appeals issued an Order on Withdrawal. The Board of Assessment Appeals has received a Request to Rescind Order on Withdrawal. The Petitioner's Agent had signed and submitted the Withdrawal Letter in error. A Stipulation with the Eagle County Board of Equalization has been received.

ORDER:

The Order on Withdrawal dated October 10, 2013 is hereby rescinded.

DATED and MAILED this 17th day of October, 2013.

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.

CM

Cara McKeller

Debra A. Baumbach

Debra A. Baumbach



BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203	Docket Number: 62098
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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.: R048404
 Category: Valuation Property Type: Residential

2. Petitioner is protesting the 2013 actual value of the subject property.

3. The parties agreed that the 2013 actual value of the subject property should be reduced to:
 Total Value: \$1,250,000
 (Reference Attached Stipulation)

4. The Board concurs with the Stipulation.

ORDER:

Respondent is ordered to reduce the 2013 actual value of the subject property, as set forth above.

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

DATED AND MAILED this 17th day of October 2013.

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.

Cara McKeller

Cara McKeller

Debra A. Baumbach

Debra A. Baumbach



BOARD OF ASSESSMENT APPEALS
STATE OF COLORADO

Docket Number: 62098

Eagle County Schedule Number: R048404

STIPULATION (As to Tax Year 2013 Actual Value)

DON L. CLYMER REVOCABLE TRUST, DON L. CLYMER TRUSTEE

Petitioner,

vs.

EAGLE COUNTY BOARD OF COUNTY COMMISSIONERS,

Respondent.

STATE OF COLORADO
BOARD OF ASSESSMENT APPEALS
2013 OCT 15 AM 11:10

Petitioner and Respondent (collectively, the "Parties") hereby enter into this Stipulation regarding the tax year 2013 valuation of the subject property, and jointly move the Board of Assessment Appeals to enter its order based on this stipulation.

The Parties agree and stipulate as follows:

1. The property subject to this stipulation is described as:
Arrowhead at Vail Fil: 17 Lot: 2B
Also known as: 24 McCoy Creek Drive, #B
Edwards, CO 81632

2. The subject property is classified as **Residential**.

3. The County Assessor originally assigned the following actual value to the subject property for tax year 2013:

Land	\$ 375,000
Improvements	\$ 995,000
Total	\$ 1,370,000

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

Land	\$ 375,000
Improvements	\$ 995,000
Total	\$ 1,370,000

5. After review and negotiation, Petitioner and County Board of County Commissioners agree to the following tax year 2013 actual value for the subject property:

Land	\$ 375,000
Improvements	\$ 875,000
Total	\$ 1,250,000

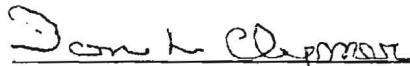
6. Brief narrative as to why the reduction was made:

The stipulated value was negotiated by the Parties for settlement purposes and to avoid the costs and uncertainty associated with a hearing on the matter.

7. The Parties expressly agree that the settled valuation established herein was accepted by the Parties for settlement purposes only, that they have resolved all disputes giving rise to the tax appeal and Petitioner expressly waives any right it may have to initiate a subsequent valuation protest or abatement petition for tax year 2013 relating to the property. The Parties further stipulate and agree that this Agreement does not constitute an admission of liability; that it does not constitute any factual or legal precedent whatsoever; and that it may not be used as evidence in any subsequent proceeding of any kind, except in an action alleging breach of this stipulation agreement.

8. A hearing has been scheduled before the Board of Assessment Appeals for October 25, 2013 a.m. and should be vacated upon the Board's acceptance of this Stipulation Agreement.

Dated this 15th day of October, 2013.


Don L. Clymer
24 McCoy Creek Drive, #B
Edwards, CO 81632


Christina Hooper
Assistant County Attorney
P.O. Box 850
Eagle, CO 81631

BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203	Docket Number: 62098
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ORDER ON WITHDRAWAL	

The Board received Petitioner's request to withdraw the above-captioned appeal on October 8, 2013. The Board has approved Petitioner's request.

FINDINGS OF FACT AND CONCLUSIONS:

1. Subject property is described as follows:

County Schedule No.: R048404

Category: Valuation Property Type: Residential
2. Petitioner is protesting the 2013 actual value of the subject property.

ORDER:

Petitioner's request for withdrawal is granted; therefore, the Board will take no further action on this matter.

DATED AND MAILED this 10th day of October 2013.

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



2013 OCT -8 AM 4:55

If at any time you decide you DO NOT wish to pursue your appeal and choose to withdraw, please sign this letter and return it to the Board of Assessment Appeals.

Please do not fill out and file this form if you are entering into a stipulation with the county.

Stephen N. Morris
PO BOX 156
Edwards, CO 81632

Date: 10-3-13

Docket No.: 62098

Hearing Date: October 25, 2013

To: Board of Assessment Appeals
1313 Sherman Street, Room 315
Denver, CO 80203

Via Facsimile: 303.866.4485

I no longer wish to pursue this matter and request that my property tax appeal be withdrawn. I understand that, by withdrawing this appeal, I relinquish all rights to obtaining a reduction in value for the subject property for tax year(s) 2013. I understand that this withdrawal letter should not be mailed or faxed if I have reached an agreement (stipulation) with the Eagle County Board Of Equalization resulting in a reduction in value.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this document was mailed, faxed, or hand delivered to the Eagle County Board Of Equalization.



Signature Stephen N. Morris