

<b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	<b>Docket Number: 75068</b>
Petitioner: <b>SETH P. BERGER AND ILYSE D. BERGER 1998 TRUST</b>  v.  Respondent: <b>PITKIN COUNTY BOARD OF COUNTY COMMISSIONERS</b>	
<b>ORDER ON STIPULATION</b>	

**THE PARTIES TO THIS ACTION** entered into a Stipulation, which has been accepted 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.: R011827**  
**Category: Abatement Appeal                      Property Type: Residential**
  
2. Petitioner is protesting the 2017 actual value of the subject property.
  
3. The parties agreed that the 2017 actual value of the subject property should be reduced to:  
  

**Total Value: \$7,200,000**  
 (Reference Attached Stipulation)
  
4. The Board concurs with the Stipulation.

**ORDER:**

Respondent is ordered to reduce the 2017 actual value of the subject property, as set forth above.  
  
 The Pitkin County Assessor is directed to change his/her records accordingly.

DATED this 15th day of March 2019.

BOARD OF ASSESSMENT APPEALS

*Diane M. DeVries*

Diane M. DeVries

*Debra A. Baumbach*

Debra A. Baumbach

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

*Yesenia Araujo*

Yesenia Araujo



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**BOARD OF ASSESSMENT APPEALS  
STATE OF COLORADO**

County Schedule Number R011827  
Docket No.: 75068

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**STIPULATION (As To Tax Year 2017 Actual Value)**

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Seth P. Berger and Ilyse D. Berger 1998 Trust,

Petitioners,

v.

Pitkin County Board of County Commissioners

Respondent,

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Petitioner, Seth P. Berger and Ilyse D. Berger 1998 Trust, and Respondent Pitkin County Board of County Commissioners hereby enter into this Stipulation regarding the tax year 2017 valuation of the subject property, and jointly move the Board of Assessment Appeals to enter its order based on this Stipulation.

The Petitioners and Respondent agree and stipulate as follows:

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

The Easterly Tract as set out on the Subdivision Exception Map of the C.F. Murphy Associates, Inc. property in Hallam's Addition, Aspen, Colorado recorded October 31, 1980 in Plat Book 10 at page 56 as Reception No. 228393, together with all easement rights appurtenant thereto contained in that certain Grant of Easement recorded in Book 379 at page 362 of the Pitkin County records.

and is identified as Parcel Number: 2735-121-19-001 in Pitkin County Assessor's Office records.

2. After a timely Petition for Abatement of Taxes was filed to the Pitkin County Board of County Commissioners, the Pitkin County Board of County Commissioners valued the subject property as follows for tax year 2017:

Sch # R011827	Residential Land:	\$ 5,500,000
	Residential Improvements:	\$ 3,029,200
	<b>Total:</b>	<b>\$ 8,529,200</b>

3. After further review and negotiation, the Petitioner and Pitkin County Board of County Commissioners agree to the following tax year 2017 actual value for the subject property:

Sch # R011827	Residential Land:	\$ 5,000,000
	Residential Improvements:	\$ 2,200,000
	Total:	\$ 7,200,000

4. The valuation, as established above, shall be binding with respect to tax year 2017, absent any unusual change in condition to the property.

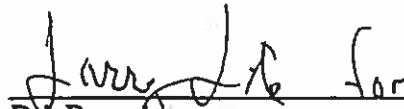
5. Both parties agree that the hearing scheduled before the Board of Assessment Appeals shall be canceled.

Dated this 12<sup>th</sup> day of March, 2019.



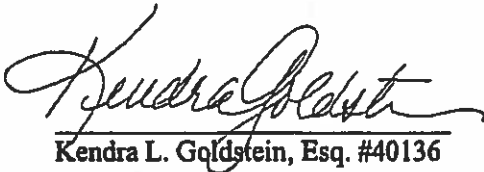
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