

**KITTITAS COUNTY  
BOARD OF EQUALIZATION**

411 N Ruby St, Ste 2, Ellensburg, WA 98926  
(509) 962-7506

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***ORDER OF THE KITTITAS COUNTY BOARD OF EQUALIZATION***

Property Owner(s): Roger & Darla Reynolds  
Mailing Address: PO BOX 1501  
Ellensburg, WA 98926  
Tax Parcel No(s): 868136  
Assessment Year: 2023 (Taxes Payable in 2024)  
Petition Number: BE-23-0009

Having considered the evidence presented by the parties in this appeal, the Board hereby:  
**Sustained**  
the determination of the Assessor.

Assessor's Determination

Assessor's Land: \$160,000  
Assessor's Improvement: \$321,710  
TOTAL: \$481,710

Board of Equalization (BOE) Determination

BOE Land: \$160,000  
BOE Improvement: \$321,710  
TOTAL: \$481,710

**Those in attendance at the hearing and findings:**

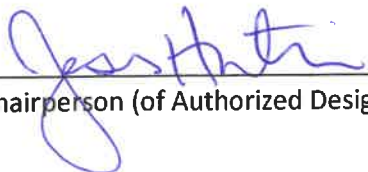
See attached Recommendation and Proposed Decision of the Hearing Examiner.

Hearing Held On : November 28, 2023

Decision Entered On: January 11, 2024

Hearing Examiner: Ann Shaw

Date Mailed: 1/14/24

  
Chairperson (of Authorized Designee)

  
Clerk of the Board of Equalization

**NOTICE OF APPEAL**

This order can be appealed to the State Board of Tax Appeals by filing a Notice of Appeal with them at PO Box 40915, Olympia, WA 98504-0915, within THIRTY days of the date of mailing on this Order (RCW 84.08.130). The Notice of Appeal form is available from the Washington State Board of Tax Appeals or the Kittitas County Board of Equalization Clerk.

**KITTITAS COUNTY BOARD OF EQUALIZATION- PROPOSED RECOMMENDATION**

Appellants: Roger & Darla Reynolds  
Petition: BE-23-0009  
Parcel: 868136  
Address: 961 Robinson Canyon Rd Ellensburg WA

Hearing: November 28, 2023 9:41 A.M.

Present at hearing: Roger and Darla Reynolds, appellants; Dana Glenn, appraiser via WebEx; Jessica Miller, BOE Clerk; Ann Shaw, Hearing Examiner

Testimony given: Roger and Darla Reynolds, Dana Glenn

Assessor's determination:

Land: \$160,000  
Improvements: \$321,710  
Total: \$481,710

Taxpayer's estimate:

Land: \$85,000  
Improvements: \$244,190  
Total: \$329,190

**SUMMATION OF EVIDENCE PRESENTED AND FINDING OF FACT:**

The subject property is a 1591 Square Foot home with a 1200 Square Foot Shop located on 3 acres.

The petitioner states that there are foundation issues, roof damage, no insulation in the attic, a Zinsco electrical panel and a broken window. They discussed and submitted an inspection report for evidence of the condition of the home.

The assessor's representative asked about an opportunity to walk through the home and inspect these issues to give them a better understanding of the actual condition. The petitioner denied their request to visit.

The assessor's representative discussed their report and market sales in the area.

**CONCLUSIONS OF LAW:**

"Upon review by any court, or appellate body, of a determination of the valuation of property for purposes of taxation, it shall be presumed that the determination of the public official charged with the duty of establishing such value is correct, but this presumption shall not be a defense against any correction indicated by clear, cogent and convincing evidence." RCW 81.40.0301

In other words, the assessor's determination of property value shall be presumed correct. The petitioner can overcome this presumption that the assessor's value is correct only by presenting clear, cogent and convincing evidence otherwise.

"All real property in this state subject to taxation shall be listed and assessed every year, with reference to its value on the first day of January of the year in which it is assessed..."

RCW 84.40.020

"The true and fair value of real property for taxation purposes...must be based upon the following criteria:

- (a) Any sales of the property being appraised or similar properties with respect to sales made within the past five years...
- (b) In addition to sales as defined in subsection (3)(a) of this section, consideration may be given to cost, cost less depreciation, reconstruction cost less depreciation, or capitalization of income that would be derived from prudent use of the property, as limited by law or ordinance..."

RCW 84.40.030(3)

"(1) In making its decision with respect to the value of property, the board shall use the criteria set forth in RCW 84.40.030.

(2) Parties may submit and boards may consider any sales of the subject property or similar properties which occurred prior to the hearing date so long as the requirements of RCW 84.40.030, 84.48.150, and WAC 458-14-066 are complied with. Only sales made within five years of the date of the petition shall be considered.

(3) Any sale of property prior to or after January 1<sup>st</sup> of the year of revaluation shall be adjusted to its value as of January 1 of the year of evaluation, reflecting market activity and using generally accepted appraisal methods...

(4) More weight shall be given to similar sales occurring closest to the assessment date which require the fewest adjustments for characteristics."

WAC 458-14-087

#### **RECOMMENDATION:**

The Hearing Examiner has determined that the appellant has not met the burden of proof to overturn the Assessed Value of the property with clear, cogent, and convincing evidence.

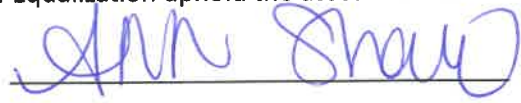
Much of the work needed to this home is typical maintenance that is expected with homeownership. The foundation is a concern but further information on what needs to be done to correct the foundation is needed to consider a change in value.

Every finding of fact this is a conclusion of law shall be deemed as such. Every conclusion of law that contains a finding of fact shall be deemed as a finding of fact.

**PROPOSED DECISION:**

The Examiner proposes that the Kittitas County Board of Equalization uphold the assessed value.

DATED 1/11/24

A handwritten signature in blue ink that reads "Ann Shaw". The signature is written in a cursive style and is positioned above a horizontal line.

Ann Shaw, Hearing Examiner