

10-4933

Supplement No
ORIG

LARIMER COUNTY SHERIFFS OFFICE



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FORT COLLINS, CO 80525

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**PUBLIC
RELEASE**

Reported Date
08/21/2010
Rpt/Incident Typ
^NEGHPRBM^
Officer#
HART, JASON

Administrative Information

Agency LARIMER COUNTY SHERIFFS OFFICE	Report No 10-4933	Supplement No ORIG	Reported Date 08/21/2010	Reported Time 08:29
CAD Call No 102330293	Dispo REPORT TO FOLLOW	Rpt/Incident Typ <DIS> NEIGHBOR PROBLEMS		
Location 3400 W VINE DR				City LC FORT
Rep Dist J50540	DArea LC	Area A2	From Date 08/21/2010	From Time 08:20
Officer# L98049/HART, JASON				
Assignment LC SO PATROL - RED DAYS		Entered By L98049	Assignment LC SO PATROL - RED DAYS	
RMS Transfer Successful		Property? None		
Approving Officer L95023		Approval Date 09/02/2010	Approval Time 09:48:37	
Release Status RELEASABLE		Narrative Complete Date 20100823		

Person Summary

Invl SUB	Invl No 1	Type I	Name HATFIELD, RANDALL L	MNI
Race W	Sex M	DOB 07/21/1952		
Invl SUB	Invl No 2	Type I	Name GILMARTIN, KEITH	MNI 306572
Race W	Sex M	DOB 04/13/1949		

Summary Narrative

jh/L98049/082210

Case Status: Information Report

KEITH GILMARTIN and his neighbor, the Poudre Fire Authority Training Center, disputed a property line issue.

**EXHIBIT
E**

RELEASE DATE 07/27/15
RELEASED BY L95013

LARIMER COUNTY SHERIFFS OFFICE

SUBJECT (NOT INTERCHANGEABLE WITH SUSPECT) 1: HATFIELD,RANDALL L

Involvement SUBJECT (NOT INTERCHANGEABLE WITH SUSPECT)					Invl No 1	Type INDIVIDUAL		
Name HATFIELD, RANDALL L						Race WHITE	Sex MALE	DOB 07/21/1952
Age 58	Ethnicity UNKNOWN	Juvenile? No	Height 6'00"	Weight 190#	Hair Color BROWN	Eye Color BLUE	Res Status UNKNOWN	
Phone Type CELL	Phone No (970) 221-6244		Date 02/04/2013					

SUBJECT (NOT INTERCHANGEABLE WITH SUSPECT) 2: GILMARTIN,KEITH

Involvement SUBJECT (NOT INTERCHANGEABLE WITH SUSPECT)					Invl No 2	Type INDIVIDUAL		
Name GILMARTIN, KEITH						MNI 306572	Race WHITE	Sex MALE
DOB 04/13/1949	Age 61	Ethnicity UNKNOWN	Juvenile? No	Height 6'05"	Weight 220#	Hair Color BROWN	Eye Color BLUE	Res Status RESIDENT
Type HOME	Address 3316 W VINE DR							
City LC FORT		State COLORADO	Date 02/04/2013					
Phone Type HOME	Phone No (970) 412-6906		Date 02/04/2013					

Narrative

Case Outline

- Case Origin
- Initial Information
- Contact with HATFIELD
- Contact with GILMARTIN
- Recontact with HATFIELD
- Case Disposition
- Attachments

Case Origin

Radio Dispatched

Initial Information

On 082110 at approximately 0849 hours, I was dispatched to contact Captain RANDAL HATFIELD of Poudre Fire Authority Training Center at 3400 West Vine. Captain HATFIELD had advised Dispatch that he injured his hand while attempting to unlock a gate on Training Center property that had a chain secured around it and was welded shut.

Contact with HATFIELD

I made contact with HATFIELD in person at the training center. HATFIELD informed me that he had seen the training center's neighbor, who he identified as KEITH GILMARTIN, in his van near the gate at the time of the incident. HATFIELD informed me that he believed that GILMARTIN was the one responsible for putting the chain on the gate and welding the chain together. HATFIELD said he did not believe that GILMARTIN had known that HATFIELD would be attempting to open the gate at that time of day since it was not a usual day at the training center for them to be doing that.

HATFIELD said that he had burned his hand after touching the chain in an attempt to open the gate. The chain was still very hot from being welded recently. HATFIELD said the burn was not severe but it had caused him pain and he would be getting it checked out by medical staff later in the day.

HATFIELD informed me that he believed the gate belonged to Colorado State University, but Colorado State University, whom HATFIELD identified as Poudre Fire Authority's Leaser, had allowed them access to that

195013

LARIMER COUNTY SHERIFFS OFFICE

Narrative

property and they would often park vehicles that came to the training center in that property when they had large groups coming through. HATFIELD further informed me that GILMARTIN had secured the gate with a chain and a lock in the past and that they had simply cut it off, but it was becoming a persistent issue and he wanted it documented.

Contact with GILMARTIN

I made contact with GILMARTIN in person at his residence, at 3316 West Vine. GILMARTIN admitted to putting the chain on there and welding it shut, but also said he had no intention of injuring anyone. I asked GILMARTIN if he had seen Poudre Fire Authority staff there after he welded it shut and he said he had. I asked him why he did not just mention it to him that the chain was hot and he should not touch it. GILMARTIN said that it was his property and he did not need to tell someone to keep their hands off it. GILMARTIN had a different account of whose gate it was and the property line.

GILMARTIN accompanied me back over to the gate, which is located just to the south and east of the training center's chain link fence. GILMARTIN said that the gate was his property as well as the land immediately to the south of it, which was south of the easement provided for the training center. GILMARTIN said that the gate had been installed prior to his family owning the property there, but it was included on the property. GILMARTIN also pointed out a survey marker, just to the south and west of the gate and indicated that his property ran from that property marker diagonally towards Overland Trail and ended in another property marker just to the northwest of where Vine and Overland meet.

Looking at the map on our MDS, showing the assessor plot lines, it did appear that GILMARTIN's representation could be accurate; however, it was impossible to determine exactly where that property line could be. I informed GILMARTIN that I would not be pursuing any criminal charges at this time as it appeared that the line was in dispute. I also informed them that should Poudre Fire Authority provide further documentation that the gate is in fact theirs as well as them having access to the property around it that I would be re-contacting him so he could provide documentation he had concerning the property.

Recontact with HATFIELD

I then went back to the training center and made contact with HATFIELD again and informed him of the information GILMARTIN had provided us. HATFIELD told me he was not certain of the property line either and that he would be researching the issue with his superiors.

Case Disposition

Information Report

Attachments

None

END OF REPORT

L95013