

<p><b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p><b>NEKLA LLP DBA HOLIDAY INN EXPRESS EAGLE,</b></p> <p>v.</p> <p>Respondent:</p> <p><b>EAGLE COUNTY BOARD OF EQUALIZATION.</b></p>	
<p>Attorney or Party Without Attorney for the Petitioner:</p> <p>Name: Gregory A Damico, CPA Address: 201 Ne Park Plaza Dr #145 Vancouver, WA 98684 Phone Number: (360) 750 -6884</p>	<p><b>Docket Number: 42303</b></p>
<p><b>ORDER ON STIPULATION</b></p>	

**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.: R043517**

**Category: Valuation**

**Property Type: Commercial**

2. Petitioner is protesting the 2003 actual value of the subject property.

3. The parties agreed that the 2003 actual value of the subject property should be reduced to:

Land	\$ 761,080.00
Improvements	<u>\$2,200,220.00</u>
Total	\$2,961,300.00

4. The Board concurs with the Stipulation.

**ORDER:**

Respondent is ordered to reduce the 2003 actual value of the subject property, as set forth above.

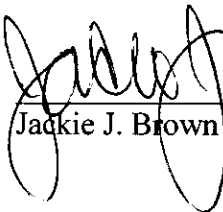
The Eagle County Assessor is directed to change his/her records accordingly.

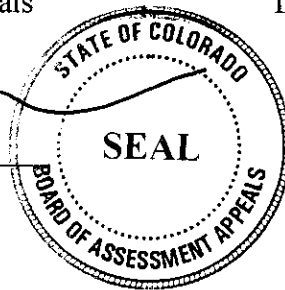
**DATED/MAILED** this 21<sup>st</sup> day of February, 2004.

This decision was put on the record

February 20, 2004

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

  
Jackie J. Brown



**BOARD OF ASSESSMENT APPEALS**



Karen E. Hart



Debra A. Baumbach

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<p><b>BOARD OF ASSESSMENT APPEALS</b>  <b>STATE OF COLORADO</b>  1313 Sherman Street, Room 315  Denver, CO 80203</p> <hr/> <p><b>Petitioner:</b></p> <p><b>NEKLA, LLP</b></p> <p>v.</p> <p><b>Respondent:</b></p> <p><b>EAGLE COUNTY BOARD OF EQUALIZATION</b></p> <hr/> <p>Diane H. Mauriello, No. 21355  Bryan R. Treu, No. 29577  Debbie Faber, No. 33824  Walter Mathews, No. 31109  Eagle County Attorney  P.O. Box 850  Eagle, Colorado 81631  970.328.8685  Fax: 970.328.8699</p>	<p style="text-align: center;"><b>COURT USE ONLY</b></p> <hr/> <p>Docket No. 42303</p> <p>Schedule No(s): R043517</p>
<p><b>STIPULATION</b></p>	

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The Petitioner and the Eagle County Board of Equalization ("the Board") hereby enter into this Stipulation regarding the tax year 2003 valuation of the subject property.

The Petitioner and the Board agree and stipulate as follows:

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

Parcel No. 193932110002  
Schedule No. R043517

2. The subject property is classified as Commercial.

3. The County Assessor assigned the following adjusted actual value to the subject property for tax year 2003:

Land Value	\$ 761080
Improvement Value	\$ 2660120

Total \$ 3421200

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

Land Value	\$ 761080
Improvement Value	\$2660120
Total	\$3421200

5. After further review and negotiation, Petitioner and Board agree to the tax year 2003 actual value for the subject property as follows:

Land Value	\$ 761080
Improvement Value	\$2200220
Total	\$2961300

6. The valuation shall be binding with respect to only tax year 2003.

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

A review of income and expense data was completed both for the subject property as well as comparable properties. The result of this analysis is the value recommended above.

8. Both parties agree that the hearing scheduled before the Board of Assessment appeals on March 25, 2004 at 8:30 a.m. be vacated.

DATED this 13<sup>th</sup> day of February 2004.

EAGLE COUNTY ATTORNEY

By: Diane H. Mauriello  
Diane H. Mauriello  
County Attorney

Petitioner:  
Taxpayer name  
NEKLA LLP

By: Edward G. Woodland  
Edward G. Woodland, Attorney  
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