

BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203	Docket Number: 50753
Petitioner: DIAMOND HILL ASSOCS. LTD. PARTN, v. Respondent: DENVER COUNTY BOARD OF EQUALIZATION.	
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.: 02321-01-017-000+2

Category: Valuation Property Type: Commercial Real
2. Petitioner is protesting the 2008 actual value of the subject property.
3. The parties agreed that the 2008 actual value of the subject property should be reduced to:

Total Value: \$26,000,000

(Reference Attached Stipulation)
4. The Board concurs with the Stipulation.

ORDER:

Respondent is ordered to reduce the 2008 actual value of the subject property, as set forth above.

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

DATED AND MAILED this 4th day of May 2010.

BOARD OF ASSESSMENT APPEALS

Karen E Hart

Karen E. Hart

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 1313 Sherman Street, Room 315 Denver, Colorado 80203	
Petitioner: DIAMOND HILL ASSOCS. LTD. PARTNERSHIP v. Respondent: BOARD OF EQUALIZATION OF THE CITY AND COUNTY OF DENVER	Docket Number: 50753 Schedule Number: 02321-01-017-000+2
Attorneys for Board of Equalization of the City and County of Denver City Attorney David V. Cooke #34623 Assistant City Attorney 201 West Colfax Avenue, Dept. 1207 Denver, Colorado 80202 Telephone: 720-913-3275 Facsimile: 720-913-3180	
STIPULATION (AS TO TAX YEAR 2008 ACTUAL VALUE)	

Petitioner, DIAMOND HILL ASSOCS. LTD. PARTNERSHIP, and Respondent, BOARD OF EQUALIZATION OF THE CITY AND COUNTY OF DENVER, hereby enters into this Stipulation regarding the tax year 2008 valuation of the subject property, and jointly move the Board of Assessment Appeals to enter its order based on this Stipulation.

The Petitioner(s) and Respondent agree and stipulate as follows:

- The property subject to this Stipulation is described as:

 2420-2500 West 26th Avenue
 2459 Alcott Street
 Denver, Colorado 80211

2. The subject property is classified as office property.

3. The County Assessor originally assigned the following actual value on the subject property for tax year 2008.

Land	\$ 14,628,200.00
Improvements	\$ <u>12,373,600.00</u>
Total	\$ 27,001,800.00

4. After appeal to the Board of Equalization of the City and County of Denver, the Board of Equalization of the City and County of Denver valued the subject property as follows:

Land	\$ 14,628,200.00
Improvements	\$ <u>12,373,600.00</u>
Total	\$ 27,001,800.00

5. After further review and negotiation, the Petitioner and Board of Equalization of the City and County of Denver agree to the following actual value for the subject property for tax year 2008.

Land	\$ 14,628,200.00
Improvements	\$ <u>11,371,800.00</u>
Total	\$ 26,000,000.00

***See Attachment A for Distribution of Value Among the Three Parcels.**

6. The valuations, as established above, shall be binding only with respect to tax year 2008.

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

The actual base period rent rolls and operating statements were reviewed and were found to point to the need for adjustment of elements of the assessor's income approach.

8. Both parties agree to be responsible for their own costs, expert and attorney fees, waiving any claim against each other for such, and agree that any hearing before the Board of Assessment Appeals not be scheduled or be vacated if already scheduled.

DATED this 27 day of April, 2010.

Agent/Attorney/Petitioner

By: 

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Board of Equalization of the City and
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Docket No: 50753

- **ATTACHMENT A** -

Attachment

Distribution of Revised Value Among the Three Parcels:

	<u>Land</u>	<u>Improvements</u>	<u>Total</u>
02321-01-017-000	\$11,266,500	\$11,237,900	\$22,504,400
02321-03-026-000	\$ 1,825,600	\$ 79,400	\$ 1,905,000
02321-03-027-000	\$ 1,536,100	\$ 54,500	\$ 1,590,600