

BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203	Docket Number: 54828
Petitioner: ROSENSTOCK PLACE LLC, 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.: 05022-03-078-078+14

Category: Valuation Property Type: Residential
2. Petitioner is protesting the 2009 actual value of the subject property.
3. The parties agreed that the 2009 actual value of the subject property should be reduced to:

Total Value: \$1,327,700
 (Reference Attached Stipulation)
4. The Board concurs with the Stipulation.

ORDER:

Respondent is ordered to reduce the 2009 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 16th day of February 2011.

BOARD OF ASSESSMENT APPEALS

Karen E Hart

Karen E. Hart

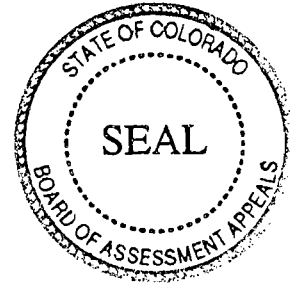
I hereby certify that this is a true and correct copy of the decision of the Board of Assessment Appeals.

CM

Cara McKeller

Debra A. Baumbach

Debra A. Baumbach



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BOARD OF ASSESSMENT APPEALS STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203	
Petitioner: ROSENSTOCK PLACE LLC	
v.	Docket Number:
Respondent:	54828
BOARD OF EQUALIZATION OF THE CITY AND COUNTY OF DENVER	Schedule Number:
Attorneys for Board of Equalization of the City and County of Denver	05022-03-078-078+14
City Attorney Michelle Bush #38443 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 2009 ACTUAL VALUE)	

Petitioner, ROSENSTOCK PLACE LLC, and Respondent, BOARD OF EQUALIZATION OF THE CITY AND COUNTY OF DENVER, hereby enter into this Stipulation regarding the tax year 2009 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:

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

1228 East Colfax Avenue Units #1 - #9, 1 commercial unit and 5 parking
parcels
Denver, Colorado 80202

2. The subject property is classified as a Residential Condo Complex, with 1 commercial unit.

3. The County Assessor originally assigned the following actual value on the subject property for tax year 2009.

Land	\$	203,800.00
Improvements	\$	<u>1,236,000.00</u>
Total	\$	1,439,800.00

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	\$	203,800.00
Improvements	\$	<u>1,236,000.00</u>
Total	\$	1,439,800.00

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 2009.

Land	\$	203,800.00
Improvements	\$	<u>1,123,900.00</u>
Total	\$	1,327,700.00

6. The valuations, as established above, shall be binding only with respect to tax year 2009.

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

Per further review of market data and comparable sales.

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 9th day of February, 2011.

Agent/Attorney/Petitioner

Board of Equalization of the City and
County of Denver

By: Ronald Loser #1485
Ronald Loser, Esq.

Robinson, Waters and O'Dorisio
1099 18th Street, Suite 2600
Denver, CO 80202-1926
Telephone: (303) 297-2600

By: Michelle Bush

Michelle Bush #38443
201 West Colfax Avenue, Dept. 1207
Denver, CO 80202
Telephone: 720-913-3275
Fax: 720-913-3180
Docket No: 54828

Schedule #	Unit #	Total Area	Assigned	less 10%	Value recommendation
1 05022-03-078-078	#1	1261	\$210,700	\$21,100	\$189,600
2 05022-03-079-079	#2	576	\$104,000	\$10,400	\$93,600
3 05022-03-080-080	#3	666	\$121,100	\$12,100	\$109,000
4 05022-03-081-081	#4	609	\$112,400	\$11,200	\$101,200
5 05022-03-082-082	#5	580	\$108,100	\$10,800	\$97,300
6 05022-03-083-083	#6	616	\$113,500	\$11,400	\$102,100
7 05022-03-084-084	#7	755	\$125,400	\$12,500	\$112,900
8 05022-03-085-085	#8	662	\$112,500	\$11,300	\$101,200
9 05022-03-086-086	#9	662	\$112,500	\$11,300	\$101,200
10 05022-03-088-088	PK1	0	\$1,000	\$1,000	\$1,000
11 05022-03-089-089	PK2	0	\$1,000	\$1,000	\$1,000
12 05022-03-090-090	PK3	0	\$1,000	\$1,000	\$1,000
13 05022-03-091-091	PK4	0	\$1,000	\$1,000	\$1,000
14 05022-03-092-092	PK5	0	\$1,000	\$1,000	\$1,000
			\$1,125,200	\$117,100	\$1,013,100
15 05022-03-087-087	Commercial Unit		\$314,600		\$314,600
			\$1,439,800		\$1,327,700
			Difference		\$112,100

Attachment #1