

<p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p>KC-1998-1 LLC BY KMART CORPORATION,</p> <p>v.</p> <p>Respondent:</p> <p>ARAPAHOE COUNTY BOARD OF EQUALIZATION.</p>	
<p>Attorney or Party Without Attorney for the Petitioner:</p> <p>Name: Barry J. Goldstein Sterling Equities Address: 950 South Cherry Street #320 Denver, Colorado 80246 Phone Number: 303-757-8865 Attorney Reg. No.: 2218</p>	<p>Docket Number: 40589</p>
<p align="center">ORDER ON STIPULATION</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.: 2075-22-3-38-001

Category: Valuation Property Type: Commercial

2. Petitioner is protesting the 2002 actual value of the subject property.

3. The parties agreed that the 2002 actual value of the subject property should be reduced to:

Land	\$ 5,580,299.00
Improvements	<u>8,419,701.00</u>
Total	\$14,000,000.00

4. The Board concurs with the Stipulation.

ORDER:

Respondent is ordered to reduce the 2002 actual value of the subject property, as set forth above.

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

DATED/MAILED this 28th day of February, 2003.

This decision was put on the record

February 26, 2003

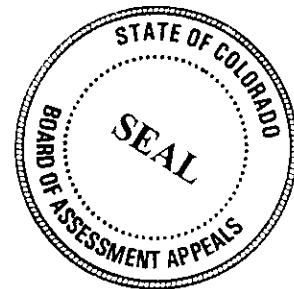
I hereby certify that this is a true and correct copy of the decision of the Board of Assessment Appeals

BOARD OF ASSESSMENT APPEALS

Karen E Hart
Karen E. Hart

Debra A. Baumbach
Debra A. Baumbach

James E. Mogan
James E. Mogan



BOARD OF ASSESSMENT APPEALS
STATE OF COLORADO
DOCKET NUMBER 40589

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STIPULATION AND ORDER (As To Tax Year 2002 Actual Value)

KC-1998-1 LLC BY KMART CORP,

Petitioner,

vs.

ARAPAHOE COUNTY BOARD OF EQUALIZATION,

Respondent.

THE PARTIES TO THIS ACTION entered into a Stipulation, which has been approved by the Board of Assessment Appeals. A conference call with the petitioner and respondent have resulted in the following agreement:

Subject property is classified as merchandising and described as follows:

9401 E. Arapahoe Rd., County Schedule Number 2075-22-3-38-001; RA 331-001

A brief narrative as to why the reduction was made: Analyzed cost, market, & income information.

The parties have agreed that the 2002 actual value of the subject property should be reduced as follows:

ORIGINAL VALUE		NEW VALUE (2002)	
Land	\$ 5,580,299	Land	\$ 5,580,299
Improvements	\$ 8,919,701	Improvements	\$ 8,419,701
Personal		Personal	\$
Total	\$ 14,500,000	Total	\$ 14,000,000

The Board concurs with the Stipulation.

DATED this 17th day of February 2003.

Barry J. Goldstein

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