

<p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p>KIMCO EAST BANK 689 INC,</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: Alan Poe, Esq. Holland & Hart</p> <p>Address: 8390 E. Crescent Parkway, Suite 400 Greenwood Village, CO 80111</p> <p>Phone Number: 303.290.161</p> <p>Attorney Reg. No.: 7641</p>	<p>Docket Number: 41603</p>
<p>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.: 2073-06-3-64-001+6

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:

[PLEASE REFERENCE ATTACHED STIPULATION]

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

DATED/MAILED this 18th day of April, 2005.

This decision was put on the record

April 15, 2005

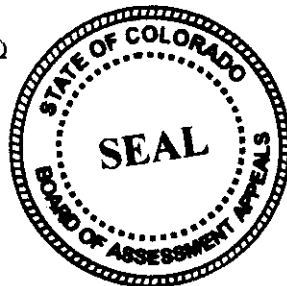
BOARD OF ASSESSMENT APPEALS

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

Debra A. Baumbach
Debra A. Baumbach

Keela K. Steele
Keela K. Steele



**BOARD OF ASSESSMENT APPEALS
STATE OF COLORADO
DOCKET NUMBER 41603**

STIPULATION (As To Tax Year 2003 Actual Value)

KIMCO EAST BANK 689 INC.,

Petitioner,

vs.

ARAPAHOE COUNTY BOARD OF EQUALIZATION,

Respondent.

THE PARTIES TO THIS ACTION entered into a Stipulation, regarding the tax year 2003 valuation of the subject property and jointly move the Board of Assessment Appeals to enter its Order based on this stipulation. A conference call with the petitioner and respondent have resulted in the following agreement:

Subject property is classified as commercial and described as follows: See schedule numbers below; RA's 3199-001 thru 007.

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

The parties have agreed that the 2003 actual value of the subject property should be reduced as follows:

2003 ASSESSED VALUES

PPI NUMBER	LAND VALUE	IMPROVEMENTS	ADJUSTED VALUE
2073-06-3-64-001	\$1,509,355	\$1,090,645	\$2,600,000
2073-06-3-64-002	859,095	380,905	1,240,000
2073-06-3-64-003	331,938	58,062	390,000
2073-06-3-64-004	743,844	56,156	800,000
2073-06-3-64-005	309,132	290,868	600,000
2073-06-3-64-006	1,473,264	1,046,736	2,520,000
2073-06-3-64-007	300,516	899,484	1,200,000
		TOTAL	

ADJUSTED 2003 VALUES

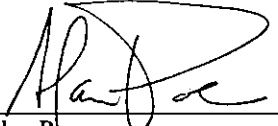
PPI NUMBER	LAND VALUE	IMPROVEMENTS	ADJUSTED VALUE
2073-06-3-64-001	\$1,509,355	\$ 740,645	\$2,250,000
2073-06-3-64-002	859,095	380,905	1,240,000 no chg
2073-06-3-64-003	331,938	58,062	390,000 no chg
2073-06-3-64-004	743,844	56,156	800,000 no chg
2073-06-3-64-005	309,132	290,868	600,000 no chg

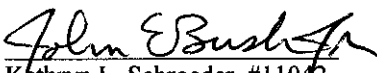
2073-06-3-64-006	1,473,264	1,046,736	2,520,000 no chg
2073-06-3-64-007	300,516	899,484	1,200,000 no chg
		TOTAL	\$9,000,000


The valuation, as established above, shall be binding only with respect to the tax year 2003.

Both parties agree that the hearing before the Board of Assessment Appeals be vacated or is unnecessary if one has not yet been scheduled.

DATED this _____ day of _____ 2005.


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for 
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 Edward G. Bosier
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Docket #41603