

<b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	
Petitioner:  <b>CHERRY GROVE LLC,</b>  v.  Respondent:  <b>DENVER COUNTY BOARD OF EQUALIZATION.</b>	
Attorney or Party Without Attorney for the Petitioner:  Name: Kenneth S. Kramer, Esq. Berenbaum, Weinshienk & Eason, P.C. Address: 370 17 <sup>th</sup> Street, Suite 4800 Denver, CO 80202 Phone Number: 303.825.0800	<b>Docket Number: 42669</b>
<b>ORDER ON STIPULATION</b>	

**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.: 06192-02-004-000**  
  
**Category: Valuation      Property Type: Residential**
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:	\$ 737,800.00
Improvements:	<u>\$4,366,200.00</u>
Total:	\$5,104,000.00

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.

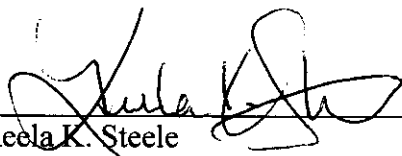
The Denver County Assessor is directed to change his/her records accordingly.

**DATED/MAILED** this 1<sup>st</sup> day of February, 2005.

This decision was put on the record

January 31, 2005

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

  
Keela K. Steele

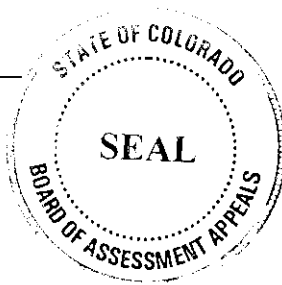
**BOARD OF ASSESSMENT APPEALS**



Karen E. Hart



Debra A. Baumbach



<b>BOARD OF ASSESSMENT APPEALS</b> <b>STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	Docket Number:  42669  Schedule Number:  6192-02-004  <small>03 JAN 31 AM 8:36</small>
Petitioner:  <b>CHERRY GROVE LLC</b>  v.  Respondent:	
<b>DENVER COUNTY BOARD OF EQUALIZATION</b> Attorneys for Denver County Board of Equalization  Cole Finegan #16853 City Attorney  Charles T. Solomon #26873 Assistant City Attorney 201 West Colfax Avenue, Dept. 1207 Denver, Colorado 80202 Telephone: 720-913-3275 Facsimile: 720-913-3180	
<b>STIPULATION (AS TO TAX YEAR 2003 ACTUAL VALUE)</b>	

Petitioner, CHERRY GROVE LLC, and Respondent, DENVER COUNTY BOARD OF EQUALIZATION, hereby enters into this 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.

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

1. The property subject to this Stipulation is described as:  
  
 1150 South Cherry Street  
 Denver, Colorado
  
2. The subject property is classified as residential property.

3. The County Assessor originally assigned the following actual value on the subject property for tax year 2003.

Land	\$	737,800.00
Improvements	\$	<u>4,574,000.00</u>
Total	\$	5,311,800.00

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

Land	\$	737,800.00
Improvements	\$	<u>4,574,000.00</u>
Total	\$	5,311,800.00

5. After further review and negotiation, the Petitioner and Denver County Board of Equalization agree to the following actual value for the subject property for tax year 2003.

Land	\$	737,800.00
Improvements	\$	<u>4,366,200.00</u>
Total	\$	5,104,000.00

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

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

Additional consideration of sales of similar apartment buildings and information pertaining to the subject property indicates a lower value for the subject property.


8. Both parties agree that the hearing scheduled before the Board of Assessment Appeals on February 9, 2005 at 8:30 a.m. be vacated.

DATED this 27<sup>th</sup> day of January, 2005.

Attorney for Petitioner

Denver County Board of Equalization

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Docket No: 42669