

<b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	<b>Docket Number: 49952</b>
Petitioner: <b>DONALD R. RICE, DDS, P.C.,</b>  v.  Respondent: <b>DENVER COUNTY BOARD OF COMMISSIONERS.</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.: 290-795-00-1**  
  
**Category: Abatement      Property Type: Commercial Personal**
2. Petitioner is protesting the 2005 actual value of the subject property.
3. The parties agreed that the 2005 actual value of the subject property should be reduced to:  
  

**Total Value:            \$11,683**  
 (Reference Attached Stipulation)
4. The Board concurs with the Stipulation.

**ORDER:**

Respondent is ordered to reduce the 2005 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 5th day of November 2008.

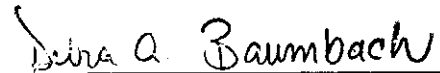
**BOARD OF ASSESSMENT APPEALS**

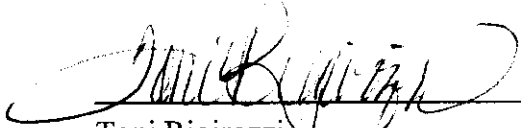
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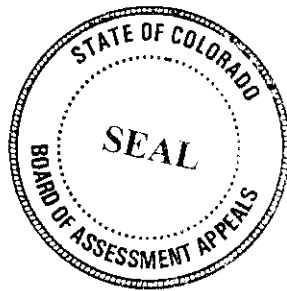
November 4, 2008

  
\_\_\_\_\_  
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

  
\_\_\_\_\_  
Toni Rigirozzi



<b>BOARD OF ASSESSMENT APPEALS</b> <b>STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	2009 OCT 01 11:1:20  Docket Number:  49952  Schedule Number:  290-795-004
Petitioner:  <b>DONALD R. RICE, DDS, PC</b>  v.  Respondent:	
<b>DENVER COUNTY BOARD OF COMMISSIONERS</b> Attorneys for Denver County Board of Commissioners  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	
<b>STIPULATION (AS TO TAX YEAR 2005 ACTUAL VALUE)</b>	

Petitioner, DONALD R. RICE, DDS, PC, and Respondent, DENVER COUNTY BOARD OF COMMISSIONERS, hereby enters into this Stipulation regarding the tax year 2005 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 was located at:  
  
     1470 Jersey St  
     Denver, Colorado 80220
2. The subject property is classified as personal property.
3. The County Assessor originally assigned the following actual value on the subject property for tax year 2005.

Furniture & Fixture	\$	790.00
Machinery & Equipment	\$	6,488.00
Affixed Property	\$	1,890.00
Estimated Additions	\$	<u>302,839.00</u>
Total	\$	312,007.00

4. The original assessed value of the personal property and associated tax amount shown below:

Furniture & Fixture	\$	230.00
Machinery & Equipment	\$	1,880.00
Affixed Property	\$	550.00
Estimated Additions	\$	<u>87,820.00</u>
Total	\$	90,480.00
Adjusted Tax Amount	\$	0

5. After further review and negotiation, the Petitioner and Denver County Board of Commissioners agree to the following actual value and tax for the personal property tax year 2005.

Furniture & Fixture	\$	663.00
Machinery & Equipment	\$	11,020.00
Affixed Property	\$	0
Estimated Additions	\$	<u>0</u>
Total	\$	11,683.00
Adjusted Tax Amount	\$	224.42
Interest	\$	<u>0</u>
Total Tax Owed	\$	224.42

6. The total amount to be refunded to the taxpayer is \$5,765.53. No interest shall be paid, other than to refund interest paid by the taxpayer.

7. The valuations, as established above, shall be binding only with respect to tax year 2005.

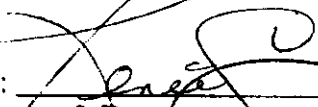
8. As a further condition of this agreement, Donald R. Rice, DDS, PC., agrees to timely file a personal property tax declaration schedule with a complete asset listing including a brief description of the property, original cost and date of acquisition for tax years 2008 - 2009, and to make every attempt to file timely declarations for all subsequent years. Failure to timely file a declaration schedule will result in a best information available valuation being sent to Donald R. Rice, DDS, PC.

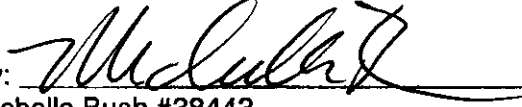
9. Both parties agree that a hearing before the Board of Assessment Appeals on is not needed.

DATED this 28<sup>th</sup> day of October, 2008.

Agent/Attorney/Petitioner

Denver County Board of Commissioners

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