

<b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	<b>Docket Number: 52834</b>
Petitioner: <b>MLMT 2005-CIP 1 WELD COUNTY RD 13 LLC,</b>  v. Respondent: <b>WELD COUNTY BOARD OF EQUALIZATION.</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.: R0722601+1**  
  
**Category: Valuation      Property Type: Commercial Real**
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:            \$4,000,000**  
(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 Weld County Assessor is directed to change his/her records accordingly.

**DATED AND MAILED** this 28th day of January 2010.



**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

*Melissa Nord*

Melissa Nord

**BOARD OF ASSESSMENT APPEALS  
STATE OF COLORADO**

**Docket Number 52834**

**Single County Schedule Number R0722601**

**STIPULATION (As To Tax Year 2009 Actual Value)**

MLMT 2005-CIP 1 Weld County Rd LLC,  
Petitioner(s),

vs.

**Weld COUNTY BOARD OF EQUALIZATION,**

Respondent.

2010 JAN 26 AM 11:41

Petitioner (s) and Respondent 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.

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

1. The property subject to this Stipulation is described as:  
FIR FS L4 Firestone Safeway
2. The subject property is classified as Commercial property (what type).
3. The County Assessor originally assigned the following actual value to the subject property for the tax year 2009:

Land	\$102,900.00
Improvements	\$1,233,300.00
Total	\$1,336,200.00

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

Land	\$102,900.00
Improvements	\$1,233,300.00
Total	\$1,336,200.00

5. After further review and negotiation, Petitioner (s) and County Board of Equalization agree to the following tax year 2009 actual value for the subject property:

Land	\$102,900.00
Improvements	\$1,071,420.00
Total	\$1,174,320.00


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


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

After analysing the actual income and vacancy of the property a value change was deemed appropriate.

8. Both parties agree that the hearing scheduled before the Board of Assessment Appeals on February 1, 2010 (date) at 8:30 AM (time) be vacated; or, a hearing has not yet been scheduled before the Board of Assessment Appeals (check if appropriate).

DATED this 11 day of January, 2010.

 # 1085  
 \_\_\_\_\_  
 Petitioner(s) or Attorney  
 Ronald S. Lasev

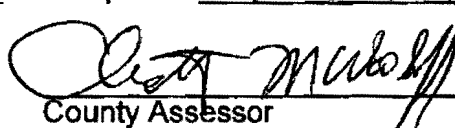
 # 13241  
 \_\_\_\_\_  
 County Attorney for Respondent,  
 Board of Equalization

Address:  
 1099 18th St. #2600  
 Denver, CO 80202

Address:  
 915 10th St. P.O. Box 758  
 Greeley, CO 80632

Telephone: 303-297-2600

Telephone: 970-356-4000 x4391

  
 \_\_\_\_\_  
 County Assessor

Address:  
 1400 N. 17th Avenue  
 Greeley, CO 80631

Telephone: (970) 353-3845 ext. 3697

Docket Number 52834  
Stip-1.Frm

**BOARD OF ASSESSMENT APPEALS  
STATE OF COLORADO**

**Docket Number 52834  
Single County Schedule Number R0722801**

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**STIPULATION (As To Tax Year 2009 Actual Value)**

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MLMT 2005-CIP 1 Weld County Rd LLC,  
Petitioner(s),

vs.

**Weld COUNTY BOARD OF EQUALIZATION,**  
Respondent.

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2010 JAN 26 AM 11:49

Petitioner (s) and Respondent 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.

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

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

FIR FS L6 Firestone Safeway

- 2. The subject property is classified as Commercial property (what type).
- 3. The County Assessor originally assigned the following actual value to the subject property for the tax year 2009:

Land	\$442,845.00
Improvements	\$2,772,355.00
Total	\$3,215,200.00

- 4. After a timely appeal to the Board of Equalization, the Board of Equalization valued the subject property as follows:

Land	\$442,845.00
Improvements	\$2,772,355.00
Total	\$3,215,200.00

5. After further review and negotiation, Petitioner (s) and County Board of Equalization agree to the following tax year 2009 actual value for the subject property:

Land	\$442,845.00
Improvements	\$2,382,835.00
Total	\$2,825,680.00


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

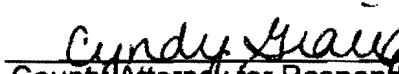
7. Brief narrative as to why the reduction was made:

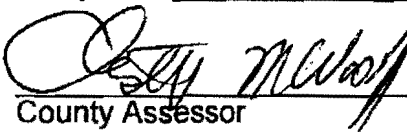
After analysing the actual income and vacancy of the property a value change was deemed appropriate.

8. Both parties agree that the hearing scheduled before the Board of Assessment Appeals on February 1, 2010 (date) at 8:30 AM (time) be vacated; or, a hearing has not yet been scheduled before the Board of Assessment Appeals (check if appropriate).

DATED this 11 day of January, 2010.

  
 \_\_\_\_\_ #1685  
 Petitioner(s) or Attorney  
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 1099 18th St. #2600  
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 Telephone: 970.356.4000 x 4391

  
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Docket Number 52834  
Stip-1.Frm