

**BOARD OF ASSESSMENT APPEALS,
STATE OF COLORADO**

1313 Sherman Street, Room 315
Denver, Colorado 80203

Docket Number: 53984

Petitioner:

MACK BRIARGATE LLC ET AL,

v.

Respondent:

EL PASO COUNTY BOARD OF EQUALIZATION.

ORDER ON STIPULATION

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.: 62331-03-011

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: \$8,961,200

(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 El Paso County Assessor is directed to change his/her records accordingly.

DATED AND MAILED this 20th day of April 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.

Melissa Nord
Melissa Nord

Debra A. Baumbach
Debra A. Baumbach

**BOARD OF ASSESSMENT APPEALS
STATE OF COLORADO**

Docket Number: **53984**
Single County Schedule Number: **62331-03-011**

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

Mack Briargate LLC et al

Petitioner(s),

vs.

EL PASO COUNTY BOARD OF EQUALIZATION,

Respondent

2010 FEB 16 10:29 AM

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:

LOT 1 ORIX PRIME WEST AT BRIARGATE FIL NO 1

2. The subject property is classified as **Office - Commercial** property.

3. The County Assessor originally assigned the following actual value to the subject property for tax year **2009**:

Land:	\$1,519,892.00
Improvements:	\$10,566,640.00
Total:	\$12,086,532.00

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

Land:	\$1,519,892.00
Improvements:	\$7,980,108.00
Total:	\$9,500,000.00

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:	\$1,519,892.00
Improvements:	\$7,441,308.00
Total:	\$8,961,200.00

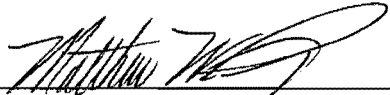
6. The valuation, as established above, shall be binding only with respect to tax year **2009**.

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

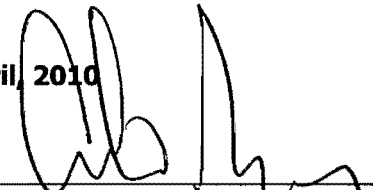
Agent supplied owner's actual income & expense statements, supporting a reduction

8. Both parties agree that the hearing scheduled before the Board of Assessment Appeals on **April 29, 2010 at 8:30 AM** be vacated; or, ___ (check if appropriate) a hearing has not yet been scheduled before the Board of Assessment Appeals.

DATED this **12th** day of **April, 2010**

x 

Petitioner(s)
By: **Thomson Reuters**
Matthew W Poling, Agent



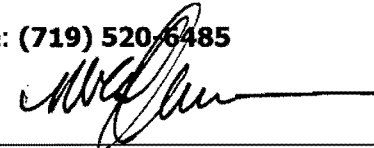
County Attorney for Respondent,
Board of Equalization

Address: **1125 17th Street Suite 1575**
Denver, CO 80202

Address: **27 East Vermijo**
Colorado Springs, CO 80903

Telephone:

Telephone: **(719) 520-6485**



County Assessor

Address: **27 East Vermijo**
Colorado Springs, CO 80903

Telephone: **(719) 520-6605**

Docket Number: **53984**
StipCnty.mst

Single Schedule No.

2010/04/15 11:29