

<b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	<b>Docket Number: 61827</b>
Petitioner: <b>WINDMILL CREEK ENTERPRISES INC.,</b>  v. Respondent: <b>DENVER 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.: 5042-02-020-000+1**

**Category: Valuation      Property Type: Commercial Real**
2. Petitioner is protesting the 2012 actual value of the subject property.
3. The parties agreed that the 2012 actual value of the subject property should be reduced to:  

**Total Value:            \$2,600,000**

(Reference Attached Stipulation)
4. The Board concurs with the Stipulation.

**ORDER:**

Respondent is ordered to reduce the 2012 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 August 2013.

**BOARD OF ASSESSMENT APPEALS**

*Diane M. DeVries*

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Diane M. DeVries

*Debra A. Baumbach*

\_\_\_\_\_  
Debra A. Baumbach

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

*Cara McKeller*

\_\_\_\_\_  
Cara McKeller



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<b>BOARD OF ASSESSMENT APPEALS</b> <b>STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	
Petitioner:  <b>WINDMILL CREEK ENTERPRISES INC.</b>  v.  Respondent:  <b>DENVER COUNTY BOARD OF EQUALIZATION</b>	Docket Number:  61827  Schedule Number:  05042-02-020-000+1
Attorney for Denver County Board of Equalization of the City and County of Denver  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 2012 ACTUAL VALUE)</b>	

Petitioner, WINDMILL CREEK ENTERPRISES INC, and Respondent, DENVER COUNTY BOARD OF EQUALIZATION OF THE CITY AND COUNTY OF DENVER, hereby enters into this Stipulation regarding the tax year 2012 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:

2045 W Colfax Ave  
 Denver, Colorado

2. The subject property is classified as commercial real property.

3. The County Assessor originally assigned the following actual value on the subject property for tax year 2012.

-020		
Land	\$	1,196,800.00
Improvements	\$	<u>1,154,500.00</u>
Total	\$	2,351,300.00

-023		
Land	\$	865,000.00
Improvements	\$	<u>00.00</u>
Total	\$	865,000.00

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

-020		
Land	\$	1,196,800.00
Improvements	\$	<u>1,154,500.00</u>
Total	\$	2,351,300.00

-023		
Land	\$	865,000.00
Improvements	\$	<u>00.00</u>
Total	\$	865,000.00

5. After further review and negotiation, the Petitioner and Board of Equalization of the City and County of Denver agree to the following actual value for the subject property for tax year 2012.

-020		
Land	\$	1,196,800.00
Improvements	\$	<u>538,200.00</u>
Total	\$	1,735,000.00

\*See Commercial / Residential Breakdown Attached

-023		
Land	\$	865,000.00
Improvements	\$	<u>00.00</u>
Total	\$	865,000.00

6. The valuations, as established above, shall be binding only with respect to tax year 2012.

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

Further analysis of the make-up of the subject's revenue and the other approaches to value.

8. Both parties agree to be responsible for their own costs, expert and attorney fees, waiving any claim against each other for such, and agree that any hearing before the Board of Assessment Appeals not be scheduled or be vacated if already scheduled.

DATED this 26<sup>th</sup> day of July, 2013.

Agent/Attorney/Petitioner

By: 

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Denver County Board of Equalization of  
the City and County of Denver

By: 

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Telephone: 720-913-3275  
Fax: 720-913-3180  
Docket No: 61827

ATTACHMENT TO

		TOTAL			
Old Land:	\$1,196,800	New Land:	\$1,196,800	Chg. Land:	\$0
Old Imps:	<u>\$1,154,500</u>	New Imps:	<u>\$538,200</u>	Chg. Imps:	<u>-\$616,300</u>
Total:	\$2,351,300	Total:	\$1,735,000	Total:	<u>-\$616,300</u>

		Commercial/Industrial - 29%			APPRAISER _____
Old Land:	\$1,029,200	New Land:	\$1,029,200	Chg. Land:	\$0
Old Imps:	<u>\$926,800</u>	New Imps:	<u>\$310,500</u>	Chg. Imps:	<u>-\$616,300</u>
Total:	\$1,956,000	Total:	\$1,339,700	Total:	<u>-\$616,300</u>
					DATE _____

		Residential/Apartment - 7.96%			APPRAISER _____
Old Land:	\$167,600	New Land:	\$167,600	Chg. Land:	\$0
Old Imps:	<u>\$227,700</u>	New Imps:	<u>\$227,700</u>	Chg. Imps:	<u>\$0</u>
Total:	\$395,300	Total:	\$395,300	Total:	<u>\$0</u>
					DATE _____

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