

<b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	<b>Docket Number: 44688</b>
Petitioner: <b>JEROL NOVACEK,</b>  v.  Respondent: <b>JEFFERSON 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.: 030582**

**Category: Abatement      Property Type: Agricultural**

2. Petitioner is protesting the 03-04 actual value of the subject property.
3. The parties agreed that the 03-04 actual value of the subject property should be reduced to:

**Total Value:            \$177,540**  
 (Reference Attached Stipulation)

4. The Board concurs with the Stipulation.

**ORDER:**

Respondent is ordered to reduce the 03-04 actual value of the subject property, as set forth above.

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

**DATED AND MAILED** this 4th day of February 2011.

**BOARD OF ASSESSMENT APPEALS**

*Karen E Hart*

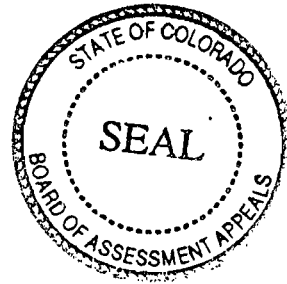
\_\_\_\_\_  
Karen E. Hart

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

*CM*  
\_\_\_\_\_  
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	
<b>Petitioner:</b> JEROL NOVACEK  <b>Respondent:</b> JEFFERSON COUNTY BOARD OF COMMISSIONERS	Docket Number(s): 44688  County Schedule Number: 030582  Tax Year(s): 2003 and 2004
<b>Attorneys for Respondent:</b> Ellen G. Wakeman, #12290 JEFFERSON COUNTY ATTORNEY James Burgess, #36933 Assistant County Attorney Jefferson County Attorney's Office 100 Jefferson County Parkway, #5500 Golden, CO 80419-5500 Phone: (303) 271-8900 Fax: (303) 271-8901 Email: <a href="mailto:jburgess@jeffco.us">jburgess@jeffco.us</a>	
<b>STIPULATION</b>	

COME NOW the Petitioner, by and through counsel, and the Respondent, by and through counsel, and stipulate and agree to the following:

1. The subject property is described by the following Jefferson County Property Schedule Number: 030582.
2. This stipulation pertains to the years 2003 and 2004.
3. The Petitioner and the Respondent agree that the 2003 and 2004 actual values of the subject property shall be the below stipulated values:

<u>Schedule Number</u>	<u>BCC Value</u>	<u>Stipulated Value</u>	
030582	\$177,540	\$177,540 <sup>1</sup>	Total actual value, with allocated to "other ag" land;
		\$37,517	

<sup>1</sup> The County had offered a stipulated value of \$179,584, which was higher than the BCC value. The County has reduced the amount allocated to residential improvements by \$2,044 to reduce the total stipulated value to the value set by the BCC.

\$42,157	allocated to "other ag" improvements;
\$3,840	allocated to residential land;
\$93,956	allocated to residential improvements; and
\$70	allocated to agricultural land.

4. The Petitioner agrees to waive and to not attempt to collect any statutory interest accruing based upon any protest or request for abatement of taxes that would otherwise be owed by the County to the Petitioner after January 1, 2010.

5. The Petitioner agrees to waive the right to a Board of Assessment Appeals hearing and any further appeal of the subject property for the assessment year(s) covered by this Stipulation.

6. Each party shall bear its own attorney fees, costs and expenses in connection with this matter.

7. Each party agrees that it understands the terms of this Agreement and has full authority to enter into this Agreement.

HIGGINS, HOPKINS, McLAIN & ROSWELL, LLC  
*Counsel for Petitioner*



By: \_\_\_\_\_  
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Date: January 27, 2011

ELLEN G. WAKEMAN  
JEFFERSON COUNTY ATTORNEY  
*Counsel for Respondent*

By: \_\_\_\_\_  
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Assistant County Attorney  
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Date: 1/27/2011