

BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203	Docket Number: 51323
Petitioner: TAGAWA GREENHOUSES INC, v. Respondent: JEFFERSON COUNTY BOARD OF COMMISSIONERS.	
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.: 035094+1

Category: Abatement Property Type: Mixed Use

2. Petitioner is protesting the 05-06 actual value of the subject property.
3. The parties agreed that the 05-06 actual value of the subject property should be reduced to:

Total Value: \$872,242
(Reference Attached Stipulation)

4. The Board concurs with the Stipulation.

ORDER:

Respondent is ordered to reduce the 05-06 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 25th day of August 2011.

BOARD OF ASSESSMENT APPEALS

Diane M. DeVries

Diane M. DeVries

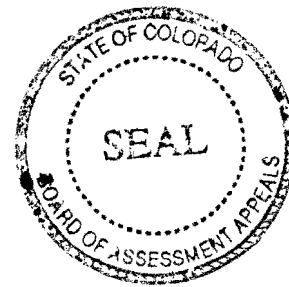
I hereby certify that this is a true and correct copy of the decision of the Board of Assessment Appeals.

CM

Cara McKeller

Debra A. Baumbach

Debra A. Baumbach



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BOARD OF ASSESSMENT APPEALS STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203	
Petitioner: TAGAWA GREENHOUSES INC. Respondent: JEFFERSON COUNTY BOARD OF COMMISSIONERS	
Attorneys for Respondent: 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: jburgess@jeffco.us	Docket Number(s): 51323 County Schedule Numbers: 035094 and 035202 Tax Year(s): 2005 and 2006
STIPULATION	

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 Numbers: 035094 and 035202
2. This stipulation pertains to the years 2005 and 2006.
3. The Petitioner and the Respondent agree that the 2005 and 2006 actual values of the subject property shall be the below stipulated values:

<u>Schedule Numbers</u>	<u>BCC Value</u>	<u>Stipulated Value</u>	
035094 (8.376 acres)	\$991,730	\$570,912	Total actual value, with allocated to "other ag" land (8.126 acres); allocated to "other ag" improvements; allocated to residential land (0.25 acres); and allocated to residential improvements.
		\$286,035	
		\$195,207	
		\$8,800	
		and \$80,870	

035202 (4.188 acres)	\$434,940	\$301,330 \$136,928 \$59,952 \$10,490 and \$93,960	Total actual value, with allocated to "other ag" land (3.890 acres); allocated to "other ag" improvements; allocated to residential land (0.298 acres); and allocated to residential improvements.
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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.

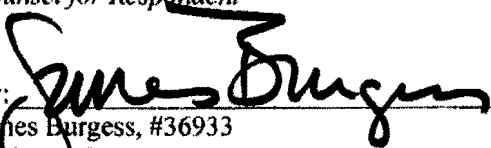
7. Each party agrees that it understands the terms of this Agreement and has full authority to enter into this Agreement.

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

By: William A. McLain
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(303) 987-9870

Date: 7/27/2011

ELLEN G. WAKEMAN
JEFFERSON COUNTY ATTORNEY
Counsel for Respondent

By: 
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Assistant County Attorney
100 Jefferson County Parkway
Golden, CO 80419-5500
(303) 271-8900

Date: 7/27/2011