

<b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	<b>Docket Number: 54917</b>
Petitioner: <b>BRE/ESA P PORTFOLIO LLC,</b>  v.  Respondent: <b>JEFFERSON 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.: 151065**  
  
**Category: Valuation      Property Type: Mixed Use**
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:            \$2,750,000**  
 (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 Jefferson County Assessor is directed to change his/her records accordingly.

**DATED AND MAILED** this 22nd day of December 2010.

**BOARD OF ASSESSMENT APPEALS**

*Karen E Hart*

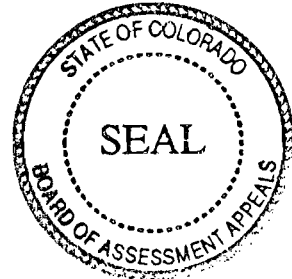
\_\_\_\_\_  
Karen E. Hart

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

*CM*  
\_\_\_\_\_  
Cara McKeller



Colorado Board of Assessment Appeals  
Jefferson County Board of Equalization  
STIPULATION

STATE OF COLORADO  
COUNTY OF JEFFERSON  
2010 DEC 21 PM 4:15

Docket Number: 151065-54917  
BRE/ESA P Portfolio LLC  
Petitioner,

vs.

Jefferson County Board of Equalization  
Respondent.

BOTH PARTIES stipulate and agree as follows:

1. The subject property is described by the following Jefferson County Property Schedule Number(s): 151065
2. This Stipulation pertains to the year(s): 2009 and 2010
3. The parties agree that the 2009/10 actual values of the subject property shall be Stipulated Values below. These negotiated values are not appraised values but are necessary to achieve equalization necessitated by State Board of Assessment Appeals decisions for the years covered by this stipulation and shall have no bearing on any future valuations which will be determined in accordance with applicable law.:


Schedule Number	BOE Values	Stipulated Values		Allocation
151065	\$2,750,000	\$2,750,000	Total actual value, with	100%
		\$550,000	allocated to land; and	20%
		\$2,200,000	allocated to improvements.	80%

Mixed Use allocation shall be as follows:

Residential Land:	\$165,000	
Residential Imp.:	\$660,000	Total: \$825,000 (30% long term stay)
Commercial Land:	\$385,000	
Commercial Imp.:	\$1,540,000	Total: \$1,925,000 (70% short term stay)

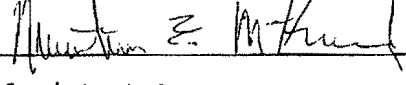
4. If the Petitioner(s) were to add improvements or add to an existing improvement, then the Assessor's Office may increase the valuation to reflect that new addition. Petitioner(s) would have all available remedies to dispute the additional assessment for the new or augmented improvements. Should an improvement be destroyed, then the Assessor's Office would make a downward adjustment in valuation to reflect the damage to or destruction of that improvement.
5. ~~Petitioner(s) agree(s) to provide the Jefferson County Assessor, if applicable, with confidential information to assist in the appraisal process of future years. This information includes actual rent rolls, together with operating income and expense information or the property, which will be provided to the Assessor no later than March 15<sup>th</sup> of each year.~~ 10/13/10 (X)
6. Petitioner(s) agrees to allow access to the improvements for the purposes of measuring or to obtain building condition information during normal business hours.
7. Petitioner(s) agree(s) to waive the right to a Board of Assessment Appeals hearing and any further appeal of the schedule numbers: 151065 for the assessment years covered by this Stipulation.

Petitioner(s)

By:   
Matthew W. Polino  
Title: Director - Thomson Reuters  
Phone: (303) 292-6200  
Date: 10/13/10

Docket Number: 54917

Jefferson County Board of Commissioners

By:   
Matthew E. M. Hunt  
Title: Assistant County Attorney  
Phone: 303-271-8918  
Date: 10-15-10

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Golden, CO 80419