

<b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	<b>Docket Number: 57529</b>
Petitioner: <b>MICHAEL GIAMBROCCO LIVING TRUST,</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.: 057790+2**  
     **Category: Abatement      Property Type: Mixed Use**
2. Petitioner is protesting the 2008 actual value of the subject property.
3. The parties agreed that the 2008 actual value of the subject property should be reduced to:  
     **Total Value:            \$860,299**  
     (Reference Attached Stipulation)
4. The Board concurs with the Stipulation.

**ORDER:**

Respondent is ordered to reduce the 2008 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 March 2011.

**BOARD OF ASSESSMENT APPEALS**

*Diane M. DeVries*

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Diane M. DeVries

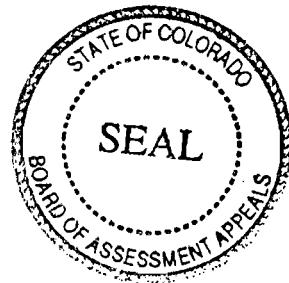
I hereby certify that this is a true and correct copy of the decision of the Board of Assessment Appeals.

*Debra A. Baumbach*

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

*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	
<b>Petitioner:</b> MICHAEL GIAMBROCCO LIVING TRUST	
<b>Respondent:</b> JEFFERSON COUNTY BOARD OF COMMISSIONERS	Docket Number(s): PENDING
<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>	County Schedule Numbers: 057790, 057792, 131650, and 208402  Tax Year(s): 2008
<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 Numbers: 057790, 057792, 131650, and 208402.
2. This stipulation pertains to the year 2008.
3. The Petitioner agrees to withdraw its appeal for Schedule Number 131650 for tax year 2008 because that Schedule Number was not appealed to the County and was not subject to any abatement order.
3. The Petitioner and the Respondent agree that the 2008 actual values of the subject property shall be the below stipulated values:

<u>Schedule Numbers</u>	<u>BCC Value</u>	<u>Stipulated Value</u>	
057792	\$233,500	\$233,500 \$47,687 \$12,953 \$15,896 \$156,964	Total actual value, with allocated to "other ag" land; allocated to "other ag" improvements; allocated to residential land; and allocated to residential improvements.
057790	\$399,700	\$378,831 \$43,550 \$106,480 \$228,801	Total actual value, with allocated to "other ag" land; allocated to residential land; and allocated to residential improvements.
208402	\$247,968	\$247,968 \$87,100 \$64,329 \$39,369 \$57,170	Total actual value, with allocated to "other ag" land; allocated to "other ag" improvements; allocated to residential land; and allocated to residential improvements.

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.

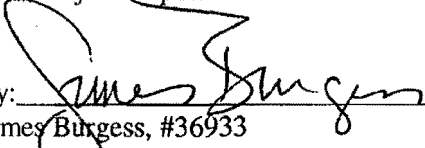
HIGGINS, HOPKINS, McLAIN & ROSWELL, LLC  
Counsel for Petitioner

*William A. McLain*

By: \_\_\_\_\_  
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(303) 987-9870

Date: February 21, 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: 2/24/2011