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| <p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p>SAFEWAY, INC.,</p> <p>v.</p> <p>Respondent:</p> <p>DENVER COUNTY BOARD OF EQUALIZATION.</p> | |
| <p>Attorney or Party Without Attorney for the Petitioner:</p> <p>Name: Holland & Hart Address: 8390 E. Crescent Pkwy., Suite 400 Greenwood Village, CO 80111 Phone Number: (303) 290-1616 E-mail: Attorney Registration No.:</p> | <p>Docket Numbers: 37076, 37077, 37078, 37079, 37080, 37081, 37082, 37083, 37084, 37085, 37086, 37087, 37088</p> |
| <p>ORDER ON STIPULATION</p> | |

THE PARTIES TO THIS ACTION entered into Stipulations which have been approved by the Board of Assessment Appeals. A copy of the Stipulations are attached and incorporated as a part of this decision.

FINDINGS OF FACT AND CONCLUSIONS:

- 1. Subject property is described as follows:

County Schedule No.: Multiple – Reference attached Stipulation
Category: Valuation **Property Type: Personal**

- 2. Petitioner is protesting the 2000 actual value of the subject property.

3. The parties agreed that the 2000 actual value of the subject property should be reduced to:

Reference attached Stipulations.

4. The Board concurs with the Stipulations.

ORDER:

Respondent is ordered to reduce the 2000 actual value of the subject property, as set forth above.

The Denver County Assessor is directed to change his records accordingly.

DATED/MAILED this 30th day of August, 2002.

This decision was put on the record

August 29, 2002

BOARD OF ASSESSMENT APPEALS

Karen E Hart

Karen E. Hart

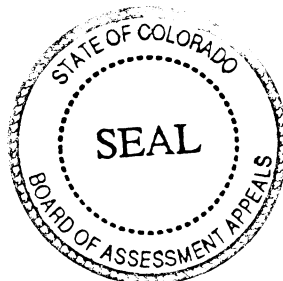
I hereby certify that this is a true and correct copy of the decision of the Board of Assessment Appeals

Debra A. Baumbach,

Debra A. Baumbach

Penny S. Bunnell
Penny S. Bunnell

Docket Numbers: 37076, 37077, 37078, 37079, 37080, 37081, 37082, 37083, 37084, 37085, 37086, 37087, 37088



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| BOARD OF ASSESSMENT APPEALS STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203 | <div style="text-align: right;"> <p>RECEIVED 02 AUG 29 PM 12: 30 STATE OF COLORADO BOARD OF ASSESSMENT APPEALS</p> </div> <p style="text-align: center;">Docket Numbers:</p> <p style="text-align: center;">37076, 37077, 37078, 37079, 37080, 37081, 37082, 37083, 37084, 37085, 37086, 37087, 37088</p> <p style="text-align: center;">Schedule Numbers:</p> <p style="text-align: center;">283 512 002, 132 690 447, 132 690 264, 132 690 629, 270 379 001, 322 768 000, 132 690 561, 322 665 000, 322 931 000, 274 866 003, 256 825 001, 265 770 008, 132 690 165</p> |
| Petitioner: SAFEWAY, INC. v. Respondent: DENVER COUNTY BOARD OF EQUALIZATION | |
| Attorneys for Denver County Board of Equalization J. Wallace Wortham, Jr. #5969 City Attorney Alice J. Major #19454 Assistant City Attorney 1437 Bannock Street, Room 353 Denver, Colorado 80203 Telephone: 720-913-3275 Facsimile: 720-913-3180 | |
| STIPULATION (As To Tax Year 2000 Actual Value) | |

Petitioner, SAFEWAY, INC., and Respondent, Denver Board of Equalization, hereby enter into this Stipulation regarding the tax year 2000 valuation of the subject properties, and jointly move the Board of Assessment Appeals to enter its order based on this Stipulation.

The Petitioner and Respondent agree and stipulate as follows:

1. The properties subject to this Stipulation are described as follows and as set forth in the County Schedule Numbers and the Attachments to this Stipulation.

See Attachment A.

2. The subject properties are classified as personal property.

3. Attachment B reflects the actual values of the subject properties, as assigned by the Assessor for tax year 2000.
4. Attachment C reflects the actual values of the subject properties after a timely appeal, as assigned by the Board of Equalization.
5. After further review and negotiation, the Petitioner and Respondent agree to the tax year 2000 actual values of the subject properties, as shown on Attachment D.
6. The valuations, as established on Attachment D, shall be binding with respect only to tax year 2000.
7. Brief narrative as to why the reduction was made:

To remove items of personal property that were not at the various locations as of the tax year 2000 assessment date.

8. A hearing has not been scheduled before the Board of Assessment Appeals.

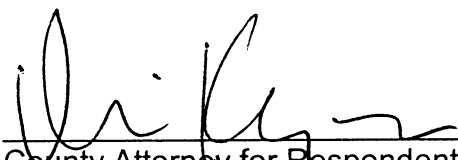
DATED this 27th day of August, 2002.



Alan Poe
Attorney for Petitioner

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Board of Equalization

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Docket Nos: 37076, 37077, 37078, 37079, 37080, 37081, 37082, 37083, 37084, 37085, 37086, 37087, 37088

SAFEWAY, INC
ATTACHMENT A
DOCKET NUMBER & COUNTY SCHEDULE NUMBER LISTING
TAX YEAR 2000

| DOCKET NUMBER | COUNTY SCHEDULE # | SAFEWAY STORE # | STORE ADDRESS |
|--------------------------|------------------------------|----------------------------|----------------------|
| 37076 | 283 512 002 | 2246 | 757 E. 20th Ave. |
| 37077 | 132 690 447 | 2201 | 4860 Pecos St. |
| 37078 | 132 690 264 | 2135 | 6220 E. 14th Ave. |
| 37079 | 132 690 629 | 1463 | 2122 S. Marion St. |
| 37080 | 270 379 001 | 29 | 4950 E. Hampden Ave. |
| 37081 | 322 768 000 | 1267 | 6460 E. Yale Ave. |
| 37082 | 132 690 561 | 1248 | 2660 Federal Bv. |
| 37083 | 322 665 000 | 1145 | 1955 S. Sheridan Bv. |
| 37084 | 322 931 000 | 1115 | 7150 Leetsdale Dr. |
| 37085 | 274 866 003 | 1038 | 1653 S. Colorado Bv. |
| 37086 | 256 825 001 | 244 | 3800 W. 44th Ave. |
| 37087 | 265 770 008 | 141 | 4874 Chambers Rd. |
| 37088 | 132 690 165 | 100 | 3110 E. 1st Ave. |

**SAFEWAY, INC
ATTACHMENT B
ACTUAL VALUES, AS ASSIGNED BY THE ASSESSOR
TAX YEAR 2000**

| DOCKET NUMBER | COUNTY SCHEDULE # | SAFEWAY STORE # | STORE ADDRESS | FURNITURE | EQUIPMENT | AFFIXED | TOTAL |
|--------------------------|------------------------------|----------------------------|----------------------|------------------|------------------|----------------|--------------|
| 37076 | 283 512 002 | 2246 | 757 E. 20th Ave. | \$ 31,355 | \$ 1,109,124 | \$ 6,488 | \$ 1,146,967 |
| 37077 | 132 690 447 | 2201 | 4860 Pecos St. | \$ 6,521 | \$ 413,464 | \$ 1,902 | \$ 421,887 |
| 37078 | 132 690 264 | 2135 | 6220 E. 14th Ave. | \$ 4,655 | \$ 558,208 | \$ 10,421 | \$ 573,284 |
| 37079 | 132 690 629 | 1463 | 2122 S. Marion St. | \$ 31,422 | \$ 1,072,965 | \$ 24,848 | \$ 1,129,235 |
| 37080 | 270 379 001 | 29 | 4950 E. Hampden Ave. | \$ 3,816 | \$ 395,821 | \$ 21,045 | \$ 420,682 |
| 37081 | 322 768 000 | 1267 | 6460 E. Yale Ave. | \$ 36,730 | \$ 1,008,184 | \$ 23,491 | \$ 1,068,405 |
| 37082 | 132 690 561 | 1248 | 2660 Federal Bv. | \$ 17,834 | \$ 520,350 | \$ 22,279 | \$ 560,463 |
| 37083 | 322 665 000 | 1145 | 1955 S. Sheridan Bv. | \$ 30,531 | \$ 971,662 | \$ 31,664 | \$ 1,033,857 |
| 37084 | 322 931 000 | 1115 | 7150 Leetsdale Dr. | \$ 38,919 | \$ 983,065 | \$ 39,687 | \$ 1,061,671 |
| 37085 | 274 866 003 | 1038 | 1653 S. Colorado Bv. | \$ 8,810 | \$ 675,440 | \$ 15,238 | \$ 699,488 |
| 37086 | 256 825 001 | 244 | 3800 W. 44th Ave. | \$ 5,583 | \$ 615,336 | \$ 6,419 | \$ 627,338 |
| 37087 | 265 770 008 | 141 | 4874 Chambers Rd. | \$ 1,995 | \$ 654,618 | \$ 2,006 | \$ 658,619 |
| 37088 | 132 690 165 | 100 | 3110 E. 1st Ave. | \$ 1,768 | \$ 359,888 | \$ 2,704 | \$ 364,360 |

SAFEWAY, INC
ATTACHMENT C
ACTUAL VALUES, AS ASSIGNED BY THE BOARD OF EQUALIZATION AFTER A TIMELY APPEAL
TAX YEAR 2000

| DOCKET NUMBER | COUNTY SCHEDULE # | SAFEWAY STORE # | STORE ADDRESS | FURNITURE | EQUIPMENT | AFFIXED | TOTAL |
|--------------------------|------------------------------|----------------------------|----------------------|------------------|------------------|----------------|--------------|
| 37076 | 283 512 002 | 2246 | 757 E. 20th Ave. | \$ 31,355 | \$ 1,109,124 | \$ 6,488 | \$ 1,146,967 |
| 37077 | 132 690 447 | 2201 | 4860 Pecos St. | \$ 6,521 | \$ 413,464 | \$ 1,902 | \$ 421,887 |
| 37078 | 132 690 264 | 2135 | 6220 E. 14th Ave. | \$ 4,655 | \$ 558,208 | \$ 10,421 | \$ 573,284 |
| 37079 | 132 690 629 | 1463 | 2122 S. Marion St. | \$ 31,422 | \$ 1,072,965 | \$ 24,848 | \$ 1,129,235 |
| 37080 | 270 379 001 | 29 | 4950 E. Hampden Ave. | \$ 3,816 | \$ 395,821 | \$ 21,045 | \$ 420,682 |
| 37081 | 322 768 000 | 1267 | 6460 E. Yale Ave. | \$ 36,730 | \$ 1,008,184 | \$ 23,491 | \$ 1,068,405 |
| 37082 | 132 690 561 | 1248 | 2660 Federal Bv. | \$ 17,834 | \$ 520,350 | \$ 22,279 | \$ 560,463 |
| 37083 | 322 665 000 | 1145 | 1955 S. Sheridan Bv. | \$ 30,531 | \$ 971,662 | \$ 31,664 | \$ 1,033,857 |
| 37084 | 322 931 000 | 1115 | 7150 Leetsdale Dr. | \$ 38,919 | \$ 983,065 | \$ 39,687 | \$ 1,061,671 |
| 37085 | 274 866 003 | 1038 | 1653 S. Colorado Bv. | \$ 8,810 | \$ 675,440 | \$ 15,238 | \$ 699,488 |
| 37086 | 256 825 001 | 244 | 3800 W. 44th Ave. | \$ 5,583 | \$ 615,336 | \$ 6,419 | \$ 627,338 |
| 37087 | 265 770 008 | 141 | 4874 Chambers Rd. | \$ 1,995 | \$ 654,618 | \$ 2,006 | \$ 658,619 |
| 37088 | 132 690 165 | 100 | 3110 E. 1st Ave. | \$ 1,768 | \$ 359,888 | \$ 2,704 | \$ 364,360 |

SAFeway, INC
ATTACHMENT D
ACTUAL VALUES, AS AGREED BY ALL PARTIES
TAX YEAR 2000

| DOCKET | COUNTY | SAFeway | | | | | | |
|---------------|-------------------|----------------|----------------------|------------------|------------------|----------------|--------------|--|
| NUMBER | SCHEDULE # | STORE # | STORE ADDRESS | FURNITURE | EQUIPMENT | AFFIXED | TOTAL | |
| 37076 | 283 512 002 | 2246 | 757 E. 20th Ave. | \$ - | \$ 1,053,716 | \$ 48,292 | \$ 1,102,008 | |
| 37077 | 132 690 447 | 2201 | 4860 Pecos St. | \$ - | \$ 404,729 | \$ 7,967 | \$ 412,696 | |
| 37078 | 132 690 264 | 2135 | 6220 E. 14th Ave. | \$ - | \$ 481,832 | \$ 64,498 | \$ 546,330 | |
| 37079 | 132 690 629 | 1463 | 2122 S. Marion St. | \$ - | \$ 968,741 | \$ 135,379 | \$ 1,104,120 | |
| 37080 | 270 379 001 | 29 | 4950 E. Hampden Ave. | \$ 880 | \$ 352,851 | \$ 54,323 | \$ 408,054 | |
| 37081 | 322 768 000 | 1267 | 6460 E. Yale Ave. | \$ - | \$ 851,233 | \$ 121,521 | \$ 972,754 | |
| 37082 | 132 690 561 | 1248 | 2660 Federal Bv. | \$ 352 | \$ 387,956 | \$ 112,849 | \$ 501,157 | |
| 37083 | 322 665 000 | 1145 | 1955 S. Sheridan Bv. | \$ - | \$ 779,316 | \$ 117,670 | \$ 896,986 | |
| 37084 | 322 931 000 | 1115 | 7150 Leetsdale Dr. | \$ 38,919 | \$ 983,065 | \$ 39,687 | \$ 1,061,671 | |
| 37085 | 274 866 003 | 1038 | 1653 S. Colorado Bv. | \$ - | \$ 601,283 | \$ 79,764 | \$ 681,047 | |
| 37086 | 256 825 001 | 244 | 3800 W. 44th Ave. | \$ 36 | \$ 526,104 | \$ 57,185 | \$ 583,325 | |
| 37087 | 265 770 008 | 141 | 4874 Chambers Rd. | \$ 327 | \$ 578,784 | \$ 75,024 | \$ 654,135 | |
| 37088 | 132 690 165 | 100 | 3110 E. 1st Ave. | \$ 1,768 | \$ 359,888 | \$ 2,704 | \$ 364,360 | |