

<p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p>EASTMAN KODAK COMPANY,</p> <p>v.</p> <p>Respondent:</p> <p>WELD COUNTY BOARD OF EQUALIZATION.</p>	
<p>Attorney or Party Without Attorney for the Petitioner:</p> <p>Name: Jim Butler, Holme Roberts & Owen LLP Address: 1700 Lincoln Street, #4100 Denver, CO 80203 Phone Number: (303) 861-7000 E-mail: Attorney Registration No.:</p>	<p>Docket Number: 38132</p>
<p>ORDER (On Stipulation)</p>	

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:

SEE ATTACHED STIPULATION
2. Petitioner is protesting the 2001 actual value of the subject property.

3. The parties agreed that the 2001 actual value of the subject property should be reduced to:

Land	\$ 8,682,005.00
Improvement	<u>\$37,669,555.00</u>
Total	\$46,351,560.00

4. The Board concurs with the Stipulation.

ORDER:

Respondent is ordered to reduce the 2001 actual value of the subject property, as set forth above.

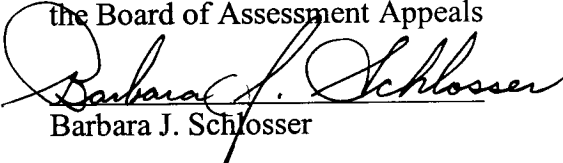
The Weld County Assessor is directed to change his records accordingly.

DATED/MAILED this 11th day of September, 2001.

This decision was put on the record

September 11, 2001

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

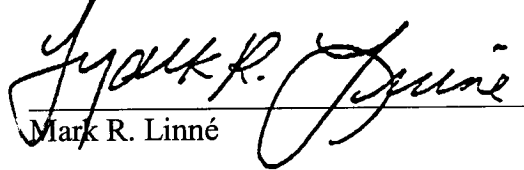

Barbara J. Schlosser

Docket Number 38132

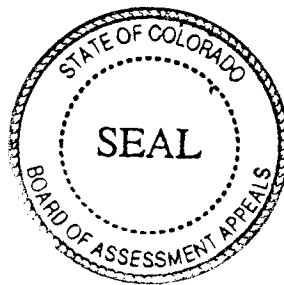
BOARD OF ASSESSMENT APPEALS



Karen E. Hart



Mark R. Linné



**BOARD OF ASSESSMENT APPEALS
STATE OF COLORADO**

Docket Number: 38132
Single County Schedule Number: 080726000039

STIPULATION (As to Tax Year 2001 Actual Value)

EASTMAN KODAK COMPANY,

Petitioner,

vs.

WELD COUNTY BOARD OF EQUALIZATION,

Respondent.

Petitioner and Respondent hereby enter into this Stipulation regarding the tax year 2001 valuation of the subject property, and jointly move the Board of Assessment Appeals to enter its order based on this stipulation.

Petitioner and Respondent agree and stipulate as follows:

1. The property subject to this stipulation is Petitioner's manufacturing facility and associated land located in Weld County, Colorado. The subject property is more specifically described as the land and improvements included in Weld County parcel number 080726000039, also known as Weld County account number R0128087.
2. The subject property is classified as industrial real property.
3. The County Assessor originally assigned the following actual value to the subject property for tax year 2001:

Land	\$ 12,396,445
Improvements	\$ 87,888,000
Total	<u>\$100,284,445</u>

4. After a timely appeal to the Board of Equalization, the Board of Equalization valued the subject property as follows:

Land	\$ 12,396,444
Improvements	<u>\$ 81,611,000</u>
Total	\$ 94,007,444

5. After further review and negotiation, Petitioner and Respondent agree to the following tax year 2001 actual value for the subject property:

Land	\$ 8,682,005
Improvements	<u>\$37,669,555</u>
Total	\$46,351,560

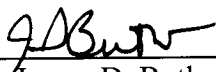
6. The valuation, as established above, shall be binding only with respect to property tax year 2001 and (except to the extent of any "unusual conditions," as defined and limited in C.R.S. § 39-1-104(11)(b)(I), that affect the subject property and that occur between the date of this stipulation and January 1, 2002) property tax year 2002.

7. Brief narrative as to why the reduction was made: After reviewing comparable sales data from Colorado and around the United States, Petitioner and Respondent agree that \$46,351,560 more properly reflects the actual value of the subject property as of the June 30, 2000 level of value date.

8. A hearing has not yet been scheduled before the Board of Assessment Appeals on this matter.

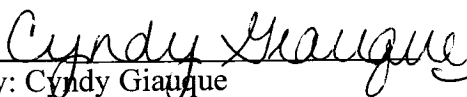
DATED this 7th day of September, 2001.

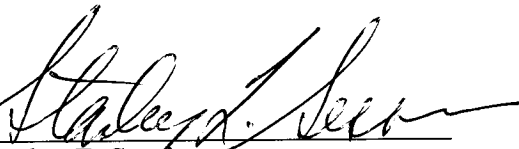
EASTMAN KODAK COMPANY, Petitioner


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WELD COUNTY BOARD
OF EQUALIZATION,
Respondent

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