

<b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	
<hr/> Petitioner:  <b>SAFEWAY INC,</b>  v.  Respondent:  <b>ADAMS COUNTY BOARD OF EQUALIZATION.</b>	
Attorney or Party Without Attorney for the Petitioner:  Name: Alan Poe, Esq Holland & Hart Address: 8390 E. Crescent Parkway, Suite 400 Greenwood Village, CO 80111 Phone Number: (303) 290-1600 Attorney Reg. #: 7641	<b>Docket Number: 38194 (Partial)</b>
<b>ORDER ON WITHDRAWAL</b>	

**THIS MATTER** was scheduled for a hearing before the Board of Assessment Appeals on February 5, 2004. On January 30, 2004, the Board received Petitioner's request to withdraw the above-captioned appeal. The Board has approved Petitioner's request.

**FINDINGS OF FACT AND CONCLUSIONS:**

1. Subject property is described as follows:

**Schedule No.: 16635/P0003394, 10088/P0002101, 38380/P0015567,  
4195/P0000987, 14544/P0002858, 8622/P0001821, 40937/P0018124,  
41037/P0018224**

**Category: Valuation**

**Property Type: Personal**

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

**ORDER:**

Petitioner's request for withdrawal is granted; therefore, the Board will take no further action on these matters.

**DATED and MAILED** this 3<sup>rd</sup> day of February, 2004.

**BOARD OF ASSESSMENT APPEALS**

*Karen E Hart*

Karen E. Hart

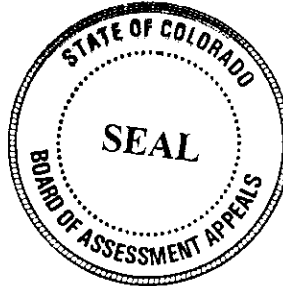
*Debra A. Baumbach*

Debra A. Baumbach

This decision was put on the record

February 2, 2004

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



*Jackie J. Brown*

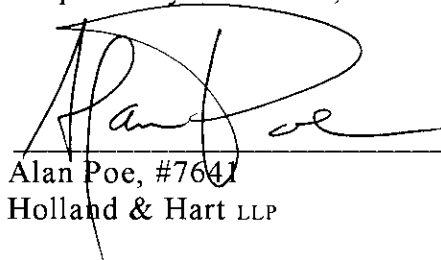
Jackie J. Brown

<b>BOARD OF ASSESSMENT APPEALS</b> <b>STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203	
<b>Petitioner:</b> Safeway Inc.	<p style="text-align: center;"><b>▲ BOARD USE ONLY ▲</b></p> <hr/> Docket Number: 38194 <div style="float: right; text-align: center;">           01 JAN 30 PM 12:36            BOARD OF ASSESSMENT APPEALS            DENVER, CO         </div>
v.	
<b>Respondent:</b> Adams County Board of Equalization	
Attorney or Party Without Attorney: Name: Alan Poe Address: Holland & Hart LLP 8390 E. Crescent Parkway Suite 400 Greenwood Village, CO 80111 Phone Number: (303) 290-1600 Fax Number: (303) 290-1606 E-mail: <a href="mailto:apoe@hollandhart.com">apoe@hollandhart.com</a> Atty.Reg.#: 7641	
<b>WITHDRAWAL OF REMAINING PORTIONS OF APPEAL</b>	

On January 24, 2004, the Board entered an Order on Stipulation, accepting a Stipulation (As to Tax Year 2001 Actual Value) filed by the parties. The Stipulation (As to Tax Year 2001 Actual Value) filed by the parties and accepted by the Board addressed only one of several schedules involved in this case. No changes are required in the values assigned to the remaining schedules involved in this appeal. Therefore, Petitioner Safeway Inc., by its attorney of record, respectfully withdraws the remaining portions of the Petition of Appeal filed in this case.

Dated: January 28, 2004

Respectfully submitted,



Alan Poe, #7641  
 Holland & Hart LLP

**ATTORNEYS FOR PETITIONER**  
**SAFeway INC.**

<p><b>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO</b> 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p><b>SAFEWAY INC,</b></p> <p>v.</p> <p>Respondent:</p> <p><b>ADAMS COUNTY BOARD OF EQUALIZATION.</b></p>	
<p>Attorney or Party Without Attorney for the Petitioner:</p> <p>Name: Alan Poe, Esq Holland and Hart</p> <p>Address: 8390 E. Crescent Parkway, Suite 400 Greenwood Village, CO 80111</p> <p>Phone Number: (303) 290-1600</p> <p>Attorney Reg. #: 7641</p>	<p><b>Docket Number: 38194</b></p>
<p><b>ORDER ON STIPULATION</b></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:

**County Schedule No.: 4199/P0000988+8**

**Category: Valuation                      Property Type: Personal**
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:

See Attached Stipulation

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 Adams County Assessor is directed to change his/her records accordingly.

**DATED/MAILED** this 24<sup>th</sup> day of January, 2004.

This decision was put on the record

January 22, 2004

**BOARD OF ASSESSMENT APPEALS**

*Karen E Hart*

Karen E. Hart

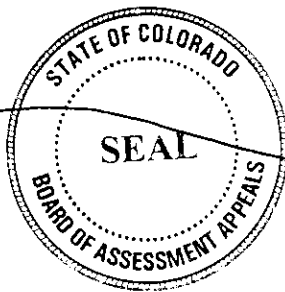
I hereby certify that this is a true and correct copy of the decision of the Board of Assessment Appeals

*Debra A Baumbach*

Debra A. Baumbach

*Jackie J. Brown*

Jackie J. Brown



RECEIVED  
04 JAN 22 PM 1:06  
ADAMS COUNTY BOARD OF EQUALIZATION

<b>BOARD OF ASSESSMENT APPEALS, State of Colorado</b> 1313 Sherman Street, Room 315 Denver, CO 80203	<b>▲ COURT USE ONLY ▲</b>  Docket Number: 38194 County Schedule Number: 4199/P0000988
<b>Petitioner:</b> SAFEWAY, INC.,  <b>Respondent:</b> ADAMS COUNTY BOARD OF EQUALIZATION.	
JAMES D. ROBINSON, #5899 ADAMS COUNTY ATTORNEY Jennifer Wascak Leslie, #29457 Assistant County Attorney 450 South 4 <sup>th</sup> Avenue Brighton, CO 80601 Telephone: 303-654-6116 Fax: 303-654-6114	
<b>STIPULATION (As to Tax Year 2001 Actual Value)</b>	

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 described as:  
Safeway Store, #0136
2. The subject property is classified as personal property.
3. The County Assessor originally assigned the following actual value to the subject property for tax year 2001: \$664,030.00.
4. After a timely appeal to the Board of Equalization, the Board of Equalization valued the subject property as follows: \$664,030.00.

5. After further review and negotiation, Petitioner and County Board of Equalization agree to the following tax year 2001 actual value for the subject property: \$664,030.00.

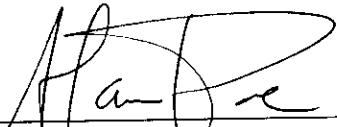
6. The valuation, as established above, shall be binding only with respect to tax year 2001.


7. Brief narrative as to why the reduction was made:

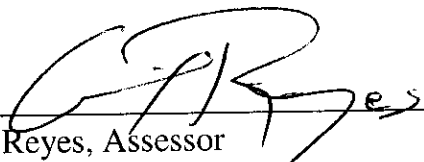
NO REDUCTION IN ACTUAL VALUE FOR TAX YEAR 2001.

8. Both parties agree that the hearing scheduled before the Board of Assessment Appeals on February 5, 2004 at 8:30 a.m. be vacated.

DATED this 22<sup>nd</sup> day of ~~December, 2003~~ January, 2004

  
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Brighton, CO 80601  
Telephone: 303-654-6116

  
\_\_\_\_\_  
Gil Reyes, Assessor  
450 South 4th Avenue  
Brighton, CO 80601  
Telephone: 303-654-6038

Docket Number: 38194