

<p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p>AMERICAN SODA, LLP,</p> <p>v.</p> <p>Respondent:</p> <p>GARFIELD COUNTY BOARD OF EQUALIZATION.</p>	
<p>Attorney or Party Without Attorney for the Petitioner:</p> <p>Name: Scott M. Balcomb, Esq. Balcomb & Green PC</p> <p>Address: P.O. Drawer 790 Glenwood Springs, CO 81602</p> <p>Phone Number: (970) 945-6546</p> <p>Attorney Reg. No.: 1373</p>	<p>Docket Number: 40430</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:

County Schedule No.: P004686, P004687, P004688, R005391

Category: Valuation Property Type: Real and Personal Property

2. Petitioner is protesting the 2002 actual value of the subject property.

3. The parties agreed that the 2002 actual value of the subject property should be reduced to:

Reference attached Stipulation – Attachment C

4. The Board concurs with the Stipulation.

ORDER:

Respondent is ordered to reduce the 2002 actual value of the subject property, as set forth above.

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

DATED/MAILED this 9th day of May, 2003.

BOARD OF ASSESSMENT APPEALS

This decision was put on the record

May 8, 2003

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

Penny S. Lowenthal

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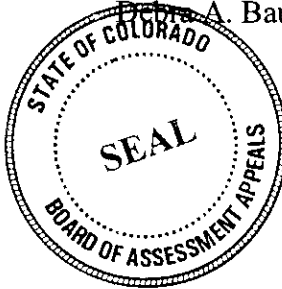
Karen E. Hart

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. Lowenthal
Penny S. Lowenthal



**BOARD OF ASSESSMENT APPEALS
STATE OF COLORADO**

Docket Number: 40430

Multiple County Schedule Numbers: (As Set Forth in the Attached)

STIPULATION (As to Tax Year 2002 Actual Value)

AMERICAN SODA, LLP

Petitioner

vs.

GARFIELD COUNTY COUNTY BOARD OF EQUALIZATION,

Respondent,

Petitioner(s) and Respondent hereby enter into this Stipulation regarding the tax year 2002 valuation of the subject property, and jointly move the Board of Assessment Appeals to enter its order based on this stipulation.

Petitioner(s) and Respondent agree and stipulate as follows:

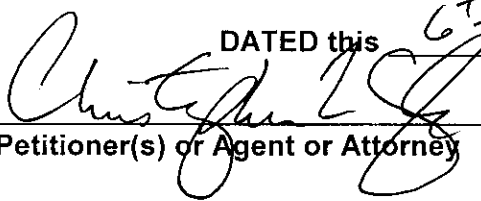
1. The Properties subject to this Stipulation are described as set forth in the County Schedule Numbers on the Attachments to this Stipulation.
2. The subject properties are classified as real and personal (what type).
3. Attachment A reflects the actual values of the subject properties, as assigned by the Assessor for the tax year 2002.
4. Attachment B 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(s) and Respondent agree to the tax year 2002 actual values of the subject properties, as shown on Attachment C.
6. The valuations, as established on Attachment C, shall be binding with respect to only tax year 2002.

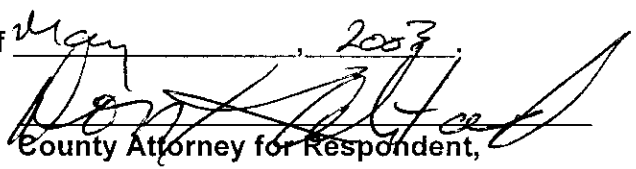
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COUNTY CLERK
GARFIELD COUNTY
NOV 10 2002
10:21 AM

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

Agreement of all parties to this Stipulation to accept appraisal of a third party appraiser.

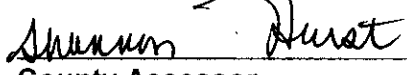
8. Both parties agree that the hearing scheduled before the Board of Assessment Appeals on May 14, 2003 (date) at 8:30 a.m. (time) be vacated or a hearing has not yet been scheduled before the Board of Assessment Appeals.

DATED this 6th day of May, 2003.

Petitioner(s) or Agent or Attorney


County Attorney for Respondent,
Board of Equalization

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County Assessor

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Glenwood Springs, CO 81601
Telephone: 970-945-9134

Docket Number 40430

