

**BOARD OF ASSESSMENT APPEALS,  
STATE OF COLORADO**

1313 Sherman Street, Room 315  
Denver, Colorado 80203

Petitioner:

**SAFEWAY INC,**

v.

Respondent:

**BROOMFIELD COUNTY BOARD OF  
EQUALIZATION.**

Attorney or Party Without Attorney for the Petitioner:

**Docket Number: 41037**

Name: Holland & Hart  
Alan Poe, Esq  
Address: 8390 E Crescent Pkwy Suite 400  
Greenwood Village, CO 80111  
Phone Number: (303) 290-1616  
Attorney Reg. No.: 7641

**AMENDMENT TO ORDER (On Stipulation)**

**THE BOARD OF ASSESSMENT APPEALS** hereby amends its 2003 Order in the above-captioned appeal to reflect that Petitioner is protesting the 2001 actual value of the property. In all other respects, the January 7, 2003 Order shall remain in full force and effect.

**DATED/MAILED** this 8<sup>th</sup> day of January, 2004.

This amendment was put on the record

January 7, 2003

**BOARD OF ASSESSMENT APPEALS**

*Karen E. Hart*

Karen E. Hart

*Debra A. Baumbach*

Debra A. Baumbach

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  
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|---|------------------------------------|
| <p><b>BOARD OF ASSESSMENT APPEALS,<br/>STATE OF COLORADO</b><br/>1313 Sherman Street, Room 315<br/>Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p><b>SAFEWAY INC,</b></p> <p>v.</p> <p>Respondent:</p> <p><b>BROOMFIELD COUNTY BOARD OF<br/>EQUALIZATION.</b></p> |                                    |
| <p>Attorney or Party Without Attorney for the Petitioner:</p> <p>Name: Holland &amp; Hart<br/>Alan Poe, Esq<br/>Address: 8390 E Crescent Pkwy Suite 400<br/>Greenwood Village, CO 80111<br/>Phone Number: (303) 290-1616<br/>Attorney Reg. No.: 7641</p>                  | <p><b>Docket Number: 41037</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.: 262980**

**Category: Valuation**                      **Property Type: Personal**
2. Petitioner is protesting the 2001 actual value of the subject property.

3. The parties agreed that the 2003 actual value of the subject property should be reduced to:

Total \$1,103,207.00

4. The Board concurs with the Stipulation.

**ORDER:**

Respondent is ordered to reduce the 2003 actual value of the subject property, as set forth above.

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

**DATED/MAILED** this 7<sup>th</sup> day of January, 2004.

This decision was put on the record

January 6, 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



**BOARD OF ASSESSMENT APPEALS  
STATE OF COLORADO**

Docket Number: 41037  
Single County Schedule Number: 262980

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BOARD OF ASSESSMENT APPEALS  
STATE OF COLORADO

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STIPULATION (As to Tax Year 2001 Actual Value)

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**SAFEWAY INC.**

Petitioner,

vs.

**BROOMFIELD COUNTY BOARD OF EQUALIZATION,**  
Respondent.

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

1. The property subject to this stipulation is described as personal property identified as account number 262980 located at 6775 West 120<sup>th</sup> Avenue, Broomfield Colorado.
2. The subject property is classified as commercial personal property.
3. The County Assessor originally assigned the following actual value to the subject property for tax year 2001: \$ 1,252,666.00.:
4. After a timely appeal to the Board of Equalization, the Board of Equalization valued the subject property as follows: : \$ 1,252,666.00.:
5. After further review and negotiation, Petitioner(s) and County Board of Equalization agree to the following tax year 2001 actual value for the subject personal property: \$ 1,103,207.00.
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:

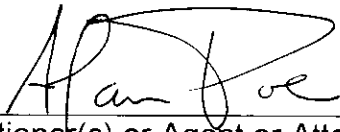
This new value is based on the amended declaration schedules, which removed:

- 1) Items considered real property; and
- 2) Unrecorded disposals.

Additionally, the Assessor deleted all items considered "consumable" in accordance with § 39-3-119, C.R.S.

8. Both parties agree that the hearing scheduled before the Board of Assessment Appeals on January 13, 2004 (date) at 8:30 AM (time) be vacated.

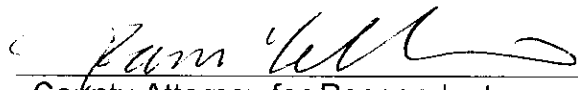
DATED this 30<sup>th</sup> day of December, 2003.



Petitioner(s) or Agent or Attorney  
Alan Poe #7641  
Holland & Hart LLP  
Address:

8390 East Crescent Parkway  
Suite 400  
Greenwood Village, CO 80111

Telephone: 303-290-1616

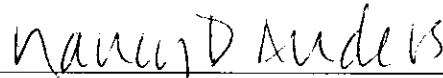


County Attorney for Respondent,  
Board of Equalization

Address:

City and County of Broomfield  
One DesCombes Drive  
Broomfield, CO 80020

303-464-5806



County Assessor

Address:

City and County of Broomfield  
One DesCombes Drive  
Broomfield, CO 80020  
303-438-6291

Docket Number 41037

## CERTIFICATE OF MAILING

The undersigned hereby certifies that a true and correct copy of the foregoing STIPULATION (As to Tax Year 2001 Actual Value) was sent via U.S. Postal Service, Certified Mail, prepaid, this 5 th day of January, 2004, addressed to the following:

Board of Assessment Appeals  
Room 315  
1313 Sherman Street  
Denver, CO 80203

  
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Diane E. Eismann

Schedule No. 262980  
BAA Docket No. 41037  
Petitioner: Safeway Inc.