

| | |
|---|-----------------------------|
| BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203 | |
| Petitioner: 5M KO, LLC, v. Respondent: BOULDER COUNTY BOARD OF EQUALIZATION. | |
| Attorney or Party Without Attorney for the Petitioner: Name: Matthew W. Poling Deloitte & Touche Address: 555 17 th Street, Ste. 3600 Denver, CO 80202 Phone Number: 303.308.2191 | Docket Number: 43222 |
| ORDER ON WITHDRAWAL | |

THIS MATTER was not scheduled for a hearing before the Board of Assessment Appeals. On September 27, 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.: R0051853 and R0146793

Category: Valuation Property Type: Commercial
2. Petitioner is protesting the 2003 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 28th day of September, 2004.

BOARD OF ASSESSMENT APPEALS

Karen E Hart

Karen E. Hart

Debra A Baumbach

Debra A. Baumbach

This decision was put on the record

September 27, 2004

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

Keela K. Steele

Keela K. Steele





Deloitte Tax LLP
Suite 3600
555 Seventeenth St.
Denver, CO 80202-3942
USA

Tel: +1 303 292 5400
Fax: +1 303 312 4000
www.deloitte.com

VIA FACSIMILE

September 27, 2004

Ms. Diane Fechisin
Colorado State Board of Assessment Appeals
1313 Sherman Street
Room 315
Denver, CO 80203

RE: Kohl's #429 - Longmont, Colorado
Kohl's Department Stores (lessee)
Schedule Number: R0051853, R0146793
Docket Number: 43222

Dear Ms. Fechisin:

In regards to the above referenced property, we respectfully request permission to withdraw our 2003 petition to the Colorado State Board of Assessment Appeals. We have been in discussions with the Boulder County Assessor's Office and believe that the current value is within reason of reflecting market value as of June 30, 2002.

If you have any questions or need any additional information, please call me at (303) 308-2191.

Respectfully,

Matthew W. Poling
Senior Manager

cc: Mr. Sam Forsyth, Boulder County Assessor's Office (Via Facsimile)

RECEIVED
04 SEP 27 AM 8:58
STATE BOARD OF ASSESSMENT APPEALS

Member of
Deloitte Touche Tohmatsu