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| BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203 | Docket Number: 64181 |
| Petitioner: SAFEWAY INC., v. Respondent: EL PASO COUNTY BOARD OF COMMISSIONERS. | |
| ORDER ON STIPULATION | |

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.: 66043

Category: Abatement Property Type: Commercial Personal
2. Petitioner is protesting the 2012 actual value of the subject property.
3. The parties agreed that the 2012 actual value of the subject property should be reduced to:

Total Value: \$730,953
 (Reference Attached Stipulation)
4. The Board concurs with the Stipulation.

ORDER:

Respondent is ordered to reduce the 2012 actual value of the subject property, as set forth above.

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

DATED AND MAILED this 3rd day of September 2014.

BOARD OF ASSESSMENT APPEALS

Diane M DeVries

Diane M. DeVries

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

CN

Cara McKeller



2014 AUG 29 PM 3: 36

BOARD OF ASSESSMENT APPEALS
STATE OF COLORADO

Docket Number: 64171-64187
Single County Schedule Number: See Attachments to this Stipulation

STIPULATION (As to Abatement/Refund For Tax Year 2012)

Safeway Inc

Petitioner(s),

vs.

EL PASO COUNTY BOARD OF COMMISSIONERS,

Respondent

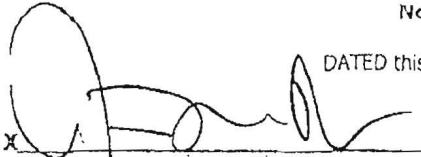
Petitioner(s) and Respondent hereby enter into this Stipulation regarding the tax year 2012 valuation of the subject property, and jointly move the Board of Assessment Appeals to enter its order based on this Stipulation.

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

1. The property subject to this Stipulation is described as set forth in the County Schedule Numbers on the Attachments to this Stipulation.
2. The subject property is classified as Business Personal property.
3. Attachment A reflects the actual values of the subject properties, as assigned by the Assessor for tax year 2012.
4. Attachment B reflects the actual values of the subject properties after a timely appeal, as assigned by the Board of Commissioners.
5. After further review and negotiation, the Petitioner(s) and Respondent agree to the tax year 2012 actual values of the subject properties, as shown on Attachment C.
6. The valuation, as established on attachment C, shall be binding only with respect to tax year 2012.
7. Brief narrative as to why the reduction was made: After review, our office came to the conclusion that our office could not support the Economic Obsolescence argument that Safeway requested; however, there was consideration given to Functional Obsolescence (An element of accrued depreciation resulting from deficiencies or superadequacies in the equipment). A majority of the stores here in El Paso County are open 18-24 hours, and also for marketing purposes Safeway rearranges their stores semiannually in most, which means that most of the PP is broken down and reassembled, which means personal property reaches its fully depreciated life before the 9+1 years. We considered this argument just for the grocery stores, not the fuel centers, and found that this led to a reduction in value between 20-50% depending on the store, which was much lower than their requested 50-70% reduction.

8. Both parties agree that the hearing scheduled before the Board of Assessment Appeals on

Not Available



Petitioner(s)
By: Safeway Inc

DATED this August 11 day of 2014

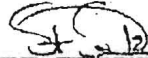


County Attorney for Respondent,
Board of Commissioners

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Telephone: 210-270-1460



County Assessor

Deputy Assessor

Address: 1675 W. Garden of Gods Rd. Ste 2300
Colorado Springs, CO 80907

Telephone: (719) 520-6610


Docket Number: 64154-64170
StipMlti.Aba

ATTACHMENT A

ACTUAL VALUES, AS ASSIGNED BY THE ASSESSOR

Docket Number: 64171-64187

| Schedule # | DOCKET # | Total Actual Value |
|------------|----------|--------------------|
| 30,882 | 64187 | \$1,284,337 |
| 32,204 | 64186 | \$1,132,179 |
| 40,793 | 64185 | \$1,124,405 |
| 40,825 | 64182 | \$953,308 |
| 61,315 | 64184 | \$1,100,374 |
| 66,043 | 64181 | \$1,044,219 |
| 68,637 | 64183 | \$642,480 |
| 72,408 | 64180 | \$1,213,305 |
| 699,905 | 64174 | \$1,432,402 |
| 699,920 | 64171 | \$376,125 |
| 699,925 | 64173 | \$974,222 |
| 699,940 | 64172 | \$1,147,732 |
| 109,864 | 64175 | \$73,164 |
| 107,416 | 64177 | \$71,531 |
| 107,419 | 64176 | \$195,614 |
| 81,446 | 64178 | \$167,825 |
| 73,453 | 64179 | \$1,053 |

x  / Deputy Assessor | 08-29-2014

ATTACHMENT B

ACTUAL VALUES, AS ASSIGNED BY THE COUNTY BOARD OF COMMISSIONERS
AFTER A TIMELY APPEAL

Docket Number: 64171-64187

| Schedule # | DOCKET # | Total Actual Value |
|------------|----------|--------------------|
| 30,882 | 64187 | \$1,284,337 |
| 32,204 | 64186 | \$1,132,179 |
| 40,793 | 64185 | \$1,124,405 |
| 40,825 | 64182 | \$953,308 |
| 61,315 | 64181 | \$1,100,374 |
| 66,043 | 64181 | \$1,044,219 |
| 68,637 | 64183 | \$642,480 |
| 72,408 | 64180 | \$1,213,305 |
| 699,905 | 64174 | \$1,432,402 |
| 699,920 | 64171 | \$376,125 |
| 699,925 | 64173 | \$974,222 |
| 699,940 | 64172 | \$1,147,732 |
| 109,864 | 64175 | \$73,164 |
| 107,416 | 64177 | \$71,531 |
| 107,419 | 64176 | \$195,614 |
| 81,446 | 64178 | \$167,825 |
| 73,453 | 64179 | \$1,063 |


x JSR | DEPUTY ASSESSOR | 08.29.2014

ATTACHMENT C

ACTUAL VALUES, AS AGREED TO BY ALL PARTIES

Docket Number: 64171-64187

| Schedule # | DOCKET # | Total Actual Value |
|------------|----------|--------------------|
| 30,882 | 64187 | \$899,036 |
| 32,204 | 64186 | \$792,525 |
| 40,793 | 64185 | \$787,084 |
| 40,825 | 64182 | \$667,316 |
| 61,315 | 64184 | \$770,262 |
| 66,043 | 64181 | \$730,953 |
| 68,637 | 64183 | \$449,738 |
| 72,408 | 64180 | \$849,314 |
| 699,905 | 64174 | \$1,002,681 |
| 699,920 | 64171 | \$263,288 |
| 699,925 | 64173 | \$681,955 |
| 699,940 | 64172 | \$803,412 |
| 109,864 | 64175 | \$73,164 |
| 107,416 | 64177 | \$71,531 |
| 107,419 | 64176 | \$195,614 |
| 81,445 | 64178 | \$167,825 |
| 73,453 | 64179 | \$1,053 |

x  | Deputy Assessor | 08-29-2014