

<p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p>SAFEWAY INC,</p> <p>v.</p> <p>Respondent:</p> <p>DENVER COUNTY BOARD OF EQUALIZATION.</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>Docket Number: 39665</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.: 283-512-002+22

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

DATED/MAILED this 24th day of January, 2004.

This decision was put on the record

January 22, 2004

BOARD OF ASSESSMENT APPEALS

Karen E Hart

Karen E. Hart

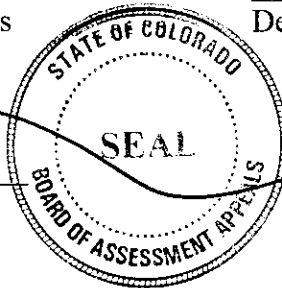
I hereby certify that this is a true and correct copy of the decision of the Board of Assessment Appeals

Debra A Baumbach

Debra A. Baumbach

Jackie J. Brown

Jackie J. Brown



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STATE OF COLORADO
BOARD OF ASSESSMENT APPEALS
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BOARD OF ASSESSMENT APPEALS STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203	
Petitioner: SAFEWAY INC.	
v.	Docket Number:
Respondent:	39665
DENVER COUNTY BOARD OF EQUALIZATION	Schedule Numbers:
Attorneys for Denver County Board of Equalization	283-512-002 +22
Cole Finegan #16853 City Attorney	
Maria Kayser #15597 Assistant City Attorney 201 West Colfax Avenue, Dept. 1207 Denver, Colorado 80202 Telephone: 720-913-3275 Facsimile: 720-913-3180	
STIPULATION (AS TO TAX YEAR 2001 ACTUAL VALUES)	

Petitioner(s), SAFEWAY INC., and Respondent, DENVER COUNTY BOARD OF EQUALIZATION, hereby enter into this Stipulation regarding the tax year 2001 valuation of the personal property, and jointly move the Board of Assessment Appeals to enter its order based on this Stipulation.

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

1. The properties subject to this Stipulation are described as follows and as set forth in the County Schedule Numbers and the Attachments to this Stipulation:

See Attached
Denver, Colorado

2. The subject properties are classified as personal property.

3. Attachment A reflects the actual values of the subject properties, as assigned by the Assessor for tax year 2001.
4. Attachment B reflects the actual values of the subject properties after a timely appeal, as assigned by the Denver County Board of Equalization.
5. After further review and negotiation, the Petitioners and Respondent agree to the tax year 2001 actual values of the subject properties, as shown on Attachment C.
6. The valuations, as established on Attachment C, shall be binding with respect only to tax year 2001.
7. Brief narrative as to why the reduction was made:

To bring the personal property actual value in line with the asset listings provided by Safeway, Inc. as a result of this appeal.

8. Both parties agree that the hearing scheduled before the Board of Assessment Appeals on January 15, 2004 at 8:30 a.m. be vacated.

DATED this 22nd day of January, 2004.

Attorney for Petitioner

By: _____

Alan Poe
Holland & Hart, LLP
8390 E. Crescent Parkway
Suite 400
Greenwood Village, CO 80111
(303) 290-1616

Denver County Board of Equalization

By: _____

Maria Kayser #15597
Assistant City Attorney
201 West Colfax Avenue, Dept. 1207
Denver, CO 80202
Telephone: 720-913-3275
Facsimile: 720-9133180

Docket Number: 39665

ATTACHMENT A

ACTUAL VALUES, AS ASSIGNED BY THE ASSESSOR

COUNTY SCHEDULE	SAFEWAY STORE #	STORE ADDRESS	FURNITURE	EQUIPMENT	AFFIXED	TOTAL
283 512 002	2246	757 E. 20th Ave.	\$ 179	\$ 1,132,622	\$ 0	\$ 1,132,801
132 690 447	2201	4860 Pecos St.	\$ 0	\$ 405,532	\$ 0	\$ 405,532
132 690 264	2135	6220 E. 14 th Ave.	\$ 81	\$ 619,213	\$ 0	\$ 619,294
132 690 629	1463	2150 S. Downing St.	\$ 2,196	\$ 1,430,666	\$ 0	\$ 1,432,862
270 379 001	29	4950 E. Hampden Ave.	\$ 0	\$ 428,242	\$ 0	\$ 428,242
322 768 000	1267	6460 E. Yale Ave.	\$ 0	\$ 1,163,062	\$ 0	\$ 1,163,062
132 690 561	1248	2660 Federal Blvd.	\$ 0	\$ 526,658	\$ 0	\$ 526,658
322 665 000	1145	1955 S. Sheridan Blvd.	\$ 0	\$ 862,750	\$ 0	\$ 862,750
322 931 000	1115	7150 Leetsdale Dr.	\$ 0	\$ 1,160,589	\$ 0	\$ 1,160,589
274 866 003	1038	1653 S. Colorado Blvd.	\$ 0	\$ 664,720	\$ 0	\$ 664,720
256 825 001	244	3800 W. 44 th Ave.	\$ 39	\$ 604,311	\$ 0	\$ 604,350
265 770 008	141	4874 Chambers Rd.	\$ 0	\$ 1,256,867	\$ 0	\$ 1,256,867
132 690 165	100	3110 E. 1 st Ave.	\$ 0	\$ 1,940,973	\$ 0	\$ 1,940,973
132 690 256	1614	560 Corona St.	\$ 547	\$ 1,929,517	\$ 0	\$ 1,930,064
317 288 000	6999	5255 E. 39 th Ave.	\$ 0	\$ 498,648	\$ 0	\$ 498,648
132 693 045	8277	6405 Stapleton N. Dr.	\$ 0	\$ 4,067,609	\$ 0	\$ 4,067,609
132 686 015	8402	4301 Forest St.	\$ 572	\$ 5,700,941	\$ 0	\$ 5,701,513
132 690 637	8809	4600 E. 46 th Ave.	\$ 188	\$ 27,092	\$ 0	\$ 27,280
132 695 008	6201	4600 Stapleton S. Dr.	\$ 587	\$ 5,347,352	\$ 0	\$ 5,347,939
132 675 034	8103	4500 Dahlia St.	\$ 470	\$ 2,686,505	\$ 0	\$ 2,686,975
270 228 000	6240	4600 E. 46 th Ave.	\$ 0	\$ 4,176	\$ 0	\$ 4,176
132 684 002	6212	4350 Dahlia St.	\$ 110	\$ 954,622	\$ 0	\$ 954,732
132 691 007	8488	3215 E. 42 nd Ave.	\$ 217	\$ 1,221,509	\$ 0	\$ 1,221,726

ATTACHMENT B

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

COUNTY	SAFEWAY	STORE	FURNITURE	EQUIPMENT	AFFIXED	TOTAL
SCHEDULE	STORE #	ADDRESS				
283 512 002	2246	757 E. 20th Ave.	\$ 179 \$	1,132,622	\$	1,132,801
132 690 447	2201	4860 Pecos St.	\$ 0 \$	405,532	\$	405,532
132 690 264	2135	6220 E. 14 th Ave.	\$ 81 \$	619,213	\$	619,294
132 690 629	1463	2150 S. Downing St.	\$ 2,196 \$	1,430,666	\$	1,432,862
270 379 001	29	4950 E. Hampden Ave.	\$ 0 \$	428,242	\$	428,242
322 768 000	1267	6460 E. Yale Ave.	\$ 0 \$	1,163,062	\$	1,163,062
132 690 561	1248	2660 Federal Blvd.	\$ 0 \$	526,658	\$	526,658
322 665 000	1145	1955 S. Sheridan Blvd.	\$ 0 \$	862,750	\$	862,750
322 931 000	1115	7150 Leetsdale Dr.	\$ 0 \$	1,160,589	\$	1,160,589
274 866 003	1038	1653 S. Colorado Blvd.	\$ 0 \$	664,720	\$	664,720
256 825 001	244	3800 W. 44 th Ave.	\$ 39 \$	604,311	\$	604,350
265 770 008	141	4874 Chambers Rd.	\$ 0 \$	1,256,867	\$	1,256,867
132 690 165	100	3110 E. 1 st Ave.	\$ 0 \$	1,940,973	\$	1,940,973
132 690 256	1614	560 Corona St.	\$ 547 \$	1,929,517	\$	1,930,064
317 288 000	6999	5255 E. 39 th Ave.	\$ 0 \$	498,648	\$	498,648
132 693 045	8277	6405 Stapleton N. Dr.	\$ 0 \$	4,067,609	\$	4,067,609
132 686 015	8402	4301 Forest St.	\$ 572 \$	5,700,941	\$	5,701,513
132 690 637	8809	4600 E. 46 th Ave.	\$ 188 \$	27,092	\$	27,280
132 695 008	6201	4600 Stapleton S. Dr.	\$ 587 \$	5,347,352	\$	5,347,939
132 675 034	8103	4500 Dahlia St.	\$ 470 \$	2,686,505	\$	2,686,975
270 228 000	6240	4600 E. 46 th Ave.	\$ 0 \$	4,176	\$	4,176
132 684 002	6212	4350 Dahlia St.	\$ 110 \$	954,622	\$	954,732
132 691 007	8488	3215 E. 42 nd Ave.	\$ 217 \$	1,221,509	\$	1,221,726

ATTACHMENT C

ACTUAL VALUES, AS AGREED BY ALL PARTIES

COUNTY SCHEDULE	SAFEWAY STORE #	STORE ADDRESS	FURNITURE	EQUIPMENT	AFFIXED	TOTAL
283 512 002	2246	757 E. 20th Ave.	\$ 0	\$ 951,183	\$ 138,943	\$ 1,090,126
132 690 447	2201	4860 Pecos St.	\$ 0	\$ 399,987	\$ 12,040	\$ 412,027
132 690 264	2135	6220 E. 14 th Ave.	\$ 0	\$ 499,080	\$ 104,445	\$ 603,525
132 690 629	1463	2150 S. Downing St.	\$ 0	\$ 1,180,690	\$ 199,287	\$ 1,379,977
270 379 001	29	4950 E. Hampden Ave.	\$ 0	\$ 389,570	\$ 44,865	\$ 434,435
322 768 000	1267	6460 E. Yale Ave.	\$ 0	\$ 922,627	\$ 166,277	\$ 1,088,904
132 690 561	1248	2660 Federal Blvd.	\$ 225	\$ 455,722	\$ 83,569	\$ 539,516
322 665 000	1145	1955 S. Sheridan Blvd.	\$ 0	\$ 710,673	\$ 111,493	\$ 822,166
322 931 000	1115	7150 Leetsdale Dr.	\$ 0	\$ 1,082,895	\$ 229,800	\$ 1,312,695
274 866 003	1038	1653 S. Colorado Blvd.	\$ 0	\$ 595,989	\$ 81,637	\$ 677,626
256 825 001	244	3800 W. 44 th Ave.	\$ 0	\$ 522,487	\$ 65,452	\$ 587,939
265 770 008	141	4874 Chambers Rd.	\$ 0	\$ 1,164,225	\$ 167,294	\$ 1,331,519
132 690 165	100	3110 E. 1 st Ave.	\$ 543	\$ 1,838,896	\$ 244,131	\$ 2,083,570
132 690 256	1614	560 Corona St.	\$ 547	\$ 1,654,095	\$ 244,468	\$ 1,899,110
317 288 000	6999	5255 E. 39 th Ave.	\$ 0	\$ 498,648	\$ 0	\$ 498,648
132 693 045	8277	6405 Stapleton N. Dr.	\$ 0	\$ 4,067,609	\$ 0	\$ 4,067,609
132 686 015	8402	4301 Forest St.	\$ 572	\$ 5,700,941	\$ 0	\$ 5,701,513
132 690 637	8809	4600 E. 46 th Ave.	\$ 188	\$ 27,092	\$ 0	\$ 27,280
132 695 008	6201	4600 Stapleton S. Dr.	\$ 587	\$ 5,347,352	\$ 0	\$ 5,347,939
132 675 034	8103	4500 Dahlia St.	\$ 470	\$ 2,686,505	\$ 0	\$ 2,686,975
270 228 000	6240	4600 E. 46 th Ave.	\$ 0	\$ 4,176	\$ 0	\$ 4,176
132 684 002	6212	4350 Dahlia St.	\$ 110	\$ 954,622	\$ 0	\$ 954,732
132 691 007	8488	3215 E. 42 nd Ave.	\$ 217	\$ 1,221,509	\$ 0	\$ 1,221,726