

<p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p>DEL MESA FARMS,</p> <p>v.</p> <p>Respondent:</p> <p>DELTA COUNTY BOARD OF EQUALIZATION.</p>	
<p>Attorney or Party Without Attorney for the Petitioner:</p> <p>Name: William A. McLain, Esq. Address: 3962 South Olive Street Denver, CO 80237 Phone Number: (303) 759-0087 E-mail: Attorney Registration No.:</p>	<p>Docket Number: 34240</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:

SEE ATTACHED STIPULATION

2. Petitioner is protesting the 1998 actual value of the subject property.

3. The parties agreed that the 1998 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 1998 actual value of the subject property, as set forth above.

The Delta County Assessor is directed to change his records accordingly.

DATED/MAILED this 1st day of May, 2001.

This decision was put on the record

May 1, 2001

BOARD OF ASSESSMENT APPEALS

Karen E Hart

Karen E. Hart

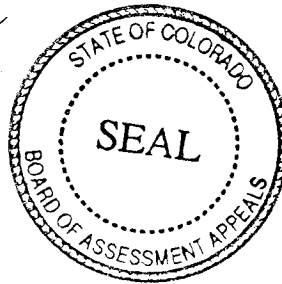
Mark R. Linné

Mark R. Linné

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

Barbara J. Schlosser
Barbara J. Schlosser

Docket Number 34240



BOARD OF ASSESSMENT APPEALS STATE OF COLORADO

Docket Number: 34240
Multiple County Schedule Numbers: (As Set Forth in the Attached)

STIPULATION (As to Tax Year 1998 Actual Value)

(Petitioner(s) name) Del Mesa Farms

vs.

Delta COUNTY BOARD OF EQUALIZATION,

Respondent.

Petitioner(s) and Respondent hereby enter into this Stipulation regarding the tax year 1998 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 Personal Property (what type).
3. Attachment A reflects the actual values of the subject properties, as assigned by the Assessor for tax year 1998.
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 1998 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 1998.

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STATE BOARD OF ASSESSMENT APPEALS

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7. Brief narrative as to why the reduction was made:
Subject property is exempt agricultural personal property
in accordance with Court of Appeals decision 98CA1611

8. Both parties agree that the hearing scheduled before the Board of Assessment Appeals on _____ (date) at _____ (time) be vacated or a hearing has not yet been scheduled before the Board of Assessment Appeals.

DATED this 18th day of April 2000

William A. McLain
 Petitioner(s) or Agent or Attorney

Bradley K. Kolman
 County Attorney for Respondent,
 Board of Equalization

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Wade W. Hall
 County Assessor

Address:
Wade W. Hall
501 Palmer Street Ste. 210
Delta, CO 81416
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Docket Number 34240

ATTACHMENT A
Actual Values as assigned by the Assessor

Docket Number 34240

<u>Schedule Number</u>	<u>Land Value</u>	<u>Improvement Value</u>	<u>Total Actual Value</u>
801044	\$.00	\$ 102,481	\$ 102,481
801045	\$.00	\$ 100,750	\$ 100,750
801046	\$.00	\$ 107,459	\$ 107,459
802824	\$.00	\$ 113,375	\$ 113,375
802846	\$.00	\$ 145,093	\$ 145,093

ATTACHMENT B
Actual Values as assigned by the County Board of Equalization
after a timely appeal

Docket Number 34240

<u>Schedule Number</u>	<u>Land Value</u>	<u>Improvement Value</u>	<u>Total Actual Value</u>
801044	\$.00	\$ 102,481	\$ 102,481
801045	\$.00	\$ 100,750	\$ 100,750
801046	\$.00	\$ 107,459	\$ 107,459
802824	\$.00	\$ 113,375	\$ 113,375
802846	\$.00	\$ 145,093	\$ 145,093

ATTACHMENT C
Actual Values as agreed to by all Parties

Docket Number 34240

<u>Schedule Number</u>	<u>Land Value</u>	<u>Improvement Value</u>	<u>Total Actual Value</u>
801044	\$.00	\$.00	\$.00
801045	\$.00	\$.00	\$.00
801046	\$.00	\$.00	\$.00
802824	\$.00	\$.00	\$.00
802846	\$.00	\$.00	\$.00