

BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203	
Petitioner: SMITH ENERGY L.P., v. Respondent: MONTEZUMA COUNTY BOARD OF EQUALIZATION.	
Attorney or Party Without Attorney for the Petitioner: Name: J.P. von Plonski VON Engineering, Inc. Address: 3505 Pearl Drive Monroe, MI 48162 Phone Number: (734) 289-4064 Attorney Reg. #:	Docket Number: 37913
ORDER ON WITHDRAWAL	

THIS MATTER was held in abeyance pending a decision on the Colorado Court of Appeals Case No. 99CA0975 (Board of Assessment Appeals Docket Numbers 34274, 34374, 34846 and 34922). The Court of Appeals issued a Mandate on October 1, 2001. On November 5, 2001, the Board received Petitioner's request to withdraw the above-captioned appeal. The Board has approved Petitioner's request.

ORDER:

Petitioner's request for withdrawal is granted; therefore, the Board will take no further action on this matter.

DATED and MAILED this 7th day of November, 2001.

This decision was put on the record

November 6, 2001

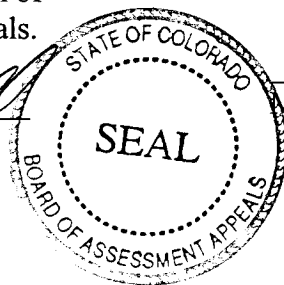
BOARD OF ASSESSMENT APPEALS

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.

Penny S. Bunnell
Penny S. Bunnell



Mark R. Linné
Mark R. Linné

VON ENGINEERING COMPANY

===== PETROLEUM ENGINEERING =====

CONSULTANT

3505 Pearl

~~(313)~~ 289-4064

Monroe, Michigan 48162

734

November 2, 2001

**Ms. Diane M. DeVries
Board of Assessment Appeals
1313 Sherman St. Room 315
Denver, Colorado 80203**

**Re: Docket Number 37913
Smith Energy LP vs. Montezuma County Board of
Commissioners**

Dear Ms. DeVries:

After the telephone conversation with you today and the results of the Colorado State Supreme Court decision, there does not seem to be a point in proceeding with this case. We would appreciate it if you will take the required steps to withdraw our petition.

If I may provide you with any additional information, please contact me.

Yours truly,



J.P. von Plonski

**Cc: Bob D. Slough, Montezuma Co., Cortez
Cc: B. Hyde; CO Div. of Prop. Tax, Denver**

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MONTZUMA COUNTY BOARD OF COMMISSIONERS