

<p>BOARD OF ASSESSMENT APPEALS, STATE OF COLORADO 1313 Sherman Street, Room 315 Denver, Colorado 80203</p> <hr/> <p>Petitioner:</p> <p>MYRON CHERRY,</p> <p>v.</p> <p>Respondent:</p> <p>LA PLATA COUNTY BOARD OF EQUALIZATION.</p>	
<p>Attorney or Party Without Attorney for the Petitioner:</p> <p>Name: Myron Cherry Address: P.O. Box 7 Radium Springs, NM 88054 Phone Number: (505) 524-7994</p>	<p>Docket Number: 42208</p>
<p align="center">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.: 560122300048

Category: Valuation

Property Type: Non-Producing Claim

2. Petitioner is protesting the 2003 actual value of the subject property.

3. The parties agreed that the 2003 actual value of the subject property should be reduced to:

Total \$5,170.00

4. The Board concurs with the Stipulation.

ORDER:

Respondent is ordered to reduce the 2003 actual value of the subject property, as set forth above.

The La Plata County Assessor is directed to change his/her records accordingly.

DATED/MAILED this 28th day of February, 2004.

This decision was put on the record

February 27, 2004

BOARD OF ASSESSMENT APPEALS

Karen E Hart

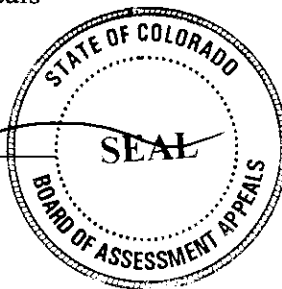
Karen E. Hart

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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FEB 02 2004

**BOARD OF ASSESSMENT APPEALS
STATE OF COLORADO**

**LA PLATA COUNTY
ASSESSOR**

Docket Number:42208
Single County Schedule Number:560122300048

STIPULATION (As to Tax Year 2003 Actual Value)

**MYRON CHERRY
BOX 7
RADIUM SPRINGS, NM 88054**

Petitioner,

vs.

LA PLATA COUNTY BOARD OF EQUALIZATION,

Respondent,

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LA PLATA COUNTY
BOARD OF ASSESSMENT APPEALS

Petitioner and Respondent hereby enter into this Stipulation regarding the tax year 2003 valuation of the subject property, and jointly move the Board of Assessment Appeals to enter its order based on this Stipulation.

Petitioner and Respondent agree and stipulate as follows:

1. The property subject to this Stipulation is described as: USMS 19277, NEW YORK, CALIFORNIA DISTRICT, (IN LA PLATA COUNTY, CO.) 10.33 AC.
2. The subject property is currently classified as 0540, VACANT LAND.
3. The County Assessor originally assigned the following actual value to the subject property for tax year 2003:

Property Classification: VACANT	(land)	\$12460
	(improvement)	\$n/a
	Total	\$ 12460
4. After a timely appeal to the Board of Equalization, the Board of Equalization valued the subject property as follows:

Property Classification: VACANT	(land)	\$12460
	(improvement)	\$n/a
	Total	\$ 12460

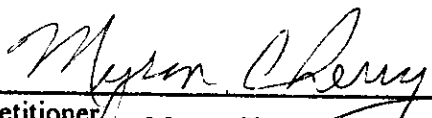
5. After further review and negotiation, Petitioners and County Board of Equalization agree to the following tax year 2003 actual value for the subject property:

Property Classification: NON-PRODUCING CLAIM

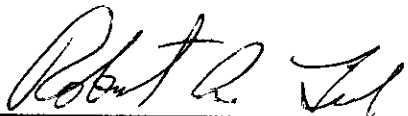
(land)	\$5170
(improvement)	\$n/a
Total	\$5170

6. The valuation, as established above, shall be binding only with respect to tax year 2003,
7. The reduction in value reflected in this stipulation is the result of negotiation between petitioner property appraiser, and review of comparable mining claim sales.
8. This petition has been scheduled for hearing by the Board of Assessment Appeals on March 19, 2004 in Grand Junction, Co.

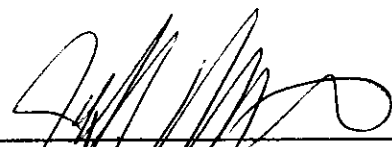
DATED this 27 day of Jan, 2004.



Petitioner Myron Cherry
Box 7
Radium Springs, NM. 88054



Respondent, Robert Lieb.
Chair of the La Plata County Board of Equalization.



County Attorney for Respondent,
Board of Equalization

Goldman, Robbins and Rogers LLP
679 E 2 Ave Ste C
Durango, CO 81301
(970) 259-8747



County Assessor

Craig N. Larson
La Plata County Assessor
P.O. Box 3339
Durango, CO 81302
(970) 382-6221

Docket Number: 42208