

BEFORE THE NEBRASKA TAX EQUALIZATION AND REVIEW COMMISSION

PROFESSIONAL RESEARCH)
CONSULTANTS,)

Appellant,)

vs.)

DOUGLAS COUNTY BOARD)
OF EQUALIZATION,)

Appellee(s).)

Case No. 97R-431

FINDINGS OF FACT AND
CONCLUSIONS OF LAW

THIS CAUSE comes before the Nebraska Tax Equalization and Review Commission on the 13th day of April, 1998, and based upon the Notice of Appeal filed by the appellant, the Offer to Confess Judgment in Part and Motion to Dismiss in Part filed by the appellee, together with an Affidavit and Stipulation submitted by the Douglas County Assessor and Attorney Offices, and the appellant's Acceptance of the Amended Offer to Confess Judgment in Part, the Commission finds as follows:

I.

Pursuant to section 77-5007 of the Nebraska Revised Statutes, the Commission has jurisdiction over the parties hereto and over the subject matter of this appeal. Neb. Rev. Stat. §77-5007 (Reissue 1996).

II.

On or about July 23, 1997, the Douglas County Board of Equalization rendered a 1997 assessed valuation of \$183,000 on the subject property located at 4909 South 114th Street, Omaha, Douglas County, Nebraska 68137.

III.

On August 26, 1997, the appellant filed a Notice of Appeal

with the Commission, alleging that the 1997 assessed value of \$183,000 was excessive.

IV.

On November 7, 1997, the Douglas County Board of Equalization, appellee, offered to confess judgment in part for the sum of \$18,300, with parties to bear and pay their respective costs. This amount represents the difference between the 1997 valuation of \$183,000 as adopted by the Douglas County Board of Equalization and the revised assessment offer of \$164,700 under Key No. 2359-0561-10-61. The parties have agreed to dismiss the appeal under Key No. 2359-0573-10-61.

V.

On November 12th, 1997, the Tax Equalization and Review Commission entered an Order approving the appellee's Amended Offer to Confess Judgment in Part and Motion to Dismiss in Part.

VI.

On April 8th, ¹⁹⁹⁸ ~~1997~~, the appellant accepted the appellee's Amended Offer to Confess Judgment in Part for the sum of \$164,700 as evidenced by his signature on the attached Acceptance Agreement and entered no objection to appellee's Motion to Dismiss in Part.

WHEREFORE, IT IS ORDERED, ADJUDGED AND DECREED:

1. The assessed value rendered by the Board of Equalization of Douglas County, Nebraska, is hereby vacated and set aside; and that the appellee's Amended Offer to Confess Judgment in Part is hereby approved as follows:

