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BEFORE THE NEBRASKA TAX EQUALIZATION
AND REVIEW COMMISSION

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RICHARD N. CABELA and JAMES W.)
 CABELA,)
)
 Appellant,)
)
 v.)
)
 CHEYENNE COUNTY BOARD)
 OF EQUALIZATION,)
)
 Appellee.)

Case No. 99C-123

**FINDINGS AND ORDERS
(CONFESSION OF JUDGMENT)**

THIS CAUSE comes on for hearing before the Nebraska Tax Equalization and Review Commission on the 10th day of February, 2000. Based upon the Notice of Appeal filed by Appellant and the Joint Motion/Stipulation for Confession of Judgment filed by the parties, the Commission finds and determines as follows:

I.

That pursuant to Neb. Rev. Stat. §77-5007 (1999 Supp.), the Commission has jurisdiction over the Parties hereto and over the subject matter of this Appeal.

II.

That the subject matter of this Appeal is the assessed value of certain real property for tax year 1999, which real property is legally described in the appeal.

III.

That on the 23rd day of July, 1999, the Appellee determined that the real property which is the subject matter of this appeal had a value for purpose of taxation in the amount of \$392,422.00.

IV.

That on the 24th day of August, 1999, the Appellant filed a Notice of Appeal, alleging that the assessed value of the subject property was excessive. Appellant therefore requested that the Commission grant the Appellant relief by finding and determining the assessed value of the subject property for tax year 1999 to be no more than the value determined by Appellant's independent appraisal.

V.

That on the 9th day of February, 2000, the parties filed a Joint Motion/Stipulation for Confession of Judgment.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:

1. That the order of the County Board of Equalization of Cheyenne County, Nebraska, which set the assessed value of the subject property for tax year 1999, is hereby vacated and set aside.
2. That the parties' Joint Motion/Stipulation for Confession of Judgment is hereby approved.
3. That the subject property legally described as Lot 1, Block 3, Sioux Industrial Park Subdivision, Part Southeast 1/4, 31-15-50, Cheyenne County, Nebraska, shall be valued for purposes of taxation for tax year 1999, as follows:

| | |
|--------------|--------------|
| Land | \$ 15,810.00 |
| Improvements | \$282,459.00 |
| Total | \$298,269.00 |


4. That this decision, if no appeal is filed, shall be certified within thirty days to the Cheyenne County Treasurer, and the Cheyenne County Assessor, pursuant to Neb. Rev. Stat. §77-1511 (Reissue 1996).
5. That this Order shall not be used or construed as a determination of the assessed value of the subject property in any other proceeding pertaining to the valuation of the subject property for any tax year other than tax year 1999.
6. That each party is to bear its own costs in this matter.

IT IS SO ORDERED.

DATED this 10th day of February, 2000.



Seal



Mark P. Reynolds, Chairman



Janet L. Edwards, Commissioner



Robert L. Hans, Commissioner