

NOTICE – Agricultural Classification Requests

The Board of Review needs assistance from property owners requesting a classification change to agricultural from another class. Supporting documentation that can be submitted with the protest form include IRS Schedule F or Form 4835 for the last two years.

Providing the Board of Review or the Polk County Assessor's Office with this information is not required by law, rule, procedure, or contract. All such confidential information you provide will be protected from disclosure pursuant to Iowa Code 22.7(18), as it is reasonable to believe that you would be discouraged from providing this information if it were made available for general public examination.

In addition, all confidential business information submitted to the Polk County Board of Review or the Polk County Assessor's Office may be protected from disclosure pursuant to Iowa Code 22.7(6) as information which, if released, would give advantage to competitors and for which disclosure would serve no public purpose.

PETITION TO THE BOARD OF REVIEW
111 COURT AVENUE
ROOM 195 POLK COUNTY ADMINISTRATIVE OFFICE BUILDING
DES MOINES, IOWA 50309
protest@assess.co.polk.ia.us

Must be filed, faxed, mailed or emailed from April 2 through and including April 30.
It must be postmarked no later than April 30.

Parcel Number _____
(from the Assessor's Office)

To the Honorable Board of Review of the Polk County, Iowa:

The undersigned (**Owner**) _____

As owner or aggrieved taxpayer of the following described property situated in Polk County, Iowa.

Street or Legal Address _____

and as such, liable for the payment of taxes thereon, do hereby respectfully object to the assessment made against said property as of
January 1, _____, in the sum of (enter total assessment) \$ _____ for the following reasons, and upon the following
(Current Year) (Total Assessment)

grounds: (Complete all grounds that apply – see instructions on back.)

1. That said assessment is not equitable as compared with the assessments of other like property in the Taxing District. (Optional: address and assessment of representative number of comparable properties.)

Tax District / Parcel	Street Address	Assessment

2. That said property is assessed for more than the value authorized by law (Section 441.21, Code of Iowa);

Optional: Actual Value \$ _____.

3. That said property is not assessable, is exempt from taxes, or is misclassified. Optional: Reason for exemption,

misclassification, or non-assessment: _____

4. That there is an error in the assessment. List of errors (optional): _____

5. That there is fraud or misconduct in the assessment. State specifically the fraud or misconduct (required): _____

The undersigned respectfully requests that the assessment made against said real estate be adjusted accordingly based upon the facts presented. I declare under penalties of perjury or false certificate, that I have examined this document, and, to the best of my knowledge and belief, it is true, correct, and complete.

An oral hearing is Requested: ☐ Yes ☐ No

Respectfully submitted, on this _____ **By** _____
Date

Signature of Owner or Duly Authorized Agent (required)

Daytime Phone: _____

Cell Phone: _____

Email: _____

Mailing Address – Important Board Notices will be sent here.

Name: _____

Street: _____

City: _____ State: _____ Zip: _____

BOARD OF REVIEW ACTION

Petition Denied [☐] Assessment Changed [☐]

Land \$ _____

Bldg \$ _____

TOTAL \$ _____

CLASS CHANGE TO: AG RES COMM IND EXEMPT

Chairperson

Date

Petition to Local Board of Review Regular Session

Iowa Code Section 441.37(1)-(2)(a) Protest of assessment — grounds.

1. a. (1) Any property owner or aggrieved taxpayer who is dissatisfied with the owner's or taxpayer's assessment may file a protest against such assessment with the board of review on or after April 2, to and including April 30, of the year of the assessment. In any county which has been declared to be a disaster area by proper federal authorities after March 1 and prior to May 20 of said year of assessment, the board of review shall be authorized to remain in session until June 15 and the time for filing a protest shall be extended to and include the period from May 25 to June 5 of such year. The protest shall be in writing on forms prescribed by the director of revenue and, except as provided in subsection 3, signed by the one protesting or by the protester's duly authorized agent. The taxpayer may have an oral hearing on the protest if the request for the oral hearing is made in writing at the time of filing the protest. The protest must be confined to one or more of the following grounds:
 - (a) That said assessment is not equitable as compared with assessments of other like property in the taxing district.
 - (b) That the property is assessed for more than the value authorized by law.
 - (c) That the property is not assessable, is exempt from taxes, or is misclassified.
 - (d) That there is an error in the assessment.
 - (e) That there is fraud or misconduct in the assessment which shall be specifically stated.
- (2) If the local board of review, property assessment appeal board, or district court decides in favor of the property owner or aggrieved taxpayer and finds that there was fraud or misconduct in the assessment, the property owner's or aggrieved taxpayer's reasonable costs incurred in bringing the protest or appeal shall be paid from the assessment expense fund under section 441.16.
- (3) For purposes of this section, costs include but are not limited to legal fees, appraisal fees, and witness fees.
- (4) For purposes of this section, "misconduct" means the same as defined in section 441.9.
2. a. A property owner or aggrieved taxpayer who finds that a clerical or mathematical error has been made in the assessment of the owner's or taxpayer's property may file a protest against that assessment in the same manner as provided in this section, except that the protest may be filed for previous years. The board may correct clerical or mathematical errors for any assessment year in which the taxes have not been fully paid or otherwise legally discharged.

Iowa Code Section 441.21(3)(b)(2) Actual, assessed, and taxable value

For assessment years beginning on or after January 1, 2018, the burden of proof shall be upon any complainant attacking such valuation as excessive, inadequate, inequitable, or capricious. However, in protest or appeal proceedings when the complainant offers competent evidence that the market value of the property is different than the market value determined by the assessor, the burden of proof thereafter shall be upon the officials or persons seeking to uphold such valuation to be assessed.

For information regarding appeals to the Property Assessment Appeal Board or district court, please see Iowa Code sections 441.37A - 441.39.

Application for Agricultural Classification of Lands

Iowa Administrative Code Section 701 Chapter 71.1 (3)

The undersigned, hereby request that the lands listed hereon, where appropriate, be classified as Agricultural Lands for property tax purposes, by the Polk County Assessor.

Applicant's Name and Address:

Geoparcels: _____

District Parcel: _____

Acres: _____

Legal Description: _____

Please indicate the acres and the number of years in each use.

Land Use	Acres	Years
Alfalfa		
Cropland –		
Grazing land		
timberland		
Fruit Trees		
Set Aside		
Building Lot		

Land Use	Description	# or Acres	Years
Other			
Livestock			
Horticultural			

Please list the agricultural income from this property for the past two years.

Year	Crop or Use	Gross Income	Expenses	Net Income

Please attach supporting documentation (Schedule F, Form 4835, crop receipts). Is the property leased to others? ____ Yes ____ No If yes, please submit copy of lease.

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I declare that I have read the foregoing application and that the facts stated in it are true.

Applicant Signature

Date

Applicant Printed Name

Daytime Telephone

For Record Purposes Only

This acknowledges receipt of this application for the property described above.

Property Appraiser: _____

Date: _____

_____ Application approved and parcel is classified Agricultural.

_____ Application disapproved and parcel is not classified Agricultural.