



Oregon

Theodore R. Kulongoski, Governor

Department of Land Conservation and Development

Measure 49 Development Services Division

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July 29, 2009

Marjorie David
2810 Highland Bluffs Drive
Red Bluff, CA 96080

RE: State Measure 37 Claim M129385 and M131338¹ / Lars H. Strid

Dear Ms. David,

The Department of Land Conservation and Development (the department) has received an election form requesting Supplemental Review of claim M129385 under Measure 49. According to our records, the claimant, Lars Strid, passed away on November 5, 2007, and his heirs are not authorized to pursue the claim under Measure 49.

Requirements for Supplemental Review under such circumstances are stated in section 11(9) of Measure 49 and the Extension Bill, section 2(3) (House Bill 3546 (2007)). If the claimant filed the Measure 37 claim before November 1, 2006, and the claimant died before December 6, 2007, no relief is available for the claimant's heirs under Measure 49. According to our records, Lars Strid filed claim M129385 on May 24, 2006. Therefore, the request for Supplemental Review of the claim is denied.

Claim M129385 will be closed and the department will take no further action regarding the review of the claim. If you believe you have received this letter in error or have any questions, please contact this office at (503) 373-0050 ext. 324 or via e-mail at measure49.info@state.or.us.

This correspondence concerning claim M129385 is a Final Order from the department in other than a contested case. Please note that you have the right to petition for agency reconsideration or judicial review of this Final Order under ORS 183.484.

Sincerely,


Judith Moore
Measure 49 Division Manager

¹ The claimant also filed claim M131338 for the same property. Therefore, these claims have been combined. Measure 49 section 6(5) provides: "If multiple claims were filed for the same property, the number of lots, parcels or dwellings that may be established for purposes of subsection (2)(a) of this section is the number of lots, parcels or dwellings in the most recent waiver issued by the state before the effective date of this 2007 Act or, if a waiver was not issued, the most recent claim filed with the state, but not more than three in any case." This Final Decision addresses M129385 because it was the most recent waiver issued under that claim.