



Oregon

Theodore R. Kulongoski, Governor

Department of Land Conservation and Development Measure 49 Development Services Division

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July 21, 2009

Nancy Kidder-West
341 Cabot Court
Granite Bay, CA 95746

RE: State Measure 37 Claim M122512 Julia W. Kidder

Dear Ms. Kidder-West:

The Department of Land Conservation and Development (the department) has received an election form requesting Supplemental Review of claim M122512 under Measure 49. According to our records, the claimant, Julia W. Kidder, passed away on November 12, 2006, and her 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, Julia W. Kidder filed claim M122512 on September 28, 2005. Therefore, the request for Supplemental Review of the claim is denied.

Claim M122512 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 M122512 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