

Nov 4 3 20 PM '82

BEFORE THE LAND USE BOARD OF APPEALS  
OF THE STATE OF OREGON

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CITY OF MEDFORD, )  
 )  
Petitioner, )  
 )  
v. )  
 )  
JACKSON COUNTY, )  
 )  
Respondent. )

LUBA NO. 80-115

FINAL OPINION  
AND ORDER

Appeal from Jackson County.  
Remanded by Court of Appeals.

Eugene F. Hart                      John L. Dubay  
City Attorney                      Legal Counsel  
City Hall                              Jackson County Courthouse  
Medford, OR 97501                  Medford, OR 97501

Bagg, Referee; Reynolds, Chief Referee, Cox, Referee;  
participated in the decision.

Dismissed.                              11/04/82

1           Bagg, Referee.

2           This case was affirmed in part and remanded in part by the  
3 Court of Appeals on April 26, 1982 in Medford v. Jackson  
4 County, 57 Or App 155 (1982). The parties stipulated to an  
5 extension of time for the issuance of the Board's Final Opinion  
6 in an effort to resolve the matter. On November 2, the parties  
7 entered into a stipulation, a copy of which is attached hereto,  
8 to dismiss the foregoing appeals based upon mootness. Based  
9 upon such stipulation, this appeal is dismissed.

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3	CITY OF MEDFORD,	)	
4		)	
5	Petitioner,	)	LUBA NOS. 80-115
6		)	80-116
7	v.	)	
8		)	
9	JACKSON COUNTY,	)	
10		)	
11	Respondent.	)	

8 It is hereby stipulated by and between Petitioner City of Medford and  
 9 Respondent Jackson County that these appeals shall be dismissed for the  
 10 reason that recent action by the Jackson County Board of Commissioners makes  
 11 the issues in these appeals moot and all matters in dispute have been  
 12 resolved to the satisfaction of both parties.

13 Dated this 2 day of November, 1982.

14 CITY OF MEDFORD

15 By

*Eugene F. Hart, Jr.*  
 Eugene F. Hart, Jr.  
 Attorney for Petitioner

18 JACKSON COUNTY

19 By

*John L. DuBay*  
 John L. DuBay  
 Attorney for Respondent

Eugene F. Hart, Jr.  
 City Attorney  
 411 W. 8th Street  
 Medford, Oregon 97501  
 778-7508