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

DEPARTMENT OF LAND CONSERVATION )  
AND DEVELOPMENT, )  
 )  
Petitioner, )  
 )  
vs. )  
 )  
CITY OF DONALD, )  
 )  
Respondent, )  
 )  
and )  
 )  
MARION COUNTY and FARGO )  
INTERCHANGE SERVICE DISTRICT, )  
 )  
Intervenors-Respondent. )

LUBA No. 93-227  
FINAL OPINION  
AND ORDER

On remand from the Court of Appeals

Celeste J. Doyle, Assistant Attorney General, Salem,  
represented petitioner.

Thomas J. Rastetter, Oregon City, represented  
respondent.

Jane Ellen Stonecipher, Assistant County Counsel,  
Salem, represented intervenors-respondent.

KELLINGTON, Referee; HOLSTUN, Chief Referee; SHERTON,  
Referee, participated in the decision.

AFFIRMED 12/12/94

You are entitled to judicial review of this Order.  
Judicial review is governed by the provisions of ORS  
197.850.

1 Kellington, Referee.

2 This appeal is on remand from the Court of Appeals.  
3 The Court of Appeals instructed LUBA to affirm the  
4 challenged decision. Therefore, the challenged decision is  
5 affirmed.