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

SALEM GOLF CLUB,)
)
Petitioner,)
)
vs.)
)
CITY OF SALEM,)
)
Respondent,)
)
and)
)
GEORGE SUNIGA,)
)
Intervenor-Respondent.)

LUBA No. 95-025
FINAL OPINION
AND ORDER

Appeal from City of Salem.

Terrance Kay, Salem, represented petitioner.

Paul A. Lee, Assistant City Attorney, Salem,
represented respondent.

Gregory S. Hathaway, Portland, represented intervenor-
respondent.

GUSTAFSON, Referee; LIVINGSTON, Referee, participated
in the decision.

DISMISSED 07/12/95

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

1 Gustafson, Referee.

2 Petitioner moves for dismissal of this appeal.
3 Respondent and intervenor stipulate that petitioner's
4 deposit for costs be returned to him.

5 Accordingly, this appeal is dismissed. The Board will
6 return petitioner's \$150 deposit for costs.