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

FRIENDS OF BLUE AND FAIRVIEW)
LAKES,)
)
Petitioner,)
)
vs.)
)
CITY OF FAIRVIEW,)
)
Respondent,)
)
and)
)
ROSS INVESTMENTS, INC.,)
)
Intervenor-Respondent.)

LUBA No. 95-065
FINAL OPINION
AND ORDER

Appeal from City of Fairview.

Neil S. Kagan, Gresham, represented petitioner.

William L. Brunner, Portland, represented respondent.

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

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

DISMISSED 09/20/95

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

1 Hanna, Referee.

2 Petitioner moves to dismiss this appeal with prejudice
3 and requests return of its deposit for costs. There is no
4 objection by respondent.

5 This appeal is dismissed and the Board shall return
6 petitioner's \$150 deposit for costs.