

1 BEFORE THE LAND USE BOARD OF APPEALS

2 OF THE STATE OF OREGON

3
4 DEPARTMENT OF LAND CONSERVATION)

5 AND DEVELOPMENT,)

6)
7 Petitioner,)

8)
9 vs.)

10)
11 JOSEPHINE COUNTY,)

12) LUBA No. 92-113
13 Respondent,)

14)
15 and)

16)
17 HILLEBRAND PARADISE RANCH RESORT,)

18)
19 Intervenor-Respondent.)

20) FINAL OPINION
21) AND ORDER

22 _____)
23 MERLIN PENDRAY,)

24 Petitioner,)

25)
26 vs.)

27)
28 JOSEPHINE COUNTY,)

29) LUBA No. 92-123
30 Respondent,)

31)
32 and)

33)
34 HILLEBRAND PARADISE RANCH RESORT,)

35)
36 Intervenor-Respondent.)

37
38
39 Appeal from Josephine County.

40
41 Jane Ard, Assistant Attorney General, Salem,
42 represented petitioner Department of Land Conservation and
43 Development.

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45 Merlin D. Pendray, Grants Pass, represented himself.

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2 James H. Boldt, County Counsel, Grants Pass,
3 represented respondent.

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5 Michael J. Bird, Grants Pass, represented intervenor-
6 respondent.

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

10
11 REMANDED 02/08/93

12
13 You are entitled to judicial review of this Order.
14 Judicial review is governed by the provisions of ORS
15 197.850.

1 Sheraton, Chief Referee.

2 The parties stipulate that the challenged decision may
3 be remanded to the county.

4 The county's decision is remanded.