1 BEFORE THE LAND USE BOARD OF APPEALS 2 OF THE STATE OF OREGON 3 4 TIMOFEY SEMERIKOV and ANNA) 5 SEMERIKOV,) 6) 7 Petitioners, LUBA No. 96-099) 8) 9 FINAL OPINION vs.) 10 AND ORDER) 11 MARION COUNTY,) 12) 13 Respondent.) 14 15 16 Appeal from Marion County. 17 18 Donald M. Kelley, Silverton, represented petitioners. 19 20 Jane Ellen Stonecipher, Assistant County Counsel, 21 Salem, represented respondent. 22 23 HANNA, Chief Referee; GUSTAFSON, Referee, participated 24 in the decision. 25 26 DISMISSED 09/26/96 27 You are entitled to judicial review of this Order. 28 29 Judicial review is governed by the provisions of ORS 197.850. 30

1 Hanna, Chief Referee.

2 Petitioners move to dismiss their appeal and request 3 return of their deposit for costs. Accordingly, this appeal 4 is dismissed and the Board will return petitioners' \$150 5 deposit for costs.