

MAY 28 1 40 PM '81

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

DAVID FIDANQUE, BRIAN SIMONITCH, )  
and PAULA MAHAN, )

Petitioners, )

v. )

SCHOOL DISTRICT 4J BOARD OF )  
DIRECTORS, )

Respondent. )

LUBA NO. 81-046

FINAL OPINION  
AND ORDER

Appeal from School District 4J.

Allen L. Johnson, Eugene, attorney for petitioners.

Joe B. Richards, Eugene, attorney for respondent.

Bagg, Referee; Reynolds, Chief Referee; Cox, Referee;  
participated in the decision.

Dismissed.

5/28/81

You are entitled to judicial review of this Order.  
Judicial review is governed by the provisions of Oregon Laws  
1979, ch 772, sec 6(a).

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1 BAGG, Referee.

2 Based upon a Stipulated Motion to Dismiss, a copy of which  
3 is attached hereto, it is hereby ordered that the above appeal  
4 is dismissed.

5 Petitioner's deposit for costs shall be refunded to them.

6 Dismissed.

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MAY 22 1 39 PM '81

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

DAVID FIDANQUE, BRIAN SIMONITCH,  
and PAULA MAHAN, )

LUBA No. 81-046

Petitioners, )

STIPULATED MOTION

v. )

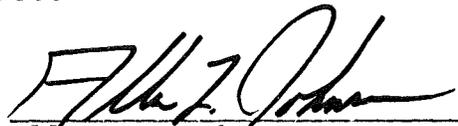
TO DISMISS

SCHOOL DISTRICT 4J BOARD OF  
DIRECTORS, )

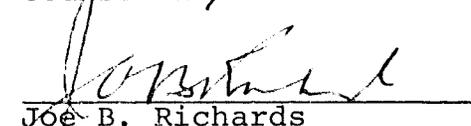
Respondent. )

The parties hereto, by their attorneys, respectfully  
move the Board for an order dismissing this appeal and  
returning Petitioners' deposit for costs on the ground  
that the order identified in the Notice of Intent to Appeal  
has been withdrawn in its entirety.

Dated this 20th day of May, 1980.



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Counsel for Petitioners



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Counsel for Respondent

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LUBA 81-046  
Motion to Dismiss

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