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

DONALD CHURCHILL, )  
 )  
Petitioner, )  
 )  
vs. )  
 )  
NEAHKAHNIE WATER DISTRICT, )  
 )  
Respondent, )  
 )  
and )  
 )  
MEADOWVIEW CORPORATION, )  
 )  
Intervenor-Respondent. )

LUBA No. 95-105  
FINAL OPINION  
AND ORDER

Appeal from Neahkahnrie Water District.

Donald Churchill, Nehalem, represented himself.

Lawrence R. Derr, Portland, represented respondent.

Timothy J. Sercombe, 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           Intervenor-Respondent, Meadowview Corporation, moves  
3 for dismissal of this appeal. Petitioner, Donald Churchill  
4 is deceased. Petitioner's personal representatives do not  
5 oppose the motion.

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

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