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

HECETA, INC.,)
)
Petitioner,) LUBA No. 97-121
)
vs.) FINAL OPINION
) AND ORDER
CITY OF WALDPOR,)
)
Respondent.)

Appeal from City of Waldport.
Dennis L. Bartoldus, Newport, represented petitioner.
Richard D. Rodeman, Corvallis, represented respondent.
GUSTAFSON, Referee; HANNA, Chief Referee; LIVINGSTON,
Referee, participated in the decision.

DISMISSED 08/15/97

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

1 Gustafson, Referee.

2 Petitioner moves to dismiss its appeal, and requests
3 return of its deposit for costs. Accordingly, this appeal
4 is dismissed. Because the record was not filed in this
5 appeal, the Board will return petitioner's \$150 deposit for
6 costs.