

BOARD OF APPEALS  
MAR 4 2 25 PM '82

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

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HOMEOWNERS PRESERVATION LEAGUE, )  
LOWER TUALATIN VALLEY CHAPTER, )  
INC., 1000 FRIENDS OF OREGON, )  
the assumed name of OREGON )  
LAND USE PROJECT, INC., )  
Petitioners, )  
vs. )  
CLACKAMAS COUNTY, HERBERT D. )  
RUSTRUM, )  
Respondents. )

LUBA NO. 81-095

FINAL OPINION  
AND ORDER

Richard P. Benner, Portland, filed a petition for review and argued the cause for petitioners.

Jack Orchard and Sally Landauer, Portland, filed a brief and argued the cause for Respondent Herbert D. Rustrum. With them on the brief were O'Connell, Goyak & Ball, P.C.

Donal L. O'Connor, West Linn, filed a brief and argued the cause on his own behalf.

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

Dismissed.

3/04/82

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).

MAR 3 1 57 PM '82

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HOMEOWNERS PRESERVATION )  
LEAGUE, LOWER TUALATIN )  
VALLEY CHAPTER, )  
INC., 1000 FRIENDS OF OREGON, )  
the assumed name of OREGON )  
LAND USE PROJECT, INC., )  
Petitioners, )  
vs. )  
CLACKAMAS COUNTY, HERBERT )  
D. RUSTRUM, )  
Respondents. )

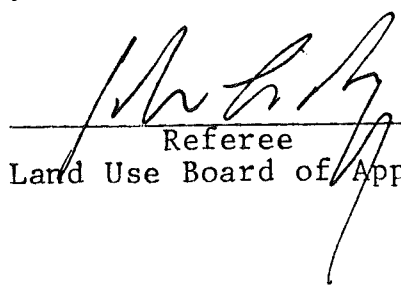
LUBA No. 81-095

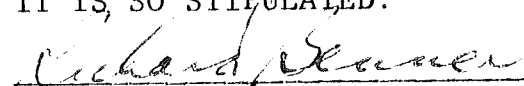
STIPULATED DISMISSAL ORDER

Based upon the stipulation of counsel and parties that  
the above-captioned matter has been fully settled and resolved  
by separate agreement, Now, Therefore,

IT IS HEREBY ORDERED that the above-captioned litigation  
is dismissed with prejudice and without opinion or order and  
that Petitioners shall be entitled to recover their deposit  
(\$150.00) and their filing fee (\$50.00). The filing fee  
shall be recovered only from Respondent Herbert D. Rustrum.

Dated this 4<sup>th</sup> day of March, 1982.

  
Referee  
Land Use Board of Appeals

IT IS, SO STIPULATED:  
  
Richard Benner  
Of Attorneys for Petitioners

1 Michael E. Judd,

2 Clackamas County Counsel  
3 on behalf of Respondent Clackamas County

4 Jack L. Orchard

5 Jack L. Orchard  
6 Of Attorneys for Respondent,  
7 Herbert D. Rustrum

8 Donal L. O'Connor  
9 Donal L. O'Connor, pro se,  
10 Intervenor  
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