

LAND USE
BOARD OF APPEALS

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

FEB 23 4 46 PM '83

JACK E. AND BARBARA K. FREEMAN)
)
 Petitioners,)
)
 v.)
)
 POLK COUNTY,)
)
 Respondent.)

LUBA NO. 83-003
FINAL OPINION
AND ORDER

Appeal from Polk County.

Jack E. Freeman
Barbara Freeman
6060 Cooper Hollow
Monmouth, OR 97361
Petitioners

Wallace Lien
Polk County Legal Counsel
Courthouse
Dallas, OR 97338
Attorney for Respondent

Mark Irick
Hayter, Shetterly & Irick
PO Box 105
Dallas, OR 97338
Attorney for Participants Ogden

COX, Board Member; BAGG, Board Member; participated in the decision.

Dismissed. 2/23/83

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), as amended by Oregon Laws 1981, ch 748.

1 COX, Board Member.

2 Petitioners and Respondent County have filed a stipulation
3 to dismiss this appeal on the grounds that "a settlement has
4 been negotiated between the Ogdens [applicants] and the
5 petitioners involving the sale of a portion of the disputed
6 property to the petitioners as a buffer zone."

7 Participant-Applicants have no objection to this dismissal.

8 Based upon the foregoing, this appeal is dismissed. No record
9 has been filed and, therefore, petitioners' \$150 deposit for
10 costs shall be returned.

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