

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

3 KRAPPTON CORPORATION, CAFFALL)
4 BROS. FOREST PRODUCTS, INC.,)
5 and TIMES, MIRROR, LAND AND)
6 TIMBER COMPANY,)
7 Petitioners,)
8 vs.)
9 CITY OF MILWAUKIE,)
10 Respondent,)
11 MART A. HUGHES and RALPH KLEIN,)
12 Participant-)
13 Respondents.)

LUBA No. 87-114

FINAL OPINION
AND ORDER OF DISMISSAL

12 Appeal from the City of Milwaukie.

13 Stephen J. Janik
14 Ball, Janik & Novack
15 101 SW Main Street, S-1100
Portland, OR 97204

Greg Eades
City Attorney
City Hall
10722 SE Main St.
Milwaukie, OR 97222

16 Attorney for Petitioner

Attorney for Respondent

17 Mart A. Hughes
18 3006 Washington St.
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Ralph Klein
10795 SE Riverway Lane
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19 Participant

Participant

20 HOLSTUN, Referee; BAGG, Chief Referee; SHERTON, Referee.

21 DISMISSED

04/08/88

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

1 Holstun, Referee.

2 The parties to this proceeding have stipulated that the
3 appeal be dismissed. Additionally, the parties stipulate that
4 each party will bear its own costs.

5 Two persons filed a notice of intent to participate in this
6 proceeding. Neither participant signed the stipulated
7 dismissal, but both participants have advised the Board they
8 concur with the stipulated dismissal.

9 This appeal is dismissed, and the Board shall return
10 petitioner's deposit for costs.

11 Dated this 8th day of April, 1988.

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Michael A. Holstun
Referee

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