

Nov 29 1 43 PM '89

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

AMERICAN SAND & GRAVEL, INC., )  
 )  
Petitioner, ) LUBA No. 89-101  
 )  
vs. ) FINAL OPINION  
 ) AND ORDER  
CLACKAMAS COUNTY, )  
 )  
Respondent. )

Appeal from Clackamas County.

Joy D. Abele, Oregon City, represented petitioner.

Scott H. Parker, Oregon City, represented respondent.

SHERTON, Chief Referee; HOLSTUN, Referee; KELLINGTON,  
Referee, participated in the decision.

DISMISSED 11/29/89

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

1           Sheraton, Referee.

2           The parties to this appeal stipulate that this appeal be  
3 dismissed. The parties further stipulate that \$80.40 of the  
4 petitioner's deposit for costs may be awarded to respondent for  
5 costs of preparation of the record.

6           This appeal is dismissed. Respondent Clackamas County is  
7 awarded \$80.40 as costs of preparation of the record.<sup>1</sup>

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<sup>1</sup>The balance of petitioner's \$150.00 deposit for costs, \$69.60, shall be returned to petitioner by the Board.