BEFORE THE LAND USE BOARD OF APPEALS

OF THE STATE OF OREGON

| DEPARTMENT OF LAND CONSERVATION |) |
|---------------------------------|-------------------|
| AND DEVELOPMENT, |) |
| |) |
| Petitioner, |) LUBA No. 90-078 |
| |) |
| vs. |) FINAL OPINION |
| |) AND ORDER |
| LINCOLN COUNTY, |) |
| |) |
| Respondent. |) |

Appeal from Lincoln County.

Gabriella I. Lang, Salem, represented petitioner.

Wayne Belmont, Newport, represented respondent.

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

DISMISSED 06/19/90

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

Sherton, Referee.

Petitioner moves that this appeal be dismissed and that petitioner's deposit for costs be returned to it.

Respondent does not object to petitioner's motion.

Accordingly, this appeal is dismissed. Petitioner's deposit for costs shall be returned to it by the Board.