

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

JOHN TORGESON and SANDE TORGESON, )  
 )  
 Petitioners, )  
 )  
 vs. )  
 ) LUBA No. 90-059  
 CITY OF CANBY, )  
 ) FINAL OPINION  
 Respondent, ) AND ORDER  
 )  
 and )  
 )  
 MARVIN DACK, and A.L.F., INC., )  
 )  
 Intervenor-Respondent. )

Appeal from City of Canby.

John Torgeson and Sande Torgeson, Canby, represented themselves.

John Kelley, Canby, represented respondent.

Steven L. Pfeiffer, Portland, represented intervenor-respondent Marvin Dack.

Bobby B. Bouneff, Portland, represented intervenor-respondent A.L.F., Inc.

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

DISMISSED

11/07/90

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

Sherton, Referee.

The parties to the above captioned appeal stipulate that the Board's August 23, 1990 Order on Petition for Depositions be vacated and that this appeal be dismissed without award of costs to any party.

Accordingly, this appeal is dismissed and the Order on Petition for Depositions is vacated. The Board shall return petitioners' deposit for costs to them.