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1
                BEFORE THE LAND USE BOARD OF APPEALS
 2
                       OF THE STATE OF OREGON
 3
 4
   JERALD SMITH,
                                    )
 5
                                    )
 6
             Petitioner,
 7
 8
        vs.
                                            LUBA No. 91-006
9
10
   YAMHILL COUNTY,
11
                                    )
                                            FINAL OPINION
12
                                               AND ORDER
             Respondent,
                                    )
13
14
         and
15
16
   JONATHAN STEINHART,
17
18
             Intervenor-Respondent.
                                                   )
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20
21
        Appeal from Yamhill County.
22
23
        Jerald Smith, McMinnville, represented himself.
24
        John M. Gray, Jr., McMinnville, represented respondent.
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27
         Edward J. Sullivan and Peggy Hennessy, Portland,
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    represented intervenor-respondent.
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         KELLINGTON, Chief Referee; HOLSTUN, Referee; SHERTON,
31
    Referee, participated in the decision.
32
33
             DISMISSED
                                    02/25/91
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35
         You are entitled to judicial review of this Order.
36
   Judicial review is governed by the provisions of ORS
37
    197.850.
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- 1 Kellington, Chief Referee.
- 2 Petitioner moves to dismiss this appeal proceeding.
- 3 Respondent and intervenor-respondent do not object to
- 4 petitioner's motion.
- 5 This appeal is dismissed.