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

ROGER BARBER, )  
 )  
Petitioner, ) LUBA No. 90-170  
 )  
vs. ) FINAL OPINION  
 ) AND ORDER  
POLK COUNTY, )  
 )  
Respondent. )

Appeal from Polk County.

Roger Barber, Dallas, represented himself.

Robert Oliver, Dallas, represented respondent.

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

DISMISSED 07/11/91

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

1           Kellington, Chief Referee.

2           The parties agree that this appeal proceeding should be  
3 dismissed and that petitioner's \$150 deposit for costs  
4 should be returned to him.

5           Accordingly, this appeal proceeding is dismissed. The  
6 Board will return petitioner's \$150 deposit for costs.