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

DEPARTMENT OF LAND CONSERVATION)
AND DEVELOPMENT,)
Petitioner,) LUBA No. 91-168
vs.) FINAL OPINION
POLK COUNTY,) AND ORDER
Respondent.)

Appeal from Polk County.
Jane Ard, Salem, represented petitioner.
Robert W. Oliver, Dallas, represented respondent.

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

DISMISSED 11/25/91

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

1 Kellington, Referee.

2 The parties agree this appeal should be dismissed, and
3 that petitioner's deposit for costs should be returned by
4 the Board.

5 Accordingly, this appeal is dismissed, and the Board
6 shall return to petitioner its \$150 deposit for costs.