

1 BEFORE THE LAND USE BOARD OF APPEALS

2 OF THE STATE OF OREGON

3
4 FRITZ VON LUBKEN, JOANN)
5 VON LUBKEN, and VON LUBKEN)
6 ORCHARDS, INC.,)
7)
8 Petitioners,)

9)
10 vs.)

11)
12 HOOD RIVER COUNTY,)
13)
14 Respondent,)

15)
16 and)

17)
18 BROOKSIDE, INC.,)
19)
20 Intervenor-Respondent.)

LUBA No. 91-186

FINAL OPINION
AND ORDER

21
22
23 Appeal from Hood River County.

24
25 Max M. Miller, Jr., Portland, represented petitioners.

26
27 Teunis Wyers, Jr., Hood River, represented respondent.

28
29 B. Gil Sharp, Hood River, represented intervenor-
30 respondent.

31
32 HOLSTUN, Chief Referee; SHERTON, Referee; KELLINGTON,
33 Referee, participated in the decision.

34
35 DISMISSED 08/04/92

36
37 You are entitled to judicial review of this Order.
38 Judicial review is governed by the provisions of ORS
39 197.850.

1 Opinion by Holstun.

2 Pursuant to this Board's November 27, 1991 order, the
3 petition for review in this matter was due May 29, 1992. No
4 petition for review has been filed, and intervenor-
5 respondent moves to dismiss the appeal. Petitioner does not
6 oppose the motion.

7 This appeal is dismissed.