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

DEPARTMENT OF LAND CONSERVATION)
AND DEVELOPMENT,)
Petitioner,)
vs.)
POLK COUNTY,)
Respondent.)

LUBA No. 94-038
FINAL OPINION
AND ORDER

Appeal from Polk County.

Celeste J. Doyle, Assistant Attorney General, Salem,
represented petitioner.

David Doyle, County Counsel, Dallas, represented
respondent.

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

DISMISSED 05/24/94

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

1 Sheraton, Referee.

2 Petitioner requests dismissal of this appeal and return
3 of its deposit for costs. Respondent did not submit a local
4 record for this appeal.

5 This appeal is dismissed. The Board shall return
6 petitioner's \$150 deposit for costs.