```
1
                BEFORE THE LAND USE BOARD OF APPEALS
 2
                       OF THE STATE OF OREGON
 3
 4
   FRAN RECHT,
                                    )
 5
                                    )
 6
              Petitioner,
 7
 8
         vs.
                                    ) LUBA Nos. 94-039, 94-064,
 9
                                            94-077 and 94-078
10
   CITY OF NEWPORT,
                                    )
11
                                    )
12
              Respondent,
13
                                              FINAL OPINION
                                    )
14
         and
                                    )
                                                AND ORDER
15
16
    A.D. DORITY III,
17
18
              Intervenor-Respondent.
                                                    )
19
20
21
         Appeal from City of Newport.
22
23
        Fran Recht, Depoe Bay, represented herself.
24
25
         J. Christopher Minor, Newport, represented respondent.
26
27
         Lawrence R. Derr, Portland, represented intervenor-
28
    respondent.
29
         HOLSTUN, Referee; KELLINGTON, Chief Referee; SHERTON,
30
31
    Referee, participated in the decision.
32
33
              DISMISSED
                                    05/13/94
34
35
         You are entitled to judicial review of this Order.
36
    Judicial review is governed by the provisions of ORS
37
    197.850.
```

- 1 Holstun, Referee.
- 2 Petitioner moves to dismiss this consolidated appeal
- 3 and for return of her deposits for costs, in the total
- 4 amount of \$600. Petitioner's motion is granted.
- 5 This appeal is dismissed, and the Board shall return
- 6 petitioner's deposits for costs.