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

BEVELED EDGE MACHINES, INC.,)
)
Petitioner,)
)
vs.)
)
CITY OF DALLAS,)
)
Respondent.)

LUBA No. 94-201
FINAL OPINION
AND ORDER

Appeal from City of Dallas.

Mark D. Shipman, Salem, represented petitioner.

Mark Irick, Dallas, represented respondent.

GUSTAFSON, Referee; SHERTON, Chief Referee; LIVINGSTON,
Referee, participated in the decision.

DISMISSED 06/21/95

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

1 GUSTAFSON, Referee.

2 The parties move for dismissal of this appeal, and
3 stipulate that petitioner's \$150 deposit for costs be
4 returned to it.

5 Accordingly, this appeal is dismissed. The Board will
6 return petitioner's \$150 deposit for costs.¹

¹Winfield Burton, Trustee of the Winfield Burton Trust moved to intervene on the side of petitioner. Respondent City of Dallas objected to the motion. Because petitioner and respondent have stipulated to dismissal of the case, intervenor's motion is rendered moot.