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1
                BEFORE THE LAND USE BOARD OF APPEALS
 2
                       OF THE STATE OF OREGON
 3
   JUSTIN BARTON and COLUMBIA RIVER
                                                    )
 5
   ONE PARTNERSHIP,
                                    )
 6
                                    )
 7
              Petitioners,
                                    )
 8
 9
         vs.
10
                                            LUBA No. 95-120
11
    CITY OF LINCOLN CITY,
                                    )
12
                                             FINAL OPINION
13
             Respondent,
                                               AND ORDER
14
15
         and
16
17
   R.R. LINCOLN CITY, INC.,
18
19
              Intervenor-Respondent.
                                                    )
20
21
22
         Appeal from City of Lincoln City.
23
24
        Dean N. Alterman, Portland, represented petitioners.
25
26
         Christopher P.
                             Thomas,
                                        Portland,
                                                     represented
27
    respondent.
28
29
         Christopher
                       Т.
                           Matthews, Portland, represented
30
    intervenor-respondent.
31
32
         GUSTAFSON, Referee; LIVINGSTON, Chief Referee; HANNA,
33
    Referee, participated in the decision.
34
35
             DISMISSED
                                    09/28/95
36
37
         You are entitled to judicial review of this Order.
    Judicial review is governed by the provisions of ORS
38
    197.850.
39
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- 1 Gustafson, Referee.
- 2 The parties stipulate to dismissal of this appeal,
- 3 without costs to any party.
- 4 This appeal is dismissed. The Board will return
- 5 petitioner's \$150 deposit for costs.