

1                   BEFORE THE LAND USE BOARD OF APPEALS  
2                   OF THE STATE OF OREGON  
3

4   GLENN BERK and MICHAEL MAHAR,   )  
5    )  
6                   Petitioners,        )  
7    )  
8           vs.                            )  
9    )  
10   CITY OF TALENT,                    )  
11    )  
12                   Respondent.        )

LUBA No. 95-182  
  
FINAL OPINION  
AND ORDER

13  
14  
15           Appeal from City of Talent.

16  
17           John R. Hassen and Richard H. Berman, Medford,  
18   represented petitioners.

19  
20           Tonio Moro, Medford, represented respondent.

21  
22           LIVINGSTON, Chief Referee; HANNA, Referee; GUSTAFSON,  
23   Referee, participated in the decision.

24  
25           DISMISSED                   09/18/95

26  
27           You are entitled to judicial review of this Order.  
28   Judicial review is governed by the provisions of ORS  
29   197.850.

1           Livingston, Chief Referee.

2           Petitioners move to dismiss their appeal and request  
3 the return of their deposit for costs.

4           This appeal is dismissed.     The Board shall return  
5 petitioners' deposit for costs.