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

DEPARTMENT OF LAND CONSERVATION)
AND DEVELOPMENT,)
Petitioner,)
vs.)
CITY OF SUBLIMITY,)
Respondent.)

LUBA No. 95-251
FINAL OPINION
AND ORDER

Appeal from City of Sublimity.

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

Steve Tabor, Stayton, represented respondent.

LIVINGSTON, Chief Referee; HANNA, Referee, participated
in the decision.

DISMISSED 07/23/96

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

1 Livingston, Chief Referee.

2 Petitioner moves to dismiss this appeal, and requests
3 return of its deposit for costs. Accordingly, this appeal
4 is dismissed, and the Board will return petitioner's \$150
5 deposit for costs.