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

DEPARTMENT OF LAND CONSERVATION)
AND DEVELOPMENT,)
Petitioner,)
vs.)
KLAMATH COUNTY,)
Respondent.)

LUBA No. 96-211
FINAL OPINION
AND ORDER

Appeal from Klamath County.

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

Reginald R. Davis, County Counsel, Klamath Falls,
represented respondent.

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

DISMISSED 01/28/97

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

1 Livingston, Referee.

2 Petitioner moves to dismiss this appeal and requests
3 return of its deposit for costs. This appeal is dismissed.

4 The Board will return petitioner's deposit for costs.