

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

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STEVE SACKS, JAMES SIMS, JACKIE )  
SIMS, MEL WEISHAHN, FREDRICKA )  
WEISHAHN, JOHN FERGUSON, LINDA )  
FERGUSON, WILL BROWN, JUDITH )  
BROWN, JOHN STOUGH, SANDY )  
PROBSTEL, PATTY JOSEPH, KAY )  
SPIERINGS, FRANK SPIERINGS, RICH )  
WHITALL, and DEBBIE WHITALL, )  
Petitioners, )  
vs. )  
CITY OF ASHLAND, )  
Respondent, )  
and )  
INTERFAITH CARE COMMUNITY OF )  
ASHLAND, )  
Intervenor-Respondent. )

LUBA No. 96-007  
FINAL OPINION  
AND ORDER

Appeal from City of Ashland.  
John R. Hassen, Medford, represented petitioners.  
Paul Nolte, Ashland, represented respondent.  
G. Philip Arnold, Ashland, represented intervenor-respondent.

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

DISMISSED 05/12/97

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

1 Hanna, Chief Referee.

2 Petitioners, with the stipulation of the parties move  
3 to dismiss their appeal and requests return of their deposit  
4 for costs. Accordingly, this appeal is dismissed. The  
5 Board shall return petitioners' \$150 deposit for costs.