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

FRANK MCCURDY and THE MCNAMEE )  
NEIGHBORS, )  
 )  
Petitioners, )  
 )  
vs. )  
 )  
MULTNOMAH COUNTY, )  
 )  
Respondent, )  
 )  
and )  
 )  
ANGELL BROTHERS, INC., )  
 )  
Intervenor-Respondent. )

LUBA No. 97-025  
FINAL OPINION  
AND ORDER

Appeal from Multnomah County.

Hank McCurdy, Portland, filed the petition for review and argued on behalf of petitioners. With him on the brief was Dobbins, McCurdy & Yu.

Sandra N. Duffy, County Counsel, Portland, filed a response brief on behalf of respondent.

Frank M. Parisi, Portland, filed a response brief and argued on behalf of intervenor-respondent. With him on the brief was Parisi & Parisi.

GUSTAFSON, Board Chair, participated in the decision.

DISMISSED 03/06/98

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

1           Gustafson, Board Chair.

2           On January 16, 1998 the Court of Appeals, upon the  
3 stipulation of the parties, vacated this Board's final opinion  
4 and order and reinstated the decision of Multnomah County.

5           Based upon the Court of Appeals' ruling, this appeal is  
6 dismissed.

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