

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

3
4 DARRELL DEARBORN and ROBERT GROVES,
5 *Petitioners,*

6
7 vs.

8
9 WASHINGTON COUNTY,
10 *Respondent,*

11 and

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13 OREGON EPISCOPAL SCHOOL,
14 *Intervenor-Respondent.*

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16 LUBA No. 2004-112

17
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19 FINAL OPINION
20 AND ORDER

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22 Appeal from Washington County.

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24 Edward Sullivan, Portland, represented petitioners.

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26 Dan R. Olsen, County Counsel, Hillsboro, represented respondent.

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28 Steven L. Pfeiffer, Portland, represented intervenor-respondent.

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30 DAVIES, Board Member; HOLSTUN, Board Chair; BASSHAM, Board Member,
31 participated in the decision.

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33 DISMISSED

12/06/2004

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35 You are entitled to judicial review of this Order. Judicial review is governed by the
36 provisions of ORS 197.850.
37

1 Davies, Board Member

2 Petitioners moves to dismiss this appeal. Accordingly, the appeal is dismissed.

3 Petitioners also request a return of the filing fee and deposit for costs. Petitioners
4 identify no legal theory under which they would be entitled to a refund of their \$175 filing
5 fee, and we are aware of none. That part of petitioners' request is denied. Because no record
6 was filed in this appeal, the Board will return petitioners' \$150 deposit for costs.