

1 BEFORE THE LAND USE BOARD OF APPEALS

2 OF THE STATE OF OREGON

3
4 CATHERINE CHALFANT MILLER,
5 TRUSTEE UNDER THAT CERTAIN
6 DECLARATION OF TRUST DATED
7 MARCH 9, 1967, DESIGNATED
8 MILLER FAMILY TRUST,
9 *Petitioner,*

10
11 vs.

12
13 GRANT COUNTY,
14 *Respondent.*

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16 LUBA No. 2009-104

17
18 FINAL OPINION
19 AND ORDER

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21 Appeal from Grant County.

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23 Daniel L. Cronin, John Day, represented petitioner.

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25 Ronald S. Yockim, Roseburg, represented respondent.

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27 HOLSTUN, Board Chair; BASSHAM, Board Member; RYAN, Board Member,
28 participated in the decision.

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30 DISMISSED

06/15/2010

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

Opinion by Holstun.

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On October 2, 2009, pursuant to OAR 661-010-0021(1), the county withdrew the decision in this appeal for reconsideration. LUBA received the county's decision on reconsideration on May 24, 2010. In a June 2, 2010 letter, petitioner advised LUBA that she would not be filing an amended notice of intent to appeal nor refiling the original notice of intent to appeal. Pursuant to OAR 661-010-0021(5)(e), this appeal is dismissed.