

549.645

LAW REVIEW CITATIONS: 46 OLR 307.

Chapter 555 Reclamation Projects; Sand Control

555.010

NOTES OF DECISIONS

The purpose of the Carey Act was to aid in the reclamation of desert public lands, and the legislature accepted that Act in 1909 c. 226. *Cookinham v. Lewis*, (1911) 58 Or 484, 114 P 88, 115 P 342.

FURTHER CITATIONS: *State v. Des Chutes land Co.*, (1913) 64 Or 167, 129 P 764; *Central Ore. Irr. Co. v. Young*, (1923) 107 Or 39, 213 P 782; *United States v. Ide*, (1921) 277 Fed 373, 380.

ATTY. GEN. OPINIONS: Authority of state to sell land held under the Carey Act, 1924-26, p 75.

555.030

LAW REVIEW CITATIONS: 3 WLJ 303, 311.

555.040

NOTES OF DECISIONS

Suit by state to cancel contract for reclamation of desert lands was removable to federal court. *State v. Three Sisters Irr. Co.*, (1907) 158 Fed. 346.

Provisions of contract for reclamation of desert lands was invalid. *State v. Des Chutes Land Co.*, (1913) 64 Or 167, 129 P 764.

555.060

ATTY. GEN. OPINIONS: Refund of money deposited with desert land board pursuant to this section, 1926-28, p 213, 1932-34, p 324.

555.070

NOTES OF DECISIONS

Bond of contractor afforded protection to state and persons performing services and supplying materials. *American Sur. Co. v. State*, (1924) 299 Fed 357.

LAW REVIEW CITATIONS: 3 WLJ 303, 311.

555.090

CASE CITATIONS: *Skinner v. Jordan Valley Irr. Dist.*, (1931) 137 Or 480, 300 P 499, 3 P2d 534.

555.100

CASE CITATIONS: *American Sur. Co. v. State*, (1924) 299 Fed 357.

555.120

NOTES OF DECISIONS

A settler's right to the use of water is contingent on his contract for the purchase of the land. *Central Ore. Irr. Co. v. Pub. Serv. Comm.*, (1921) 101 Or 442, 196 P 832.

555.130

CASE CITATIONS: *Central Ore. Irr. Co. v. Whited*, (1915) 76 Or 255, 142 P 779, 146 P 815.

ATTY. GEN. OPINIONS: In re requirements with which settlers must comply and authority of State Reclamation Commission to convey land to an entryman under the Carey Act, 1934-36, p 688; qualifications of assigner of entryman, 1948-50, p 370.

555.140

ATTY. GEN. OPINIONS: Authority to issue deed pursuant to statute to heirs of decedent, 1924-26, p 165; when desert lands under Carey Act and in irrigation districts become subject to taxation, 1924-26, p 646; sufficiency of affidavit to show release of claim in property for which application has been made for a deed, 1934-36, p 168; rights of assignees making application for patent to land segregated under Carey Act, effect of abandonment of land, and right of reclamation commission to issue deed to such land after sale under foreclosure of delinquent tax certificate to county, 1934-36, p 811; rule of reclamation commission as affecting execution of deeds to applicants for land in irrigation projects, 1936-38, p 237; authority of reclamation company to transfer water rights in Carey Act project to land outside the project, 1940-42, p 552; conditions to issuance of deed and rights acquired by purchaser, 1940-42, p 573; cancellation of application for failure to submit proof of reclamation, cultivation and settlement, 1942-44, p 79; delivery of a deed to settler on Carey Act lands, or his successor in title as not denied by reason of loss or destruction of certificate of reclamation, if other proof that the applicant is successor of the original settler is submitted, 1942-44, p 360; power of entryman to sell his interest in reclaimed land before he has paid the amount due to the state, 1948-50, p 370.

555.150

ATTY. GEN. OPINIONS: Cancellation of application for failure to submit proof of reclamation, cultivation and settlement, 1942-44, p 79; power of entryman to sell his interest in reclaimed land before he has paid the amount due to the state, 1948-50, p 370.

555.180

NOTES OF DECISIONS

Provisions as to time for applying full amount of water to beneficial use did not apply to Carey Act land. *Re Deschutes River*, (1930) 134 Or 623, 286 P 563, 294 P 1049.

*This section is not limited to the period of time in which water was distributed on the basis of irrigation contracts with Carey Act developers. *Alexander v. Cent. Ore. Irr. Dist.*, 19 Or App 452, 528 P2d 582 (1974).

*The "price per acre as now set by the State Engineer" was, at the time of enactment, \$40 per acre. *Alexander v. Cent. Ore. Irr. Dist.*, 19 Or App 452, 528 P2d 582 (1974).