

## ANNOTATIONS

### 536.210 to 536.560

#### NOTES OF DECISIONS

The sections establishing the Water Resources Board were not intended to supersede the laws governing issuance and priorities of water rights certificates. *Phillips v. Gardner*, (1970) 2 Or App 423, 469 P2d 42.

LAW REVIEW CITATIONS: 45 OLR 284; 47 OLR 49-51.

#### 536.210

ATTY. GEN. OPINIONS: Classifying ground water, 1960-62, p 426.

#### 536.220

CASE CITATIONS: *Phillips v. Gardner*, (1970) 2 Or App 423, 469 P2d 42.

ATTY. GEN. OPINIONS: Facts relevant to water resources study, 1956-58, p 299; classifying ground water, 1960-62, p 426.

LAW REVIEW CITATIONS: 45 OLR 278, 279; 3 WLJ 382; \*21 EL 154 (1991).

#### 536.230

ATTY. GEN. OPINIONS: Validity of law creating board to be appointed by the Governor, 1954-56, p 96.

LAW REVIEW CITATIONS: 45 OLR 279.

#### 536.235

\*LAW REVIEW CITATIONS: 21 EL 13, 133 (1991).

#### 536.240

ATTY. GEN. OPINIONS: Same person serving as member of State Water Resources Board, as manager and secretary of irrigation district and as county judge, 1958-60, p 308.

### 536.300 to 536.340

\*ATTY. GEN. OPINIONS: Authority of the State Water Resources Board to reclassify the waters of the Middle Snake Basin, (1972) Vol 36, p 250; authority of Water Policy Review Board to formulate integrated, coordinated program for water of Upper Klamath River Basin, (1979) Vol 39, p 748; effect of minimum perennial stream flow requirements, (1982) Vol 42, p 312.

#### 536.300

#### NOTES OF DECISIONS

\*Water Resources Commission's failure to adopt coordinated program governing state's water resources under this section does not render invalid Commission's rule establishing basin program when rule is not in conflict with this section, and this section does not make statewide program necessary precursor to local basin program. *Waterwatch of Oregon v. Oregon Water Res. Comm.*, 97 Or App 604, 776 P2d 1307 (1989), Sup Ct review denied.

ATTY. GEN. OPINIONS: Formulation of water resources program, 1956-58, p 299; classifying ground water, 1960-62, p 426.

LAW REVIEW CITATIONS: 45 OLR 279, 282, 285; 3 WLJ 280, 382; \*21 EL 133 (1991).

### 536.310

CASE CITATIONS: *Phillips v. Gardner*, (1970) 2 Or App 423, 469 P2d 42.

ATTY. GEN. OPINIONS: Facts relevant to water resources study, 1956-58, p 299; classifying ground water, 1960-62, p 426.

\*Right to use water for human and livestock consumption although such use results in reducing stream flow below minimum standards, (1973) Vol 36, p 420; Water Policy Review Board's authority to grant city exemption from minimum perennial streamflow for irrigation, (1980) Vol 40, p 202.

LAW REVIEW CITATIONS: 45 OLR 279, 283; 3 WLJ 280, 384, 387; \*21 EL 133 (1991).

### 536.320

CASE CITATIONS: *Phillips v. Gardner*, (1970) 2 Or App 423, 469 P2d 42.

ATTY. GEN. OPINIONS: Same person serving as member of State Water Resources Board, as manager and secretary of irrigation district and as county judge, 1958-60, p 308.

\*Right to use water for human and livestock consumption although such use results in reducing stream flow below minimum standards, (1973) Vol 36, p 420.

### 536.330

CASE CITATIONS: *Phillips v. Gardner*, (1970) 2 Or App 423, 469 P2d 42.

ATTY. GEN. OPINIONS: Classifying ground water, 1960-62, p 426.

### 536.340

ATTY. GEN. OPINIONS: Facts relevant to water resources study, 1956-58, p 299; classifying ground water, 1960-62, p 426.

\*Liability of members of the State Water Resources Board for damages of a party adversely affected by reclassification, (1972) Vol 36, p 250.

### 536.350

ATTY. GEN. OPINIONS: Construing statement of state water resources policy, 1956-58, p 299.

### 536.360

ATTY. GEN. OPINIONS: Construing statement of state water resources policy, 1956-58, p 299; classifying ground water, 1960-62, p 426.

### 536.370

ATTY. GEN. OPINIONS: Construing statement of state water resources policy, 1956-58, p 299; application of Administrative Procedures Act to notice and hearing requirements, 1958-60, p 282; classifying ground water as a restriction to particular uses, 1960-62, p 426.

### 536.380

ATTY. GEN. OPINIONS: Manner and method of water resources study, 1956-58, p 299; application of Administrative Procedures Act to notice and hearing requirements, 1958-60, p 282; classification of ground waters as a restriction to particular uses, 1960-62, p 426.