

Appendix B:

Oregon Revised Statutes

Chapter 92	TENTATIVE AND FINAL APPROVAL OF PLANS; PLATS
3.310	[Amended by 1955 c.715 §2; 1959 c.557 §5; 1961 c.724 §10; 1965 c.510 §8; repealed by 1981 c.215 §8]
6.000	
16.630	[Repealed by 1979 c.284 §199]
27.000	
34.010	Former writ of certiorari as writ of review. The writ heretofore known as the writ of certiorari is known in these statutes as the writ of review.
40.120	No results were found for your search.
40.135	"Relating to adverse possession; creating new provisions; amending ORS 40.135, 96.060 and ..."
41.360	[Amended by 1957 c.679 §1; 1961 c.726 §399; repealed by 1981 c.892 §98]
41.540	[Repealed by 1977 c.479 §1]
86.705	"Definitions for ORS 86.705 to 86.795. As used in ORS 86.705 to 86.795, unless the context requires otherwise:"
86.715	"Trust deed deemed to be mortgage on real property; applicability of mortgage laws. A trust deed is deemed to be a mortgage on real property and is subject to all laws relating to mortgages on real property except to the extent that such laws are inconsistent with the provisions of ORS 86.705 to 86.795, in which event the provisions of ORS 86.705 to 86.795 shall control. For the purpose of applying the mortgage laws, the grantor in a trust deed is deemed the mortgagor and the beneficiary is deemed the mortgagee. [1959 c.625 §21]"
86.795	"Compensation of trustee. The charge of a trustee for the performance of powers and duties of foreclosure by advertisement and sale imposed under ORS 86.705 to 86.795 shall not exceed 50 percent of the compensation allowable to an executor or administrator under ORS 116.173 or a minimum charge of \$100. Such compensation shall be based upon the amount due on the obligation, both principal and interest, at the time of the trustee's sale. [1959 c.625 §19; 1961 c.616 §7; 1965 c.457 §10]"
91.500	[Formerly 91.505; 1979 c.650 §1; 1981 c.647 §1; renumbered 94.004]
91.506	[Formerly 91.525; 1979 c.650 §26; 1981 c.647 §3; renumbered 94.023]
91.509	[Formerly 91.530; 1979 c.650 §2; 1981 c.647 §4; renumbered 94.029]
91.512	[Formerly 91.535; 1979 c.350 §2; 1981 c.697 §7; renumbered 94.036]
91.515	[Formerly 91.540; 1979 c.650 §3; renumbered 94.042]
91.535	[1963 c.541 §17; 1971 c.230 §1; 1973 c.402 §1; 1973 c.803 §1; 1977 c.658 §6; renumbered 91.512]
91.536	[Formerly 91.565; 1979 c.650 §12; renumbered 94.171]
91.561	[Formerly 91.605; renumbered 94.231]
91.563	[Formerly 91.610; 1979 c.650 §14; renumbered 94.243]
91.581	[Formerly 91.640; 1979 c.650 §17; renumbered 94.285]
91.591	[Formerly 91.665; 1979 c.650 §18; renumbered 94.306]
91.990	[1977 c.484 §23; renumbered 94.991]

92.000

92.012 Compliance with ORS 92.010 to 92.190 required. No land may be subdivided or partitioned except in accordance with ORS 92.010 to 92.190. [1973 c.696 §2; 1975 c.643 §24]

92.020 [Repealed by 1955 c.756 §5 (92.025 enacted in lieu of 92.020 and 92.030)]

92.025 Prohibition of sales of lots or certain interests prior to recordation of plat; waiver. (1) No person shall sell any lot in any subdivision or convey any interest in a parcel in any partition until the plat of the subdivision or partition has been acknowledged and recorded with the recording officer of the county in which the lot or parcel is situated.

92.030 [Repealed by 1955 c.756 §5 (92.025 enacted in lieu of 92.020 and 92.030)]

92.040 "Application for approval of subdivision or partition; tentative plan; applicability of local government laws. (1) Before a plat of any subdivision or partition subject to review under ORS 92.044 may be made and recorded, the person proposing the subdivision or partition or authorized agent or representative of the person shall make an application in writing to the county or city having jurisdiction under ORS 92.042 for approval of the proposed subdivision or partition in accordance with procedures established by the applicable ordinance or regulation adopted under ORS 92.044. Each such application shall be accompanied by a tentative plan showing the general design of the proposed subdivision or partition. No plat for any proposed subdivision or partition may be considered for approval by a city or county until the tentative plan for the proposed subdivision or partition has been approved by the city or county. Approval of the tentative plan shall not constitute final acceptance of the plat of the proposed subdivision or partition for recording; however, approval by a city or county of such tentative plan shall be binding upon the city or county for the purposes of the preparation of the subdivision or partition plat, and the city or county may require only such changes in the subdivision or partition plat as are necessary for compliance with the terms of its approval of the tentative plan for the proposed subdivision or partition."

92.044 "Adoption of standards and procedures governing approval of plats and plans; delegation; fees. (1) The governing body of a county or a city shall, by regulation or ordinance, adopt standards and procedures, in addition to those otherwise provided by law, governing, in the area over which the county or the city has jurisdiction under ORS 92.042, the submission and approval of tentative plans and plats of subdivisions, tentative plans and plats of partitions in exclusive farm use zones established under ORS 215.203."

92.050 "Requirements of survey and plat of subdivision and partition. (1) A person shall not submit a plat of a subdivision or partition for record, until all the requirements of ORS 209.250 and the plat requirements of the subdivision or partition have been met."

92.060 "Marking certain points of subdivisions, partitions or condominium plats with monuments; specifications of monuments; monuments placed before recording; adjusted property line survey and monument. (1) The initial point of all plats shall be on the exterior boundary of the plat and shall be marked with a monument, either of concrete, galvanized iron pipe or an iron or steel rod. If concrete is used it shall not be less than 6 inches by 6 inches by 24 inches and shall contain not less than five cubic inches of ferrous material permanently imbedded in the concrete. If galvanized iron pipe is used it shall not be less than three-quarter inch inside diameter and 30 inches long, and if an iron or steel rod is used it shall not be less than five-eighths of an inch in least dimension and 30 inches long. The location of the monument shall be with reference by survey to a section corner, one-quarter corner, one-sixteenth corner, Donation Land Claim corner or to a monumented lot corner or boundary corner of a recorded subdivision, partition or condominium plat. The county surveyor may authorize the setting of another type of monument in circumstances where setting the required monuments is impracticable."

92.070	“Surveyor’s certificates; procedure for recording monumented corners on plat previously recorded; reestablishing certain monuments. (1) Except as otherwise provided in this section, all subdivision or partition plats designating the location of land in any county in the State of Oregon, offered for record, shall include on the face of the plat a surveyor’s certificate together with the seal and signature of the surveyor having surveyed the land represented on the plat, to the effect that the surveyor has correctly surveyed and marked with proper monuments the lands as represented, and has placed a proper monument as provided in ORS 92.060 indicating the initial point of the plat and its location in accordance with ORS 92.060 (1) and accurately describing by metes or bounds, or other description as approved by the county surveyor, the tract of land upon which the lots and blocks or parcels are laid out. If the plat is a partition plat which contains parcels not surveyed, the surveyor’s certificate shall so indicate.”
92.090	“Approval of subdivision plat names; requisites for approval of tentative subdivision or partition plan or plat. (1) Subdivision plat names shall be subject to the approval of the county surveyor or, in the case where there is no county surveyor, the county assessor. No tentative subdivision plan or subdivision plat of a subdivision shall be approved which bears a name similar to or pronounced the same as the name of any other subdivision in the same county, unless the land platted is contiguous to and platted by the same party that platted the subdivision bearing that name or unless the party files and records the consent of the party that platted the contiguous subdivision bearing that name. All subdivision plats must continue the lot numbers and, if used, the block numbers of the subdivision plat of the same name last filed. On or after January 1, 1992, any subdivision submitted for final approval shall not use block numbers or letters unless such subdivision is a continued phase of a previously recorded subdivision, bearing the same name, that has previously used block numbers or letters.”
92.095	“Relating to taxation; creating new provisions; and amending ORS 92.095, 100.110, 307.112, ...”
92.100	
92.150	Construction of donations marked on plat.
92.205	“Relating to judicial review; creating new provisions; amending ORS 19.028, 25.768, 28.020, ...”
92.215	“TENTATIVE AND FINAL APPROVAL OF PLANS; PLATS 92.010 Definitions for ORS 92.010 to 92.190. As used in ORS 92.010 to 92.190, unless the context requires otherwise:”
92.225	“TENTATIVE AND FINAL APPROVAL OF PLANS; PLATS 92.010 Definitions for ORS 92.010 to 92.190. As used in ORS 92.010 to 92.190, unless the context requires otherwise:”
92.234	“Relating to judicial review; creating new provisions; amending ORS 19.028, 25.768, 28.020, ...”
93.000	Conveyancing and Recording
93.030	“Contracts to convey, instruments of conveyance and related memoranda to state consideration. (1) As used in this section, ““consideration”” includes the amount of cash and the amount of any lien, mortgage, contract, indebtedness or other encumbrance existing against the property to which the property remains subject or which the purchaser agrees to pay or assume.”
93.280	“Manner of conveyance to create joint property rights. (1) Any person or persons owning real property which the person or persons have power to convey may convey such property by a conveyance naming the person or persons and another person or persons, or one or more of themselves and another person or other persons, as grantees. The conveyance shall have the same effect as a conveyance from a stranger who owned the property to the persons named as grantees.”
93.310	

93.320	Oregon Coordinate System; zones.
93.330	“Definition. (1) For more precisely defining the Oregon coordinate systems, the following definitions by the National Geodetic Survey of the National Ocean Service are adopted:”
93.340	93.340 [Repealed by 1985 c.202 §7]
93.350	Plane coordinates.
93.360	Coordinates excluded from recordation.
93.370	Description as supplemental.
93.380	“Purchaser or mortgagee not required to rely on description. Nothing contained in ORS 93.320 to 93.370 requires any purchaser or mortgagee to rely on a description, any part of which consists only of coordinates. [Amended by 1985 c.202 §6]”
93.630	“Index to record of deeds, mortgages and other real property interests. The county clerk shall also keep a proper direct index and a proper indirect index to the record of deeds, mortgages and all other real property interests required or permitted by law to be recorded, in which the county clerk shall enter, alphabetically, the name of every party to each instrument recorded by the county clerk, with a reference to where it is recorded. [Amended by 1987 c.586 §22; 1999 c.654 §11]”
93.635	“Acknowledgment and recording of instruments contracting to convey fee title. (1) All instruments contracting to convey fee title to any real property, at a time more than 12 months from the date that the instrument is executed and the parties are bound, shall be acknowledged, in the manner provided for acknowledgment of deeds, by the conveyor of the title to be conveyed. Except for those instruments listed in subsection (2) of this section, all such instruments, or a memorandum thereof, shall be recorded by the conveyor not later than 15 days after the instrument is executed and the parties are bound thereby.”
93.640	“Unrecorded instrument affecting title or unrecorded assignment of sheriff’s certificate of sale void as to subsequent purchaser. (1) Every conveyance, deed, land sale contract, assignment of all or any portion of a seller’s or purchaser’s interest in a land sale contract or other agreement or memorandum thereof affecting the title of real property within this state which is not recorded as provided by law is void as against any subsequent purchaser in good faith and for a valuable consideration of the same real property, or any portion thereof, whose conveyance, deed, land sale contract, assignment of all or any portion of a seller’s or purchaser’s interest in a land sale contract or other agreement or memorandum thereof is first filed for record, and as against the heirs and assigns of such subsequent purchaser. As used in this section, ““every conveyance, deed, land sale contract, assignment of all or any portion of a seller’s or purchaser’s interest in a land sale contract or other agreement or memorandum thereof affecting the title of real property”” includes mortgages, trust deeds, and assignments for security purposes or assignments solely of proceeds, given by purchasers or sellers under land sale contract. As used in this section, ““memorandum”” means an instrument that contains the date of the instrument being memorialized, the names of the parties, a legal description of the real property involved, and the nature of the interest created, which is signed by the person from whom the interest is intended to pass, and acknowledged or proved in the manner provided for the acknowledgment or proof of deeds. A memorandum of an instrument conveying or contracting to convey fee title to any real estate shall state on its face the true and actual consideration paid for such transfer as provided in ORS 93.030.”
93.850	Warranty deed form; effect. (1) Warranty deeds may be in the following form:
93.850	Warranty deed form; effect. (1) Warranty deeds may be in the following form:
93.855	Special warranty deed form; effect. (1) Special warranty deeds may be in the following form:
93.860	Bargain and sale deed form; effect. (1) Bargain and sale deeds may be in the following form:

93.865	Quitclaim deed form; effect. (1) Quitclaim deeds may be in the following form:
93.870	Statutory deed forms optional. The form of deeds set forth in ORS 93.850 to 93.865 are permissive and not mandatory. Other forms of deeds may be used for the conveyance of real property. [1973 c.194 §5]
94.004	[Formerly 91.500; 1983 c.530 §48; 1987 c.459 §1; 1989 c.595 §1; renumbered 100.005 in 1989]
94.005	[Repealed by 1971 c.478 §1]
94.010	[Repealed by 1971 c.478 §1]
94.011	[Formerly 91.503; renumbered 100.010 in 1989]
94.013	[1987 c.459 §6; 1989 c.595 §2; renumbered 100.020 in 1989]
94.015	[Repealed by 1971 c.478 §1]
94.016	[1987 c.459 §39; renumbered 100.025 in 1989]
94.017	[Formerly 91.504; 1987 c.459 §37; 1989 c.595 §3; renumbered 100.185 in 1989]
94.020	[Repealed by 1971 c.478 §1]
94.021	[1987 c.459 §3; 1989 c.595 §4; renumbered 100.150 in 1989]
94.022	[1987 c.459 §4; 1989 c.595 §5; renumbered 100.155 in 1989]
94.023	[Formerly 91.506; 1987 c.459 §7; 1989 c.595 §6; renumbered 100.100 in 1989]
94.025	[Repealed by 1971 c.478 §1]
94.029	[Formerly 91.509; 1983 c.530 §49; 1983 c.615 §1; 1987 c.459 §8; 1989 c.595 §7; renumbered 100.105 in 1989]
94.030	[Repealed by 1971 c.478 §1]
94.035	[Repealed by 1971 c.478 §1]
94.036	[Formerly 91.512; 1983 c.615 §2; 1983 c.740 §7a; 1987 c.459 §9; renumbered 100.110 in 1989]
94.040	[Repealed by 1971 c.478 §1]
94.042	[Formerly 91.515; 1983 c.309 §8; 1985 c.582 §2; 1987 c.459 §10; 1989 c.595 §8; renumbered 100.115 in 1989]
94.045	[Repealed by 1971 c.478 §1]
94.047	[Formerly 91.518; 1983 c.309 §8a; 1987 c.459 §11; 1989 c.595 §9; renumbered 100.120 in 1989]
94.048	[1987 c.459 §3a; renumbered 100.125 in 1989]
94.050	[Repealed by 1971 c.478 §1]
94.055	[Repealed by 1971 c.478 §1]
94.059	[Formerly 91.521; 1983 c.615 §3; 1987 c.459 §12; renumbered 100.135 in 1989]
94.060	[Repealed by 1971 c.478 §1]
94.065	[Repealed by 1971 c.478 §1]
94.066	[1981 c.647 §30; renumbered 100.170 in 1989]
94.070	[Repealed by 1971 c.478 §1]
94.072	[1981 c.647 §33; renumbered 100.175 in 1989]
94.075	[Repealed by 1971 c.478 §1]
94.078	[1981 c.647 §25; 1983 c.206 §1; 1983 c.530 §50; 1987 c.459 §13; 1989 c.595 §10; renumbered 100.200 in 1989]

94.080	[Repealed by 1971 c.478 §1]
94.084	[1981 c.647 §26; 1987 c.459 §14; renumbered 100.205 in 1989]
94.085	[Repealed by 1971 c.478 §1]
94.090	[Repealed by 1971 c.478 §1]
94.091	[1981 c.647 §27; 1983 c.206 §2; 1987 c.459 §15; renumbered 100.210 in 1989]
94.095	[Repealed by 1971 c.478 §1]
94.097	[1981 c.647 §29; 1989 c.595 §11; renumbered 100.220 in 1989]
94.100	[Repealed by 1971 c.478 §1]
94.103	[1981 c.647 §28; 1989 c.595 §12; renumbered 100.225 in 1989]
94.105	[Repealed by 1971 c.478 §1]
94.109	[Formerly 91.523; renumbered 100.300 in 1989]
94.110	[Repealed by 1971 c.478 §1]
94.115	[Repealed by 1971 c.478 §1]
94.116	[Formerly 91.524; renumbered 100.305 in 1989]
94.120	[Repealed by 1971 c.478 §1]
94.122	[Formerly 91.526; 1989 c.595 §13; renumbered 100.310 in 1989]
94.125	[Repealed by 1971 c.478 §1]
94.128	[1981 c.886 §5; 1989 c.595 §14; renumbered 100.315 in 1989]
94.130	[Repealed by 1971 c.478 §1]
94.134	[1981 c.886 §6; 1989 c.595 §15; renumbered 100.320 in 1989]
94.135	[Repealed by 1971 c.478 §1]
94.140	[Repealed by 1971 c.478 §1]
94.145	[Repealed by 1971 c.478 §1]
94.146	[Formerly 91.527; 1989 c.595 §16; renumbered 100.405 in 1989]
94.150	[Repealed by 1971 c.478 §1]
94.152	[Formerly 91.531; 1983 c.615 §4; 1987 c.459 §16; 1989 c.595 §48; renumbered 100.410 in 1989]
94.155	[Repealed by 1971 c.478 §1]
94.158	[Formerly 91.533; 1987 c.459 §17; 1989 c.595 §17; renumbered 100.415 in 1989]
94.160	[Repealed by 1971 c.478 §1]
94.164	[Formerly 91.534; renumbered 100.420 in 1989]
94.165	[Repealed by 1971 c.478 §1]
94.170	[Repealed by 1971 c.478 §1]
94.171	[Formerly 91.536; 1987 c.459 §18; renumbered 100.430 in 1989]
94.175	[Repealed by 1971 c.478 §1]
94.177	[1981 c.647 §32; renumbered 100.435 in 1989]
94.180	[Repealed by 1971 c.478 §1]
94.185	[Formerly 91.539; 1989 c.595 §18; renumbered 100.440 in 1989]

94.190	[Formerly 91.542; renumbered 100.445 in 1989]
94.195	Formerly 91.546; 1983 c.530 §51; 1989 c.595 §19; renumbered 100.450 in 1989]
94.202	[Formerly 91.548; 1989 c.595 §20; renumbered 100.460 in 1989]
94.205	[Repealed by 1971 c.478 §1]
94.208	[Formerly 91.551; 1989 c.595 §21; renumbered 100.475 in 1989]
94.210	[Repealed by 1971 c.478 §1]
94.214	[Formerly 91.554; renumbered 100.480 in 1989]
94.215	[Repealed by 1971 c.478 §1]
94.220	[Repealed by 1971 c.478 §1]
94.221	[Formerly 91.557; renumbered 100.485 in 1989]
94.225	[Repealed by 1971 c.478 §1]
94.230	[Repealed by 1971 c.478 §1]
94.231	[Formerly 91.561; renumbered 100.505 in 1989]
94.235	[Repealed by 1971 c.478 §1]
94.237	[Formerly 91.562; renumbered 100.510 in 1989]
94.240	[Repealed by 1971 c.478 §1]
94.243	[Formerly 91.563; 1983 c.309 §8c; 1983 c.615 §5; renumbered 100.515 in 1989]
94.245	[Repealed by 1971 c.478 §1]
94.250	[1981 c.647 §31; 1983 c.309 §8d; renumbered 100.520 in 1989]
94.255	[Formerly 91.564; renumbered 100.525 in 1989]
94.260	[Formerly 91.566; 1987 c.459 §19; 1989 c.595 §22; renumbered 100.530 in 1989]
94.265	[Formerly 91.569; renumbered 100.535 in 1989]
94.270	[Formerly 91.572; renumbered 100.540 in 1989]
94.275	[Formerly 91.576; renumbered 100.545 in 1989]
94.280	[Formerly 91.578; 1983 c.615 §6; 1989 c.595 §23; renumbered 100.550 in 1989]
94.285	[Formerly 91.581; renumbered 100.555 in 1989]
94.295	[Formerly 91.584; 1989 c.595 §24; renumbered 100.600 in 1989]
94.300	[Formerly 91.587; 1989 c.595 §25; renumbered 100.605 in 1989]
94.305	[Repealed by 1971 c.478 §1]
94.306	[Formerly 91.591; 1989 c.595 §26; renumbered 100.610 in 1989]
94.310	[Repealed by 1971 c.478 §1]
94.312	[Formerly 91.593; 1989 c.595 §27; renumbered 100.615 in 1989]
94.315	[Repealed by 1971 c.478 §1]
94.318	[Formerly 91.596; 1989 c.595 §28; renumbered 100.620 in 1989]
94.320	[Repealed by 1971 c.478 §1]
94.322	[1983 c.615 §8; renumbered 100.625 in 1989]
94.324	[Formerly 91.599; 1985 c.760 §1; repealed by 1987 c.459 §41]

94.325	“[Repealed by 1971 c.478 §1]
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94.330	[Amended by 1969 c.591 §278; repealed by 1971 c.478 §1]
94.331	[Formerly 91.602; 1987 c.459 §20; 1989 c.595 §29; renumbered 100.635 in 1989]
94.333	[1987 c.459 §22; renumbered 100.015 in 1989]
94.335	[Repealed by 1971 c.478 §1]
94.336	[Formerly 91.606; repealed by 1987 c.459 §41]
94.340	[Repealed by 1971 c.478 §1]
94.342	[Formerly 91.608; 1987 c.459 §29; renumbered 100.645 in 1989]
94.345	[Repealed by 1971 c.478 §1]
94.348	[Formerly 91.611; 1987 c.459 §30; renumbered 100.650 in 1989]
94.350	[Repealed by 1971 c.478 §1]
94.351	[1987 c.459 §24; 1989 c.595 §30; renumbered 100.655 in 1989]
94.353	[1987 c.459 §25; renumbered 100.640 in 1989]
94.354	[1987 c.459 §23; renumbered 100.670 in 1989]
94.355	[Repealed by 1971 c.478 §1]
94.356	[1987 c.459 §26; renumbered 100.660 in 1989]
94.357	[1987 c.459 §27; renumbered 100.675 in 1989]
94.358	[1987 c.459 §28; renumbered 100.680 in 1989]
94.359	[Formerly 91.614; 1987 c.459 §31; renumbered 100.700 in 1989]
94.360	[Repealed by 1971 c.478 §1]
94.365	[Repealed by 1971 c.478 §1]
94.366	[Formerly 91.617; repealed by 1987 c.459 §41]
94.370	[Repealed by 1971 c.478 §1]
94.372	[Formerly 91.621; repealed by 1987 c.459 §41]
94.375	[Repealed by 1971 c.478 §1]
94.378	[Formerly 91.623; repealed by 1987 c.459 §41]
94.380	[Repealed by 1971 c.478 §1]
94.384	[Formerly 91.626; 1987 c.459 §32; 1989 c.171 §12; 1989 c.595 §31; renumbered 100.705 in 1989]
94.385	[Repealed by 1971 c.478 §1]
94.390	[Repealed by 1971 c.478 §1]
94.391	[Formerly 91.629; 1987 c.459 §35; renumbered 100.710 in 1989]
94.395	[Repealed by 1971 c.478 §1]
94.400	[Formerly 91.631; renumbered 100.720 in 1989]
94.405	[Repealed by 1971 c.478 §1]
94.406	[Formerly 91.634; renumbered 100.725 in 1989]

94.410	[Repealed by 1971 c.478 §1]
94.412	[Formerly 91.637; 1989 c.595 §47; renumbered 100.730 in 1989]
94.415	[Repealed by 1971 c.478 §1]
94.418	[1981 c.647 §24; renumbered 100.735 in 1989]
94.420	[Repealed by 1971 c.478 §1]
94.424	[Formerly 91.641; 1989 c.595 §32; renumbered 100.740 in 1989]
94.425	[Repealed by 1971 c.478 §1]
94.430	[Repealed by 1971 c.478 §1]
94.431	[Formerly 91.646; 1987 c.459 §36; renumbered 100.745 in 1989]
94.435	[Repealed by 1971 c.478 §1]
94.437	[Formerly 91.649; renumbered 100.750 in 1989]
94.440	[Repealed by 1971 c.478 §1]
94.445	[Repealed by 1971 c.478 §1]
94.448	[Formerly 91.652; renumbered 100.770 in 1989]
94.454	[Formerly 91.656; renumbered 100.775 in 1989]
94.460	[Formerly 91.658; renumbered 100.780 in 1989]
94.465	[Formerly 91.661; 1989 c.595 §33; renumbered 100.785 in 1989]
94.470	[Formerly 91.664; 1983 c.696 §7b; 1989 c.706 §7; renumbered 100.900 in 1989]
94.475	[Formerly 91.667; renumbered 100.905 in 1989]
94.550	"Relating to home businesses in planned communities; amending ORS 94.550, 94.580 and 94.635."
94.665	"Relating to organized communities; creating new provisions; amending ORS 65.369, 94.550, ..."
94.728	"Relating to planned unit development; creating new provisions; and amending ORS 94.550, ..."
94.991	See annotations under ORS 100.005 to 100.910.
98.140	"Notice of sale. Before property shall be sold pursuant to ORS 98.130, at least 60 days' notice of sale shall be given the owner of the property, if the name and residence of the owner are known, either personally or by mail, or by leaving a notice at the residence or place of doing business of the owner, or, if the name and residence of the owner is not known, a notice shall be published containing a description of the property for six weeks successively in a newspaper published in the county where the property was deposited. If there is no newspaper published in that county, then the notice shall be published in a newspaper nearest thereto in the state. The last publication of the notice shall be at least 18 days prior to the time of sale."
183.310	Relating to corrections; amending ORS 183.310 and 183.315.

209.090	"Procuring and filing copies of plats and field notes of United States surveys; copies as evidence. (1) The county court shall procure from the Bureau of Land Management a copy of the field notes and plats of all surveys and resurveys of public lands of townships, sections, Donation Land Claims, mineral claims, homesteads, meander lines or other similar surveys lying within its county. These shall include copies of the official plats and field notes of the survey and shall be filed in the office of the county surveyor. (2) Copies, certified by the county surveyor, of copies of such field notes or plats filed in the office of the county surveyor by the county court shall be prima facie evidence. [Amended by 1979 c.653 §6; 1989 c.394 §9]"
209.250	"Survey by registered land surveyor; requirements for map, narrative or report of survey; effect of noncompliance."
221.750	"Relating to adverse possession; creating new provisions; amending ORS 40.135, 96.060 and ...Adverse possession of county lands. The rights of any county to public lands are not extinguished by adverse possession. No title or property rights to public lands shall be acquired against the county through operation of a statute of limitations. [1981 c.153 §51]"
229.000	
271.140	"Title to vacated areas. The title to the street or other public area vacated shall attach to the lands bordering on such area in equal portions; except that where the area has been originally dedicated by different persons and the fee title to such area has not been otherwise disposed of, original boundary lines shall be adhered to and the street area which lies on each side of such boundary line shall attach to the abutting property on such side. If a public square is vacated the title thereto shall vest in the city. [Amended by 1981 c.153 §58]"
271.150	"Vacation records to be filed; costs. A certified copy of the ordinance vacating any street or plat area and any map, plat or other record in regard thereto which may be required or provided for by law, shall be filed for record with the county clerk. The petitioner for such vacation shall bear the recording cost and the cost of preparing and filing the certified copy of the ordinance and map. A certified copy of any such ordinance shall be filed with the county assessor and county surveyor."
271.750	No results were found for your search.
272.015	"Relating to acquisition of land by United States; amending ORS 272.015, 272.020, 272.040, ..."
272.036	Power of United States to acquire title for public improvements by eminent domain. Whenever it is necessary for the United States to acquire title to real property ...
272.102	
273.265	"Relating to duties of Division of State Lands; amending ORS 183.457, 196.600, 196.610, ..."
273.751	"Relating to management of state-owned lands; amending ORS 273.751, 273.755, 273.761, ..."
273.850	State title to certain lands and improvements transferred to Clatsop County; lands not subject to board jurisdiction.
273.855	"OREGON LAWS 1969 Chap. Sec. ORS Chap. Sec. ORS Chap. Sec. ORS Chap. Sec. ORS 2.. 481.970 8.. 414.047 31.. 240.055 Oregon Laws 1969 35.. 1, 2 .. Appn 9.. 418.110 32.. 240.060 1.. 1 .. Appn 3.. Temp 10.. 418.115 33,33a ..."

273.860	<p>“Filing fee; use of fees; additional fee to cover costs of investigation. Each applicant under ORS 273.865 (1) shall pay, at the time of filing an application, a fee of \$25. Moneys received under this section shall be deposited with the county treasurer and be available for payment of the expenses of the Board of County Commissioners of Clatsop County in carrying out ORS 273.855 (3), (4) and (5) and 273.860 to 273.880. In addition to such fee, if the county board determines that an investigation under ORS 273.865 (2) is necessary, it may require the applicant, prior to execution of any deed under ORS 273.855 (1), to pay an additional fee sufficient to pay the costs incurred by the county board in excess of \$25 in carrying out its duties with respect to that application under ORS 273.855 (3), (4) and (5) and 273.860 to 273.880. [1969 c.495 §7]”</p>
273.865	<p>“OREGON LAWS 1969 Chap. Sec. ORS Chap. Sec. ORS Chap. Sec. ORS Chap. Sec. ORS 2.. 481.970 8.. 414.047 31.. 240.055 Oregon Laws 1969 35.. 1, 2 .. Appn 9.. 418.110 32.. 240.060 1.. 1 .. Appn 3.. Temp 10.. 418.115 33,33a ...”</p>
273.870	<p>“Notice of deed application; protest; hearing; dual applications. (1) The Board of County Commissioners of Clatsop County shall give public notice of each application received by it under ORS 273.865 (1), prior to its consideration thereof, by advertisement not less than once each week for four successive weeks in a newspaper of general circulation in Clatsop County. Such notice need not describe the lands applied for in legal terms, but by the use of common descriptions or maps shall be designed to identify the lands in a manner intelligible to the layman. Each notice shall indicate that a protest against the execution of the deed applied for may be filed, in a manner prescribed by the county board, with the county board not later than the 60th day after the fourth publication of the notice, or within such further time as the county board authorizes on a showing of good cause. Not later than the fifth day after the first publication of the notice, the county board shall send written notice of the application to the Division of State Lands.(2) If no protest is received within the time provided for in subsection (1) of this section, and if the county board thereafter determines that the application conforms to the requirements of ORS 273.865 (1), the county board shall execute and deliver to the applicant a deed in accordance with ORS 273.855 (1). (3) If protest is received within the time provided for in subsection (1) of this section, the county board shall cause a hearing to be held with respect to the protest, in a manner prescribed by its rules, prior to the making of its findings with respect to an application. (4) If two or more applications are filed with respect to the same lands, the county board shall cause a hearing to be held at which all such applicants may appear or be represented. [1969 c.495 §8]”</p>
273.875	<p>“OREGON LAWS 1969 Chap. Sec. ORS Chap. Sec. ORS Chap. Sec. ORS Chap. Sec. ORS 2.. 481.970 8.. 414.047 31.. 240.055 Oregon Laws 1969 35.. 1, 2 .. Appn 9.. 418.110 32.. 240.060 1.. 1 .. Appn 3.. Temp 10.. 418.115 33,33a ...”</p>
273.880	<p>“Relating to judgments; creating new provisions; amending ORS 1.010, 1.655, 3.070, 3.260, ...”</p>
273.885	<p>“OREGON LAWS 1969 Chap. Sec. ORS Chap. Sec. ORS Chap. Sec. ORS Chap. Sec. ORS 2.. 481.970 8.. 414.047 31.. 240.055 Oregon Laws 1969 35.. 1, 2 .. Appn 9.. 418.110 32.. 240.060 1.. 1 .. Appn 3.. Temp 10.. 418.115 33,33a ...”</p>
273.890	<p>“Application of ORS 273.850 to 273.890 to certain lands; tax refunds prohibited. (1) Nothing in ORS 273.850 to 273.890 affects controversies among persons and governmental entities asserting proprietary rights, title and interests with respect to lands described in ORS 273.850 (1). (2) No ad valorem taxes paid or owing with respect to lands described in ORS 273.850 (1) shall be refunded or canceled on the ground that the State of Oregon may have been the legal owner of such lands before January 1, 1970. [1969 c.495 §§2,3]”</p>

273.890	“Application of ORS 273.850 to 273.890 to certain lands; tax refunds prohibited. (1) Nothing in ORS 273.850 to 273.890 affects controversies among persons and governmental entities asserting proprietary rights, title and interests with respect to lands described in ORS 273.850 (1). (2) No ad valorem taxes paid or owing with respect to lands described in ORS 273.850 (1) shall be refunded or canceled on the ground that the State of Oregon may have been the legal owner of such lands before January 1, 1970. [1969 c.495 §§2,3]”
273.900	“Confirmation of title to tide lands and tide flats. The titles to all tide lands within this state, and all tide flats not adjacent to the shore in the waters of the state, which have been heretofore sold to purchasers by the State of Oregon, where the purchaser has, in good faith, actually paid to the state the purchase price, and the same has been received by the state, and the purchaser has not purchased from the state to exceed 320 acres of that character or class of land, are hereby confirmed to all such purchasers and grantees of the state, their heirs, successors or assigns, when such tide lands have not been fraudulently obtained, and without reference to the amount of any other character of lands purchased by such purchaser theretofore from the state. [Formerly 274.050]”
273.902	“Appointment, partisan political office, political Local Government Boundary Commissions, affiliation, 236.100, 236.225 members, 190.440 Bar Association, Oregon State”
273.903	“Title of certain swamp lands not to be questioned by division; prohibition against sale of certain swamp lands. The Division of State Lands shall not call in question the title of any person to any swamp lands which the person may not have acquired by full and complete compliance with the preemption or homestead laws of the United States, nor shall the division sell to anyone any unsurveyed swamp lands, or swamp lands on which any settler shall have made and perfected bona fide legal entry under the laws of the United States. “Swamp lands,” as used in this section, means lands classified as swamp lands pursuant to ORS 273.251. [Formerly 274.130]”
273.905	“Confirmation of state land deeds prior to 1891. All deeds prior to February 20, 1891, to state, school, and university lands, the purchase price of which was paid to the board of commissioners for the sale of school and university lands and for the investment of the fund arising therefrom, hereby are confirmed to the grantees of the state, or to their lawful heirs or assigns, together with all rights, title or interest which the state might or could have in any of the said lands. This section shall not apply to or confirm the title to any lands which were procured by false swearing or by fraudulent representations. [Formerly 273.280]”
273.910	“Confirmation of title to state lands purchased before 1918. In all cases prior to May 21, 1917, where state deeds were issued to lands claimed by this state under the laws of the United States, the legal title to which had not yet vested in the state at the date of such deeds, the after-acquired title of this state in or to such lands shall be deemed vested in such purchasers who purchased such lands in good faith, and their heirs and assigns, from the time such legal title passed or may pass out of the United States. Nothing in this section shall prevent the State of Oregon from proceeding at any time to set aside on the ground of fraud any deed made by the state, nor shall anything contained in this section be deemed to prejudice the rights of any person claiming title to any public land adversely to the State of Oregon or to the United States. [Formerly 273.270]”
273.915	Release of claims under pre-1947 deeds reserving right of way.
274.010	[Amended by 1961 c.619 §41; renumbered 274.885]
274.015	Determination of ordinary high and low water.
274.031	[Formerly 274.034; 1981 c.219 §2; repealed by 1983 c.566 §1]
274.036	Status of channel of Willamette River; approval of dam; state not obligated to maintain river location.
274.040	Sale or lease of submersible lands; easements.

274.050	[Renumbered 273.900]
274.210	Authority of division to contract for drainage and reclamation of certain lands.
274.430	“274.430 State ownership of meandered lakes; status as navigable and public waters. (1) All meandered lakes are declared to be navigable and public waters. The waters thereof are declared to be of public character. The title to the submersible and submerged lands of such meandered lakes, which are not included in the valid terms of a grant or conveyance from the State of Oregon, is vested in the State of Oregon. (2) ORS 274.430 to 274.450 shall not apply to any nonnavigable lakes lying within the boundaries of any duly organized and incorporated drainage district which was in existence on January 1, 1921. (3) Nothing in this section impairs the title of any upland or riparian owner to or any vested rights in land which was added prior to May 25, 1921, by natural accretion or reliction to the lands of such upland owner. [Amended by 1967 c.421 §132]”
274.430	State ownership of meandered lakes; status as navigable and public waters.
274.440	Acquisition of future rights to meandered lakes denied; extension of riparian ownership; lands overflowed by high water.
274.450	“Acquisition of riparian rights by division. The Division of State Lands may acquire by purchase, gift, condemnation or otherwise, any riparian rights which may, by any court of competent jurisdiction, be held to be owned by or vested in any upland or riparian owner on any meandered lakes, and may institute such suits or actions as may be necessary in such condemnation proceedings. [Amended by 1967 c.421 §134]”
274.460	“Settler’s and riparian owner’s preferential right to purchase land within meander lines. All persons qualified to become entrymen and to secure land patents under the homestead laws of the United States and who prior to January 1, 1921, in good faith settled upon lands within the meander lines of lakes returned as navigable by the United States surveys and who, on January 1, 1921, by reason of settlement, cultivation and improvements on any such lands would be entitled to patent from the United States if such lands were open or subject to homestead entry are given a preference right to purchase from the State of Oregon such lands so settled upon by them, not exceeding 160 acres for any one person, upon such terms and at such prices and within such times as shall be fixed by the Division of State Lands. However, owners of the upland bordering upon such ordinary high water mark have a preference right to purchase, at the best price bid, state lands described in ORS 274.430 and riparian to their lands, and not exceeding 160 acres, in addition to the lands granted them by ORS 274.430 and 274.440. [Amended by 1967 c.421 §135]”
274.470	“Settler’s right to deed to land within meander lines; preferential right to additional land; tacking by successive settlers. (1) Any person who in good faith settled upon lands within the meander lines of any meandered lake and who, on January 1, 1921, actually resided thereon, who maintained residence thereon for at least five years immediately prior to such date, and who complied with the requirements of settlement, residence, cultivation and improvement, specified for homestead entrymen under the homestead laws of the United States, and which would be sufficient to acquire title by patent if such lands were subject to homestead entry by qualified entrymen, upon proof of such facts to the satisfaction of the Division of State Lands: (a) Is entitled to a deed from the state, conveying and granting such lands not exceeding 160 acres without cost; and (b) Has a preferential right to purchase from the State of Oregon 160 acres of additional lands, chiefly valuable for agricultural purposes. (2) Any person who did not reside on any lands described in subsection (1) of this section for five years immediately prior to January 1, 1921, but who purchased the improvement or possessory rights or claims of a prior occupant, and whose residence and possession when tacked to that of such prior occupant extended for a period of not less than five years immediately prior to such date, shall have a preferential right to purchase such lands, not exceeding 160 acres, the price of which shall be fixed without reference to the value of the improvements thereon. [Amended by 1967 c.421 §136]”
274.480	Rights of riparian owners on Malheur and Mud Lakes.

274.480	Rights of riparian owners on Malheur and Mud Lakes.
274.480	“Rights of riparian owners on Malheur and Mud Lakes. The owners of lands riparian to Malheur and Mud Lakes, in Harney County, Oregon, shall be granted title to so much of the lands within the meander lines of such lakes as is required to fill out the least fractional subdivision or subdivisions of any section owned by such upland owners, and which is rendered fractional by the meander line of such lakes, in addition to the rights recognized by ORS 274.430 to 274.460 to any natural accretion or reliction added to the lands of such upland owners prior to May 24, 1923. Owners of any upland bordering upon such meander lines shall have a preferential right to purchase, in addition, 160 acres of such state lands, chiefly valuable for agricultural purposes. [Amended by 1967 c.421 §137]”
274.520	Acceptance of deed to lake bed lands as precluding any other claim.
274.520	“Acceptance of deed to lake bed lands as precluding any other claim. Any person who elects to take any deed from the State of Oregon under ORS 274.430 to 274.520 to any lands within the meander lines of a lake takes the same in lieu of any claim to any other lands within the meander line of such lake in which such deeded lands lie, and shall not thereafter maintain in any court any claim to any lands inside the meander line of such lake other than to the lands conveyed to such person by deed from the state under ORS 274.430 to 274.520 or which such person acquires in good faith from a grantee or purchaser from the State of Oregon under such statutes. [Amended by 1967 c.421 §141]”
274.530	Lease or license of stream beds for removal of material; measurement of volume removed.
274.615	“[1961 c.703 §§1,13; 1967 c.421 §151; 1987 c.300 §2; repealed by 1991 c.217 §6]”
274.705	Definitions for ORS 274.705 to 274.860.
274.710	“Jurisdiction of division over tidal submerged lands; easements; leases for oil, gas and sulphur.”
274.885	Lease of kelp fields.
274.915	Division to lease or dispose of new lands; method.
274.920	Creation of new lands upon submersible or submerged lands.
274.925	Right of public riparian owner to purchase new lands; price determination.
274.935	“Ownership, by nonpublic owner of submersible or submerged lands, of new lands created thereon.”
305.100	Rulemaking; forms. The Department of Revenue shall:
307.010	“Definition of ““real property”” and ““land.”””
307.030	Property subject to assessment generally.
307.080	Mining claims.
307.200	Public ways.
307.200	Public ways.
307.450	Certain beach lands.
307.450	Certain beach lands.
307.450	Certain beach lands.
308.115	“Minerals, coal, oil, gas or other severable interests owned separately from realty not subject to tax; exception for actively mined interests; separately owned improvements separately assessed.”
308.125	Undivided interest; assessment; ownership of less than one forty-eighth interest.

308.225	"Boundary change or proposed boundary change; procedure. (1) In preparing the assessment roll in any year, a county assessor shall disregard changes or proposed changes described in subsections (3), (4) and (5) of this section in the boundary lines of any taxing district levying ad valorem property taxes if the description and map showing changes or proposed changes are not filed in final approved form, in accordance with and at the time required by subsection (2) of this section."
308.240	"Description of land; assessment to ""unknown owners""; mistake or omission in owner's name; error in description of property. (1) Real property may be described by giving the subdivision according to the United States survey when coincident with the boundaries thereof, or by lots, blocks and addition names, or by giving the boundaries thereof by metes and bounds, or by reference to the book and page of any public record of the county where the description may be found, or in such other manner as to cause the description to be capable of being made certain. Initial letters, abbreviations, figures, fractions and exponents, to designate the township, range, section or part of a section, or the number of any lot or block or part thereof, or any distance, course, bearing or direction, may be employed in any such description of real property."
308.245	Maps; taxpayers' index.
311.280	"Payment of taxes on part of property assessed as one parcel; division; when division not allowed; division between manufactured structure and parcel. (1) Any person desiring to pay taxes on any part of any real estate assessed as one parcel or tract may do so by applying to the county assessor or deputy county assessor. The county assessor shall determine the relative or proportionate value such part bears to the value of the whole tract assessed, and shall file a statement thereof with the tax collector, on which basis the assessment shall be divided and taxes shall be collected accordingly."
336.290	[Repealed by 1963 c.544 §52]
365.550	
366.005	"Definitions. As used in this chapter and in ORS chapter 367, unless the context requires otherwise:"
366.155	"Duties and powers of department regarding highways. (1) The Department of Transportation shall, among other things:"
366.215	"Creation of state highways. The Oregon Transportation Commission may select, establish, adopt, lay out, locate, alter, relocate, change and realign primary and secondary state highways. [Amended 1977 c.312 §2]"
366.295	"Relocation of highways. The Oregon Transportation Commission may make such changes in the location of highways designated and adopted by the commission, as in the judgment and discretion of the commission will result in better alignment, more advantageous and economical highway operation and maintenance, or as will contribute to and afford a more serviceable system of state highways than is possible under the present location. [Amended by 1977 c.312 §1]"
366.300	Treatment of sections eliminated when highway relocated.
366.320	"Acquisition of rights of way and right of access. (1) The Department of Transportation may acquire rights of way deemed necessary for all primary and secondary state highways, both within and without the corporate limits of cities and towns, except that such rights of way within the corporate limits of cities and towns may be acquired at the sole expense of the state, at the expense of the city or town or at the expense of the city or town and the state, as may be mutually agreed upon."

366.322	<p>“Studies to aid in relocating persons displaced by highway acquisition. When plans of the Department of Transportation projected for one year involve acquisition of properties in any city which will require removal of 25 or more dwelling units, businesses or institutions, the Department of Transportation shall make a study of the persons residing on or maintaining businesses or institutions on property scheduled for highway acquisition. Such studies shall be kept current until the premises required for highway acquisition are vacated. The department shall obtain such other information as it finds appropriate to aid in the relocation of persons displaced by the highway acquisition, and may extend its studies beyond city boundaries when the highway acquisition will involve dwellings, businesses or institutions within three miles of a city boundary. Such information shall be made available to the persons displaced and to other persons who may provide or assist in providing new locations. This section shall apply whether the highway acquisitions will be paid for in whole or in part from state funds either directly or by reimbursement. The Department of Transportation may contract with any governmental subdivision or agency, or with private concerns to make and maintain such studies, or may employ necessary assistants therefor. [1959 c.648 §1; 1963 c.187 §1]”</p>
366.332	<p>Definitions for ORS 366.332 and 366.333. As used in ORS 366.332 and 366.333:</p>
366.360	<p>“Taking fee simple. In all cases where title to real property is acquired by the Department of Transportation either by donation, agreement or exercise of the power of eminent domain, a title in fee simple may be taken.”</p>
368.000	
368.001	<p>Definitions. As used in this chapter:</p>
368.016	<p>“County authority over roads; limitations. (1) Except as provided in this section or as otherwise specifically provided by law, the exercise of governmental powers relating to a road within a county is a matter of county concern.”</p>
368.026	<p>Withdrawal of county road status; report; notice; hearing. (1) A county governing body shall use the following procedure to withdraw county road status from a portion of a county road that is outside a city:</p>
368.031	<p>County jurisdiction over local access roads. A local access road that is outside a city is subject to the exercise of jurisdiction by a county governing body in the same manner as a county road except as follows:</p>
368.036	<p>“Standards for county roads and road work. (1) County roads and work performed on county roads shall comply with specifications and standards, including standards for width, adopted by the county governing body. If the county governing body does not have specifications for work performed on county roads, the work shall comply with standards and specifications adopted by the Department of Transportation.”</p>
368.041	<p>“Widths of county roads; maintenance of designated roads as county roads. (1) Unless otherwise provided under ORS 368.036, a public road that is designated as a county road after August 2, 1951, shall be 50 feet or any greater width the county governing body establishes. The proposed width shall be stated in all petitions or notices that initiate consideration of the designation of a road as a county road. The width established for a road shall be stated in orders or resolutions accepting the road as a county road under ORS 368.016.”</p>
368.073	<p>Initiation of proceedings to acquire property for road purposes. A county governing body may initiate proceedings to acquire title or a lesser interest in real property for public road purposes:</p>
368.081	<p>Requirements for petition to initiate road proceedings. (1) A petition to initiate proceedings under ORS 368.073 must contain all of the following:</p>

368.091	Owners' rights to terminate road proceedings. (1) A county governing body shall discontinue any proceedings to acquire real property for public road purposes that are initiated by a petition described ORS 368.081 at any time before acquisition of the property if a majority of the owners of property that would abut the proposed road file objections to establishing the road with the county governing body.
368.096	"Alternative methods to acquire property for roads. (1) If proceedings to acquire real property for public road purposes have been initiated under ORS 368.073, a county governing body may acquire the property by any of the following methods:"
368.106	"Records and survey of property acquired for road. If a county governing body acquires an interest in real property for public road purposes, the county governing body shall cause:"
368.116	"Acquisition of railroad right of way. (1) Whenever in the location, relocation, construction or betterment of a public road, a county governing body determines that it is necessary to locate, relocate or construct the public road, or any part thereof, upon the right of way of a railroad company, the county may negotiate and agree with the railroad company for the right to use or occupy the right of way, or any portion necessary for public road purposes."
368.126	"Order establishing new road along existing road to identify parts of existing road to be vacated. When a county governing body establishes a new public road following the general alignment of an existing public road, the final order or resolution shall identify all parts of any existing road that are to be vacated. Vacation of those parts described is effective without any other proceedings. A road so vacated shall not be closed to public use until the road laid out to replace it is actually opened to travel. [Formerly 368.540]"
368.131	Right of way over United States public lands. The county governing body may by resolution accept the grant of rights of way for the construction of public roads over public lands of the United States. This section does not invalidate the acceptance of such grant by general public use and enjoyment. [Formerly 368.555]
368.161	"Use of road viewers to establish road. (1) When proceedings have been initiated under ORS 368.073 to acquire real property for public road purposes, the county governing body may establish a board of road viewers and acquire property for the proposed road in the manner described in ORS 368.161 to 368.171."
368.171	"Order, costs and damages under proceeding with road viewers. (1) After completion of proceedings under ORS 368.161 to 368.171 and consideration of matters and issues presented during the proceedings, the county governing body shall determine whether a public need exists for the public road and shall enter an order or resolution granting or denying the property acquisition. If the county governing body enters the order or resolution establishing a public road, the order or resolution shall:"
368.201	Basis for legalization of road. A county governing body may initiate proceedings to legalize a county road under ORS 368.201 to 368.221 if any of the following conditions exist:
368.205	[Amended by 1975 c.774 §1; 1977 c.338 §1; repealed by 1981 c.153 §79]
368.206	Proceedings for legalization of roads; report; notice.
368.216	
368.221	
368.221	Compensation for property affected by road legalization.

368.366	<p>“Ownership of vacated property. (1) When a county governing body vacates public property under ORS 368.326 to 368.366, the vacated property shall vest as follows: (a) If the county holds title to the property in fee, the property shall vest in the county. (b) If the property vacated is a public square the property shall vest in the county. (c) Unless otherwise described in paragraph (a) or (b) of this subsection, the vacated property shall vest in the rightful owner holding title according to law. (d) Except as otherwise provided in this subsection, the vacated property shall vest in the owner of the land abutting the vacated property by extension of the person’s abutting property boundaries to the center of the vacated property. 2) Notwithstanding subsection (1) of this section, a county governing body may determine the vesting of property vacated under ORS 368.326 to 368.366 in the order or resolution that vacates the property. [1981 c.153 §42]”</p>
368.405	[Repealed by 1981 c.153 §79]
368.415	[Amended by 1953 c.229 §2; 1971 c.427 §1; 1981 c.153 §66; renumbered 368.041]
368.415	[Amended by 1953 c.229 §2; 1971 c.427 §1; 1981 c.153 §66; renumbered 368.041]
368.430	[Repealed by 1981 c.153 §79]
368.435	[Repealed by 1981 c.153 §79]
368.440	[Repealed by 1981 c.153 §79]
368.445	[Repealed by 1981 c.153 §79]
368.450	[Repealed by 1981 c.153 §79]
368.455	[Repealed by 1981 c.153 §79]
368.460	[Repealed by 1981 c.153 §79]
368.465	[Repealed by 1981 c.153 §79]
368.470	[Repealed by 1981 c.153 §79]
368.480	[Repealed by 1981 c.153 §79]
368.535	[Repealed by 1981 c.153 §79]
373.010	<p>“Routing and marking state highways through cities. Whenever the route of any state highway passes through the corporate limits of any city of this state, the Department of Transportation:”</p>
373.020	<p>“Jurisdiction over streets taken over for state highway routing through cities; effect on public utility duties. (1) Complete jurisdiction and control of streets taken over by the Department of Transportation as provided in ORS chapter 366 and ORS 105.760, 373.010, 373.015, 373.030 and this section, is vested in the department and extends from curb to curb, or, if there is no regular established curb, then such control extends over such portion of the right of way as may be utilized by the department for highway purposes. Responsibility for and jurisdiction over all other portions of the street or road remains in the city.”</p>
374.025	<p>“Change from throughway to highway. Any state highway or section thereof which has been located, established, designated and constructed as a throughway may, in whole or in part, be changed from a throughway to an ordinary highway by the Department of Transportation if in its judgment such action will best serve public needs.”</p>

374.035	<p>“Acquisition of real property; effect of resolution. (1) The Department of Transportation may, in the name of the state, acquire by agreement, donation or exercise of the power of eminent domain, fee title to or any interest in any real property, including easements of air, view, light and access, which in the opinion or judgment of the department is deemed necessary for the construction of any throughway, the establishment of any section of an existing state road or highway as a throughway or the construction of a service road. The department may accomplish such acquisition in the same manner and by the same procedure as real property is acquired for state highway purposes, except that in case the acquisition is by proceedings in eminent domain the resolution required under such procedure shall specify, in addition to other provisions and requirements of law, that the real property is required and is being appropriated for the purpose of establishing, constructing and maintaining a throughway.”</p>
374.040	<p>“Acquisition of land not immediately needed. Whenever it becomes necessary to acquire any real property for use in connection with the location, relocation, construction, reconstruction, improvement and maintenance of any throughway or section thereof or for a service road, the Department of Transportation may, in its discretion, acquire an entire lot, block or tract of land if by so doing the interests of the owner and the state will be best served, even though the entire tract is not immediately needed for the highway proper. This provision and authority shall apply to and be effective whether the real property is acquired by purchase, agreement or exercise of the power of eminent domain.”</p>
374.075	<p>“Cooperation of municipal and county authorities with Department of Transportation. The municipal authorities of cities and the county court or board of county commissioners of any county may do anything or all things necessary to cooperate with the Department of Transportation for laying out, acquiring and constructing any section or portion of any street or highway within their respective jurisdiction as a throughway and to convert any existing street or highway into a throughway.”</p>
374.405	<p>“Access rights of property abutting on state highways. No rights in or to any state highway, including what is known as right of access, shall accrue to any real property abutting upon any portion of any state highway constructed, relocated or reconstructed after May 12, 1951, upon right of way, no part of the width of which was acquired prior to May 12, 1951, for public use as a highway, by reason of the real property abutting upon the state highway.”</p>
374.410	<p>“Department of Transportation to prescribe access rights of abutting property. In connection with any acquisition of real property for right of way of any state highway, the Department of Transportation shall prescribe and define the location, width, nature and extent of any right of access that may be permitted by the department to pertain to real property described in ORS 374.405.”</p>
384.105	<p>“Department of Transportation to acquire and operate or license ferries. Whenever the Department of Transportation finds and determines that the operation of a ferry across any stream, river, bay, arm of the ocean or other body of water is necessary and convenient in connection with the use of any state highway, the department may acquire, construct, establish, maintain and operate the ferry. The department may operate the ferry under a contract, or with its own employees or under a license or permit granted by the department, the license or permit to contain such conditions, requirements, terms and provisions as to the department seem best. The maintenance or operation of any such ferry is subject, however, to the federal laws and requirements governing navigation.”</p>
384.110	<p>“Ferry approaches and other appurtenances. The Department of Transportation may itself, or under a cooperative agreement with any county, construct the necessary approaches, ramps, docks, wharves, ferry slips or other such appurtenances as are necessary for the maintenance and operation of a ferry mentioned in ORS 384.105, or the department may require the construction of such approaches, ramps, docks, wharves, ferry slips and other necessary approaches by the licensee in the event that the ferry is operated under a license or permit.”</p>

384.115	<p>“Cooperation between Department of Transportation and counties as to ferries. In the acquisition, establishment, construction or operation of a ferry mentioned in ORS 384.105, the Department of Transportation and the county court of any county within which is located any stream, river, bay, arm of the ocean or other body of water over which it is contemplated and found necessary to operate ferries, may enter into a cooperative agreement for the acquisition, construction, operation or maintenance of the ferry upon such terms and conditions as the county court and the department agree. When the ferry is operated under a cooperative agreement between the county court and the department, the cost and expense incident to the acquisition, construction, operation or maintenance of the ferry shall be apportioned between the county and the state in such manner and amount as is agreed upon.”</p>
384.120	<p>“Discretion as to ferry operation with county and charging tolls. It is discretionary with the Department of Transportation whether a ferry mentioned in ORS 384.105 be operated by the state. If operated by the state and the county under a cooperative agreement, it is discretionary with the Department of Transportation and the county court whether the ferry be operated as a free public ferry or as a charge or toll ferry.”</p>
384.125	<p>“Funds from which ferry expense paid. When a ferry mentioned in ORS 384.105 is acquired, constructed, operated and maintained by the Department of Transportation alone, the entire cost and expense may be paid out of the State Highway Fund. If the ferry has been acquired, constructed and is being operated and maintained under a cooperative agreement between the state and a county, the proportion of the cost and expense to be borne by the state, as agreed upon, shall be paid out of the State Highway Fund and the proportion to be paid by the county shall be paid out of county road funds.”</p>
384.130	<p>“Fixing ferriage rates. (1) The Department of Transportation may fix, alter and establish from time to time the rate of ferriage to be levied and collected, and may, in its judgment, whenever circumstances warrant and require, alter or change any such rate. (2) Whenever the Department of Transportation grants a license to keep and operate a ferry across any stream, river, bay, arm of the ocean or other body of water, the department shall establish the rates of ferriage which may be lawfully demanded for the transportation of persons and property across the body of water, having due regard to the width, situation and location of the body of water and the damages and difficulties incident to the operation of the ferry.</p>
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384.135	<p>“Posting ferriage rates. Every person licensed to keep and operate a ferry as provided in ORS 384.105 shall post in some conspicuous place near the ferry landing a written or printed list of the rates of ferriage which are chargeable under the orders of the Department of Transportation. The list of rates shall at all times be written or printed in a plain, legible manner and posted so near the place where persons pass across the ferry that it may be readily read.”</p>
384.140	<p>“Bond or letter of credit of ferry licensee. Persons licensed by the Department of Transportation to maintain and operate a ferry under ORS 384.105 to 384.150 shall be required to furnish a bond or an irrevocable letter of credit issued by an insured institution as defined in ORS 706.008 in such amount as the department requires. The bond or letter of credit shall be conditioned upon the faithful compliance with and performance of all the conditions, requirements and provisions contained in the license, and shall be in such form as the department may prescribe. The bond or letter of credit shall be made payable to the state. [Amended by 1991 c.331 §61; 1997 c.631 §469]”</p>

384.145	<p>“Revocation of ferry licenses. (1) If any keeper or operator of a ferry at any time demands and receives more than the amount designated for ferrying or fails to keep or perform the conditions of the license or contract, the Department of Transportation may revoke the license or permit and may require the keeper or operator to discontinue further operation of the ferry. (2) If at any time the keeper of a ferry mentioned in ORS 384.105 neglects or refuses to post and keep up the list of the rates of ferriage mentioned in ORS 384.135, the Department of Transportation may cancel and revoke the license.</p>
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384.205	[Repealed by 1981 c.126 §6]
384.210	[Repealed by 1981 c.126 §6 and 1981 c.153 §79]
384.305	<p>“Operation of interstate ferries by Department of Transportation, counties, cities, towns or ports. The state acting by and through the Department of Transportation, and any county, city, town or port of the State of Oregon adjoining or bordering on any interstate river or stream of water, is each and every one authorized to: (1) Establish, maintain and operate ferry service in and to any adjoining state, and for such purpose may acquire by gift, purchase, lease, contract, agreement, condemnation or otherwise, real, personal and mixed property, rights, rights of way, approaches, licenses, privileges and easements, equipment and facilities in the State of Oregon or any adjoining state, necessary or convenient for the proper construction, maintenance and operation of any such ferry service or services; or (2) Contract with others for the purpose of operating and maintaining such ferry service.”</p>
384.310	<p>“Independent or joint action. In carrying out the provisions of ORS 384.305 to 384.360, the Department of Transportation, and each of the counties, cities, towns or ports mentioned in ORS 384.305, may act independent of or in conjunction with each other upon the terms and conditions agreed upon by the contracting parties.”</p>
384.315	<p>“Agreements for carrying out powers of interstate ferry authorities. For the purpose of carrying out or putting into effect any right, power and authority granted by ORS 384.305 to 384.360 or any other law, the Department of Transportation, and each and all of the public bodies or agencies mentioned in ORS 384.305, may make and enter into agreements with: (1) The Government of the United States or any of its agencies. (2) Any adjoining state, its county, municipality, port or other political subdivisions or agencies. (3) Any persons, associations, corporations, domestic or foreign.”</p>
384.320	<p>“Use of funds for interstate ferry expenses. The Department of Transportation, and any county, city, town or port mentioned in ORS 384.305, may pay out of its respective funds, or any other funds to any of them available, all or any part of the cost of the construction, maintenance and operation of the ferry service.”</p>
384.325	<p>“Loans for interstate ferry acquisition and operation; security. The construction, purchase, maintenance and operation of any ferry service under ORS 384.305 to 384.360 may be financed in whole or in part by loans obtained from the United States Government or any of its agencies, or from any other sources. As security for the payment of such loans the revenues derived from the ferry service, over and above the cost of its maintenance and operation, may be hypothecated or pledged, but no such hypothecation or pledge of revenues shall constitute in any manner, or to any extent be made to constitute, a general obligation of the State of Oregon, or of any county, city, town or port making the pledge.”</p>
384.330	<p>“Issuing revenue certificates for interstate ferry expenses. For the purpose of procuring funds, when necessary, with which to construct, maintain and operate the ferry service, the authority constructing, maintaining and operating the service may issue and sell revenue certificates, which shall not be the general obligation of the authority issuing them but shall be redeemable and payable solely from revenues accruing from the ferry service, over and above the cost of operating and maintaining the service. Such certificates may be purchased by the State of Oregon.”</p>

384.335	<p>“Acceptance of funds from United States and gifts. The Department of Transportation, and every other public body and agency mentioned in ORS 384.305 may: (1) Accept from the United States or any of its agencies, such funds as are available to this state or to any such public body or agency, for any of the purposes contemplated by ORS 384.305 to 384.360, and enter into such contracts and agreements with the United States or any of its agencies as may be necessary, proper and convenient, and not contrary to the laws of the state. (2) Accept from any source any grant or donation of land, any gift of money or any other valuable thing, made to the state or any such county, city, town or port, for any of the purposes contemplated by ORS 384.305 to 384.360.</p>
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384.340	<p>“Eminent domain. The Department of Transportation, and any county, city, town or port mentioned in ORS 384.305 to 384.360, may exercise the power of eminent domain to carry out any of the provisions of ORS 384.305 to 384.360, in accordance with the procedure provided in ORS chapter 35. [Amended by 1971 c.741 §30]”</p>
384.340	Eminent domain.
384.345	<p>“Operation of interstate ferry free or on toll. Any ferry constructed, purchased or otherwise acquired and operated under ORS 384.305 to 384.360 may be operated free to the public or on toll. If operated on toll, the revenues derived therefrom may be pledged as provided in ORS 384.305 to 384.360.”</p>
384.350	<p>“Use of interstate ferry by federal government. If any ferry constructed, maintained and operated under ORS 384.305 to 384.360 is needed by the United States for any purpose in connection with national defense, then the authority which constructed and is maintaining and operating the ferry may sell it to the United States or may, by contract, make the ferry available to the United States.”</p>
384.355	<p>“Location of interstate ferry; part of state highway system. Any ferry service maintained and operated under ORS 384.305 to 384.360 shall connect, or provision shall be made for such connection, with a state and federal highway in this state and a state and federal highway in the adjoining state to which the ferry service is maintained. Such ferry service is a part of the Oregon highway system.”</p>
384.360	The authority conferred by ORS 384.305 to 384.355 is in addition and supplemental to the authority conferred by any other law.
384.405	<p>“Oregon-Washington cooperative interstate ferry service. The Department of Transportation, in the name of this state, if and when it appears to the department to be for the best interest of this state and the citizens thereof, may enter into a written agreement with the State of Washington, by and through its Director of Highways or other lawfully constituted authority, whereby there shall be established and maintained ferry service for the transportation of persons and property across the Columbia River at such sites or locations as are mutually agreed upon by the Oregon Department of Transportation and the Director of Highways of the State of Washington.”</p>
384.410	Location of ferry. No ferry service shall be established or maintained under ORS 384.405 to 384.440 unless it connects a state and federal highway in the State of Oregon with a state and federal highway in the State of Washington.
384.415	<p>“Manner of ferry acquisition and operation. For the purpose of carrying out the objects of ORS 384.405 to 384.440 the Department of Transportation, acting jointly with the State of Washington, may: (1) Purchase, acquire and operate ferries between such places; or (2) Lease, rent or hire and operate ferries; or (3) Contract with others for the operation of ferries between such places.”</p>

384.420	“Payment of Oregon’s share of ferry expense. This state shall not be obligated to pay, nor shall it pay for such ferry service, whether furnished by the facilities owned, acquired or operated by the state jointly or under contract with others, any sum in excess of 50 percent of the total cost of the service. The Department of Transportation may pay Oregon’s part of the cost of the ferry service out of state highway funds in the same manner that other disbursements are made out of such funds.”
384.425	Ferry as part of state highway system. Any ferry operated under ORS 384.405 to 384.440 and the approach roads thereto on the Oregon side of the Columbia River are a part of the state highway system and shall be so declared and designated by an appropriate resolution entered in the minutes of the Department of Transportation.
384.425	Ferry as part of state highway system.
384.430	“Rules and regulations as to ferry operation. (1) The Department of Transportation shall, jointly with the proper officials of the State of Washington, for the protection of the general public and for the safeguarding of the interests of the State of Oregon, its officers, agents and employees, prescribe all necessary rules and regulations for the proper and efficient operation of any ferry mentioned in ORS 384.405. (2) The operation of any ferry under ORS 384.405 to 384.440 shall conform in all respects to all federal or state laws, rules or regulations.
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384.435	“Liability and other insurance for ferry service. The Department of Transportation may, for the use and benefit of the state, its officers, agents or employees and of the general public, carry public liability insurance if ferries mentioned in ORS 384.405 are owned and operated by the state. The department shall require such public liability insurance if the ferry service is provided under contract with others. In addition to such public liability insurance the department may require such other insurance as in the department’s judgment the interest of the state and the general public require.”
384.440	Free ferry operation. Any ferry operated under ORS 384.405 to 384.440 may be operated free of tolls.
384.445	“Ferry between Umatilla, Oregon, and Plymouth, Washington. (1) The County Court of Umatilla County, Oregon, and the Department of Transportation, in cooperation, may enter into such agreement, as in their judgment is advisable, with the County Court of Benton County, Washington, and the Director of Highways of the State of Washington, for the establishment, maintenance and operation of a public ferry across the Columbia River between Umatilla, Oregon, and Plymouth, Washington, and for connecting the ferry with and making it a part of the state highway systems of Oregon and Washington.”
390.230	Fort Stevens Military Reservation; Clatsop Spit.
390.415	[1977 c.482 §2; repealed by 1987 c.14 §12]
390.460	[1977 c.482 §3; repealed by 1987 c.14 §12]
390.620	Pacific shore not to be alienated; judicial confirmation.
390.630	Acquisition along ocean shore for state recreation areas or access.
390.635	Jurisdiction of department over recreation areas.
390.640	Permit required for improvements on ocean shore; exceptions.
390.650	Improvement permit procedure; fee.
390.655	Standards for improvement permits.
390.658	[1969 c.601 §12; 1979 c.186 §23; repealed by 1999 c.373 §5 (390.659 enacted in lieu of 390.658)]

390.660	Regulation of use of lands adjoining ocean shores.
390.690	Title and rights of state unimpaired.
390.755	Periodic reexamination of vegetation line; department recommendations for adjustment.
390.755	Periodic reexamination of vegetation line; department recommendations for adjustment.
390.760	Exceptions from vegetation line.
390.770	Vegetation line described.
390.915	Determination of value of scenic easement for tax purposes; easement exempt.
478.010	Formation; territories that may not be included in districts.
509.425	[Amended by 1965 c.570 §128; 1969 c.675 §1; 1981 c.638 §3; renumbered 622.220]
509.427	[1969 c.675 §10; 1981 c.638 §4; renumbered 622.230]
509.430	[Repealed by 1965 c.570 §152]
509.431	[1969 c.675 §11; 1981 c.638 §6; renumbered 622.250]
509.433	[1969 c.675 §12; 1981 c.638 §7; renumbered 622.260]
509.435	[Repealed by 1965 c.570 §152]
509.439	[1969 c.675 §13; 1981 c.638 §9; renumbered 622.280]
509.440	[Repealed by 1965 c.570 §152]
509.445	[Repealed by 1965 c.570 §152]
509.495	[Amended by 1969 c.675 §4; renumbered 622.340]
509.527	[1969 c.675 §10; 1981 c.638 §4; renumbered 622.230]
509.529	[1969 c.675 §11a; 1981 c.638 §5; renumbered 622.240]
509.536	[1965 c.570 §59d; 1969 c.675 §2; 1981 c.638 §8; renumbered 622.270]
517.170	“EXTINGUISHING DORMANT MINERAL INTEREST, Policy.”
537.110	Public ownership of waters.
672.025	Practice of land surveying without registration prohibited; seal required.
777.116	Port may acquire real and personal property; appraisal by state certified appraiser required; purchase contract limited.
777.120	“Port’s authority over harbors, wharf lines and navigation.”
780.010	Stream improvement authorized; channel obstruction prohibited.
780.030	Channels improved are highways free to navigation.
780.040	When landowner may construct wharf.
780.050	Municipality or port may regulate construction of certain structures beyond low-water mark.
780.060	Construction not to interfere with oyster production.
936.000	No results were found for your search.
204.016(2)	Relating to qualifications for county offices; amending ORS 204.016.

273.850(1)

“State title to certain lands and improvements transferred to Clatsop County; lands not subject to board jurisdiction. (1) In the manner and under the conditions set out in ORS 273.850 to 273.890, and notwithstanding any other law, the State of Oregon shall remise, release and forever quitclaim to Clatsop County all rights, title and interest that may remain or be vested in the state with respect to lands described in subsection (2) of this section and any improvements thereon (excluding bridges, wharves, quays, docks, piers, marinas or similar structures protruding above the line of ordinary high water), that are located within the following described area: Those portions of sections 12 and 13 of township 8 north, range 10 west of the Willamette Meridian, and sections 2, 7, 8, 9, 10, 11, 16, 17 and 18, and the south one-half of section 3, of township 8 north, range 9 west of the Willamette Meridian, that are within the boundaries of the City of Astoria as such boundaries existed on June 13, 1969.”

273.850(1) and
(2)

“State title to certain lands and improvements transferred to Clatsop County; lands not subject to board jurisdiction. (1) In the manner and under the conditions set out in ORS 273.850 to 273.890, and notwithstanding any other law, the State of Oregon shall remise, release and forever quitclaim to Clatsop County all rights, title and interest that may remain or be vested in the state with respect to lands described in subsection (2) of this section and any improvements thereon (excluding bridges, wharves, quays, docks, piers, marinas or similar structures protruding above the line of ordinary high water), that are located within the following described area: Those portions of sections 12 and 13 of township 8 north, range 10 west of the Willamette Meridian, and sections 2, 7, 8, 9, 10, 11, 16, 17 and 18, and the south one-half of section 3, of township 8 north, range 9 west of the Willamette Meridian, that are within the boundaries of the City of Astoria as such boundaries existed on June 13, 1969. (2) Subsection (1) of this section applies to lands created before May 28, 1963, by artificial fill or deposit on lands formerly submersible or submerged, if such lands were possessed under color of title by a person or governmental entity, or predecessors in interest of such person or governmental entity, throughout the period beginning when such lands were created and ending on January 1, 1970.”

273.850(2)

“State title to certain lands and improvements transferred to Clatsop County; lands not subject to board jurisdiction. (1) In the manner and under the conditions set out in ORS 273.850 to 273.890, and notwithstanding any other law, the State of Oregon shall remise, release and forever quitclaim to Clatsop County all rights, title and interest that may remain or be vested in the state with respect to lands described in subsection (2) of this section and any improvements thereon (excluding bridges, wharves, quays, docks, piers, marinas or similar structures protruding above the line of ordinary high water), that are located within the following described area: Those portions of sections 12 and 13 of township 8 north, range 10 west of the Willamette Meridian, and sections 2, 7, 8, 9, 10, 11, 16, 17 and 18, and the south one-half of section 3, of township 8 north, range 9 west of the Willamette Meridian, that are within the boundaries of the City of Astoria as such boundaries existed on June 13, 1969. (2) Subsection (1) of this section applies to lands created before May 28, 1963, by artificial fill or deposit on lands formerly submersible or submerged, if such lands were possessed under color of title by a person or governmental entity, or predecessors in interest of such person or governmental entity, throughout the period beginning when such lands were created and ending on January 1, 1970.”

273.855(2)	<p>“Clatsop County to transfer title to lands and improvements to certain possessors; fee on execution of deed. (1) ORS 273.850 (1) and (2) apply with respect to any lands described therein only when the Board of County Commissioners of Clatsop County executes and delivers a deed remising, releasing and forever quitclaiming all rights, title and interest that may remain or be vested in such county with respect to such lands, to a person or governmental entity that has been found under subsections (3), (4) and (5) of this section and ORS 273.860 to 273.880 to have such possession of the lands as of the time of application for a deed under ORS 273.850 to 273.890 as would bar an action or suit for recovery of the lands by a private person under no disability holding legal title thereto. However, in the case of lands heretofore or hereafter acquired by Clatsop County through foreclosure for delinquent ad valorem taxes or otherwise, ORS 273.850 (1) and (2) apply with respect to any lands described therein when it has been found under subsections (3), (4) and (5) of this section and ORS 273.860 to 273.880 that Clatsop County or its predecessor in interest with respect to such lands has such possession of the lands as would bar an action or suit for recovery of the lands by a private person under no disability holding legal title thereto. (2) A deed executed under this section is intended only to evidence the action of the State of Oregon and Clatsop County in remising, releasing and quitclaiming their rights, title and interest, and does not confer any rights, title or interest on the recipient of the deed or indicate any judgment of the State of Oregon or Clatsop County with respect to any other rights, title or interest that remain or be vested in the recipient of the deed.”</p>
273.860 to 273.880	<p>“Relating to judgments; creating new provisions; amending ORS 1.010, 1.655, 3.070, 3.260, ...”</p>
274.005(3)	<p>Relating to public use of waterways; creating new provisions; and amending ORS 274.005 and ...</p>
274.005(4)	<p>Relating to public use of waterways; creating new provisions; and amending ORS 274.005 and ...</p>
274.005(5)	<p>Relating to public use of waterways; creating new provisions; and amending ORS 274.005 and ...</p>
274.005(6)	<p>Relating to public use of waterways; creating new provisions; and amending ORS 274.005 and ...</p>
274.025(1)	<p>Relating to public use of waterways; creating new provisions; and amending ORS 274.005 and ...</p>
274.025(2)	<p>Relating to public use of waterways; creating new provisions; and amending ORS 274.005 and ...</p>
“274.025(2), 274.440(1)”	<p>Relating to public use of waterways; creating new provisions; and amending ORS 274.005 and ...</p>
274.040(2)(c)	<p>“Sale or lease of submersible lands; easements. (2) Submersible lands owned by the State of Oregon that are determined by the State Land Board to be available for sale may be sold only to the highest bidder, after being advertised not less than once each week for two successive weeks in one or more newspapers of general circulation in the county in which the lands are situated. However: (c) Any owner of lands abutting or fronting on such submersible lands shall have the preference right to purchase such lands for the fair appraised value provided that the sale of such lands be approved by the State Land Board.”</p>

274.040(8) "Sale or lease of submersible lands; easements. (2) Submersible lands owned by the State of Oregon that are determined by the State Land Board to be available for sale may be sold only to the highest bidder, after being advertised not less than once each week for two successive weeks in one or more newspapers of general circulation in the county in which the lands are situated. However: (8) The act of any person entering into an agreement with the division under this section or ORS 274.530 for the lease of submersible lands shall not be considered a waiver by such person of any claim of ownership in the submersible lands described in the agreement. [Amended by 1961 c.37 §1; subsection (3) enacted as 1961 c.37 §2; 1967 c.421 §104; 1969 c.594 §32; subsection (4) enacted as 1969 c.675 §17; 1975 c.547 §1; 1975 c.765 §2; 1979 c.793 §3; 1981 c.158 §1; 1981 c.432 §1; 1991 c.217 §5; 1995 c.113 §2]"

274.430(2) and (3) "State ownership of meandered lakes; status as navigable and public waters. (1) All meandered lakes are declared to be navigable and public waters. The waters thereof are declared to be of public character. The title to the submersible and submerged lands of such meandered lakes, which are not included in the valid terms of a grant or conveyance from the State of Oregon, is vested in the State of Oregon. (2) ORS 274.430 to 274.450 shall not apply to any nonnavigable lakes lying within the boundaries of any duly organized and incorporated drainage district which was in existence on January 1, 1921. (3) Nothing in this section impairs the title of any upland or riparian owner to or any vested rights in land which was added prior to May 25, 1921, by natural accretion or reliction to the lands of such upland owner. [Amended by 1967 c.421 §132]"

274.430(3) "State ownership of meandered lakes; status as navigable and public waters. (1) All meandered lakes are declared to be navigable and public waters. The waters thereof are declared to be of public character. The title to the submersible and submerged lands of such meandered lakes, which are not included in the valid terms of a grant or conveyance from the State of Oregon, is vested in the State of Oregon. (2) ORS 274.430 to 274.450 shall not apply to any nonnavigable lakes lying within the boundaries of any duly organized and incorporated drainage district which was in existence on January 1, 1921. (3) Nothing in this section impairs the title of any upland or riparian owner to or any vested rights in land which was added prior to May 25, 1921, by natural accretion or reliction to the lands of such upland owner. [Amended by 1967 c.421 §132]"

274.440(1) "Acquisition of future rights to meandered lakes denied; extension of riparian ownership; lands overflowed by high water. (1) There are no vested rights in or to any future accretion or reliction to the lands of any upland or riparian owner on any meandered lake. No person shall acquire any right, title or interest in or to the submerged or submersible lands of any such lakes, or any part thereof, by reliction, accretion or otherwise, or by reason of the lowering or drainage of the waters of such lakes, except as provided by statute."

274.440(2) "(2) Upon drainage of meandered lakes, the title of owners of land riparian to such lakes drained under any law shall extend to so much of the submersible and submerged lands reclaimed by such drainage as is required to fill out the least fractional subdivision or subdivisions of any section owned by such riparian owners and which is rendered fractional by the meander line of such lake; and the title of such owners shall be so limited when the receding lake waters, because of such drainage, uncover the submersible and submerged lands. Where by reason of natural accretion or reliction such fractional subdivision or subdivisions of such upland owners were filled out thereby prior to May 25, 1921, such upland owners shall hold to the line of such lands as extended by the natural accretion or reliction."

274.440(3) "(3) Submersible and submerged lands covered at ordinary high water at ordinarily recurring seasons by the waters of meandered lakes, or from which the waters of any such lakes have not at ordinary high water permanently receded, are not considered to be accreted or relicted lands, but the same and all accretions and relictions occurring or formed over any of the lands of the State of Oregon, as provided by ORS 274.430, are the property of the State of Oregon, and may be by it leased, sold or managed in the manner provided by law. [Amended by 1967 c.421 §133]"

“274.480,
274.260,
274.460,
274.025,
274.430, and
274.440”

274.510(1)

274.510(2)

274.705(1)

“274.705(1);
274.905(1),
274.920;
274.925;
274.935; and
274.960”

“Definitions for ORS 274.705 to 274.860. As used in ORS 274.705 to 274.860, unless the context requires otherwise:”

274.705(7)

“Definitions for ORS 274.705 to 274.860. As used in ORS 274.705 to 274.860, unless the context requires otherwise: (7) “Tidal submerged lands” means lands lying below the line of mean low tide in the beds of all tidal waters within the boundaries of this state as heretofore or hereafter established. [1961 c.619 §1; 1967 c.421 §158]”

274.929(1)

“Right of nonpublic riparian owner to purchase new lands; price determination; applies to certain new lands. (1) Whenever the United States, while engaged in the promotion of navigation, creates new lands upon submersible or submerged lands owned by the state and the adjoining or opposite upland or riparian land on the same side of the body of water is owned by other than a public body, the nonpublic riparian owner has the right to purchase the new lands as provided in this section.”

274.932(1)

“Right of public body to purchase new lands created by it; price determination. (1) Whenever a public body, in accordance with ORS 274.920, creates new lands upon submersible or submerged lands owned by the state, the public body has the right to purchase the new lands as provided in this section. The public body shall pay to the Division of State Lands for the new lands the value of the state-owned submersible or submerged lands upon which the new lands were created immediately prior to the creation of the new lands thereon and an amount prescribed by the division to pay its administrative costs incurred with respect to the new lands. Such payment shall be made by the public body within one year after the date of the receipt by it of actual notice by the division of the creation of the new lands, the value of the state-owned submersible or submerged lands upon which the new lands were created and the administrative costs incurred by the division with respect to the new lands. If the public body fails to make payment for the new lands as provided in this subsection within one year after the date of the notice by the division, the division may dispose of the new lands as provided in ORS 274.915.”

274-029(2)

[1973 c.496 §1; 1977 c.471 §1; 1981 c.219 §1; repealed by 1983 c.566 §1]

306.125(1)

“Property tax appraisal program; maps, plats, standardized record systems for assessors and tax collectors. (1) The Department of Revenue is authorized to institute programs for the appraisal of property in counties of the state and to make appraisals for the use of county assessors and boards of property tax appeals in assessing property and reviewing assessment rolls, and may install, and assist in the preparation and maintenance of maps, plats or standardized record systems as prescribed by the department, in the offices of assessors and tax collectors.”

306.125(2)	“Property tax appraisal program; maps, plats, standardized record systems for assessors and tax collectors. (1) The Department of Revenue is authorized to institute programs for the appraisal of property in counties of the state and to make appraisals for the use of county assessors and boards of property tax appeals in assessing property and reviewing assessment rolls, and may install, and assist in the preparation and maintenance of maps, plats or standardized record systems as prescribed by the department, in the offices of assessors and tax collectors. (2) The department and county courts are authorized to enter into agreements for the sharing of the expenses of such appraisals and installations including salaries and expenses of department employees engaged therein.”
307.01091)	“Definition of ““real property”” and ““land.”””
308.125(2)	Undivided interest; assessment; ownership of less than one forty-eighth interest.
308.240(1)	“Description of land; assessment to ““unknown owners””; mistake or omission in owner’s name; error in description of property.”
336.220(1)	
368.445 (1)	[Repealed by 1981 c.153 §79]
368.445(2)	[Repealed by 1981 c.153 §79]
368.470(7)	[Repealed by 1981 c.153 §79]
368.470(7)	[Repealed by 1981 c.153 §79]
374.005 to 374.095	
374.015(1)	
374.305 to 374.325	
390.310 to 390.368	“Definitions for ORS 390.310 to 390.368. As used in ORS 390.310 to 390.368, unless the context requires otherwise:”
390.332 to 390.338	“Submission of plan to Land Conservation and Development Commission; revision, approval and distribution of plan. (1) Following the preparation of the plan or any segment thereof under ORS 390.318, the State Parks and Recreation Department shall submit such plan or segment to the Land Conservation and Development Commission. The commission shall investigate and review such plan or segment as it considers necessary. If the commission finds that the plan or segment complies with ORS 390.310 to 390.368, it shall approve the plan or segment. If the commission finds revision of any part of the submitted plan or segment to be necessary, it may revise the plan or segment itself or require such revision by the department and units of local government.”
390.605(2)	“Relating to ocean shore use; creating new provisions; and amending ORS 390.605, 390.678 and ...”
390.805 to 390.925	“Definitions for ORS 390.805 to 390.925. As used in ORS 390.805 to 390.925, unless the context requires otherwise:”

390.835 and 390.845	<p>"Highest and best use of waters within scenic waterways; prohibitions; authority of various agencies; water rights; conditions; recreational prospecting; placer mining. (1) It is declared that the highest and best uses of the waters within scenic waterways are recreation, fish and wildlife uses. The free-flowing character of these waters shall be maintained in quantities necessary for recreation, fish and wildlife uses. No dam, or reservoir, or other water impoundment facility shall be constructed on waters within scenic waterways. No water diversion facility shall be constructed or used except by right previously established or as permitted by the Water Resources Commission, upon a finding that such diversion is necessary to uses designated in ORS 536.310 (12), and in a manner consistent with the policies set forth under ORS 390.805 to 390.925. The Water Resources Commission shall administer and enforce the provisions of this subsection."</p>
506.006(13)	<p>"General definitions. As used in the commercial fishing laws, unless the context requires otherwise:"</p>
537 through 538	
541.605 to 541.665	<p>Chapter 541 541.351 to 541.395 LAW REVIEW CITATIONS: 26 EL 175 (1996) 541.370 LAW REVIEW CITATIONS: 26 EL 175 (1996) 541.605 to 541.695 See annotations under ORS 196.800 to 196.905. 541.605</p>
545.452(3)	<p>"Relating to irrigation districts; creating new provisions; amending ORS 541.700, 545.002, ..."</p>
547.455(3)	<p>"Annual charge or assessment; computation; apportionment; liability of state lands; payment of assessments by bonds, coupons or warrants. (1) The board of supervisors shall each year make a computation of the whole amount of money to be raised by the district through charges or assessments for the ensuing year for any purposes whatsoever in carrying out the provisions of the Drainage District Act, including maintenance and operation and estimated delinquencies on charges or assessments. This amount when determined by the board shall constitute an assessment upon all the land included in the district and shall be apportioned by the board in accordance with the report of the commissioners as confirmed or amended by the court as provided for in ORS 547.235. (3) Any land, the title to which is vested in the state, or state lands sold under contract in any drainage district, shall be subject to charge or taxation by the district, and the full amount of the charge or assessment due against such lands shall be paid to the district at the same times and in the same manner as other drainage district charges and assessments are paid."</p>
92.010 (10)	<p>"Definitions for ORS 92.010 to 92.190. As used in ORS 92.010 to 92.190, unless the context requires otherwise (10) ""Property line"" means the division line between two units of land."</p>
92.010 (11)	<p>"(11) ""Property line adjustment"" means the relocation of a common property line between two abutting properties."</p>
92.010 (9)	<p>"(9) ""Plat"" includes a final subdivision plat, replat or partition plat."</p>
92.014 (1)	<p>Approval of city or county required before creating street or road to partition land. (1) No person shall create a street or road for the purpose of partitioning an area or tract of land without the approval of the city or county having jurisdiction over the area or tract of land to be partitioned.</p>
92.014 (2)	<p>"(2) Notwithstanding ORS 92.175, no instrument dedicating land to public use shall be accepted for recording in this state unless such instrument bears the approval of the city or county authorized by law to accept such dedication. [1955 c.756 §3; 1973 c.696 §4; 1991 c.763 §4]"</p>

92.018 to
92.170

“Buyer’s remedies for purchase of improperly created lot or parcel. (1) A person who buys a lot or parcel that was created without approval of the appropriate city or county authority may bring an individual action against the seller in an appropriate court to recover damages or to obtain equitable relief. The court may award reasonable attorney fees to the prevailing party in an action under this section. (2) If the seller of the lot or parcel is a county that involuntarily acquired the lot or parcel by means of foreclosure under ORS chapter 312 of delinquent tax liens, the person who purchases the lot or parcel is not entitled to damages or equitable relief. [1983 c.718 §4; 1995 c.618 §53; 1997 c.805 §2]

“

92.025 (2)

“(2) No person shall sell any lot in any subdivision or convey any interest in a parcel in any partition by reference to or exhibition or other use of a plat of such subdivision or partition before the plat for such subdivision or partition has been so recorded. In negotiating to sell a lot in a subdivision or convey any interest in a parcel in any partition under ORS 92.016 (1) and (2), a person may use the approved tentative plan for such subdivision or partition.”

92.025 (3)

“(3) Notwithstanding subsections (1) and (2) of this section, the governing body of a city or county may enact an ordinance waiving the requirement that parcels created in excess of 80 acres be shown on a partition plat. Nothing in this subsection shall exempt a local government from minimum area requirements established in acknowledged comprehensive plans and land use regulations. [1955 c.756 §6 (enacted in lieu of 92.020 and 92.030); 1973 c.696 §6; 1977 c.809 §6; 1989 c.772 §4; 1991 c.763 §6]”

92.040 (2)

“(2) After September 9, 1995, when a local government makes a decision on a land use application for a subdivision inside an urban growth boundary, only those local government laws implemented under an acknowledged comprehensive plan that are in effect at the time of application shall govern subsequent construction on the property unless the applicant elects otherwise.”

92.040 (3)

“(3) A local government may establish a time period during which decisions on land use applications under subsection (2) of this section apply. However, in no event shall the time period exceed 10 years, whether or not a time period is established by the local government. [Amended by 1955 c.756 §7; 1973 c.696 §7; 1983 c.826 §8; 1989 c.772 §5; 1995 c.812 §9]”

92.050(4)

“Requirements of survey and plat of subdivision and partition. (1) A person shall not submit a plat of a subdivision or partition for record, until all the requirements of ORS 209.250 and the plat requirements of the subdivision or partition have been met. (4) The plat of the subdivision or partition shall be of such scale and lettering size, approved by the county surveyor, so that all survey and mathematical information, and all other details may be clearly and legibly shown thereon. Each lot or parcel shall be numbered consecutively. The lengths and courses of all boundaries of each lot or parcel shall be shown. Each street shall be named.

“

92.060(2)

“Marking certain points of subdivisions, partitions or condominium plats with monuments; specifications of monuments; monuments placed before recording; adjusted property line survey and monument. (1) The initial point of all plats shall be on the exterior boundary of the plat and shall be marked with a monument, either of concrete, galvanized iron pipe or an iron or steel rod. If concrete is used it shall not be less than 6 inches by 6 inches by 24 inches and shall contain not less than five cubic inches of ferrous material permanently imbedded in the concrete. If galvanized iron pipe is used it shall not be less than three-quarter inch inside diameter and 30 inches long, and if an iron or steel rod is used it shall not be less than five-eighths of an inch in least dimension and 30 inches long. The location of the monument shall be with reference by survey to a section corner, one-quarter corner, one-sixteenth corner, Donation Land Claim corner or to a monumented lot corner or boundary corner of a recorded subdivision, partition or condominium plat. The county surveyor may authorize the setting of another type of monument in circumstances where setting the required monuments is impracticable.”

92.090 (3)

“Approval of subdivision plat names; requisites for approval of tentative subdivision or partition plan or plat. (1) Subdivision plat names shall be subject to the approval of the county surveyor or, in the case where there is no county surveyor, the county assessor. No tentative subdivision plan or subdivision plat of a subdivision shall be approved which bears a name similar to or pronounced the same as the name of any other subdivision in the same county, unless the land platted is contiguous to and platted by the same party that platted the subdivision bearing that name or unless the party files and records the consent of the party that platted the contiguous subdivision bearing that name. All subdivision plats must continue the lot numbers and, if used, the block numbers of the subdivision plat of the same name last filed. On or after January 1, 1992, any subdivision submitted for final approval shall not use block numbers or letters unless such subdivision is a continued phase of a previously recorded subdivision, bearing the same name, that has previously used block numbers or letters. (2) No tentative plan for a proposed subdivision and no tentative plan for a proposed partition shall be approved unless: (a) The streets and roads are laid out so as to conform to the plats of subdivisions and partitions already approved for adjoining property as to width, general direction and in all other respects unless the city or county determines it is in the public interest to modify the street or road pattern. (b) Streets and roads held for private use are clearly indicated on the tentative plan and all reservations or restrictions relating to such private roads and streets are set forth thereon. (c) The tentative plan complies with the applicable zoning ordinances and regulations and the ordinances or regulations adopted under ORS 92.044 that are then in effect for the city or county within which the land described in the plan is situated. (3) No plat of a proposed subdivision or partition shall be approved unless: (a) Streets and roads for public use are dedicated without any reservation or restriction other than reversionary rights upon vacation of any such street or road and easements for public utilities. (b) Streets and roads held for private use and indicated on the tentative plan of such subdivision or partition have been approved by the city or county. (c) The subdivision or partition plat complies with any applicable zoning ordinances and regulations and any ordinance or regulation adopted under ORS 92.044 that are then in effect for the city or county within which the land described in the subdivision or partition plat is situated. (d) The subdivision or partition plat is in substantial conformity with the provisions of the tentative plan for the subdivision or partition, as approved. (e) The subdivision or partition plat contains a donation to the public of all common improvements, including but not limited to streets, roads, parks, sewage disposal and water supply systems, the donation of which was made a condition of the approval of the tentative plan for the subdivision or partition. (f) Explanations of all common improvements required as conditions of approval of the tentative plan of the subdivision or partition have been recorded and referenced on the subdivision or partition plat. “

92.090(2)	<p>“Approval of subdivision plat names; requisites for approval of tentative subdivision or partition plan or plat. (1) Subdivision plat names shall be subject to the approval of the county surveyor or, in the case where there is no county surveyor, the county assessor. No tentative subdivision plan or subdivision plat of a subdivision shall be approved which bears a name similar to or pronounced the same as the name of any other subdivision in the same county, unless the land platted is contiguous to and platted by the same party that platted the subdivision bearing that name or unless the party files and records the consent of the party that platted the contiguous subdivision bearing that name. All subdivision plats must continue the lot numbers and, if used, the block numbers of the subdivision plat of the same name last filed. On or after January 1, 1992, any subdivision submitted for final approval shall not use block numbers or letters unless such subdivision is a continued phase of a previously recorded subdivision, bearing the same name, that has previously used block numbers or letters. (2) No tentative plan for a proposed subdivision and no tentative plan for a proposed partition shall be approved unless: (a) The streets and roads are laid out so as to conform to the plats of subdivisions and partitions already approved for adjoining property as to width, general direction and in all other respects unless the city or county determines it is in the public interest to modify the street or road pattern. (b) Streets and roads held for private use are clearly indicated on the tentative plan and all reservations or restrictions relating to such private roads and streets are set forth thereon.”</p>
92.170(1)	<p>Amending recorded plat; affidavit of correction. (1) Any plat of a subdivision or partition filed and recorded under the provisions of ORS 92.018 to 92.190 may be amended by an affidavit of correction:</p>
93.310(5)	<p>“Rules for construing description of real property. The following are the rules for construing the descriptive part of a conveyance of real property, when the construction is doubtful, and there are no other sufficient circumstances to determine it: (5) When tidewater is the boundary, the rights of the grantor to low watermark are included in the conveyance, and also the right of this state between high and low watermark.</p>
93.640 (1)	<p>“Unrecorded instrument affecting title or unrecorded assignment of sheriff’s certificate of sale void as to subsequent purchaser. (1) Every conveyance, deed, land sale contract, assignment of all or any portion of a seller’s or purchaser’s interest in a land sale contract or other agreement or memorandum thereof affecting the title of real property within this state which is not recorded as provided by law is void as against any subsequent purchaser in good faith and for a valuable consideration of the same real property, or any portion thereof, whose conveyance, deed, land sale contract, assignment of all or any portion of a seller’s or purchaser’s interest in a land sale contract or other agreement or memorandum thereof is first filed for record, and as against the heirs and assigns of such subsequent purchaser. As used in this section, ““every conveyance, deed, land sale contract, assignment of all or any portion of a seller’s or purchaser’s interest in a land sale contract or other agreement or memorandum thereof affecting the title of real property”” includes mortgages, trust deeds, and assignments for security purposes or assignments solely of proceeds, given by purchasers or sellers under land sale contract. As used in this section, ““memorandum”” means an instrument that contains the date of the instrument being memorialized, the names of the parties, a legal description of the real property involved, and the nature of the interest created, which is signed by the person from whom the interest is intended to pass, and acknowledged or proved in the manner provided for the acknowledgment or proof of deeds. A memorandum of an instrument conveying or contracting to convey fee title to any real estate shall state on its face the true and actual consideration paid for such transfer as provided in ORS 93.030.”</p>
94.570(4)	<p>“Relating to planned communities; amending ORS 94.570. Relating to organized communities; creating new provisions; amending ORS 94.550, 94.565, ...</p>
94-480	<p>[Formerly 91.671; renumbered 100.910 in 1989]</p>

