

Chapter 390

State Parks; Recreation Programs; Scenic Waterways; Recreation Trails

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ATTY. GEN. OPINIONS: Authority to donate state park to federal agency for a monument, (1970) Vol 35, p 56.

390.010

ATTY. GEN. OPINIONS: Snow removal on public or private access roads and parking places using State Highway Fund, 1966-68, p 73; authority to donate state park to federal agency for a monument, (1970) Vol 35, p 56; ad valorem taxation of state park campsites for which a charge for use is made, (1971) Vol 35, p 704.

390.110

NOTES OF DECISIONS

Marine park land adjacent to the highway could be condemned under subsection (1). State Hwy. Comm. v. Knutson, (1967) 248 Or 222, 433 P2d 236.

FURTHER CITATIONS: State Hwy. Comm. v. Rawson, (1957) 210 Or 593, 312 P2d 849.

ATTY. GEN. OPINIONS: Authority to allocate funds for scenic railway, 1962-64, p 55; authority of commission to convey state park land to the United States, 1966-68, p 60; using State Highway Fund for snow removal on public or private access roads and parking places, 1966-68, p 73; use of highway fund grants to support private museum, (1970) Vol 34, p 1108; use of highway funds for parking facilities connected with public transportation facilities, (1971) Vol 35, p 686; ad valorem taxation of state park campsites for which a charge for use is made, (1971) Vol 35, p 704.

390.150

ATTY. GEN. OPINIONS: Authority to donate state park to federal agency for a monument, (1970) Vol 35, p 56.

390.220

ATTY. GEN. OPINIONS: Use of highway fund grants to support private museum, (1970) Vol 34, p 1108.

390.230

ATTY. GEN. OPINIONS: Use of highway fund grants to support private museum, (1970) Vol 34, p 1108.

390.605

ATTY. GEN. OPINIONS: Use of highway funds to clean litter from beaches and parks, (1970) Vol 35, p 235.

390.610

ATTY. GEN. OPINIONS: Limits on authority to issue permits for structures below or above ordinary high tide,

1966-68, p 385; state control of sand removal from ocean beach, (1969) Vol 34, p 441; use of highway funds to clean litter from beaches and parks, (1970) Vol 35, p 235.

390.615

CASE CITATIONS: State ex rel Thornton v. Hay, (1969) 254 Or 584, 462 P2d 671.

ATTY. GEN. OPINIONS: Use of highway funds to clean litter from beaches and parks, (1970) Vol 35, p 235.

390.620

CASE CITATIONS: State ex rel Thornton v. Hay, (1969) 254 Or 584, 462 P2d 671.

ATTY. GEN. OPINIONS: Limits on authority to issue permits for structures below or above ordinary high tide, 1966-68, p 385; state control of sand removal from ocean beach, (1969) Vol 34, p 441.

390.640

NOTES OF DECISIONS

The public, by custom, has the right, superior to the right of the owner of the record title, to use the dry-sand area of the beach. State ex rel Thornton v. Hay, (1969) 254 Or 584, 462 P2d 671.

ATTY. GEN. OPINIONS: Limits on authority to issue permits for structures below or above ordinary high tide, 1966-68, p 385; state control of sand removal from ocean beach, (1969) Vol 34, p 441.

390.650

ATTY. GEN. OPINIONS: Limits on authority to issue permits for structures below or above ordinary high tide, 1966-68, p 385; state control of sand removal from ocean beach, (1969) Vol 34, p 441.

390.660

ATTY. GEN. OPINIONS: State control of sand removal from ocean beach, (1969) Vol 34, p 441.

390.690

ATTY. GEN. OPINIONS: Limits on authority to issue permits for structures below or above ordinary high tide, 1966-68, p 385.

390.715

ATTY. GEN. OPINIONS: Easement for suspended cable car, 1960-62, p 258; limits on authority to issue permits for structures below ordinary high tide, 1966-68, p 385.

390.720**NOTES OF DECISIONS**

It is a question for the jury to determine whether this section would prevent the implication of an easement in favor of land bordering the ocean on the theory that it gives access to the land and eliminates the high degree of necessity needed to imply an easement across another's land. *State Highway Comm. v. Deal*, (1951) 191 Or 661, 233.P2d 242.

ATTY. GEN. OPINIONS: Authority of Governor to grant permission to close highway upon beach, 1922-24, p 766; authority of State Land Board to lease part of beach which is public highway, 1924-26, p 618; authority of State Land Board to grant permission for erection of fishing pier in cave near Tillamook Head, 1926-28, p 529; ownership of sunken logs on beds of harbors, lakes and rivers, 1954-56, p 123; State Land Board authority to grant easement or permit to tide and overflow lands, 1960-62, p 104; easement for suspended cable car, 1960-62, p 258; construing description including "tideland," 1962-64, p 491; need for and effect of legislative action to relinquish title to tidal lands for national recreation area, 1964-66, p 108; authority of commission to convey state park land to the United States, 1966-68, p 60; limits on authority to issue permits for structures below or above ordinary high tide, 1966-68, p 385.

LAW REVIEW CITATIONS: 3 WLJ 355.

390.725

ATTY. GEN. OPINIONS: Applicability of mining laws to an application under this section, 1954-56, p 109; rules as to mineral leases on the ocean shore, 1956-58, p 109; limits on authority to issue permits for structures below ordinary high tide, 1966-68, p 385; right of state to marine fossil collection, 1966-68, p 511.

390.730

ATTY. GEN. OPINIONS: Permission required to land aircraft upon ocean beach, 1946-48, p 517; limits on authority to issue permits for structures below ordinary high tide, 1966-68, p 385.

390.770

ATTY. GEN. OPINIONS: Use of highway funds to clean litter from beaches and parks, (1970) Vol 35, p 235.

390.805 to 390.925

ATTY. GEN. OPINIONS: Application of regulations to state highways, (1971) Vol 35, p 445.

390.845

ATTY. GEN. OPINIONS: Application of regulations to state highways, (1971) Vol 35, p 445.