

ORS 537.745

Voluntary agreements among ground water users from same reservoir

(1)

In the administration of [ORS 537.505 \(Short title\) to 537.795 \(ORS 537.505 to 537.795 supplementary\)](#) and [537.992 \(Civil penalties\)](#), the Water Resources Commission may encourage, promote and recognize voluntary agreements among ground water users from the same ground water reservoir. When the commission finds that any such agreement, executed in writing and filed with the commission, is consistent with the intent, purposes and requirements of [ORS 537.505 \(Short title\) to 537.795 \(ORS 537.505 to 537.795 supplementary\)](#) and [537.992 \(Civil penalties\)](#), and in particular [ORS 537.525 \(Policy\)](#), [537.730 \(Designation of critical ground water area\)](#) to [537.740 \(Filing rules designating critical ground water area\)](#) and [537.780 \(Powers of Water Resources Commission\)](#), the commission shall approve the agreement. Thereafter the agreement, until terminated as provided in this subsection, shall control in lieu of a formal order or rule of the commission under [ORS 537.505 \(Short title\) to 537.795 \(ORS 537.505 to 537.795 supplementary\)](#) and [537.992 \(Civil penalties\)](#). Any agreement approved by the commission may be terminated by the lapse of time as provided in the agreement, by consent of the parties to the agreement or by order of the commission if the commission finds, after investigation and a public hearing upon adequate notice, that the agreement is not being substantially complied with by the parties thereto or that changed conditions have made the continuance of the agreement a detriment to the public welfare, safety and health or contrary in any particular to the intent, purposes and requirements of [ORS 537.505 \(Short title\) to 537.795 \(ORS 537.505 to 537.795 supplementary\)](#) and [537.992 \(Civil penalties\)](#).