

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 HOUSE BILL 1730

By: Cox

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6 AS INTRODUCED

7 An Act relating to waters and water rights; amending  
8 Section 6, Chapter 234, O.S.L. 2005 (82 O.S. Supp.  
9 2008, Section 874.2), which relates to licenses to  
10 encroach on Grand River Dam Authority property;  
11 directing the Grand River Dam Authority to issue  
licenses to certain property owners for certain land;  
making the license subject to any federal flood  
control easements or covenants; and declaring an  
emergency.

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14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. AMENDATORY Section 6, Chapter 234, O.S.L.  
16 2005 (82 O.S. Supp. 2008, Section 874.2), is amended to read as  
17 follows:

18 Section 874.2 A. The Grand River Dam Authority is hereby  
19 authorized in its discretion to issue licenses to encroach upon real  
20 property owned by the Authority to adjacent property owners for  
21 structures built upon the real property prior to June 1, 2005. The  
22 Authority shall receive from the licensee for any license issued  
23 pursuant to this section the fair market value of the unimproved  
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1 land and any administrative costs, including appraisals or surveys,  
2 required by the Authority.

3 B. The Grand River Dam Authority is hereby directed to issue a  
4 permanent perpetual license to all owners of any lands adjacent to  
5 the shore land or lake front of Grand Lake O'The Cherokees, or  
6 abutting thereon covering any property on and along the shoreline of  
7 Grand Lake O' The Cherokees owned by the Authority, which lies above  
8 seven hundred fifty (750) feet Sea Level Datum Elevation. The  
9 license issued pursuant to this section shall be subject to the  
10 flowage easements and covenants therein held by the United States  
11 for flood purposes.

12 SECTION 2. It being immediately necessary for the preservation  
13 of the public peace, health and safety, an emergency is hereby  
14 declared to exist, by reason whereof this act shall take effect and  
15 be in full force from and after its passage and approval.

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