

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 SENATE BILL 1606

By: Fields

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5  
6 AS INTRODUCED

7 An Act relating to stream water; stating certain  
8 water shall be considered private property right of  
9 landowner; providing for codification; and declaring  
10 an emergency.

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

12 SECTION 1. NEW LAW A new section of law to be codified  
13 in the Oklahoma Statutes as Section 60.1 of Title 60, unless there  
14 is created a duplication in numbering, reads as follows:

15 Notwithstanding the provisions of Section 60 of Title 60 of the  
16 Oklahoma Statutes and Section 105.2 of Title 82 the Oklahoma  
17 Statutes, water originating from a natural spring, when the natural  
18 spring's point of origin is located on the property of the  
19 landowner, shall be considered the private property right of the  
20 landowner and shall not be subject to public appropriation nor  
21 subject to laws of eminent domain.

22 SECTION 2. NEW LAW A new section of law to be codified  
23 in the Oklahoma Statutes as Section 105.2A of Title 82, unless there  
24 is created a duplication in numbering, reads as follows:

1           Notwithstanding the provisions of Section 60 of Title 60 of the  
2 Oklahoma Statutes and Section 105.2 of the Oklahoma Statutes, water  
3 originating from a natural spring, when the natural spring's point  
4 of origin is located on the property of the landowner, shall be  
5 considered the private property right of the landowner and shall not  
6 be subject to public appropriation nor subject to laws of eminent  
7 domain.

8           SECTION 3. It being immediately necessary for the preservation  
9 of the public peace, health and safety, an emergency is hereby  
10 declared to exist, by reason whereof this act shall take effect and  
11 be in full force from and after its passage and approval.

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