

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 SENATE BILL 419

By: Brecheen

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5
6 AS INTRODUCED

7 An Act relating to waters and water rights; amending
8 82 O.S. 2001, Section 105.6, which relates to water
9 rights; clarifying reference; updating statutory
10 language; and declaring an emergency.

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

12 SECTION 1. AMENDATORY 82 O.S. 2001, Section 105.6, is
13 amended to read as follows:

14 Section 105.6 When the Oklahoma Water Resources Board
15 determines the best interests of the claimants to the use of water
16 from a stream system will be served by a determination of all rights
17 to the use of water of such system, the Board may institute a suit
18 on behalf of the state for the determination of all rights to the
19 use of such water and shall diligently prosecute the same to a final
20 adjudication. The cost of such suit, including the costs on behalf
21 of the state, shall be charged against each of the parties thereto
22 in proportion to the amount of water rights allotted. Provided that
23 after the effective date of June 10, 1963, neither the bringing of
24 such suit nor an adjudication in such a suit shall be a condition

1 precedent to the granting of permits ~~and licenses~~ as authorized by
2 this act.

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

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