

# An Act

ENROLLED HOUSE  
BILL NO. 3089

By: Cockroft of the House

and

Jech of the Senate

An Act relating to roads, bridges and ferries; amending 69 O.S. 2011, Section 1707, which relates to acquisition of land by the Oklahoma Turnpike Authority; authorizing severance of groundwater rights from surface rights subject to certain requirement; providing that owner of groundwater rights does not have right of access to acquired surface rights; prohibiting certain acts without written approval of the Authority; and providing an effective date.

SUBJECT: Acquisition of land by the Turnpike Authority

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

SECTION 1. AMENDATORY 69 O.S. 2011, Section 1707, is amended to read as follows:

Section 1707. The Oklahoma Turnpike Authority is hereby authorized and empowered to acquire by purchase, or condemnation, land or such interest therein as in its discretion may be necessary for the purpose of establishing, constructing, maintaining and operating turnpike projects or relocation thereof, and facilities necessary and incident thereto, or necessary in the restoration of public or private property damaged or destroyed, including borrow areas, detours, channel changes, concession areas, public or private access roads, and deposits of rock, gravel, sand and other road building material for use in turnpike construction and maintenance, upon such terms and at such price as may be considered by it to be reasonable and can be agreed upon between the Authority and the

owner thereof, and to take title thereto in the name of the Authority, provided, that such right and title shall be limited to the surface rights only and shall not include oil or other mineral rights. Groundwater rights may be severed from surface rights, upon the written request of the owner of land to be acquired; however, an owner of groundwater rights shall not have a right of access to the Authority's acquired surface rights. No person may construct, maintain or operate any water well, drilling equipment or lines on or under the surface acquired by the Authority without express written approval of the Authority.

SECTION 2. This act shall become effective November 1, 2018.

Passed the House of Representatives the 14th day of March, 2018.

\_\_\_\_\_  
Presiding Officer of the House  
of Representatives

Passed the Senate the 12th day of April, 2018.

\_\_\_\_\_  
Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this \_\_\_\_\_  
day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.  
By: \_\_\_\_\_

Approved by the Governor of the State of Oklahoma this \_\_\_\_\_  
day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this \_\_\_\_\_  
day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.  
By: \_\_\_\_\_