

OKLAHOMA STATUTES
TITLE 64. PUBLIC LANDS

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§64-1.2. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

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§64-5. Repealed by Laws 1975, c. 163, § 1, emerg. eff. May 20, 1975.

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§64-7. Repealed by Laws 1941, p. 466, § 16.

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§64-10. Renumbered as § 1008 of this title by Laws 2010, c. 41, § 60, emerg. eff. April 2, 2010.

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§64-54. Repealed by Laws 1963, c. 90, § 3, eff. May 22, 1963.

§64-55. Repealed by Laws 1963, c. 90, § 3, eff. May 22, 1963.

§64-56. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-57. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-58. Repealed by Laws 1941, p. 295, § 6.

§64-58.1. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-59. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-60. Repealed by Laws 1943, p. 153, § 1.

§64-61. Renumbered as § 1016 of this title by Laws 2010, c. 41, § 68, emerg. eff. April 2, 2010.

§64-62. Repealed by Laws 1970, c. 238, § 1.

- §64-63. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.
- §64-64. Renumbered as § 1017 of this title by Laws 2010, c. 41, § 69, emerg. eff. April 2, 2010.
- §64-65. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.
- §64-66. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.
- §64-67. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.
- §64-68. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.
- §64-69. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.
- §64-70. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.
- §64-71. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.
- §64-72. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.
- §64-73. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.
- §64-74. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.
- §64-75. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.
- §64-76. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.
- §64-77. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.
- §64-78. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-79. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

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§64-80.2. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-80.3. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-80.4. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-80.5. Repealed by Laws 1963, c. 90, § 3, eff. May 22, 1963.

§64-80.6. Repealed by Laws 1963, c. 90, § 3, eff. May 22, 1963.

§64-81. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

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§64-82.1. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-82.2. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-83. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-84. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-85. Repealed by Laws 1941, p. 466, § 15.

§64-86. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-86.1. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-87. Repealed by Laws 1941, p. 300, § 2.

§64-87a. Repealed by Laws 1992, c. 324, § 28, eff. July 1, 1992.

§64-87b. Repealed by Laws 1992, c. 324, § 28, eff. July 1, 1992.

§64-87c. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-87d. Repealed by Laws 1979, c. 30, § 164, emerg. eff. April 6, 1979.

§64-87e. Repealed by Laws 1992, c. 324, § 28, eff. July 1, 1992.

§64-88. Renumbered as § 1018 of this title by Laws 2010, c. 41, § 70, emerg. eff. April 2, 2010.

§64-89. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-90. Renumbered as § 1019 of this title by Laws 2010, c. 41, § 71, emerg. eff. April 2, 2010.

§64-91. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-92. Renumbered as § 1020 of this title by Laws 2010, c. 41, § 72, emerg. eff. April 2, 2010.

§64-92a. Renumbered as § 1021 of this title by Laws 2010, c. 41, § 73, emerg. eff. April 2, 2010.

§64-92b. Renumbered as § 1022 of this title by Laws 2010, c. 41, § 74, emerg. eff. April 2, 2010.

§64-93. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-94. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-95. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-96. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-97. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-98. Repealed by Laws 1943, p. 159, § 9.

§64-99. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-100. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-101. Renumbered as § 1023 of this title by Laws 2010, c. 41, § 75, emerg. eff. April 2, 2010.

§64-111. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-112. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-113. Renumbered as § 1024 of this title by Laws 2010, c. 41, § 76, emerg. eff. April 2, 2010.

§64-114. Renumbered as § 1025 of this title by Laws 2010, c. 41, § 77, emerg. eff. April 2, 2010.

§64-115. Renumbered as § 1026 of this title by Laws 2010, c. 41, § 78, emerg. eff. April 2, 2010.

§64-116. Renumbered as § 1027 of this title by Laws 2010, c. 41, § 79, emerg. eff. April 2, 2010.

§64-121. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-122. Renumbered as § 1028 of this title by Laws 2010, c. 41, § 80, emerg. eff. April 2, 2010.

§64-123. Renumbered as § 1029 of this title by Laws 2010, c. 41, § 81, emerg. eff. April 2, 2010.

§64-124. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-125. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-126. Renumbered as § 1030 of this title by Laws 2010, c. 41, § 82, emerg. eff. April 2, 2010.

§64-127. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-128. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-129. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-130. Renumbered as § 1031 of this title by Laws 2010, c. 41, § 83, emerg. eff. April 2, 2010.

§64-131. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-132. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-151. Renumbered as § 1032 of this title by Laws 2010, c. 41, § 84, emerg. eff. April 2, 2010.

§64-152. Repealed by Laws 1965, c. 418, § 2, eff. July 7, 1965.

§64-153. Repealed by Laws 1965, c. 418, § 2, eff. July 7, 1965.

§64-153.1. Renumbered as § 1033 of this title by Laws 2010, c. 41, § 85, emerg. eff. April 2, 2010.

§64-154. Renumbered as § 1034 of this title by Laws 2010, c. 41, § 86, emerg. eff. April 2, 2010.

§64-155. Renumbered as § 1035 of this title by Laws 2010, c. 41, § 87, emerg. eff. April 2, 2010.

§64-156. Renumbered as § 1036 of this title by Laws 2010, c. 41, § 88, emerg. eff. April 2, 2010.

§64-157. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-158. Renumbered as § 1037 of this title by Laws 2010, c. 41, § 89, emerg. eff. April 2, 2010.

§64-159. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-160. Renumbered as § 1038 of this title by Laws 2010, c. 41, § 90, emerg. eff. April 2, 2010.

§64-161. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-162. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-162.1. Renumbered as § 1039 of this title by Laws 2010, c. 41, § 91, emerg. eff. April 2, 2010.

§64-162.2. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

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§64-164. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-165. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-166. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-181. Renumbered as § 1040 of this title by Laws 2010, c. 41, § 92, emerg. eff. April 2, 2010.

§64-182. Renumbered as § 1041 of this title by Laws 2010, c. 41, § 93, emerg. eff. April 2, 2010.

§64-183. Renumbered as § 1042 of this title by Laws 2010, c. 41, § 94, emerg. eff. April 2, 2010.

§64-184. Renumbered as § 1043 of this title by Laws 2010, c. 41, § 95, emerg. eff. April 2, 2010.

§64-185. Renumbered as § 1044 of this title by Laws 2010, c. 41, § 96, emerg. eff. April 2, 2010.

§64-186. Renumbered as § 1045 of this title by Laws 2010, c. 41, § 97, emerg. eff. April 2, 2010.

§64-187. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-188. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-189. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-190. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-191. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-192. Renumbered as § 1046 of this title by Laws 2010, c. 41, § 98, emerg. eff. April 2, 2010.

§64-193. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-194. Renumbered as § 1047 of this title by Laws 2010, c. 41, § 99, emerg. eff. April 2, 2010.

§64-195. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-196. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-211. Repealed by Laws 1943, p. 159, § 9.

§64-212. Repealed by Laws 1943, p. 159, § 9.

§64-213. Repealed by Laws 1943, p. 159, § 9.

§64-214. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-215. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-216.1. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-216.2. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-216.3. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-216.4. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-216.5. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-216.6. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-216.7. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-216.8. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-221. Renumbered as § 1048 of this title by Laws 2010, c. 41, § 100, emerg. eff. April 2, 2010.

§64-222. Renumbered as § 1049 of this title by Laws 2010, c. 41, § 101, emerg. eff. April 2, 2010.

§64-223. Renumbered as § 1050 of this title by Laws 2010, c. 41, § 102, emerg. eff. April 2, 2010.

§64-224. Renumbered as § 1051 of this title by Laws 2010, c. 41, § 103, emerg. eff. April 2, 2010.

§64-225. Repealed by Laws 1947, p. 412, § 2.

§64-225.1. Renumbered as § 1052 of this title by Laws 2010, c. 41, § 104, emerg. eff. April 2, 2010.

§64-226. Renumbered as § 1053 of this title by Laws 2010, c. 41, § 105, emerg. eff. April 2, 2010.

§64-227. Renumbered as § 1054 of this title by Laws 2010, c. 41, § 106, emerg. eff. April 2, 2010.

§64-228. Renumbered as § 1055 of this title by Laws 2010, c. 41, § 107, emerg. eff. April 2, 2010.

§64-229.1. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-229.2. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-229.3. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-229.4. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-229.5. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-241. Renumbered as § 1056 of this title by Laws 2010, c. 41, § 108, emerg. eff. April 2, 2010.

§64-242. Repealed by Laws 1933, c. 91, § 14; Laws 1937, p. 133, § 13.

§64-243. Repealed by Laws 1961, p. 491, § 1.

§64-244. Renumbered as § 1057 of this title by Laws 2010, c. 41, § 109, emerg. eff. April 2, 2010.

§64-245. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-246. Renumbered as § 1058 of this title by Laws 2010, c. 41, § 110, emerg. eff. April 2, 2010.

§64-247. Repealed by Laws 1941, p. 462, § 1.

§64-248. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-249. Renumbered as § 1059 of this title by Laws 2010, c. 41, § 111, emerg. eff. April 2, 2010.

§64-250. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-251. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-252. Renumbered as § 1060 of this title by Laws 2010, c. 41, § 112, emerg. eff. April 2, 2010.

§64-253. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-254. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-255. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-256. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-256.1. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-257. Repealed by Laws 1965, c. 401, § 3, eff. July 5, 1965.

§64-258. Repealed by Laws 1965, c. 401, § 3, eff. July 5, 1965.

§64-259. Renumbered as § 1061 of this title by Laws 2010, c. 41, § 113, emerg. eff. April 2, 2010.

§64-260. Renumbered as § 1062 of this title by Laws 2010, c. 41, § 114, emerg. eff. April 2, 2010.

§64-260.1. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-260.2. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-261. Repealed by Laws 1965, c. 401, § 3, eff. July 5, 1965.

§64-262. Repealed by Laws 1965, c. 401, § 3, eff. July 5, 1965.

§64-263. Repealed by Laws 1965, c. 401, § 3, eff. July 5, 1965.

§64-264. Repealed by Laws 1965, c. 401, § 3, eff. July 5, 1965.

§64-265. Repealed by Laws 1965, c. 401, § 3, eff. July 5, 1965.

§64-266. Repealed by Laws 1965, c. 401, § 3, eff. July 5, 1965.

§64-267. Repealed by Laws 1965, c. 401, § 3, eff. July 5, 1965.

§64-281. Renumbered as § 1063 of this title by Laws 2010, c. 41, § 115, emerg. eff. April 2, 2010.

§64-282. Renumbered as § 1064 of this title by Laws 2010, c. 41, § 116, emerg. eff. April 2, 2010.

§64-283. Renumbered as § 1065 of this title by Laws 2010, c. 41, § 117, emerg. eff. April 2, 2010.

§64-284. Repealed by Laws 1947, p. 412, § 1.

§64-285. Renumbered as § 1066 of this title by Laws 2010, c. 41, § 118, emerg. eff. April 2, 2010.

§64-286. Repealed by Laws 1947, p. 412, § 1.

§64-287. Renumbered as § 1067 of this title by Laws 2010, c. 41, § 119, emerg. eff. April 2, 2010.

§64-288. Renumbered as § 1068 of this title by Laws 2010, c. 41, § 120, emerg. eff. April 2, 2010.

§64-289. Renumbered as § 1069 of this title by Laws 2010, c. 41, § 121, emerg. eff. April 2, 2010.

§64-290. Renumbered as § 1070 of this title by Laws 2010, c. 41, § 122, emerg. eff. April 2, 2010.

§64-291. Renumbered as § 1071 of this title by Laws 2010, c. 41, § 123, emerg. eff. April 2, 2010.

§64-292. Renumbered as § 1072 of this title by Laws 2010, c. 41, § 124, emerg. eff. April 2, 2010.

§64-293. Renumbered as § 1073 of this title by Laws 2010, c. 41, § 125, emerg. eff. April 2, 2010.

§64-294. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-311. Repealed by Laws 1955, p. 374, § 11.

§64-312. Repealed by Laws 1955, p. 374, § 11.

§64-313. Repealed by Laws 1955, p. 374, § 11.

§64-314. Repealed by Laws 1955, p. 374, § 11.

§64-315. Repealed by Laws 1955, p. 374, § 11.

§64-316. Repealed by Laws 1955, p. 374, § 11.

§64-317. Repealed by Laws 1955, p. 374, § 11.

§64-318. Repealed by Laws 1955, p. 374, § 11.

§64-319. Repealed by Laws 1955, p. 374, § 11.

§64-320. Repealed by Laws 1955, p. 374, § 11.

§64-321. Repealed by Laws 1955, p. 374, § 11.

§64-322. Repealed by Laws 1955, p. 374, § 11.

§64-323. Repealed by Laws 1955, p. 374, § 11.

§64-324. Repealed by Laws 1955, p. 374, § 11.

§64-325. Repealed by Laws 1955, p. 374, § 11.

§64-326. Repealed by Laws 1955, p. 374, § 11.

§64-327. Repealed by Laws 1955, p. 374, § 11.

§64-328. Repealed by Laws 1955, p. 374, § 11.

§64-329. Repealed by Laws 1955, p. 374, § 11.

§64-330. Repealed by Laws 1955, p. 374, § 11.

§64-351. Renumbered as § 1074 of this title by Laws 2010, c. 41, § 126, emerg. eff. April 2, 2010.

§64-352. Renumbered as § 1075 of this title by Laws 2010, c. 41, § 127, emerg. eff. April 2, 2010.

§64-353. Renumbered as § 1076 of this title by Laws 2010, c. 41, § 128, emerg. eff. April 2, 2010.

§64-354. Renumbered as § 1077 of this title by Laws 2010, c. 41, § 129, emerg. eff. April 2, 2010.

§64-355. Renumbered as § 1078 of this title by Laws 2010, c. 41, § 130, emerg. eff. April 2, 2010.

§64-356. Repealed by Laws 1961, p. 491, § 1.

§64-357. Repealed by Laws 1979, c. 47, § 109, emerg. eff. April 9, 1979.

§64-371. Renumbered as § 1079 of this title by Laws 2010, c. 41, § 131, emerg. eff. April 2, 2010.

§64-371a. Repealed by Laws 1993, c. 330, § 33, eff. July 1, 1993.

§64-372. Repealed by Laws 1961, p. 491, § 1.

§64-373. Repealed by Laws 1961, p. 491, § 1.

§64-374. Repealed by Laws 1961, p. 491, § 1.

§64-375. Repealed by Laws 1961, p. 491, § 1.

§64-376. Repealed by Laws 1961, p. 491, § 1.

§64-377. Repealed by Laws 1961, p. 491, § 1.

§64-378. Repealed by Laws 1961, p. 491, § 1.

§64-379. Repealed by Laws 1961, p. 491, § 1.

§64-380. Repealed by Laws 1961, p. 491, § 1.

§64-381. Renumbered as § 1080 of this title by Laws 2010, c. 41, § 132, emerg. eff. April 2, 2010.

§64-401. Repealed by Laws 1949, p. 440, § 1.

§64-402. Repealed by Laws 1949, p. 440, § 1.

§64-403. Repealed by Laws 1949, p. 440, § 1.

§64-404. Repealed by Laws 1949, p. 440, § 1.

§64-405. Renumbered as § 1081 of this title by Laws 2010, c. 41, § 133, emerg. eff. April 2, 2010.

§64-406. Renumbered as § 1082 of this title by Laws 2010, c. 41, § 134, emerg. eff. April 2, 2010.

§64-407. Renumbered as § 1083 of this title by Laws 2010, c. 41, § 135, emerg. eff. April 2, 2010.

§64-408. Renumbered as § 1084 of this title by Laws 2010, c. 41, § 136, emerg. eff. April 2, 2010.

§64-421. Renumbered as § 1085 of this title by Laws 2010, c. 41, § 137, emerg. eff. April 2, 2010.

§64-422. Renumbered as § 1086 of this title by Laws 2010, c. 41, § 138, emerg. eff. April 2, 2010.

§64-423. Renumbered as § 1087 of this title by Laws 2010, c. 41, § 139, emerg. eff. April 2, 2010.

§64-424. Renumbered as § 1088 of this title by Laws 2010, c. 41, § 140, emerg. eff. April 2, 2010.

§64-425. Renumbered as § 1089 of this title by Laws 2010, c. 41, § 141, emerg. eff. April 2, 2010.

§64-451. Renumbered as § 1090 of this title by Laws 2010, c. 41, § 142, emerg. eff. April 2, 2010.

§64-452. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-453. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-454. Renumbered as § 1091 of this title by Laws 2010, c. 41, § 143, emerg. eff. April 2, 2010.

§64-455. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-456. Repealed by Laws 2010, c. 41, § 52, emerg. eff. April 2, 2010.

§64-457. Renumbered as § 1092 of this title by Laws 2010, c. 41, § 144, emerg. eff. April 2, 2010.

§64-458. Renumbered as § 1093 of this title by Laws 2010, c. 41, § 145, emerg. eff. April 2, 2010.

§64-459. Renumbered as § 1094 of this title by Laws 2010, c. 41, § 146, emerg. eff. April 2, 2010.

§64-460. Renumbered as § 1095 of this title by Laws 2010, c. 41, § 147, emerg. eff. April 2, 2010.

§64-1001. Commissioners of the Land Office - Personnel.

A. The Governor, Lieutenant Governor, State Auditor and Inspector, Superintendent of Public Instruction, and the President of the State Board of Agriculture shall constitute the Commissioners of the Land Office. The Commissioners of the Land Office shall have charge of the sale, exchange, rental, disposal, and management of the school lands and other public lands of the state and of the funds and proceeds derived from the lands. The school lands and public lands of the state and the funds and proceeds derived from the lands shall be managed as a sacred trust for the exclusive benefit of the beneficiaries and for the return of full value from the use and disposition of the trust property and as prescribed by the Legislature to attain the trust goals by protection of assets coupled with maximum return and to provide standards to foster evenhanded and proper administration of the trust.

B. The Commissioners of the Land Office shall possess and retain all powers and duties irrevocably granted pursuant to the Constitution of the State of Oklahoma, the Enabling Act of Oklahoma, and laws governing the proper administration of trusts. Added by Laws 1933, c. 91, p. 162, § 2. Amended by Laws 1979, c. 30, § 36, emerg. eff. April 6, 1979; Laws 2010, c. 41, § 2, emerg. eff. April 2, 2010. Renumbered from § 1 of this title by Laws 2010, c. 41, § 53, emerg. eff. April 2, 2010.

§64-1002. Administration of state school lands - Powers and duties.

In order that the state school lands may be administered in a manner to assure their preservation as well as the appreciation of the trust estate and the maximum return from the use of state school lands for the support and maintenance of the common schools of the state, the Commissioners of the Land Office, as trustees of the state school lands, are hereby authorized and empowered to:

1. Categorize the state school lands as agricultural or commercial according to the use which the Commissioners of the Land Office determine from time to time to be most beneficial to the interest of the present and future beneficiaries of the state;
2. Sell, at public auction after appraisalment, the surface interest in any state school land categorized by the Commissioners of

the Land Office to be excess or when determined to be in the best interest of the trust;

3. Institute projects to develop and improve those state school lands which are categorized as commercial lands;

4. Acquire by exchange, purchase, gift or grant all real property and to acquire by exchange, purchase, gift or grant all personal property necessary for the purpose of utilizing trust lands for the development of commercial and agricultural leases to maximize trust income for present and future beneficiaries; and

5. Exchange any real property of the trust for other real property of equal or greater value to maximize income for present and future beneficiaries, in accordance with and under the safeguard of trust requirements.

Added by Laws 1985, c. 196, § 13, emerg. eff. June 26, 1985. Amended by Laws 1986, c. 64, § 1, emerg. eff. April 1, 1986; Laws 1989, c. 173, § 1, operative July 1, 1989; Laws 2010, c. 41, § 3, emerg. eff. April 2, 2010. Renumbered from § 1.1 of this title by Laws 2010, c. 41, § 54, emerg. eff. April 2, 2010. Amended by Laws 2013, c. 70, § 1.

§64-1003. Public project and programs using federal, state or local funds, nonprofit rural water districts and certain rural water districts - Easements.

A. The Commissioners of the Land Office may grant easements to entities with power of eminent domain pursuant to the policies of Section 13 of Title 27 of the Oklahoma Statutes.

B. The Commissioners shall, upon written application, grant easements to:

1. Nonprofit rural water districts organized pursuant to Section 863 of Title 18 of the Oklahoma Statutes;

2. Rural water districts organized pursuant to the Rural Water, Sewer, Gas and Solid Waste Management Districts Act; or

3. Rural electric cooperatives organized pursuant to Section 437 of Title 18 of the Oklahoma Statutes, for the purpose of laying a water or power line upon the property.

C. Prior to the granting of such easement, an appraisal shall be conducted to determine the fair market value of the easement. The district or cooperative requesting the easement shall petition the District Court in the county in which the easement is located to determine the fair market value of the easement. The court shall appoint three disinterested persons who are residents of that county who shall first take an oath to fairly and impartially appraise the value of the easement. The appraisers shall meet and determine the fair market value of the easement, in writing, and return the same under their signatures to the court. Said appraisal shall show the fair market value of the easement. Appraiser's fees shall be set by the court and charged to the requesting district or cooperative as

costs. The district or cooperative shall enclose a certified copy of the appraisal and payment in the amount of the appraised value with its written request for easement to the Commissioners of the Land Office. Except for the amount received for the granting of an easement, no additional fees or other charges shall be assessed by Commissioners of the Land Office for the granting of such easement.

D. The granting of easements pursuant to this section shall be timely and shall not exceed sixty (60) days from date that the appraisal is submitted to the district court.

E. Easements shall run concurrently with the life of the facilities installed.

Added by Laws 1989, c. 173, § 3, operative July 1, 1989. Amended by Laws 1992, c. 244, § 1, eff. Sept. 1, 1992; Laws 1994, c. 339, § 4, emerg. eff. June 8, 1994. Renumbered from § 1.4 of this title by Laws 2010, c. 41, § 55, emerg. eff. April 2, 2010.

§64-1004. Retention of realtors to secure tenants in commercial leasing of trust property.

The Commissioners of the Land Office may retain realtors for the purpose of securing tenants in the commercial leasing of trust property. Realtors shall be chosen by a solicitation of proposals on a competitive bid basis pursuant to standards set by the Commissioners. The process of selecting realtors shall be exempt from the Oklahoma Central Purchasing Act. The Commission may pay realtors retained to secure tenants for trust property on a commission basis.

Added by Laws 2004, c. 433, § 2, eff. July 1, 2004. Renumbered from § 1.5 of this title by Laws 2010, c. 41, § 56, emerg. eff. April 2, 2010.

§64-1005. Administration of Office - Appointment and duties of Secretary.

A. The Land Office shall be administered by the Secretary of the Land Office under the supervision of the Commissioners of the Land Office. The Secretary shall, subject to the qualifications listed in subsection B of this section, be appointed by the Governor with the advice and consent of the Commissioners of the Land Office. It shall be the duty of the Secretary to execute, under the supervision of the Commissioners of the Land Office, the provisions of the Enabling Act of Oklahoma as it relates to the management of school lands and other public lands, the Constitution of the State of Oklahoma, and all laws, regulations, and duties pertaining to the Commissioners of the Land Office and to carry into execution the will of the Commissioners of the Land Office not in conflict with any law.

B. The Secretary of the Land Office shall:

1. Possess an advanced degree from an accredited college or university;

2. Have not less than five (5) years experience in government, law or finance; and

3. Meet other specific requirements as specified by the Commissioners of the Land Office.

C. The Secretary of the Land Office shall serve a four-year term of service concurrent with the term of the appointing Governor and the other elected officials on the Commission. The Secretary may serve consecutive terms and may serve past the term of the appointing Governor only until a successor is appointed. If the appointment is terminated or if the Secretary resigns, becomes incapacitated or for any reason is unable to perform the duties of the Secretary, the Commissioners may appoint an acting Secretary until a replacement may be appointed to complete the term as provided for in this section. Added by Laws 1935, p. 108, § 1, emerg. eff. May 14, 1935. Amended by Laws 2010, c. 41, § 4, emerg. eff. April 2, 2010. Renumbered from § 2 of this title by Laws 2010, c. 41, § 57, emerg. eff. April 2, 2010.

§64-1006. Commissioners of the Land Office - Secretary - Employees.

The Governor of the State of Oklahoma shall be designated as chairman ex officio of the Commissioners of the Land Office. The Commissioners shall elect from their body a vice-chairman whose duty it shall be to act as chairman in the absence of the chairman or in case of the failure, neglect, or refusal of the chairman to act.

The Secretary of the Land Office shall select for employment all employees as may be deemed necessary and appropriate to properly operate the Land Office, except the General Counsel for the Land Commission who shall be selected by a majority of the Commission.

The Commissioners, by a majority vote, may remove the Secretary of the Land Office and the General Counsel of the Land Office. The Secretary may discharge and remove any employee of the Land Office. Added by Laws 1933, c. 91, p. 168, § 13. Amended by Laws 1933, c. 184, p. 406, § 2; Laws 2010, c. 41, § 5, emerg. eff. April 2, 2010. Renumbered from § 3 of this title by Laws 2010, c. 41, § 58, emerg. eff. April 2, 2010.

§64-1007. Division heads under supervision of Secretary.

The head of each division in the Department of the Commissioners of the Land Office shall be under the immediate supervision and command, in the administration of their divisions, of the Secretary. Added by Laws 1935, p. 108, § 3, emerg. eff. May 14, 1935. Renumbered from § 6 of this title by Laws 2010, c. 41, § 59, emerg. eff. April 2, 2010.

§64-1008. Accounting system.

It shall be the duty of the Secretary of the Land Office to install modern forms and equipment for a system of accounting to

properly protect, preserve and account for all transactions made by or on behalf of the Commissioners of the Land Office.

Added by Laws 1935, p. 109, § 7, emerg. eff. May 14, 1935. Amended by Laws 2010, c. 41, § 6, emerg. eff. April 2, 2010. Renumbered from § 10 of this title by Laws 2010, c. 41, § 60, emerg. eff. April 2, 2010.

§64-1009. Commissioners of the Land Office Fund - Deposit of funds - Use of funds.

A. There is hereby created in the State Treasury a fund to be designated the Commissioners of the Land Office Fund. The fund shall be subject to legislative appropriations and certification by the Board of Equalization. The fund shall consist of revenues deposited to the fund pursuant to subsection B of this section and other revenues deposited to the fund by law. The fund shall be a continuing fund, not subject to fiscal year limitations.

B. Beginning July 1, 1992, the Commissioners of the Land Office shall deposit six percent (6%) of the revenue generated from the Common School Fund, the Education Institutions Fund, the University of Oklahoma Fund, the University Preparatory School Fund, the Oklahoma State University Fund, the Normal Schools Fund, the Langston University Fund, the Public Building Fund, and the Greer 33 Fund to the credit of the Commissioners of the Land Office Fund.

C. Funds in the Commissioners of the Land Office Fund shall be used exclusively for carrying out the duties of the Commissioners of the Land Office as the law may prescribe.

Added by Laws 1992, c. 324, § 2, eff. July 1, 1992. Amended by Laws 1997, c. 118, § 1, eff. July 1, 1997. Renumbered from § 15 of this title by Laws 2010, c. 41, § 61, emerg. eff. April 2, 2010.

§64-1010. Employee real estate appraiser license - Payment of fee.

The Commissioners of the Land Office shall be responsible for and pay the fee for obtaining a real estate appraiser license for any employee who is required to obtain such license to perform job duties.

Added by Laws 2003, c. 205, § 3, eff. July 1, 2003. Renumbered from § 16 of this title by Laws 2010, c. 41, § 62, emerg. eff. April 2, 2010.

§64-1011. Revolving fund created - Payments into fund - Payments from fund - Cash fund.

A. There is hereby created a revolving fund for the Commissioners of the Land Office to be designated the "Commissioners of the Land Office Revolving Fund". The fund shall be a continuing fund not subject to fiscal year limitations and into which shall be paid all fees that may be collected by the Commissioners of the Land Office, transfers from other revolving funds of the Commissioners of

the Land Office and any monies designated for transfer into the fund. In addition, available monies received within an annual period may be added to the fund upon designation by the Secretary of the Land Office, in such case the funds are hereby appropriated and may be budgeted and expended by the Commissioners of the Land Office within the annual period in which received or thereafter in the performance of the constitutional and statutory trust duties of the Commissioners of the Land Office. Monies from the fund may be used to pay for all books, forms, and other necessary equipment and supplies for the installation and maintenance of a modern system of accounting, necessary printing expenses, abstracts, refunds, expenses incidental to the operation of the Land Office, necessary communication and traveling expenses incurred by the employees of the Land Office, attorney fees and litigation expenses, collection costs and expenses, distributions and conservation and commercial property upgrades. The Commissioners of the Land Office may also use monies in the revolving fund for any expenses of the Land Office related to personal services, operating expenses, the purchase of equipment and for the performance of all duties necessary and as may be prescribed to carry out the function of the Land Office. All funds accruing to the fund are hereby appropriated. Monies in the fund may be invested by the State Treasurer in the manner prescribed in Section 89.1a et seq. of Title 62 of the Oklahoma Statutes. Interest income derived from the investment of monies in the fund shall be credited to and placed in the fund.

B. There is hereby created a cash drawer change fund for the Commissioners of the Land Office. The fund shall be used as cash for the Land Office to make change for customers and for the payment of emergency purchases and bills. The amount held in the fund shall not exceed One Thousand Dollars (\$1,000.00). The initial amount in the fund shall be drawn by warrant from the revolving fund created pursuant to subsection A of this section. All adjustments to the amount retained in the fund shall be by withdrawal and deposit in the revolving fund established pursuant to subsection A of this section upon the filing of a claim with proper receipts showing the disbursement therefrom. Officers, employees or agents of the Land Office shall be prohibited from receiving change from the fund. Added by Laws 1935, p. 109, § 8, emerg. eff. May 14, 1935. Amended by Laws 1937, p. 125, § 1, emerg. eff. March 29, 1937; Laws 1961, p. 490, § 1, emerg. eff. July 12, 1961; Laws 2010, c. 41, § 7, emerg. eff. April 2, 2010. Renumbered from § 41 of this title by Laws 2010, c. 41, § 63, emerg. eff. April 2, 2010. Amended by Laws 2012, c. 114, § 1, eff. July 1, 2012; Laws 2013, c. 250, § 1, emerg. eff. May 13, 2013; Laws 2014, c. 117, § 1, eff. July 1, 2014. NOTE: Laws 1961, p. 649, § 4 repealed by Laws 1989, c. 353, § 14, emerg. eff. June 3, 1989.

§64-1012. Fees and resolutions.

A. The Commissioners of the Land Office, by formal resolution adopted by a majority vote of the members of the Commission, shall fix a schedule of fees to be charged for services rendered by the Land Office. Except as otherwise provided by law, the fees shall be collected and deposited in the revolving fund for the Commissioners of the Land Office.

B. The Secretary of the Land Office shall have authority to issue formal resolutions adopted by the Commissioners of the Land Office, as authorized by the Commissioners. The Commissioners of the Land Office shall be exempt from Article I of the Administrative Procedures Act with respect to the adoption and issuance of formal resolutions of the Commissioners.

Added by Laws 1935, p. 109, § 9, emerg. eff. May 14, 1935. Amended by Laws 2010, c. 41, § 8, emerg. eff. April 2, 2010. Renumbered from § 43 of this title by Laws 2010, c. 41, § 64, emerg. eff. April 2, 2010.

§64-1013. Investment of permanent school funds and other educational funds.

A. The Commissioners of the Land Office shall be responsible for the investment of the permanent school funds, other educational funds and public building funds solely in the best interests of the current and future beneficiaries. The Commissioners of the Land Office shall make investments:

1. For the exclusive purpose of:
 - a. providing maximum benefits to current and future beneficiaries, and
 - b. defraying reasonable expenses of administering the trust funds;

2. With the care, skill, prudence and diligence under the circumstances then prevailing that a prudent person acting in a like enterprise of a like character and with like aims would use; and

3. By diversifying the investments of the trust funds so as to minimize the risk of large losses.

B. The permanent school fund and other educational funds may only be invested in bonds issued in the United States, United States dollar denominated or other investments settled in United States dollars or traded on the United States exchange markets and real property to be owned or acquired by the Commissioners of the Land Office. The Commissioners of the Land Office shall not invest more than sixty percent (60%) of the trust fund investments in equity securities. The Commissioners of the Land Office are further authorized to acquire, purchase, exchange and grant any real property under its jurisdiction as is necessary to carry out the investment in the real property. The Commissioners of the Land Office shall not invest more than three percent (3%) of the total value of the assets

of the permanent school funds in connection with investments in real property. In no case shall the Commissioners of the Land Office bid against private sector bidders above the appraised value of any property to be acquired.

C. The Commissioners shall establish an investment committee. The investment committee shall be composed of not more than three members of the Commissioners of the Land Office or their designees. The committee shall make recommendations to the Commissioners of the Land Office on all matters related to the choice of managers of the assets of the funds, on the establishment of investment and fund management guidelines, and in planning future investment policy. The committee shall have no authority to act on behalf of the Commissioners of the Land Office in any circumstances whatsoever. No recommendations of the committee shall have effect as an action of the Commissioners of the Land Office or take effect without the approval of the Commissioners as provided by law. The Commissioners shall promulgate and adopt on an annual basis an investment plan. The investment plan shall state the criteria for selecting investment managers, the allocation of assets among investment managers, and established standards of investment and fund management.

D. The Commissioners shall retain qualified investment managers to provide for investment of the fund monies and for the management of investment real property pursuant to the investment plan. Investment managers shall be chosen by a solicitation of proposals on a competitive bid basis pursuant to standards set by the Commissioners. Subject to the investment plan, each investment manager shall have full discretion in the management of the funds or investment real property allocated to said investment managers. The funds allocated to investment managers shall be actively managed by them, which may include selling investments and realizing losses if the action is considered advantageous to longer term return maximization. Because of the total return objective, no distinction shall be made for management and performance evaluation purposes between realized and unrealized capital gains and losses.

E. The Commissioners shall take any measures they deem appropriate to safeguard custody of securities and other assets of the trusts.

F. By September 1 of each year, the Commissioners shall develop a written investment plan for the trust funds.

G. The Commissioners shall compile a quarterly financial report showing the performance of all the combined funds under their control on a fiscal year basis. The report shall contain a list of all investments made by the Commissioners and a list of any commissions, fees or payments made for services regarding the investments for that reporting period. The report shall be based on market values and shall be compiled pursuant to uniform reporting standards prescribed by the Oklahoma State Pension Commission for all state retirement

systems. The report shall be distributed to the Oklahoma State Pension Commission, the Cash Management and Investment Oversight Commission, and the Legislative Service Bureau.

H. Before January 1 of each year, the Commissioners shall publish an annual report of all Trust operations, presented in a simple and easily understood manner to the extent possible. The report shall be submitted to the Governor, the Speaker of the House of Representatives, the President Pro Tempore of the Senate, the State Department of Education and each higher education beneficiary. The annual report shall cover the operation of the Trusts during the past fiscal year, including income, disbursements and the financial condition of the Trusts at the end of each fiscal year on a cash basis. The annual report shall also contain a summary of the assets of each trust and current market value as of the report date.

I. The Cash Management and Investment Oversight Commission shall review reports prepared by the Commissioners of the Land Office pursuant to this subsection and shall make recommendations regarding the investment strategies and practices, the development of internal auditing procedures and practices and any other matters as determined necessary and applicable.

J. The Commissioners of the Land Office shall select one custodial bank to settle transactions involving the investment of the funds under the control of the Commissioners of the Land Office. The Commissioners of the Land Office shall review the performance of the custodial bank at least once every year. The Commissioners of the Land Office shall require a written competitive bid every five (5) years. The custodial bank shall have a minimum of Five Hundred Million Dollars (\$500,000,000.00) in assets to be eligible for selection. Any out-of-state custodial bank shall have a service agent in the State of Oklahoma so that service of summons or legal notice may be had on the designated agent, and the bank shall submit to the jurisdiction of Oklahoma state courts for resolution of any and all disputes. In order to be eligible for selection, the custodial bank shall allow electronic access to all transaction and portfolio reports maintained by the custodial bank involving the investment of state funds under control of the Commissioners of the Land Office and to the Cash Management and Investment Oversight Commission. The requirement for electronic access shall be incorporated into any contract between the Commissioners of the Land Office and the custodial bank. Neither the Commissioners of the Land Office nor the custodial bank shall permit any of the funds under the control of the Commissioners of the Land Office or any of the documents, instruments, securities or other evidence of a right to be paid money to be located in any place other than within a jurisdiction or territory under the control or regulatory power of the United States government.

Added by Laws 1963, c. 90, § 1, emerg. eff. May 22, 1963. Amended by Laws 1968, c. 308, § 1, emerg. eff. May 7, 1968; Laws 1969, c. 186, § 1, emerg. eff. April 17, 1969; Laws 1986, c. 64, § 6, emerg. eff. April 1, 1986; Laws 1987, c. 21, § 1, emerg. eff. April 14, 1987; Laws 1994, c. 347, § 1, eff. Sept. 1, 1995; Laws 1995, c. 26, § 1, eff. Nov. 1, 1995; Laws 1995, c. 212, § 3, eff. July 1, 1995; Laws 1999, c. 116, § 1, eff. July 1, 1999; Laws 2001, c. 96, § 1, eff. July 1, 2001; Laws 2010, c. 41, § 9, emerg. eff. April 2, 2010. Renumbered from § 51 of this title by Laws 2010, c. 41, § 65, emerg. eff. April 2, 2010. Amended by Laws 2013, c. 70, § 2; Laws 2014, c. 117, § 2, eff. July 1, 2014; Laws 2016, c. 71, § 6.

§64-1014. Investment of permanent school funds in real property owned or acquired by state or Tourism and Recreation Department and under jurisdiction of Tourism and Recreation Commission.

A. The Commissioners of the Land Office may invest the permanent school funds in real property owned or acquired by the State of Oklahoma or the Oklahoma Tourism and Recreation Department and under the jurisdiction of the Oklahoma Tourism and Recreation Commission. The Commissioners of the Land Office shall not invest more than three percent (3%) of the total value of the permanent school funds in connection with this investment.

B. The Commissioners of the Land Office are authorized to acquire, exchange, and grant any real property under its jurisdiction as is necessary to carry out the investment in the real property.

C. The Commissioners of the Land Office may carry out the investment as authorized in this section only if the investment complies with all provisions of the Oklahoma Constitution related to preservation and use of the permanent school fund and with all other trust requirements under law related to investment of the fund.

D. Any investment in or acquisition, exchange or grant of any real property by the Commissioners of the Land Office relating to the Texoma State Park, Lake Texoma Lodge or any real property in the area owned by the Oklahoma Tourism and Recreation Department shall be subject to the following provisions:

1. Employees at Texoma State Park and/or Lake Texoma Lodge who have a minimum of two (2) years' continuous service with the Oklahoma Tourism and Recreation Department at Texoma State Park and/or Lake Texoma Lodge on the date of the facilities' closure shall have the opportunity to obtain employment with any successor operator of a resort or park facility located on the lands held by the Oklahoma Tourism and Recreation Department on the effective date of this act, provided such employees are qualified and eligible for any such employment. Further, the Oklahoma Tourism and Recreation Department is hereby directed to develop a severance package for all such employees affected by any closure of facilities as provided for in this section;

2. Any investment in or acquisition, exchange or grant of real property authorized by this section shall ensure a fair return to the Oklahoma Tourism and Recreation Department to be distributed as provided for in paragraph 3 of this subsection;

3. All proceeds to the Oklahoma Tourism and Recreation Department from any such investment in or acquisition, exchange or grant of state property in the park shall be reinvested in the Texoma area in projects that enhance the visitor experience or augment the public facilities available to visitors as provided for in Section 1852.3 of Title 74 of the Oklahoma Statutes;

4. Any such investment in or acquisition, exchange or grant of state property must lead to the highest and best use of the property;

5. Existing concessionaires in and around the park shall be consulted and given opportunities to participate in any and all business opportunities and improvements resulting from such investment in or acquisition, exchange or grant of real property. The private investments of existing concessionaires in and around the park shall be given due consideration by any state agency that is a party to any investment in or acquisition, exchange or grant of real property authorized by this act; and

6. Any such investment in or acquisition, exchange or grant of any real property shall include a provision to ensure the Oklahoma Department of Tourism and Recreation grants to the Lake Texoma Association the real property that includes the association's headquarters and that the association be allowed to remain at its current location.

Added by Laws 2004, c. 394, § 1, emerg. eff. June 3, 2004.

Renumbered from § 51.1 of this title by Laws 2010, c. 41, § 66, emerg. eff. April 2, 2010.

§64-1015. Appraisals and determining fair market value.

The Commissioners of the Land Office shall utilize the procedures set forth in Section 327 of Title 61 of the Oklahoma Statutes that are applicable for purposes of obtaining appraisals and determining fair market value whenever the Commissioners acquire real property from any department, board, commission, institution or agency of this state.

Added by Laws 2007, c. 190, § 1, eff. July 1, 2007. Amended by Laws 2010, c. 41, § 10, emerg. eff. April 2, 2010. Renumbered from § 51.2 of this title by Laws 2010, c. 41, § 67, emerg. eff. April 2, 2010. Amended by Laws 2016, c. 71, § 7.

§64-1016. Appraisers - Prohibited activities - Violations.

A. No appraiser for the Commissioners of the Land Office shall:

1. Directly or indirectly solicit or accept any compensation, gift, loan, entertainment, favor or service given for the purpose of

influencing the appraiser in the discharge of the official duties of the appraiser;

2. Use the official position of the appraiser to solicit or secure special privileges or exemptions for the appraiser or others, except as may be provided by law;

3. Disclose or offer to disclose confidential information acquired by reason of the official position of the appraiser to any person, group or others not entitled to receive confidential information, nor use the information for personal gain or benefit;

4. Receive or solicit any compensation that would impair independence of judgment for the services provided as an appraiser for the Commissioners of the Land Office, from any source other than the Commissioners, unless otherwise provided by law; or

5. Accept or solicit other employment which would impair efficiency or independence of judgment in the performance of the public duties of the appraiser.

B. Any appraiser violating this section shall be deemed guilty of a misdemeanor.

C. All confidential communications and information obtained by an appraiser for the Commissioners of the Land Office shall not be considered public records and shall not be disclosed, except when a majority of the Commissioners of the Land Office determine that disclosure is in the best interest of the trust.

Added by Laws 1933, c. 187, p. 410, § 2, emerg. eff. July 21, 1933. Amended by Laws 1979, c. 228, § 2; Laws 2010, c. 41, § 11, emerg. eff. April 2, 2010. Renumbered from § 61 of this title by Laws 2010, c. 41, § 68, emerg. eff. April 2, 2010.

§64-1017. False statements or affidavits - Perjury - Penalty.

Any person who shall execute or make any sworn statement or affidavit containing false information in connection with any transaction made from the funds held by the Commissioners of the Land Office shall be guilty of the felony of perjury and, upon conviction thereof, shall be punished by a fine not to exceed Five Thousand Dollars (\$5,000.00) or by imprisonment in the custody of the Department of Corrections for a term not to exceed one (1) year, or by both fine and imprisonment.

Added by Laws 1933, c. 187, p. 411, § 5, emerg. eff. July 20, 1933. Amended by Laws 1997, c. 133, § 537, eff. July 1, 1999; Laws 1999, 1st Ex. Sess., c. 5, § 388, eff. July 1, 1999; Laws 2010, c. 41, § 12, emerg. eff. April 2, 2010. Renumbered from § 64 of this title by Laws 2010, c. 41, § 69, emerg. eff. April 2, 2010.

NOTE: Laws 1998, 1st Ex. Sess., c. 2, § 23 amended the effective date of Laws 1997, c. 133, § 537 from July 1, 1998, to July 1, 1999.

§64-1018. Destruction of timber or improvements - Unlawful entry - Damages.

Any person, firm, business, or other entity who, without written authority from the Commissioners of the Land Office, trespasses, uses, cuts timber, injures or destroys surface or subsurface lands or improvements, removes anything of value from the surface or subsurface, assumes possession without a lease or other legal interest in the lands, or who refuses to surrender possession at the expiration, rescission or termination of a lease or easement shall be subject to a civil action for actual damages, possession of the land, injunction, civil penalties equal to the amount of actual damages, attorney fees, litigation expenses, sheriff fees and court costs. Damage claims shall carry sixteen-percent interest from the date of injury. The person, business or other entity shall also be subject to criminal penalties as may be provided by law.

Added by Laws 1935, p. 115, § 24, emerg. eff. May 14, 1935. Amended by Laws 1937, p. 131, § 8, emerg. eff. March 29, 1937; Laws 1997, c. 133, § 538, eff. July 1, 1999; Laws 1999, 1st Ex. Sess., c. 5, § 389, eff. July 1, 1999; Laws 2010, c. 41, § 13, emerg. eff. April 2, 2010. Renumbered from § 88 of this title by Laws 2010, c. 41, § 70, emerg. eff. April 2, 2010.

NOTE: Laws 1998, 1st Ex. Sess., c. 2, § 23 amended the effective date of Laws 1997, c. 133, § 538 from July 1, 1998, to July 1, 1999.

§64-1019. Lien on crops to secure rentals.

The Commissioners of the Land Office shall have a first lien upon all crops produced on state-owned lands which have been leased to secure rentals payable for the use of the lands.

Added by Laws 1935, p. 116, § 26, emerg. eff. May 14, 1935. Amended by Laws 2010, c. 41, § 14, emerg. eff. April 2, 2010. Renumbered from § 90 of this title by Laws 2010, c. 41, § 71, emerg. eff. April 2, 2010.

§64-1020. Sale of oil, gas or mineral leases.

The Commissioners of the Land Office may sell oil and gas or other mineral leases on any of the public lands under their control and supervision whether the same was acquired by federal grant, donation, foreclosure or otherwise. The Commissioners of the Land Office shall publish notice of the lease sale one time not less than thirty (30) days prior to the lease sale date in two newspapers authorized by law to publish legal notices. One of the newspapers shall be published in the county where the land is located or other newspaper as authorized by Section 106 of Title 25 of the Oklahoma Statutes. The other shall be a newspaper of general circulation in this state. The leasing shall require and the advertisement shall specify in each case a fixed royalty to be paid by the successful bidder, in addition to any bonus offered for the lease, and no transfer or assignment of any lease shall be valid or confer any right in the assignee without the prior consent of the Commissioners

of the Land Office in writing. Agricultural lessees in possession of the lands shall be reimbursed for all damage done to the interest of the agricultural lessee. The Commissioners of the Land Office have the right to reject any and all bids for leases. The Commissioners of the Land Office shall provide any other notice of oil and gas lease sales to all interested parties by any means it determines is needed to attract the best competition.

Added by Laws 1935, p. 116, § 28, emerg. eff. May 14, 1935. Amended by Laws 2003, c. 205, § 1, eff. July 1, 2003; Laws 2010, c. 41, § 15, emerg. eff. April 2, 2010. Renumbered from § 92 of this title by Laws 2010, c. 41, § 72, emerg. eff. April 2, 2010.

§64-1021. Fee on natural gas sold to state or political subdivision.

The Commissioners of the Land Office may charge a fee on natural gas sold to the state or political subdivisions of the state. The fee shall be for the purpose of funding the administrative costs of the Commissioners of the Land Office for selling and marketing the gas.

Added by Laws 1989, c. 294, § 10, operative July 1, 1989. Amended by Laws 2010, c. 41, § 16, emerg. eff. April 2, 2010. Renumbered from § 92a of this title by Laws 2010, c. 41, § 73, emerg. eff. April 2, 2010.

§64-1022. Reservation and retention of oil, gas and other minerals under certain lands.

The Commissioners of the Land Office shall reserve and retain one hundred percent (100%) of all oil, gas and other minerals under any school lands and shall not sell any oil, gas or other mineral interest under the authority or jurisdiction of the Commissioners.

Added by Laws 1999, c. 116, § 3, eff. July 1, 1999. Amended by Laws 2010, c. 41, § 17, emerg. eff. April 2, 2010. Renumbered from § 92b of this title by Laws 2010, c. 41, § 74, emerg. eff. April 2, 2010.

§64-1023. Trust property - Commercial, agricultural and mineral leases.

A. The Commissioners of the Land Office are authorized to grant commercial leases and agricultural leases in trust property.

Commercial leases shall not exceed fifty-five (55) years. The granting of any commercial lease in excess of three (3) years shall be by public bidding at not less than fair market value. All commercial leases shall provide for fair market value throughout the term of the lease.

Agricultural leases of trust property shall be limited to a maximum of five (5) years and shall be by public bidding at not less than fair market value.

The granting of any interest in trust property at less than fair market value or not in compliance with this section is void.

Any permanent improvement made on commercial trust property from and after the passage of this act shall revert to the trust at the end of the lease.

B. In connection with any commercial and agricultural leases, the Commissioners of the Land Office shall, unless otherwise exempted by the Constitution or laws of Oklahoma:

1. Require payment of ad valorem property taxes on any improvements and structures on state school land, which would otherwise be subject to ad valorem property taxation if constructed on privately owned land; and

2. Indemnify and hold harmless the Commissioners of the Land Office from any financial obligation related to land, financing or operation.

C. The Commissioners of the Land Office may refuse to accept any bid or lease on a commercial, agricultural or mineral lease where the party is in default of any installment due or in violation of any provisions contained in a prior or current lease contract.

D. The Commissioners of the Land Office may refuse to accept any bid or lease contract where the interested party cannot show adequate creditworthiness as determined by the Land Office.

Added by Laws 1989, c. 173, § 4, operative July 1, 1989. Amended by Laws 2010, c. 41, § 18, emerg. eff. April 2, 2010. Renumbered from § 101 of this title by Laws 2010, c. 41, § 75, emerg. eff. April 2, 2010.

§64-1024. Bribes - Duty to report - Discharge for failure to report.

It is hereby made the mandatory duty of any appraiser or other employee of the Commissioners of the Land Office who is offered a bribe, commission, or property (either real or personal), or a part of the proceeds of any loan made by the Commissioners of the Land Office, to report such offer or offers to the proper authorities for prosecution of crimes and to the Commissioners of the Land Office; it is hereby made the mandatory duty of the Commissioners of the Land Office to immediately discharge any appraiser or other employee who fails to make the report required under this section.

Added by Laws 1933, c. 186, p. 409, § 3, emerg. eff. July 21, 1933. Renumbered from § 113 of this title by Laws 2010, c. 41, § 76, emerg. eff. April 2, 2010.

§64-1025. Embezzlement - Discharge upon conviction.

The Commissioners of the Land Office shall immediately discharge any employee who shall be convicted of embezzlement of any of the funds or monies of the Land Office.

Added by Laws 1933, c. 186, p. 409, § 4, emerg. eff. July 21, 1933. Amended by Laws 1997, c. 133, § 541, eff. July 1, 1999; Laws 1999, 1st Ex. Sess., c. 5, § 392, eff. July 1, 1999; Laws 2002, c. 460, §

37, eff. Nov. 1, 2002. Renumbered from § 114 of this title by Laws 2010, c. 41, § 77, emerg. eff. April 2, 2010.

NOTE: Laws 1998, 1st Ex. Sess., c. 2, § 23 amended the effective date of Laws 1997, c. 133, § 541 from July 1, 1998, to July 1, 1999.

§64-1026. Records - Destroying or forging a felony.

Any employee of the Commissioners of the Land Office who shall knowingly and without authority and in violation of the records destruction policy destroy, forge, falsify, steal, mutilate, hide or intentionally misplace any of the records, files, computer data or any other property of the Commissioners of the Land Office, or who knowingly permits or causes the unlawful destruction, forgery, falsifying, stealing, mutilating, hiding or intentional misplacing of any of the records of the Commissioners of the Land Office, shall be deemed guilty of a felony, and upon conviction shall be punished by a fine of not more than One Thousand Dollars (\$1,000.00), or by imprisonment in the custody of the Department of Corrections not exceeding five (5) years or by both fine and imprisonment, and shall be immediately discharged by the Commissioners of the Land Office upon discovery of the acts.

Added by Laws 1933, c. 186, p. 409, § 5, emerg. eff. July 21, 1933.

Amended by Laws 1997, c. 133, § 542, eff. July 1, 1999; Laws 1999, 1st Ex. Sess., c. 5, § 393, eff. July 1, 1999; Laws 2010, c. 41, § 19, emerg. eff. April 2, 2010. Renumbered from § 115 of this title by Laws 2010, c. 41, § 78, emerg. eff. April 2, 2010.

NOTE: Laws 1998, 1st Ex. Sess., c. 2, § 23 amended the effective date of Laws 1997, c. 133, § 542 from July 1, 1998, to July 1, 1999.

§64-1027. Statutes of limitation - Prosecutions.

The prosecution for any of the felonies or offenses defined in this act shall not be barred by the statutes of limitations until three (3) years after the discovery of the act.

Added by Laws 1933, c. 186, p. 410, § 6, emerg. eff. July 21, 1933.

Renumbered from § 116 of this title by Laws 2010, c. 41, § 79, emerg. eff. April 2, 2010.

§64-1028. Repealed by Laws 2013, c. 250, § 6, emerg. eff. May 13, 2013.

§64-1029. Cash Journal - Checks and drafts - Endorsement - Penalty.

The Cash Journal shall be balanced daily and the total of the receipts of each day shall be deposited with the State Treasurer as now required by the State Depository Law, except that deposits placed at auction for the sale or lease of lands or minerals pending finalization of a sale or lease transaction shall be secured by the Secretary of the Land Office for safekeeping. The deposits held by the Secretary shall be paid into the treasury clearing account of the

Commissioners of the Land Office within three (3) business days following final approval and execution of all required documents related to the transaction. A deposit shall be returned to the payor of the deposit within three (3) business days following the determination by the Commissioners of the Land Office that the transaction will not be finalized. It shall be the duty of the Commissioners of the Land Office to notify each debtor to make their checks, drafts, or other transfer of monies payable to the order of the Commissioners of the Land Office. The endorsements on the checks, drafts or other evidence of transfers of monies shall be in the following words:

"Pay to the order of the Treasury of the State of Oklahoma, for credit only to the Commissioners of the Land Office". No person, firm or corporation shall cash or pay out on any check, voucher, draft, money order or other evidence of transfers of money, or its equivalent, without the endorsements, and the endorsement of the State Treasurer appearing thereon.

Any person, firm or corporation knowingly violating this provision shall be guilty of a felony and, upon conviction, shall be punished by a fine of not less than One Hundred Dollars (\$100.00) nor more than One Thousand Dollars (\$1,000.00), or by imprisonment in the custody of the Department of Corrections for a term of not more than three (3) years or by both the fine and imprisonment. In addition, the person, firm or corporation shall be civilly liable to the Commissioners of the Land Office for the use and benefit of the fund which has sustained the loss in double the amount of the check, voucher, money order, draft or other evidence of transfer of money, so cashed or paid.

All checks or vouchers drawn against any Special Agency Account by the Commissioners of the Land Office shall be issued only by the principal fiscal officer upon written application of the head of the division of the School Land Department. Each check or voucher shall be signed in the name of the Commissioners of the Land Office by the Secretary or in the absence of the Secretary by the Assistant Secretary and shall be countersigned by the principal fiscal officer. The form of check or voucher shall be prescribed by the State Treasurer and shall indicate on its face the purpose for which drawn, the amount and the account to which chargeable. No check shall leave the office until protected by use of a machine for printing amounts on checks, as by perforations, so as to prevent alterations.

Added by Laws 1933, c. 189, p. 414, § 3, emerg. eff. July 21, 1933. Amended by Laws 1979, c. 30, § 108, emerg. eff. April 6, 1979; Laws 1997, c. 133, § 543, eff. July 1, 1999; Laws 1999, 1st Ex. Sess., c. 5, § 394, eff. July 1, 1999; Laws 2010, c. 41, § 20, emerg. eff. April 2, 2010. Renumbered from § 123 of this title by Laws 2010, c. 41, § 81, emerg. eff. April 2, 2010. Amended by Laws 2013, c. 250, § 2, emerg. eff. May 13, 2013.

NOTE: Laws 1998, 1st Ex. Sess., c. 2, § 23 amended the effective date of Laws 1997, c. 133, § 543 from July 1, 1998, to July 1, 1999.

§64-1030. Handling of mail - Entry on reception record - Disposition of cash and equivalents - Lock box services.

The Secretary of the Land Office shall cause all mail received by the Land Office to be opened by some employee designated by the Secretary, assisted by two other employees not connected with the cashier's office, whose duty shall be to examine all incoming mail and make a proper reception record of all monies received. The reception record shall be delivered to the cashier. The entries on the reception record shall be made at the time of the opening of the letters and when completed shall be signed by the maker and witnessed by the employees assisting, who shall also sign. All cash and cash equivalents, together with the reception record, shall be immediately delivered to the cashier who shall give a receipt therefor by signing the original copy of the reception record, and who shall make proper entries on the financial records of the Land Office showing the amount so received. The Secretary to the Commissioners of the Land Office and the cashier are charged jointly and severally with the proper keeping and it is hereby made their duty to see that the above and foregoing reception record is correctly kept. Alternatively, or in addition to the procedures set forth in this section, the Secretary may also purchase lock box collection services from an appropriate vendor for the handling, collection and processing of mail. Lock box services may include collecting Land Office mail from a specified post office, sorting, totaling, and recording payments, processing the items and making deposits.

Added by Laws 1933, c. 189, p. 416, § 6, emerg. eff. July 21, 1933. Amended by Laws 1972, c. 168, § 1, emerg. eff. April 7, 1972; Laws 2010, c. 41, § 21, emerg. eff. April 2, 2010. Renumbered from § 126 of this title by Laws 2010, c. 41, § 82, emerg. eff. April 2, 2010. Amended by Laws 2014, c. 117, § 3, eff. July 1, 2014.

§64-1031. Internal auditor.

For the purpose of enabling the Commissioners of the Land Office to keep a correct and accurate system of accounts at all times, the Secretary of the Land Office shall employ an internal auditor. The internal auditor shall be a competent, qualified and experienced accountant, and have had special training and experience in either county or state auditing, or be thoroughly familiar with the system of accounting established in state departments.

Added by Laws 1933, c. 189, p. 417, § 10, emerg. eff. July 21, 1933. Amended by Laws 1937, p. 132, § 11, emerg. eff. March 29, 1937; Laws 2010, c. 41, § 22, emerg. eff. April 2, 2010. Renumbered from § 130 of this title by Laws 2010, c. 41, § 83, emerg. eff. April 2, 2010.

§64-1032. Acquisition of title to land - Certification to county treasurer - Removal from tax list - Cancellation of taxes.

Upon the acquirement of the legal title of any lands by the Commissioners of the Land Office, either by cancellation of the certificate of purchase, foreclosure of mortgage, warranty deeds, or otherwise, the Secretary of the Land Office shall certify such fact to the county treasurer of the county in which the lands are situated, and upon certification it shall be the mandatory duty of the county treasurer of the county to remove the lands from the taxable property list, and to strike from the record or make proper notation upon the books and records of the county treasurer that all delinquent taxes assessed and charged against the lands, and all tax certificates and tax deeds based upon delinquent taxes, are canceled and nullified. The recordation in the office of the proper county clerk of any sheriff's deed to the State of Oklahoma as grantee or of any warranty deed given to the State of Oklahoma in settlement of mortgage indebtedness, or the cancellation of any certificate of purchase, when certified by the Secretary of the Land Office to the proper county treasurer, shall ipso facto cancel all delinquent taxes on the real estate involved, and shall likewise cancel all outstanding tax certificates or tax deeds based upon taxes levied subsequent to the recordation of the mortgage to the Commissioners of the Land Office, or subsequent to the issuance of the canceled certificate of purchase by the Commissioners of the Land Office. Added by Laws 1935, p. 116, § 29, emerg. eff. May 14, 1935. Amended by Laws 1937, p. 132, § 10, emerg. eff. March 29, 1937; Laws 2010, c. 41, § 23, emerg. eff. April 2, 2010. Renumbered from § 151 of this title by Laws 2010, c. 41, § 84, emerg. eff. April 2, 2010.

§64-1033. Recordation of instruments - Fees.

All instruments vesting any right, title or interest in lands or minerals and mineral rights, in the Commissioners of the Land Office, and all instruments to adjust any defect or irregularity in or to remove any cloud on the title to lands or minerals or mineral rights owned by the state, and all notices and orders issued by the Commissioners of the Land Office and proofs of publication thereof shall be filed and recorded by the proper officers of all counties of the State of Oklahoma at the request of the Commissioners of the Land Office without any filing or recording fee being charged. Added by Laws 1965, c. 418, § 1, emerg. eff. July 7, 1965. Amended by Laws 2010, c. 41, § 24, emerg. eff. April 2, 2010. Renumbered from § 153.1 of this title by Laws 2010, c. 41, § 85, emerg. eff. April 2, 2010.

§64-1034. Record of proceedings - Approval - Number of concurring members required.

A permanent minute record shall be kept of all proceedings had by the Commissioners of the Land Office. No action of the Commissioners of the Land Office shall be valid unless voted by at least three members. No action taken, or which may be taken by the Commissioners of the Land Office, may be rescinded except by a three-fifths (3/5) vote of the full membership of the Board of Commissioners of the Land Office. The Commissioners of the Land Office shall approve the minutes of each Board meeting at the next succeeding meeting. Added by Laws 1935, p. 117, § 31, emerg. eff. May 14, 1935. Amended by Laws 1976, c. 84, § 1, emerg. eff. May 3, 1976; Laws 2010, c. 41, § 25, emerg. eff. April 2, 2010. Renumbered from § 154 of this title by Laws 2010, c. 41, § 86, emerg. eff. April 2, 2010.

§64-1035. Secretary - Duties - Financial statement to Governor and Legislature.

It is hereby the duty of the Accounting Division under the supervision of the Secretary of the Land Office to submit to the Commissioners of the Land Office a monthly statement of all operational expenditures of the Land Office. The Secretary shall, not later than the fifth day of each regular session of the Legislature, submit a detailed financial statement to the Governor and to the Legislature for the preceding fiscal year ending June 30 reflecting all assets and liabilities owned and held by the Land Office at the close of the period, profits made and losses sustained, together with a detailed schedule of all lands, loans, bonds, and coupons, contracts and judgments owned and held by the Land Office. Added by Laws 1935, p. 117, § 32, emerg. eff. May 14, 1935. Amended by Laws 2010, c. 41, § 26, emerg. eff. April 2, 2010. Renumbered from § 155 of this title by Laws 2010, c. 41, § 87, emerg. eff. April 2, 2010. Amended by Laws 2013, c. 250, § 3, emerg. eff. May 13, 2013.

§64-1036. Accounts and records of Land Office - Audits - Filing copies of audits.

The accounts and records of the Land Office shall annually have an audit conducted in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in the "Government Auditing Standards", issued by the Comptroller General of the United States, by an independent Oklahoma certified public accountant. The Secretary of the Land Office is authorized to contract for the audits required pursuant to this section. Copies of the audits shall be filed with the Governor, the Commissioners of the Land Office, the State Senate, the House of Representatives, the State Auditor and Inspector, and the Director of the Office of Management and Enterprise Services in accordance with the requirements set forth for financial statement audits in Section 212A of Title 74 of the Oklahoma Statutes.

Added by Laws 1933, c. 91, p. 168, § 12. Amended by Laws 1937, p. 133, § 1, emerg. eff. May 14, 1937; Laws 1996, c. 290, § 11, eff. July 1, 1996; Laws 2010, c. 41, § 27, emerg. eff. April 2, 2010. Renumbered from § 156 of this title by Laws 2010, c. 41, § 88, emerg. eff. April 2, 2010. Amended by Laws 2012, c. 304, § 526.

§64-1037. Partial invalidity.

The provisions of this title are severable, and if any section, part or portion of a section shall be held unconstitutional, void, invalid or inoperative the invalidity of the section, part or portion shall not affect or impair any of the remaining sections, parts or portions.

Added by Laws 1935, p. 117, § 34, emerg. eff. May 14, 1935. Amended by Laws 2010, c. 41, § 28, emerg. eff. April 2, 2010. Renumbered from § 158 of this title by Laws 2010, c. 41, § 89, emerg. eff. April 2, 2010.

§64-1038. Power of Commissioners to sue and be sued - Attorney General to represent.

The Commissioners of the Land Office are hereby authorized to employ attorneys or to engage private attorneys to bring or defend suits in the name of the Commissioners of the Land Office and on behalf of the State of Oklahoma in all matters affecting the public lands of the state, and in all matters affecting the loaning, investing or collecting of school land and state land monies, of, and belonging to the state. It shall be the duty of the Attorney General of the state, when requested by the Commissioners of the Land Office, to represent the Commissioners, and the state in the prosecution or defense of any suit or action so instituted, brought or defended.

Added by Laws 1910-11, c. 44, p. 88, § 4, emerg. eff. March 4, 1911. Amended by Laws 1923, c. 27, p. 38, § 1, emerg. eff. March 28, 1923; Laws 2010, c. 41, § 29, emerg. eff. April 2, 2010. Renumbered from § 160 of this title by Laws 2010, c. 41, § 90, emerg. eff. April 2, 2010.

§64-1039. Checks, warrants or vouchers - Remaining unpaid for three years.

All checks, vouchers or warrants heretofore or hereafter issued by the Commissioners of the Land Office in payment of any obligation of the state which shall for any cause remain unpaid and outstanding for a period of three (3) years shall be canceled. Where the identity of the account originally charged cannot now be ascertained, the amount of such cancellation shall revert to and be credited to the common school fund of the state. Where the account originally charged can be identified the cancellation shall have the effect of restoring to the account the amount theretofore charged.

Added by Laws 1949, p. 437, § 1, emerg. eff. June 2, 1949.
Renumbered from § 162.1 of this title by Laws 2010, c. 41, § 91,
emerg. eff. April 2, 2010.

§64-1040. Certain lands to be sold.

A. The Commissioners of the Land Office shall dispose of, sell and convey, subject to the limitations, exceptions, conditions, rules, regulations and instructions, provided by law, except where the land is embraced in any reservation specifically reserved from sale for any special purpose, all the following enumerated and described school and public lands of this state:

1. All lands owned by this state, reserved, granted, and taken in lieu of sections numbered sixteen, thirty-six, thirteen and thirty-three and known as indemnity lands. When the lands as described in this paragraph or any part of the lands are sold and conveyed, the proceeds derived therefrom shall be prorated among the several funds as their interest may appear, and used as provided by law;

2. All lands embraced in sections numbered thirty-three in that part of the state formerly known as Oklahoma Territory, and granted to the state for charitable and penal institutions and public buildings. All the money derived from the sale of any or all of the lands described in this paragraph shall be apportioned and disposed of as may be provided by law; and

3. All lands granted to this state by the United States under and by virtue of Section 12 of the Enabling Act for the following purposes, namely:

- a. for the benefit of the Oklahoma University, two hundred fifty thousand (250,000) acres,
- b. for the benefit of Oklahoma State University, two hundred fifty thousand (250,000) acres,
- c. for the benefit of the University Preparatory School, one hundred fifty thousand (150,000) acres,
- d. for the benefit of Langston University, one hundred thousand (100,000) acres, and
- e. for the benefit of the normal schools now established or which may be established, three hundred thousand (300,000) acres. All money derived from the sale of any of the lands described in this paragraph shall be invested for the state in trust, and interest thereon shall be used exclusively and as above apportioned in the support and maintenance of the schools.

B. If any tract, part or parcel of any of the land enumerated and described in this section, was or shall be returned to the Commissioners of the Land Office by a board of appraisers, including those tracts of land embraced in sections numbered thirteen, sixteen and thirty-six, and otherwise herein reserved from sale, that are now

platted and occupied and leased directly from the State of Oklahoma for townsite purposes, as being more valuable for townsite than for agricultural purposes, then the tract, part or parcel of the land shall be reserved by the Commissioners of the Land Office from sale and disposed of subject to the conditions of this title.

R.L. 1910, § 7144. Amended by Laws 1998, c. 246, § 28, eff. Nov. 1, 1998; Laws 2010, c. 41, § 30, emerg. eff. April 2, 2010. Renumbered from § 181 of this title by Laws 2010, c. 41, § 92, emerg. eff. April 2, 2010.

§64-1041. Disposition of proceeds.

All proceeds of the sale of such land described in the preceding section shall be sacredly preserved for the use and benefit of the several funds, institutions, and purposes for which said land was granted by the United States to the State of Oklahoma, under the provisions of the Enabling Act, and of any other Acts of Congress, and by the Constitution, for the uses and purposes, and upon the conditions and under the limitations for which the same was granted and the money resulting from such sale shall be handled, disposed of and used by the state in like manner as the other monies belonging to the said several funds under the laws of this state.

R.L. 1910, § 7145. Renumbered from § 182 of this title by Laws 2010, c. 41, § 93, emerg. eff. April 2, 2010.

§64-1042. Limitations of purchase.

No person shall be permitted to purchase more than one quarter section of land under the provisions of this article, except as provided by the terms of the Enabling Act: Provided, however, that the land granted to the state under and by virtue of Section 12, of the Enabling Act, commonly called "new college lands" shall be classified by the Commissioners of the Land Office from the appraisement heretofore made as agricultural and grazing lands. All of said land which has of its surface twelve and one-half percent (12 1/2%) or more and less than thirty-seven and one-half percent (37 1/2%) that is tillable, productive and suitable for farming purposes, shall be classified as Class A, and said class of grazing lands shall be sold in tracts not to exceed one section; and all land having less than twelve and one-half percent (12 1/2%) of its surface that is tillable, productive and suitable for farming purposes, or that is rough, mountainous or barren, shall be classified as Class B, and sold in tracts not to exceed two (2) sections, if in the opinion of the Commissioners of the Land Office it is deemed best and proper.

R.L. 1910, § 7146. Renumbered from § 183 of this title by Laws 2010, c. 41, § 94, emerg. eff. April 2, 2010.

§64-1043. Preference right of lessees.

Any lessee holding a preference right lease on any of the public lands of this state shall have the preference right to purchase all of the lands so leased by the lessee at the highest bid at the time of the sale, or in case of no bid, then to take the same at the appraised value.

R.L. 1910, § 7147. Amended by Laws 1915, c. 210, § 5, emerg. eff. April 2, 1915; Laws 2010, c. 41, § 31, emerg. eff. April 2, 2010. Renumbered from § 184 of this title by Laws 2010, c. 41, § 95, emerg. eff. April 2, 2010.

§64-1044. Record for taxation - Tax sales.

The Commissioners of the Land Office shall, as soon as possible, after the sale of lands, transmit to the clerk of each county in which any lands mentioned in this article have been sold, a detailed description of each parcel of the land so sold and the names of the purchaser, and the clerk shall extend the same upon the tax rolls for the purpose of taxation, and the same shall thereupon become subject to taxation the same as other lands and the taxes assessed thereon collected and enforced in like manner as against other lands: Provided, however, that the purchaser, at a tax sale of any such lands sold for delinquent taxes shall acquire, by virtue of such purchase only such rights and interest as belong to the holder and owner of the certificate of sale issued by the Commissioners of the Land Office under the provisions of this article and the right to be substituted in the place of the holder and owner of such certificate of sale as the assignee thereof; and upon a production to the proper officer of a tax certificate given upon such tax sale, in case such lands have been redeemed, such tax purchaser shall have the right to make any payment of principal or interest then in default upon such certificate of sale as the assignee thereof. But no tax deed shall be issued upon any tax certificate procured under the provisions of this article, while legal title of said lands remains in the State of Oklahoma.

R.L. 1910, § 7148. Renumbered from § 185 of this title by Laws 2010, c. 41, § 96, emerg. eff. April 2, 2010.

§64-1045. Cancellation of certificate - Redemption.

Whenever a certificate for the sale of any of said lands has been canceled, it shall be the duty of the Commissioners of the Land Office to notify the clerk of the county in which such lands are located of said cancellation and thereafter such lands shall not be listed for taxation but in the event of the redemption of any such lands the party making such redemption shall pay as taxes and in addition to all other charges an amount equal to the taxes last levied thereon for each year such land was not listed for taxation, together with such interest and penalty as would have been charged if the same had been regularly listed and taxed.

R.L. 1910, § 7149. Renumbered from § 186 of this title by Laws 2010, c. 41, § 97, emerg. eff. April 2, 2010.

§64-1046. Conditions imposed follow land.

All purchasers, lessees, or holders of any of the public lands of this state shall take the same subject to the conditions of this title and all certificates, contracts or written evidence issued to any purchaser shall recite that the same is taken and accepted subject to all the conditions of this title.

R.L. 1910, § 7157. Amended by Laws 2010, c. 41, § 32, emerg. eff. April 2, 2010. Renumbered from § 192 of this title by Laws 2010, c. 41, § 98, emerg. eff. April 2, 2010.

§64-1047. Notice of sale.

Before selling any public, state or school lands, the Commissioners of the Land Office shall advertise the fact that the sale shall be had by publication in four consecutive issues of at least one weekly newspaper of general circulation in the county in which said lands are situated. The notice shall state the time, place and terms of sale, give a brief description of the land and improvements, and of the appraised value of the land and the appraised value of the improvements, and state that any further information that is desired may be obtained by addressing the Secretary to the Commissioners of the Land Office.

Added by Laws 1916, c. 36, p. 96, § 1. Renumbered from § 194 of this title by Laws 2010, c. 41, § 99, emerg. eff. April 2, 2010. Amended by Laws 2014, c. 117, § 4, eff. July 1, 2014.

§64-1048. Irrigation and flood control projects - Sale of lands.

The Commissioners of the Land Office are hereby authorized to sell for cash, and convey, subject to oil and gas and mineral rights therein and for not less than the appraised value, any portion of the lands held in trust by the State of Oklahoma for school or public building purposes upon proper showing to them that the lands are necessary and are to be used in connection with irrigation and flood control projects which involves the expenditure of state and federal monies.

Added by Laws 1933, c. 192, p. 422, § 1. Renumbered from § 221 of this title by Laws 2010, c. 41, § 100, emerg. eff. April 2, 2010.

§64-1049. Oil and gas - Reservation - Lease.

The Commissioners of the Land Office shall reserve the oil and gas and other minerals in the land with the right to lease or enter upon and explore for oil and gas and mineral purposes that portion of the land not used by the purchaser or reasonably necessary for the use or purpose sold.

Added by Laws 1933, c. 192, p. 422, § 2. Renumbered from § 222 of this title by Laws 2010, c. 41, § 101, emerg. eff. April 2, 2010.

§64-1050. Lessee - Preference right.

Any lessee holding a preference right lease on any public lands of this state shall, during the public bidding on the sale of the leased lands, have the preference right to purchase the lands so leased by the lessee at the highest bid at the time of the sale.

Added by Laws 1933, c. 192, p. 422, § 3. Amended by Laws 2010, c. 41, § 33, emerg. eff. April 2, 2010. Renumbered from § 223 of this title by Laws 2010, c. 41, § 102, emerg. eff. April 2, 2010.

§64-1051. Failure to pay bid - Reimbursement of lessee.

If any lessee of public lands of this state having preference right to purchase fails or refuses to pay the highest bona fide bid, the lessee shall be entitled to be reimbursed for the improvements placed on the preference right lease by the lessee at a value fixed by the appraisers selected by the Commissioners of the Land Office to appraise the same and shall surrender possession of the lease immediately following the sale of the land and payment for improvements.

Added by Laws 1933, c. 192, p. 422, § 4. Amended by Laws 2010, c. 41, § 34, emerg. eff. April 2, 2010. Renumbered from § 224 of this title by Laws 2010, c. 41, § 103, emerg. eff. April 2, 2010.

§64-1052. Appraisement.

Before any lands under the jurisdiction and control of the Commissioners of the Land Office, covered by preference right leases and the improvements located on the land are owned by the lessees, shall be offered for sale and sold, the Commissioners of the Land Office shall cause the same to be appraised by three disinterested appraisers, who are nonresidents of the county in which the land is situated, to be selected by the Secretary. The appraisers, before entering upon their duties, shall take and subscribe the oath required of state officers. The appraisers shall make a true appraisement of the lands at the actual cash value thereof, exclusive of all improvements, and shall separately appraise all improvements owned by the lessee which can be removed without manifest injury to the land.

Added by Laws 1947, p. 412, § 1, emerg. eff. May 16, 1947. Amended by Laws 2010, c. 41, § 35, emerg. eff. April 2, 2010. Renumbered from § 225.1 of this title by Laws 2010, c. 41, § 104, emerg. eff. April 2, 2010.

§64-1053. Public auction - Office of Secretary - Extension of time.

The lands authorized to be sold shall be offered for sale to the highest bidder at public auction at the Office of the Secretary to

the Commissioners of the Land Office or at any other auction site calculated to enhance public notice and interest in the sale. The sale shall be made within six (6) months from the date of the final approval of the appraisal by the Commissioners, unless for good cause shown, the Commissioners of the Land Office extend the time of offering the land for sale for a period not to exceed one (1) year from the date of the final approval of the appraisal.

Added by Laws 1933, c. 192, p. 423, § 6. Amended by Laws 2010, c. 41, § 36, emerg. eff. April 2, 2010. Renumbered from § 226 of this title by Laws 2010, c. 41, § 105, emerg. eff. April 2, 2010.

§64-1054. Notice of sale - Publication.

Before selling lands and improvements authorized to be sold, the Commissioners of the Land Office shall advertise the sale by publication calculated to bring the highest and best bids. The advertisement shall be at a minimum published in a newspaper of general circulation in the county in which the land is situated for fifteen (15) days prior to the date of sale. The notice shall state the time and place of sale, the quantity of land to be sold and the purposes of the sale.

Added by Laws 1933, c. 192, p. 423, § 7. Amended by Laws 2010, c. 41, § 37, emerg. eff. April 2, 2010. Renumbered from § 227 of this title by Laws 2010, c. 41, § 106, emerg. eff. April 2, 2010. Amended by Laws 2014, c. 117, § 5, eff. July 1, 2014.

§64-1055. Deed - Reservation of oil and gas.

The Commissioners of the Land Office upon completion of the sale of lands and improvements and receipt of the purchase price shall issue a deed to the purchaser which shall contain a provision reserving the oil, gas and other minerals as provided for in this title.

Added by Laws 1933, c. 192, p. 423, § 8. Amended by Laws 2010, c. 41, § 38, emerg. eff. April 2, 2010. Renumbered from § 228 of this title by Laws 2010, c. 41, § 107, emerg. eff. April 2, 2010.

§64-1056. All public lands subject to lease.

Except as otherwise provided by law, all the public lands of this state shall be subject to lease in the manner provided by law. The Commissioners of the Land Office shall have charge of the leasing of the lands.

R.L.1910, § 7170. Amended by Laws 1997, c. 292, § 5, eff. July 1, 1997; Laws 2010, c. 41, § 39, emerg. eff. April 2, 2010. Renumbered from Title 64, § 241 by Laws 2010, c. 41, § 108, emerg. eff. April 2, 2010. Amended by Laws 2010, c. 271, § 2, emerg. eff. May 14, 2010.

§64-1057. Commissioners of the Land Office - Delinquency - Collection procedures.

If the lessee of any of the lands or mineral interests owned by the state shall be in default of rental payments due the state, the Commissioners of the Land Office shall institute collection proceedings, including any and all commercial or governmental procedures and proceedings permitted to the full extent of the law. Any and all notices, summons, subpoenas or other official documents may be served by an employee of the Land Office, who may serve without special designation for service of process in any court within the state.

R.L. 1910, § 7177. Amended by Laws 1923-24, c. 58, p. 71, § 1, emerg. eff. March 25, 1924; Laws 2010, c. 41, § 40, emerg. eff. April 2, 2010. Renumbered from § 244 of this title by Laws 2010, c. 41, § 109, emerg. eff. April 2, 2010.

§64-1058. Assignment of lease as security.

No assignment of a school land lease as security shall be valid unless filed for record in the office of the Commissioners of the Land Office within thirty (30) days after execution of the assignment. The Land Office shall charge a fee set by the Commissioners of the Land Office for entering and recording each assignment. No assignments of the lease which is the home of the family shall be valid unless executed by both husband and wife.

R.L. 1910, § 7178. Amended by Laws 2010, c. 41, § 41, emerg. eff. April 2, 2010. Renumbered from § 246 of this title by Laws 2010, c. 41, § 110, emerg. eff. April 2, 2010.

§64-1059. Removal of crops and improvements.

At the termination of a lease, the lessee may remove any or all of the improvements made by the lessee and shall have the right to harvest or remove any growing crop on the land. If the lessee is in default of any terms of the lease, the lessee shall not be allowed to remove the improvement or make entry to secure crops until all arrearage, including but not limited to interest, costs and attorney fees are fully satisfied. All improvements, that are movable, shall then be moved before expiration of the lease.

R.L. 1910, § 7183. Amended by Laws 2010, c. 41, § 42, emerg. eff. April 2, 2010. Renumbered from § 249 of this title by Laws 2010, c. 41, § 111, emerg. eff. April 2, 2010.

§64-1060. Records made public.

Except as otherwise provided by law, all of the records in possession, control, care and custody of the Commissioners of the Land Office are hereby declared to be public records, and certified copies thereof are admissible in evidence in the courts of this state. Any person shall be entitled to receive a certified copy of any instrument on record with the Commissioners of the Land Office on the payment of a fee as prescribed by the Commissioners.

R.L. 1910, § 7189. Amended by Laws 2010, c. 41, § 43, emerg. eff. April 2, 2010. Renumbered from § 252 of this title by Laws 2010, c. 41, § 112, emerg. eff. April 2, 2010.

§64-1061. Term of lease.

Any lands leased by the Commissioners of the Land Office for agricultural or grazing purposes shall be leased for a period not to exceed five (5) years under terms and conditions and at an annual rental as may be fixed by the Commissioners of the Land Office after appraisement and public auction.

Added by Laws 1965, c. 401, § 1, emerg. eff. July 5, 1965. Amended by Laws 2010, c. 41, § 44, emerg. eff. April 2, 2010. Renumbered from § 259 of this title by Laws 2010, c. 41, § 113, emerg. eff. April 2, 2010.

§64-1062. Appraisement of land - Rules and regulations.

The Commissioners of the Land Office are hereby authorized and empowered to make and promulgate rules and regulations relating to the appraisement of land and any improvements located upon such land as may be owned by the state, leasing and subleasing such lands and improvements, reservation of rights and interests, collection of rentals, conservation and preservation of such lands and the fertility thereof and any other rules and regulations necessary in order that the purposes for which such lands are owned and held by the state may be accomplished.

Added by Laws 1965, c. 401, § 2, emerg. eff. July 5, 1965. Renumbered from § 260 of this title by Laws 2010, c. 41, § 114, emerg. eff. April 2, 2010.

§64-1063. Leases authorized - Duration, terms and conditions - Public competition - Assignment.

The Commissioners of the Land Office are authorized to lease for oil and gas purposes any of the school or other lands owned by the State of Oklahoma, which such Commissioners may deem valuable for oil and gas. Each such lease shall be a commence-type lease and shall provide for a term not less than one year and not to exceed five (5) years and as long thereafter as oil or gas may be produced therefrom in paying quantities, upon such terms and conditions and in such quantities as the Commissioners shall by rules and regulations prescribe. Each such lease shall provide for the delivery to the state of a royalty of not less than one-eighth (1/8) part of the oil or gas produced from the leased premises or in lieu thereof the payment to the state of the market value of said royalty interest, as the Commissioners may elect. The leases shall be offered by public competition after notice of the lease auction published one time not less than thirty (30) days prior to the lease auction date in two newspapers authorized by law to publish legal notices. One of the

newspapers shall be published in the county where the land is located or other newspaper as authorized by Section 106 of Title 25 of the Oklahoma Statutes. The other shall be a newspaper of general circulation in this state. Such leasing shall be let by sealed bids and each lease awarded to the highest responsible bidder, such oil and gas leases may be assigned only with the consent and approval of the Commissioners of the Land Office; provided, the Commissioners have the right to reject any and all bids. The Commissioners of the Land Office shall provide any other notice of oil and gas lease sales to all interested parties by any means it determines is needed to attract the best competition.

Added by Laws 1917, c. 253, p. 462, § 1. Amended by Laws 1968, c. 243, § 1, emerg. eff. April 24, 1968; Laws 1981, c. 54, § 1, eff. Oct. 1, 1981; Laws 2003, c. 205, § 2, eff. July 1, 2003. Renumbered from § 281 of this title by Laws 2010, c. 41, § 115, emerg. eff. April 2, 2010.

§64-1064. School lands - Leasing for oil and gas.

When any tract of the school or other public lands, granted to the State of Oklahoma under the Act of Congress known as the "Enabling Act", or any or all of state-owned lands set apart and designated for the use, benefit, and occupancy of state educational institutions, is known by the Commissioners of the Land Office of the state to contain oil or gas, or where such lands are, by said Commissioners, deemed valuable for oil and gas purposes, such Commissioners shall enter of record in their office their finding, declaring that such oil or gas character exists, and further declaring that the oil and gas deposits are segregated from the surface use and interest therein, and such segregation of such deposits shall conclusively withhold the same from sale, lease or other alienation, except as provided in this article.

R.L. 1910, § 7195. Amended by Laws 1933, c. 106, p. 209, § 1. Renumbered from § 282 of this title by Laws 2010, c. 41, § 116, emerg. eff. April 2, 2010.

§64-1065. Lease of surface interest to reserve mineral deposits.

Each agricultural, timber, grazing or other lease to any surface interest in land in which the deposits are segregated, as provided in the preceding section shall reserve to the state, its lessees or grantees the right to drill and operate oil and gas wells on such premises, and the easement, use and right-of-way to enter upon and fully enjoy the mining right reserved in this article.

R.L. 1910, § 7196. Renumbered from § 283 of this title by Laws 2010, c. 41, § 117, emerg. eff. April 2, 2010.

§64-1066. Community oil and gas lease.

The lease contract of the state, with any lessee for oil and gas purposes, shall stipulate, and the advertisement for bids for leasing such land shall specify a fixed royalty, to be determined by the commissioners of the land office, and in no event less than twelve and one-half percent (12 1/2%) of the total output of such oil and gas, and in addition thereto any bonus offered for such lease, and shall also require a deposit of sufficient earnest money in the hands of the commission as the commission may require to accompany each bid, with appropriate conditions of forfeiture for failure to comply with the terms and conditions of bidding upon such lands. All leases for oil and gas provided in this article shall contain a provision requiring the lessee to drill a sufficient number of wells upon the leased premises to offset the wells upon adjoining contiguous premises, and a further provision that a failure to faithfully operate the leased premises for oil and gas to as full an extent as individual and corporate premises are being operated within the general oil and gas field, where such land is located, shall forfeit such lease to the state. No transfer or assignment of any lease shall be valid or convey any right in the assignee without the consent in writing of the commissioners of the land office. The board of commissioners may make such additional rules that are determined necessary to enforce the provisions of this article. Provided, the commissioners of the land office shall have authority to enter into agreements upon such terms and conditions as they may impose, providing for the communitizing of any oil and gas lease executed by them with other leases to be jointly operated and developed as a unit when they deem such communitization to be to the best interest of the funds and property under their management. This provision shall apply to existing leases as well as to leases to be entered into hereafter. (The word "communitizing" or "communitization", as used herein shall be defined as a combining of diverse interests or interests owned by different parties in lands and minerals on an area for a common development for oil and gas purposes so that such area may be considered as a unit or a whole.) R.L. 1910, § 7198. Amended by Laws 1941, p. 304, § 1, emerg. eff. May 1, 1941; Laws 1997, c. 118, § 2, eff. July 1, 1997. Renumbered from § 285 of this title by Laws 2010, c. 41, § 118, emerg. eff. April 2, 2010.

§64-1067. Lessee liable to surface holder for damages.

Any person, firm or corporation leasing under the provisions of this article, and operating for oil and gas, shall be liable to the surface owner, the lessee or purchaser, for all damages or loss accruing to the surface interest in said land and to all crops and improvements thereupon and appurtenances and hereditaments thereunto belonging, whether said land be agricultural, timber, grazing or otherwise.

R.L.1910, § 7200. Renumbered from Title 64, § 287 by Laws 2010, c. 41, § 119, emerg. eff. April 2, 2010.

§64-1068. Condemnation under certain conditions.

Should the lessee or owner of the surface interest and the lessee of the oil and gas interest specified in this article, be unable to agree upon the damage and loss sustained by such surface lessee or owner, by such lessee of the oil and gas interests therein, the latter may condemn the same for such purpose under the law of eminent domain to like extent and in the same manner and upon the same procedure and remedies as is provided for the assessment of damages and compensation to the owner of the fee in case of condemnation for railway purposes.

R.L.1910, § 7201. Renumbered from Title 64, § 288 by Laws 2010, c. 41, § 120, emerg. eff. April 2, 2010.

§64-1069. Bonuses, royalties and delayed rental income - Multiyear Education Distribution Stabilization Revolving Fund.

A. The proceeds derived in bonuses and royalties and from other inducements and considerations for the execution and operation of the oil and gas leases as authorized in this title, except oil and gas leases on state-owned lands set apart and designated for the use, benefit, and occupancy of state educational institutions, shall be for the use and benefit of the lands which were granted by the United States to the State of Oklahoma, and to the territory now comprising the area embraced within the state, under the provisions of the Enabling Act and any and all other Acts of Congress. Bonus and delay rental income received by the Land Office and other income as designated by the Secretary of the Land Office for transfer and received by the Land Office may be distributed to current beneficiaries in like manner as lease income received from surface leases, except that if determined to be in the best interest of the trust, the distributions may be made upon a schedule determined by a five-year rolling average of bonus and delay rental income.

B. There is hereby created a revolving fund for the Commissioners of the Land Office to be designated the "Multiyear Education Distribution Stabilization Revolving Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of bonus and delay rental income received by the Commission, if it is determined by the Commission to be in the best interest of the trust to make distributions of the income upon a five-year rolling average schedule as authorized in subsection A of this section. Monies in the fund may be invested by the State Treasurer in the manner prescribed in Section 89.1a et seq. of Title 62 of the Oklahoma Statutes. Interest income derived from the investment of monies in the fund shall be credited to and placed in the fund.

R.L. 1910, § 7203. Amended by Laws 1933, c. 106, p. 209, § 2; Laws 2010, c. 41, § 45, emerg. eff. April 2, 2010. Renumbered from § 289 of this title by Laws 2010, c. 41, § 121, emerg. eff. April 2, 2010. Amended by Laws 2012, c. 114, § 2, eff. July 1, 2012; Laws 2013, c. 250, § 4, emerg. eff. May 13, 2013.

§64-1070. Leasing authorized.

The Commissioners of the Land Office are hereby authorized to lease for oil and gas purposes all lands between mean high-water mark in all streams or rivers of two (2) chains or over. All the streams are declared the property of the State of Oklahoma.

Added by Laws 1919, c. 206, p. 293, § 1, emerg. eff. March 28, 1919. Amended by Laws 2010, c. 41, § 46, emerg. eff. April 2, 2010. Renumbered from § 290 of this title by Laws 2010, c. 41, § 122, emerg. eff. April 2, 2010.

§64-1071. Mode of leasing.

The lands described in Section 290 of this title are to be leased under the same provisions as the school and other lands of the State of Oklahoma.

Added by Laws 1919, c. 206, p. 293, § 2, emerg. eff. March 28, 1919. Amended by Laws 2010, c. 41, § 47, emerg. eff. April 2, 2010. Renumbered from § 291 of this title by Laws 2010, c. 41, § 123, emerg. eff. April 2, 2010.

§64-1072. Contracts authorized.

The Commissioners of the Land Office shall be, and they are hereby authorized to execute supplemental contracts to lessees on all lease contracts embracing more than thirty thousand (30,000) acres in one body without submitting same to bids for the renewal of said leases, providing that if oil and gas, or either of them, are being produced on said tracts of land in paying quantities at the expiration of said leases, that then, and in that event, said leases shall be extended for so long a period of time as gas and oil, or either of them, shall be produced on said tracts of land in paying quantities; provided, however, that drilling operations shall be commenced within six (6) months from the date of passage of this resolution, and shall be prosecuted with diligence.

Added by Laws 1919, c. 304, p. 442. Renumbered from § 292 of this title by Laws 2010, c. 41, § 124, emerg. eff. April 2, 2010.

§64-1073. Royalty proceeds from sale of oil and gas production.

The royalty proceeds derived from the sale of oil or gas production under any oil and gas lease granted by the Commissioners of the Land Office shall be paid to the Commissioners pursuant to the terms of the Production Revenue Standards Act.

Added by Laws 1987, c. 204, § 39, operative July 1, 1987. Amended by Laws 1992, c. 190, § 16, eff. July 1, 1993; Laws 2010, c. 41, § 48, emerg. eff. April 2, 2010. Renumbered from § 293 of this title by Laws 2010, c. 41, § 125, emerg. eff. April 2, 2010.

§64-1074. Division of proceeds of sales and leases.

In accordance with Section 12 of the Enabling Act of this state, the income, interest, rentals and proceeds of the sale of the following lands, now collected and hereafter to be collected, are hereby made available to the institutions to which the grants were made, namely; for the benefit of -

- The University of Oklahoma.....250,000 acres.
 - The University Preparatory School.....150,000 acres.
 - Oklahoma State University.....250,000 acres.
 - Langston University.....100,000 acres.
- The normal schools now established or hereafter to be established
300,000 acres.

R.L. 1910, § 7225. Amended by Laws 1998, c. 246, § 29, eff. Nov. 1, 1998. Renumbered from § 351 of this title by Laws 2010, c. 41, § 126, emerg. eff. April 2, 2010.

§64-1075. New College Fund - Designation.

The State Auditor and Inspector, Treasurer and Commissioners of the Land Office, and all other officers of the state are hereby directed and required to use the term "New College Fund" upon all their records as the proper name for designating fund created by virtue of the Enabling Act. Hereafter such fund shall be known and referred to as above specified.

R.L. 1910, § 7226. Amended by Laws 1979, c. 30, § 37, emerg. eff. April 6, 1979. Renumbered from § 352 of this title by Laws 2010, c. 41, § 127, emerg. eff. April 2, 2010.

§64-1076. Proceeds made available.

In accordance with Section 3, Article 15, Chapter V., Session Laws of 1907 and 1908, the income, interest, rentals and proceeds from section numbered thirty-six, township numbered nine north, of range three west, of the Indian Meridian, in Cleveland County, Oklahoma, now collected and hereafter to be collected are hereby made available for the use and benefit of the University of Oklahoma. Added by Laws 1910-11, c. 85, p. 189, § 1. Renumbered from § 353 of this title by Laws 2010, c. 41, § 128, emerg. eff. April 2, 2010.

§64-1077. Repealed by Laws 2013, c. 250, § 6, emerg. eff. May 13, 2013.

§64-1078. Apportionment of income among institutions.

The State Treasurer shall apportion the income derived from the "Section Thirteen Fund State Educational Institutions" among the educational institutions entitled thereto, in accordance with the division and distribution made in Section 1, of Article 11, Chapter 34, Session Laws of 1907-1908, entitled "An Act to provide for the division and distribution of the income, rentals, interest, and proceeds from certain lands among certain educational institutions, and making appropriations of such fund in pursuance thereof, designating a name by which such fund shall hereafter be known, and declaring an emergency"; and shall likewise apportion the income derived from the "New College Fund" to the educational institutions entitled thereto, in accordance with Section 1, Article 5, Chapter 28, Session Laws of 1909, entitled "An Act to provide for making available to various educational institutions the income, interest, rentals, and proceeds from certain lands, and making appropriations of such funds; designating a name by which such fund shall hereafter be known and declaring an emergency". The Director of the Office of Management and Enterprise Services shall notify the chairman of the board having control of each of said educational institutions, and the president of each of said institutions, of the amount apportioned to it. The amount so apportioned to each educational institution shall, immediately after each successive apportionment, become available and are hereby appropriated for the use of the respective institutions, and shall be paid out in accordance with the law. Added by Laws 1913, c. 101, p. 177, § 2. Amended by Laws 1979, c. 47, § 71, emerg. eff. April 9, 1979. Renumbered from § 355 of this title by Laws 2010, c. 41, § 130, emerg. eff. April 2, 2010. Amended by Laws 2012, c. 304, § 527.

§64-1079. Receipts to constitute Public Building Fund - Transfer from General Revenue Fund.

A. All monies heretofore or hereafter received from the sale or rentals of Section 33 and lands granted in lieu thereof, the same being lands granted to the State of Oklahoma for charitable and penal institutions and public buildings, shall constitute and be known as the "Public Building Fund".

B. On or before July 15, 2008, and on or before July 15 each year thereafter, the State Treasurer shall transfer from the General Revenue Fund an amount equal to all monies accruing in the Public Building Fund for the previous fiscal year to the State Land Reimbursement Fund which shall be expended in accordance with the provisions of Section 194 of Title 62 of the Oklahoma Statutes. R.L. 1910, § 7227. Amended by Laws 1910-11, c. 89, p. 194, § 1; Laws 2007, c. 323, § 1, eff. July 1, 2007. Renumbered from § 371 of this title by Laws 2010, c. 41, § 131, emerg. eff. April 2, 2010.

§64-1080. Repealed by Laws 2013, c. 250, § 6, emerg. eff. May 13, 2013.

§64-1081. Lease for oil and gas development.

Any county, township, school district, city or town that now owns or may hereafter acquire any land under control of the board of county commissioners, board of town trustees, directors of school districts, boards of education or the governing body of any city acting by and through its duly constituted officers is hereby authorized and empowered to enter, from time to time, into valid oil and gas mining lease or leases of such land to any person, firm, association, or corporation for oil and gas development for a primary term not to exceed ten (10) years and as long thereafter as oil or gas is or can be produced, and any such oil and gas lease may provide that the lessee therein shall have the right and power to consolidate the land covered by said lease with other adjoining land for the purpose of joint development and operation of the entire consolidated premises as a unit, in which event, the lessor in such lease shall share in the royalty on oil and gas produced from said consolidated tract in the proportion that the area of the land covered by such lease bears to the total area of said consolidated tract, or for the purpose of constructing permanent improvements thereon for a term not to exceed ten (10) years. This law does not apply to agricultural purposes.

Added by Laws 1943, p. 160, § 1, emerg. eff. April 1, 1943.

Renumbered from § 405 of this title by Laws 2010, c. 41, § 133, emerg. eff. April 2, 2010.

§64-1082. Notice by publication.

The leases mentioned in the preceding section shall be executed only after notice by publication for two (2) weeks in a newspaper of general circulation in the county in which the land is situated and a public sale thereof to the highest and best bidder: Provided, that all leases heretofore executed by the board of county commissioners, board of town trustees, directors of school districts or boards of education covering lands under their control are hereby validated.

Added by Laws 1943, p. 160, § 2, emerg. eff. April 1, 1943.

Renumbered from § 406 of this title by Laws 2010, c. 41, § 134, emerg. eff. April 2, 2010.

§64-1083. Abandoned municipality - Definition - Oil and gas leases thereon.

(A) As used herein, "abandoned municipality" means any city, town, or school district in and for which there is not, and has not been for a period of one (1) year, any acting or functioning governing board and no persons purporting or claiming to act as such governing board: Provided, however, that a school district which has

been disorganized and its territory legally made a part of another school district, by annexation, uniting, consolidation, or otherwise, shall not be considered an "abandoned municipality" within this act.

(B) Oil and gas mining leases of lands belonging to or under the control of an abandoned municipality may be entered into and executed in the following manner:

(1) Any legal resident of said abandoned municipality, or any person desiring to offer to purchase an oil or gas mining lease or leases of any lands owned by or belonging to any abandoned municipality, may file a petition in the district court of the county in which said abandoned municipality is located, alleging that said municipality is an abandoned municipality as defined by this act, stating the particular facts upon which said allegation is based, and that there are lands belonging to said abandoned municipality upon which it is desirable to execute an oil or gas mining lease or leases, and requesting the appointment of a receiver authorized to enter into such lease or leases as herein provided. If said abandoned municipality is located in more than one county, the petition shall be filed in the district court of the county in which the greater portion of the area thereof is located.

(2) Notice of the filing of said petition and of the purpose thereof, and of the date of the hearing to be held as provided herein, shall be given by publication for three successive issues in a weekly newspaper of general circulation in the county in which the abandoned municipality is located, the first publication to be not less than twenty-five (25) days prior to said hearing, and in addition, such notice shall be posted not less than twenty-five (25) days prior to said hearing at five public places within such abandoned municipality.

(3) The district court shall hold a hearing at which any interested person may appear in support of, or in opposition to, the appointment of a receiver for the purpose of executing and entering into an oil and gas mining lease or leases of lands belonging to or under the control of the abandoned municipality. The district court may continue said hearing from time to time without additional notice.

(4) If the district court shall find that the municipality is an abandoned municipality as defined by this act, and that there are lands belonging to said abandoned municipality, and that there is a person or persons desiring to secure an oil or gas mining lease or leases upon such lands, or any part thereof, the court shall appoint a receiver who shall have power and authority, upon approval by the court, to enter into valid oil and gas mining lease or leases of such lands to any person, firm, association, or corporation for oil and gas development, said leases to be for the term and conditioned as are leases executed by governing boards under the provisions of Section 1, Chapter 8, Title 64, Session Laws 1943; and said leases

must be offered for sale and sold in the manner prescribed by Section 2, Chapter 8, Title 64, Session Laws 1943.

(5) After said lease or leases have been executed by the receiver, they shall be submitted to the district court for approval, and the district court shall approve the same if they comply with the provisions of this act.

(6) After said lease or leases have been executed by the receiver and approved by the district court, and the said lease or leases shall be recorded in each county in which any portion of said lands may be located, and the receiver shall be discharged.

(7) All monies to which said abandoned municipality is entitled, including rents, royalties, bonus payments, or any monies whatsoever, under any lease entered into under the provisions of this section, shall be paid to the county treasurer of the county in which the petition was filed, and shall be by the county treasurer deposited in a special account to the credit of said abandoned municipality, to be disposed of as may now or hereafter be provided by law.

(8) Any lessee, or the assignee of any lessee, under any lease executed as provided in this section, who shall fail to pay any monies to which said abandoned municipality is legally entitled under the terms of said lease, to the county treasurer, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined a sum of not more than Ten Thousand Dollars (\$10,000.00).

(9) The district attorney shall have authority to enforce the obligations of any lessee or the assignee thereof under any lease entered into as prescribed by this section, by any legal proceeding he may deem necessary, and he shall defend the interests of said abandoned municipality in any action or proceeding in which the interests of said abandoned municipality under said lease may be adversely affected.

(10) If any municipality, after having been an abandoned municipality, shall again have an acting, functioning, and duly constituted governing board, said governing board shall assume control of any lands belonging to said abandoned municipality, and of any leases thereof, including those executed as provided by this section, in the same manner and to the same extent as though said leases had been executed and entered into by said governing board. Added by Laws 1949, p. 438, § 1, emerg. eff. June 6, 1949. Renumbered from § 407 of this title by Laws 2010, c. 41, § 135, emerg. eff. April 2, 2010.

§64-1084. County separate school lands - Leases.

Oil and gas mining lease or leases of lands belonging to the county separate schools of any county shall be entered into by the board of county commissioners as to such lands not located within any independent school district, and shall be entered into by the board of education of any independent school district in which any such

lands are located. Such leases shall be for the term and conditioned as are leases executed by governing boards under the provisions of Section 1, Chapter 8, Title 64, Session Laws 1943; and said leases must be offered for sale and sold in the manner prescribed by Section 2, Chapter 8, Title 64, Session Laws 1943.

Added by Laws 1949, p. 439, § 2, emerg. eff. June 6, 1949.

Renumbered from § 408 of this title by Laws 2010, c. 41, § 136, emerg. eff. April 2, 2010.

§64-1085. State lands - Contracts for use - Damages.

When the United States of America, acting through the Secretary of the Interior or his duly authorized representative, or acting through the Secretary of War or his duly authorized representative, or when any irrigation district, conservancy district or water users' association, organized under the laws of this state, acting by or through its board of directors, determines that the fee simple title or any lesser estate, interest, right or easement in and to any lands owned by the State of Oklahoma, including lands under the control and management of the Commissioners of the Land Office, except land acquired by the state through and by reason of grants to the state as made by the terms of the Enabling Act, is necessary or convenient for the construction, development, operation or maintenance of any irrigation, reclamation, water conservation and utilization, flood control, military or national defense project, needful public buildings, or for any other public use or purpose, or determines that the construction, development, operation or maintenance of any such project will result in the destruction, alteration, damaging or appropriation of any such lands, or any facility, structure, easement or right of the State of Oklahoma, the United States of America, or the irrigation district, conservancy district or water users' association, as the case may be, engaged in the construction, operation, development or maintenance of any such project, may file a certificate of such determination and a written application for the acquisition of the title to any such land, or any lesser estate, right, interest or easement therein or thereto, or the right to destroy, alter, damage or appropriate any existing facility, easement or right of the state, with the board, commission, officer, or agency of the State of Oklahoma, having the management or control of such state-owned lands, easements, rights or facilities. Upon the filing of such certificate and request the board, officer, commission or agency having control or management of such land, easement, right or facility shall, with the consent and approval of the Governor, be authorized and empowered:

1. To enter into contracts for sale and conveyance of, and to sell at private sale, the fee simple title or any lesser estate, right, interest or easement in and to or upon any such state-owned land to such applicant upon such terms and conditions and for such

consideration as such board, commission, officer or agency may deem proper.

2. To enter into contracts and agreements to convey to such applicant the fee simple title or any lesser estate, right or easement in and to or upon any state-owned lands in exchange for other like lands or property.

3. To enter into contracts and agreements granting to the applicant the right to destroy, alter, damage or appropriate any right, easement or facility owned by the State of Oklahoma, upon such terms and conditions and for such consideration as such board, officer or agency may deem proper.

4. To execute any and all contracts, deeds and instruments of conveyance, of every kind or character, which may be proper, necessary or convenient in the exercise of the powers herein conferred and to carry out or fulfill the intent and purpose of this act.

Added by Laws 1941, p. 305, § 1, emerg. eff. Feb. 28, 1941.
Renumbered from § 421 of this title by Laws 2010, c. 41, § 137, emerg. eff. April 2, 2010.

§64-1086. Execution of instruments - Approval by Governor.

Any instrument, easement, contract, or deed which may be required in, or convenient to, the exercise of the powers granted in Section 1 of this act shall be executed by the chairman or presiding officer and attested by the secretary, if such instrument be executed by a board or commission, and if such instrument be executed by an officer, it shall be signed by said officer. No such contract, easement, deed or instrument of conveyance shall be effective unless and until the approval of the Governor is endorsed thereon in writing.

Added by Laws 1941, p. 306, § 2, emerg. eff. Feb. 28, 1941.
Renumbered from § 422 of this title by Laws 2010, c. 41, § 138, emerg. eff. April 2, 2010.

§64-1087. Negotiations and conveyances in lieu of condemnation proceedings.

When the United States of America, acting through the Secretary of the Interior, or his duly authorized representative, or acting through the Secretary of War, or his duly authorized representative, shall determine that the construction, development, operation or maintenance of any irrigation, reclamation, water conservation and utilization, flood control, military or national defense project, or any needful public building or other public project being constructed, operated, developed or maintained under the laws of the United States, requires the appropriation of the fee simple title or any lesser estate, right or easement in and to or upon any tract of land owned by the State of Oklahoma and acquired by the state through

and by reason of grants to the State of Oklahoma, made by the terms of the Enabling Act, and files a certificate executed by the Secretary of the Interior, or his duly authorized representative, or by the Secretary of War, or his duly authorized representative, certifying that the fee simple title or some lesser estate, right or easement in and to or upon such land will be appropriated and taken for such purposes under the power of eminent domain, the Commissioners of the Land Office may enter into negotiations with the United States of America, acting as aforesaid, for the purpose of determining by agreement the amount which the State of Oklahoma will be entitled to receive by reason of such appropriation for said purposes. If the Commissioners of the Land Office are able to agree with the United States of America, acting as aforesaid, on the amount to which the State of Oklahoma will be entitled by reason of such appropriation, the Commissioners of the Land Office, by and with the consent of the Governor of the State of Oklahoma, may upon payment of the amount of compensation agreed upon and in recognition of the taking and appropriation of such land and in lieu of condemnation proceedings for the determination of the amount of such damages, execute a deed of conveyance evidencing the title or right acquired by the United States of America in the exercise of its sovereign powers and further evidencing the payment and receipt of full compensation for the land, right, easement or estate so appropriated. The execution and delivery of said deed shall operate as conclusive evidence of such appropriation and taking and the United States of America shall thereupon be authorized to enter upon and take possession of the land to the extent of such appropriation as evidenced by said deed. Said deed of conveyance shall not be effective unless the approval of the Governor is endorsed thereon in writing. The Commissioners of the Land Office shall have like power to execute deeds of conveyance in lieu of condemnation proceedings when any irrigation district, conservancy district or water users' association, organized under the laws of the State of Oklahoma, certifies by and through its board of directors the necessity of taking of any such lands, and upon such certification by such irrigation district, conservancy district or water users' association, the provisions of this section shall apply with like force and effect to all such state-owned lands, or any lesser estate, right or easement therein or thereon, so appropriated by any such district or association.

Deeds in lieu of condemnation proceedings shall be executed by the presiding officer of the Commissioners of the Land Office and attested by the Secretary but no such deed shall be effective unless and until the approval of the Governor is endorsed thereon in writing.

Added by Laws 1941, p. 306, § 3, emerg. eff. Feb. 28, 1941.
Renumbered from § 423 of this title by Laws 2010, c. 41, § 139,
emerg. eff. April 2, 2010.

§64-1088. Partial invalidity.

If any section, subsection, sentence, clause or phrase of this act is held to be invalid, the decision shall not affect the validity or the meaning of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid.

Added by Laws 1941, p. 307, § 4, emerg. eff. Feb. 28, 1941.
Renumbered from § 424 of this title by Laws 2010, c. 41, § 140,
emerg. eff. April 2, 2010.

§64-1089. Rights and powers cumulative.

Each and all of the rights, powers and remedies granted and conferred by the terms of this act shall be cumulative and shall be construed to be in addition to those already existing, except that at any private or voluntary sale of state-owned lands by the Commissioners of the Land Office such sale shall be held only upon resolution adopted by a unanimous vote of the Commissioners of the Land Office.

Added by Laws 1941, p. 307, § 5, emerg. eff. Feb. 28, 1941.
Renumbered from § 425 of this title by Laws 2010, c. 41, § 141,
emerg. eff. April 2, 2010.

§64-1090. Prospecting - Permits.

To further the development of mineral resources in the State of Oklahoma, particularly with regard to valuable minerals, including uranium, the Commissioners of the Land Office are hereby authorized to issue prospecting permits, under procedures, fees and rules as may be promulgated by the Commissioners, granting an exclusive right to prospect for any minerals owned by the state, under the jurisdiction and control of the Commissioners of the Land Office.

Added by Laws 1955, p. 373, § 1, emerg. eff. June 7, 1955. Amended by Laws 2010, c. 41, § 49, emerg. eff. April 2, 2010. Renumbered from § 451 of this title by Laws 2010, c. 41, § 142, emerg. eff. April 2, 2010.

§64-1091. Notice and sale of lease.

Should the Commissioners of the Land Office find that the state owns a valuable mineral, they shall offer the necessary mineral lease for sale on competitive bids, and notice of such sale shall be published in at least one newspaper, authorized by law to publish legal notices, in the county in which the land is located. The

notice shall state the terms and conditions under which sale will be made; the annual rental and/or royalty which will be acceptable to the Commissioners, and that the Commissioners have the right to reject any and all bids.

Added by Laws 1955, p. 373, § 4, emerg. eff. June 7, 1955.

Renumbered from § 454 of this title by Laws 2010, c. 41, § 143, emerg. eff. April 2, 2010.

§64-1092. Prospectors liable for damages to surface.

Any person, firm or corporation, receiving a prospecting permit or lease under the provisions of this act, and prospecting, exploring or operating for minerals, shall be liable to the surface owner or surface lessee for all damages or loss accruing to the surface interest in said land and to all crops and improvements thereupon and appurtenances and hereditaments thereunto belonging.

Added by Laws 1955, p. 374, § 7, emerg. eff. June 7, 1955.

Renumbered from § 457 of this title by Laws 2010, c. 41, § 144, emerg. eff. April 2, 2010.

§64-1093. Rules and regulations.

The Commissioners of the Land Office are hereby authorized to make and promulgate appropriate rules and regulations for the purpose of carrying into effect the provisions of this act.

Added by Laws 1955, p. 374, § 8, emerg. eff. June 7, 1955.

Renumbered from § 458 of this title by Laws 2010, c. 41, § 145, emerg. eff. April 2, 2010.

§64-1094. Violations and penalty.

Any person who prospects for minerals owned by the State of Oklahoma, under the jurisdiction and control of the Commissioners of the Land Office, without a prospecting permit, or who removes any such minerals without a lease contract, contrary to the provisions of this act, or who violates any other terms or provisions of this act, shall be guilty of a felony and upon conviction shall be punished by a fine of not less than Fifty Dollars (\$50.00) and not to exceed Fifty Thousand Dollars (\$50,000.00), or by imprisonment for not less than thirty (30) days and not to exceed ten (10) years, or by both such fine and imprisonment.

Added by Laws 1955, p. 374, § 9, emerg. eff. June 7, 1955. Amended by Laws 1997, c. 133, § 547, eff. July 1, 1999; Laws 1999, 1st Ex. Sess., c. 5, § 398, eff. July 1, 1999. Renumbered from § 459 of this title by Laws 2010, c. 41, § 146, emerg. eff. April 2, 2010.

NOTE: Laws 1998, 1st Ex. Sess., c. 2, § 23 amended the effective date of Laws 1997, c. 133, § 547 from July 1, 1998, to July 1, 1999.

§64-1095. Provisions shall not affect other uses of land.

The provisions of this act shall not affect the sale of sand, gravel, caliche or rock by the Commissioners of the Land Office for construction or road purposes, or the exploration for or production of oil and gas.

Added by Laws 1955, p. 374, § 10, emerg. eff. June 7, 1955.

Renumbered from § 460 of this title by Laws 2010, c. 41, § 147, emerg. eff. April 2, 2010.