



OFFICE OF THE ATTORNEY GENERAL OF TEXAS
AUSTIN

GERALD C. MANN
ATTORNEY GENERAL

Honorable William J. Tucker
Game, Fish and Oyster Commission
Austin, Texas

Dear Mr. Tucker:

Opinion No. O-6294

Re: Authority of the Governor of Oklahoma to appoint a commissioner to meet with a commissioner from Texas to enter into negotiations concerning a compact to be later approved by the Legislatures.

We have your inquiry for a legal opinion of this department as follows:

"In Opinion O-4942 you gave us certain advice in reference to a proposed compact between the States of Texas and Oklahoma for control of fishing and hunting in Red River Reservoir.

"The Oklahoma legislature is not in session at this time. Without an act or resolution on the part of the Oklahoma Legislature, would the Governor of the State have authority to appoint a commissioner or commissioners to meet with a commissioner or commissioners from the State of Texas to enter into negotiations looking toward formation of a compact to later be approved by the legislatures of Texas and Oklahoma and the United States?"

We beg to advise, as you were advised in Opinion No. O-4942, that the Legislatures of Oklahoma and Texas could lawfully enter into such a compact as was therein suggested with reference to fishing and hunting in those areas of the states inundated by the waters of Denison Dam, but we are not advised as to whether or not the Governor of Oklahoma could appoint a commissioner to negotiate with a commissioner from Texas to formulate such a compact. No doubt

a compact however formulated could subsequently be approved by the Legislatures of Oklahoma and Texas.

Very truly yours

APPROVED APR 24, 1943

Tom Miller

ATTORNEY GENERAL OF TEXAS

DEPUTY ASSISTANT
ATTORNEY GENERAL

By

Ocie Speer
Ocie Speer
Assistant

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4/27/43*

