

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

FILED IN DISTRICT COURT
OKLAHOMA COUNTY

SEP 24 2015

TIM RHODES
COURT CLERK

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OKLAHOMA FARM BUREAU LEGAL)
FOUNDATION, et al.,)
)
 Petitioners,)
)
v.)
)
OKLAHOMA WATER RESOURCES BOARD,)
)
 Respondent,)
)
v.)
)
TISHOMINGO NATIONAL FISH)
HATCHERY, et al.,)
)
 Other Parties of Record.)

Case No. CV-2013-2414

District Judge Barbara Swinton

**AGREED MOTION TO SUPPLEMENT THE ADMINISTRATIVE
RECORD OUT OF TIME**

Respondent Oklahoma Water Resources Board (“OWRB”), Petitioners Pontotoc County Farm Bureau, Oklahoma Farm Bureau Legal Foundation, Oklahoma Independent Petroleum Association, Oklahoma Aggregates Association, Environmental Federation of Oklahoma, Oklahoma Cattlemen’s Association, TXI, and Arbuckle-Simpson Aquifer Protection of Oklahoma, Inc. (collectively “Petitioners”), and Respondent Citizens for the Protection of the Arbuckle-Simpson Aquifer (“CPASA”) hereby jointly request that the Court allow certain documents to be included as part of the Administrative Record on appeal. The parties further state as follows:

1. The documents in question are missing pages from “Protestants Exhibit 10” which were inadvertently omitted from Volume 6, Tab 88 of the Administrative Record.

2. The missing pages were made available to all parties at the public hearing in 2013, and have been continuously available to all parties and to the public on the OWRB's website.

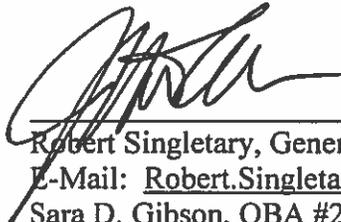
3. Despite the availability of said missing pages, no party has attempted to cite any of said missing pages in their briefs submitted to the Court.

3. According to the Scheduling Order in this matter, the time to file motions to correct or supplement the record expired on April 27, 2015.

4. Despite being out of time, the parties jointly ask the Court to allow the record to be supplemented with the missing pages to ensure that this Court has access to "the entire record of the proceeding under review[,]" within the meaning of 75 O.S. § 320.

5. The parties jointly stipulate (1) that no delay will occur and no additional briefing is needed to address information in the missing pages, and (2) that no prejudice to any party resulted from the inadvertent omission of these missing pages.

Respectfully submitted,



Robert Singletary, General Counsel, OBA #19220

E-Mail: Robert.Singletary@owrb.ok.gov

Sara D. Gibson, OBA #20214

E-Mail: Sara.Gibson@owrb.ok.gov

Jonathan Allen, OBA #22048

E-Mail: Jonathan.Allen@owrb.ok.gov

OKLAHOMA WATER RESOURCES BOARD

3800 North Classen Boulevard

Oklahoma City, Oklahoma 73118

Telephone: (405) 530-8800

Facsimile: (405) 530-8900

ATTORNEYS FOR RESPONDENT

OKLAHOMA WATER RESOURCES BOARD

Krystina E. Phillips

Deanna L. Hartley, OBA No. 19272
Krystina E. Phillips, OBA No. 30111
Indian & Environmental Law Group, PLLC
218 East 12th Street
Ada, Oklahoma 74820
Tele: (580) 453-7051
Fax: (918) 398-0514
ATTORNEYS FOR RESPONDENT
CITIZENS FOR THE PROTECTION OF THE
ARBUCKLE-SIMPSON AQUIFER

Deanna L. Hartley, OBA No. 19272
Krystina E. Phillips, OBA No. 30111
Environmental Law Center, PLLC
1723 East 15th Street, Suite 100
Tulsa, Oklahoma 74104
Tele: (918) 347-6169
Fax: (918) 398-0514
ATTORNEYS FOR RESPONDENT
CITIZENS FOR THE PROTECTION OF THE
ARBUCKLE-SIMPSON AQUIFER



L. Mark Walker, OBA #10508

Scott A. Butcher, OBA #22513

CROWE & DUNLEVY

A Professional Corporation

Braniff Building

324 North Robinson Avenue, Suite 100

Oklahoma City, Oklahoma 73102

ATTORNEYS FOR PETITIONERS

OKLAHOMA FARM BUREAU LEGAL

FOUNDATION, PONTOTOC COUNTY FARM

BUREAU, OKLAHOMA INDEPENDENT

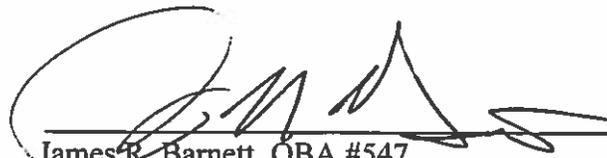
PETROLEUM ASSOCIATION,

ENVIRONMENTAL FEDERATION OF

OKLAHOMA, OKLAHOMA CATTLEMEN'S

ASSOCIATION, AND OKLAHOMA

AGGREGATES ASSOCIATION



James R. Barnett, OBA #547

Michael Minnis, OBA# 6251

DOERNER, SAUNDERS, DANIEL &
ANDERSON, LLP

105 N. Hudson Ave., Suite 500

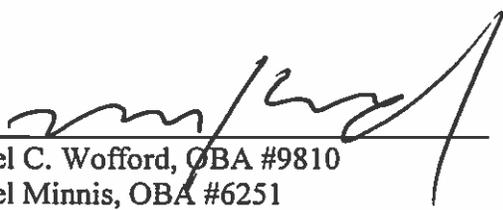
Oklahoma City, Oklahoma 73102-4805

(405) 319-3507

(405) 319-3537 (Facsimile)

jbarnett@dnda.com

ATTORNEYS FOR PETITIONER ARBUCKLE-
SIMPSON AQUIFER PROTECTION
FEDERATION OF OKLAHOMA, INC.



Michael C. Wofford, OBA #9810

Michael Minnis, OBA #6251

DOERNER, SAUNDERS, DANIEL &
ANDERSON, LLP

105 N. Hudson Ave., Suite 500

Oklahoma City, Oklahoma 73102-4805

(405) 319-3507

(405) 319-3537 (Facsimile)

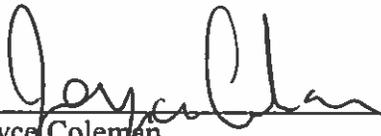
mwofford@dnda.com

ATTORNEYS FOR PETITIONERS

OKLAHOMA AGGREGATES ASSOCIATION
AND TXI

CERTIFICATE OF SERVICE

This is to certify that on the 24th day of Sept, 2015, a true and correct copy of the above and foregoing instrument was mailed by regular US mail, postage prepaid, to all persons listed below and on the following pages.



Joyce Coleman
Oklahoma Water Resources Board

Deanna L. Hartley, OBA No. 19272
Krystina E. Phillips, OBA No. 30111
Indian and Environmental Law Group, PLLC
218 East 12th Street
Ada, Oklahoma 74820
Tele: (580) 453-7051
Fax: (918) 398-0514
krystina@iaelaw.com

ATTORNEYS FOR RESPONDENT
CITIZENS FOR THE PROTECTION OF THE ARBUCKLE-SIMPSON AQUIFER

L. Mark Walker, OBA #10508
Scott A. Butcher, OBA #22513
CROWE & DUNLEVY
A Professional Corporation
Braniff Building
324 North Robinson Avenue, Suite 100
Oklahoma City, Oklahoma 73102
mark.walker@crowedunlevy.com
scott.butcher@crowedunlevy.com

ATTORNEYS FOR PETITIONERS
OKLAHOMA FARM BUREAU LEGAL FOUNDATION, PONTOTOC COUNTY FARM BUREAU,
OKLAHOMA INDEPENDENT PETROLEUM ASSOCIATION, ENVIRONMENTAL FEDERATION
OF OKLAHOMA, OKLAHOMA CATTLEMEN'S ASSOCIATION, AND OKLAHOMA
AGGREGATES ASSOCIATION

James R. Barnett, OBA #547
Michael Minnis, OBA #6251
DOERNER, SAUNDERS, DANIEL & ANDERSON, LLP
105 N. Hudson Ave., Suite 500
Oklahoma City, Oklahoma 73102-4805
(405) 319-3507

(405) 319-3537 (Facsimile)

jbarnett@dnda.com

ATTORNEYS FOR PETITIONER

ARBUCKLE-SIMPSON AQUIFER PROTECTION FEDERATION OF OKLAHOMA, INC.

Michael C. Wofford, OBA #9810

Michael Minnis, OBA #6251

DOERNER, SAUNDERS, DANIEL & ANDERSON, LLP

105 N. Hudson Ave., Suite 500

Oklahoma City, Oklahoma 73102-4805

(405) 319-3507

(405) 319-3537 (Facsimile)

mwofford@dnda.com

ATTORNEYS FOR PETITIONERS

OKLAHOMA AGGREGATES ASSOCIATION AND MARTIN-MARIETTA (formerly TXI)

Counsels for City of Ada- Ada Public Works Authority:

D. Craig Shew, Esq

D. Craig Shew, PLLC

P.O. Box 1373

Ada, OK 74821-1373

Frank Stout, Esq.

P.O. Box 1444

Ada, OK 74821-1444

Angie Dean, Esq.

231 South Townsend

Ada, OK 74820

Pro Se Parties:

Mr. Joe S. Duncan

P.O. Box 45

Connerville, Oklahoma 74836

Ms. Gloria L. Webb

Ed Webb, III, Esq.

1250 West Webb Road

Tishomingo, OK 73460

Rogelio Trevino

932 West 10th Street

Sulphur, OK 73086

Tishomingo National Fish Hatchery

5501 OK Highway 7 W

Tishomingo, OK 73460