

January 12, 2012

Via Hand Delivery

J.D. Strong, Executive Director
Oklahoma Water Resources Board
3800 North Classen Boulevard
Oklahoma City, Oklahoma 73118

Re: Municipal Support for Senate Bill 288 Draft

Dear J.D.:

Enclosed please find various local resolutions and letters of support of the Arbuckle-Simpson Aquifer Protection Committee's proposed draft Order Establishing a Tentative Maximum Annual Yield for the Arbuckle-Simpson Aquifer. Included are resolutions passed by the City of Ada, the City of Ardmore, the City of Sulphur, and the City of Tishomingo, as well as a resolution approved by the Bryan County Commissioners. Additionally, enclosed are letters of support from the Tishomingo National Wildlife Refuge and the Chickasaw National Recreation Area.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Amy A. Ford', is written over a light blue circular stamp.

Amy A. Ford, President
CPASA

BRYAN COUNTY COMMISSIONERS

402 WEST EVERGREEN
DURANT, OK 74701
(580) 924-2201
(580) 924-3094 FAX

BRYAN COUNTY CLERK
TAMMY REYNOLDS
(580) 924-2202



DISTRICT NO. 1
MONTY MONTGOMERY

DISTRICT NO. 2
TONY SIMMONS

DISTRICT NO. 3
JAY PERRY

RESOLUTION NO. 2011-2012/043

A RESOLUTION SUPPORTING THE ORDER ESTABLISHING THE TENTATIVE MAXIMUM ANNUAL YIELD OF THE ARBUCKLE-SIMPSON AQUIFER

WHEREAS, the Arbuckle-Simpson Aquifer is the only Sole Source Aquifer in the State of Oklahoma, as designated by the Environmental Protection Agency in 1989; and

WHEREAS, the Arbuckle-Simpson Aquifer is the only Sensitive Sole Source Aquifer in the State of Oklahoma, as designated by the Oklahoma Legislature through S.B. 288 in 2003; and

WHEREAS, the Oklahoma Water Resources Board must issue an order establishing the maximum annual yield of the Arbuckle-Simpson Aquifer; and

WHEREAS, Bryan County relies upon the Blue River which emanates from the Arbuckle-Simpson Aquifer to provide potable water to its citizens; and

WHEREAS, it is vital that this resource be sustainably managed so that Bryan County's water supply remains reliable; and

WHEREAS, the data obtained through the Oklahoma Water Resources Board's hydrologic study of the Arbuckle-Simpson establishes that a maximum annual yield of 66,560 acre-feet is protective of the Arbuckle-Simpson Aquifer; and

WHEREAS, the equal proportionate share (acre-feet per acre per year), based upon the maximum annual yield and total overlying land area, is 0.2 acre-feet per acre per year; and

WHEREAS, the Order Establishing the Tentative Maximum Annual Yield allows a twenty (20) year phase in period for existing permits; and

WHEREAS, the Order Establishing the Tentative Maximum Annual Yield calls for a well setback for all major springs in the Arbuckle-Simpson Aquifer; and

WHEREAS, the Order Establishing the Tentative Maximum Annual Yield allows location exceptions for wells proposed within the well setback area if the Oklahoma Water Resources Board finds that placing the well within the setback area prevents inequitable or unreasonable treatment and is not likely to interfere with springs emanating in whole or in part from the Arbuckle-Simpson Aquifer.

WHEREAS, monitoring plans shall be required for wells placed within the well setback area and become a condition of any water use permit issued.

WHEREAS, obtaining certainty through a maximum annual yield determination is critical to Bryan County's economy and to the continued well-being of Bryan County's residents; and

NOW THEREFORE LET IT BE RESOLVED, that, Bryan County's supports the Order Establishing a Tentative Maximum Annual Yield for the Arbuckle-Simpson Aquifer;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that, Bryan County supports the Oklahoma Water Resources Board's determination of the maximum annual yield for the Arbuckle-Simpson Aquifer being 66,560 acre-feet per year;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that Bryan County supports the Oklahoma Water Resources Board's determination that the equal proportionate share, or acre-feet per acre per year, be 0.2 acre-feet per acre per year;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that, Bryan County supports a twenty (20) year phase in for existing permits;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that, Bryan County supports a well setback from all major springs within the Arbuckle-Simpson Aquifer;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that, Bryan County supports a location exception if the Oklahoma Water Resources Board determines that placing a well within the setback area prevents inequitable or unreasonable treatment and is not likely to interfere with springs emanating from the Arbuckle-Simpson Aquifer; and

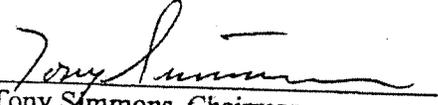
NOW THEREFORE LET IT BE FURTHER RESOLVED, that, Bryan County supports a site-specific mitigation plan for all wells placed within the well setback area.

Passed and approved this 12th day of December, 2011.

BOARD OF BRYAN COUNTY COMMISSIONERS



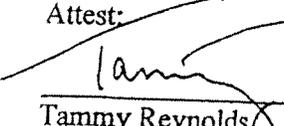
Monty Montgomery, Member
County Commissioner District No.1



Tony Simmons, Chairman
County Commissioner District No.2

Jay Perry, Vice Chairman
County Commissioner District No.3

Attest:


Tammy Reynolds
Bryan County Clerk

12-12-11
Date

RESOLUTION NO. 11-41A

BY Councilman Greg McCartney

**A RESOLUTION SUPPORTING THE ORDER
ESTABLISHING THE TENTATIVE MAXIMUM ANNUAL
YIELD OF THE ARBUCKLE-SIMPSON AQUIFER**

WHEREAS, the Arbuckle-Simpson Aquifer is the only Sole Source Aquifer in the State of Oklahoma, as designated by the Environmental Protection Agency in 1989; and

WHEREAS, the Arbuckle-Simpson Aquifer is the only Sensitive Sole Source Aquifer in the State of Oklahoma, as designated by the Oklahoma Legislature through S.B. 288 in 2003; and

WHEREAS, the Oklahoma Water Resources Board must issue an order establishing the maximum annual yield of the Arbuckle-Simpson Aquifer; and

WHEREAS, the City of Ada relies upon Byrds Mill Spring emanating from the Arbuckle-Simpson Aquifer to provide potable water to its citizens; and

WHEREAS, it is vital that this resource be sustainably managed so that the City of Ada's water supply remains reliable; and

WHEREAS, the data obtained through the Oklahoma Water Resources Board's hydrologic study of the Arbuckle-Simpson establishes that a maximum annual yield of 66,560 acre-feet is protective of the Arbuckle-Simpson Aquifer; and

WHEREAS, the equal proportionate share (acre-feet per acre per year), based upon the maximum annual yield and total overlying land area, is 0.2 acre-feet per acre per year; and

WHEREAS, the Order Establishing the Tentative Maximum Annual Yield allows a twenty (20) year phase in period for existing permits; and

WHEREAS, the Order Establishing the Tentative Maximum Annual Yield calls for a well setback for all major springs in the Arbuckle-Simpson Aquifer; and

WHEREAS, monitoring plans shall be required for wells placed within the well setback area and become a condition of any water use permit issued.

WHEREAS, obtaining certainty through a maximum annual yield determination is critical to the City of Ada's economy and to the continued well-being of the City of Ada's residents.

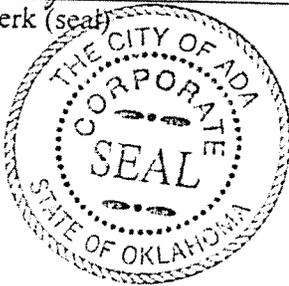
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Ada, Oklahoma:

1. The City of Ada supports the Order Establishing a Tentative Maximum Annual Yield for the Arbuckle-Simpson Aquifer.
2. The City of Ada supports the Oklahoma Water Resources Board's determination of the maximum annual yield for the Arbuckle-Simpson Aquifer being 66,560 acre-feet per year.
3. The City of Ada supports the Oklahoma Water Resources Board's determination that the equal proportionate share, or acre-feet per acre per year, be 0.2 acre-feet per acre per year.
4. The City of Ada supports a twenty (20) year phase in for existing permits.
5. The City of Ada supports a well setback from all major springs within the Arbuckle-Simpson Aquifer.
6. The City of Ada supports a site-specific mitigation plan for all wells placed within the well setback area.

PASSED AND APPROVED by the City Council of the City of Ada this 5th day of December, 2011.

Attest:

Sally Hol
City Clerk (seal)



City of Ada
By Rich Seiff
Mayor

RESOLUTION NO. 3399

**A RESOLUTION SUPPORTING THE ORDER ESTABLISHING THE TENTATIVE
MAXIMUM ANNUAL YIELD OF THE ARBUCKLE-SIMPSON AQUIFER**

WHEREAS, the Arbuckle-Simpson Aquifer is the only Sole Source Aquifer in the State of Oklahoma, as designated by the Environmental Protection Agency in 1989; and

WHEREAS, the Arbuckle-Simpson Aquifer is the only Sensitive Sole Source Aquifer in the State of Oklahoma, as designated by the Oklahoma Legislature through S.B. 288 in 2003; and

WHEREAS, the Oklahoma Water Resources Board must issue an order establishing the maximum annual yield of the Arbuckle-Simpson Aquifer; and

WHEREAS, the City of Ardmore relies upon the [springs and streams emanating from the Aquifer/the Aquifer] to provide potable water to its citizens; and

WHEREAS, it is vital that this resource be sustainably managed so that the City of Ardmore's water supply remains reliable; and

WHEREAS, the data obtained through the Oklahoma Water Resources Board's hydrologic study of the Arbuckle-Simpson establishes that a maximum annual yield of 66,560 acre-feet is protective of the Arbuckle-Simpson Aquifer; and

WHEREAS, the equal proportionate share (acre-feet per acre per year), based upon the maximum annual yield and total overlying land area, is 0.2 acre-feet per acre per year; and

WHEREAS, the Order Establishing the Tentative Maximum Annual Yield allows a twenty (20) year phase in period for existing permits; and

WHEREAS, the Order Establishing the Tentative Maximum Annual Yield calls for a well setback for all major springs in the Arbuckle-Simpson Aquifer; and

WHEREAS, the Order Establishing the Tentative Maximum Annual Yield allows location exceptions for wells proposed within the well setback area if the Oklahoma Water Resources Board finds that placing the well within the setback area prevents inequitable or unreasonable treatment and is not likely to interfere with springs emanating in whole or in part from the Arbuckle-Simpson Aquifer.

WHEREAS, monitoring plans shall be required for wells placed within the well setback area and become a condition of any water use permit issued.

WHEREAS, obtaining certainty through a maximum annual yield determination is critical to City of Ardmore's economy and to the continued well-being of the City of Ardmore's residents; and

NOW THEREFORE LET IT BE RESOLVED, that, the City of Ardmore supports the Order Establishing a Tentative Maximum Annual Yield for the Arbuckle-Simpson Aquifer;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that, the City of Ardmore supports the Oklahoma Water Resources Board's determination of the maximum annual yield for the Arbuckle-Simpson Aquifer being 66,560 acre-feet per year;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that, the City of Ardmore supports the Oklahoma Water Resources Board's determination that the equal proportionate share, or acre-feet per acre per year, be 0.2 acre-feet per acre per year;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that, the City of Ardmore supports a twenty (20) year phase in for existing permits;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that, the City of Ardmore supports a well setback from all major springs within the Arbuckle-Simpson Aquifer;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that, the City of Ardmore supports a location exception if the Oklahoma Water Resources Board determines that placing a well within the setback area prevents inequitable or unreasonable treatment and is not likely to interfere with springs emanating from the Arbuckle-Simpson Aquifer; and

NOW THEREFORE LET IT BE FURTHER RESOLVED, that, the City of Ardmore supports a site-specific mitigation plan for all wells placed within the well setback area.

Passed and approved this 5th day of December, 2011.



ATTEST:

Kenneth L. Coyle
City Clerk

CITY OF ARDMORE, a Municipal Corporation

[Signature]
Mayor

RESOLUTION NO. 2011-12

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SULPHUR,
OKLAHOMA SUPPORTING THE ORDER ESTABLISHING THE TENTATIVE
MAXIMUM ANNUAL YIELD OF THE ARBUCKLE-SIMPSON AQUIFER**

WHEREAS, the Arbuckle-Simpson Aquifer is the only Sole Source Aquifer in the State of Oklahoma, as designated by the Environmental Protection Agency in 1989; and

WHEREAS, the Arbuckle-Simpson Aquifer is the only Sensitive Sole Source Aquifer in the State of Oklahoma, as designated by the Oklahoma Legislature through S.B. 288 in 2003; and

WHEREAS, the Oklahoma Water Resources Board must issue an order establishing the maximum annual yield of the Arbuckle-Simpson Aquifer; and

WHEREAS, [City/RWD] relies upon the [springs and streams emanating from the Aquifer/the Aquifer] to provide potable water to its citizens; and

WHEREAS, it is vital that this resource be sustainably managed so that [City/RWD]'s water supply remains reliable; and

WHEREAS, the data obtained through the Oklahoma Water Resources Board's hydrologic study of the Arbuckle-Simpson establishes that a maximum annual yield of 66,560 acre-feet is protective of the Arbuckle-Simpson Aquifer; and

WHEREAS, the equal proportionate share (acre-feet per acre per year), based upon the maximum annual yield and total overlying land area, is 0.2 acre-feet per acre per year; and

WHEREAS, the Order Establishing the Tentative Maximum Annual Yield allows a twenty (20) year phase in period for existing permits; and

WHEREAS, the Order Establishing the Tentative Maximum Annual Yield calls for a well setback for all major springs in the Arbuckle-Simpson Aquifer; and

WHEREAS, the Order Establishing the Tentative Maximum Annual Yield allows location exceptions for wells proposed within the well setback area if the Oklahoma Water Resources Board finds that placing the well within the setback area prevents inequitable or unreasonable treatment and is not likely to interfere with springs emanating in whole or in part from the Arbuckle-Simpson Aquifer.

WHEREAS, monitoring plans shall be required for wells placed within the well setback area and become a condition of any water use permit issued.

WHEREAS, obtaining certainty through a maximum annual yield determination is critical to the City of Sulphur's economy and to the continued well-being of Sulphur's residents; and

NOW THEREFORE LET IT BE RESOLVED, that the City of Sulphur supports the Order Establishing a Tentative Maximum Annual Yield for the Arbuckle-Simpson Aquifer;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that the City of Sulphur supports the Oklahoma Water Resources Board's determination of the maximum annual yield for the Arbuckle-Simpson Aquifer being 66,560 acre-feet per year;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that the City of Sulphur supports the Oklahoma Water Resources Board's determination that the equal proportionate share, or acre-feet per acre per year, be 0.2 acre-feet per acre per year;

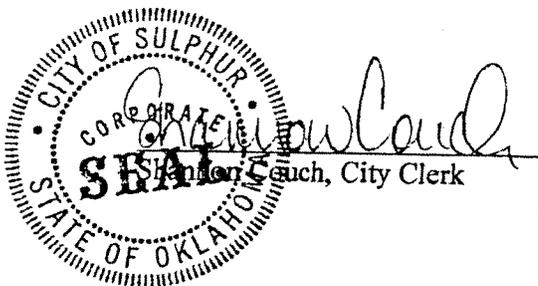
NOW THEREFORE LET IT BE FURTHER RESOLVED, that the City of Sulphur supports a twenty (20) year phase in for existing permits;

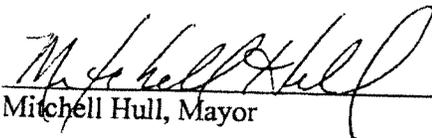
NOW THEREFORE LET IT BE FURTHER RESOLVED, that the City of Sulphur supports a well setback from all major springs within the Arbuckle-Simpson Aquifer;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that the City of Sulphur supports a location exception if the Oklahoma Water Resources Board determines that placing a well within the setback area prevents inequitable or unreasonable treatment and is not likely to interfere with springs emanating from the Arbuckle-Simpson Aquifer; and

NOW THEREFORE LET IT BE FURTHER RESOLVED, that the City of Sulphur supports a site-specific mitigation plan for all wells placed within the well setback area.

Passed and approved this 14th day of November, 2011.




Mitchell Hull, Mayor

RESOLUTION NO. 2011-15

**A RESOLUTION SUPPORTING THE ORDER ESTABLISHING THE TENTATIVE
MAXIMUM ANNUAL YIELD OF THE ARBUCKLE-SIMPSON AQUIFER**

WHEREAS, the Arbuckle-Simpson Aquifer is the only Sole Source Aquifer in the State of Oklahoma, as designated by the Environmental Protection Agency in 1989; and

WHEREAS, the Arbuckle-Simpson Aquifer is the only Sensitive Sole Source Aquifer in the State of Oklahoma, as designated by the Oklahoma Legislature through S.B. 288 in 2003; and

WHEREAS, the Oklahoma Water Resources Board must issue an order establishing the maximum annual yield of the Arbuckle-Simpson Aquifer; and

WHEREAS, Tishomingo relies upon the springs and streams emanating from the Aquifer/the Aquifer to provide potable water to its citizens; and

WHEREAS, it is vital that this resource be sustainably managed so that Tishomingo's water supply remains reliable; and

WHEREAS, the data obtained through the Oklahoma Water Resources Board's hydrologic study of the Arbuckle-Simpson establishes that a maximum annual yield of 66,560 acre-feet is protective of the Arbuckle-Simpson Aquifer; and

WHEREAS, the equal proportionate share (acre-feet per acre per year), based upon the maximum annual yield and total overlying land area, is 0.2 acre-feet per acre per year; and

WHEREAS, the Order Establishing the Tentative Maximum Annual Yield allows a twenty (20) year phase in period for existing permits; and

WHEREAS, the Order Establishing the Tentative Maximum Annual Yield calls for a well setback for all major springs in the Arbuckle-Simpson Aquifer; and

WHEREAS, the Order Establishing the Tentative Maximum Annual Yield allows location exceptions for wells proposed within the well setback area if the Oklahoma Water Resources Board finds that placing the well within the setback area prevents inequitable or unreasonable treatment and is not likely to interfere with springs emanating in whole or in part from the Arbuckle-Simpson Aquifer.

WHEREAS, monitoring plans shall be required for wells placed within the well setback area and become a condition of any water use permit issued.

WHEREAS, obtaining certainty through a maximum annual yield determination is critical to the City of Tishomingo's economy and to the continued well-being of the City of Tishomingo's residents; and

NOW THEREFORE LET IT BE RESOLVED, that, the City of Tishomingo supports the Order Establishing a Tentative Maximum Annual Yield for the Arbuckle-Simpson Aquifer;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that, the City of Tishomingo supports the Oklahoma Water Resources Board's determination of the maximum annual yield for the Arbuckle-Simpson Aquifer being 66,560 acre-feet per year;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that, the City of Tishomingo supports the Oklahoma Water Resources Board's determination that the equal proportionate share, or acre-feet per acre per year, be 0.2 acre-feet per acre per year;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that, the City of Tishomingo supports a twenty (20) year phase in for existing permits;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that, the City of Tishomingo supports a well setback from all major springs within the Arbuckle-Simpson Aquifer;

NOW THEREFORE LET IT BE FURTHER RESOLVED, that, the City of Tishomingo supports a location exception if the Oklahoma Water Resources Board determines that placing a well within the setback area prevents inequitable or unreasonable treatment and is not likely to interfere with springs emanating from the Arbuckle-Simpson Aquifer; and

NOW THEREFORE LET IT BE FURTHER RESOLVED, that, the City of Tishomingo supports a site-specific mitigation plan for all wells placed within the well setback area.

Passed and approved this 21st day of November, 2011.



(SEAL)
Sherry Upton
Sherry Upton, City Clerk

Lewis Parkhill
Mayor/Lewis Parkhill