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September 30, 2013

Julie Cunningham  
Chief of Planning and Management Division  
Oklahoma Water Resources Board  
3800 N. Classen  
Oklahoma City, Oklahoma 73118  
Via Email [jmcunningham@owrb.ok.gov](mailto:jmcunningham@owrb.ok.gov)

Re: Material Service Corporation  
Section 22-T2N-R5E  
Pontotoc County  
Arbuckle Simpson Aquifer Determination

Dear Ms. Cunningham,

Please let this letter serve as a status update and for compliance purposes with 82 O.S. §1020.2(E)(1). Material Service Corporation (MSC) submitted a mine permit application to the Oklahoma Department of Mines (ODM) on June 25, 2003, and is still in the administrative process to obtain its permit, no mining permit has been issued. According to §1020.2(C)(2), MSC is considered an exempt mine. Once the mining permit is issued, MSC will report quarterly and annually to the OWRB on the mining status. This will be done in accordance with the §1020.2(E)(1). If the mine permit is issued between reporting periods, MSC will contact the OWRB prior to mining.

For your records, MSC did not produce any mine products or accumulate any pit water during the second quarter of 2013.

Sincerely,



Elizabeth C. Nichols

c.c. Larry Stewart via email  
John Forsyth, Esq. via email