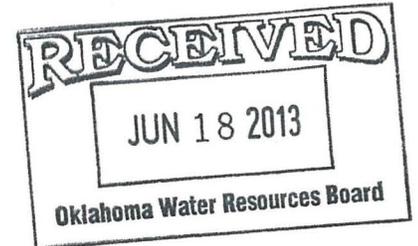


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June 18, 2012

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



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

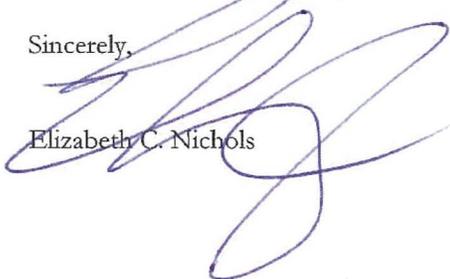
Dear Ms. Cunningham,

Please be advised that I represent Material Service Corporation, ("MSC") which has a pending permit with the Oklahoma Department of Mines ("ODM") for a limestone quarry located in **Pontotoc County Section 22 Township 2 North, Range 5 East**. In accordance to the OWRB on-line posted maps, the MSC prosed quarry lies near the border of the designated sole source groundwater basin or subbasin, for application of the pit water legislation contained in Okla. Stat. tit. 82 § 1020.2. Please allow this letter to serve as a formal request for a determination if the MSC proposed quarry is within the OWRB designated boundaries of the designated sole source groundwater basin or subbasin, and subjects MSC to reporting requirements.

If, in fact, MSC is determined to be within the designated sole source groundwater basin or subbasin, MSC would be considered an exempt mining operation pursuant to Okla. Stat. tit. 82 §1020.2(C)(2), as MSC's ODM application was submitted on June 25, 2003, and has been stayed since April 7, 2005. In an abundance of caution and compliance with Okla. Stat. tit. 82 § 1020.2 E, I am concurrently submitting a letter regarding the 1st Quarter production for 2013. MSC did not produce any mine products or accumulate any pit water during the first quarter of 2013.

I look forward to receiving the OWRB determination. Please let me know if you need any additional information.

Sincerely,


Elizabeth C. Nichols

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