UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF OKLAHOMA

State of Oklahoma, et al.
Plaintiff(s)

vs. Case Number: 4:05-cv-00329-TCK-SAJ

Tyson Foods, Inc. et al.
Defendant(s)

SUBPOENA IN A CIVIL CASE

TO: Priscilla McGarrah
24377 E. 556 Rd.
Colcord, Ok 74338
918/422-5867

[ ] YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

[ ] YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION	DATE AND TIME

[ ] YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

PLACE	DATE AND TIME

[X] YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
See attached legal descriptions and Sampling Request	~~April~~ May 5, 2006 @ 9:00 a.m.

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR	DATE
	April 13, 2006

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER
Richard T. Garren, OBA #3253, Attorney for Plaintiff
502 W. 6th St.
Tulsa, Ok 74119
918/587-3161

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D)

[1] If action is pending in district other than district of issuance, state district under case number.

EXHIBIT
1

PROOF OF SERVICE

	DATE	PLACE
SERVED		
SERVED ON (PRINT NAME)		MANNER OF SERVICE
SERVED BY (PRINT NAME)		TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____
DATE

_____
SIGNATURE OF SERVER

_____
ADDRESS OF SERVER

_____

Priscilla McGarrah

and

Larry N. and Connie McGarrah

Both are: Section 18, T20N, R26E, Delaware County, Oklahoma

Soil Samples from Waste Applied Fields

Equipment and personnel will be transported to the field in a truck or van. At each field between one and four sampling areas will be identified. Each of the sampling areas will be between one and ten acres in size. At each sampling area, a regular grid pattern of 20 sample locations will be established. At each of the 20 sampling locations, individual soil samples will be collected at three depths: 0 to 2 inches, 2 to 4 inches, and 4 to 6 inches. Individual samples will be placed in plastic bags with labels. All sampling equipment and reusable personnel equipment will be decontaminated between fields using water, phosphate free soap and 6 percent bleach.

Rainfall Runoff Samples

At or near the edge of fields where waste has been applied, rainfall runoff sampling locations will be selected. These locations will typically be low or sloped areas where water will runoff or accumulate. Where runoff water accumulates in a natural depression, the water may be sampled directly from these locations. Rainfall runoff sampling will be conducted from time to time through June 30, 2006 as rainfall events occur.

Groundwater Samples

Samples of groundwater will be collected using a hydraulic pushed sampling device (probe) mounted on the back of a van or truck. The small diameter probe (usually about two inches in diameter) will be pushed into the subsurface at selected locations on or near the edge of fields where waste has been applied. Groundwater will be collected using a small pump or by inserting a small tube inside the probe. At selected locations (up to three per field), a plastic pipe will be placed in the probe hole to allow repeated sampling of the groundwater. To stabilize the pipe, a small concrete pad will be placed around and over the pipe. If requested by the owner, the pad and pipe will be flush with the ground surface. If the probe cannot penetrate the subsurface, an auger drilling rig may be used. Upon completion the ground will be restored to preexisting condition. Grab sample method will be used to gather data from existing wells or springs using scientifically accepted collection procedures.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF OKLAHOMA

State of Oklahoma, et al.
Plaintiff(s)

vs.

Case Number: 4:05-cv-00329-TCK-SAJ

Tyson Foods, Inc. et al.
Defendant(s)

SUBPOENA IN A CIVIL CASE

TO: Larry McGarrah
24377 E. 556 Rd.
Colcord, Ok 74338
918/422-5867

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	DATE AND TIME

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[X] YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
See attached legal descriptions and Sampling Request	~~April~~ May 5, 2006 @ 9:00 a.m.

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR	DATE
	April 13, 2006

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER
Richard T. Garren, OBA #3253, Attorney for Plaintiff
502 W. 6th St.
Tulsa, Ok 74119
918/587-3161

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D)

[1] If action is pending in district other than district of issuance, state district under case number.

PROOF OF SERVICE

	DATE	PLACE
SERVED		
SERVED ON (PRINT NAME)		MANNER OF SERVICE
SERVED BY (PRINT NAME)		TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____
DATE

_____
SIGNATURE OF SERVER

_____
ADDRESS OF SERVER

_____

Priscilla McGarrah

and

Larry N. and Connie McGarrah

Both are: Section 18, T20N, R26E, Delaware County, Oklahoma

Waste Samples from Productions Facilities (Poultry Houses)

A total of 18 samples of waste will be collected from each house. The samples will be collected at regular intervals covering the total length of the facility using a zigzag pattern. Both litter and cake samples will be collected. A steel spade will be used to collect the samples and place them in a plastic bag contained inside a 5 gallon bucket. Ater collection of all the samples, the bag and bucket will be sealed. All sampling equipment and reusable personnel equipment will be decontaminated using water, phosphate free soap and 6 percent bleach.

Soil Samples from Waste Applied Fields

Equipment and personnel will be transported to the field in a truck or van. At each field between one and four sampling areas will be identified. Each of the sampling areas will be between one and ten acres in size. At each sampling area, a regular grid pattern of 20 sample locations will be established. At each of the 20 sampling locations, individual soil samples will be collected at three depths: 0 to 2 inches, 2 to 4 inches, and 4 to 6 inches. Individual samples will be placed in plastic bags with labels. All sampling equipment and reusable personnel equipment will be decontaminated between fields using water, phosphate free soap and 6 percent bleach.

Rainfall Runoff Samples

At or near the edge of fields where waste has been applied, rainfall runoff sampling locations will be selected. These locations will typically be low or sloped areas where water will runoff or accumulate. Where runoff water accumulates in a natural depression, the water may be sampled directly from these locations. Rainfall runoff sampling will be conducted from time to time through June 30, 2006 as rainfall events occur.

Groundwater Samples

Samples of groundwater will be collected using a hydraulic pushed sampling device (probe) mounted on the back of a van or truck. The small diameter probe (usually about two inches in diameter) will be pushed into the subsurface at selected locations on or near the edge of fields where waste has been applied. Groundwater will be collected using a small pump or by inserting a small tube inside the probe. At selected locations (up to three per field), a plastic pipe will be placed in the probe hole to allow repeated sampling of the groundwater. To stabilize the pipe, a small concrete pad will be placed around and over the pipe. If requested by the owner, the pad and pipe will be flush with the ground surface. If the probe cannot penetrate the subsurface, an auger drilling rig may be used. Upon completion the ground will be restored to preexisting condition. Grab sample method will be used to gather data from existing wells or springs using scientifically accepted collection procedures.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF OKLAHOMA

State of Oklahoma, et al.
Plaintiff(s)

vs.

Case Number: 4:05-cv-00329-TCK-SAJ

Tyson Foods, Inc. et al.
Defendant(s)

SUBPOENA IN A CIVIL CASE

TO: Thomas D. Reed
P. O. Box 415
Watts Ok 74964

[ ] YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

[ ] YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION	DATE AND TIME

[ ] YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

PLACE	DATE AND TIME

[X] YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
See attached legal descriptions and Sampling Request	May 5, 2006 @ 9:00 a.m.

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR	DATE
	April 13, 2006

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER
Richard T. Garren, OBA #3253, Attorney for Plaintiff
502 W. 6th St.
Tulsa, Ok 74119
918/587-3161

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D)

[1] If action is pending in district other than district of issuance, state district under case number.

PROOF OF SERVICE

	DATE	PLACE
SERVED		
SERVED ON (PRINT NAME)		MANNER OF SERVICE
SERVED BY (PRINT NAME)		TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____
DATE

_____
SIGNATURE OF SERVER

_____
ADDRESS OF SERVER

_____

Burkhart Printing & Stationery Co., Tulsa, Okla. BOOK 240 PAGE 880 (For Filing Only)

STATE OF OKLAHOMA
DELAWARE COUNTY
I hereby certify that this instrument was Filed for Record this day A.M. 10:30
BOOK 240 PAGE 880
SAM FIELDS, County Clerk
By Agnes Sherman Deputy
78.058

General Warranty Deed

(WITH SURVIVORSHIP CLAUSE)

THIS INDENTURE, Made this 25th day of November, 1959

between Lydia Secrist, a widow

Part y of the first part, and Thomas D. Reed and Ruth E. Reed, husband and wife

with the right of survivorship as hereinafter set out, part ies of the second part.

WITNESSETH: That in consideration of the sum of Ten and other considerations DOLLARS, and other good and valuable considerations, receipt whereof is hereby acknowledged, said part y of the first part do es by these presents grant, bargain, sell and convey unto Thomas D. Reed and Ruth E. Reed, husband and wife, as joint tenants, and not as tenants in common, on the death of one the survivor, the heirs and assigns of the survivor, to take the entire fee simple title, the following described real estate situated in Delaware County, State of Oklahoma, to-wit:

Beginning at the NW corner of the NE¼ of the NE¼ of the NW¼ of Section 29, Township 20 North and Range 25 East, running thence East 60 rods, thence South 100 rods, thence West 60 rods, thence North 100 rods to the place of beginning, containing 37½ acres, more or less, according to survey thereof.

(Otherwise described as E½ NE¼ NW¼ and W½ W½ NW¼ NE¼ and N½ W½ NW¼ SW¼ NE¼ and N½ NE¼ SE¼ NW¼ of Sec. 29, Twp. 20 North Range 25 E.)

TO HAVE AND TO HOLD the same as joint tenants, and not as tenants in common, with the fee simple title in the survivor, the heirs and assigns of the survivor, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining forever.

AND said Lydia Secrist, a widow her heirs, successors, grantees, executors, and administrators, do es hereby covenant and agree to and with said parties of the second part that, at the delivery of these presents, they are lawfully seized of an absolute and indefeasible estate of inheritance in fee simple, of and in, all and singular, the above granted and described premises, with appurtenances; that the same are free, clear and discharged and unencumbered of and from all former and other grants, titles, charges, judgments, estates, taxes, assessments and encumbrances of whatsoever nature and kind, EXCEPT: Easements, building restrictions of record and special assessments not yet due; none

and that part grantor will WARRANT AND FOREVER DEFEND the same unto said part ies of the second part, their heirs, successors and assigns against said part y of the first part, her heirs, successors and assigns, and all and every person or persons whomsoever lawfully claiming, or to claim the same.

IN WITNESS WHEREOF, part y of the first part has executed or caused to be executed, this instrument the day and year first above written.

Lydia Secrist

STATE OF ~~OKLAHOMA~~ ARKANSAS
County of BENTON } ss.

(Oklahoma Form of Acknowledgment)

Before me, the undersigned, a Notary Public in and for said County and State, on this 25th day of November, 1959, personally appeared Lydia Secrist, a widow XXX to me known to be the identical person who executed the within and foregoing instrument, and acknowledged to me that she executed the same as her free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and seal of office the day and year above written.

My commission expires August 30, 1960

Russell C Elrod
Notary Public

BOOK 480 PAGE 236

QUIT CLAIM DEED

KNOW ALL MEN BY THESE PRESENTS:

That I, Thomas D. Reed, for and in consideration of the sum of Ten ($10.00) Dollars to me paid by Ruth E. Reed, do hereby grant, sell and quitclaim unto the said Ruth E. Reed, Rt. 4, Box 61, Colcord, Oklahoma 74338 and unto her heirs and assigns forever, the following-described real estate lying in the County of Delaware, and State of Oklahoma, to-wit:

A tract of land located in the E½ NE¼ NW¼ and N½ NE¼ SE¼ NW¼ and W½ W½ NW¼ NE¼ and N½ W½ NW¼ SW¼ NE¼, Section 29, Township 20 North, Range 25 East, more particularly described as follows: Beginning at the NW corner of the NE¼ NE¼ NW¼, running thence East 60 rods, thence South 100 rods, thence West 60 rods, thence North 100 rods to place of beginning, containing 37½ acres, more or less.

To have and to hold the same unto the said Ruth E. Reed and unto her heirs and assigns forever, with all the appurtenances thereto belonging.

Witness my hand and seal on this 10th day of October, 1984.

Thomas D. Reed

Thomas D. Reed

FILED
STATE OF OKLAHOMA
DELAWARE COUNTY

INSTRUMENT PREPARED BY:
William R. Mayo
Attorney at Law
Siloam Springs, Arkansas

1985 FEB 25 PM 2:28
BOOK 480 PAGE 236
COUNTY CLERK
BY Glaungbloc DEPUTY
#1453

STATE OF ARKANSAS)
COUNTY OF BENTON)ss

ACKNOWLEDGMENT

On this 10th day of October, 1984, before me, William R. Mayo, a Notary Public within and for the County of Benton, Arkansas, duly commissioned and acting, appeared in person, Thomas D. Reed, to me personally well known as the person whose name appears upon the within and foregoing deed of conveyance as the party grantor and stated that he had executed the same for the consideration and purpose therein mentioned and set forth, and I do hereby so certify.

In Testimony Whereof, I have hereunto ~~set~~ my hand and seal of office as such Notary Public at the County and State aforesaid, on this 10th day of October, 1984.

William R. Mayo

Notary Public

WILLIAM R. MAYO
NOTARY PUBLIC

My Commission Expires:
12/15/91

Return to: William R. Mayo, Attorney, P.O.Box 8, Siloam Springs, AR 727(

Soil Samples from Waste Applied Fields

Equipment and personnel will be transported to the field in a truck or van. At each field between one and four sampling areas will be identified. Each of the sampling areas will be between one and ten acres in size. At each sampling area, a regular grid pattern of 20 sample locations will be established. At each of the 20 sampling locations, individual soil samples will be collected at three depths: 0 to 2 inches, 2 to 4 inches, and 4 to 6 inches. Individual samples will be placed in plastic bags with labels. All sampling equipment and reusable personnel equipment will be decontaminated between fields using water, phosphate free soap and 6 percent bleach.

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AO88 (Rev. 1/94) Subpoena in a Civil Case

Issued by the

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF OKLAHOMA

State of Oklahoma, Inc., et al.

V.

Tyson Foods, Inc. et al.

SUBPOENA IN A CIVIL CASE

Case Number:[1] 4:05-CV-00329-TCK-SAJ
No. Dist. Okla.

TO: Ren Butler
Georgia Butler
Rt 2, Box 1205
Stillwell, Ok

☐ YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

☐ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION	DATE AND TIME

☐ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

PLACE	DATE AND TIME

☑ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
The attached legal description and Sampling Request	May ~~April~~ 5, 2006 @ 9:00 a.m.

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)	DATE
Attorney for Plaintiff	April 13, 2006

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER

Richard T. Garren, OBA #3253, 502 W. 6th St., Tulsa, Ok 74119 918/587-3161

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D on next page)

[1] If action is pending in district other than district of issuance, state district under case number.

AO88 (Rev. 1/94) Subpoena in a Civil Case

PROOF OF SERVICE

DATE PLACE

SERVED

SERVED ON (PRINT NAME) MANNER OF SERVICE

SERVED BY (PRINT NAME) TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____
DATE

SIGNATURE OF SERVER

ADDRESS OF SERVER

Rule 45, Federal Rules of Civil Procedure, Parts C & D:

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to comply production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance,

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c) (3) (B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden.

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in who behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

(d) DUTIES IN RESPONDING TO SUBPOENA.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the mmmdemanding party to contest the claim.

OKLAHOMA $20.00 DOCUMENTARY 429179

OKLAHOMA $20.00 DOCUMENTARY 429174

24705

FILED
ADAIR COUNTY, STILWELL, OKLA.
APR 30 1993
HOUR 2 MINUTE 47
IN BOOK 225 AT PAGE 446
CARRIE PHILPOTT, County Clerk
By _____ Deputy

JOINT TENANCY WARRANTY DEED

(Individual Form)

KNOW ALL MEN BY THESE PRESENTS:

That Donald J. Moreton and Judye E. Moreton, Husband and Wife, part ies of the first part, in consideration of the sum of One and no/100---------- dollars and other valuable considerations, in hand paid, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto Ren Butler and Georgia A. Butler, Husband and Wife
Rt. 2, Box 1205
Stilwell, OK 74960

as joint tenants and not as tenants in common, with the right of survivorship, the whole estate to vest in the survivor in event of the death of either, parties of the second part, the following described real property and premises situate in Adair County, State of Oklahoma, to-wit:

SE SE of Section 10, Township 16 North, Range 26 East

AND

N½ N½ NE of Section 15, Township 16 North, Range 26 East LESS 1 acre out of N½ NW NE

AND

NW NW NW of Section 14, Township 16 North, Range 26 East.

$1.00 4-30-93 716647

50¢ 4-30-93 207048

together with al. the improvements thereon and the appurtenances thereunto belonging, and warrant the title to the same.

TO HAVE AND TO HOLD the above described premises unto the said parties of the second part, as such joint tenants, and to the heirs and assigns of the survivor forever, free, clear and discharged of and from all former grants, charges, taxes, judgments, mortgages and other liens and incumbrances of whatsoever nature.

STATE OF OKLAHOMA }
COUNTY OF ADAIR }

I hereby certify that the within and foregoing instruments is a true and correct copy of the records as shown in the office of the County Clerk in and for Adair County. Dated this 4th day of April 20 Cla
Carrie Philpott County Clerk
By _____ Clerk

$5.00 4-30-93 442354

$3.00 4-30-93 144305

SEAL OF COUNTY CLERK ADAIR COUNTY OKLAHOMA

Signed and delivered this 30th day of April, 19 93

Donald J. Moreton
Judye E. Moreton

STATE OF OKLAHOMA }
COUNTY OF Adair } SS:

INDIVIDUAL ACKNOWLEDGEMENT
(Oklahoma Form)

Before me, the undersigned, a Notary Public, in and for said County and State, on this 30th day of April, 19 93, personally appeared Donald J. Moreton and Judye E. Moreton, Husband and Wife

to me known to be the identical person s who executed the within and foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and seal the day and year last above written.

My commission expires 10/5/93

Renita Kay Langley, Notary Public

Compliments of Chicago Title Insurance Company.

F. 2155

(ORDER BY NUMBER)

W. RRANTY DEED

Corporation Form

This Space Reserved for Filing Stamp

FILED
ADAIR COUNTY, STILWELL, OKLA.
JUN 24 1987
11 HOUR 05 MINUTE
IN BOOK 295 AT PAGE 137
AARON BARTON, County Clerk
By _____ Deputy

Know All Men by These Presents:

That Peoples Bank of Westville, Oklahoma a corporation duly organized and existing under and by virtue of the laws of the State of Oklahoma, whose principal place of business is in Adair County, State of Oklahoma, party of the first part, in consideration of the sum of Ten Dollars and no/100---------- DOLLARS ($ 10.00) and other valuable considerations, in hand paid, the receipt of which is hereby acknowledged, does hereby Grant, Bargain, Sell and Convey unto Ren Butler and Georgia A. Butler, husband and wife as joint tenants of Adair County, State of Oklahoma, part of the second part, the following described real property and premises situate in Adair County, State of Oklahoma, to-wit:

A survey of that part of the SW¼ of SE¼ of Sec. 10, T. 16 N., R. 26 E. Adair County, Okla., described as follows; beginning at the NW corner of said SW¼ of SE¼; thence S.89°54'E., 1322.3 feet to the NE corner of said SW¼ of SE¼; thence S.0° 02'W., 1320.0 feet to the SE corner of said SW¼ of SE¼; thence N.89°54'W., 960.28 feet; thence N.6°55'23"E., 148.17 feet; thence N. 16°32'E., 420.89 feet; thence N. 25°18'W., 123.38 feet; thence N. 84°18'W., 185.55 feet; thence S.79°12'W., 266.64 feet; thence N.0°02'E., 690.03 feet to the point of beginning.

OKLAHOMA DOCUMENTARY $50.00 113333 — OKLAHOMA DOCUMENTARY $5.00 120121 — OKLAHOMA DOCUMENTARY $3.00 116923 — OKLAHOMA DOCUMENTARY 50¢ 202952

STATE OF OKLAHOMA } ss
COUNTY OF ADAIR
I hereby certify that the within and foregoing instruments is a true and correct copy of the records as shown in the office of the County Clerk in and for Adair County.
Dated this 4th day of April 2001
Carrie Pritchett County Clerk
By _____ Clerk

together with all the improvements thereon and appurtenances thereunto belonging and warrant the title to the same.

TO HAVE AND TO HOLD said described premises unto the said parties of the second part, their heirs and assigns forever free, clear and discharged of and from all former grants, charges, taxes, judgments, mortgages and other liens and encumbrances of whatsoever nature.

IN WITNESS WHEREOF, the said party of the first part hereto has caused these presents to be signed in its name by its President, its corporate seal affixed, and attested by its Secretary at Peoples Bank of Westville, Ok. this 18th day of June, 19 87.

PEOPLES BANK SEAL

Bob G. Hayes
President

Attest _____ Secretary

STATE OF OKLAHOMA
COUNTY OF Adair } SS:

CORPORATION ACKNOWLEDGMENT
Oklahoma Form

Before me, the undersigned, a Notary Public, in and for said County and State on this 18th day of June, 19 87, personally appeared Bob G. Hayes to me known to be the identical person who subscribed the name of the maker thereof to the foregoing instrument as its President and acknowledged to me that he executed the same as his free and voluntary act and deed and as the free and voluntary act and deed of such corporation, for the uses and purposes therein set forth.

Given under my hand and seal of office the day and year last above written.

My commission expires 6-29-89 _____ Notary Public

Manly Office Supply Co. - Printers - Okla. City

Soil Samples from Waste Applied Fields

Equipment and personnel will be transported to the field in a truck or van. At each field between one and four sampling areas will be identified. Each of the sampling areas will be between one and ten acres in size. At each sampling area, a regular grid pattern of 20 sample locations will be established. At each of the 20 sampling locations, individual soil samples will be collected at three depths: 0 to 2 inches, 2 to 4 inches, and 4 to 6 inches. Individual samples will be placed in plastic bags with labels. All sampling equipment and reusable personnel equipment will be decontaminated between fields using water, phosphate free soap and 6 percent bleach.

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Groundwater Samples

Samples of groundwater will be collected using a hydraulic pushed sampling device (probe) mounted on the back of a van or truck. The small diameter probe (usually about two inches in diameter) will be pushed into the subsurface at selected locations on or near the edge of fields where waste has been applied. Groundwater will be collected using a small pump or by inserting a small tube inside the probe. At selected locations (up to three per field), a plastic pipe will be placed in the probe hole to allow repeated sampling of the groundwater. To stabilize the pipe, a small concrete pad will be placed around and over the pipe. If requested by the owner, the pad and pipe will be flush with the ground surface. If the probe cannot penetrate the subsurface, an auger drilling rig may be used. Upon completion the ground will be restored to preexisting condition. Grab sample method will be used to gather data from existing wells or springs using scientifically accepted collection procedures.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF OKLAHOMA

State of Oklahoma, et al.
Plaintiff(s)

vs.

Case Number: 4:05-cv-00329-TCK-SAJ

Tyson Foods, Inc. et al.
Defendant(s)

SUBPOENA IN A CIVIL CASE

TO: Ruth E. Reed
19443 E. 570 Rd.
Colcord, Ok 74338

[ ] YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

[ ] YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION	DATE AND TIME

[ ] YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

PLACE	DATE AND TIME

[X] YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
See attached legal descriptions and Sampling Request	May 5, 2006 @ 9:00 a.m.

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR	DATE
	April 13, 2006

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER
Richard T. Garren, OBA #3253, Attorney for Plaintiff
502 W. 6th St.
Tulsa, Ok 74119
918/587-3161

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D)

[1] If action is pending in district other than district of issuance, state district under case number.

PROOF OF SERVICE

	DATE	PLACE
SERVED		
SERVED ON (PRINT NAME)		MANNER OF SERVICE
SERVED BY (PRINT NAME)		TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____
DATE

_____
SIGNATURE OF SERVER

_____
ADDRESS OF SERVER

_____

Burkhart Printing & Stationery Co., Tulsa, Okla. BOOK 2 PAGE 880 (Filing Only)

STATE OF OKLAHOMA
DELAWARE COUNTY
I hereby certify that this instrument was Filed for Record this day A.M. 10:30
BOOK 240 PAGE 880
SAM FIELDS, County Clerk
By Agnes Sherman Deputy
78.058

General Warranty Deed

(WITH SURVIVORSHIP CLAUSE)

THIS INDENTURE, Made this 25th day of November, 1959

between Lydia Secrist, a widow

Part y of the first part, and Thomas D. Reed and Ruth E. Reed, husband and wife

with the right of survivorship as hereinafter set out, part ies of the second part.

WITNESSETH: That in consideration of the sum of Ten and other considerations DOLLARS, and other good and valuable considerations, receipt whereof is hereby acknowledged, said part y of the first part do es by these presents grant, bargain, sell and convey unto Thomas D. Reed and Ruth E. Reed, husband and wife, as joint tenants, and not as tenants in common, on the death of one the survivor, the heirs and assigns of the survivor, to take the entire fee simple title, the following described real estate situated in Delaware County, State of Oklahoma, to-wit:

Beginning at the NW corner of the NE¼ of the NE¼ of the NW¼ of Section 29, Township 20 North and Range 25 East, running thence East 60 rods, thence South 100 rods, thence West 60 rods, thence North 100 rods to the place of beginning, containing 37½ acres, more or less, according to survey thereof.

(Otherwise described as E½ NE¼ NW¼ and W½ W½ NW¼ NE¼ and N½ W½ NW¼ SW¼ NE¼ and N½ NE¼ SE¼ NW¼ of Sec. 29, Twp. 20 North Range 25 E.)

TO HAVE AND TO HOLD the same as joint tenants, and not as tenants in common, with the fee simple title in the survivor, the heirs and assigns of the survivor, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining forever.

AND said Lydia Secrist, a widow her heirs, successors, grantees, executors, and administrators, do es hereby covenant and agree to and with said parties of the second part that, at the delivery of these presents, they are lawfully seized of an absolute and indefeasible estate of inheritance in fee simple, of and in, all and singular, the above granted and described premises, with appurtenances; that the same are free, clear and discharged and unencumbered of and from all former and other grants, titles, charges, judgments, estates, taxes, assessments and encumbrances of whatsoever nature and kind, EXCEPT: Easements, building restrictions of record and special assessments not yet due; none

and that part grantor will WARRANT AND FOREVER DEFEND the same unto said part ies of the second part, their heirs, successors and assigns against said part y of the first part, her heirs, successors and assigns, and all and every person or persons whomsoever lawfully claiming, or to claim the same.

IN WITNESS WHEREOF, part y of the first part has executed or caused to be executed, this instrument the day and year first above written.

Lydia Secrist

STATE OF ~~OKLAHOMA~~ ARKANSAS
County of BENTON } ss.

(Oklahoma Form of Acknowledgment)

Before me, the undersigned, a Notary Public in and for said County and State, on this 25th day of November, 1959, personally appeared Lydia Secrist, a widow

to me known to be the identical person who executed the within and foregoing instrument, and acknowledged to me that she executed the same as her free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and seal of office the day and year above written.

My commission expires August 30, 1960

Russell C Elrod
Notary Public

BOOK 480 PAGE 236

QUIT CLAIM DEED

KNOW ALL MEN BY THESE PRESENTS:

That I, Thomas D. Reed, for and in consideration of the sum of Ten ($10.00) Dollars to me paid by Ruth E. Reed, do hereby grant, sell and quitclaim unto the said Ruth E. Reed, Rt. 4, Box 61, Colcord, Oklahoma 74338 and unto her heirs and assigns forever, the following-described real estate lying in the County of Delaware, and State of Oklahoma, to-wit:

A tract of land located in the E½ NE¼ NW¼ and N½ NE¼ SE¼ NW¼ and W½ W½ NW¼ NE¼ and N½ W½ NW¼ SW¼ NE¼, Section 29, Township 20 North, Range 25 East, more particularly described as follows: Beginning at the NW corner of the NE¼ NE¼ NW¼, running thence East 60 rods, thence South 100 rods, thence West 60 rods, thence North 100 rods to place of beginning, containing 37½ acres, more or less.

To have and to hold the same unto the said Ruth E. Reed and unto her heirs and assigns forever, with all the appurtenances thereto belonging.

Witness my hand and seal on this 10th day of October, 1984.

FILED
STATE OF OKLAHOMA
DELAWARE COUNTY

Thomas D. Reed
Thomas D. Reed

INSTRUMENT PREPARED BY:
William R. Mayo
Attorney at Law
Siloam Springs, Arkansas

1985 FEB 25 PM 2:28
BOOK 480 PAGE 236
PAT TOLL COUNTY CLERK
BY C Youngblood
DEPUTY
#1453

STATE OF ARKANSAS)
COUNTY OF BENTON)ss

ACKNOWLEDGMENT

On this 10th day of October, 1984, before me, William R. Mayo, a Notary Public within and for the County of Benton, Arkansas, duly commissioned and acting, appeared in person, Thomas D. Reed, to me personally well known as the person whose name appears upon the within and foregoing deed of conveyance as the party grantor and stated that he had executed the same for the consideration and purpose therein mentioned and set forth, and I do hereby so certify.

In Testimony Whereof, I have hereunto set my hand and seal of office as such Notary Public at the County and State aforesaid, on this 10th day of October, 1984.

Wm R Mayo
Notary Public

NOTARY PUBLIC

My Commission Expires:
12/15/91

Return to: William R. Mayo, Attorney, P.O.Box 8, Siloam Springs, AR 7270

Soil Samples from Waste Applied Fields

Equipment and personnel will be transported to the field in a truck or van. At each field between one and four sampling areas will be identified. Each of the sampling areas will be between one and ten acres in size. At each sampling area, a regular grid pattern of 20 sample locations will be established. At each of the 20 sampling locations, individual soil samples will be collected at three depths: 0 to 2 inches, 2 to 4 inches, and 4 to 6 inches. Individual samples will be placed in plastic bags with labels. All sampling equipment and reusable personnel equipment will be decontaminated between fields using water, phosphate free soap and 6 percent bleach.

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AO88 (Rev. 1/94) Subpoena in a Civil Case

Issued by the

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF OKLAHOMA

State of Oklahoma et al.

V.

Tyson Foods, Inc. et al.

SUBPOENA IN A CIVIL CASE

Case Number:[1] 4:05-CV-00329-TCK-SAJ
No. Dist. Okla.

TO: Robert V. Schwabe II
4053 Hwy 10
Kansas, Ok 74347
918/597-2834

☐ YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

☐ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION	DATE AND TIME

☐ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

PLACE	DATE AND TIME

☑ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
See attached legal description and Sampling Request	~~April~~ May 5, 2006 @ 9:00 a.m.

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)	DATE
Attorney for Plaintiff	April 13, 2006

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER

Richard T. Garren, OBA #3253, 502 W. 6th St., Tulsa, Ok 74119 918/587-3161

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D on next page)

[1] If action is pending in district other than district of issuance, state district under case number.

AO88 (Rev. 1/94) Subpoena in a Civil Case

PROOF OF SERVICE

DATE PLACE

SERVED

SERVED ON (PRINT NAME) MANNER OF SERVICE

SERVED BY (PRINT NAME) TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____
DATE

SIGNATURE OF SERVER

ADDRESS OF SERVER

Rule 45, Federal Rules of Civil Procedure, Parts C & D:

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to comply production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance,

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c) (3) (B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden.

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in who behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

(d) DUTIES IN RESPONDING TO SUBPOENA.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the mmmdemanding party to contest the claim.

Robert Schwabe

Section 14, T19N, R23E, Cherokee County, Oklahoma

Waste Samples from Productions Facilities (Poultry Houses)

A total of 18 samples of waste will be collected from each house. The samples will be collected at regular intervals covering the total length of the facility using a zigzag pattern. Both litter and cake samples will be collected. A steel spade will be used to collect the samples and place them in a plastic bag contained inside a 5 gallon bucket. After collection of all the samples, the bag and bucket will be sealed. All sampling equipment and reusable personnel equipment will be decontaminated using water, phosphate free soap and 6 percent bleach.

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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF OKLAHOMA

State of Oklahoma, et al.
Plaintiff(s)

vs.

Case Number: 4:05-cv-00329-TCK-SAJ

Tyson Foods, Inc. et al.
Defendant(s)

SUBPOENA IN A CIVIL CASE

TO: Joel J. Reed
Rhonda Reed
19443 E. 570 Rd.
Colcord, Ok
918/422-6276

[ ] YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

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PREMISES	DATE AND TIME
See attached legal descriptions and Sampling Request	May 5, 2006 @ 9:00 a.m.

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ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR	DATE
	April 13, 2006

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER
Richard T. Garren, OBA #3253, Attorney for Plaintiff
502 W. 6th St.
Tulsa, Ok 74119
918/587-3161

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D)

[1] If action is pending in district other than district of issuance, state district under case number.

PROOF OF SERVICE

	DATE	PLACE
SERVED		
SERVED ON (PRINT NAME)		MANNER OF SERVICE
SERVED BY (PRINT NAME)		TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____
DATE

_____
SIGNATURE OF SERVER

_____
ADDRESS OF SERVER

_____

BOOK 740 PAGE 284

FILED
STATE OF OKLAHOMA
DELAWARE COUNTY
'93 OCT 14 PM 3 57
BOOK 740 PAGE 284-285
JIM SHINFORD COUNTY CLK
BY JK #9821
DEPUTY

167.25 Stamps

Buyer's Address:
Rt 4, Box 61-A
Colcord, OK 74338

GENERAL WARRANTY DEED

(With Survivorship Clause)

This indenture made this 11th day of October, 1993, between Mark Sherrell and Lori Sherrell, husband and wife, parties of the first part and Joe Reed and Rhonda Reed, husband and wife, with the right of survivorship as hereinafter set out, parties of the second part.

WITNESSETH: That in consideration of the sum of Ten and no/100 Dollars and other good and valuable considerations, receipt whereof is hereby acknowledged, said party of the first part does by these presents grant, bargain, sell and convey unto Joe Reed and Rhonda Reed, husband and wife, as joint tenants and not as tenants in common, on the death of one the survivor, the heirs and assigns of the survivor, to take the entire fee simple title, the following described real estate situated in Delaware County, State of Oklahoma, to-wit:

Part of the N½ of the NW¼ of Section 29, Township 20 North, Range 25 East, Delaware County, Oklahoma, more particularly described as follows: From the NW Corner of said Section 29, run thence North 89°22'33" East 1968.92 feet, thence South 00°10'46" East 431.35 feet to the point of beginning; thence South 00°10'46" East 557.50 feet; thence South 89°22'47" West 1312.17 feet; thence North 00°12'19" West 557.50 feet; thence North 89°22'47" East 1312.42 feet to the point of beginning, containing 16.80 acres, more or less.

TO HAVE AND TO HOLD the same as joint tenants and not as tenants in common, with the fee simple title in the survivor, the heirs and assigns of the survivor, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining forever.

AND said parties of the first part, their heirs, successors, grantees, executors, and administrators do hereby covenant and agree to and with said parties of the second part that at the delivery of these presents they are lawfully seized of an absolute and indefeasible estate of inheritance in fee simple, of and in, all and singular, the above granted and described premises, with appurtenances; that the same are free, clear and discharged and unencumbered of and from all former and other grants, titles, charges, judgments, estates, taxes, assessments and encumbrances of whatsoever nature and kind, EXCEPT easements and building restrictions of record and special assessments not yet due; None, and that parties grantor will warrant and forever defend the same unto said parties of the second part, their heirs, successors, and assigns against said parties of the first part, their heirs, successors, and assigns, and all and every person or persons whomsoever lawfully claiming, or to claim the same.

IN WITNESS WHEREOF, parties of the first part have executed or caused to be executed this instrument the day and year first above written.

Mark Sherrell
Mark Sherrell

Lori Sherrell
Lori Sherrell

STATE OF ARKANSAS)
) ss ACKNOWLEDGMENT
COUNTY OF BENTON)

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State of Oklahoma, et al.
Plaintiff(s)

vs. Case Number: 4:05-cv-00329-TCK-SAJ

Tyson Foods, Inc. et al.
Defendant(s)

SUBPOENA IN A CIVIL CASE

TO: Jim L. Pigeon
Michele R. Pigeon
24599 Vansleet Rd.
Siloam Springs, AR 72761

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	DATE AND TIME

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Richard T. Garren, OBA #3253, Attorney for Plaintiff
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918/587-3161

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D)

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SERVED BY (PRINT NAME)		TITLE

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I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____ _____

DATE SIGNATURE OF SERVER

_____

ADDRESS OF SERVER

_____

BOOK 774 PAGE 158

FILED
STATE OF OKLAHOMA
DELAWARE COUNTY

'94 MAR 31 AM 8 22

DOCK 774 PAGE 158-159
JIM [illegible]
BY [illegible] DEPUTY

Buyer's Address: P.O. Box 311, Colcord Ok. 74338

22.50

GENERAL WARRANTY DEED

(With Survivorship Clause)

This indenture made this 30th day of March, 1994, between Virginia L. Hoskins, a/k/a Gini Hoskins, widow of Gay K. Hoskins, a single person, party of the first part and Jim L. Pigeon and Michele R. Pigeon, husband and wife, with the right of survivorship as hereinafter set out, parties of the second part.

WITNESSETH: That in consideration of the sum of Ten and no/100 Dollars and other good and valuable considerations, receipt whereof is hereby acknowledged, said party of the first part does by these presents grant, bargain, sell and convey unto Jim L. Pigeon and Michele R. Pigeon, husband and wife, as joint tenants and not as tenants in common, on the death of one the survivor, the heirs and assigns of the survivor, to take the entire fee simple title, the following described real estate situated in Delaware County, State of Oklahoma, to-wit:

> Lot 2, Section 7, Township 20 North, Range 26 East, containing 43.81 acres, more or less, according to the U. S. Government Survey thereof.
>
> AND
>
> (Tract 1): SW¼ NW¼ of Section 7, Township 20 North, Range 26 East AND ALSO (Tract 2): A part of Lot 1 in Section 7, Township 20 North, Range 26 East, more particularly described as beginning at the SW Corner of said Lot 1, thence in a Northeasterly direction 206 feet; thence in a Southeasterly direction 116 feet to the South line of said Lot 1; thence West 294 feet to the point of beginning.

TO HAVE AND TO HOLD the same as joint tenants and not as tenants in common, with the fee simple title in the survivor, the heirs and assigns of the survivor, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining forever.

AND said party of the first part, her heirs, successors, grantees, executors, and administrators do hereby covenant and agree to and with said parties of the second part that at the delivery of these presents she is lawfully seized of an absolute and indefeasible estate of inheritance in fee simple, of and in, all and singular, the above granted and described premises, with appurtenances; that the same are free, clear and discharged and unencumbered of and from all former and other grants, titles, charges, judgments, estates, taxes, assessments and encumbrances of whatsoever nature and kind, EXCEPT easements and building restrictions of record and special assessments not yet due; None, and that parties grantor will warrant and forever defend the same unto said parties of the second part, their heirs, successors, and assigns against said parties of the first part, their heirs, successors, and assigns, and all and every person or persons whomsoever lawfully claiming, or to claim the same.

IN WITNESS WHEREOF, party of the first part has executed or caused to be executed this instrument the day and year first above written.

Virginia L. Hoskins

Virginia L. Hoskins

OKLAHOMA Tax Commission Documentary TAX 22.50 MAR 31 '94

STATE OF ~~ARKANSAS~~ OKLAHOMA)
) ss ACKNOWLEDGMENT
COUNTY OF ~~BENTON~~ DELAWARE)

Before me, the undersigned Notary Public, in and for said county and state, on this 30TH day of MARCH, 1994, personally appeared

no consideration

1305 232

Buyer's Address:
24599 Vansleet Rd
Siloam Springs, Ar. 7276

QUIT CLAIM DEED

THIS INDENTURE, made this 3rd day of November A.D., 1999, between R.V. GARMAN A/K/A RON GARMAN, A SINGLE PERSON, party of the first part, and JIM L. PIGEON AND MICHELE R. PIGEON, HUSBAND AND WIFE, parties of the second part, as joint tenants with right of survivorship and not as tenants in common.

WITNESSETH, That said party of the first part, in consideration of the sum of Ten and no/100 ($10.00) Dollars to me duly paid, the receipt whereof is hereby acknowledged, does hereby quit-claim, grant, bargain, sell and convey unto the said parties of the second part as joint tenants with right of survivorship and not as tenants in common, their heirs, and assigns to take the entire fee simple title, the following described real estate situated in Delaware County, State of Oklahoma, to-wit:

SW¼ NW¼; Section 7, Township 20 North, Range 26 East.
AND
Lot 2, Section 7, Township 20 North, Range 26 East, containing 43.81 acres, more or less;
LESS
Part of Lot 2, Section 7, Township 20 North, Range 26 East, Delaware County, Oklahoma, more particularly described as follows: From the NE corner of Lot 1, Section 7, run thence S 07°45'25" E 1562.23 feet to the point of beginning; thence S 07°45'25" E 545.00 feet; thence S 75°01'49" W 160.00 feet; thence N 07°45'25" W 545.00 feet to a point in the centerline of an Access Easement; thence following said centerline, N 75°01'49" E 160.00 feet to the point of beginning; containing 1.99 acres, more or less, subject to the right of way of said access easement (width of easement 15 feet on either side of centerline.)

TO HAVE AND TO HOLD the same as joint tenants with right of survivorship and not as tenants in common, with the fee simple title in the survivor, the heirs and assigns of the survivor, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining forever.

IN WITNESS WHEREOF, the said party of the first part does hereunto set his hand the day and year above written.

R.V. Garman

R.V. GARMAN A/K/A RON GARMAN

STATE OF ARKANSAS)
) ss
COUNTY OF BENTON)

ACKNOWLEDGMENT

On this 3rd day of November, 1999, came before the undersigned, a Notary Public within and for the county aforesaid, duly commissioned and acting, R.V. Garman a/k/a Ron Garman, a single person, to me well known and stated that he had executed the foregoing Quit Claim Deed for the consideration and purposes therein mentioned and set forth.

IN WITNESS WHEREOF, I hereunto set my official signature and affixed my notarial seal the day and year last above written.

Susan H. Wallace
Notary Public

My Commission Expires:
May 10, 2007

Prepared by Elrod Law Firm

FILED
STATE OF OKLAHOMA
DELAWARE COUNTY 8.00
'99 NOV 17 AM 10 12
BOOK 1305 PAGE 232
CHARLES MELTON, COUNTY CLERK
BY 22711 MB
DEPUTY

SUSAN H. WALLACE NOTARY PUBLIC BENTON CO. AR

Waste Samples from Productions Facilities (Poultry Houses)

A total of 18 samples of waste will be collected from each house. The samples will be collected at regular intervals covering the total length of the facility using a zigzag pattern. Both litter and cake samples will be collected. A steel spade will be used to collect the samples and place them in a plastic bag contained inside a 5 gallon bucket. After collection of all the samples, the bag and bucket will be sealed. All sampling equipment and reusable personnel equipment will be decontaminated using water, phosphate free soap and 6 percent bleach.

Soil Samples from Waste Applied Fields

Equipment and personnel will be transported to the field in a truck or van. At each field between one and four sampling areas will be identified. Each of the sampling areas will be between one and ten acres in size. At each sampling area, a regular grid pattern of 20 sample locations will be established. At each of the 20 sampling locations, individual soil samples will be collected at three depths: 0 to 2 inches, 2 to 4 inches, and 4 to 6 inches. Individual samples will be placed in plastic bags with labels. All sampling equipment and reusable personnel equipment will be decontaminated between fields using water, phosphate free soap and 6 percent bleach.

Rainfall Runoff Samples

At or near the edge of fields where waste has been applied, rainfall runoff sampling locations will be selected. These locations will typically be low or sloped areas where water will runoff or accumulate. Where runoff water accumulates in a natural depression, the water may be sampled directly from these locations. Rainfall runoff sampling will conducted from time to time through June 30, 2006 as rainfall events occur.

Groundwater Samples

Samples of groundwater will be collected using a hydraulic pushed sampling device (probe) mounted on the back of a van or truck. The small diameter probe (usually about two inches in diameter) will be pushed into the subsurface at selected locations on or near the edge of fields where waste has been applied. Groundwater will be collected using a small pump or by inserting a small tube inside the probe. At selected locations (up to three per field), a plastic pipe will be placed in the probe hole to allow repeated sampling of the groundwater. To stabilize the pipe, a small concrete pad will be placed around and over the pipe. If requested by the owner, the pad and pipe will be flush with the ground surface. If the probe cannot penetrate the subsurface, an auger drilling rig may be used. Upon completion the ground will be restored to preexisting condition. Grab sample method will be used to gather data from existing wells or springs using scientifically accepted collection procedures.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF OKLAHOMA

State of Oklahoma, et al.
Plaintiff(s)

vs. Case Number: 4:05-cv-00329-TCK-SAJ

Tyson Foods, Inc. et al.
Defendant(s)

SUBPOENA IN A CIVIL CASE

TO: Franklin A. Glenn
kenneth D. Glenn
Sondra D. Glenn
56492 S. 700 Rd.
Colcord, Ok

[ ] YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

[ ] YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION	DATE AND TIME

[ ] YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

PLACE	DATE AND TIME

[X] YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
See attached legal description and Sampling Request	~~April~~ May 5, 2006 @ 9:00 a.m.

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR	DATE
	April 13, 2006

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER
Richard T. Garren, OBA #3253, Attorney for Plaintiff
502 W. 6th St.
Tulsa, Ok 74119
918/587-3161

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D)

[1] If action is pending in district other than district of issuance, state district under case number.

PROOF OF SERVICE

	DATE	PLACE
SERVED		
SERVED ON (PRINT NAME)		MANNER OF SERVICE
SERVED BY (PRINT NAME)		TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____
DATE

_____
SIGNATURE OF SERVER

_____
ADDRESS OF SERVER

_____

Form 6 Hart Printing & Stationery Co., Tulsa, Okla.

REVENUE: $90.00

General Warranty Deed

(WITH SURVIVORSHIP CLAUSE)

(For Filing Only)

1986 NOV 24 PM 1:
Book 513 160
By Cy
5158

THIS INDENTURE, Made this 24th day of November, 1986 between FORREST H. GLENN, a single person,

Part Y of the first part, and FRANKLIN A. GLENN, a single person, and KENNETH D. GLENN and SANDRA D. GLENN, husband and wife, Rt. 4, Box 81, Colcord, OK 74338 with the right of survivorship as hereinafter set out, part ies of the second part.

WITNESSETH: That in consideration of the sum of TEN AND NO/100---------- DOLLARS, and other good and valuable considerations, receipt whereof is hereby acknowledged, said part y of the first part does by these presents grant, bargain, sell and convey unto FRANKLIN A. GLENN, a single person, and KENNETH D. GLENN and SANDRA D. GLENN, husband and wife, as joint tenants, and not as tenants in common, on the death of one the survivor, the heirs and assigns of the survivor, to take the entire fee simple title, the following described real estate situated in Delaware County, State of Oklahoma, to-wit:

S½ NW¼, Section 22, Township 20 North, Range 25 East, Delaware County, Oklahoma, containing 80 acres, more or less, according to the U. S. Survey thereof.

TO HAVE AND TO HOLD the same as joint tenants, and not as tenants in common, with the fee simple title in the survivor, the heirs and assigns of the survivor, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining forever.

AND said grantor, for his heirs, successors, grantees, executors, and administrators, do es hereby covenant and agree to and with said parties of the second part that, at the delivery of these presents, he is/are lawfully seized of an absolute and indefeasible estate of inheritance in fee simple, of and in, all and singular, the above granted and described premises, with appurtenances; that the same are free, clear and discharged and unencumbered of and from all former and other grants, titles, charges, judgments, estates, taxes, assessments and encumbrances of whatsoever nature and kind, EXCEPT: Easements and building restrictions of record and special assessments not yet due;

OKLAHOMA Documentary Tax Commission TAX 00.00 NOV 24 '86 DELAWARE COUNTY P.O. 11661

and that part y grantor will WARRANT AND FOREVER DEFEND the same unto said part ies of the second part, their heirs, successors and assigns against said part y of the first part, his heirs, successors and assigns, and all and every person or persons whomsoever lawfully claiming, or to claim the same.

IN WITNESS WHEREOF, part y of the first part has executed or caused to be executed, this instrument the day and year first above written.

Forrest H. Glenn

Forrest H. Glenn

STATE OF OKLAHOMA,
County of Delaware } ss.

(Oklahoma Form of Acknowledgment)

Before me, the undersigned, a Notary Public, in and for said County and State, on this 24th day of November, 1986, personally appeared FORREST H. GLENN, a single person, and to me known to be the identical person who executed the within and foregoing instrument, and acknowledged to me that he executed the same as his free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and seal of office the day and year above written.

Martha L Robinson

My commission expires 2/11/89.

Notary Public

Waste Samples from Productions Facilities (Poultry Houses)

A total of 18 samples of waste will be collected from each house. The samples will be collected at regular intervals covering the total length of the facility using a zigzag pattern. Both litter and cake samples will be collected. A steel spade will be used to collect the samples and place them in a plastic bag contained inside a 5 gallon bucket. After collection of all the samples, the bag and bucket will be sealed. All sampling equipment and reusable personnel equipment will be decontaminated using water, phosphate free soap and 6 percent bleach.

Soil Samples from Waste Applied Fields

Equipment and personnel will be transported to the field in a truck or van. At each field between one and four sampling areas will be identified. Each of the sampling areas will be between one and ten acres in size. At each sampling area, a regular grid pattern of 20 sample locations will be established. At each of the 20 sampling locations, individual soil samples will be collected at three depths: 0 to 2 inches, 2 to 4 inches, and 4 to 6 inches. Individual samples will be placed in plastic bags with labels. All sampling equipment and reusable personnel equipment will be decontaminated between fields using water, phosphate free soap and 6 percent bleach.

Rainfall Runoff Samples

At or near the edge of fields where waste has been applied, rainfall runoff sampling locations will be selected. These locations will typically be low or sloped areas where water will runoff or accumulate. Where runoff water accumulates in a natural depression, the water may be sampled directly from these locations. Rainfall runoff sampling will be conducted from time to time through June 30, 2006 as rainfall events occur.

Groundwater Samples

Samples of groundwater will be collected using a hydraulic pushed sampling device (probe) mounted on the back of a van or truck. The small diameter probe (usually about two inches in diameter) will be pushed into the subsurface at selected locations on or near the edge of fields where waste has been applied. Groundwater will be collected using a small pump or by inserting a small tube inside the probe. At selected locations (up to three per field), a plastic pipe will be placed in the probe hole to allow repeated sampling of the groundwater. To stabilize the pipe, a small concrete pad will be placed around and over the pipe. If requested by the owner, the pad and pipe will be flush with the ground surface. If the probe cannot penetrate the subsurface, an auger drilling rig may be used. Upon completion the ground will be restored to preexisting condition. Grab sample method will be used to gather data from existing wells or springs using scientifically accepted collection procedures.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF OKLAHOMA

State of Oklahoma, et al.
Plaintiff(s)

vs.

Case Number: 4:05-cv-00329-TCK-SAJ

Tyson Foods, Inc. et al.
Defendant(s)

SUBPOENA IN A CIVIL CASE

TO: Kenneth D. Glenn
Franklin Glenn
56492 S. 700 Rd.
Colcord, Ok

[ ] YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

[ ] YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION	DATE AND TIME

[ ] YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

PLACE	DATE AND TIME

[X] YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
See attached legal description and Sampling Request	~~April~~ May 5, 2006 @ 9:00 a.m.

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR	DATE
	April 13, 2006

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER
Richard T. Garren, OBA #3253, Attorney for Plaintiff
502 W. 6th St.
Tulsa, Ok 74119
918/587-3161

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D)

[1] If action is pending in district other than district of issuance, state district under case number.

PROOF OF SERVICE

	DATE	PLACE
SERVED		
SERVED ON (PRINT NAME)		MANNER OF SERVICE
SERVED BY (PRINT NAME)		TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____
DATE

_____
SIGNATURE OF SERVER

_____
ADDRESS OF SERVER

_____

I-2004-008338 Book 1618 Pg: 403
07/20/2004 1:15 pm Pg 0402-0403
Fee: $ 15.00 Doc: $ 81.00
Carol Fortner - Delaware County Clerk
State of Oklahoma

Survey Description – TRACT 3: Part of the NE/4 of the SE/4 of Section 21, Township 20 North, Range 25 East, Delaware County, Oklahoma; more precisely described as follows:

From the Brass Cap (Broken top) in the County Road at the South Quarter Corner of said Section 21, run thence South 89 degrees 28 minutes 28 seconds East, 1317.83 feet; thence North 00 degrees 53 minutes 43 seconds East 2573.55 feet to an iron pin; thence South 89 degrees 30 minutes 06 seconds East 524.15 feet to an iron pin for the POINT OF BEGINNING; thence South 89 degrees 30 minutes 06 seconds East, 795.84 feet to New Life Ranch Road; thence along and in said Road, South 00 degrees 56 minutes 36 seconds West, 1110.12 feet to a nail; thence leaving said Road, North 88 degrees 24 minutes 30 seconds West, 255.98 feet to an iron pin; thence North 71 degrees 29 minutes 05 seconds West, 384.92 feet to an iron pin; thence North 13 degrees 26 minutes 59 seconds West, 670.97 feet to an iron pin; thence North 01 degrees 36 minutes 31 seconds East, 334.83 feet to the POINT OF BEGINNING, containing 18.084 acres, more or less, and being subject to the right-of-way of said Road and any easements of record.

Waste Samples from Productions Facilities (Poultry Houses)

A total of 18 samples of waste will be collected from each house. The samples will be collected at regular intervals covering the total length of the facility using a zigzag pattern. Both litter and cake samples will be collected. A steel spade will be used to collect the samples and place them in a plastic bag contained inside a 5 gallon bucket. After collection of all the samples, the bag and bucket will be sealed. All sampling equipment and reusable personnel equipment will be decontaminated using water, phosphate free soap and 6 percent bleach.

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Rainfall Runoff Samples

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Groundwater Samples

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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF OKLAHOMA

State of Oklahoma, et al.
Plaintiff(s)

vs. Case Number: 4:05-cv-00329-TCK-SAJ

Tyson Foods, Inc. et al.
Defendant(s)

SUBPOENA IN A CIVIL CASE

TO: Kenneth D. Glenn
Trustee of the Kenneth Glenn
56492 S. 700 Rd.
Colcord, Ok

[ ] YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

[ ] YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION	DATE AND TIME

[ ] YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

PLACE	DATE AND TIME

[X] YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
See attached legal description and Sampling Request	May 5, 2006 @ 9:00 a.m.

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR	DATE
	April 13, 2006

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER
Richard T. Garren, OBA #3253, Attorney for Plaintiff
502 W. 6th St.
Tulsa, Ok 74119
918/587-3161

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D)

[1] If action is pending in district other than district of issuance, state district under case number.

PROOF OF SERVICE

	DATE	PLACE
SERVED		
SERVED ON (PRINT NAME)		MANNER OF SERVICE
SERVED BY (PRINT NAME)		TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____
DATE

_____
SIGNATURE OF SERVER

_____
ADDRESS OF SERVER

_____

Doc # 2002005604
Bk 504
Pg 276
DATE 05/31/02 10:28
Filing Fee $13.00
Documentary Tax $0.00
State of Oklahoma
County of Delaware
Delaware County Clerk
CAROL FORNER

GENERAL WARRANTY DEED

THIS INDENTURE, Made this 23rd day of May, 2002, between KENNETH GLENN, a/k/a KENNETH D. GLENN and SANDRA DEE GLENN, a/k/a SANDRA D. GLENN, husband and wife, parties of the first part, hereinafter called party grantor, and KENNETH D. GLENN, TRUSTEE OF THE KENNETH D. GLENN TRUST DATED MAY 23, 2002, of Route 5, Box 316, Colcord, Oklahoma 74338, party of the second part, party grantee.

WITNESSETH, That in consideration of the sum of ONE DOLLAR ($1.00) and other good and valuable consideration, receipt of which is hereby acknowledged, said party grantor does, by these presents, grant, bargain, sell and convey unto said party grantee, his successors and assigns, all of the following described real estate, situated in the County of Delaware, State of Oklahoma, to-wit:

An undivided one-half interest in and to the following:

The SE¼ of the NE¼ and the North 4 rods of the NE¼ of the SE¼ of Section 21, Township 20 North, Range 25 East; LESS AND EXCEPT: One square acre in the NE Corner of the SE¼ NE¼ of Section 21, Township 20 North, Range 25 East.

TO HAVE AND TO HOLD THE SAME, together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in any wise appertaining forever.

And said party grantor, KENNETH D. GLENN and SANDRA D. GLENN, their heirs, executors and administrators, do hereby covenant, promise and agree to and with said party grantee, at the delivery of these presents that they are lawfully seized in their own right of an absolute and indefeasible estate of inheritance in fee simple, of and in all and singular the above granted and described premises, with the appurtenances; that the same are free, clear and discharged and unencumbered of and from all former and other grants, titles, charges, estates, judgments, taxes, assessments and encumbrances, of whatsoever nature and kind, and that party grantor will WARRANT AND FOREVER DEFEND the same unto the said party grantee, his successors and assigns, against the said party grantor, their heirs and assigns and all and every person or persons whomsoever lawfully claiming or to claim the same.

IN WITNESS WHEREOF, the said party grantor have hereunto set their hands the day and year above written.

Exempt Doc. Stamp Tax
O.S. Title 68, Art. 32, §3291B

Kenneth D. Glenn
KENNETH GLENN

Sandra D. Glenn
SANDRA DEE GLENN

STATE OF ARKANSAS)
) ss
County of Benton)

ACKNOWLEDGMENT

Before me, the undersigned, a Notary Public, in and for said County and State, on this 23rd day of May, 2002, personally appeared KENNETH GLENN, a/k/a KENNETH D. GLENN and SANDRA DEE GLENN, a/k/a SANDRA D. GLENN, husband and wife, to me known to be the identical persons who executed the within and foregoing instrument, and acknowledged to me that they executed the same as their free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and seal of office the day and year above written.

My Commission expires:
June 22, 2002

SHARON R. MASTERS
MY COMMISSION EXPIRES
June 22, 2002
Benton County
NOTARY PUBLIC, STATE OF ARKANSAS

Sharon R. Masters
Notary Public

Return To: ELROD LAW FIRM
Box 466, HOT SPRINGS, AR 72781

Waste Samples from Productions Facilities (Poultry Houses)

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At or near the edge of fields where waste has been applied, rainfall runoff sampling locations will be selected. These locations will typically be low or sloped areas where water will runoff or accumulate. Where runoff water accumulates in a natural depression, the water may be sampled directly from these locations. Rainfall runoff sampling will be conducted from time to time through June 30, 2006 as rainfall events occur.

Groundwater Samples

Samples of groundwater will be collected using a hydraulic pushed sampling device (probe) mounted on the back of a van or truck. The small diameter probe (usually about two inches in diameter) will be pushed into the subsurface at selected locations on or near the edge of fields where waste has been applied. Groundwater will be collected using a small pump or by inserting a small tube inside the probe. At selected locations (up to three per field), a plastic pipe will be placed in the probe hole to allow repeated sampling of the groundwater. To stabilize the pipe, a small concrete pad will be placed around and over the pipe. If requested by the owner, the pad and pipe will be flush with the ground surface. If the probe cannot penetrate the subsurface, an auger drilling rig may be used. Upon completion the ground will be restored to preexisting condition. Grab sample method will be used to gather data from existing wells or springs using scientifically accepted collection procedures.

AO88 (Rev. 1/94) Subpoena in a Civil Case

Issued by the

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF OKLAHOMA

State of Oklahoma, Inc., et al.

V.

Tyson Foods, Inc. et al.

SUBPOENA IN A CIVIL CASE

Case Number:[1] 4:05-CV-00329-TCK-SAJ
No. Dist. Okla.

TO: Roger D. Collins
Rt 2, Box 650
Westville, Ok 74965
918/723-4440

☐ YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

☐ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION	DATE AND TIME

☐ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

PLACE	DATE AND TIME

☑ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
The attached legal description and Sampling Request	April __, 2006 @ 9:00 a.m.

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)	DATE
Attorney for Plaintiff	April 13, 2006

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER

Richard T. Garren, OBA #3253, 502 W. 6th St., Tulsa, Ok 74119 918/587-3161

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D on next page)

[1] If action is pending in district other than district of issuance, state district under case number.

AO88 (Rev. 1/94) Subpoena in a Civil Case

PROOF OF SERVICE

DATE PLACE

SERVED

SERVED ON (PRINT NAME) MANNER OF SERVICE

SERVED BY (PRINT NAME) TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____
DATE

SIGNATURE OF SERVER

ADDRESS OF SERVER

Rule 45, Federal Rules of Civil Procedure, Parts C & D:

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to comply production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance,

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c) (3) (B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden.

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in who behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

(d) DUTIES IN RESPONDING TO SUBPOENA.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the mmmdemanding party to contest the claim.

Roger Collins

Section 16, T18N, R25E, Adair County, Oklahoma

Waste Samples from Productions Facilities (Poultry Houses)

A total of 18 samples of waste will be collected from each house. The samples will be collected at regular intervals covering the total length of the facility using a zigzag pattern. Both litter and cake samples will be collected. A steel spade will be used to collect the samples and place them in a plastic bag contained inside a 5 gallon bucket. After collection of all the samples, the bag and bucket will be sealed. All sampling equipment and reusable personnel equipment will be decontaminated using water, phosphate free soap and 6 percent bleach.

Soil Samples from Waste Applied Fields

Equipment and personnel will be transported to the field in a truck or van. At each field between one and four sampling areas will be identified. Each of the sampling areas will be between one and ten acres in size. At each sampling area, a regular grid pattern of 20 sample locations will be established. At each of the 20 sampling locations, individual soil samples will be collected at three depths: 0 to 2 inches, 2 to 4 inches, and 4 to 6 inches. Individual samples will be placed in plastic bags with labels. All sampling equipment and reusable personnel equipment will be decontaminated between fields using water, phosphate free soap and 6 percent bleach.

Rainfall Runoff Samples

At or near the edge of fields where waste has been applied, rainfall runoff sampling locations will be selected. These locations will typically be low or sloped areas where water will runoff or accumulate. Where runoff water accumulates in a natural depression, the water may be sampled directly from these locations. Rainfall runoff sampling will be conducted from time to time through June 30, 2006 as rainfall events occur.

Groundwater Samples

Samples of groundwater will be collected using a hydraulic pushed sampling device (probe) mounted on the back of a van or truck. The small diameter probe (usually about two inches in diameter) will be pushed into the subsurface at selected locations on or near the edge of fields where waste has been applied. Groundwater will be collected using a small pump or by inserting a small tube inside the probe. At selected locations (up to three per field), a plastic pipe will be placed in the probe hole to allow repeated sampling of the groundwater. To stabilize the pipe, a small concrete pad will be placed around and over the pipe. If requested by the owner, the pad and pipe will be flush with the ground surface. If the probe cannot penetrate the subsurface, an auger drilling rig may be used. Upon completion the ground will be restored to preexisting condition. Grab sample method will be used to gather data from existing wells or springs using scientifically accepted collection procedures.

AO88 (Rev. 1/94) Subpoena in a Civil Case

Issued by the

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF OKLAHOMA

State of Oklahoma, Inc., et al.

V.

Tyson Foods, Inc. et al.

SUBPOENA IN A CIVIL CASE

Case Number:[1] 4:05-CV-00329-TCK-SAJ

No. Dist. Okla.

TO: Hudson Farms, Inc.
c/o The Corporation Company
735 First National Building
Oklahoma City, Ok 73102

☐ YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

☐ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION	DATE AND TIME

☐ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

PLACE	DATE AND TIME

☑ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
The attached legal description and Sampling Request	May ~~April~~ 5, 2006 @ 9:00 a.m.

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)	DATE
Attorney for Plaintiff	April 13, 2006

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER

Richard T. Garren, OBA #3253, 502 W. 6th St., Tulsa, Ok 74119 918/587-3161

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D on next page)

[1] If action is pending in district other than district of issuance, state district under case number.

AO88 (Rev. 1/94) Subpoena in a Civil Case

PROOF OF SERVICE

DATE PLACE

SERVED

SERVED ON (PRINT NAME) MANNER OF SERVICE

SERVED BY (PRINT NAME) TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____
DATE

SIGNATURE OF SERVER

ADDRESS OF SERVER

Rule 45, Federal Rules of Civil Procedure, Parts C & D:

(c) PROTECTION OF PERSONS SUBJECT TO SUBPOENAS

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction which may include, but is not limited to, lost earnings and reasonable attorney's fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to comply production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance,

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c) (3) (B) (iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden.

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in who behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

(d) DUTIES IN RESPONDING TO SUBPOENA.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the mmmdemanding party to contest the claim.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF OKLAHOMA

State of Oklahoma, et al.
Plaintiff(s)

vs.

Case Number: 4:05-cv-00329-TCK-SAJ

Tyson Foods, Inc. et al.
Defendant(s)

SUBPOENA IN A CIVIL CASE

TO: Caleb Reed

☐ YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

☐ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION	DATE AND TIME

☐ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

PLACE	DATE AND TIME

☒ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES

See attached legal descriptions and Sampling Request

DATE AND TIME: ~~April~~ May 5, 2006 @ 9:00 a.m.

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR

DATE: April 13, 2006

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER
Richard T. Garren, OBA #3253, Attorney for Plaintiff
502 W. 6th St.
Tulsa, Ok 74119
918/587-3161

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D)

[1] If action is pending in district other than district of issuance, state district under case number.

PROOF OF SERVICE

	DATE	PLACE
SERVED		
SERVED ON (PRINT NAME)		MANNER OF SERVICE
SERVED BY (PRINT NAME)		TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____
DATE

_____
SIGNATURE OF SERVER

_____
ADDRESS OF SERVER

_____

Mail Tax Statements To:
19443 E. 570 Rd
Colcord, OK. 74338

i-2005-008400 Book 1671 Pg: 856
07/26/2005 11:29 am Pg 0856-0856
Fee: $ 13.00 Doc: $ 0.00
Carol Fortner - Delaware County Clerk
State of Oklahoma

Revenue: $_____

~~Pa~~ Parents to Son

WARRANTY DEED

(Individual Form - With Right of Survivorship)

THIS INDENTURE is made this 26th day of July, 2005, by and between Joel John Reed and Rhonda Reed, husband and wife, parties of the first part, and Caleb Reed, party of the second part.

WITNESSETH, That in consideration of the sum of TEN AND NO/100 DOLLARS ($10.00), the receipt of which is hereby acknowledged, said parties of the first part do, by these presents, grant, bargain, sell and convey unto said party of the second part, as joint tenants, not as tenants in common, with the right of survivorship, the whole estate to vest in the survivor, all of the following described real estate situated in Delaware County, State of Oklahoma, to-wit:

All that part of the NE¼ SW¼ SW¼ and the NW¼ SE¼ SW¼ of Section 20, Township 20 North, Range 25 East, lying West of a strip of land for road easement more particularly described as follows to-wit: Beginning at the SE corner of said NE¼ SW¼ SW¼, thence West 30 feet, thence North to a point 30 feet South of the NE corner of said NE¼ SW¼ SW¼, thence NE at a 45 degree angle to a point 30 feet East of the NW corner of the NW¼ SE¼ SW¼, thence in a SW direction at a 45 degree angle to the East line of the NE¼ SW¼ SW¼ of said Section, Township, and Range; thence South to the SE corner of said NE¼ SW¼ SW¼; being the point of beginning.

TO HAVE AND TO HOLD THE SAME jointly with the right of survivorship, and to the survivor of them, and to the heirs and assigns of such survivor, together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in any wise appertaining forever. And, said parties of the first part, for themselves and for their successors and assigns, do hereby covenant, promise and agree to and with the party of the second part, at the delivery of these presents that said parties of the first part is lawfully seized in his own right of an absolute and indefeasible fee simple estate of, in and to, all and singular, the above granted and described premises, with the appurtenances; that the same is free, clear, and discharged and unencumbered of and from all former and other grants, titles, charges, estates, judgments, taxes, assessments and encumbrances of whatever nature, EXCEPT, taxes and assessments not yet due, restrictions, covenants and easements of record or in visible use. And, that said parties of the first part will WARRANT AND FOREVER DEFEND the same unto the said party of the second part, their successors and assigns, or successors and assigns of the survivor, against said parties of the first part and their successors and assigns and each and every person or persons whomsoever, lawfully claiming said title.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hand the day and year first above written.

Joel John Reed
Joel John Reed

Rhonda Reed
Rhonda Reed

STATE OF OKLAHOMA
COUNTY OF DELAWARE

ACKNOWLEDGMENT

Before me, a Notary Public in and for said County and State, on this 26th day of July, 2005, personally appeared John Reed and Rhonda Reed, husband and wife, to me known to be the identical persons who executed the within and foregoing instrument, and acknowledged to me that they executed the same as their free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and seal the day and year last above written.

My commission expires: 6-30-07

Notary Public

OFFICIAL SEAL
KIM RYAN
NOTARY PUBLIC OKLAHOMA
DELAWARE COUNTY
COMM. NO. 03009464 EXP. 06-30-07

COUNTY CLERK
DELAWARE COUNTY, OK

Prepared by
Grand River Abstract & Title Co.
Jay, Oklahoma

by:kr
GRA file #

Soil Samples from Waste Applied Fields

Equipment and personnel will be transported to the field in a truck or van. At each field between one and four sampling areas will be identified. Each of the sampling areas will be between one and ten acres in size. At each sampling area, a regular grid pattern of 20 sample locations will be established. At each of the 20 sampling locations, individual soil samples will be collected at three depths: 0 to 2 inches, 2 to 4 inches, and 4 to 6 inches. Individual samples will be placed in plastic bags with labels. All sampling equipment and reusable personnel equipment will be decontaminated between fields using water, phosphate free soap and 6 percent bleach.

Rainfall Runoff Samples

At or near the edge of fields where waste has been applied, rainfall runoff sampling locations will be selected. These locations will typically be low or sloped areas where water will runoff or accumulate. Where runoff water accumulates in a natural depression, the water may be sampled directly from these locations. Rainfall runoff sampling will be conducted from time to time through June 30, 2006 as rainfall events occur.

Groundwater Samples

Samples of groundwater will be collected using a hydraulic pushed sampling device (probe) mounted on the back of a van or truck. The small diameter probe (usually about two inches in diameter) will be pushed into the subsurface at selected locations on or near the edge of fields where waste has been applied. Groundwater will be collected using a small pump or by inserting a small tube inside the probe. At selected locations (up to three per field), a plastic pipe will be placed in the probe hole to allow repeated sampling of the groundwater. To stabilize the pipe, a small concrete pad will be placed around and over the pipe. If requested by the owner, the pad and pipe will be flush with the ground surface. If the probe cannot penetrate the subsurface, an auger drilling rig may be used. Upon completion the ground will be restored to preexisting condition. Grab sample method will be used to gather data from existing wells or springs using scientifically accepted collection procedures.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF OKLAHOMA

State of Oklahoma, et al.
Plaintiff(s)

vs.

Case Number: 4:05-cv-00329-TCK-SAJ

Tyson Foods, Inc. et al.
Defendant(s)

SUBPOENA IN A CIVIL CASE

TO: Cory Reed

[ ] YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

[ ] YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION	DATE AND TIME

[ ] YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

PLACE	DATE AND TIME

[X] YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
See attached legal descriptions and Sampling Request	~~April~~ May 5, 2006 @ 9:00 a.m.

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR	DATE
	April 13, 2006

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER
Richard T. Garren, OBA #3253, Attorney for Plaintiff
502 W. 6th St.
Tulsa, Ok 74119
918/587-3161

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D)

[1] If action is pending in district other than district of issuance, state district under case number.

PROOF OF SERVICE

	DATE	PLACE
SERVED		

SERVED ON (PRINT NAME) MANNER OF SERVICE

SERVED BY (PRINT NAME) TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on _____
DATE

_____
SIGNATURE OF SERVER

_____
ADDRESS OF SERVER

_____

Mail Tax Statements To:
19443 E. 570 Rd
Colcord, Ok. 74338

-2005-008399 Book 1671 Pg: 855
07/26/2005 11:29 am Pg 0855-0855
Fee: $ 13.00 Doc: $ 0.00
Carol Fortner - Delaware County Clerk
State of Oklahoma

Revenue: $_____

Parents to Son

WARRANTY DEED

(Individual Form - With Right of Survivorship)

THIS INDENTURE is made this 26th day of July, 2005, by and between Joel John Reed and Rhonda Reed, husband and wife, parties of the first part, and Cory Reed, party of the second part.

WITNESSETH, That in consideration of the sum of TEN AND NO/100 DOLLARS ($10.00), the receipt of which is hereby acknowledged, said parties of the first part do, by these presents, grant, bargain, sell and convey unto said party of the second part, as joint tenants, not as tenants in common, with the right of survivorship, the whole estate to vest in the survivor, all of the following described real estate situated in Delaware County, State of Oklahoma, to-wit:

The SE¼ SW¼ SW¼ of Section 20, Township 20 North, Range 25 East, LESS AND EXCEPT the East 30 feet thereof for road easement.

TO HAVE AND TO HOLD THE SAME jointly with the right of survivorship, and to the survivor of them, and to the heirs and assigns of such survivor, together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in any wise appertaining forever. And, said parties of the first part, for themselves and for their successors and assigns, do hereby covenant, promise and agree to and with the party of the second part, at the delivery of these presents that said parties of the first part is lawfully seized in his own right of an absolute and indefeasible fee simple estate of, in and to, all and singular, the above granted and described premises, with the appurtenances; that the same is free, clear, and discharged and unencumbered of and from all former and other grants, titles, charges, estates, judgments, taxes, assessments and encumbrances of whatever nature, EXCEPT, taxes and assessments not yet due, restrictions, covenants and easements of record or in visible use. And, that said parties of the first part will WARRANT AND FOREVER DEFEND the same unto the said party of the second part, their successors and assigns, or successors and assigns of the survivor, against said parties of the first part and their successors and assigns and each and every person or persons whomsoever, lawfully claiming said title.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hand the day and year first above written.

Joel John Reed
Joel John Reed

Rhonda Reed
Rhonda Reed

STATE OF OKLAHOMA
COUNTY OF DELAWARE

ACKNOWLEDGMENT

Before me, a Notary Public in and for said County and State, on this 26th day of July, 2005, personally appeared John Reed and Rhonda Reed, husband and wife, to me known to be the identical persons who executed the within and foregoing instrument, and acknowledged to me that they executed the same as their free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and seal the day and year last above written.

My commission expires: 6-30-07

Notary Public

OFFICIAL SEAL
KIM RYAN
NOTARY PUBLIC OKLAHOMA
DELAWARE COUNTY
COMM. NO. 0 1 02464 EXP. 06-30-07

Prepared by
Grand River Abstract & Title Co.
Jay, Oklahoma

by:kr
GRA file #

COUNTY CLERK
DELAWARE COUNTY, OK

Soil Samples from Waste Applied Fields

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