IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

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| STATE OF OKLAHOMA, | ) | |
| | ) | |
| Plaintiff, | ) | |
| | ) | |
| v. | ) | Case No. 4:05_cv_00329_GKF_SAJ |
| | ) | |
| TYSON FOODS, INC., et al., | ) | |
| | ) | |
| Defendants. | ) | |

NOTICE OF DEPOSITION OF CARGILL TURKEY PRODUCTION, LLC
(Rule 30(b)(6) of the Federal Rules of Civil Procedure)

Please take notice that pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure, the deposition of Cargill Turkey Production, LLC, (hereinafter "CTP"), by and through its duly designated representative(s), shall be taken by the State at 9:00 O'clock A.M. on **January 31, 2008** at the offices of Rhodes, Hieronymus, Jones, Tucker & Gable, 100 W. 5th St., Suite 400, Tulsa, Ok, before a qualified court reporter and videographer, such examination to continue by adjournment, if necessary, until the same is completed on those matters set forth in the attached Exhibit "A":

Respectfully Submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 21st day of December, 2007, I electronically transmitted the above and foregoing pleading to the Clerk of the Court using the ECF System for filing and a transmittal of a Notice of Electronic Filing to the following ECF registrants:

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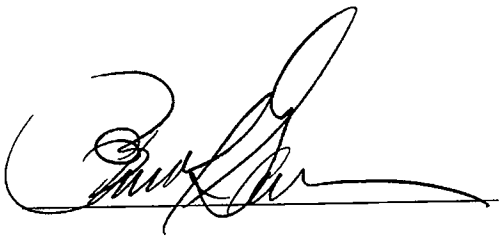

"EXHIBIT A"

I. Definitions

1. "You" or "Yours" means Cargill Turkey Production, LLC, ("CTP"), and includes any parent, holding company, sister corporation, subsidiary, partnership, joint venture, association, owned by or which CTP has an interest.

2. "Your poultry growing operations" means any poultry growing facility where birds owned by you are being fed, produced or grown.

3. The period of inquiry shall be from the date you commenced any poultry growing operations located within the boundaries of the IRW to the date of your testimony unless stated otherwise.

4. As used herein Your poultry waste means poultry excrement, bedding material, feed wastes and any other waste associated with the confinement of poultry in a grow house which is removed periodically from the grow house and used or disposed of elsewhere, also commonly referred to by the Poultry Integrator Defendants as poultry litter.

II. Areas of Inquiry:

1. Your corporate history, businesses, and organizational structure, including without limitation:

a. identification of officers, directors and shareholders of CTP, its divisions, and subsidiaries past and present;

b. CTP's relationship with any parent, holding company or subsidiary;

c. CTP's relationship in or to any LLC, limited partnership, joint venture, public company or association;

d. Identification of any other areas of corporate business or operation conducted by you in addition to your growing, processing and marketing of poultry and poultry products,

e. Notices from governmental agencies alleging that CTP, its subsidiaries, agents or employees were/are a potential responsible party at sites under CERCLA or other environmental cleanup laws;

f. Identification of any cleanup sites where costs were incurred by (or alleged to be due from) CTP, its subsidiaries, agents or employees for environmental harm from the constituents of poultry waste such as Nitrogen, Phosphorus (Phosphorous), Potassium including compounds thereof, and/or any pathogens and bacteria.

2. The facts, reason and basis supporting or relied on by you for responses made to the States Requests for Admissions served on or about April 20, 2007.

3. The Contracts, its terms and conditions, between you and poultry growers located in the Illinois River Watershed ("IRW"), past and present, including the contracts themselves and any attachments, amendments or changes to the contracts considered, proposed or adopted and whether the terms and conditions, of your contracts with poultry growers located outside of the IRW, past and present, were substantially different than those utilized for growers within the IRW

4. The relationship between you and persons / entities owning or operating poultry growing operations under contract with you.

5. The management, supervision, inspection and monitoring by you of persons / entities owning or operating poultry growing operations under contract with you.

6. The number, size and location of poultry houses / barns and the number of and kind of birds raised in the IRW each year by you or poultry growers under contract with you, including without limitation:

a. knowledge of all documents produced by CTP in this case as being responsive to the State's inquiry about the number and kind of birds raised/grown by CTP and/or its contract growers yearly or annually within the IRW past and present, including without limitation CARTP 123574-123734; and

b. knowledge and explanation of CTP's investigation, examination of records, determination and calculation as to the total number of birds it

produced annually (fiscal year) in the IRW as required by the courts Opinion and Order December 6, 2007, Docket #1409.

7. The formulas, ratios, "rules of thumb" utilized by CTP and others in the poultry industry to convert the amount of pounds of poultry meat produced into the number of birds raised and slaughtered for such meat.

8. The amount of feed and new bedding litter used at each and all of your poultry growing operations within the IRW on an annual basis (or 12 month period).

9. The identity of the composition and constituents of poultry waste generally, and of poultry waste generated at your poultry growing operations within the IRW specifically, past and present, as well as any studies, analyses, testing, investigations or research of the composition or constituents of poultry waste including without limitation identification of any difference between turkey and chicken excrement.

10. The amount of poultry waste generated during the lifetime of an individual bird or flock of birds, specified by bird types and number, owned by you, past and present, within the IRW.

11. The amount of poultry waste generated by each and all of your poultry growing operations within the IRW on an annual basis (or 12 month period)and including without limitation knowledge of all documents produced by CTP in this case as being responsive to the State's inquiry of the same including without limitation knowledge and explanation of CTP's documents identified as CARTP 123736-123831.

12. The ingredients and composition of feed formulas, past and present, used at your poultry growing operations within the IRW.

13. The general geographical location for the source of the ingredients used in the feed, additives, amendments and medications provided to your birds within the IRW.

14. The additives or supplements, including without limitation antibiotics, hormones, arsenic compounds, contained in feed formulas, past and present, used at your poultry growing operations within the IRW.

15. The identity of any chemical, compound, additive or amendment added to or mixed into the litter in the growing barns, before, during or after the birds are in the barns and the purpose, effect, expected or known result of adding or mixing the same into the litter, including the source of knowledge of the effects of its use .

16. Industry practice and your contract poultry growers practice regarding handling, storage, and spreading on land of poultry waste.

17. Practices, policies, recommendations and procedures, past and present, pertaining to the management, handling, storage, transportation, sale, trading, spreading on land, disposition, and disposal of poultry waste generated by your poultry growing operations in the IRW.

18. The amount of and specific locations, past and present, where poultry waste generated by each and all of your poultry growing operations has been spread on land within the IRW.

19. Your knowledge of, participation or communication with, and contributions for, BMP Inc. or its officers and agents, regarding the hauling of poultry waste from the IRW.

20. Manner and methods used to modify any procedures used by you or those contracted with you regarding the handling, storage and use of poultry waste within the IRW of as a result of:

a. the settlement reached in the case of City of Tulsa vs. Tyson Foods, Inc., et al. USDC for the Northern District of Oklahoma; case no. CV 0900 EA(C).

b. Legislation, ordinances, rules, regulations or studies involving Cargill, Inc., or Cargill Turkey Production, LLC growing operations in or near Virginia

c. Legislation, ordinances, rules, regulations or studies involving Cargill, Inc., or Cargill Turkey Production, LLC growing operations in or near Texas

d. Studies, investigations, programs, seminars, symposia involving the storage, handling, and/or disposition of poultry waste.

21. Differences in the method, manner, direction or management of your poultry growing operations in Oklahoma compared to the method, manner, direction or management of your poultry growing operations in:

a. Arkansas

b. Virginia

c. Texas

d. Missouri

22. Knowledge or awareness of the run-off / discharge / release of poultry waste (or any constituents thereof) from land or locations on which poultry waste has been stored, spread on or disposed of.

23. Knowledge or awareness of the run-off / discharge / release of poultry waste (or any constituents thereof) from land or locations on which poultry waste generated by your poultry growing operations within the IRW has been stored, spread on or disposed of.

24. The environmental and human health effects / impacts of run-off / discharge / release of poultry waste (or any constituents thereof) from land or locations within the IRW on which poultry waste generated by your poultry growing operations has been stored, spread on or disposed of.

25. The environmental and human health effects / impacts of run-off / discharge / release of poultry waste (or any constituents thereof) from land or locations on which poultry waste has been stored, spread on or disposed of.

26. The efforts undertaken by you, directly or indirectly, to evaluate and / or quantify any environmental and human health effects / impacts of run-off / discharge / release of poultry waste (or any constituents thereof) from land or locations within the IRW on which poultry waste generated by your poultry growing operations has been stored, spread on or disposed of.

27. The efforts undertaken by you, directly or indirectly, to evaluate and / or quantify any environmental and human health effects / impacts of run-off / discharge / release of poultry waste (or any constituents thereof) from land or locations on which poultry waste has been stored, spread on or disposed of.

28. The location(s) where poultry waste (or any constituents thereof) generated by your poultry growing operations that has run-off / been discharged / been released from land within the IRW has come to be located.

29. Knowledge and use of Best Management Practices for the handling, storage, transport, use or disposal of poultry waste generally and in the IRW specifically and the effectiveness of best management practices in preventing run-off / discharge / or release of poultry waste or the constituents of those into the waters of the IRW.

30. Actions (including but not limited to disciplinary actions) you have taken or contemplated taking against any of your poultry growers within the IRW pertaining to the handling, storage, transport, use, spreading on land, or disposal of poultry waste.

31. Knowledge or use of, investments made for or in, any alternative methods for the use or disposal of poultry waste.

32. Participation in, communication with and contributions and payments (financial or otherwise) to the Poultry Community Council, Poultry Partners, BMP's Inc., the Poultry Federation, Virginia Poultry Federation, the United States Poultry and Egg Association, the National Chicken Council and the National Turkey Federation (including but not limited to any of their respective officers, employees or agents).

33. Knowledge of, participation in, contribution (financial or otherwise) to the National Poultry Waste Symposium 1998-present.

34. The allegations made in paragraph 3 of the Third Party Complaint [DKT. #80] including facts, knowledge, materials or documents relied in support of such allegations.

35. Communications you have had regarding this lawsuit or the subject matter of this lawsuit with the Farm Bureau, the Poultry Community Council, Poultry Partners, BMP's Inc., the Poultry Federation, the United States Poultry and Egg Association, the National Chicken Council and the National Turkey Federation (including but not limited to any of their respective officers, employees or agents).

36. Communications you have had regarding this lawsuit or the subject matter of this lawsuit with the State of Oklahoma, any political subdivision of the State of Oklahoma, the State of Arkansas, any political subdivision of the State of Arkansas, and the United States (including but not limited to any of their respective elected officials, appointed officials, employees, departments, agencies, commissions, etc.).

37. Communications you have had regarding this lawsuit or the subject matter of this lawsuit with any university or college in the State of Oklahoma or the State of Arkansas (including but not limited to any of its officers, employees or departments).

38. Communications you have had regarding this lawsuit or the subject matter of this lawsuit with any poultry growers in the IRW.

39. Advertising or public relations campaigns to which you have contributed or for which you have paid, directly or indirectly, in whole or in part, that address the environmental impact of poultry growing or poultry waste in the IRW.

40. The purpose of your relationship and/or participation with the following companies AgriStats; Agrimetrics Associates; Intellimetrics; and Rahn & Assoc. or their predecessors or successors in interest, including the data, reports, communications and information supplied to or received from these companies, past and present.