

1.B.

**January 20,2026 Regular Meeting Draft Official Minutes
For consideration at the February 17, 2026 Board Meeting**

OKLAHOMA WATER RESOURCES BOARD MEETING INFORMATION

The Oklahoma Water Resources Board meets monthly in accordance with the date, time, and location shown on the final posted agenda. A draft Board meeting agenda and packet materials are scheduled to be prepared approximately 10 calendar days prior to the Board's meeting. A final agenda is scheduled to be posted at least 24 hours prior to the meeting. The standard sections of the agenda are numbered in a series; additional or special items will appear on the agenda subsequently. Standard sections include the following:

- 01000 = Call to Order
- 02000 = Financial Assistance Division
- 03000 = Summary Disposition Agenda
- 04000 = Items of Interest
- 05000 = Special Consideration Items

This meeting packet contains expanded information (summary documents, proposed orders, etc.) associated with individual agenda items. Each section of the packet contains a cover sheet noting the appropriate corresponding agenda item/number. (For example, to locate agenda item 2.D., concerning a grant or loan, review the packet for the section labeled, "2. Financial Assistance Division," which will begin on page 02000. Item D. is placed in alphabetical order in the section and is labeled accordingly.) The documents and information provided within the meeting packet are draft until approved by the Board. Please contact OWRB staff for the final, official documents as approved by the Board.

If you require assistance in locating an item or accompanying documents, please contact OWRB staff at (405) 530-8800.

CALL TO ORDER

The Regular Meeting of the Oklahoma Water Resources Board was called to order by Chairman Tom Gorman, on January 20, 2026, at 9:31 a.m. at the Oklahoma Water Resources Board located at 3800 N. Classen Blvd. Oklahoma City, Oklahoma 73118. The meeting was conducted pursuant to the Oklahoma Open Meeting Law with due and proper notice provided pursuant to Sections 303 and 311 thereof. The agenda was posted on January 15, 2026, at 2:00 p.m., at the Oklahoma Water Resources Board's offices at 3800 N. Classen Boulevard, Oklahoma City, Oklahoma.

A. Roll Call. Chair Gorman welcomed everyone to the meeting and asked for the roll call of members.

Board Members Present

Ron Justice
Suzanne Landess
Jarred Campbell
Darren Cook
Bob Latham
Bandy Silk

Board Members Absent

Heather McCall
Robert Stallings, Jr.

Staff Members Present

Julie Cunningham, Executive Director
Sara Gibson, General Counsel
Tamara Lilly, Executive Administrator
Lori Johnson, Chief, Financial Assistance Division
Bill Cauthron, Chief, Water Quality Programs Division
Chris Neel, Chief, Planning and Management Division
Jay Foote, Chief, Administrative Services Division

Others Attending

Dale Cottingham
Michael Brooks
Charles de Coune
Jeff Raley
Richard Parker
Judith Parker
Mark S.
Isaac Cornelson
Justin Battles
David Russell
Bryce Jones
Nate Ellis
Bodie Bachelor
Marla Peek
J. Davidson
Chris Gander
Chris W.
Ron Peterson
Michelle Wynn

B. Discussion, Amendments and Vote to Approve Official Minutes of November 18, 2025, Regular meeting.

Chairman Gorman inquired if all members reviewed the minutes of the November 18, 2025, meeting and if no questions, or changes, requested a motion to approve. No comments or amendments; Mr. Campbell motioned to approve, and Ms. Landess seconded the motion. Chairman Gorman called for the vote.

AYE: Latham, Justice, Landess, Cook, Campbell, Gorman

NAY: None

ABSTAIN: Silk

ABSENT: McCall, Stallings

C. Executive Director's Report:

Director Cunningham reported that the Governor's Water Conference was another success with close to record breaking attendance had many legislators attending and speaking at the conference. The overall theme of the conference revolved around policy recommendations and infrastructure. The Texas Director for their water workforce agency also attended and spoke on one of the panels and showcased some really good policies and models for their agency.

In the legislative area there are several bills hopefully that will gain traction around water infrastructure, well spacing, REAP grant program, accuracy in water reporting/ voluntary metering and ongoing funding for Oklahoma Comprehensive Water Plan (OCWP.)

The filing deadline for bill filing is was January 15th and the first day of the 60th Legislature session is February 2nd.

Director Cunningham wanted to recognize Zack Ribinson from BOK Financial Securities on our historic bond sale, and you will learn more about that during his presentation.

D. Financial Update

Mr. Jay Foote, Chief Administrative Services Division, presents the budget report for the period ending December 2025. Mr. Foote reports the agency has spent 23 % of its appropriated budget leaving 71 %; spent 31% of its revolving budget, leaving 69%; has spent 11% of its federal budget, leaving 89%. Overall, the total budget remaining is 75%.

2. FINANCIAL ASSISTANCE DIVISION

A. Report from Senior Underwriter, BOK, and Possible Discussion of FAP 2025C Bond Sale.

****report available upon request****

B. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for The Choctaw Utilities Authority, Oklahoma County, Oklahoma. Recommended for Approval.

This is a loan request from The Choctaw Utilities Authority in the amount of \$2,500,000. The loan proceeds will be used for the planning and design for upgrades to the wastewater treatment plant to keep up with anticipated growth and for replacement of aging clay pipe in the collection system. The project will be funded through the Clean Water SRF loan program with a fixed interest rate plus an administrative fee, and a maturity not to exceed 2 years. The loan will be secured with a lien on the revenues of the Authority's 1-cent sales tax. Choctaw is a current borrower with the Board with 4 outstanding loans and a loan balance of approximately \$16 million. Their debt coverage ratio stands at 1.7 times.

Chairman Gorman asked for a motion or further discussion. Mr. Latham moved to approve, and Mr. Silk seconded the motion. Chair Gorman called for the vote.

AYE: Silk, Latham, Justice, Landess, Cook, Campbell, Gorman

NAY: None

ABSTAIN: None

ABSENT: McCall, Stallings

- C. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for The Mustang Improvement Authority, Canadian County, Oklahoma. Recommended for Approval.

This is a loan request from The Mustang Improvement Authority in an amount not to exceed \$6,110,000. The loan proceeds will be used to replace the Authority's existing meter infrastructure with an advanced metering infrastructure system. The existing meters are aging and past their useful life. The new system will reduce real and apparent water loss in addition to eliminating the need for manual meter reading. (13.64% unaccounted for water) The project will be funded through the Clean Water SRF loan program with a fixed interest rate plus an administrative fee, and a maturity not to exceed 15 years. The loan will be secured with a lien on the revenues of the Authority's water and sewer systems and a 4 cent sales tax. Their debt coverage ratio stands at 4.56 times.

Chairman Gorman asked for a motion or further discussion. Mr. Justice moved to approve, and Mr. Latham seconded the motion. Chair Gorman called for the vote.

AYE: Silk, Latham, Justice, Landess, Cook, Campbell, Gorman

NAY: None

ABSTAIN: None

ABSENT: McCall, Stallings

- D. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for the Tishomingo Municipal Authority, Johnston County, Oklahoma. Recommended for Approval.

This is a loan request from the Tishomingo Municipal Authority in an amount not to exceed \$7,490,000. In October 2025, the board approved a Clean Water SRF loan for \$3.3 million for a new wastewater treatment plant. Bids came in higher than expected due to an increase in materials cost and the Authority is requesting an increase of \$4,190,000 to their existing loan. The loan proceeds will be used for constructing a new 0.55 MGD wastewater treatment plant and demolition of the existing plant. The loan will be funded through the Clean Water SRF loan program with a fixed interest rate plus an administrative fee, and a maturity not to exceed 30 years. It will be secured with a lien on the revenues of the Authority's water and sewer systems and a 0.75-cent sales tax and will include a mortgage on the water and sewer systems. Their debt coverage ratio stands at 1.37 times.

Chairman Gorman asked for a motion or further discussion. Mr. Silk moved to approve, and Mr. Justice seconded the motion. Chair Gorman called for the vote.

AYE: Silk, Latham, Justice, Landess, Cook, Campbell, Gorman

NAY: None

ABSTAIN: None

ABSENT: McCall, Stallings

- E. Consideration of and Possible Action on a Proposed Order Approving Clean Water Funding Application for The Moore Public Works Authority, Cleveland County, Oklahoma. Recommended for Approval.

This is a loan request from The Moore Public Works Authority in an amount not to exceed \$24,290,000. The Authority will utilize the loan proceeds for wastewater treatment plant facility improvements to address structural deficiencies, corrosion and other operational and safety challenges as well as installing a new aeration system for the north storm pond. The loan will be funded through the Clean Water SRF loan program with a fixed

interest rate plus an administrative fee, and a maturity not to exceed 30 years. It will be secured with a lien on the revenues of the Authority’s water, sewer, and sanitation systems, and a 3-cent sales tax. They maintain a strong debt coverage ratio at 8.52 times.

Chairman Gorman asked for a motion or further discussion. Mr. Latham moved to approve, and Mr. Silk seconded the motion. Chair Gorman called for the vote.

AYE: Silk, Latham, Justice, Landess, Cook, Campbell, Gorman

NAY: None

ABSTAIN: None

ABSENT: McCall, Stallings

3. SUMMARY DISPOSITION AGENDA ITEMS

Any item listed under this Summary Disposition Agenda may, at the request of any member of the Board, the Board’s staff, or any other person attending this meeting, be transferred to the Special Consideration Agenda. Under the Special Consideration Agenda, separate discussion and vote or other action may be taken on any items already listed under that agenda or items transferred to that agenda from this Summary Disposition Agenda.

- A. Requests to Transfer Items from Summary Disposition Agenda to the Special Consideration Agenda and Action on Whether to Transfer Such Items.
- B. Discussion, Questions, and Responses Pertaining to Any Items Remaining on Summary Disposition Agenda and Possible Action on Items Listed Below.
- C. Consideration of and Possible Action on Financial Assistance Division Items:

1. Emergency Grant Applications:

	<u>Item No.</u>	<u>Application No.</u>	<u>Entity Name</u>	<u>County</u>	<u>Amount Recommended</u>
a.		FAP-26-0004-G	Town of Jones	Oklahoma	\$ 58,650.00

2. Rural Economic Action Plan (REAP) Grant Applications:
None.

3. CWSRF Principal Forgiveness Loan Applications:
None.

4. DWSRF Principal Forgiveness Loan Applications:

	<u>Item No.</u>	<u>Application No.</u>	<u>Entity Name</u>	<u>County</u>	<u>Amount Recommended</u>
a.		ORF-25-0044-DW	Rural Water District No. 8, Mayes County	Mayes	\$ 169,690.50
b.		ORF-24-0022-DW	Ringling Municipal Authority	Jefferson	\$ 531,050.00
c.		ORF-25-0056-DW	RWSG & SWMD No. 7, Sequoyah County	Sequoyah	\$ 1,000,000.00

5. Sewer Overflow and Stormwater Reuse Municipal Grants (“OSG”)

<u>Item No.</u>	<u>Application No.</u>	<u>Entity Name</u>	<u>County</u>	<u>Amount Recommended</u>
a.	OSG-26-0001-G	Ochelata Utilities Authority	Washington	\$ 675,125.00

6. American Rescue Plan Act (ARPA) Grant Applications:

<u>Item No.</u>	<u>Application No.</u>	<u>Entity Name</u>	<u>County</u>	<u>Amount Recommended</u>
a.	ARP-23-0129-G	The Weleetka Public Works Authority	Okfuskee	\$ 10,000.00
b.	ARP-23-0159-G	Town of Allen	Pontotoc	\$ 89,443.37
c.	ARP-23-0226-G	Wellston Public Works Authority	Lincoln	\$ 208,217.94
d.	ARP-23-0008-DTG	City of Tishomingo	Johnston	\$ 2,200,000.00*

*Increase from original grant

D. Consideration of and Possible Action on the Contracts and Agreements:

1. Professional Services Engagement Letter with Crawford & Associates, P.C. to provide technical assistance to potential borrowers through the CFO to Go program funded by the Board's financial assistance division.
2. Amendment of Contract w/ University of Oklahoma – Phase 4: Modernization and Migration of OWRB Geospatial Resources
3. Agreement between OWRB and the Office of the Secretary of Energy and Environment providing funding for the State of Oklahoma's Water Management Planning Program
4. This contract is a renewal/continuation of monitoring work the OWRB conducts for the City of Norman related to the Lake Thunderbird Total Maximum Daily Load (TMDL).

1. KKLK, Grow, LLC, Comanche County, 2023-630
2. H & H Equipment and Sales, LLC, Kingfisher County, 2023-649
3. Braden Cunningham and Raegan Cunningham, Harmon County, 2025-535
4. Western Ranches, Inc., Caddo County, 2025-549
5. Braden Cunningham and Raegan Cunningham, Harmon County, 2025-564
6. Lisa Sanders, Harmon County, 2025-576
7. Lisa Sanders, Harmon County, 2025-577
8. Kanyon Cox Cunningham and Kristina Mingos Cunningham, Harmon County, 2025-581
9. David Rigg, Beaver County, 2025-607
10. Payne Family 2022 Revocable Trust, Beaver County, 2025-609

F. Consideration of and Possible Action on Applications to Amend Temporary Permits to Use Groundwater:

1. Micah Dominic Graf, Washita County, 1980-585A
2. John and Sandy Wyatt Living Trust, Caddo County, 1982-716
3. Garfield County Rural Water District No. 5, Kingfisher County, 1982-878
4. Theodore Calvin and Amy Nicole Koehn, Dewey County, 2023-587

- G. Consideration of and Possible Action on Applications for Regular Permits to Use Groundwater:
1. Payne Family 2022 Revocable Trust, Beaver County, 2024-605
 2. Gary Will Payne and Whitney Blair Payne, Beaver County, 2024-606
 3. David Rigg, Beaver County, 2024-632
 4. Damon A. Doye and Georgia F. Doye, Comanche County, 2025-534
 5. MPH Farms, LLC, Texas County, 2025-555
 6. Ryan Jerald Radcliff and Tatum Jo Radcliff, Beaver County, 2025-598
 7. Richard Radcliff, Beaver County, 2025-600
 8. Jerald and Deborah Radcliff Revocable Family Trust, Beaver County, 2025-601
 9. Harvest Acres, LLC, Oklahoma County, 2025-608
 10. Dolese Bros. Co., Pottawatomie County, 2025-612
- H. Consideration of and Possible Action on Applications to Amend Regular Permits to Use Groundwater:
1. Isaacs Land, LLC, Beaver County, 1975-584
 2. City of Elk City, Beckham County, 1979-568A
 3. Joni Kay Sanderford, Roger Mills County, 1981-743
 4. Dewey County + SWM District #3, Woodward County, 1997-683
- I. Consideration of and Possible Action on Applications to Amend Prior Right to Use Groundwater:
1. Brett and Jennifer Foster, Pontotoc County, 1961-160B
 2. Kim P. and Donna K. Sokolosky, Caddo County, 1973-364
- J. Consideration of and Possible Action on Applications to for Term/Seasonal Permits to Use Stream Water:
1. BNSF Railway Company, Seminole and Pontotoc Counties, 2025-009
- K. Consideration of and Possible Action on Applications for Regular Permits to Use Stream Water:
1. Alvin O. Parr Living Trust, Grady County, 2024-019
 2. Redbird Ranches, LLC, Washington County, 2025-014
- L. Consideration of and Possible Action on Applications to Amend Regular Permits to Use Stream Water:
None
- M. Consideration of and Possible Action on Well Driller and Pump Installer Licensing:
1. New Licenses, Accompanying Operator Certificates and Activities:
 - a. Licensee: Pipeline Integrity Resources
 1. Operator: Terry McLeanActivities: Cathodic Protection
 - b. Licensee: Aqua Search Drilling & Pump
 2. Operator: Patrick WayActivities: Groundwater drilling and pump installation
 - c. Licensee: Watering Hole Outfitters, LLC
 3. Operator: Keegan DobbsActivities: Groundwater drilling and pump installation
 - d. Licensee: Crux Subsurface
 4. Operator: Timothy Burrows JrActivities: Monitoring wells
 - e. Licensee: R&O Well Service LLC
 5. Operator: Denton HigginsActivities: Pump installation

2. New Operators, Licensee Name Change, and/or Activities for Existing Licenses:

a. Licensee: Pipeline Integrity Resources

1. Operator: Kenny Keen

Activities: Cathodic Protection

b. Licensee: Martin Marietta Materials

2. Operator: Tate Stovall

Activities: Monitoring wells

c. Licensee: Whiterock Resources, LLC

3. Operator: Bryant Petty

Activities: Monitoring wells

d. Licensee: Vannoy & Son Drilling

4. Operator: Zakiry Harrison

Activities: Groundwater wells and pump installation

e. Licensee: Betts Drilling, Inc

5. Operator: Blake Cabit

Activities: Monitoring wells

N. Consideration of and Possible Action on Dam and Reservoir Construction:

1. Burns Lake Dam, McClain County, OK30683

2. Marsh Dam, Carter County, OK30684

O. Consideration of and Possible Action on Permit Applications for Proposed Development on State Owned or Operated Property within Floodplain Areas:

1. OTA, Oklahoma County, FP-2025-18

P. Consideration of and Possible Action on Applications for Accreditation of Floodplain Administrators:

1. Brett Crecelius, Town of Bethany, #FPA-849

2. Hardy Sperle, Custer County, #FPA-850

Q. Consideration of and Possible Action on Cancellation of Groundwater Permits:

1. Walter W Rickey Jr., Pottawatomie County, 1994-520

2. George Lenz Jr., Harper County, 1973-301A

3. Glenn Shuman, Harper County, 1954-1096H

4. M&K Horn Farms LLC, Caddo County, 1954-609A

5. Allan Winham, Grady County, 1981-954

6. Maurice E Thompson Jr., Canadian County, 1972-440

7. Dan E Thomas, Love County, 2002-506

8. Ruth Ann Simmons, Texas County, 1967-874

9. M&K Horn Farms LLC, Caddo County, 2011-546A

10. Macy Lewis, Beaver County, 1949-041D

11. Welch Land and Cattle LLC, Harmon County, 1956-641

12. Welch Land and Cattle LLC, Harmon County, 1977-541

13. Mrs Herman Scott, Roger Mills County, 1959-104

14. John Logan, Dewey County, 1972-384

15. Densal Clark Willis, Dewey County, 1981-794

16. A J Brungardt, Garvin County, 1983-519

17. Robert E Barney, Blaine County, 1991-588

18. Land O'Lakes Inc., Beaver County, 1997-678

19. Bill and Ray Meade, Canadian County, 2001-568

20. Tyler Enterprises Inc, Wagoner County, 2003-547
21. Donald & Beverley Wefer, Jackson County, 1953-218B
22. Earl C Wingard, Custer County, 1979-535C
23. Robert Kyle Barney, Blaine County, 1991-587
24. Melton L Hill, Beaver County, 1951-034
25. Alva A Jones Trust, Kingfisher County, 1979-828A
26. Ted & Jayne Morse, Choctaw County, 2022-542
27. Quintine Rowland, Canadian County, 1953-124
28. Willa B Edsall, Blaine County, 1953-219
29. James L Westfahl Jr., Blaine County, 1955-413
30. N C Corff Estate, Canadian County, 1956-706
31. C J Hansen Jr., Canadian County, 1971-203
32. Bill Meade, Canadian County, 1972-455
33. Coughlin Living Trust, Canadian County, 1970-179B
34. Stephen W Smith, Blaine County, 1953-074
35. Ernest Schein, Canadian County, 1977-862
36. Canadian River Land and Cattle Co, Canadian County, 1978-629
37. Fred A Biehler, Canadian County, 1980-657
38. Robert R and Shirley L Haigler, Blaine County, 1984-575
39. Scott T & Ellen A Crouch, Canadian County, 1990-511A
40. Charles A & Diana Snyder, Canadian County, 1991-613
41. Coughlin Living Trust, Canadian County, 2001-571
42. Clarence Lowe Hodges Revocable Trust, Blaine County, 2010-548
43. Thomas J & Betty M Evans, Canadian County, 1971-568A
44. Mary A Reding, Canadian County, 1980-701
45. Kenneth Strack, Blaine County, 1964-873
46. Eleanor Clark, Canadian County, 1972-352
47. Kenneth P Haley, Canadian County, 2012-628
48. Jim & Juanita Bradford, Jackson County, 1947-024
49. Jay Dee Wedel, Major County, 1952-292
50. R D Burrows, Roger Mills County, 1982-831
51. Nancy Cates, Beaver County, 1949-094
52. Freeman Construction, Comanche County, 1976-559
53. Edwin Glynn & Karen Scott Stringer, Beckham County, 2013-556A
54. Seaboard Foods LP, Texas County, 1999-550
55. George R Cerny, Kingfisher County, 1975-760
56. Cecelia Mulbery, Harper County, 1976-682
57. Inez L Ferguson, Harper County, 1967-584A
58. Derrick and Michelle McBride, Major County, 1977-504C
59. Carl & Barbara Dieterle, Major County, 1974-425
60. Marti, Kennedy and Long Lee, Blaine County, 1955-1202
61. Wilbur & Bobby Bryant, Harper County, 1955-806
62. Wilbur & Bobby Bryant, Harper County, 1955-816
63. Wilbur & Bobby Bryant, Harper County, 1979-708
64. Joy Ann Miller, Caddo County, 1954-1198A
65. Leroy Sanders, Beckham County, 1984-609
66. Superior Silica Sand LLC, Kingfisher County, 2018-574

67. Tate & Sons, Inc, Canadian County, 1977-840A
68. Donald H Parker, Major County, 1980-564A

R. Consideration of and Possible Action on Cancellation of Stream Water Permits:
None

S. Consideration of and Possible Action on Stream Water Permit Excused Nonuse:

1. Rhodes Ranching Company LLC, Carter County, 1995-028
2. Rhodes Ranching Company LLC, Carter County, 1995-029
3. Rhodes Ranching Company LLC, Carter County, 1995-030
4. Chester Bench, Choctaw County, 2006-050

T. Consideration of and Possible Action on an Informal Disposition Order:

1. Debra A. Borders Living Trust, Jackson County, 2025-004

Chairman Gorman asked for a motion or further discussion. Ms. Landess moved to approve, and Mr. Campbell seconded the motion. Chair Gorman called for the vote.

AYE: Silk, Latham, Justice, Landess, Cook, Campbell, Gorman

NAY: None

ABSTAIN: None

ABSENT: McCall, Stallings

04000 4. PROPOSED NEW AND AMENDED PERMANENT RULES OF THE BOARD
Chair Tom Gorman

A. Possible Board Action on Amendments to Permanent Rules Proposed for Adoption During 2026

1. Summary of Comments Received & Staff Response – Mr. Andrew Price

2. a. Summary of Proposed Amendments to Chapter 4 – Rules of Practice and Hearings

Subchapter 1. General Provisions

785:4-1-2. Definitions [AMENDED]

Subchapter 3. Board Hearings

785:4-3-4. Hearing Examiners [AMENDED]

Subchapter 5. Pre-Hearing Actions and Proceedings

785:4-5-4. Application protests; comments and objections [AMENDED]

785:4-5-5. Pre-hearing continuances, informal disposition by stipulation, agreed settlement or consent order [AMENDED]

785:4-5-6. Electronic mail notice [AMENDED]

785:4-5-7. Motions, requests and orders [AMENDED]

785:4-5-8. Electronic Filing, Service, and Signature filing, service, and signature [NEW]

785:4-5-9. Documents Filed Electronically filed electronically [NEW]

785:4-5-10. Electronic filing and delivery [NEW]

785:4-5-11. Hearing materials kept and provided, fees and costs [NEW]

b. Questions and Discussion by Board Members

- c. Vote on whether to approve recommended amendments as presented or as may be revised after discussions.

3. a. Proposed Amendments to Chapter 5 – Fees

Subchapter 1. General Provisions

785:5-1-9. Dam safety and inspection fees [AMENDED]

785:5-1-21. Documentation reviews related water trapped in producing mines [AMENDED]

b. Questions and Discussion by Board Members

c. Vote on whether to approve recommended amendments as presented or as may be revised after discussions.

4. a. Proposed Amendments to Chapter 50 – Financial Assistance

Subchapter 6. Water and Sewer Program Emergency Grants Requirements and Procedures

785:50-6-1. Approval criteria [AMENDED]

785:40-6-3. Emergency grant priority point system [AMENDED]

785:50-6-4. Disbursement of grant funds [AMENDED]

Subchapter 8. Rural Economic Action Plan (REAP) Grant Program Requirements and Procedures

785:50-8-2. Definitions [AMENDED]

785:50-8-3. Application review and disposition [AMENDED]

785:50-8-4. Applicable law; deadline for applications; eligible project costs [AMENDED]

785:50-9-5. REAP grant priority point system

Subchapter 9. Clean Water State Revolving Fund Regulations

Part 3. General Program Requirements

785:50-9-23. Clean Water SRF Project Priority System [AMENDED]

Subchapter 20. Safeguarding Tomorrow Revolving Loan Program Regulations [NEW]

785:50-20-1. General program description and procedures [NEW]

785:50-20-2. General approval standards and criteria [NEW]

785:50-20-3. Terms and conditions [NEW]

785:50-20-4. Disbursement of funds and conditions for disbursement [NEW]

b. Questions and Discussion by Board Members

c. Vote on whether to approve recommended amendments as presented or as may be revised after discussions.

Chairman Gorman asked for a motion or further discussion on Chapter 4. Mr. Justice moved to approve and Mr. Latham seconded the motion. Chair Gorman called for the vote.

AYE: Silk, Latham, Justice, Landess, Cook, Campbell, Gorman

NAY: None

ABSTAIN: None

ABSENT: McCall, Stallings

Chairman Gorman asked for a motion or further discussion on Chapter 5. Mr. Latham moved to approve with an amendment to remove the fee , and Mr. Campbell seconded the motion. Chair Gorman called for the vote.

AYE: Silk, Latham, Justice, Landess, Cook, Campbell, Gorman

NAY: None

ABSTAIN: None

ABSENT: McCall, Stallings

Chairman Gorman asked for a motion or further discussion on Chapter 50. Mr. Campbell moved to approve, and Mr. Latham seconded the motion. Chair Gorman called for the vote.

AYE: Silk, Latham, Justice, Landess, Cook, Campbell, Gorman

NAY: None

ABSTAIN: None

ABSENT: McCall, Stallings

05000 5. SPECIAL CONSIDERATION

Chair Tom Gorman

- A. No Special Consideration items.
- B. Consideration of and Possible Action on Items Transferred from Summary Disposition, if any.

06000 6. NEW BUSINESS

Chair Tom Gorman

Under the Open Meeting Act, this agenda item is authorized only for matters not known about or which could not have been reasonably foreseen prior to the time of posting the agenda or any revised agenda.

07000 7. ADJOURNMENT

Chair Tom Gorman

The next regular meeting of the Oklahoma Water Resources Board will be held on Tuesday, February 17, 2026, at 9:30 am. In the offices of the OWRB, 3800 N. Classen Boulevard, Oklahoma City, OK 73118.

OKLAHOMA WATER RESOURCES BOARD

Thomas Gorman, Chairman

Heather McCall

Bandy Silk

Darren Cook

Ron Justice

Bob. Latham

Robert L. Stallings, Jr.

Jarred Campbell

ATTEST:

Suzanne Landess, Secretary (SEAL)

1. D. FINANCIAL UPDATE

1. D.1. Monthly Budget Report

2. FINANCIAL ASSISTANCE DIVISION

February 17, 2026

LOAN APPLICATION
RECOMMENDED FOR APPROVAL

Applicant: The Hobart Public Works Authority, Kiowa County

Loan Application No.: ORF-26-0004-DW
Drinking Water SRF Loan (“DWSRF Loan”)

Funding Requested: \$1,031,655.00

Loan Interest Rate: The DWSRF Loan shall bear a fixed interest rate to be determined prior to loan closing plus an administrative fee of 0.5% per annum, all on the outstanding principal balance of the loan.

Loan Payment Term: Interest, administrative fee, and principal payments shall be made on a semi-annual basis. The applicant shall commence principal repayment no later than one (1) year following Project completion and the maturity of the loan shall be no later than twenty (20) years following the date the Project is completed.

Loan Security Position: The DWSRF loan shall be secured with a lien on the revenues of the applicant's water, sewer, and sanitation systems, a 3 cent sales tax and may include a mortgage on the applicant's water and sewer systems and other real property.

Purpose: The applicant will utilize the loan proceeds to: (i) install Automated Metering Infrastructure (AMI) technology and automated meter readers (AMR) throughout the system, all related appurtenances (the “Project”), and (ii) pay related costs of issuance.

<u>Sources of Funds (Est.)</u>		<u>Uses of Funds (Est.)</u>	
Loan Proceeds	\$1,031,655.00	Project	\$941,155.00
		Bond Counsel	40,000.00
		Financial Advisor	40,000.00
		Local Counsel	10,000.00
		Trustee Bank	500.00
Total	<u><u>\$1,031,655.00</u></u>	Total	<u><u>\$1,031,655.00</u></u>

**BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA**

IN THE MATTER OF LOAN APPLICATION)
NO. ORF-26-0004-DW IN THE NAME OF)
THE HOBART PUBLIC WORKS AUTHORITY)
KIOWA COUNTY, OKLAHOMA)

**PROPOSED
ORDER APPROVING LOAN APPLICATION**

This matter came on for consideration before the Oklahoma Water Resources Board (the "Board") on the 17th day of February, 2026.

WHEREAS, The Hobart Public Works Authority (the "Applicant") has made its Application for Funding No. ORF-26-0004-DW (the "Loan Application") to the Board and to the Oklahoma Department of Environmental Quality (the "DEQ") for a loan from the Drinking Water Treatment Revolving Loan Account (the "DWSRF"), pursuant to Title 82 Oklahoma Statutes 2021, Sections 1085.71 *et seq.*, as amended; and

WHEREAS, the Applicant intends to use the loan for drinking water system improvements, to further compliance with State and Federal standards and/or to refinance existing indebtedness originally incurred for such purposes; and

WHEREAS, the DEQ has certified the Loan Application with regards to compliance with applicable technical program requirements and forwarded it to the Board with a recommendation that the Loan Application be considered and approved for a DWSRF Loan; and

WHEREAS, the Board has completed its review of the Loan Application and related information and finds that the Loan Application should be approved according to the terms and conditions set forth below.

NOW, THEREFORE, LET IT BE RESOLVED AND ORDERED BY THE OKLAHOMA WATER RESOURCES BOARD:

Application for Funding No. ORF-26-0004-DW in the name of The Hobart Public Works Authority be and the same is hereby approved. Subject to and contingent upon the Board's receipt of sufficient funds, a loan shall be made to the Applicant for the following purpose and subject to the following terms and conditions:

Purpose

The loan proceeds, along with other funds of the Applicant, if any, will be used to (i) install Automated Metering Infrastructure (AMI) technology and automated meter readers (AMR) throughout the system, all related appurtenances (the "Project"), and (ii) pay related costs of issuance, all as more specifically set forth in the Application.

Terms and Conditions

1. A loan shall be made to the Applicant to provide funds for the Project described in the Loan Application in an aggregate principal amount not to exceed \$1,031,655.00. The Applicant shall pay interest on the loan at a fixed rate to be determined prior to closing plus an administrative fee at the rate of 0.5% per annum, all on the outstanding balance of disbursed loan proceeds. Interest, administrative fee, and any principal payments shall be made on a semi-annual basis. The Applicant shall commence principal repayment no later than one (1) year

**ORDER APPROVING LOAN APPLICATION
THE HOBART PUBLIC WORKS AUTHORITY
ORF-26-0004-DW**

following Project completion, and the maturity of the loan shall be no later than twenty (20) years following the date the Project is completed.

2. The loan shall be secured with a lien on the revenues of the Applicant's water, sewer, and sanitation systems, a 3 cent sales tax and may include a mortgage on the Applicant's water and sewer systems and other real property.

3. Upon the Applicant's acceptance of the DEQ's Letter of Binding Commitment, the funds shall be reserved for the Applicant for a period of one (1) year from the date of this Order. In the event the loan is not closed on or before such date, the Board reserves the right to (i) approve, at the Applicant's request, a reasonable extension of time to close the loan, or (ii) de-obligate all or a portion of the loan funds in order to be used by the Board to make other DWSRF loans, as the Board determines shall permit the best use of the funds. Funds shall be provided to the Applicant from the DWSRF in accordance with the DWSRF program regulations as approved by the United States Environmental Protection Agency.

4. The Board's Staff is authorized to determine what additional conditions or requirements shall be necessary in order to assure the soundness of the loan and compliance with applicable financial, legal, DWSRF, and Bond Resolution requirements. In accordance with applicable authority and the United States Environmental Protection Agency ("EPA") guidelines for the implementation of the DWSRF Capitalization Grant, the loan conditions may include principal forgiveness to be used to pay a portion of the costs of the Project as described in the Application or for other purposes authorized by applicable authority and EPA guidelines. The Board's Staff is further authorized to approve future modifications or additions to the project purposes and uses of funds approved herein, provided such modifications or additions will not materially and adversely affect the loan.

5. The loan shall be subject in all respects to the provisions of the Applicant's promissory note(s), loan agreement(s), and other loan documents which shall be executed by proper officials of the Applicant and a Board Member at or prior to loan closing as appropriate.

6. Additional loans may be made at such times, for such projects of the Applicant, at such repayment periods and interest rates, and upon such other terms and conditions as may be agreed to and approved by the Board and the Applicant.

So ordered this 17th day of February, 2026 in regular and open meeting of the Oklahoma Water Resources Board.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

ATTEST:

Suzanne Landess, Secretary

(SEAL)

**ORDER APPROVING LOAN APPLICATION
THE HOBART PUBLIC WORKS AUTHORITY
ORF-26-0004-DW**

Reviewed By:



Lori Johnson, Chief
Financial Assistance Division

**BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA**

In the Matter of Selection of Bond Counsel)
In Connection With the Issuance of One or More)
Obligations to Provide Funding for the)
State Loan Program)

RESOLUTION

WHEREAS, Article X, Section 39 of the Oklahoma Constitution authorizes a program for financial assistance to public entities for water resource and sewage treatment purposes as authorized by the Legislature; and

WHEREAS, the Oklahoma Water Resources Board (the "Board") has been authorized by the Legislature in 82 O.S. 2011, Sections 1085.2 and 1085.31 et seq. amended (the "Act") to sell and issue its obligations to provide necessary funds for the funding of properly approved projects. The State Loan Program Revenue Bond obligations are issued for the purpose of providing funds to loan to local eligible entities throughout the State for making water and sewer improvements or refinancing thereof, all in accordance with the provisions of the Act; and

WHEREAS, the Board desires to aid and assist eligible entities for the aforementioned purposes by issuing obligations and using the proceeds thereof for making loans to eligible entities for qualified purposes; and

WHEREAS, the Board has heretofore requested proposals from a plurality of bond counsel firms for consideration in selecting bond counsel for the proposed issuance of State Loan Program Revenue Bond obligations; and

WHEREAS, the Board has given due consideration to the bond counsel firms' proposals, and has determined that the following Resolution providing for selection of bond counsel and other provisions relating thereto should be adopted and approved.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE OKLAHOMA WATER RESOURCES BOARD:

1. The Board hereby selects the firm of Centennial Law Group to provide services as the bond counsel for the Board's proposed issuance(s) of State Loan Program Revenue Bond obligations.
2. The scope of services of the bond counsel shall be in accordance with the "Scope of Services" terms of the Board's Request for Proposals heretofore distributed.

Resolution Selecting Bond Counsel – State Loan Program Revenue Bonds
February 17, 2026
Page 2

3. All fees and expenses of the bond counsel in connection with the proposed issuance of State Loan Program Revenue Bond obligations shall be duly subject to approval by the Deputy Treasurer for Debt Management in accordance with state law.

4. To the extent that any conflict of interest may exist or arise with regard to the bond counsel firm selected by this resolution serving as local bond counsel on any of the Board's Local Loans to Eligible Entities, the Board hereby consents to the Board's bond counsel serving in such capacity.

ADOPTED and APPROVED this 17th day of February 2026.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

ATTEST:

Suzanne Landess, Secretary

(SEAL)

**BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA**

In the Matter of a Resolution Selecting a)
Disclosure Counsel to the Board in Connection)
With the Issuance of One or More)
Obligations to Provide Funding for the)
State Loan Program)

RESOLUTION

WHEREAS, Article X, Section 39 of the Oklahoma Constitution authorizes a program for financial assistance to public entities for water resource and sewage treatment purposes as authorized by the Legislature; and

WHEREAS, the Oklahoma Water Resources Board (the "Board") has been authorized by the Legislature in 82 O.S. 2011, Sections 1085.2 and 1085.31 et seq. amended (the "Act") to sell and issue its obligations to provide necessary funds for the funding of properly approved projects. The State Loan Program Revenue Bond obligations are issued for the purpose of providing funds to loan to local eligible entities throughout the State for making water and sewer improvements or refinancing thereof, all in accordance with the provisions of the Act; and

WHEREAS, the Board desires to aid and assist eligible entities for the aforementioned purposes by issuing obligations and using the proceeds thereof for making loans to eligible entities for qualified purposes; and

WHEREAS, the Board has heretofore requested proposals from law firms experienced in providing disclosure counsel services in respect to applicable federal securities laws and rules for consideration in selecting a disclosure counsel to the Board's financing programs; and

WHEREAS, the Board has given due consideration to the disclosure counsel proposals submitted, and has determined that the following Resolution providing for selection of disclosure counsel and other provisions relating thereto should be adopted and approved.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE OKLAHOMA WATER RESOURCES BOARD:

1. The Board hereby selects the firm of Gilmore & Bell, P.C. to provide services as the disclosure counsel for the Board's proposed issuance(s) of State Loan Program Revenue Bond obligations.

Resolution Selecting Disclosure Counsel – State Loan Program Revenue Bonds
February 17, 2026
Page 2

2. The scope of services of the disclosure counsel shall be in accordance with the "Scope of Services" terms of the Board's Request for Proposals heretofore distributed.

3. All fees and expenses of the disclosure counsel in connection with the proposed issuance of State Loan Program Revenue Bond obligations shall be duly subject to approval by the Deputy Treasurer for Debt Management in accordance with state law.

ADOPTED and APPROVED this 17th day of February 2026.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

ATTEST:

Suzanne Landess, Secretary

(SEAL)

**BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA**

In the Matter of Selection of Investment Banker(s))
In Connection With the Issuance of One or More)
Obligations to Provide Funding for the)
State Loan Program)

RESOLUTION

WHEREAS, Article X, Section 39 of the Oklahoma Constitution authorizes a program for financial assistance to public entities for water resource and sewage treatment purposes as authorized by the Legislature; and

WHEREAS, the Oklahoma Water Resources Board (the "Board") has been authorized by the Legislature in 82 O.S. 2011, Sections 1085.2 and 1085.31 et seq. amended (the "Act") to sell and issue its obligations to provide necessary funds for the funding of properly approved projects. The State Loan Program Revenue Bond obligations are issued for the purpose of providing funds to loan to local eligible entities throughout the State for making water and sewer improvements or refinancings thereof, all in accordance with the provisions of the Act; and

WHEREAS, the Board desires to aid and assist eligible entities for the aforementioned purposes by issuing obligations and using the proceeds thereof for making loans to eligible entities for qualified purposes; and

WHEREAS, the Board has heretofore requested proposals from a plurality of investment banking firms for consideration in selecting a pool of investment bankers for the proposed issuance of State Loan Program Revenue Bond obligations; and

WHEREAS, the Board has given due consideration to the investment banking firms' proposals, and has determined that the following Resolution providing for selection of a pool of investment bankers and other provisions relating thereto should be adopted and approved.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE OKLAHOMA WATER RESOURCES BOARD:

1. The Board hereby selects the firm of BOK Financial Securities, Inc., to provide services as Senior Managing Investment Banker for the Board's proposed issuance(s) of State Loan Program Revenue Bond obligations and the firm of Stifel Public Finance as Co-Managing Investment Banker.

2. The Board hereby selects a pool of firms to be called upon as additional Co-Managing Investment Bankers if it is determined by the Board that the size and/or complexity of any given proposed issuance(s) of the State Loan Program Revenue Bond obligations requires additional bankers. The following firms have been selected to be placed in this pool: Morgan Stanley & Co. LLC, Loop Capital Markets, and Truist Securities.

Resolution Selecting Investment Banker – State Loan Program Revenue Bonds
February 17, 2026
Page 2

3. The scope of services of the investment bankers shall be in accordance with the "Scope of Services" terms of the Board's Request for Proposals heretofore distributed.

4. All fees and expenses of the investment bankers in connection with the proposed issuance of State Loan Program Revenue Bond obligations shall be duly subject to approval by the Deputy Treasurer for Debt Management in accordance with state law.

5. The issuance of obligations shall be allocated based on a bond allotment and designation rules developed by BOK Financial Securities, Inc. and approved by the Board's staff, financial advisor, and the Deputy Treasurer for Debt Management.

6. Due responsibility and decision-making authority regarding the obligations' issuance shall be reserved to the Board, with appropriate consultation from its staff. BOK Financial Securities, Inc. as Senior Managing Investment Banker shall be primarily responsible for managing the proposed issuance to its conclusion. The Co-Managing Investment Banker(s) may consult with BOK Financial Securities, Inc., the Board and its staff, but BOK Financial Securities, Inc. shall have sole authority among the Underwriters for underwriting management decisions and/or recommendations to the Board and its staff. Notwithstanding any of the foregoing, the scope of services of both the Senior Managing Investment Banker on the one hand and the Co-Managing Underwriter(s) on the other hand shall be in accordance with the "Scope of Services" terms of the Board's Request for Proposal heretofore distributed regarding investment banking services.

ADOPTED and APPROVED this 17th day of February 2026.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

ATTEST:

Suzanne Landess, Secretary

(SEAL)

3.C. SUMMARY DISPOSITION AGENDA ITEMS

FINANCIAL ASSISTANCE DIVISION

February 17, 2026

REAP GRANT APPLICATION
RECOMMENDED FOR APPROVAL

APPLICANT: The Coyle Public Works Authority
COUNTY: Logan

DATE RECEIVED: 09/02/2025
APPLICATION NUMBER: FAP-26-0046-R

Amount Requested: \$118,500.00

Amount Recommended: \$118,500.00

PROJECT DESCRIPTION: The Coyle Public Works Authority (Authority) operates a welded steel standpipe used for water storage. The Authority is facing potable water storage issues, as the existing exterior coating system is in poor condition and significant rusting of the tank shell has been observed. The proposed project is to remove the failing coatings, prepare the substrate to recognized industry standards, and apply a new high-performance coating system suitable for potable water storage, plus all appurtenances required to complete the project. The estimated cost of the project is \$118,500.00, which will be funded by the OWRB REAP grant in the amount of \$118,500.00.

Priority Ranking			Priority Points
Population <u>350</u> (Maximum: 55 points)			<u>55</u>
WATER AND SEWER RATE STRUCTURE (Maximum: 13 points)			
Water rate per 5,000 gal/month:	\$ 71.56	<input type="checkbox"/> Flat rate	<u>-3</u>
Sewer rate per 5,000 gal/month:	<u>23.26</u>	<input type="checkbox"/> Decreasing Block	<u>-2</u>
Total	\$ 94.82	<input checked="" type="checkbox"/> Uniform	<u>0</u>
		<input type="checkbox"/> Increasing Block	<u>+2</u>
	<u>10</u> points	<input type="checkbox"/> Sales tax (W/S)	<u>+1</u>
INDEBTEDNESS PER CUSTOMER (Maximum: 10 points)			
Total Indebtedness:	\$ 0.00		
Monthly Debt Payment:	\$ 0.00		<u>0</u>
Number of Customers:	157		
Monthly Payment Per Customer:	\$ 0.00		
MEDIAN HOUSEHOLD INCOME \$ 80,585.00		(Maximum: 10 points)	<u>0</u>
ABILITY TO FINANCE PROJECT (Maximum: 12 points)			
FP =	$\frac{(\$118,500.00)}{(157)}$	$\frac{(0.0710)}{(12)}$	= \$ 4.47
AMOUNT OF GRANT REQUESTED (Maximum: 5 points)			
AR =	\$118,500.00		<u>(2)</u>
REQUEST NUMBER	<u>1</u>		<u>(5)</u>
ENFORCMENT ORDER	<u>No</u>	(Maximum: 5 points)	<u>0</u>
BENEFIT OF PROJECT TO OTHER SYSTEMS	<u>No</u>		<u>0</u>
FISCAL SUSTAINABILITY			<u>3</u>
TOTAL PRIORITY POINTS			<u>69</u>

BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA

IN THE MATTER OF REAP GRANT APPLICATION)
NO. FAP-26-0046-R IN THE NAME OF)
THE COYLE PUBLIC WORKS AUTHORITY,)
LOGAN COUNTY, OKLAHOMA.)

PROPOSED
ORDER APPROVING REAP GRANT APPLICATION

This matter came on for consideration before the Oklahoma Water Resources Board on the 17th day of February 2026. The Board finds that since the application for this grant has received a priority ranking of 69 points under Chapter 50 of the Board's Rules and that since sufficient funds are available in the REAP Grant Account of the Water Resources Fund, the grant application for an amount not to exceed \$118,500.00 should be approved to be advanced for the following purpose and subject to the following conditions:

Conditions:

1. The amount of the REAP grant shall not exceed \$118,500.00.
2. REAP Grant funds shall be deposited in a separate account with a federally insured financial institution.
3. Applicants who have raised water and/or sewer rates resulting in an advancement in position of priority for assistance shall not modify those rates after receipt of the REAP grant without the prior written consent of the Board, unless such modification would not result in a change in position of priority.
4. The applicant shall fully document disbursement of REAP grant funds as required by the Board or its staff. Further, applicant shall maintain proper books, records, and supporting documentation, and make the same available for inspection by the Board or its staff. Disbursement of grant funds without supporting documentation shall be considered and deemed unauthorized expenditure of grant funds.
5. The applicant shall return any unexpended REAP grant funds to the Board within thirty (30) days of completion of the project or within thirty (30) days from the applicant's receipt of all invoices, whichever is later.

6. The project shall be to remove the failing coatings, prepare the substrate to recognized industry standards, and apply a new high-performance coating system suitable for potable water storage as well as other related construction and necessary appurtenances, as more fully described in the engineering report included in applicant's grant application. Applicant is authorized to expend the REAP grant funds only for purposes of completing such project. The applicant shall return or otherwise pay to the Board, any REAP grant funds expended for unauthorized or unallowable purposes. Any funds due to be returned by the applicant under this paragraph shall additionally bear interest at the maximum rate allowed by law until repaid in full. Whenever there is any doubt as to whether an expenditure is authorized, the applicant shall consult with Board staff and obtain staff's answer before making the expenditure.
7. Furthermore, prior to and during the construction period, The Coyle Public Works Authority is required to comply with the requirements of all applicable federal and state statutory provisions and all Oklahoma Water Resources Board rules, regulations and grant policies.

SO ORDERED this 17th day of February 2026, in regular and open meeting of the Oklahoma Water Resources Board.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

ATTEST:

Suzanne Landess, Secretary

(SEAL)

Reviewed By:



Lori Johnson, Chief
Financial Assistance Division

REAP GRANT APPLICATION
RECOMMENDED FOR APPROVAL

APPLICANT: Terral Public Works Authority
COUNTY: Jefferson

DATE RECEIVED: 08/29/2025
APPLICATION NUMBER: FAP-26-0038-R

Amount Requested: \$99,999.00

Amount Recommended: \$99,999.00

PROJECT DESCRIPTION: Terral Public Works Authority (Authority) operates a water system. The Authority is facing deficiencies in its disinfection process, including uneven chlorine distribution and safety risks associated with maintaining gaseous chlorine. The proposed project is to convert from gaseous chlorine to liquid chlorine at an existing facility and construct a new disinfection building at an alternate location, plus all appurtenances required to complete the project. The estimated cost of the project is \$174,000.00, which will be funded by the OWRB REAP grant in the amount of \$99,999.00 and \$74,001.00 from the award of an ASCOG REAP grant.

Priority Ranking			Priority Points
Population <u>280</u> (Maximum: 55 points)			<u>55</u>
WATER AND SEWER RATE STRUCTURE (Maximum: 13 points)			
Water rate per 5,000 gal/month:	\$ 57.50	<input type="checkbox"/> Flat rate	<u>-3</u>
Sewer rate per 5,000 gal/month:	<u>28.75</u>	<input type="checkbox"/> Decreasing Block	<u>-2</u>
Total	\$ 86.25	<input type="checkbox"/> Uniform	<u>0</u>
		<input checked="" type="checkbox"/> Increasing Block	<u>+2</u>
	<u>10</u> points	<input type="checkbox"/> Sales tax (W/S)	<u>+1</u>
INDEBTEDNESS PER CUSTOMER (Maximum: 10 points)			
Total Indebtedness:	\$ 146,405.38		
Monthly Debt Payment:	\$ 1,658.00		<u>3</u>
Number of Customers:	167		
Monthly Payment Per Customer:	\$ 9.93		
MEDIAN HOUSEHOLD INCOME \$ 36,667.00		(Maximum: 10 points)	<u>5</u>
ABILITY TO FINANCE PROJECT (Maximum: 12 points)			
FP =	$\frac{(\$99,999.00)}{(167)}$	$\frac{(0.0710)}{(12)}$	= \$ 3.54
AMOUNT OF GRANT REQUESTED (Maximum: 5 points)			
AR =	\$99,999.00		<u>1</u>
REQUEST NUMBER	<u>0</u>		<u>0</u>
ENFORCMENT ORDER	<u>No</u>	(Maximum: 5 points)	<u>0</u>
BENEFIT OF PROJECT TO OTHER SYSTEMS	<u>No</u>		<u>0</u>
FISCAL SUSTAINABILITY			<u>3</u>
TOTAL PRIORITY POINTS			<u>86</u>

BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA

IN THE MATTER OF REAP GRANT APPLICATION)
NO. FAP-26-0038-R IN THE NAME OF THE)
TERRAL PUBLIC WORKS AUTHORITY,)
JEFFERSON COUNTY, OKLAHOMA.)

PROPOSED
ORDER APPROVING REAP GRANT APPLICATION

This matter came on for consideration before the Oklahoma Water Resources Board on the 17th day of February 2026. The Board finds that since the application for this grant has received a priority ranking of 86 points under Chapter 50 of the Board's Rules and that since sufficient funds are available in the REAP Grant Account of the Water Resources Fund, the grant application for an amount not to exceed \$99,999.00 should be approved to be advanced for the following purpose and subject to the following conditions:

Conditions:

1. The amount of the REAP grant shall not exceed \$99,999.00.
2. REAP Grant funds shall be deposited in a separate account with a federally insured financial institution.
3. Applicants who have raised water and/or sewer rates resulting in an advancement in position of priority for assistance shall not modify those rates after receipt of the REAP grant without the prior written consent of the Board, unless such modification would not result in a change in position of priority.
4. The applicant shall fully document disbursement of REAP grant funds as required by the Board or its staff. Further, applicant shall maintain proper books, records, and supporting documentation, and make the same available for inspection by the Board or its staff. Disbursement of grant funds without supporting documentation shall be considered and deemed unauthorized expenditure of grant funds.
5. The applicant shall return any unexpended REAP grant funds to the Board within thirty (30) days of completion of the project or within thirty (30) days from the applicant's receipt of all invoices, whichever is later.

6. The project shall be to convert from gaseous chlorine to liquid chlorine at an existing facility and construct a new disinfection building at an alternate location as well as other related construction and necessary appurtenances, as more fully described in the engineering report included in applicant's grant application. Applicant is authorized to expend the REAP grant funds only for purposes of completing such project. The applicant shall return or otherwise pay to the Board, any REAP grant funds expended for unauthorized or unallowable purposes. Any funds due to be returned by the applicant under this paragraph shall additionally bear interest at the maximum rate allowed by law until repaid in full. Whenever there is any doubt as to whether an expenditure is authorized, the applicant shall consult with Board staff and obtain staff's answer before making the expenditure.
7. Furthermore, prior to and during the construction period, Terral Public Works Authority is required to comply with the requirements of all applicable federal and state statutory provisions and all Oklahoma Water Resources Board rules, regulations and grant policies.

SO ORDERED this 17th day of February 2026, in regular and open meeting of the Oklahoma Water Resources Board.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

ATTEST:

Suzanne Landess, Secretary

(SEAL)

Reviewed By:



Lori Johnson, Chief
Financial Assistance Division

REAP GRANT APPLICATION
RECOMMENDED FOR APPROVAL

APPLICANT: The Taft Public Works Authority
COUNTY: Muskogee

DATE RECEIVED: 08/26/2025
APPLICATION NUMBER: FAP-26-0015-R

Amount Requested: \$99,999.00

Amount Recommended: \$99,999.00

PROJECT DESCRIPTION: The Taft Public Works Authority (Authority) operates a water distribution system. The Authority’s water distribution system is aging and deteriorating, leading to reduced pressure and decreased reliability. Improvements are needed to restore adequate service levels and ensure proper hydrant operation for fire protection. The proposed project includes the removal and replacement of approximately 6,000 linear feet of water line, six (6) gate valves, and twenty (20) service connections, plus all appurtenances required to complete the project. The estimated cost of the project is \$99,999.00 which will be funded by the OWRB REAP grant in the amount of \$99,999.00.

Priority Ranking		Priority Points
Population <u>174</u> (Maximum: 55 points)		<u>55</u>
WATER AND SEWER RATE STRUCTURE (Maximum: 13 points)		
Water rate per 5,000 gal/month: \$ 94.00	<input type="checkbox"/> Flat rate <u>-3</u>	<u>12</u>
Sewer rate per 5,000 gal/month: <u>10.00</u>	<input type="checkbox"/> Decreasing Block <u>-2</u>	
Total \$ 104.00	<input type="checkbox"/> Uniform <u>0</u>	
	<input checked="" type="checkbox"/> Increasing Block <u>+2</u>	
<u>10</u> points	<input type="checkbox"/> Sales tax (W/S) <u>+1</u>	
INDEBTEDNESS PER CUSTOMER (Maximum: 10 points)		
Total Indebtedness: \$ 130,973.10		<u>4</u>
Monthly Debt Payment: \$ 951.00		
Number of Customers: 84		
Monthly Payment Per Customer: \$ 11.32		
MEDIAN HOUSEHOLD INCOME \$ 29,107.00 (Maximum: 10 points)		<u>6</u>
ABILITY TO FINANCE PROJECT (Maximum: 12 points)		
FP = $\frac{(\$99,999.00)}{(84)} \frac{(0.0710)}{(12)} = \$ 7.04$		<u>10</u>
AMOUNT OF GRANT REQUESTED (Maximum: 5 points)		
AR = \$99,999.00		<u>1</u>
REQUEST NUMBER <u>1</u>		<u>(5)</u>
ENFORCMENT ORDER <u>No</u> (Maximum: 5 points)		<u>0</u>
BENEFIT OF PROJECT TO OTHER SYSTEMS <u>No</u>		<u>0</u>
FISCAL SUSTAINABILITY		<u>6</u>
TOTAL PRIORITY POINTS		<u>89</u>

BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA

IN THE MATTER OF REAP GRANT APPLICATION)
NO. FAP-26-0015-R IN THE NAME OF)
THE TAFT PUBLIC WORKS AUTHORITY,)
MUSKOGEE COUNTY, OKLAHOMA.)

PROPOSED
ORDER APPROVING REAP GRANT APPLICATION

This matter came on for consideration before the Oklahoma Water Resources Board on the 17th day of February 2026. The Board finds that since the application for this grant has received a priority ranking of 89 points under Chapter 50 of the Board's Rules and that since sufficient funds are available in the REAP Grant Account of the Water Resources Fund, the grant application for an amount not to exceed \$99,999.00 should be approved to be advanced for the following purpose and subject to the following conditions:

Conditions:

1. The amount of the REAP grant shall not exceed \$99,999.00.
2. REAP Grant funds shall be deposited in a separate account with a federally insured financial institution.
3. Applicants who have raised water and/or sewer rates resulting in an advancement in position of priority for assistance shall not modify those rates after receipt of the REAP grant without the prior written consent of the Board, unless such modification would not result in a change in position of priority.
4. The applicant shall fully document disbursement of REAP grant funds as required by the Board or its staff. Further, applicant shall maintain proper books, records, and supporting documentation, and make the same available for inspection by the Board or its staff. Disbursement of grant funds without supporting documentation shall be considered and deemed unauthorized expenditure of grant funds.
5. The applicant shall return any unexpended REAP grant funds to the Board within thirty (30) days of completion of the project or within thirty (30) days from the applicant's receipt of all invoices, whichever is later.

6. The project shall be to remove and replace approximately 6,000 linear feet of water line, six (6) gate valves, and twenty (20) service connections as well as other related construction and necessary appurtenances, as more fully described in the engineering report included in applicant's grant application. Applicant is authorized to expend the REAP grant funds only for purposes of completing such project. The applicant shall return or otherwise pay to the Board, any REAP grant funds expended for unauthorized or unallowable purposes. Any funds due to be returned by the applicant under this paragraph shall additionally bear interest at the maximum rate allowed by law until repaid in full. Whenever there is any doubt as to whether an expenditure is authorized, the applicant shall consult with Board staff and obtain staff's answer before making the expenditure.
7. Furthermore, prior to and during the construction period, The Taft Public Works Authority is required to comply with the requirements of all applicable federal and state statutory provisions and all Oklahoma Water Resources Board rules, regulations and grant policies.

SO ORDERED this 17th day of February 2026, in regular and open meeting of the Oklahoma Water Resources Board.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

ATTEST:

Suzanne Landess, Secretary

(SEAL)

Reviewed By:



Lori Johnson, Chief
Financial Assistance Division

REAP GRANT APPLICATION
RECOMMENDED FOR APPROVAL

APPLICANT: Clayton Public Works Authority
COUNTY: Pushmataha

DATE RECEIVED: 08/26/2025
APPLICATION NUMBER: FAP-26-0013-R

Amount Requested: \$99,999.00

Amount Recommended: \$99,999.00

PROJECT DESCRIPTION: Clayton Public Works Authority (Authority) operates a water distribution system. The Authority is experiencing maintenance challenges and increased fire protection concerns because the distribution system includes deteriorating cast iron and PVC pipelines ranging from 2-inches to 6-inches in diameter. The proposed project is to remove and replace approximately 2,400 linear feet of SDR 21 water line, three (3) gate valves, and hydrants, plus all appurtenances required to complete the project. The estimated cost of the project is \$99,999.00 which will be funded by the OWRB REAP grant in the amount of \$99,999.00.

Priority Ranking			Priority Points
Population <u>555</u> (Maximum: 55 points)			<u>55</u>
WATER AND SEWER RATE STRUCTURE (Maximum: 13 points)			
Water rate per 5,000 gal/month:	\$ 54.25	() Flat rate	<u>-3</u>
Sewer rate per 5,000 gal/month:	<u>24.77</u>	() Decreasing Block	<u>-2</u>
Total	\$ 79.02	() Uniform	<u>0</u>
		(X) Increasing Block	<u>+2</u>
	<u>10</u> points	(X) Sales tax (W/S)	<u>+1</u>
INDEBTEDNESS PER CUSTOMER (Maximum: 10 points)			
Total Indebtedness:	\$ 2,654,975.00		
Monthly Debt Payment:	\$ 9,844.00		<u>10</u>
Number of Customers:	354		
Monthly Payment Per Customer:	\$ 27.81		
MEDIAN HOUSEHOLD INCOME \$ 24,554.00		(Maximum: 10 points)	<u>7</u>
ABILITY TO FINANCE PROJECT (Maximum: 12 points)			
FP	=	$\frac{(\$99,999.00)}{(354)} \times \frac{(0.0710)}{(12)} = \$ 1.67$	<u>4</u>
AMOUNT OF GRANT REQUESTED (Maximum: 5 points)			
AR	=	\$99,999.00	<u>1</u>
REQUEST NUMBER	<u>0</u>		<u>0</u>
ENFORCMENT ORDER	<u>No</u>	(Maximum: 5 points)	<u>0</u>
BENEFIT OF PROJECT TO OTHER SYSTEMS	<u>No</u>		<u>0</u>
FISCAL SUSTAINABILITY			<u>10</u>
TOTAL PRIORITY POINTS			<u>100</u>

BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA

IN THE MATTER OF REAP GRANT APPLICATION)
NO. FAP-26-0013-R IN THE NAME OF THE)
CLAYTON PUBLIC WORKS AUTHORITY,)
PUSHMATAHA COUNTY, OKLAHOMA.)

PROPOSED
ORDER APPROVING REAP GRANT APPLICATION

This matter came on for consideration before the Oklahoma Water Resources Board on the 17th day of February 2026. The Board finds that since the application for this grant has received a priority ranking of 100 points under Chapter 50 of the Board's Rules and that since sufficient funds are available in the REAP Grant Account of the Water Resources Fund, the grant application for an amount not to exceed \$99,999.00 should be approved to be advanced for the following purpose and subject to the following conditions:

Conditions:

1. The amount of the REAP grant shall not exceed \$99,999.00.
2. REAP Grant funds shall be deposited in a separate account with a federally insured financial institution.
3. Applicants who have raised water and/or sewer rates resulting in an advancement in position of priority for assistance shall not modify those rates after receipt of the REAP grant without the prior written consent of the Board, unless such modification would not result in a change in position of priority.
4. The applicant shall fully document disbursement of REAP grant funds as required by the Board or its staff. Further, applicant shall maintain proper books, records, and supporting documentation, and make the same available for inspection by the Board or its staff. Disbursement of grant funds without supporting documentation shall be considered and deemed unauthorized expenditure of grant funds.
5. The applicant shall return any unexpended REAP grant funds to the Board within thirty (30) days of completion of the project or within thirty (30) days from the applicant's receipt of all invoices, whichever is later.

6. The project shall be to remove and replace approximately 2,400 linear feet of SDR 21 water line, three (3) gate valves, and hydrants as well as other related construction and necessary appurtenances, as more fully described in the engineering report included in applicant's grant application. Applicant is authorized to expend the REAP grant funds only for purposes of completing such project. The applicant shall return or otherwise pay to the Board, any REAP grant funds expended for unauthorized or unallowable purposes. Any funds due to be returned by the applicant under this paragraph shall additionally bear interest at the maximum rate allowed by law until repaid in full. Whenever there is any doubt as to whether an expenditure is authorized, the applicant shall consult with Board staff and obtain staff's answer before making the expenditure.
7. Furthermore, prior to and during the construction period, Clayton Public Works Authority is required to comply with the requirements of all applicable federal and state statutory provisions and all Oklahoma Water Resources Board rules, regulations and grant policies.

SO ORDERED this 17th day of February 2026, in regular and open meeting of the Oklahoma Water Resources Board.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

ATTEST:

Suzanne Landess, Secretary

(SEAL)

Reviewed By:



Lori Johnson, Chief
Financial Assistance Division

LOAN APPLICATION
RECOMMENDED FOR APPROVAL

Applicant: Buffalo Public Works Authority, Harper County

Loan Application No.: ORF-23-0004-DWA
Drinking Water SRF Loan (“DWSRF Loan”)

Amount Requested: \$12,961.54

Payment Term: The applicant shall be required to comply with all DWSRF loan provisions. If all DWSRF loan provisions are met to the satisfaction of the OWRB, then the funding shall be forgiven in total without fees for administration or interest.

Purpose: The applicant will utilize the loan proceeds to: (i) install a propane generator for the North Well, all related appurtenances (the “Project”), and (ii) pay related costs of issuance.

<u>Sources of Funds (Est.)</u>		<u>Uses of Funds (Est.)</u>	
Loan Proceeds	\$12,961.54	Project	\$7,961.54
		Bond Counsel	2,500.00
		Local Counsel	2,500.00
Total	\$12,961.54	Total	\$12,961.54

**BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA**

IN THE MATTER OF LOAN APPLICATION)
NO. ORF-23-0004-DWA IN THE NAME OF)
BUFFALO PUBLIC WORKS AUTHORITY)
HARPER COUNTY, OKLAHOMA)

**PROPOSED
ORDER APPROVING LOAN APPLICATION**

This matter came on for consideration before the Oklahoma Water Resources Board (the "Board") on the 17th day of February, 2026.

WHEREAS, Buffalo Public Works Authority (the "Applicant") has made its Application for Funding No. ORF-23-0004-DWA (the "Loan Application") to the Board and to the Oklahoma Department of Environmental Quality (the "DEQ") for a loan from the Drinking Water Treatment Revolving Loan Account (the "DWSRF"), pursuant to Title 82 Oklahoma Statutes 2021, Sections 1085.71 *et seq.*, as amended; and

WHEREAS, the Applicant intends to use the loan for drinking water system improvements, to further compliance with State and Federal standards and/or to refinance existing indebtedness originally incurred for such purposes; and

WHEREAS, the DEQ has certified the Loan Application with regards to compliance with applicable technical program requirements and forwarded it to the Board with a recommendation that the Loan Application be considered and approved for a DWSRF Loan; and

WHEREAS, the Board has completed its review of the Loan Application and related information, and finds that the Loan Application should be approved according to the terms and conditions set forth below.

NOW, THEREFORE, LET IT BE RESOLVED AND ORDERED BY THE OKLAHOMA WATER RESOURCES BOARD:

Application for Funding No. ORF-23-0004-DWA in the name of Buffalo Public Works Authority be and the same is hereby approved. Subject to and contingent upon the Board's receipt of sufficient funds, a loan shall be made to the Applicant for the following purpose and subject to the following terms and conditions:

Purpose

The loan proceeds, along with other funds of the Applicant, if any, will be used to (i) install a propane generator for the North Well, all related appurtenances (the "Project"), and (ii) pay related costs of issuance, all as more specifically set forth in the Application.

Terms and Conditions

1. Funding shall be made to the Applicant to provide funds for the Project described in the Loan Application in an aggregate principal amount not to exceed \$12,961.54.

2. Upon the Applicant's acceptance of the DEQ's Letter of Binding Commitment, the funds shall be reserved for the Applicant for a period of one (1) year from the date of this Order. In the event the loan is not closed on or before such date, the Board reserves the right to (i) approve, at the Applicant's request, a reasonable extension of time to close the loan, or (ii) de-obligate all or a portion of the loan funds in order to be used by the Board to make other DWSRF

**ORDER APPROVING LOAN APPLICATION
BUFFALO PUBLIC WORKS AUTHORITY
ORF-23-0004-DWA**

loans, as the Board determines shall permit the best use of the funds. Funds shall be provided to the Applicant from the DWSRF in accordance with the DWSRF program regulations as approved by the United States Environmental Protection Agency.

3. The Board's Staff is authorized to determine what additional conditions or requirements shall be necessary in order to assure the soundness of the loan and compliance with applicable financial, legal, DWSRF, and Bond Resolution requirements. In accordance with applicable authority and the United States Environmental Protection Agency ("EPA") guidelines for the implementation of the DWSRF Capitalization Grant, the loan conditions may include principal forgiveness to be used to pay a portion of the costs of the Project as described in the Application or for other purposes authorized by applicable authority and EPA guidelines. The Board's Staff is further authorized to approve future modifications or additions to the project purposes and uses of funds approved herein, provided such modifications or additions will not materially and adversely affect the loan.

4. The loan shall be subject in all respects to the provisions of the Applicant's promissory note(s), loan agreement(s), and other funding documents which shall be executed by proper officials of the Applicant and a Board Member at or prior to loan closing as appropriate.

5. Additional loans may be made at such times, for such projects of the Applicant, at such repayment periods and interest rates, and upon such other terms and conditions as may be agreed to and approved by the Board and the Applicant.

So ordered this 17th day of February, 2026 in regular and open meeting of the Oklahoma Water Resources Board.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

ATTEST:

Suzanne Landess, Secretary

(SEAL)

**ORDER APPROVING LOAN APPLICATION
BUFFALO PUBLIC WORKS AUTHORITY
ORF-23-0004-DWA**

Reviewed By:



Lori Johnson, Chief
Financial Assistance Division

LOAN APPLICATION
RECOMMENDED FOR APPROVAL

Applicant: Breckinridge Public Works Authority, Garfield County

Loan Application No.: ORF-23-0027-DW
Drinking Water SRF Loan (“DWSRF Loan”)

Amount Requested: \$297,410.38

Payment Term: The applicant shall be required to comply with all DWSRF loan provisions. If all DWSRF loan provisions are met to the satisfaction of the OWRB, then the funding shall be forgiven in total without fees for administration or interest.

Purpose: The applicant will utilize the loan proceeds to: (i) install waterlines to connect to Enid Municipal Authority’s water supply, all related appurtenances (the “Project”), and (ii) pay related costs of issuance.

<u>Sources of Funds (Est.)</u>		<u>Uses of Funds (Est.)</u>	
Loan Proceeds	\$297,410.38	Project	\$767,320.75
SUDC Grant	297,410.37	Bond Counsel	30,000.00
NODA REAP Grant	125,000.00	Local Counsel	2,500.00
ORWA RIG Grant	80,000.00		
Total	\$799,820.75	Total	\$799,820.75

**BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA**

IN THE MATTER OF LOAN APPLICATION)
NO. ORF-23-0027-DW IN THE NAME OF)
BRECKINRIDGE PUBLIC WORKS AUTHORITY)
GARFIELD COUNTY, OKLAHOMA)

**PROPOSED
ORDER APPROVING LOAN APPLICATION**

This matter came on for consideration before the Oklahoma Water Resources Board (the "Board") on the 17th day of February, 2026.

WHEREAS, Breckinridge Public Works Authority (the "Applicant") has made its Application for Funding No. ORF-23-0027-DW (the "Loan Application") to the Board and to the Oklahoma Department of Environmental Quality (the "DEQ") for a loan from the Drinking Water Treatment Revolving Loan Account (the "DWSRF"), pursuant to Title 82 Oklahoma Statutes 2021, Sections 1085.71 *et seq.*, as amended; and

WHEREAS, the Applicant intends to use the loan for drinking water system improvements, to further compliance with State and Federal standards and/or to refinance existing indebtedness originally incurred for such purposes; and

WHEREAS, the DEQ has certified the Loan Application with regards to compliance with applicable technical program requirements and forwarded it to the Board with a recommendation that the Loan Application be considered and approved for a DWSRF Loan; and

WHEREAS, the Board has completed its review of the Loan Application and related information, and finds that the Loan Application should be approved according to the terms and conditions set forth below.

NOW, THEREFORE, LET IT BE RESOLVED AND ORDERED BY THE OKLAHOMA WATER RESOURCES BOARD:

Application for Funding No. ORF-23-0027-DW in the name of Breckinridge Public Works Authority be and the same is hereby approved. Subject to and contingent upon the Board's receipt of sufficient funds, a loan shall be made to the Applicant for the following purpose and subject to the following terms and conditions:

Purpose

The loan proceeds, along with other funds of the Applicant, if any, will be used to (i) install waterlines to connect to Enid Municipal Authority's water supply, all related appurtenances (the "Project"), and (ii) pay related costs of issuance, all as more specifically set forth in the Application.

Terms and Conditions

1. Funding shall be made to the Applicant to provide funds for the Project described in the Loan Application in an aggregate principal amount not to exceed \$297,410.38.

2. Upon the Applicant's acceptance of the DEQ's Letter of Binding Commitment, the funds shall be reserved for the Applicant for a period of one (1) year from the date of this Order. In the event the loan is not closed on or before such date, the Board reserves the right to (i) approve, at the Applicant's request, a reasonable extension of time to close the loan, or (ii) de-

**ORDER APPROVING LOAN APPLICATION
BRECKINRIDGE PUBLIC WORKS AUTHORITY
ORF-23-0027-DW**

obligate all or a portion of the loan funds in order to be used by the Board to make other DWSRF loans, as the Board determines shall permit the best use of the funds. Funds shall be provided to the Applicant from the DWSRF in accordance with the DWSRF program regulations as approved by the United States Environmental Protection Agency.

3. The Board's Staff is authorized to determine what additional conditions or requirements shall be necessary in order to assure the soundness of the loan and compliance with applicable financial, legal, DWSRF, and Bond Resolution requirements. In accordance with applicable authority and the United States Environmental Protection Agency ("EPA") guidelines for the implementation of the DWSRF Capitalization Grant, the loan conditions may include principal forgiveness to be used to pay a portion of the costs of the Project as described in the Application or for other purposes authorized by applicable authority and EPA guidelines. The Board's Staff is further authorized to approve future modifications or additions to the project purposes and uses of funds approved herein, provided such modifications or additions will not materially and adversely affect the loan.

4. The loan shall be subject in all respects to the provisions of the Applicant's promissory note(s), loan agreement(s), and other funding documents which shall be executed by proper officials of the Applicant and a Board Member at or prior to loan closing as appropriate.

5. Additional loans may be made at such times, for such projects of the Applicant, at such repayment periods and interest rates, and upon such other terms and conditions as may be agreed to and approved by the Board and the Applicant.

So ordered this 17th day of February, 2026 in regular and open meeting of the Oklahoma Water Resources Board.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

ATTEST:

Suzanne Landess, Secretary

(SEAL)

**ORDER APPROVING LOAN APPLICATION
BRECKINRIDGE PUBLIC WORKS AUTHORITY
ORF-23-0027-DW**

Reviewed By:



Lori Johnson, Chief
Financial Assistance Division

LOAN APPLICATION
RECOMMENDED FOR APPROVAL

Applicant: Rural Water District No. 18, LeFlore County, Oklahoma

Loan Application No.: ORF-26-0007-DW
Drinking Water SRF Loan (“DWSRF Loan”)

Amount Requested: \$670,450.00

Payment Term: The applicant shall be required to comply with all DWSRF loan provisions. If all DWSRF loan provisions are met to the satisfaction of the OWRB, then the funding shall be forgiven in total without fees for administration or interest.

Purpose: The applicant will utilize the loan proceeds to: (i) install Automated Meter Reading (AMR) technology throughout the system, all related appurtenances (the “Project”), and (ii) pay related costs of issuance.

<u>Sources of Funds (Est.)</u>		<u>Uses of Funds (Est.)</u>	
Loan Proceeds	\$670,450.00	Project	\$652,950.00
		Bond Counsel	15,000.00
		Local Counsel	2,500.00
Total	\$670,450.00	Total	\$670,450.00

**BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA**

IN THE MATTER OF LOAN APPLICATION)
NO. ORF-26-0007-DW IN THE NAME OF)
RURAL WATER DISTRICT NO. 18)
LEFLORE COUNTY, OKLAHOMA)

**PROPOSED
ORDER APPROVING LOAN APPLICATION**

This matter came on for consideration before the Oklahoma Water Resources Board (the "Board") on the 17th day of February, 2026.

WHEREAS, Rural Water District No. 18, LeFlore County, Oklahoma (the "Applicant") has made its Application for Funding No. ORF-26-0007-DW (the "Loan Application") to the Board and to the Oklahoma Department of Environmental Quality (the "DEQ") for a loan from the Drinking Water Treatment Revolving Loan Account (the "DWSRF"), pursuant to Title 82 Oklahoma Statutes 2021, Sections 1085.71 *et seq.*, as amended; and

WHEREAS, the Applicant intends to use the loan for drinking water system improvements, to further compliance with State and Federal standards and/or to refinance existing indebtedness originally incurred for such purposes; and

WHEREAS, the DEQ has certified the Loan Application with regards to compliance with applicable technical program requirements and forwarded it to the Board with a recommendation that the Loan Application be considered and approved for a DWSRF Loan; and

WHEREAS, the Board has completed its review of the Loan Application and related information, and finds that the Loan Application should be approved according to the terms and conditions set forth below.

NOW, THEREFORE, LET IT BE RESOLVED AND ORDERED BY THE OKLAHOMA WATER RESOURCES BOARD:

Application for Funding No. ORF-26-0007-DW in the name of Rural Water District No. 18, LeFlore County, Oklahoma be and the same is hereby approved. Subject to and contingent upon the Board's receipt of sufficient funds, a loan shall be made to the Applicant for the following purpose and subject to the following terms and conditions:

Purpose

The loan proceeds, along with other funds of the Applicant, if any, will be used to (i) install Automated Meter Reading (AMR) technology throughout the system, all related appurtenances (the "Project"), and (ii) pay related costs of issuance, all as more specifically set forth in the Application.

Terms and Conditions

1. Funding shall be made to the Applicant to provide funds for the Project described in the Loan Application in an aggregate principal amount not to exceed \$670,450.00.

2. Upon the Applicant's acceptance of the DEQ's Letter of Binding Commitment, the funds shall be reserved for the Applicant for a period of one (1) year from the date of this Order. In the event the loan is not closed on or before such date, the Board reserves the right to (i) approve, at the Applicant's request, a reasonable extension of time to close the loan, or (ii) de-

**ORDER APPROVING LOAN APPLICATION
RURAL WATER DISTRICT NO. 18, LEFLORE COUNTY, OKLAHOMA
ORF-26-0007-DW**

obligate all or a portion of the loan funds in order to be used by the Board to make other DWSRF loans, as the Board determines shall permit the best use of the funds. Funds shall be provided to the Applicant from the DWSRF in accordance with the DWSRF program regulations as approved by the United States Environmental Protection Agency.

3. The Board's Staff is authorized to determine what additional conditions or requirements shall be necessary in order to assure the soundness of the loan and compliance with applicable financial, legal, DWSRF, and Bond Resolution requirements. In accordance with applicable authority and the United States Environmental Protection Agency ("EPA") guidelines for the implementation of the DWSRF Capitalization Grant, the loan conditions may include principal forgiveness to be used to pay a portion of the costs of the Project as described in the Application or for other purposes authorized by applicable authority and EPA guidelines. The Board's Staff is further authorized to approve future modifications or additions to the project purposes and uses of funds approved herein, provided such modifications or additions will not materially and adversely affect the loan.

4. The loan shall be subject in all respects to the provisions of the Applicant's promissory note(s), loan agreement(s), and other funding documents which shall be executed by proper officials of the Applicant and a Board Member at or prior to loan closing as appropriate.

5. Additional loans may be made at such times, for such projects of the Applicant, at such repayment periods and interest rates, and upon such other terms and conditions as may be agreed to and approved by the Board and the Applicant.

So ordered this 17th day of February, 2026 in regular and open meeting of the Oklahoma Water Resources Board.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

ATTEST:

Suzanne Landess, Secretary

(SEAL)

**ORDER APPROVING LOAN APPLICATION
RURAL WATER DISTRICT NO. 18, LEFLORE COUNTY, OKLAHOMA
ORF-26-0007-DW**

Reviewed By:



Lori Johnson, Chief
Financial Assistance Division

LOAN APPLICATION
RECOMMENDED FOR APPROVAL

Applicant: The Erick Public Works Authority, Beckham County

Loan Application No.: ORF-23-0082-DW
Drinking Water SRF Loan (“DWSRF Loan”)

Amount Requested: \$772,065.62

Payment Term: The applicant shall be required to comply with all DWSRF loan provisions. If all DWSRF loan provisions are met to the satisfaction of the OWRB, then the funding shall be forgiven in total without fees for administration or interest.

Purpose: The applicant will utilize the loan proceeds to: (i) construct two water wells, install two stand-by generators and a raw water transmission main, make improvements to the telemetry system, all related appurtenances (the “Project”), and (ii) pay related costs of issuance.

<u>Sources of Funds (Est.)</u>		<u>Uses of Funds (Est.)</u>	
Loan Proceeds	\$772,065.62	Project	\$790,757.26
Local Funds	61,191.64	Bond Counsel	40,000.00
		Local Counsel	2,500.00
Total	\$833,257.26	Total	\$833,257.26

**BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA**

IN THE MATTER OF LOAN APPLICATION)
NO. ORF-23-0082-DW IN THE NAME OF)
THE ERICK PUBLIC WORKS AUTHORITY)
BECKHAM COUNTY, OKLAHOMA)

**PROPOSED
ORDER APPROVING LOAN APPLICATION**

This matter came on for consideration before the Oklahoma Water Resources Board (the "Board") on the 17th day of February, 2026.

WHEREAS, The Erick Public Works Authority (the "Applicant") has made its Application for Funding No. ORF-23-0082-DW (the "Loan Application") to the Board and to the Oklahoma Department of Environmental Quality (the "DEQ") for a loan from the Drinking Water Treatment Revolving Loan Account (the "DWSRF"), pursuant to Title 82 Oklahoma Statutes 2021, Sections 1085.71 *et seq.*, as amended; and

WHEREAS, the Applicant intends to use the loan for drinking water system improvements, to further compliance with State and Federal standards and/or to refinance existing indebtedness originally incurred for such purposes; and

WHEREAS, the DEQ has certified the Loan Application with regards to compliance with applicable technical program requirements and forwarded it to the Board with a recommendation that the Loan Application be considered and approved for a DWSRF Loan; and

WHEREAS, the Board has completed its review of the Loan Application and related information, and finds that the Loan Application should be approved according to the terms and conditions set forth below.

NOW, THEREFORE, LET IT BE RESOLVED AND ORDERED BY THE OKLAHOMA WATER RESOURCES BOARD:

Application for Funding No. ORF-23-0082-DW in the name of The Erick Public Works Authority be and the same is hereby approved. Subject to and contingent upon the Board's receipt of sufficient funds, a loan shall be made to the Applicant for the following purpose and subject to the following terms and conditions:

Purpose

The loan proceeds, along with other funds of the Applicant, if any, will be used to (i) construct two water wells, install two stand-by generators and a raw water transmission main, make improvements to the telemetry system, all related appurtenances (the "Project"), and (ii) pay related costs of issuance, all as more specifically set forth in the Application.

Terms and Conditions

1. Funding shall be made to the Applicant to provide funds for the Project described in the Loan Application in an aggregate principal amount not to exceed \$772,065.62.

2. Upon the Applicant's acceptance of the DEQ's Letter of Binding Commitment, the funds shall be reserved for the Applicant for a period of one (1) year from the date of this Order. In the event the loan is not closed on or before such date, the Board reserves the right to (i) approve, at the Applicant's request, a reasonable extension of time to close the loan, or (ii) de-

**ORDER APPROVING LOAN APPLICATION
THE ERICK PUBLIC WORKS AUTHORITY
ORF-23-0082-DW**

obligate all or a portion of the loan funds in order to be used by the Board to make other DWSRF loans, as the Board determines shall permit the best use of the funds. Funds shall be provided to the Applicant from the DWSRF in accordance with the DWSRF program regulations as approved by the United States Environmental Protection Agency.

3. The Board's Staff is authorized to determine what additional conditions or requirements shall be necessary in order to assure the soundness of the loan and compliance with applicable financial, legal, DWSRF, and Bond Resolution requirements. In accordance with applicable authority and the United States Environmental Protection Agency ("EPA") guidelines for the implementation of the DWSRF Capitalization Grant, the loan conditions may include principal forgiveness to be used to pay a portion of the costs of the Project as described in the Application or for other purposes authorized by applicable authority and EPA guidelines. The Board's Staff is further authorized to approve future modifications or additions to the project purposes and uses of funds approved herein, provided such modifications or additions will not materially and adversely affect the loan.

4. The loan shall be subject in all respects to the provisions of the Applicant's promissory note(s), loan agreement(s), and other funding documents which shall be executed by proper officials of the Applicant and a Board Member at or prior to loan closing as appropriate.

5. Additional loans may be made at such times, for such projects of the Applicant, at such repayment periods and interest rates, and upon such other terms and conditions as may be agreed to and approved by the Board and the Applicant.

So ordered this 17th day of February, 2026 in regular and open meeting of the Oklahoma Water Resources Board.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

ATTEST:

Suzanne Landess, Secretary

(SEAL)

**ORDER APPROVING LOAN APPLICATION
THE ERICK PUBLIC WORKS AUTHORITY
ORF-23-0082-DW**

Reviewed By:



Lori Johnson, Chief
Financial Assistance Division

LOAN APPLICATION
RECOMMENDED FOR APPROVAL

Applicant: Minco Municipal Authority, Grady County

Loan Application No.: ORF-25-0046-DW
Drinking Water SRF Loan (“DWSRF Loan”)

Amount Requested: \$800,000.00

Payment Term: The applicant shall be required to comply with all DWSRF loan provisions. If all DWSRF loan provisions are met to the satisfaction of the OWRB, then the funding shall be forgiven in total without fees for administration or interest.

Purpose: The applicant will utilize the loan proceeds to: (i) replace approximately 6,598 linear feet of waterline, all related appurtenances, (the “Project”), and (ii) pay related costs of issuance.

<u>Sources of Funds (Est.)</u>		<u>Uses of Funds (Est.)</u>	
Loan Proceeds	\$800,000.00	Project	\$1,461,097.25
FAP-24-0007-L	641,097.25	Bond Counsel	30,000.00
Local Funds	85,000.00	Financial Advisor	30,000.00
		Local Counsel	5,000.00
Total	<u><u>\$1,526,097.25</u></u>	Total	<u><u>\$1,526,097.25</u></u>

**BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA**

IN THE MATTER OF LOAN APPLICATION)
NO. ORF-25-0046-DW IN THE NAME OF)
MINCO MUNICIPAL AUTHORITY)
GRADY COUNTY, OKLAHOMA)

**PROPOSED
ORDER APPROVING LOAN APPLICATION**

This matter came on for consideration before the Oklahoma Water Resources Board (the "Board") on the 17th day of February, 2026.

WHEREAS, Minco Municipal Authority (the "Applicant") has made its Application for Funding No. ORF-25-0046-DW (the "Loan Application") to the Board and to the Oklahoma Department of Environmental Quality (the "DEQ") for a loan from the Drinking Water Treatment Revolving Loan Account (the "DWSRF"), pursuant to Title 82 Oklahoma Statutes 2021, Sections 1085.71 *et seq*, as amended; and

WHEREAS, the Applicant intends to use the loan for drinking water system improvements, to further compliance with State and Federal standards and/or to refinance existing indebtedness originally incurred for such purposes; and

WHEREAS, the DEQ has certified the Loan Application with regards to compliance with applicable technical program requirements and forwarded it to the Board with a recommendation that the Loan Application be considered and approved for a DWSRF Loan; and

WHEREAS, the Board has completed its review of the Loan Application and related information, and finds that the Loan Application should be approved according to the terms and conditions set forth below.

NOW, THEREFORE, LET IT BE RESOLVED AND ORDERED BY THE OKLAHOMA WATER RESOURCES BOARD:

Application for Funding No. ORF-25-0046-DW in the name of Minco Municipal Authority be and the same is hereby approved. Subject to and contingent upon the Board's receipt of sufficient funds, a loan shall be made to the Applicant for the following purpose and subject to the following terms and conditions:

Purpose

The loan proceeds, along with other funds of the Applicant, if any, will be used to (i) replace approximately 6,598 linear feet of waterline, all related appurtenances (the "Project"), and (ii) pay related costs of issuance, all as more specifically set forth in the Application.

Terms and Conditions

1. Funding shall be made to the Applicant to provide funds for the Project described in the Loan Application in an aggregate principal amount not to exceed \$800,000.00.

2. Upon the Applicant's acceptance of the DEQ's Letter of Binding Commitment, the funds shall be reserved for the Applicant for a period of one (1) year from the date of this Order. In the event the loan is not closed on or before such date, the Board reserves the right to (i) approve, at the Applicant's request, a reasonable extension of time to close the loan, or (ii) de-obligate all or a portion of the loan funds in order to be used by the Board to make other DWSRF

**ORDER APPROVING LOAN APPLICATION
MINCO MUNICIPAL AUTHORITY
ORF-25-0046-DW**

loans, as the Board determines shall permit the best use of the funds. Funds shall be provided to the Applicant from the DWSRF in accordance with the DWSRF program regulations as approved by the United States Environmental Protection Agency.

3. The Board's Staff is authorized to determine what additional conditions or requirements shall be necessary in order to assure the soundness of the loan and compliance with applicable financial, legal, DWSRF, and Bond Resolution requirements. In accordance with applicable authority and the United States Environmental Protection Agency ("EPA") guidelines for the implementation of the DWSRF Capitalization Grant, the loan conditions may include principal forgiveness to be used to pay a portion of the costs of the Project as described in the Application or for other purposes authorized by applicable authority and EPA guidelines. The Board's Staff is further authorized to approve future modifications or additions to the project purposes and uses of funds approved herein, provided such modifications or additions will not materially and adversely affect the loan.

4. The loan shall be subject in all respects to the provisions of the Applicant's promissory note(s), loan agreement(s), and other funding documents which shall be executed by proper officials of the Applicant and a Board Member at or prior to loan closing as appropriate.

5. Additional loans may be made at such times, for such projects of the Applicant, at such repayment periods and interest rates, and upon such other terms and conditions as may be agreed to and approved by the Board and the Applicant.

So ordered this 17th day of February, 2026 in regular and open meeting of the Oklahoma Water Resources Board.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

ATTEST:

Suzanne Landess, Secretary

(SEAL)

**ORDER APPROVING LOAN APPLICATION
MINCO MUNICIPAL AUTHORITY
ORF-25-0046-DW**

Reviewed By:



Lori Johnson, Chief
Financial Assistance Division

AMERICAN RESCUE PLAN ACT (ARPA) APPLICATION
RECOMMENDED FOR APPROVAL

Applicant: Rural Water District No. 3, Lincoln County, Oklahoma

Grant Application No.: ARP-23-0037-DPG
American Rescue Plan Act Grant (“ARPA Grant”)

Amount Requested: Additional \$357,793.57 from ARPA Statewide Targeted Water Investment Interest Earnings

Designated Grant

Information: Name and/or number of the ARPA Grant account under which designated: ARPA Statewide Targeted Water Investment Interest Earnings

Purpose: Rural Water District No. 3, Lincoln County, Oklahoma operates a water distribution system. The area is seeing an increase in growth and the system must be expanded. The proposed project is to construct a new booster pump station, add approximately 780 LF of 2-inch waterline, approximately 5,300 LF of 3-inch waterline, approximately 4,036 LF of 6-inch waterline, approximately 5,586 LF of 8-inch waterline, add AMR meters, and all appurtenances required to complete the project.

<u>Sources of Funds (Est.)</u>		<u>Uses of Funds (Est.)</u>	
OWRB ARPA Grant:	\$1,000,000.00	Project:	\$1,357,793.57
ARPA Interest Earnings:	357,793.57		
Total	<u>\$1,357,793.57</u>	Total	<u>\$1,357,793.57</u>

**BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA**

IN THE MATTER OF AMERICAN RESCUE PLAN ACT (ARPA))
GRANT APPLICATION NO. ARP-23-0037-DPG)
IN THE NAME OF THE RURAL WATER DISTRICT NO. 3,)
LINCOLN COUNTY, OKLAHOMA.)

**PROPOSED
ORDER APPROVING ARPA INTEREST EARNINGS INCREASE APPLICATION**

This matter came on for consideration before the Oklahoma Water Resources Board on the 17th day of February 2026. The Board finds that the application for this increase using ARPA Interest Earnings has met the eligibility requirements for this grant, and that since sufficient funds are available, the grant application for an amount not to exceed \$357,793.57 should be approved for the following purpose and subject to the following conditions:

Conditions:

1. On October 15th, 2024, the Board approved an ARPA Grant to the Rural Water District No. 3, Lincoln County, Oklahoma in the amount of \$1,000,000.00. The Board's Order ("Order") approving application as of that date specified various purposes and conditions of the grant.
2. In the Order, the Board Specified that grant funds were to construct a new booster pump station, add approximately 780 LF of 2-inch waterline, approximately 5,300 LF of 3-inch waterline, approximately 4,036 LF of 6-inch waterline, approximately 5,586 LF of 8-inch waterline, and add AMR meters.
3. The District has requested approval of an additional amount of \$357,793.57 using ARPA Interest Earnings, made necessary by bids on the project being higher than initially estimated.
4. Good cause for this request has been shown, and the Board is agreeable to approving the District's request accordingly, subject to the terms and conditions stated below.

IT IS THEREFORE ORDERED by the Oklahoma Water Resources Board that the requested increase using ARPA Interest Funds shall be approved and the terms of the Order shall be amended to provide that the grant amount shall not exceed \$1,357,793.57.

IT IS FURTHER ORDERED that except for the amendment specified herein, all terms, purposes, and conditions specified in the Board's Order shall remain in full force and effect.

IT IS SO ORDERED this 17th day of February, 2026, in regular and open meeting of the Oklahoma Water Resources Board.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

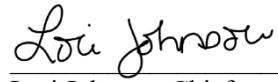
ATTEST:

Suzanne Landess, Secretary

(SEAL)

Rural Water District No. 3, Lincoln County, Oklahoma
OWRB ARPA Grant No. ARP-23-0037-DPG

Reviewed By:

A handwritten signature in black ink that reads "Lori Johnson". The signature is written in a cursive style with a horizontal line underneath it.

Lori Johnson, Chief
Financial Assistance Division

**AMERICAN RESCUE PLAN ACT (ARPA) APPLICATION
RECOMMENDED FOR APPROVAL**

Applicant: Citizen Potawatomi Nation, Pottawatomie County

Grant Application No.: ARP-25-0004-DTG
American Rescue Plan Act Grant (“ARPA Grant”)

Amount Requested: \$1,052,945.86

Designated Grant

Information: Name and/or number of the ARPA Grant account under which designated: Tribal Matching Grant - YY000881

Purpose: Citizen Potawatomi Nation (CPN) operates the Pottawatomie County Rural Water District No. 3. The Nation is committed to improving the district with two different projects. The Macomb Water Treatment plant’s current residual holding ponds will not be sufficient to evaporate the backwash flow in future years. The Dale Treatment plant is seeing continued growth and needs to increase its capacity with additional water lines. The proposed projects are to improve the Macomb Water Treatment Plant with two new backwash ponds with synthetic liners, and install approximately 17,827 linear feet of 12-inch waterline to the Dale Water Treatment Plant, and all appurtenances required to complete the projects.

<u>Sources of Funds (Est.)</u>		<u>Uses of Funds (Est.)</u>	
OWRB ARPA Grant:	\$1,052,945.89	Project:	\$2,105,891.71
CPN Tribal Matching Funds:	1,052,945.86		
Total	<u>\$2,105,891.75</u>	Total	<u>\$2,105,891.71</u>

**BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA**

IN THE MATTER OF AMERICAN RESCUE PLAN ACT)
(ARPA) GRANT APPLICATION NO. ARP-25-0004-DTG)
IN THE NAME OF THE CITIZEN POTAWATOMI NATION,)
POTTAWATOMIE COUNTY, OKLAHOMA.)

**PROPOSED
ORDER APPROVING ARPA GRANT APPLICATION**

This matter came on for consideration before the Oklahoma Water Resources Board on the 17th day of February 2026. The Board finds that since the application for this grant has been identified by the legislature, has met the eligibility requirements for this grant, and that since sufficient funds are available, the grant application for an amount not to exceed \$1,052,945.86 should be approved for the following purpose and subject to the following conditions:

Conditions:

1. The amount of the ARPA grant shall not exceed \$1,052,945.86.
2. ARPA grant funds shall be accounted for separately with a federally insured financial institution.
3. The project shall be to improve the Macomb Water Treatment Plant with two new backwash ponds with synthetic liners and install approximately 17,827 linear feet of 12-inch waterline to the Dale Water Treatment Plant. Applicant is authorized to request the ARPA grant funds only for costs incurred for eligible expenses for the purposes of completing such project.
4. Furthermore, prior to and during the construction period, Citizen Potawatomi Nation is required to comply with the requirements of all applicable federal and state statutory provisions, all applicable ARPA regulations, and the Oklahoma Water Resources Board ARPA Grant Agreement, Board rules, regulations, and grant policies. The Board Staff is authorized to determine what additional conditions may be necessary in order to assure compliance with the applicable requirements.
5. The Board's Staff is authorized to approve future modifications or additions to the project purposes and uses of funds approved herein, provided such modifications or additions will not materially or adversely affect the grant.

SO ORDERED this 17th day of February 2026, in regular and open meeting of the Oklahoma Water Resources Board.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

ATTEST:

Suzanne Landess, Secretary
(SEAL)

Reviewed By:



Lori Johnson, Chief
Financial Assistance Division

3. SUMMARY DISPOSITION AGENDA ITEMS

D. Contracts and Agreements Recommended for Approval

February 20, 2026

AGENDA ITEM 3D(1)

AGREEMENT

WITH: USDA-ARS

PURPOSE: An extension of the FY25 UADA-ARS agreement. This is a no cost extension for the original agreement.

TERM: To extend period until 9/30/2026

U.S. DEPARTMENT OF AGRICULTURE - RESEARCH, EDUCATION, AND ECONOMICS
Award Face Sheet
REE-451, Page 2

Agreement Number/FAIN: 58-3070-4-049
Type of Action: Amendment 01
Project Number: 3070-13000-015-049S
Accession No.: 447101

Agency Control No.: 66071
BOC: 4500
PO No.: 4500115554
FMMI Vendor Code : 1500000692

Agency Funds Chargeable - Agency Use Only

Account Code	FY	Amount	FMMI Fund Code	Cost Center	WBS Element
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Comments:

Amendment 01: Extend period of performance end date from 08/29/2025 to 09/30/2026

Bill Cauthron


Anil Pillai (Jan 28, 2026 10:35:53 CST)

Jessica Billingsley

Julio Chambers

Am Gilman

AGENDA ITEM 3D(2)

AGREEMENT

WITH: OWRB and Floodplain Managers Association

PURPOSE: This contract allows for payment to OFMA to help with development, printing and distribution of calendars for calendar year 2026 that incorporate the winning poster designs submitted by Oklahoma elementary school children during OFMA's "Turn Around, Don't Drown" poster contest. Outreach is a key component of OWRB's floodplain management responsibilities, this effort is in line with that goal.

AMOUNT: not to exceed \$3,000.00

CONTRACT
between
OKLAHOMA WATER RESOURCES BOARD
and
OKLAHOMA FLOODPLAIN MANAGERS ASSOCIATION, INC.

This Contract between the Oklahoma Water Resources Board ("OWRB"), an agency of the State of Oklahoma, and Oklahoma Floodplain Managers Association, Inc. ("OFMA"), an Oklahoma corporation, dated for convenience of reference January 1, 2025, but to be effective from and after the date of approval by all necessary persons as provided below,

WITNESSETH:

WHEREAS, the OWRB is given general statutory authority under 82 O.S. § 1085.2 to aid at all times counties and cities and towns in promoting and developing flood control, to make and execute such contracts that are necessary or convenient to the exercise of any powers conferred on the OWRB by law, and to accredit persons having requisite knowledge in floodplain management and minimization and prevention of flood hazards and losses; and

WHEREAS, OFMA, recognized by the Internal Revenue Service as tax-exempt under Section 501(c)(3) of the Internal Revenue Code, is a nonprofit organization whose purposes are to encourage and support flood safe development and flood mitigation; to promote sound floodplain management practices and the natural and cultural benefits of the :floodplain; and to support the floodplain management profession through education and certification; and

WHEREAS, in furtherance of its purposes, among other things OFMA publishes informational materials in various media and otherwise engages in efforts to educate floodplain administrators, :floodplain managers and the general public about flood hazards and reduction thereof; and

WHEREAS, the Federal Emergency Management Agency ("FEMA") has approved a Community Assistance Program ("CAP") grant of funds to the OWRB, a portion of which FEMA has approved for payment to OFMA to assist in funding advanced training workshops for floodplain administrators and officials, and producing, publishing and distributing certain educational materials which support the National Flood Insurance Program ("NFIP") and the State's flood loss reduction goals and objectives.

NOW THEREFORE, in consideration of the foregoing premises and the mutual covenants stated herein, OFMA and the OWRB agree as follows:

1. OFMA Obligations.

- A. **CAP Grant Projects.** Using funding from FEMA through OWRB (subject to "#3. Payments Contingent On Receipt Of Federal Funds" below) and other funds available OFMA will:

- (1) Develop, print and distribute calendars for calendar year 2026 that incorporate the winning poster designs submitted by Oklahoma elementary school children during OFMA's "Turn Around, Don't Drown" poster contest, provided that the total number of calendars printed and distributed may be reduced at the direction of an authorized representative of the OWRB; and

OFMA shall provide the OWRB the opportunity to review the OFMA's proposed work product and suggest changes as appropriate.

B. Non-profit status. OFMA shall maintain its non-profit organization status and non-profit organization postage permit.

C. Invoices. OFMA shall submit appropriate invoices for costs incurred. Invoices shall be submitted by the 15th day of the month following each month that costs are incurred, or as otherwise mutually agreed by representatives of OFMA and **OWRB**. Each invoice shall be in a form approved by the OWRB and shall itemize costs in the categories of "Calendars", "Educational", or other specified expenses. Each category of costs shall contain a detailed description of the specific cost claimed and any receipts in support of such claim. Invoices not approved by the OWRB shall be returned to OFMA with a written explanation of the reasons for disapproval of the invoice.

2. OWRB Obligations.

A. Invoices. The OWRB shall review invoices from OFMA in a timely manner.

B. Payment. Subject to receipt of federal funds as described in paragraph 3 below, the OWRB shall pay to OFMA:

- (1) an amount not to exceed Three Thousand and No/100 Dollars (\$3,000.00) for costs incurred in Turn Around Don't Drown Public Outreach including the following items;
 - a. TADD Calendars \$3,000.00
 - b. NFIP Outreach Materials \$0.00
 - c. Activity Book.lets \$0.00

The total amount paid to OFMA under this Contract shall not exceed three thousand dollars (\$3,000.00).

3. Payments Contingent On Receipt Of Federal Funds. The parties agree that the OWRB's obligation to make payments to OFMA under this Contract is subject entirely to the OWRB's receipt of funds from FEMA for the purposes stated in this Contract, and if for any reason such funding is reduced or terminated, the OWRB's obligation to pay OFMA shall accordingly be reduced or terminated. The OWRB shall notify OFMA as soon as practical of any changes in funding from FEMA.

4. OFMA Personnel Not Considered Employees of OWRB; Workers Compensation Coverage. OFMA is and shall be considered to be an independent contractor and no person or entity associated with OFMA shall be considered to be an employee of the State of Oklahoma or the OWRB solely by the person's or entity's association with OFMA. On request by the OWRB, the OFMA shall provide a certification to the OWRB that it maintains applicable workers compensation coverage as may be required by Oklahoma law, including but not limited to 85 O.S. § 1 et seq.

5. State Audit. Books, records, documents, accounting procedures and practices, and other data, regardless of type and regardless of whether such items are in written form, in the form of computer data, or in any other form, of OFMA relevant to this Contract shall be subject to examination by the OWRB, the State Purchasing Director of the Central Purchasing Division of the Office of Management and Enterprise Services, and the State Auditor and Inspector of the State of Oklahoma. OFMA shall maintain accurate records and documentation of all expenditures of time and resources in fulfilling its obligations under this Contract and shall retain the same for three (3) years following completion and/or termination of the Contract. Access to such records and documentation shall be made available during reasonable business hours to any proper representative of the OWRB and State of Oklahoma for inspection, copying and audit purposes. If an audit, litigation, or other action involving such records is started before the end of the three year period, the records are required to be maintained for three years from the date that all issues arising out of the action are resolved or until the end of the three year retention period, whichever is later.

6. Contract Period; Termination; Extensions Or Other Modifications. This Contract shall become effective when approved by all necessary persons and agencies. This Contract shall terminate on November 30, 2026 unless earlier terminated by (a) either party giving written notice to the other party at least 30 days in advance of the party's intention to terminate the Contract and the effective date thereof, or (b) full performance by both parties. This Contract may be amended at the option and by mutual written agreement of the parties.

In witness whereof, the parties have approved this Contract and caused their duly authorized officers to execute it on the dates shown below.

FOR THE OKLAHOMA WATER RESOURCES BOARD

ATTEST:

Thomas A. Gorman
Chairman

Date

Suzanne Landess
Secretary

(SEAL)

OKLAHOMA FLOODPLAIN MANAGERS ASSOCIATION.
Employer Identification No. 73-1437151

Kenneth D. Schwab
Kenneth Schwab
Chairman

01-22-26

Date

AGENDA ITEM 3D(3)

AGREEMENT

WITH: Amended Agreement between OWRB and WSB

PURPOSE: The Oklahoma Water Resources Board (OWRB) has received funding from the Federal Emergency Management Agency (FEMA) for the development of a Risk MAP project as part of a Cooperative Technical Partner (CTP) agreement. The work under this Agreement relates to consulting services for completion of Mapping Activity Statements (MAS) No. 21-3, 21-4, 22-1, 22-2, 22-3, 22-4, 23-1, 23-2, and MAS No. 24-1. This amendment may also cover further Mapping Activity Statements that may be awarded to OWRB in the future.

TERM: 1 year

AMOUNT: \$169,899.32

**AMENDMENT AGREEMENT
BETWEEN
WSB
AND
OKLAHOMA WATER RESOURCES BOARD**

This **AMENDMENT AGREEMENT** (hereinafter “Amendment Agreement”), dated for convenience of reference as of the 23rd day of December 2024, but to be effective after approval by all necessary persons, by and between WSB (Meshek & Associates, LLC) (herein “Contractor”) and the Oklahoma Water Resources Board (herein “OWRB”),

WITNESSETH

WHEREAS, Contractor and OWRB have entered into a certain “Agreement for Professional Engineering Services for Cooperating Technical Partner Program (CTP) Assistance” dated March 9, 2011 as subsequently amended and renewed May 8, 2012, October 16, 2012, and January 21, 2014, February 1, 2015, November 16, 2016, November 10, 2017, September 18, 2018, November 1, 2019, September 1, 2020, October 21, 2021, December 1, 2022, and October 24, 2023 (herein “Agreement”), whereby Contractor has agreed to perform certain professional engineering services needed and requested by the OWRB in connection with carrying out the OWRB’s responsibilities under a certain Cooperating Technical Partner Partnership Agreement (“CTP Agreement”) with the Federal Emergency Management Agency (“FEMA”) to create and maintain accurate, up-to-date flood hazard data for OWRB or communities served in Oklahoma; and,

WHEREAS, 27A O.S. § 1-3-101(C) provides that the OWRB has the jurisdictional area of environmental responsibility in the State for, among other things, flood plain management; and

WHEREAS, the OWRB is authorized pursuant to 82 O.S. § 1085.2 to aid counties, incorporated cities and towns and special purpose districts in promoting and developing flood control; and

WHEREAS, the OWRB has entered into a Cooperating Technical Partner Partnership Agreement (“CTP Agreement”) dated November 6, 2002 with the Federal Emergency Management Agency (“FEMA”) to work together with FEMA to create and maintain accurate, up-to-date flood hazard data for OWRB or communities served in the State; and

WHEREAS, funding has become available from FEMA through the Oklahoma Department of Emergency Management (“OEM”) to the OWRB to implement the CTP Agreement; and

WHEREAS, the OWRB requires professional engineering services in order to carry out the CTP Agreement; and

WHEREAS, based upon the proposal submitted by Contractor, the OWRB has duly selected the Contractor to provide such services to the OWRB upon the terms provided below.

NOW THEREFORE, in consideration of the foregoing and the mutual covenants provided below, it is hereby agreed as follows:

- 1. AGREEMENT TERM.** The term of the Agreement shall continue in effect through December 31, 2026.
- 2. ADDITIONS TO SCOPE OF WORK.** Contractor shall perform the additional tasks and assignments as outlined in the Additional Scope of Work attached hereto and incorporated herein by reference as Exhibit A.
- 3. OTHER TERMS AND CONDITIONS.** Except for the additional time for performance and additional scope of work provided pursuant to Paragraphs 1 through 3 herein, all other terms, conditions and provisions set forth in the Agreement in its entirety with all attachments shall remain unchanged and are incorporated by reference as though fully set forth in this Amendment Agreement.

In witness whereof, the parties have approved and executed this Amendment Agreement on the dates shown below.

OKLAHOMA WATER RESOURCES BOARD

WSB

Thomas Gorman, Chairman Date

Brandon Claborn 1/12/2026

Brandon Claborn Date
Vice President

ATTEST:

ATTEST:

Suzanne Landess, Secretary Date

Date

Exhibit A

Scope of Work

The Oklahoma Water Resources Board (OWRB) has received funding from the Federal Emergency Management Agency (FEMA) for the development of a Risk MAP project as part of a Cooperative Technical Partner (CTP) agreement. The work under this Agreement relates to consulting services for completion of Mapping Activity Statements (MAS) No. 21-3, 21-4, 22-1, 22-2, 22-3, 22-4, 23-1, 23-2, and MAS No. 24-1. This amendment may also cover further Mapping Activity Statements that may be awarded to OWRB in the future.

AGENDA ITEM 3D(4)

AGREEMENT

WITH:

Concourse

PURPOSE:

Agreement between OWRB and Concourse to provide a unified, secure, cloud-hosted portal for the Financial Assistance Division



Concourse
Thomas Smyth, Founder & CEO
February 5, 2026

Statement of Work: OWRB Customer-Facing Loan Tracking, Application, & Administration Portal

Proposed under Oklahoma Statewide Contract SW 1041

Oklahoma Water Resources Board (OWRB)

Primary Contacts: Kretchen Olmeda (Projects & Operations), Maegan Filonow (Finance)

1. Executive Summary

OWRB's IFS database is the authoritative system for loans and grants, but today there is no single place for borrowers to apply for funding, track their existing loans, or interact with OWRB staff. Borrowers rely on email for balance inquiries, reports, and disbursement requests. Applications are currently submitted through a fragmented patchwork of Survey123, Microsoft Forms, and Word documents—requiring manual data re-entry and creating opportunities for errors.

Concourse will deliver a unified, secure, cloud-hosted portal that brings together three core functions:

- 1. Application Submission:** Online loan and grant applications with save-as-draft, program-specific checklists, document uploads, and status tracking—**completely replacing Survey123, Word, and Microsoft Forms** with a unified digital experience.
- 2. Loan & Grant Tracking:** Self-service access to loan balances, payment schedules, disbursement history, amortization schedules, and downloadable reports—all pulled directly from IFS.
- 3. Administration & Workflow:** Disbursement request submission and approval, contact management, document exchange, notifications, and a comprehensive audit trail for OWRB staff.

This approach keeps IFS as the system of record while giving borrowers, auditors, and service providers a single front door to OWRB. It reduces email volume, consolidates application intake, speeds up disbursement processing, and provides full visibility into every interaction.

Based on Concourse's experience working with OMES on public-facing data projects, we propose a phased approach that delivers core borrower-facing value quickly while building out advanced staff workflows in a follow-on phase:

- **Phase I (12 weeks):** Core portal with borrower dashboard, applications, disbursement requests, notifications, and admin console

- **Phase I-B (6-8 weeks after Phase I go-live):** Advanced staff workflows including GIS map, settlement tracking, change orders, closeout, DocuSign, and board reporting tools

Concourse will deliver the Phase I MVP within 12 weeks of contract execution, contingent on (1) IFS read access provisioned, (2) SSO configuration access, and (3) OnBase API credentials enabled. If any dependency is delayed, Concourse will maintain schedule for all non-dependent modules and provide a revised cutover date for the impacted integration items within 5 business days.

What OWRB Will Receive — Phase I (12 Weeks)

- **Borrower dashboard** showing principal balance, available-to-disburse by program (CW/DW separated), and dynamic payment reminders
- Global search; read-only project/loan/grant details from IFS with funding sources and uses
- **Online loan/grant application wizard** with save-as-draft, program-specific checklists, document uploads, auto-fill for recurring borrowers, and Signatory certification (replacing Survey 123/Word/Microsoft Forms)
- **Visual application progress tracker** showing step-by-step workflow status from submission through board approval
- Disbursement Request workflow with checklist validation, attachments, and staff triage
- Document library with downloadable reports (Loan Detail, Loan Summary, Amortization Schedule) and borrower uploads
- Bi-directional contact management: changes flow back to IFS after OWRB approval; OWRB staff assignments flow from IFS to portal
- Comprehensive notification system for user changes, application status, disbursement updates, and payment reminders
- Administrative dashboard with basic analytics, user management, and audit log
- SSO for OWRB staff; secure login with MFA for external users; full audit trail with IP logging
- OnBase document push + borrower-facing document library (for new documents at minimum)

What OWRB Will Receive — Phase I-B (Advanced Staff Workflows, +6-8 Weeks)

Included in the same annual licensing fee, delivered after Phase I go-live:

- **Interactive GIS Project Map:** Statewide visualization of all funded projects with filtering by program, county, status, and federal funding sources
- **Settlement Tracking:** Comprehensive pre-closing checklist with real-time status, document management, and automated notifications
- **Change Order Management:** Full change order workflow including submission, review, approval, and budget impact analysis
- **Project Closeout Workflow:** Structured closeout process ensuring documentation, inspections, and financial reconciliation
- **Electronic Signatures:** DocuSign integration for secure electronic execution of funding agreements
- **Funding Offer Generation:** Automated generation of formal funding offers with loan terms, rates, and cost breakdowns
- **Project Ranking System:** Multi-criteria scoring for competitive project prioritization (public health, economic development, infrastructure health, source water protection, community health, compliance)

- **Board Summary Reports:** Auto-generated board presentation documents for approval meetings
- **My Workbook:** Personalized saved views and custom searches for efficient workflow management
- **Action-Based Notification Queue:** Role-based notification queue with actionable items, due dates, and one-click actions

Live Demo

Interactive Prototype Available: We have built a working prototype of the system to demonstrate our understanding of your requirements, including the application workflow, borrower dashboard, and disbursement request process.

Demo URL: <https://owrb-loan-portal.vercel.app/>

This demo showcases our technical capabilities and understanding of your specific requirements. The demo represents the proposed solution architecture and will be modified and expanded based on your feedback. Please contact us if you have any difficulty accessing the demo.

Security Note: *Demo contains no production data and is hosted as a non-production prototype. Security controls shown are representative; final deployment will be hosted in an OWRB-approved AWS environment with OMES network connectivity.*

2. Scope of Work

2.1 Phase I — Core Portal (12 Weeks)

Authentication & MFA

- SSO for OWRB administrators (SAML/OIDC via OMES/Azure AD)
- External users (borrowers/auditors/service providers): email/password + MFA (TOTP/SMS/email); Sign in with Google; optional Microsoft sign-in
- State Auditors with .gov email addresses are eligible for Auditor role; access is provisioned by OWRB and scoped (all entities or subset) based on assignment

Role-Based Access Control (RBAC)

- Roles and permissions per matrix; entity/project scoping for service providers
- Staff assignments pulled from IFS—when OWRB updates staff in IFS, portal reflects changes automatically

Borrower Dashboard & Search

- **Multi-loan entity support:** Borrowers with multiple loans (up to 10 or more) see all their projects in a unified dashboard with aggregated totals and per-project drill-down
- Cards for principal balance, **available-to-disburse** (separated by program: CW vs DW), active projects, pending requests

- Dynamic payment reminder card (appears only when payment is approaching, configurable timing)
- Global search by Entity, Account #, Old System ID, Program, Project
- OWRB staff contacts displayed for each account (pulled from IFS)

Project/Loan/Grant Detail (read-only from IFS)

- Overview; Funding Sources & Uses (including outside funding for ARPA projects); Balances & Payments; Disbursements; Documents & Reports; Contacts; Description/Community
- Projects may contain sub-projects within a loan/grant; hierarchical display supported
- Demographics auto-populated from American Community Survey (population, median household income, per capita income)

Online Applications (Complete Replacement for Survey123, Word, and Microsoft Forms)

- **PPL First:** Entities must be on the Project Priority List (PPL) before submitting an application; PPL request form available in portal
- Application wizard with save-as-draft capability—borrowers can return and complete later
- Program-specific checklists (CW SRF, DW SRF, State Revolving Loan, Financial Assistance, REAP grants)
- **Auto-fill for recurring borrowers:** contact information, demographics, organizational documents pre-populated from entity profile
- Document upload with checklist validation (required vs optional documents)
- Signatory certification with optional e-signature integration
- **Parallel review tracking:** After submission, Financial, Engineering, and Environmental reviews happen simultaneously; borrowers see real-time status of each track:
 - Financial Analysis: Pending → In Review → Complete
 - Engineering Review: Pending → In Review → Complete
 - Environmental Review: Pending → In Review → Complete
- Once all three tracks are complete, application moves to Board Preparation → Board Approval → Loan Closing
- **In-portal communication:** All clarification requests and revision submissions happen within the portal (not email); full comment history preserved
- PPL Change Request form for updates after initial submission (amount changes, term changes, pledge changes)
- Integration with DEQ for co-administered programs

Disbursement Requests

- **Portal submits TO OnBase:** Borrowers submit pay requests through the portal; requests are automatically pushed to OnBase via API where they enter the existing OWRB workflow (engineer review → engineering manager → funding determination → chief approval → process payment)
- **Existing OnBase workflow unchanged:** Internal staff continue using OnBase queues, sticky notes, and approval workflows as they do today—no disruption to current processes
- Checklist validation, invoice attachments, engineer certification, timeline, email notices
- Tickler system: automatic reminders (e.g., bid tabulation due within 90 days of approval)
- Borrowers can track status in portal (synced from OnBase) without needing OnBase access

Documents & Reports

- **Borrower-downloadable reports (PDF):**

- **Project Summary Report** - Complete project overview with financials, disbursements, and status
- **Amortization Schedule** - Full payment schedule with principal, interest, and admin fees
- **Payment Confirmation Letters** - Official payment letters for borrower records
- **Audit Confirmation Letters** - Fiscal year-end loan balance confirmations for auditor requests
- **Email payment letters** directly to borrower contacts with one click
- Upload borrower files with AV scan, type/size limits, retention policy
- Document categories with user-friendly aliases (e.g., "Promissory Note" vs technical file names)
- Historical documents accessible via mirrored database from OnBase (organized by account number)

Notifications & Workflow Triggers

- **Proactive reminders BEFORE due dates:** Configurable lead times (7 days, 14 days, 30 days) for upcoming deadlines—not just after-the-fact notifications
- Loan exception reminders: alerts before the 15th of each month, not after
- Insurance renewal reminders: annual reminders with advance notice
- Bid tabulation due date reminders: 90-day deadline with proactive alerts
- User change alerts: any contact/user changes trigger notification to assigned OWRB loan analyst for verification
- Primary contact and signatory changes require OWRB approval before taking effect
- Application status updates to borrower and assigned staff
- Disbursement request status updates at each workflow step
- Payment reminders (configurable: show only when payment approaching)
- Document upload triggers: new documents can kick off OnBase workflow for internal review

Admin Dashboard & Analytics

- User management: approve new users, review change requests, assign roles
- Service-provider assignments (engineers, bond counsel, auditors)
- Comprehensive audit log with IP address logging for fraud detection; option to restrict to US IPs
- **Portfolio-wide analytics at a glance:**
 - **Cumulative loan volume** - Total dollars approved and number of loans (all-time)
 - **Annual loan volume** - Current year dollars approved and number of loans
 - **Year-over-year breakdown** - Loan volume and count by fiscal year
 - **Application metrics** - Applications received, approved, and approval rates (cumulative and annual)
 - **Disbursement status** - Pending, approved, and paid disbursements across portfolio
- **Cash Flow Dashboard:** Visualization of existing cash flow data (uploaded from Excel); displays monthly disbursement trends, current cash reserves, and projected runway—supporting bond issuance planning without replacing existing accounting processes
- Configurable reports for legislature and director requests; easy CSV/PDF export

Integration Interfaces

- **IFS Integration:** Read-only SQL views; bi-directional sync for contacts (portal → IFS after approval); staff assignments from IFS → portal
- **OnBase Integration:** REST API (available mid-January 2026) for pushing documents to OnBase; mirrored database for serving historical documents to borrowers (pending cost confirmation for

egress)

2.2 Phase I-B — Advanced Staff Workflows (+6-8 Weeks After Phase I Go-Live)

Included in the same annual licensing fee, delivered after Phase I is in production:

Interactive Project Map (GIS)

- Statewide map visualization of all funded projects using Leaflet/OpenStreetMap
- Color-coded markers by program type (CW, DW, SRL, etc.)
- Filter by program, status, county, year range, funding source
- Click markers to view project summary with link to full details
- Export filtered results to CSV for reporting
- Optional layers: county boundaries, congressional districts, environmental justice indicators

Settlement Checklist System

- Track all pre-closing requirements in a structured checklist format
- Standard exhibit forms: Project Specific Terms, List of Liens, Description of System, Authorized Signatories, Project Management Plan, Permits/Approvals, Litigation, Real Property, Cost Breakdown
- Document upload requirements: Insurance Certificates, Construction Contracts, Performance Bonds, Interim Financing Documents, Revenue/General Obligation Notes, Organizational Documents
- Real-time status tracking: Pending → Submitted → Reviewed → Complete
- Automatic notifications when items are submitted or need review
- Export settlement checklist to PDF for meetings and compliance

Change Order Management

- Full change order lifecycle: Draft → Submitted → Under Review → Approved/Rejected → Implemented
- Capture reason categories: Design Change, Unforeseen Conditions, Regulatory, Cost Savings, Scope Addition
- Track financial impact: original contract amount, change amount, new total
- Track schedule impact: original completion date, days added, new completion date
- Comment thread for review discussions and clarifications
- Document attachments for supporting materials
- Approval workflow with audit trail

Project Closeout Workflow

- Structured closeout checklist: Final Amortization Schedule, Final Financial Statements, Final Inspection Report, Continuing Education Certification, Performance Audit, Release Holdback/Retainage, Close-Out Certification
- Final financial reconciliation: project cost vs. disbursed vs. undisbursed vs. returned funds
- Borrower and OWRB sign-off workflow
- Status tracking: Not Started → Initiated → In Progress → Pending Approval → Complete

Electronic Signature Integration (DocuSign)

- Send funding agreements for electronic signature

- Track signature status: Draft → Sent → Viewed → Signed → Completed
- Multi-signer support: Borrower Representative and OWRB Executive Director
- Automatic notifications at each workflow step
- Preview and download signed documents
- Activity timeline showing document events

Funding Offer Generation

- Auto-generate formal funding offer documents after board approval
- Includes: Board approval date, loan amount, grant amount (if any), interest rates (Years 1-5, Years 6+), amortization period, interest-only period, administrative fee
- Cost breakdown by phase: Administrative, Legal, Engineering, Construction, Contingency
- Estimated monthly payment calculations
- PDF export with OWRB branding for official correspondence

Project Ranking & Scoring System

- Multi-criteria scoring for competitive project prioritization
- Scoring categories: Public Health (25 pts), Economic Development (20 pts), Infrastructure Health (20 pts), Source Water Protection (15 pts), Community Health (10 pts), Compliance (10 pts)
- Staff recommendation workflow: Approved, Deferred, or Denied
- Recommended loan terms: amount, term length, interest rate
- Visual scorecard display with ranking position
- Filter and sort applications by score and recommendation

Board Summary Reports

- Auto-generate board presentation documents for approval meetings
- Project summary: name, ID, entity, county, funding type
- Technical scoring breakdown with level indicators (H, MH, M, ML, L)
- Financial/legal review status
- Staff recommendation with checkbox indicators
- Signature line for board approval
- PDF export with professional formatting

My Workbook / Custom Views

- Save custom filtered views of projects, applications, and disbursements
- Filter by program, status, county, date range, amount range
- Pin specific items for quick access
- Pre-configured views: Active Construction Projects, Pending Applications, Upcoming Payments
- Recently viewed items for easy navigation

Enhanced Notification System

- Action-based notifications with one-click workflow actions
- Categories: Workflow (action required), Info, Alert, Reminder
- Action types: Review, Approve, Submit, Upload, Sign
- Due date tracking with visual indicators
- Role-based filtering and assignment
- In-app notification center with badge counts

2.3 Out of Scope (Phase I & I-B)

- Payment processing / ACH / card payments
- Changing IFS core business logic (beyond agreed views/stored procedures)
- Digitizing historical documents beyond OnBase mirror approach
- Data cleansing of IFS (portal displays what IFS provides)
- Custom integrations beyond IFS + OnBase + SSO + (optional) DocuSign
- Long-term records retention policy definition (OWRB provides policy; Concourse implements)

2.4 Phase II — Water Rights & Well Drillers Portal (Future)

- Extend portal to include water rights information, well drillers information, and other OWRB divisions
- Agency-wide "one portal for all things Water Board"—single login for all community interactions with OWRB
- Integration with additional OWRB data sources and permitting systems
- Scope and pricing to be determined based on Phase I learnings

3. Users & Permissions

Role	Scope	Key Permissions
OWRB Admin	All entities/projects	Full read/write, user & role management, approve user changes, audit log export, settings/templates, analytics dashboard
OWRB Analyst	Assigned accounts	Read all data; triage/approve disbursements and applications; upload official docs; receive notifications for user changes on assigned accounts
OWRB Engineer	Assigned projects	Review applications; engineering sign-off on disbursements; upload review documentation
OWRB Environmental	Assigned projects	Environmental review of applications; NEPA/SHPO documentation review
Auditor (External)	All entities (or limited set)	Read-only financials & documents; report downloads; .gov emails eligible for expedited provisioning
Borrower Admin	Own entity	Read all project/loan/grant; manage entity users/contacts (subject to OWRB approval); upload; submit disbursements & applications
Borrower Member (Read)	Own entity	Read; download docs; receive reminders
Authorized Signatory	Own entity	All Borrower Admin actions + certify submissions (e-signature)
Engineer / Counsel	Assigned projects/entities only	Read assigned scopes; upload; draft disbursement requests and applications for Borrower Admin to submit
Co-Administered Partner (DEQ)	Drinking Water (DW) programs	Full functionality for DW projects: view applications, review engineering, process pay requests, upload/download documents; same capabilities as OWRB staff for their assigned programs; provides OWRB visibility into DW review status

Inactive state (no deletes) and immutable audit trail apply to all users. OWRB administration will own the central roster, approving any user additions or changes requested by entities. All user changes trigger verification workflow to prevent fraud.

Borrower Access Levels: *Entities may have multiple tiers of users (e.g., Mayor/Signatory, Clerk, Financial Director, Engineer). Exact access levels and permissions for each tier will be finalized during discovery to accommodate varying organizational structures.*

4. RBAC Matrix

Object/Action	OWRB Admin	OWRB Analyst	Auditor (Ext)	Borrower Admin	Borrower Member	Signatory	Engineer/Consultant
View entity/project/loan/grant	✓	✓	✓	✓	✓	✓	✓ (assigned)
Download IFS reports	✓	✓	✓	✓	✓	✓	✓ (assigned)
Submit loan/grant application	✓	Review only	✗	✓	✗	✓ (certify)	Draft only
Edit entity contacts/users	✓	✓	✗	✓ (pending approval)	✗	✗	✗
Submit disbursement	✓ (approve)	✓ (approve)	✗	✓	✗	✓ (certify)	Draft only
Upload supporting docs	✓	✓	✗	✓	✓	✓	✓
Approve user changes	✓	✗	✗	✗	✗	✗	✗
Cross-entity visibility	✓	✓	✓ (configurable)	✗	✗	✗	✗
View audit log	✓ (full)	✓ (assigned)	✗	Entity-scoped	✗	✗	✗
View analytics dashboard	✓	✓ (limited)	✗	✗	✗	✗	✗

5. Data from IFS to Display in the Portal

Entity/LGA

Legal & DBA names, addresses, counties; House/Senate districts; system type; population served (from ACS); taps/connections; rates; median household income; per capita income; contacts (editable in portal, synced back to IFS after approval).

Project (Maintenance)

Account #, Old System ID, program; percent complete; promissory note/principal/forgiveness; NTP & completion dates; contingency/equivalency flags; ARPA/BIL indicators; bank number; FFATA reported;

transcript received; trust account excess funds; CW/DW EC/LSL fields. Projects may contain sub-projects within a loan/grant.

Funding Sources & Uses

Status (open/closed); disbursement/repayment status; principal amount; rate/term; maturity; construction interest method & commencement; payment method; repayment as-of; CUSIP; project classification; income statement override; outside funding sources for ARPA projects.

Financials & Transactions

Outstanding principal; available to disburse; next payment due; payment schedule/history; disbursement history; fees; trust balances. Amortization schedules stored and displayed (not recalculated).

Documents/Reports

Loan Detail Report, Loan Summary Report, Amortization Schedule, payment letters (IFS-generated outputs).

Staff Assignments

OWRB analyst, engineer, environmental reviewer assigned to each project—pulled from IFS roles and displayed to borrowers as their OWRB contacts.

Reference Tables

Programs, statuses, counties, districts, HUC codes, work types, service-provider firms.

Data freshness: 24-hour sync is acceptable per current IFS model (nightly push). Near-real-time reads via views available if networking permits.

6. Technical Approach & Architecture

Integration with IFS (SQL Server on OMES)

- **Reads:** Least-privilege, read-only SQL views; 24-hour data freshness acceptable (nightly sync matches current model)
- **Writes:** Bi-directional sync for contacts—changes in portal flow back to IFS after OWRB approval
- **Staff Assignments:** When OWRB changes staff assignments in IFS, portal updates automatically
- **Transactions:** New applications and disbursement requests can create records in IFS via stored procedure (coordinated with Tom)

Integration with OnBase

- **REST API:** Available mid-January 2026; portal will push all uploaded documents to OnBase
- **Document Retrieval:** Mirrored database approach—historical documents exported once, then new documents mirrored ongoing; avoids per-call licensing costs
- **File Format:** OnBase stores primarily TIFFs; portal will serve as PDF where possible; original format preserved
- **Organization:** Documents organized by account number, enabling easy lookup and access control

- **OCR/Indexing:** Optional future enhancement for searchability (cost estimate to be provided separately)

Identity & Access

- **OWRB Staff:** SAML/OIDC SSO via OMES/Azure AD
- **External users:** Email/password + MFA; Sign in with Google; Sign in with Microsoft (optional)
- **State Auditors:** .gov email addresses eligible for Auditor role; access provisioned and scoped by OWRB
- **Authorization:** RBAC + object-scoped ACLs (entity/project assignments pulled from IFS)

Security & Fraud Prevention

- TLS 1.2+; encryption at rest (AES-256); HSTS; strict Content Security Policy
- Comprehensive audit logging with IP addresses for fraud detection
- Option to restrict access to US IP addresses
- All user/contact changes require OWRB approval before taking effect
- Notifications to assigned loan analyst for any contact changes
- File scans (AV), MIME/type validation, checksum, retention & legal hold

Compliance & Data Governance

- **Compliance alignment:** Concourse will align to OMES security requirements and support security review/ATO process as required
- **Data ownership:** OWRB owns all data; full export provided on request or upon contract termination
- **Data residency:** All data stored in United States; no offshore processing or storage
- **Backup & recovery:** Daily automated backups with 30-day retention; RPO ≤ 24h; RTO ≤ 4h
- **Access controls:** Principle of least privilege; role-based access enforced at application and database layers
- **Vulnerability management:** Regular security patching; annual penetration testing available upon request
- **Incident response:** Documented incident response procedures; OWRB notified within 24 hours of any security incident affecting their data
- **Subprocessors:** AWS for hosting; no other subprocessors with access to OWRB data without prior approval

Hosting

- **AWS Cloud Hosting:** Private networking to OMES/IFS; encrypted object storage; daily backups
- All data stored in United States

Tech Stack

- **Front-end:** React/Next.js (WCAG 2.1 AA)
- **API:** Node.js; REST + server-side rendering for performance
- **Data:** SQL Server views (IFS), PostgreSQL (portal metadata), S3-compatible object storage for files
- **Document Mirror:** Replicated OnBase documents for borrower access without licensing costs
- **Messaging/Jobs:** Background workers for notifications, document processing, IFS sync
- **Observability:** Structured logs, metrics, uptime checks, audit exports

7. Delivery Plan & Timeline

Phase I — Core Portal (12 Weeks)

Target Timeline: Board approval February 17, 2026 → Kickoff week of February 23 → Product ready end of May → July 1, 2026 launch (aligned with OWRB fiscal year and new CW strategy rollout).

Stage	Weeks	Target Dates	Milestones & Deliverables
0. Mobilize	1	Feb 23–28	In-person kickoff in Oklahoma City; security & project governance; confirm hosting/SSO approach; OnBase API access confirmed; kick off OMES coordination
1. Finalize Discovery & Design	2	Mar 1–14	Data dictionary with Tom/IFS; SQL view specs; OnBase document inventory; UX refinement with OWRB team; application form mapping from Survey 123; begin external user interviews
2. Build – Core Read & Applications	3	Mar 15–Apr 4	Auth/MFA; borrower dashboard; entity/project pages; funding sources; application wizard with save-as-draft; document downloads; global search; weekly prototype updates
3. Build – Workflows & Admin	3	Apr 5–25	Disbursement workflow (OnBase integration); application review workflow; notifications; admin console; basic analytics; audit log; OMES integration complete
4. Test & Pilot	2	Apr 26–May 9	Security testing; UAT with 6–10 pilot entities + 1–2 auditors; DEQ onboarding; training materials and quick-reference guides
5. Phase I Go-Live	1	May 10–16	Production cutover; support runbook; borrower onboarding communications; success-metrics scoreboard
6. Rollout Prep	6	May 17–Jun 30	Phased rollout to all borrowers; training sessions; documentation refinement; prepare for July 1 full launch

Phase I-B — Advanced Staff Workflows (+6-8 Weeks After Phase I Go-Live)

Delivered after Phase I is in production; included in the same annual licensing fee.

Stage	Weeks		Milestones & Deliverables
7. Build – Advanced Workflows	4-5		GIS project map; settlement checklist; change order management; project closeout workflow; DocuSign integration; funding offer generation
8. Build – Reporting & Productivity	2-3		Project ranking system; board summary reports; My Workbook / custom views; enhanced notification queue

Dependencies:

- OMES network access and read-only SQL service account to IFS
- OnBase REST API access (available mid-January 2026)
- Coordination with Tom for IFS schema and stored procedures
- Survey123 access and export

8. Deliverables

- Working production portal (scope in §2.1) including online applications
- Migration of application forms from Survey 123/Word to portal
- UX design files and component library
- SQL view definitions & staging table specs; data dictionary
- OnBase integration documentation
- Admin guide, user guides, onboarding emails/templates
- Test plans & results; security test summary
- Runbook (monitoring, backups, incident response)
- Acceptance test evidence aligned to §10
- Cloud hosting and maintenance—all DevOps included

9. Training, Change Management & Support

Training

For kickoff: in-person administrator workshop; 2 analyst trainings; 3 borrower webinars (recorded). Annual trainings and updated webinars as needed by Client.

Communications

Launch emails to all 720+ borrowers, "how to" PDFs, and 2-minute tutorial clips embedded in the portal.

Support

Tier-1 helpdesk for OWRB admins; Concourse responds to P1 within 1 business hour, P2 within 4 business hours.

SLA Targets

99.9% monthly uptime; RPO ≤ 24h; RTO ≤ 4h.

10. Acceptance Criteria

Phase I — Core Portal (12 Weeks)

1. A borrower with MFA can log in, locate their entity, and view loan balance, available-to-disburse, and disbursements.
2. An auditor can download a Loan Detail Report for any entity they're authorized to see.
3. A Borrower Admin can add/update a contact; change is held pending OWRB approval; assigned analyst receives notification.

4. A Borrower Admin can submit a loan/grant application with save-as-draft; application moves through review workflow; status updates visible in portal with visual progress tracker.
5. A Borrower Admin can submit a disbursement request; an Analyst can review/approve; emails and in-portal timeline show all status changes.
6. The audit log records user, object, action, timestamp, IP address (and before/after for edits); an Admin can export the last 365 days.
7. Data parity: five sample projects cross-checked between IFS and portal show matching values for balances, payment history, and disbursements.
8. Basic analytics dashboard shows applications received by program, approved/funded totals, and disbursement status.
9. **Survey123 Complete Replacement:** All existing Survey123 application forms are fully replicated in the portal; borrowers can submit new applications entirely within the portal without using Survey123.
10. **Borrower Reports:** From any project detail page, borrowers can download: (a) Project Summary Report, (b) Amortization Schedule, (c) Payment Confirmation Letters, and (d) Audit Confirmation Letters.
11. **Email Payment Letters:** Staff and borrowers can send payment letters directly via email to borrower contacts with one click.

Phase I-B — Advanced Staff Workflows (+6-8 Weeks)

12. Interactive project map displays all funded projects with filtering by program, county, and status; clicking a marker shows project summary.
13. Settlement checklist tracks all pre-closing requirements; items can be marked complete with document uploads; checklist exports to PDF.
14. Change orders can be submitted with financial/schedule impact; workflow moves through review and approval with full audit trail.
15. Project closeout workflow tracks all final documentation; sign-off process records borrower and OWRB approval.
16. Funding agreements can be sent via DocuSign; status updates are visible (sent, viewed, signed); completed documents are downloadable.
17. After board approval, a funding offer PDF can be generated with loan terms, rates, and cost breakdown.
18. Admin can score applications using the ranking system; scores are visible on application details; applications can be sorted by rank.
19. Board summary PDF can be generated for approved applications showing scoring breakdown and staff recommendation.
20. Users can create custom workbook views with saved filters; recently viewed items are accessible for quick navigation.
21. **Portfolio Analytics (Enhanced):** Admin dashboard displays cumulative loan volume (all-time \$), annual loan volume (current year \$), loan counts by year, and application received/approved metrics.

11. Risks & Mitigations

Risk	Mitigation
Network/Access to IFS (OMES)	Early joint session to define service account, firewall/VPN, and change control; parallelize UX build while access is finalized. Tom Chamberlain (Ohio) available to support.
OnBase Document Egress Costs	Mirrored database approach—export historical documents once, then ongoing sync. Avoids per-call licensing. Cost confirmation pending from OnBase vendor.
Identity for small towns	Provide non-Microsoft/Google path with enforced MFA; allow entity admins to invite/manage users subject to OWRB approval.
Survey 123 Migration	Map existing forms during discovery; replicate fields and flow logic in portal; test with sample applications before cutover.

12. Assumptions & Dependencies

- **IFS Access:** OWRB/OMES will provide network access and a read-only SQL service account to IFS; Tom will support schema review and stored procedure development.
- **The OnBase API:** REST API available mid-January 2026; document push is free; egress cost for mirror TBD.
- **Branding & Reports:** OWRB will supply branding assets and confirm the list of reports to expose at launch (Loan Detail, Loan Summary, Amortization Schedule confirmed).
- **Application Forms:** OWRB will provide current Survey 123/Word application forms for migration.
- **Provisioning Policy:** OWRB will own user provisioning; entity-admin requests require OWRB approval.
- **Board Approval:** Contract requires board approval.
- **Fiscal Year:** OWRB fiscal year is July–June; billing aligned to fiscal year as described in §15.

13. Accessibility & UX Standards

- WCAG 2.1 AA; keyboard navigation; high-contrast mode; semantic HTML
- CSV/PDF alternatives for grid views and reports; bulk download for docs
- Mobile-responsive layouts for quick lookups and approvals
- User-friendly document aliases (e.g., "Loan Agreement" vs technical file names)

14. About Concourse

Concourse is a leading IT solutions provider to the public sector. We work with more than 270 state, local, and educational entities across the United States to develop and implement state-of-the-art technology solutions that enable governments to serve their constituents more effectively.

Founded to bridge the gap between high-quality commercial technologies and the needs of government buyers, Concourse's mission is to help agencies procure smarter, faster, and more affordably through a streamlined, value-driven approach.

We work closely with OMES on several projects to modernize digital procurement systems. Much of our work for OMES closely matches this project: building a modern, user-friendly front-end experience on top of legacy data systems and processes. We recently delivered a new contract search and management system for OMES and continue to iterate based on their feedback. We are also building the statewide staffing job board for OMES (kickoff January 2026).

Concourse is a contract holder of **SW1041**, which we intend to use for this procurement.

Key Project Team

Name	Role	Background
Thomas Smyth	CEO & Founder	14+ years building technology organizations; worked with 300+ municipalities and K-12 districts; B.A., Yale University
Rapolas Binkys	Product Lead	11+ years in tech as founder, consultant, and investor; leads full product lifecycle from requirements through engineering; B.S., Brown University
Ajay Menon	Client Implementation s Lead	6+ years advising tech enterprises on product strategy; leads client implementations and scoping; B.S., Duke University
Mike Mumma	Customer Success & Delivery Lead	10+ years in tech and consulting with significant public sector experience; oversees delivery operations and strategic accounts; B.A., Georgetown University
Kelsey Shaner	Contracting & Compliance Lead	8+ years operational experience in technology; manages contracting, compliance, and full procurement process from opportunity through award

Phase II Pricing (Future — Water Rights & Well Drillers)

Phase II scope and pricing will be determined based on Phase I learnings and OWRB's requirements for additional divisions. Detailed proposal to be provided upon request.

Authorized Signatures

CONCOURSE TECH INC.

Thomas Smyth

Thomas Smyth, CEO

February 5, 2026

Date

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

Date

ATTEST:

Suzanne Landess, Secretary
(SEAL)

AGENDA ITEM 3D(5)

AMENDMENT

WITH:

Oklahoma Alliance Consultants, LLC

PURPOSE:

Amendment of a Contract with Oklahoma Alliance Consultants, LLC to co-term the contract dates to align with the fiscal year.



State of Oklahoma Office of Management and Enterprise Services

STATE OF OKLAHOMA AMENDMENT NO. 1 TO AGENCY CONTRACT WITH OKLAHOMA ALLIANCE CONSULTANTS, LLC.

This First Amendment to Agency Specific Contract for Oklahoma Water Resources Board with Oklahoma Alliance Consultants, LLC- (the “First Amendment”) is effective as of the date of the last signature below, between the State of Oklahoma by and through the and Oklahoma Alliance Consultants, LC (“Supplier”). This First Amendment supplements and amends Agency Specific Contract for Oklahoma Water Resources Board with Oklahoma Alliance Consultants, LLC- entered into by the parties and effective March 3, 2025, including all supplements and amendments thereto. Unless otherwise indicated herein, capitalized terms used in this Amendment without definition shall have the respective meanings specified in the Contract.

For good and valuable consideration, the parties agree to amend the Contract as follows:

1. The initial term of this contract is extended to June 30, 2026. The first Renewal Period of this contract is amended to July 1, 2026 to June 30, 2027. The second Renewal Period is amended to July 1, 2027 to June 30, 2028. The third Renewal Period is amended to July 1, 2028 to June 30, 2029. The fourth Renewal Period is amended to July 1, 2029 to June 30, 2030.
2. In the event of a conflict between the terms and conditions hereof and the terms and conditions of the Contract, the specific terms set forth in this Amendment shall govern the subject matter herein.
3. Except as expressly modified in this Amendment, all terms and/or provisions of the Contract not addressed herein remain as executed by the parties in the Contract and remain in full force and effect.
4. This Amendment may be executed by electronic signature in counterparts (e-mail, facsimile or otherwise). The counterparts each of which shall constitute an original, but all of which together shall constitute one and the same instrument.

Signatures

The undersigned represent and warrant that they are authorized, as representatives of the party on whose behalf they are signing, to sign this Amendment and to bind their respective party thereto:

**STATE OF OKLAHOMA
by and through the Oklahoma Water
Resources Board**

**OKLAHOMA ALLIANCE CONSULTANTS,
LLC.**

By:

By:


Ross M. Duke (Feb 6, 2026 16:30:26 CST)

Name:

Name:

Ross M. Duke

Title:

Title:

Chief Financial Officer

Date:

Date:

Feb 6, 2026

The State Purchasing Director is signing solely to ensure state agency compliance with provisions of the Oklahoma Central Purchasing Act pursuant to 74 O.S., 85.5 concerning acquisitions by state agencies.

By:


Amanda Otis (Feb 7, 2026 17:15:17 CST)

Name:

Amanda Otis

Title:

State Purchasing Director

Date:

Feb 7, 2026

AGENDA ITEM 3D(6)

AGREEMENT

WITH:

OMES

PURPOSE:

Continuation Statement of Work with Phase2
Development, Inc. For A Custom Accounts Receivable
System

Contract to expand features and processes that will
complete construction of a custom web-based accounts
receivable system. This system will allow the agency to
account for fees and funds received for rendering citizen
services.

This Agreement ("Agreement") made effective March 1, 2026, ("Effective Date") between the State of Oklahoma by and through the Office of Management Enterprise Services for the benefit of Oklahoma Water Resources Board and Phase 2 Development ("Supplier") is a Contract Document in connection with Statewide Contract No. 1025 ("Contract") between the State and Supplier. Unless otherwise indicated, capitalized terms used in this Agreement without definition will have the respective meanings specified in the Contract. The term of the Agreement is from March 1, 2026, through June 30, 2027, not to exceed 5,025 hours for a total spend not to exceed \$1,064,565.00. The maximum term of this Agreement, including any renewals or amendments, is one year from the Effective Date.

The parties further agree that the terms and conditions of SW1025 and any amendments or addendums thereto take precedence over the embedded hyperlinks or terms and conditions contained within any Attachment. Any terms and conditions of any embedded hyperlinks contained within any attachments to this Agreement which expand liabilities or reduce rights and protections for the State are not agreed to by the State.

Resource	Hourly Rate	Total Hours	Total Cost
Senior Engineers, Andrew Clubb, Will Shawn, Clint Hedrick	\$210.00	3,914	\$821,940
Carl Seyer, Exec Account Lead/Product Owner	\$225.00	621	\$139,725
Jen Armstron, UI/UX Designer	\$210.00	327	\$68,670
Craig Bennett, Project Manager	\$210.00	163	\$34,230

This Agreement incorporates the following attachments:

Attachment A: Statement of Work.

The parties recognize that while the State of Oklahoma by and through the Office of Management and Enterprise Services is executing this contract, payment obligations rest solely Oklahoma Water Resources Board, and the Office of Management and Enterprise Services shall not be responsible for such. Please send invoices and billing inquiries to:

Oklahoma Water Resources Board
3800 N Classen Blvd ste 100, Oklahoma City, Oklahoma 73118, United States
accountspayable@owrb.ok.gov

SIGNATURES

The undersigned represent and warrant that they are authorized, as representatives of the party on whose behalf they are signing, to sign this Agreement and to bind their respective party thereto.

**STATE OF OKLAHOMA
by and through the
OFFICE OF MANAGEMENT AND
ENTERPRISE SERVICES:**

PHASE 2 DEVELOPMENT:

By:

Name: Dan Cronin

Title: Chief Information Officer/Chief Transformation Officer

Date:

By: 
Shane Kempton (Feb 10, 2026 10:23:33 CST)

Name: Shane Kempton

Title: President & CTO

Date: Feb 10, 2026

Oklahoma Water Resources Board is additionally executing this Agreement to memorialize its involvement in negotiation of and its agreement with the terms of this Agreement.

**OKLAHOMA WATER RESOURCES
BOARD:**

By:

Name: Thomas A. Gorman

Title: Vuice Chairman

Date:

This Agreement is made effective March 01, 2026, (“Effective Date”) between the State of Oklahoma by and through the Office of Management and Enterprise Services (“State”), for the benefit of Oklahoma Water Resources Board and Phase 2 Development, Inc (“Supplier”) and is a Contract Document in connection with Oklahoma Statewide Contract No. 1025 (“SW1025”) between the State and Supplier. Unless otherwise indicated herein, capitalized terms used in this Agreement without definition shall have the respective meanings specified in SW1025. The term of this Agreement is from March 01, 2026 to June 30, 2027, for a total spend not to exceed \$1,064,565. Supplier shall invoice agency only for hours accepted by Oklahoma Water Resources Board. The parties agree that the terms and conditions of SW1025 prevail over any conflicting terms that may exist in Attachment A.

This Agreement incorporates the following attachments:

1. Attachment A: OWRB AR Reporting Project Extension

The parties recognize that while the State of Oklahoma by and through the Office of Management and Enterprise Services is executing this contract, payment obligations rest solely with the Oklahoma Water Resources Board, and the Office of Management and Enterprise Services shall not be responsible for such. Please send invoices and billing inquiries to the following:

**Oklahoma Water Resources Board
Attn: Accounts Payable
3800 N Classen Blvd, Oklahoma City, OK 73118**

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

SIGNATURES

The undersigned represent and warrant that they are authorized, as representatives of the Party on whose behalf they are signing, to sign this Addendum and to bind their respective Party thereto.

STATE:

SUPPLIER:

Authorized Signature

Authorized Signature

Printed Name

Printed Name

Title

Title

Date

Date

Oklahoma Water Resources Board is additionally executing this Agreement to memorialize its involvement in negotiation of and its agreement with the terms of this Agreement.

IN WITNESS WHEREOF, This Agreement has been duly executed by the parties on the date(s) shown below.

OKLAHOMA WATER RESOURCES BOARD (“OWRB”)

By: Thomas A. Gorman, Chairman

Date

ATTEST:

Suzanne Landess, Secretary

Date

(SEAL)



OKLAHOMA
Water Resources Board

Attachment A: OWRB Accounts Receivable Reporting Project Extension

SW1025 Water Resources Board

Phase2_

Executive Summary

The Oklahoma Water Resource Board (OWRB), through the Office of Enterprise Management Services (OMES), is seeking additional functionality to manage accounts receivable reporting and tracking.

Engagement Overview

This Statement of Work is structured as an extension of a prior 1025 engagement, allowing Agency leadership to determine work/focus areas throughout the engagement, with the option to cancel at any time with 30 days' notice.

Phase 2 will engage a team of 3 engineers during the first stage to quickly iterate on the urgent deliverables section. From July to December, the team will be reduced to 2 developers to focus on fine-tuning the initial deliverables and create additional features as defined by Accounts Receivable leadership. January through June 2027 will be reserved for support and maintenance on an as-needed basis.

Urgent Deliverables – End of June Target, Assuming March Start

- Daily Transaction and Refund Historical Import (6yrs of daily data)
- Invoice Lookup updates
 - Invoices with multiple payments and line items
 - Variable fee, Late Fee, and waiver support
 - Invoice Attachments
 - Delete Invoice
- Finance Admin updates
 - Daily Transaction export
 - ChargeBacks and SendBacks support
 - Closeout retrofit
 - Multiple Deposit Numbers
 - Transaction Selection
 - Closeout Attachments
 - Transfer Worksheet
 - Payment Clearance and Deposit Tracking
 - Payments
 - Issued Refunds and STATCancels
- Manage Division
 - Item Funding groupings and Invoice Import Prefix filter

Ongoing Deliverables

- Division Admin implementation
 - Division Admin Dashboard
 - Daily Transactions Listing (read-only) with Export
 - Division Admin Fees by Month Report
 - View Pending Refunds
 - Request New Refund
 - View Pending Invoices
 - Invoice Export
 - Import Invoices including multiple line items
 - Additional Invoice Fields
 - Delete Invoice – SoftDelete
- Finance Admin updates
 - Application Permissions / App Roles
 - Delete Invoice – SoftDelete Approval
 - Division Invoice integration for division-hosted databases/apps
 - Cross-division event-based email notifications
- Chrome Extension – NIC portal-focused web-crawl / -scraping functionality
- Post-deployment support & maintenance

Team Roles

The following roles present on the Phase 2 team will be available for OWRB resource augmentation. Each role provides specific and valuable services that will result in engagement successes and allow Phase 2 to operate as an independent elite team or as complementary resources to OWRB or other vendor partners.

Executive Account Lead/Product Owner (.35 FTE)

The Executive Account Manager's role is to support the Product Owner and Development Team as they cooperatively plan priorities, execute, and demonstrate progress toward goals.

The Product Owner role exists within the client and vendor organization and is the key representative for the product and goal. He or she is responsible for communicating the vision and requirements to the Development Team.

The Product Owner takes primary responsibility for the Product Backlog, including its initial development and its ongoing revision of the product's development. He or she will also participate in meetings demonstrating progress toward the Development Team's goals.

Project Manager (.1 FTE)

The Project Manager will communicate accurate budgets and timelines between the client and vendor and aids the engineering team as needed with access requests, release tickets, etc.

Senior Engineers

(3 FTE March - June | 2 FTE July - December | .1 FTE Jan-June, As needed)

The Development Team will be responsible for the actual development activities within each Sprint. The team will be cross-functional and include members who are skilled in areas such as coding, testing, UI, etc.

User Interface and User Experience Designer (.2 FTE, as needed)

Usability is a core principle of P2 software product delivery. This role is designed to drive the core principles and practices of great usability into all user interfaces and business process designs. Their task ranges from creating meaningful user experience prototypes to ensuring usability through UAT in the final product.

Engagement Duration, Budget, and Terms

Phase 2 is offering this agreement for the 16 months of work to be completed during the contracted period from March 01, 2026, through June, 2027.

Budget Overview

Total Project Duration: **16 months**

Budget Total: **\$1,064,565**

FTE Count: **3.65**

If required and agreed upon with notice and an approved change order, Phase 2 can increase assigned team resources to fit the needs of OWRB during the course of this agreement.

Budget Detail

Team Member	Hourly Rate	Total Hours	Total Billing
Executive Account Lead/Product Owner	\$225	621	\$139,725
Senior Engineers	\$210	3,914	\$821,940
Project Manager	\$210	163	\$34,230
User Interface/User Experience Designer	\$210	327	\$68,670
		5,025	\$1,064,565

Payment Terms

Phase 2 will bill monthly on net 45 terms. Phase 2 is offering this SOW as a fixed budget variable scope SW1025 agreement over the estimated 16-month time period.

Standard Rates:

Project Manager, UI/UX Designer, Senior Architects, and Software Engineers

– \$210 per FTE hour

Executive Account Lead

– \$225 per FTE hour

Phase 2 requires a signed copy of this agreement and a purchase order. We appreciate your business and look forward to enhancing the evolving functionality of your business. If you have questions or concerns regarding this proposal, please feel free to call **Shane Kempton** at **405.595.9513** or email **shanek@phase2online.com**.

3. SUMMARY DISPOSITION AGENDA ITEMS

WATER RIGHTS ADMINISTRATION DIVISION

February 17, 2026

WATER RIGHTS ADMINISTRATION DIVISION
Applications for Temporary Permits to Use Groundwater

February 17, 2026

APP. NO. & DATE FILED	NAME OF APPLICANT	NUMBER OF WELLS	COUNTY & BASIN	LAND DEDICATED	PURPOSE & AMOUNT RECOMMENDED
2025-572 5/7/2025	Terry Lee Peach II	2	Woodward County, Rush Springs Sandstone	160 acres Section 33, T22N, R19WIM	Irrigation and Agriculture 320 a.f.
2025-623 9/10/2025	Duane Stevens	4	Caddo County, Rush Springs Sandstone	320 acres Section 5, 24, T8N, R11WIM, R12WIM	Irrigation and Agriculture 496 a.f.

WATER RIGHTS ADMINISTRATION DIVISION
Applications to Amend Temporary Permits to Use Groundwater

February 17, 2026

APP. NO. & DATE FILED	NAME OF APPLICANT	NUMBER OF WELLS	COUNTY & BASIN	LAND DEDICATED	PURPOSE & AMOUNT RECOMMENDED
2023-564 3/10/2025	L & H AGRI, LLC	3	Delaware County, Boone/Roubidoux	160 acres Section 27, T23N, R25EIM	Agriculture 160 a.f.

3.G.

WATER RIGHTS ADMINISTRATION DIVISION
Applications for Regular Permits to Use Groundwater

February 17, 2026

APP. NO. & DATE FILED	NAME OF APPLICANT	NUMBER OF WELLS	COUNTY & BASIN	LAND DEDICATED	PURPOSE & AMOUNT RECOMMENDED
2022-561 9/26/2022	D. Shane and Elizabeth A. Temple	1	Garvin County, Washita River Alluvium and Terrace	679.3 acres Sections 34, 35, T3N, R1E1M	Irrigation 679.3 a.f.
2025-613 8/20/2025	Worth Jeffus Family Trust #1	1	Texas County, Ogallala Panhandle	160 acres Section 21, T5N, R14E1M	Irrigation 320 a.f.
2025-618 9/4/2025	F & K Land, LLC	1	Texas County, Ogallala Panhandle	151.05 acres Section 26, T5N, R19E1M	Irrigation 302.10 a.f.
2025-638 10/31/2025	Jennifer L. Colten and Rusty Colten	2	Harper County, North Canadian River Alluvium and Terrace – Phase 1	1,080 acres Sections 2, 12, 35, T26N, T27N, R25W1M	Irrigation 1,080 a.f.

WATER RIGHTS ADMINISTRATION DIVISION
Applications to Amend Regular Permits to Use Groundwater

February 17, 2026

APP. NO. & DATE FILED	NAME OF APPLICANT	NUMBER OF WELLS	COUNTY & BASIN	LAND DEDICATED	PURPOSE & AMOUNT RECOMMENDED
1974-153 9/8/2025	Terra Group, LLC	3	Beckham County, North Fork Red River Alluvium and Terrace	317.2 acres Sections 35, 36, T9N, R25WIM	Irrigation 317.2 a.f.
1996-547 11/21/2025	Neal and Monica Stephenson	5	Woodward County, North Canadian River Alluvium and Terrace – Phase 1	372.1 acres Sections 14, 15, T20N, R17WIM	Irrigation 372.1 a.f.
2024-585 5/2/2025	Paul Dean Blaser and Karina V. Blaser	2	Texas County, Ogallala Panhandle	320 acres Section 23, T5N, R19ECM	Irrigation and Agriculture 640 a.f.

WATER RIGHTS ADMINISTRATION DIVISION
Applications to Amend Prior Rights to Use Groundwater

February 17, 2026

APP. NO. & DATE FILED	NAME OF APPLICANT	NUMBER OF WELLS	COUNTY & BASIN	LAND DEDICATED	PURPOSE & AMOUNT RECOMMENDED
1967-228 9/20/2023	Comanche Exploration Co., LLC	5	Major County, North Canadian River Alluvium and Terrace Phase 1	70 acres Section 28, T20N, R14WIM	Mining (oil and gas) 75 a.f.

WATER RIGHTS ADMINISTRATION DIVISION
Applications for Term Permits to Use Stream Water

February 17, 2026

APP. NO. & DATE FILED	NAME OF APPLICANT	POINTS OF DIVERSION	COUNTY & STREAM SYSTEM	PURPOSE & AMOUNT RECOMMENDED
2025-001 1/21/2025	Neal and Monica Stephenson	One point of diversion on Bent Creek of Section 15, T20N, R17WIM	Woodward County, SS 2-5-3	Irrigation 300 a.f.

WATER RIGHTS ADMINISTRATION DIVISION
Applications for Regular Permits to Use Stream Water

February 17, 2026

APP. NO. & DATE FILED	NAME OF APPLICANT	POINTS OF DIVERSION	COUNTY & STREAM SYSTEM	PURPOSE & AMOUNT RECOMMENDED
2018-072 8/24/2018	Jeffery and Karen Ballagh	One point of diversion on Unnamed Tributary of Turkey Creek in Section 29, T27N, R3EIM	Kay County SS 2-12	Irrigation 210.8 a.f.
2019-036 8/20/2019	The Pork Group, Inc.	Two points of diversion on Ponds in Section 6, T8N, R12EIM	Hughes County SS 2-3	Agriculture 40 a.f.
2019-037 8/20/2019	The Pork Group, Inc.	Two points of diversion on Ponds in Section 19, T6N, R9EIM	Hughes County SS 2-6-1	Agriculture 40 a.f.
2019-039 8/20/2019	The Pork Group, Inc.	Two points of diversion on Ponds in Section 30, T6N, R9EIM	Hughes County SS 2-6-1	Agriculture 33.84 a.f.
2019-040 8/20/2019	The Pork Group, Inc.	Two points of diversion on Ponds in Section 19, T8N, R10EIM	Hughes County SS 2-3	Agriculture 40 a.f.
2024-011 6/3/2024	RC Arey, LLC	One point of diversion on Wildhorse Creek in Section 10, T1S, R3WIM	Carter County SS 1-8-1	Mining (oil and gas) 1,160 a.f.
2025-020 8/15/2025	Billy and Shallon Welborn	One point of diversion on Fowler Creek tributary to South Quapaw Creek in Section 17, T12N, R4EIM	Lincoln County SS 2-7	Irrigation 45 a.f.

**WATER RIGHTS ADMINISTRATION DIVISION
Well Driller and Pump Installer Licensing**

February 17, 2026

DPC NUMBER	NAME OF FIRM	CERTIFIED ACTIVITIES	OPERATORS
New Licenses, Accompanying Operator Certificates and Activities:			
	Peter B. Loewen	Groundwater Wells	Peter Loewen
	S & S Water Well Drilling, LLC	Groundwater Wells	Sam Dunlap
	Lifetime Water Well Service and Drilling	Groundwater Drilling	William Bischof
	John Christian	Pump Installation	John Christian
New Operators, License Name Change, and/or Activities for Existing Licenses:			
	Equus Environmental, LLC	Monitoring Wells	Nicholas Basore
	Aqua Well Drilling	Pump Installation	Ryan Mosora
	Aqua Well Drilling	Pump Installation	Cody Balthrop
	Aqua Well Drilling	Pump Installation	Noah Patton
	Whiterock Resources, LLC	Monitoring Wells	Nicholas Sandel

February 2026 Dam Safety Board items

N. Consideration of and Possible Action on Dams and Reservoir Construction:

1. Parker Dam, OK30674

NID. NO. & COUNTY	NAME OF APPLICANT & NAME OF PROJECT	PLANS & SPECS PREPARED BY	HAZARD CLASSIFICATION	LEGAL DESCRIPTION
OK30674 Logan County	Richard Parker Parker Dam	DW Converse, P.E. Converse Surveying and Engineering Inc	High	Sec. 19, T15N, R02WI

The applicant requests approval for the construction of a small, high hazard potential dam. The dam was first constructed in 1961 without approval by the Board, and it is unknown whether the embankment was designed by a Registered Professional Engineer at that time. Construction activities were completed in 2025 and consisted of widening the crest, regrading the slopes to 4:1, removing excessive vegetation, installing riprap along the upstream slope, and extending the outlet pipe. The applicant also requests a variance for the absence of a valley floor drain and a waiver of the geotechnical investigation. The primary purpose of the dam and reservoir is recreation. The dam is 30 feet tall, with a normal storage capacity of 111 acre-feet and a maximum storage capacity of 281 acre-feet.

2. Miller Dam, OK30685

NID. NO. & COUNTY	NAME OF APPLICANT & NAME OF PROJECT	PLANS & SPECS PREPARED BY	HAZARD CLASSIFICATION	LEGAL DESCRIPTION
OK30685 Ellis County	Ted Miller Miller Dam	Tyler Williams, P.E. Envirotech Engineering & Consulting Inc.	Low	Sec. 21, T19N, R24WI

The applicant requests approval for the construction of a small, low hazard potential dam. The dam was first constructed between 2014 and 2020 without approval by the Board, and it is unknown whether the embankment was designed by a Registered Professional Engineer at that time. The proposed work includes raising the dam and enlarging the spillway. The primary purpose of the dam and reservoir is recreation. The dam is 18 feet tall, with a normal storage capacity of 50 acre-feet and a maximum storage capacity of 132 acre-feet.

3.O.

**ENGINEERING & PLANNING DIVISION
Permit Applications for Proposed Development on
State Owned or Operated Property with Floodplain Areas**

February 17, 2026

APPLICATION NO.	NAME OF APPLICANT	LOCATION	

**PLANNING AND MANAGEMENT DIVISION
Floodplain Administrator Accreditation Applications**

February 1st, 2026

NUMBER	NAME OF COMMUNITY/CID	FLOODPLAIN ADMINISTRATOR
851	Town of Colony	William Andes
852	City of Anadarko	Kim Goodin
853	City of Davis	Brandy Baldwin
854	Town of Butler	Jimmy Fieselman
25	City of Nicoma Park	Jessica Yeager
855	Town of Calumet	Trevor Gibbins

**WATER RIGHTS ADMINISTRATION DIVISION
Cancellation of Groundwater Permits**

February 17, 2026

1996-603A	Briggett Inc.	Grady County
1977-845	Doratheia S. Barnes	Cimarron County
1977-774	Larry G. Martin	Stephens County
2004-534	Kevin and Angela Wallace	Beaver County
1975-920	Ernest Overton, Jr.	Grant County
1952-316	John O. West	Washita County
1953-117	John H. Winn Real Estate Trust	Harper County
1958-378	Dana Mogg	Caddo County
1964-211	Leonard and Vada Friesen	Cimarron County

**WATER RIGHTS ADMINISTRATION DIVISION
Cancellation of Stream Water Permit**

February 17, 2026

1976-052	Patrick F. III and Anne Marie Duggan	Hughes County
1971-361	Allen Holdings, LLC	Pottawatomie County

04000 4. OKLAHOMA COMPREHENSIVE WATER PLAN UPDATE 2025

A. Summary of 2025 Oklahoma Comprehensive Water Plan Executive Report and Accompanying Recommendations, and Summary of Current Revisions to Supporting Data, Reports, and Dashboards.

B. Consideration of and Possible Action on Proposed Resolution Approving Executive Report and Other Draft Documents with Ongoing Revisions that Comprise Portions of 2025 Update of Oklahoma Comprehensive Water Plan and Authorizing Chairman or Vice Chairman of the Board to Approve Non-Substantive Changes and Deem Same Final for the Purposes of Publication and Distribution; Authorizing and Directing Publication and Distribution; Authorizing Approval and Execution of Such Other and Further Documents As May Be Required for the Publication and Distribution; and Containing Other Provisions Relating. Recommended for Approval.



OKLAHOMA

Water Resources Board

The Honorable Kevin Stitt, Governor

The Honorable Kyle Hilbert, Speaker of the House

The Honorable Lonnie Paxton, President Pro Tempore of the Senate

Members of the Oklahoma Legislature

Citizens of Oklahoma

The Oklahoma Water Resources Board (OWRB) respectfully submits for your consideration the 2025 Oklahoma Comprehensive Water Plan (OCWP), the State’s official long-term strategy for managing and protecting Oklahoma’s surface and groundwater resources, which are the foundation of a competitive economy and high quality of life for all Oklahomans.

Oklahoma has a proven commitment to planning for and investing in reliable water resources for agriculture, industry, energy, communities, and other essential uses. The 2025 OCWP builds on that foundation by identifying critical needs and strategic policy and funding actions across four core areas: water infrastructure and workforce, water supplies and storage, water management and policy, and water data and information. The OCWP Infrastructure Survey identifies over \$24 billion in near-term funding needs for water, wastewater, and stormwater construction projects. Ensuring the continued reliability of Oklahoma’s water resources also requires a skilled workforce, modernized water policies, diversified and resilient supplies, expandable water storage and delivery, strong regional coordination, and reliable information on water availability in our surface and groundwater basins to guide decisions.

The OWRB recognizes the commitment of our state and local leaders, as well as our citizens, in funding and policy initiatives, and strongly supports continued investment in the recommendations of the 2025 OCWP. In fulfillment of its statutory responsibility to plan for the development and protection of the State’s water resources, the OWRB formally adopted the 2025 OCWP on February 17, 2026.

Jarred Campbell

Darren Cook

Thomas A. Gorman, Chairman

Ron Justice

Suzanne Landess

Bob Latham

Heather McCall

Bandy Silk

Robert L. Stallings, Jr.

5. SPECIAL CONSIDERATION

WATER RIGHTS ADMINISTRATION DIVISION

February 17, 2026

WATER RIGHTS ADMINISTRATION DIVISION
Application for a Limited Quantity Temporary Groundwater Permit

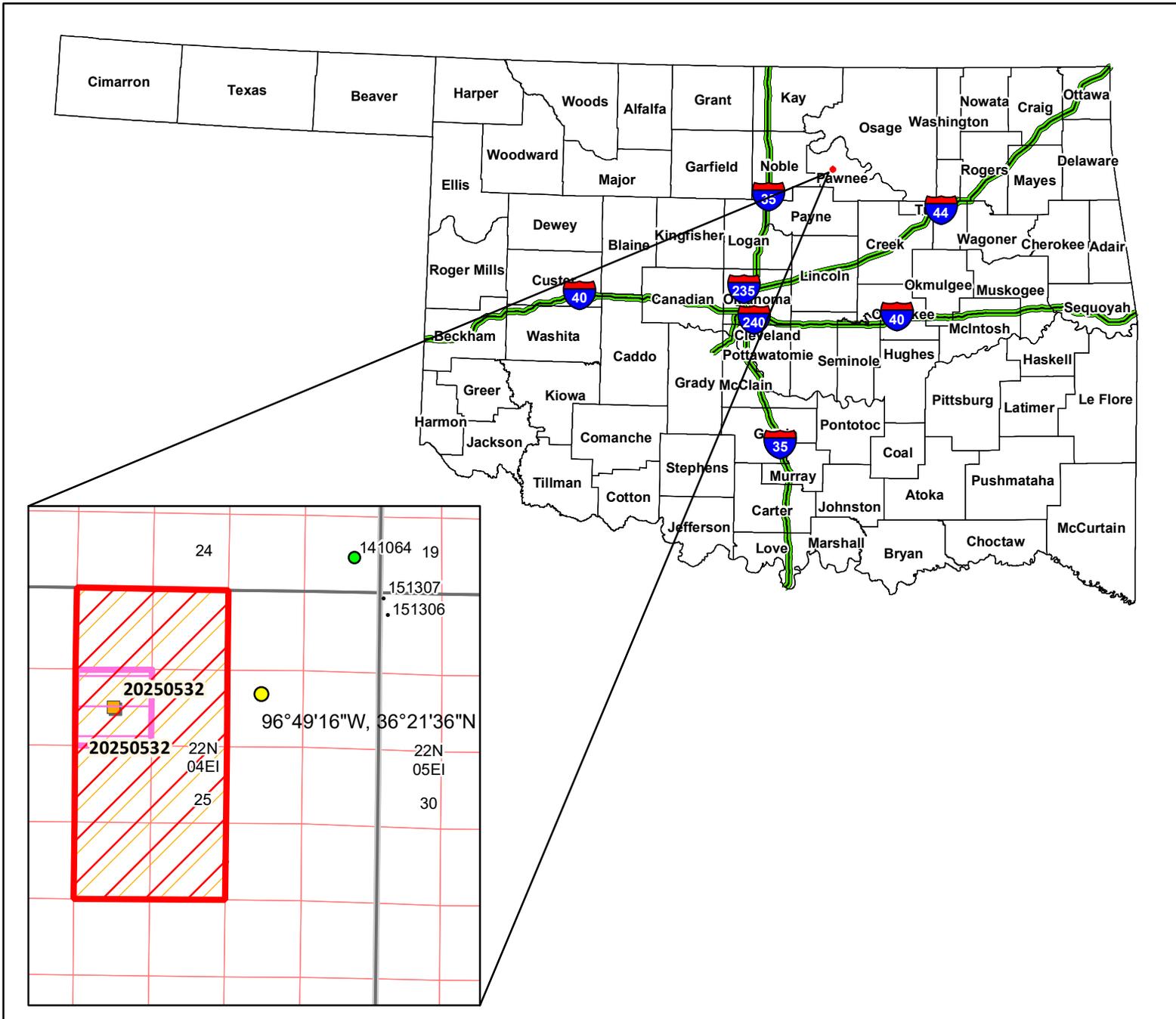
February 17, 2026

NUMBER & DATE	COUNTY	NAME OF APPLICANT	RECOMMENDATION
2025-532 2/24/2025	Pawnee County	ONEWORLDTREE	Approval for proposed order

ONEWORLDTREE c/o Vince Phung of 346776 E 4500 Road, Pawnee, OK 74058 has filed an application, #2025-532, with the Oklahoma Water Resources Board (Board) for a permit to use 1.65 acre-feet of groundwater per year. The groundwater is proposed to be used for agriculture (medical marijuana) purposes and to be withdrawn from 80 acres located in the W2 NE of Section 25, T22N, R4EIM, Pawnee County. The applicant gave proper Public Notice, the application was protested, and an administrative hearing was held on December 9, 2025. The Board concludes that the well exception request should be granted. The hearing examiner recommends approval of the application.

Groundwater Application: Permit #2025-532

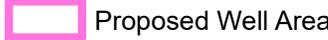
Oneworldtree - Pawnee County



Main Legend

-  Dedicated Lands
-  Counties
-  Interstates

Inset Legend

-  Protestant's Well (no well log)
-  Proposed Well Area
-  Dedicated Lands
-  Townships
-  Sections
-  Q3 Grid
-  Groundwater Wells
-  Reported Well Logs

OWRB Permits

-  Groundwater, Active
-  Groundwater, Pending
-  Surface Water, Active
-  Surface Water, Pending

OWRB Dedicated Lands

-  Groundwater, Active
-  Groundwater, Pending
-  Surface Water, Active
-  Surface Water, Pending



**BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA**

IN THE MATTER OF THE APPLICATION
OF ONEWORLDTREE, LLC
TO USE GROUNDWATER IN
PAWNEE COUNTY, OKLAHOMA

APPLICATION NO. 2025-0532

PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW, AND BOARD ORDER

A hearing on the above-styled matter was conducted at the Board offices in Oklahoma City, Oklahoma on December 9, 2025, at 9:00 a.m. The proceeding arose because one (1) protestant filed an objection to the Application for a Temporary Groundwater Permit submitted by Oneworldtree, LLC, (or "Applicant") for use in Pawnee County, Oklahoma. The individuals who filed their objection to the application by email for Turner Ranch, LLC ("Protestant") appeared pro-se for the hearing, consisting of Jane Turner Imgarten, Terry Turner, and Patrick Turner. Vince Phung, an owner of Oneworldtree, appeared pro-se and to testify for the Applicant at the hearing.

After the hearing was adjourned, the matter was taken under advisement by the hearing examiner. A Proposed Order was prepared, served on the parties, and presented to the Board for consideration and action. Based upon the separately stated Findings of Fact and Conclusions of Law that follow, the Board determines that Application No. 2025-0532 should be granted as set forth below.

FINDINGS OF FACT

Upon its evaluation of the evidence and additional records and facts officially noticed in the record, the Board hereby makes the following Findings of Fact:

BACKGROUND OF THE APPLICATION

1. The Applicant applied for a Temporary Groundwater Permit on or about February 24, 2025 to authorize the use of 1.65 acre-feet of groundwater per year from one (1) well located on the dedicated land leased by the Applicant. The purpose of the requested use is for the agricultural commercial indoor grow of Medical Marijuana. The land dedicated to this permit encompasses 80 acres located in the W/2 NESection 25, Township 22 North, Range 4, East of the Indian Meridian, Pawnee, overlying the North-Central Oklahoma groundwater basin. The Board has not established a maximum annual yield for this basin, so the amount of groundwater available to the Applicant by its equal proportionate share is 2.0 acre-feet of groundwater per acre of dedicated land in the basin or subbasin per year. *See 82 O.S. §1020.11 B. 2.*

NOTICE OF APPLICATION AND PROTESTS

2. Board staff notified Applicants by letter dated July 14, 2025, that the application had been reviewed and directed them to give notice of the application by certified mail to each surface owner within

1,320 feet of the outside boundary of each 10-acre-tract of wells covered by the application. The notice set a protest deadline of 10 days after the receipt of notice. See OWRB Exhibit 3.

3. Applicant filed with the Board an Affidavit of Notification by Certified Mail, dated as received by the Board on September 11, 2025, stating the notification of the application occurred by certified mail, as supported by the documentation included in OWRB Exhibit No. 4. Notice of the Application is found to be proper. Turner Ranch, LLC timely filed a letter in objection by email dated August 13, 2025, followed up by their attorney's letter marked received by OWRB on August 25, 2025.

HEARING SUMMARY

4. The hearing was held on December 9, 2025, at approximately 9:00 a.m., as scheduled. The hearing was opened, and the three appearing partners of Turner Ranch, LLC acknowledged an understanding that their attorney advised OWRB offices he would not be appearing for the hearing, but that the Protestants would be there for it. Evidence and arguments were received, and the hearing was adjourned.

5. The admitted exhibits from the hearing were: Oklahoma Water Resources Board application file consisting of Exhibit 1: Application, Exhibit 2: Ownership Documents, Exhibit 3: Notice of Application, Exhibit 4: Proof of Service, Exhibit 5: Protest Letter by Turner Ranch, LLC, Exhibit 6: Notice of Hearing, Exhibit 7: License and Certificate, Exhibit 8: Attorney Entry of Appearance, Exhibit 9: Attendance Sheet. Applicant provided the additional Exhibit 10: Updated OMMA Commercial Grower License for Oneworldtree, LLC.

APPLICANT'S WELL IS ON LAND PROPERLY DEDICATED TO THE PERMIT

6. The evidence shown by Applicant's Residential Lease Agreement dated as signed on May 1, 2025, and the Warranty Deed dated as signed on July 31, 2020, showed sufficient evidence that the land for the groundwater well is leased to the Applicant by a deeded owner of the land. *See Exhibit 2.*

THE LAND OVERLIES A GROUNDWATER BASIN

7. The property dedicated to the permit overlies a groundwater basin known as the North-Central Oklahoma groundwater basin. The Board has not yet approved a maximum annual yield for this basin, and the amount of groundwater available to the Applicant by equal proportionate share is 2.0 acre-feet per acre of dedicated land per year. Applicant is applying for less than that amount at 1.65 acre-feet of dedicated land in the basin or subbasin per year.

BENEFICIAL USE: "LAWFUL PURPOSE" ELEMENT

8. Applicant proposes to permit the beneficial use of the agricultural indoor commercial grow of Medical Marijuana. The undisputed evidence at the hearing presented by the Applicant was that Oneworldtree, LLC, is current and valid on its Oklahoma Medical Marijuana Authority licensure requirements. *See Exhibit 10.* The evidence submitted by Applicant showed that Vincent Phung is a member of the company with part ownership, thus showing his connection to the company and the Applicant company. *See Exhibit 2.* The Board finds Applicant has met the lawful purpose element that is for a beneficial agricultural use.

WASTE BY POLLUTION ELEMENT

9. There was no evidence that waste by pollution as defined by 82 O.S. §1020.15 will be likely to occur. As a result, the findings of fact based upon the evidence indicate that it is more probable than not that waste by pollution will not occur.

WASTE BY DEPLETION ELEMENT

10. There was no evidence that waste by depletion as defined by 82 O.S. §1020.15 will be likely to occur. The amount of requested water the Applicant is applying for is *less* than the full amount of the Applicant's legally available equal proportionate share. *See 82 O.S. §1020.11 B.2 and Exhibit 1.* Regarding efficiency of water use, Vincent Phung testified that the operation is indoors and that some of the water gets recycled. Oklahoma statute 82 O.S. §1020.15 does not authorize the Board to deny a permit because neighbors predict aquifer depletion, speculate about contamination, or fear economic loss. When withdrawals stay inside the equal Protestant's well *might* produce less water is immaterial. As written, the law contemplates the eventual depletion of the groundwater resources, and "the use or nonuse by one landowner neither decreases nor increases the proportionate share of another." OWRB v. Texas County Irr. And Water Resources Ass'n, Inc., 1984 OK 96, ¶ 7, 711 P.2d 38. Therefore, based upon the evidence it is found that the Applicant met this element.

WELL-SPACING ELEMENT

11. No evidence was shown to contradict the Applicant's testimony by Vince Phung that there would not be a better location on the Applicant's leased property area for placing the well to make it further away and outside the 1,320-foot well-spacing distance from the Protestant's well. It is found that a disallowance of a location exception would result in an inequitable or unreasonable result, and a well-spacing exception pursuant to 82 O.S. 1020.18 and OAC 785:30-3-6 should be granted by the Board.

CONCLUSIONS OF LAW

Based upon applicable law, and as applied to the above Findings of Fact and the evidence in the record, the Board draws the following Conclusions of Law:

LAW APPLICABLE TO USE OF GROUNDWATER GENERALLY

12. Under Title 60 O.S. § 60, the owner of the surface of a given tract of land owns the fresh groundwater beneath the surface of that land. That surface owner, or a lessee of the surface owner, may use such groundwater in accordance with the use regulations imposed by the Oklahoma Groundwater Law, Title 82, Oklahoma Statutes. As written, the law contemplates the eventual depletion of the groundwater resources, and "the use or nonuse by one landowner neither decreases nor increases the proportionate share of another." OWRB v. Texas County Irr. And Water Resources Ass'n, Inc., 1984 OK 96, ¶ 7, 711 P.2d 38.

SUBJECT MATTER JURISDICTION

13. The Board has subject matter jurisdiction to adjudicate applications for use of groundwater according to the Oklahoma Groundwater Law and the Board's rules promulgated pursuant thereto.

PERSONAL JURISDICTION AND DUE PROCESS

14. Due and proper notice of this proceeding was provided to all potentially interested persons as required by law. The Applicant and the Protestants of record have been afforded due process of law and an adequate opportunity to be heard.

GROUNDWATER LAW: ELEMENTS TO BE DETERMINED

15. When a person makes an application for new groundwater permit, OAC 785:30-3-5 in this context, the rules require the Board to determine several specific issues. If the Board finds for the Applicant on all these issues according to OAC 785:30-3-5, the rule provides that the Board *shall* approve the application. These are:

- a. The applicant owns the surface of the dedicated land or has a valid lease or other legal authority for the taking of groundwater from the land;
- b. The dedicated land overlies a fresh groundwater basin or subbasin.
- c. The use to which the Applicant intends to put the water is a beneficial use. Defined by OAC 785:30-1-2, a beneficial use is "the use of such quantity of stream or groundwater when reasonable intelligence and reasonable diligence are exercised in its application for a lawful purpose and as is economically necessary for that purpose. Beneficial uses include but are not limited to municipal, industrial, agricultural, irrigation, recreation, fish and wildlife, etc."
- d. Waste by depletion and waste by pollution as defined by 82 O.S. §1020.15 will not occur.
- e. If the new or proposed well site location is inside of the well-spacing requirements, whether drilling or completing the well at a location within the well-spacing requirements would be inequitable or unreasonable. OAC 785:30-3-6.

EVIDENCE OF VALID LEASE RIGHTS FOR THE WELL BEING ON LAND DEDICATED TO THE PERMIT WAS PROPERLY ESTABLISHED

16. The Board adopts and incorporates the findings in paragraph 6 and finds that Applicant's land is properly dedicated to the location being sought to be permitted.

THE LAND OVERLIES A GROUNDWATER BASIN

17. Based upon the submitted evidence, the Board concludes that the property dedicated to the permit overlies a groundwater basin known as the North-Central Oklahoma groundwater basin. The Board has not established and approved a maximum annual yield for this basin, so the equal proportionate share of the amount of groundwater available to Applicant annually is 2.0 acre-feet per acre of dedicated land.

THE BENEFICIAL USE FOR LEGAL PURPOSES WAS ESTABLISHED

18. The Board adopts and incorporates the reasons provided in paragraph 8 and concludes that the Applicant met the requirements for the beneficial use of groundwater.

NO WASTE BY POLLUTION WAS SHOWN TO BE LIKELY TO OCCUR

19. The Groundwater Law and Board rules provide that the Board must determine whether Applicant will allow waste by pollution as specified by OAC 785:30-3-5 to occur.

20. For the reasons set forth in Paragraph 9, the Board concludes that Applicant will not commit waste by pollution as described in 82 O.S. § 1020.15 and OAC 785:30-3-5 by using the requested permit.

NO WASTE BY DEPLETION WAS SHOWN TO BE LIKELY TO OCCUR

21. The Groundwater Law and Board rules provide that the Board must determine whether the Applicant will allow waste by depletion to occur, as specified by OAC 785:30-3-5 and 82 O.S. § 1020.15.

22. The Board acknowledges the Protestant's important public concerns about the groundwater supply in the area and that the use of groundwater could potentially be adversely affected by neighboring uses of groundwater from the same basin. However, there is no basis in this case to determine that Applicant's proposed use will be impermissible or unlawful. The stated purpose of Oklahoma Groundwater Law is to promote the reasonable development and use of the groundwater resources by overlying landowners. 82 O.S. § 1020.2(A). As written, the law contemplates the eventual depletion of the groundwater resources, and "the use or nonuse by one landowner neither decreases nor increases the proportionate share of another." OWRB v. Texas County Irr. And Water Resources Ass'n, Inc., 1984 OK 96, ¶ 7, 711 P.2d 38.

23. Based upon the Findings of Fact in paragraph 10, the Board concludes that Applicant will not commit waste by depletion as described in 82 O.S. § 1020.15, and OAC 785:30-3-5, by using the requested permit.

A WELL-SPACING EXCEPTION IS PROPER

24. 82 O.S. §1020.18 and OAC 785:30-3-6(a)(1) require the Board to examine whether disallowing a well-spacing exception would be unreasonable or inequitable.

25. For the reasons set forth in Paragraph 11, the Board concludes that the applicable well-spacing exception should be granted.

ULTIMATE CONCLUSION

26. Based upon the Findings of Fact and Conclusions of Law above, the Board concludes a Temporary shall be granted.

ORDER

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the application for a Temporary Groundwater Permit No. 2025-0532 for one well in the name of Oneworldtree, LLC, is hereby **granted** with a well-spacing exception. Oneworldtree, LLC shall be required to annually report its water use to the Oklahoma Water Resources Board as directed by 82 O.S. § 1020.12 (A) and OAC 785:30-5-9.

IT IS FURTHER ORDERED that all other terms and provisions set forth in the application and those not inconsistent with provisions of this Order shall be incorporated into and made a part of the permit.

IT IS SO ORDERED by the Oklahoma Water Resources Board in regular and open meeting this _____ day of _____, 2025.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

ATTEST:

Suzanne Landess, Secretary
(SEAL)

WATER RIGHTS ADMINISTRATION DIVISION
Application for a Temporary Groundwater Permit

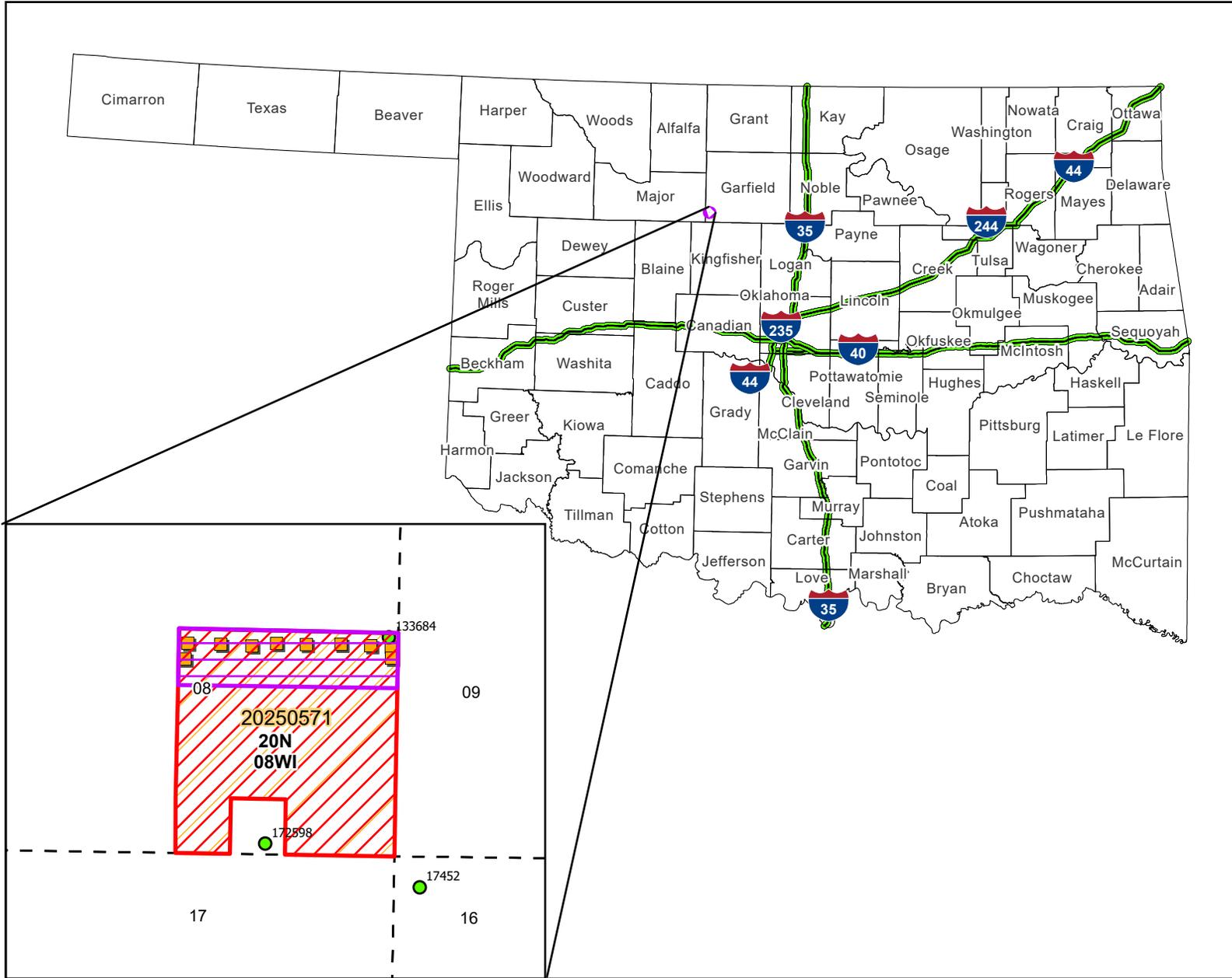
February 17, 2026

NUMBER & DATE	COUNTY	NAME OF APPLICANT	RECOMMENDATION
2025-571 5/6/2025	Garfield County	Luke Snyder and Elisa Snyder.	Approval for proposed order

Luke and Elisa Snyder of 14802 W. Osborne Road, Ames, OK 73718 has filed an application, #2025-571, with the Oklahoma Water Resources Board (Board) for a permit to use 300 acre-feet of groundwater per year. The groundwater is proposed to be used for irrigation (wheat, soybeans, and peas) and taken from 150 acres located as follows: in the SE of Section 8, R20N, R8WIM, Garfield County. The water is to be withdrawn from ten (10) wells located as follows: in the N2 N2 SE of Section 8, T20N, R8WIM, Garfield County. The applicant gave proper Public Notice. The application was protested and an administrative hearing was held on November 6, 2025. The hearing examiner recommends the acre-feet will be 200 acre-feet of groundwater annually instead of the requested amount of 300 acre-feet. The hearing examiner recommends approval, as per the acre-feet change listed.

Groundwater Application #2025-571

Luke and Elisa Snyder, Garfield County



Main Legend

- Proposed Well Area
- Counties
- Interstates

Inset Legend

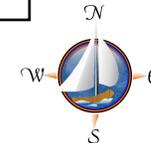
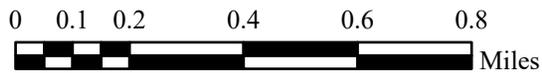
- Proposed Wells Area
- Dedicated Land
- Townships
- Sections
- Groundwater Wells
- Reported Well Logs

OWRB Permitted Points

- Groundwater,Active
- Groundwater,Pending
- Surface Water,Active
- Surface Water,Pending

OWRB Dedicated Lands

- Groundwater,Active
- Groundwater,Pending
- Surface Water,Active
- Surface Water,Pending



**BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA**

IN THE MATTER OF THE APPLICATION
OF LUKE SNYDER AND ELISA SNYDER
FOR A TEMPORARY PERMIT
TO USE GROUNDWATER IN
GARFIELD COUNTY, OKLAHOMA

APPLICATION NO. 2025-0571

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND BOARD ORDER

This proceeding arose from the Application for Groundwater Permit, by Luke and Elisa Snyder (“Applicants”), Application No. 2025-0571, seeking a permit to authorize use of 300 acre-feet per year from 10 wells, located in Garfield County, Oklahoma and stated to be used for the irrigation of wheat, soybeans and peas. Protestants who filed objections to it were David W. Watson, Linda Allen, Marilyn M. Tarron, the Kaci R. Croka Revocable Trust Dated September 19, 2001 ("Trust"), Daryl Ekman and Jackie Ekman.

A hearing was held at the Oklahoma Water Resources Board (“Board”) offices in Oklahoma City, Oklahoma on November 6, 2025. After the hearing was adjourned, the matter was taken under advisement by the hearing examiner. A Proposed Order was prepared, served on the parties, and presented to the Board for consideration and action. Based upon the separately stated Findings of Fact and Conclusions of Law that follow, the Board determines that Application No. 2025-0571 should be granted as set forth below:

FINDINGS OF FACT

Upon its evaluation of the evidence and additional records and facts officially noticed in the record, the Board hereby makes the following Findings of Fact:

BACKGROUND OF APPLICATION

1. Applicants applied for a Temporary Groundwater Permit to authorize the withdrawal of 300 acre-feet of groundwater per year from 10 proposed wells on 150 acres of property owned by the Applicants, which equates to 2.0 acre-feet per acre annually. The property dedicated to the application is in the SE/4 of Section 8, Township 20 North, Range 8, West of the Indian Meridian, Garfield County, Oklahoma. *See OWRB Exhibit No. 1.* The stated purpose of the requested use is for the irrigation of wheat, soybeans and peas. The land dedicated to the application overlies the groundwater basin known as the Alluvium and Terrace of the Cimarron River Basin. The Board has not yet approved a maximum annual yield for this basin and the amount of groundwater available to the Applicants is no less than 2.0 acre-feet per acre of dedicated land per year.

NOTICE OF APPLICATION AND PROTESTS

2. Board staff notified Applicants by letter dated June 25, 2025, that the Application had been reviewed and directed them to give notice of the application by certified mail to each surface owner within 1,320 feet of the outside boundary of each ten (10) acre-tract of wells covered by the application. See *OWRB Exhibit 3*.

3. Applicants filed with the Board an Affidavit of Notification, dated as signed on August 6, 2025 stating the notification of the application occurred by certified mail, as supported by the documentation included in *OWRB Exhibit No. 4*.

HEARING SUMMARY

4. The hearing was held on November 6, 2025, as scheduled. Applicant Luke Snyder appeared in person. Protestants Marilyn Tarron and David Watson appeared in person. Protestant Kaci R. Croka-Tarrant, on behalf of the Kaci R. Croka Revocable Trust dated September 19, 2001, and Jackie Eckman appeared with attorney, Craig Riffel. Protestant Linda Allen failed to appear and as a result defaulted and abandoned any interest pursuant Oklahoma Administrative Code (“OAC”) 785:4-7-3(c). The hearing was opened, appearances were entered, witnesses were sworn, exhibits were entered, evidence and arguments were heard, and the hearing was adjourned. After the hearing was adjourned, the matter was taken under advisement. Thereafter, a proposed order was prepared, served upon the parties.

5. The exhibits from the Oklahoma Water Resources Board file were admitted without objections, consisting of: OWRB Exhibit No. 1, Application No. 2025-0571; OWRB Exhibit No. 2, Ownership Documents; OWRB Exhibit No. 3, Notice of Application; OWRB Exhibit No. 4, Proof of Service; OWRB Exhibit No. 5, Protest Letters; OWRB Exhibit No. 6, Notice of Hearing and Green Cards; OWRB Exhibit No. 7, Proof of Publication; and OWRB Exhibit No. 8, Hearing Attendance Sheet.

LAND OWNED BY THE APPLICANTS

6. Applicants asserted ownership in their application of the following tract they sought to dedicate to the Application: the SE/4 of Section 8, Township 20 North, Range 8, West of the Indian Meridian, Garfield County, Oklahoma. See *OWRB Exhibit No. 1*. Ownership of the land by the Applicants was not disputed at the hearing.

THE LAND OVERLIES A GROUNDWATER BASIN

7. The property dedicated to the temporary application overlies a groundwater major basin known as the Alluvium and Terrace of the Cimarron River Basin which was not disputed at the hearing. No maximum annual yield for this basin has yet been established by the Board, and the amount of groundwater available to the Applicants is 2.0 acre-feet per acre of dedicated land per year.

BENEFICIAL USE ELEMENT

8. The protest letter by the Kaci R. Croka Revocable Trust Dated September 19, 2001, Daryl Ekman and Jackie Ekman by their legal counsel was admitted into evidence as OWRB Exhibit 5, itself attaching 9 exhibits. Based upon the publication dated February, 2021 by Oklahoma State University, the growing season for peas spans roughly 8 to 12 weeks of water per year. The Michigan State University report dated May 31, 2016 states peas require 1 inch of water during their growing season, equating to 8 to 12 inches per year. The NASA publication report entitled “Expert Group – Growing Wheat” indicates that wheat requires 12 to 15 inches of water per year. Finally, the included Bayer Crop Science report dated February 28, 2023 shows soybeans require the most at 20 to 26 inches of water per year. According to the calculations set forth in the brief by Protestant relying upon the University of Minnesota Extension document, one inch of water per acre is the equivalent of 27,154 gallons of water. Protestant alleged with supporting exhibits the Applicant will be producing an excess of 68,428,980 (97,755,300 – 29,326,320) gallons if farming peas, an excess of 61,097,400 (97,755,300 – 36,657,900) gallons if farming wheat, and an excess 34,214,940 (97,755,300 – 63,540,360) gallons if farming soybeans, all with no rainfall included. Applicant presented no alternative documentary evidence to contradict the accuracy of Protestants’ crop rainfall publications that were admitted into evidence.

9. The Protestant alleged that the extra amount of groundwater allocated could be explained as a request for additional water that can potentially be used for non-beneficial purposes not listed on the Application. *See OWRB Exhibit 5.* Mr. Snyder, (“Applicant”) testified to the contrary that the water would not be used for anything else, and that he applied for an amount to supplement during the growing season period to keep the crop from dying. There was insufficient evidence proving conclusively the Applicant affirmatively intends to use the requested water for other non-beneficial purposes not listed in the Application.

WASTE BY POLLUTION ELEMENT

10. No substantive and direct evidence was presented that waste by pollution will occur under the narrow definitions found under 82 O.S. § 1020.15 (7).

WASTE BY DEPLETION ELEMENT

11. Protestant Trust alleged that the terms of the Application would take or use fresh groundwater in a manner so that the water is lost by depletion for beneficial use, because the requested amount is unreasonable and is not economically necessary for the stated purpose. Protestant Trust cited publications as previously described to analyze the average water amounts needed for each of the three applicable crops. *See OWRB Exhibit 5.*

12. Protestant also alleged that pumping water with 10 wells into a retention pond and then onto the crops causes additional evaporation into the air and absorption into the soil depicted in the map to fit within a 660 square-foot area. *See OWRB Exhibit 1.* Mr. Snyder testified that his reason for proposing the 10 wells is because his machines only have an approximate strength of 35 gallons per minute, as opposed to having a 70-gallons per minute capability. Additionally, he stated that the

retention pond is needed to get enough of an available volume to enable his machines to apply it onto the fields.

WELL-SPACING DISTANCE IS NOT APPLICABLE TO THIS BASIN

13. The Protestants did not raise well-spacing as an issue and it is not an issue before the Board in this case, as no well-spacing distance is imposed upon this groundwater basin area for the application under OAC 785:30-3-6. The Board staff also noted well-spacing does not apply. *See OWRB Exhibit 1.* The Oklahoma Water Resources Board has not yet established a maximum annual yield determination for the Alluvium and Terrace of the Cimarron River, which is a major groundwater basin and therefore no well spacing has been set.

CONCLUSIONS OF LAW

Based upon applicable law, and as applied to the above Findings of Fact and the evidence in the record, the Board draws the following Conclusions of Law:

LAW APPLICABLE TO USE OF GROUNDWATER GENERALLY

14. Under Title 60 O.S. § 60, the owner of the surface of a given tract of land owns the fresh groundwater beneath the surface of that land. That surface owner, or a lessee of the surface owner, may use such groundwater in accordance with the use regulations imposed by the Oklahoma Groundwater Law, Title 82, Oklahoma Statutes. As written, the law contemplates the eventual depletion of the groundwater resources, and “the use or nonuse by one landowner neither decreases nor increases the proportionate share of another.” OWRB v. Texas County Irr. And Water Resources Ass’n, Inc., 1984 OK 96, ¶ 7, 711 P.2d 38.

SUBJECT MATTER JURISDICTION

15. The Board has subject matter jurisdiction to adjudicate applications for use of groundwater according to the Oklahoma Groundwater Law and the Board's rules promulgated pursuant thereto.

PERSONAL JURISDICTION AND DUE PROCESS

16. Due and proper notice of this proceeding was given to all potentially interested persons as required by law. The Applicant and the Protestants of record have been afforded due process of law and an adequate opportunity to be heard.

GROUNDWATER LAW: ELEMENTS TO BE DETERMINED

17. When a person makes an application for new groundwater permit, OAC 785:30-3-5 in this context, the rules require the Board to determine several specific issues. These are:

- a. The applicant owns the surface of the dedicated land or has a valid lease or other legal authority for the taking of groundwater from the land;

- b. The dedicated land overlies a fresh groundwater basin or sub-basin.
- c. The use to which the Applicant intends to put the water is a beneficial use. Defined by OAC 785:30-1-2, a beneficial use is “the use of such quantity of stream or groundwater when reasonable intelligence and reasonable diligence are exercised in its application for a lawful purpose and as is economically necessary for that purpose. Beneficial uses include but are not limited to municipal, industrial, agricultural, irrigation, recreation, fish and wildlife, etc.”
- d. Waste by depletion and waste by pollution as defined by 82 O.S. § 1020.15 will not occur.

If the Board finds for the Applicant on all these issues according to OAC 785:30-3-5, the rule provides that the Board shall approve the application.

EVIDENCE OF VALID OWNERSHIP FOR THE WELL LAND
DEDICATED TO THE PERMIT WAS PROPERLY ESTABLISHED

18. The Board finds that Applicants have provided sufficient proof of ownership and rights showing that the land is dedicated to the location being sought to be permitted.

LAND OVERLIES A GROUNDWATER BASIN

19. Based upon the submitted evidence, the Board concludes that the property dedicated to the application overlies a groundwater basin known as the Alluvium and Terrace of the Cimarron River. The amount of groundwater available to Applicants is 2.0 (two) acre-feet per acre of dedicated land per year.

BENEFICIAL USE HAS BEEN ESTABLISHED
IF THE PERMITTED AMOUNT IS REDUCED

20. “Beneficial Use” is defined in OAC 785:30-1-2 as “the use of such quantity of stream or groundwater when reasonable intelligence and reasonable diligence are exercised in its application for a lawful purpose and as is economically necessary for that purpose. Beneficial uses include but are not limited to municipal, industrial, agricultural, irrigation, recreation, fish and wildlife, etc.” “Irrigation use” is defined in OAC 785:30-1-2 as “use of water for the production of food, fiber, crops, timber, fruits, nuts; and water applied to pastures, fields, landscaping, horticulture services, and golf courses.” Applicants’ proposed use meets the definition of beneficial use. However, the requested amount of groundwater at 300 acre-feet annually is found to exceed that which is *economically necessary* for the listed beneficial use of irrigating these types of crops.

21. The Board finds that Applicant’s proposed beneficial use meets the “economically necessary” element if the amount of permitted groundwater per year is reduced from 300 to 200 acre-feet annually. This amount is calculated based upon Protestant’s information that without rainfall, the maximum gallons of groundwater required per year for soybeans is approximately 63,540,360 gallons annually. Soybeans are applied to the reduction calculation because they are shown to use the *most* water on average of the three crops listed by Applicant, and not the least water. Protestants provided figures indicating 325,851 gallons of water equates to one foot of

water per acre. 325,851 gallons x 200 acre-feet per year = 65,170,200 gallons per year. While this reduces the permitted amount of groundwater to be permitted from 300 to 200 acre-feet annually, the result closely matches and slightly exceeds the amount shown to be required in a hypothetical scenario if entirely using the most water-intensive crop (soybeans) with no rainfall. *See OWRB Exhibit 5, Page 6.* The calculation to arrive at the specific amount of 200 acre-feet annually in this case therefore also conforms with the Administrative Procedures Act's requirement to "exercise any remaining doubt in favor of a reasonable interpretation which limits agency power and maximizes individual liberty." 75 O.S. § 318 E.

WASTE BY POLLUTION

22. The Groundwater Law and Board rules provide that the Board must determine whether Applicant will allow waste by pollution as specified by OAC 785:30-3-5 to occur.

23. The Board concludes that Applicants will be less likely to commit waste by pollution as described in 82 O.S. § 1020.15 and OAC 785:30-3-5 by using the requested permit.

WASTE BY DEPLETION

24. The Oklahoma Groundwater Law and Board rules provide that the Board must determine whether Applicant will allow waste by depletion as specified by OAC 785:30-3-5 and 82 O.S. § 1020.15 to occur. Absent published Oklahoma case law or statutory definitions on point specifically finding otherwise, the Board declines to find that the use of the pond in this case causes an excessive loss in transit or is inefficient to the degree of causing excessive losses of the groundwater to be permitted.

25. The Board concludes that Applicants have met their burden of proof and will not commit waste by depletion as defined by 82 O.S. § 1020.15 (4) and (5).

WELL-SPACING REQUIREMENTS ARE NOT APPLICABLE

26. None of the well-spacing rules as set forth in OAC 785:30-3-6 are applicable to this groundwater basin.

PROTESTANTS' ALTERNATIVE RELIEF REQUESTS: WATER METERING AND LIMITING NUMBER OF WELLS

27. One of the statements of relief sought by Protestants is to require water metering of the Applicants' wells, if the Application is granted. The Oklahoma Water Resources Board does not have a unilateral authority by statute to require water metering, and such authority must be triggered by a condition precedent. The provisions of 82 O.S. §1020.19 state as follows: "Upon request of a majority of the landowners residing within a basin or subbasin, the Board is authorized to require that water wells be metered and that such meters as the Board shall approve be utilized by the applicant and be placed under seal, subject to reading by the agents of the Board at any time." The requirements of 82 O.S. §1020.19 were not satisfied because there was no evidence that a majority of the landowners residing within this basin requested water well-metering.

However, “holders of permits shall be required to report to the Oklahoma Water Resources Board annually their use of water pursuant to their permits. Willful failure to report annual usage may result in cancellation of the permit by the Board upon proper notice and hearing as provided in the Administrative Procedures Act.” 82 O.S. § 1020.12(A.) *See also*, OAC 785:30-5-9.

28. Oklahoma Groundwater Law does not impose a limit on the number of wells that can be utilized for groundwater use with a permit. The Applicant’s testimony indicated the 10 wells are needed as described in paragraph 11 to facilitate an effective water flow to the crops. For these reasons the Board declines to impose a reduction in the proposed number of wells.

CONCLUSION

29. Based on the Findings of Fact and Conclusions of Law above, the Board concludes that a Temporary Groundwater permit limited to 200 acre-feet annually with up to 10 wells shall be granted.

ORDER

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the application for Groundwater Permit No. 2025-0571 in the names of Luke Snyder and Elisa Snyder is hereby granted for 10 wells as set located and set forth in the Application, with a permitted amount of 200 acre-feet of groundwater annually for the stated purpose of irrigating wheat, soybeans and peas. Applicants shall be required to submit annual reports of water use to the Oklahoma Water Resources Board pursuant to OAC 785:30-5-9.

IT IS FURTHER ORDERED that all other terms and provisions set forth in the application and not inconsistent with provisions of this Order shall be incorporated into and made a part of the permit.

IT IS SO ORDERED by the Oklahoma Water Resources Board in regular and open meeting this _____ day of _____, 2026.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

ATTEST:

Suzanne Landess, Secretary
(SEAL)

WATER RIGHTS ADMINISTRATION DIVISION
Application for a Regular Groundwater Permit

February 17, 2026

NUMBER & DATE	COUNTY	NAME OF APPLICANT	RECOMMENDATION
2025-553 3/21/2025	Beckham County	Everett and Shawnda Jones Revocable Trust	Approval for proposed order

Everett and Shawnda Jones Revocable Trust of PO Box 471, Erick, OK 73645 has filed an application, #2025-553, with the Oklahoma Water Resources Board (Board) for a permit to use 508.4 acre-feet of groundwater per year. The groundwater is proposed to be used for irrigation (grass and rye, cattle feed) and agriculture (cattle) and taken from 508.4 acres located as follows: 40 acres in the SW NE, 75.3 acres in the N2 NE, and 157.6 acres in the NW of Section 5, T9N; 18.5 acres in the SE SW of Section 26, 23.3 acres in the SW SW of Section 27, 12.6 acres in the NE NE, 16.2 acres in the N2 S2 NE, 30 acres in the NW NE, 74 acres in the N2 NW of Section 34, 60.9 acres in the N2 NW of Section 35, T10N; all land in R25WIM, Beckham County. The water is to be withdrawn from two (2) wells located as follows: one (1) well in the SW NW NE of Section 5, T9N; one (1) well in the SE NW NW of Section 34, T10N; both in R25WIM, Beckham County. The applicant gave proper Public Notice. The application was protested and an administrative hearing was held on November 20, 2025. The hearing examiner recommends approval.

BEFORE THE OKLAHOMA WATER RESOURCES BOARD
STATE OF OKLAHOMA

In the Matter of the Application of
Everett and Shawnda Jones Revocable
Trust for a Groundwater Permit

No. 2025-0553

**PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW AND BOARD ORDER ON
GROUNDWATER PERMIT APPLICATION**

INTRODUCTION

This matter arises out of the application of Everett and Shawnda Jones Revocable Trust (“Applicant”) seeking a regular groundwater permit to use groundwater in Beckham County, Oklahoma. Applicant requested use of two (2) groundwater wells on the property owned by Applicant to irrigate grass, rye, and cattle feed and for agricultural purposes. Protestant Keahey & Embery 5 Farms, LLC (“Protestant”) filed a written protest, and the matter was set for hearing on November 20, 2025.

Based upon the separately stated Findings of Fact and Conclusions of Law that follow, the Board determines that the Application should be granted as described herein.

1. Applicant filed its Application on March 21, 2025 seeking authorization to withdraw 508.4 acre-feet/year from two existing wells (one in Section 34, and one in Section 5). Applicant proposed to irrigate sixty (60) acres to grow grass, rye and use water for agricultural purposes for cattle. *See OWRB Exhibit 1.*
2. Applicant submitted four warranty deeds with the Application. *See OWRB Exhibit 2.*
3. On May 26, 2025, Applicant submitted an authorization to make Oklahoma Water Resources Board (“OWRB”) proposed revisions to the application, changing the amount of groundwater to the OWRB proposed amount, revising the description of the dedicated land, confirming there are no existing wells owned by others that are within applicable well spacing, confirming the amount of wells to be used and depth/pumping, and including revised plats and revised surface estate owners map (“SEOM”). *See OWRB Exhibit 1.*

4. On June 12, 2025, Applicant submitted an authorization to make OWRB proposed revisions to the application, specifically including updated SEOM plat. *Id.*
5. On July 17, 2025, Board staff notified Applicant that the Application had been reviewed and directed Applicant to give notice of the essential facts and intended use by newspaper publication and by sending notice by certified mail, return receipt requested, to surface estate owners of lands located within 1,320 feet of the outside boundary of each ten acre-tract regarding wells subject of the Application. *See OWRB Exhibit 3.*
6. Notice of the Application was published in the Beckham County Record on August 2, 2025, and August 9, 2025. *See OWRB Exhibit 4.*
7. Notice of the Application was sufficiently delivered by certified U.S. mail, as confirmed by Applicant's (through Everett Jones) certificate and signed returned receipts attached, to the surface estate owners of lands located within 1,320 feet of the outside boundary of each ten (10) acre tract of the wells subject of application no. 2025-0553 of Applicant's intention to use groundwater, as follows: Austin Puckett, Justin North, Ronnie Martin, Protestant, Billie Hill, Kodie Heinsohn. *Id.*
8. On November 3, 2025, Applicant filed its Motion to Dismiss or, in the alternative, Motion for Summary Judgment, which placed at issue (among other things) the legal sufficiency of the protest and the application of well-spacing rules to unauthorized wells. *See OWRB Exhibit 10.* Under the OWRB regulations, a response was due November 18, 2025. Protestant did not respond to the Motion and the Motion was taken under advisement. *See OWRB Exhibit 11.*

HEARING

9. The hearing was held on November 20, 2025, at the OWRB Offices, Board Room, 2nd Floor, 3800 North Classen Boulevard, Oklahoma City, OK.
10. Applicant appeared in person by and through its attorney Kaylee P. Davis-Maddy.

11. Protestant appeared in person by and through its attorney Colby Byrd.
12. Protestant had no concerns with notice. The undersigned Hearing Examiner determined that notice of the application was properly given as required by law, which determination was announced in the hearing.
13. OWRB exhibits were admitted Pursuant to Board Rule OAC 785:4-7-1 and 4-7-7, being Application No. 2025-0553 (Exhibit 1); Ownership Documents (Exhibit 2); Notice of Application (Exhibit 3); Proof of Service (Exhibit 4); Protest (Exhibit 5); Notice of Hearing and Green Cards (Exhibit 6); Proof of Publication (Exhibit 7); Protestant's Motion for Continuance (Exhibit 8); Entry of Appearance for Applicant (Exhibit 9); Applicant's Motion to Dismiss or in the Alternative Motion for Summary Judgment & Response in Opposition to Motion to Continue (Exhibit 10); Order from Hearing Examiner (Exhibit 11); Attendance Sheet (Exhibit 12).
14. Applicants' admitted exhibits were: Irrigated Pasture for Sheep and Cattle from the University of California Cooperative Extension (Applicant's Exhibit 1); Water Requirements for Beef Cattle from University of Nebraska-Lincoln, Cattle Nutrition from UT Institute of Agriculture, Providing Water for Beef Cattle in Rotational Grazing Systems by the University of Kentucky Cooperative Extension Service (Applicant's Exhibit 2); Well log ID 233379 of the Jones well in Section 34 (Applicant's Exhibit 3); Image of Jones section 34 well and Protestant's recently drilled well (Applicant's Exhibit 4); Protestant's current permit no. 2010-549A (Applicant's Exhibit 5); Well logs ID 237316, 237317, 237318, 237333, 237340, and 237362 of Protestant's wells in Section 34 (Applicant's Exhibit 6); notice of Protestant's permit amendment no. 2010-549A, Applicant's Exhibit 7.
15. Protestant's admitted exhibits were: Aerial of Applicant's land (Protestant's Exhibit 2); Close-up aerial of Applicant's northern dedicated land (Protestant's Exhibit 3); Close-up aerial of Applicant's southern dedicated land (Protestant's Exhibit 4); Well logs ID 233379 and 141399 of Applicant's wells (Protestant's Exhibit 5); Drone photographs of Applicant's land and Protestant's land (Protestant's Exhibit

8); Photographs along the fenceline between Applicant and Protestant's Land (Protestant's Exhibit 9); Jones' May 19, 2025 protest to Protestant's permit amendment no. 2010-549A (Protestant's Exhibit 11). Regarding Protestant's Exhibit 10, a review of the record does not reflect that Protestant's Exhibit 10 was offered and admitted. The hearing examiner's on-the-record housekeeping review of previously admitted exhibits had incorrectly identified Exhibit 10 as having been admitted on the record.

16. Applicant presented three (3) witnesses to testify during its case-in-chief. The first witness was Everett Jones. A summary of his direct and cross examination is below:

a. Everett Jones testified that he and Shawnda Jones are Trustees of the Jones Revocable Trust. He testified that Applicant applied for a regular groundwater permit seeking to authorize withdrawal of 508.4 acre-feet annually in Beckham County, Oklahoma. Mr. Jones testified that Applicant intends to use the permitted groundwater for agricultural operations, including irrigation and livestock. Applicants' evidentiary materials reflect a double or interceded crop irrigation of approximately 60 acres of grass and rye using an irrigation approach intended to minimize loss and maximize beneficial use, along with water needs for a cow/calf operation. He further testified that the annual volume is supported by objective agronomic and livestock water-use data (as provided in Applicant's documentary submissions, *Applicant's Exhibits 1 and 2*). Applicants' materials quantify irrigation and livestock needs and further state the requested volume reflects the amount needed for the purpose proposed and corresponds to the allocation to dedicated land under the basin's established Equal Proportionate Share and proposed uses, with a minimum of 424.2 acre-feet needed in non-drought conditions for irrigation alone.

b. He further testified that he would follow the expert-driven data and regulatory framework governing beneficial use and waste, and he did not agree with Protestant's suggestion that the application sought "too much water" or that the water couldn't be put to beneficial use. He acknowledged that drought and other conditions can change how much water should be used annually.

For example, in very wet years, the amount of water needed from groundwater wells would be less while more would be needed in dryer years.

c. Mr. Jones testified that Applicant has long maintained an existing domestic groundwater well in Section 34, Township 10 North, Range 25 West Indian Meridian, Beckham County (“Section 34 Well”), which existed and operated lawfully for years prior to the events giving rise to the present protest. He testified that the Jones purchased the property on which groundwater well in Section 34 was located in December 2014 (which is reflected in OWRB Exhibit 2), and the well was in existence then.

d. Mr. Jones testified that earlier in 2025 he saw drilling equipment close to his property line and the Section 34 Well and spoke with Protestant’s representatives regarding their plans. He further testified that Protestant contended that the Section 34 Well, a domestic well, “didn’t count” for well spacing issues because it was not reflected on a well log. Mr. Jones testified that this was incorrect, and that his well had existed for years, something Protestant could see from their property.

e. He further testified that, after Protestant raised the issue, he personally took steps to get a well log filed for his existing well (even though, as he understood it, his well did not require a log when it was originally drilled). *See Applicant’s Exhibit 3.* He testified that Protestant then drilled six wells along his property line and that these wells affected his longstanding Section 34 Well. *See Applicant’s Exhibit 4.*

f. On cross-examination, Protestant’s counsel questioned Mr. Jones at length regarding statements in the application materials about nearby/existing wells and suggested that the application was untruthful based on the sequence of events because Applicant was aware of Protestant’s wells in May of 2025 (based on the protest in Protestant’s separate application, *see Protestant’s Exhibit 11*).

g. In response, Mr. Jones testified that when the Application was filed on March 21, 2025, there were no nearby wells that were relevant for purposes of well-spacing review. He testified that it

was his understanding that the Protestant's wells were not within applicable well spacing because they weren't authorized or domestic wells.

h. Mr. Jones testified that the claimed spacing issue was not created by Applicant; rather, it arose from Protestant's actions taken after Applicant's long-existing Section 34 Well had been in place. Applicant's filings reflect that Protestant's spacing complaint is premised on wells drilled by Protestant without prior authorization and in direct proximity to Applicant's decade old domestic well. Applicant further asserted (and Mr. Jones testified) that Protestant drilled six wells without prior authorization, after Applicant's domestic well had long been in place, and within the applicable spacing buffer.

i. Mr. Jones testified that it would be inequitable to penalize Applicant for a proximity issue created by later-drilled wells on the adjoining property—particularly where the Applicant's well preexisted and Applicant proceeded in reliance on the regulatory framework. Mr. Jones testified that if the Board or Board were to conclude a spacing exception analysis were necessary, the equities support Applicant: Applicant's well is longstanding, in existence, and Protestant's sequence of actions created the alleged conflict.

j. On cross-examination, Mr. Jones was questioned about whether Applicant specifically requested a well-spacing exception. Mr. Jones testified that he did not believe an exception was necessary because the alleged spacing conflict was premised on wells he understood to be unauthorized and not spacing-relevant, but that Applicant would request an exception if the Board determined one was required. He further testified that the application materials and notice identified the well locations with sufficient specificity for any interested person to evaluate spacing and raise objections. *See OWRB Exhibits 3, 4, and 7.*

k. Mr. Jones also testified regarding Applicant's present farming operations and ongoing preparation for irrigation. He testified that Applicant is actively clearing red cedar trees through a program and preparing the tract for irrigated production, and that Applicant currently farms other

property using dryland methods. In response to cross-examination suggesting Applicant was unprepared to irrigate, Mr. Jones testified that he has not yet purchased the pivot or related irrigation equipment because he intends to have the water right in place before making that significant investment. Mr. Jones affirmed that Applicant's use of water would not commit waste by depletion or pollution. On cross-examination, Protestant attempted to secure an admission that the volume requested was excessive or unnecessary for the intended acreage. Mr. Jones testified he did not agree, explained his operational needs, and reiterated that his request aligns with the data and the regulatory/statutory standards applicable to allocation. Mr. Jones was asked whether Applicant's current pumps could produce as much water as Applicant requested. He testified that these were the pumps in place now, but new pumps could be installed, with a higher rate of withdrawal. It was alluded that the higher rate of withdrawal meant Applicant's notice was incorrect and an amendment required, but Mr. Jones did not agree.

17. The second witness for Applicant was Felicia Pratt, a member of the OWRB's permitting staff. She testified that she helped Mr. Jones with Applicant's application and that the amount of water requested is the full amount Applicant would be entitled to based on the equal proportionate share and Applicant's dedicated land. She further testified that the withdrawal (or pumping) rate of groundwater wells is included in the application, but not something expressly permitted or part of notice.

18. The third witness was Chris Neel, Division Chief of the Water Rights Administration Division. Mr. Neel testified that Protestant's amended groundwater application was still pending and, to his understanding, had not been approved. Consistent with that, he testified there were no approved proposed well locations associated with Protestant's application, because the wells were originally presented as proposed locations and had not yet received Board approval. The current permitted wells/well locations are not in section 34. *See Applicant's Exhibit 5*. Further, no rate of withdrawal is included therein. *Id.* Mr. Neel further testified regarding his individual interpretation and administration

of OAC 785:30-3-6(a)(2), which provides that within applicable basins, “no new or proposed well(s) shall be authorized by regular permit to be drilled and completed within six hundred sixty feet (660’) of an authorized existing well or proposed well location on lands of another....” Mr. Neel testified that his understanding of the phrase “authorized existing well or proposed well location on lands of another” means an authorized existing well and an authorized proposed well location—not merely any proposed location that appears in a pending application. He explained that counting *any* proposed location filed in an unapproved pending application would allow an applicant to file and then indefinitely hold an application in abeyance while effectively blocking later applicants who are actively moving their applications forward, which would be inconsistent with orderly administration and fairness in the permitting process.

19. Protestant presented the testimony of John Keahey. A summary of his testimony is below:

a. Mr. Keahey testified that he is a long-time and experienced farmer and that Protestant purchased the property adjacent to Applicant’s Section 34 tract in the fall (shortly before filing its amended application).

b. He testified that he believes Applicant’s requested quantity of groundwater is excessive, cannot be put to beneficial use, and likely cannot be put to use as proposed due to the terrain and other site conditions. He testified that, based on the pumping rate Applicant included in its application from its current pumps, it could not physically withdraw the full amount requested.

c. He further testified that, in his opinion, at 30 inches of water per year, Applicant’s total use to irrigate sixty acres would be 150 acre-feet a year. Mr. Keahey did not provide testimony specifically addressing or rebutting the water-use information and calculations submitted by Applicant.

d. On cross-examination, Mr. Keahey confirmed that Protestant’s wells at issue were drilled in March and April while its own application was pending, and well logs filed in the summer, post Applicant’s protest to Protestant’s amendment request. *See Applicant’s Exhibit 6.*

e. Mr. Keahey testified that Protestant had a provisional temporary permit while it used the water in the summer, even though Applicant had separately protested Protestant's amendment. Mr. Keahey was unaware that the OWRB official record for Protestant's permit and amendment request show no provisional temporary permits for 2025. He did not have a record of the PT to provide. He further testified that the wells were authorized through something Protestants' well driller did. He did not have a record of those authorizations to provide.

f. He acknowledged that OAC 785:35-13-1 states that drilling authorizations "will not be issued for construction of a well that requires another separate approval from the Board, such as a water right authorization, transfer, amendment or recharge well authorization, until the other separate permitting requirements have been satisfied."

g. He further testified that, when his application went to notice, the wells were listed as proposed rather than existing. *See Applicant's Exhibit 7.* Mr. Keahey also acknowledged that he did not specifically request a well-spacing exception in connection with those proposed locations, notwithstanding that he was aware of Applicant's existing well in Section 34. *Id.* Finally, Mr. Keahey testified that his application was subsequently pulled back to staff for further work/processing.

20. Applicant and Protestant made closing arguments. Thereafter, the hearing was adjourned and record closed.

21. Protestant requested the submission of proposed findings of fact and conclusions of law, to which Applicant did not object. The parties were requested to provide their proposals by a date certain.

FINDINGS OF FACT

OWNERSHIP OF THE LAND

22. Applicant produced warranty deeds to Everett and Shawnda Jones as further described herein. Applicant further produced deeds whereby Everett and Shawnda Jones transferred the dedicated land to Applicant.

23. Ownership was not disputed at the hearing.

LAND LOCATED OVER GROUNDWATER BASIN

24. Applicants' witnesses testified consistently with the application that the land dedicated to this application overlies the North Fork of the Red River. Pursuant to the application, the amount of groundwater available to the Applicant for permitting is 1 acre-foot per year per acre of dedicated land. This was not disputed at the hearing.

BENEFICIAL USE

25. The proposed use of the groundwater is for irrigation of sod and grass and agricultural uses for watering cattle.

26. The beneficial use (agricultural and irrigation) of the groundwater was not disputed at the hearing.

27. Mr. Jones further testified that the requested amount is tied to Applicant's planned irrigation and agricultural needs and is supported by the water-use information submitted with Applicant's exhibits (including the materials attached to Applicant's dispositive motion), and that he would follow the experts and data.

28. Protestant disputed that the entire amount requested by Applicant could be beneficially used. Protestant did not testify to any review of, or specific disagreement with, the water-use information and calculations Applicant submitted in support of the requested amount (including the information attached to Applicant's dispositive motion). The Board finds that Applicant's proposed irrigation and agricultural uses constitute beneficial uses within the meaning of the Board's rules and the Oklahoma

Groundwater Law, and that the evidence supports Applicant's intent and ability to place groundwater to beneficial use consistent with the Application.

WASTE BY DEPLETION

29. Applicant testified that Applicant's proposed use would not result in waste by depletion.

30. Citing 82 O.S. § 1020.15, Applicant affirmed under oath that it would not:

- a. Drill a well, take or use groundwater without a permit;
- b. Take more groundwater than is authorized by the permit;
- c. Take or use groundwater in any manner so that the water is lost for beneficial use;
- d. Transport groundwater from a well to the place of use in such a manner that there is an excessive loss in transit;
- e. Use groundwater in such an inefficient manner that excessive losses occur;
- f. Allow any groundwater to reach a pervious stratum and be lost into cavernous or otherwise pervious materials encountered in a well;
- g. Drill wells and produce groundwater therefrom in violation of well spacing;
- h. Use groundwater for air conditioning or cooling purposes without providing facilities to aerate and reuse such water;
- i. Fail to properly plug abandoned water wells in accordance with rules of the Board and file reports thereof

31. Also citing 82 O.S. § 1020.15, Protestant testified that it had no evidence that Applicant would commit waste by depletion other than its contentions regarding beneficial use and the amount requested.

32. The Board finds that the evidence does not demonstrate that waste by depletion, as specified in 82 O.S. § 1020.15 and the Board's rules, will occur if the permit is issued.

WASTE BY POLLUTION

33. Applicant affirmed under oath that it would not permit or cause the pollution of a fresh water strata or basin through any act which will permit fresh groundwater polluted by minerals or other waste to filter or otherwise intrude into such a basin or subbasin.

34. No evidence was produced that waste by pollution would occur should the groundwater permit be issued.

35. The Board finds that the evidence does not demonstrate that waste by pollution, as specified in 82 O.S. § 1020.15 and the Board's rules, will occur if the permit is issued.

WELL-SPACING

36. Under the Board's spacing rule for alluvium and terrace basins where the Maximum Annual Yield has been determined, no new or proposed wells can be drilled and completed within six hundred and sixty (660) feet from authorized existing wells or proposed well locations on lands of another, unless a well location exception is granted.

37. Applicant has long maintained an existing domestic well in Section 34, Township 10 North, Range 25 West of the Indian Meridian (the Section 34 Well).

38. A well log for the Section 34 Well was filed on March 8, 2025, prior to the permit application's filing.

39. Protestant filed its separate application to amend its groundwater right, Application No. 2010-549A. Within it, it stated the well locations were proposed.

40. The Board's rules provide that drilling authorizations will not be issued for construction of a well that requires another separate approval (including a water right authorization) "until the other separate permitting requirements have been satisfied."

41. OWRB well completion reports in the record reflect the following wells associated with

Protestant:

- a. Well ID 237316, drilled March 12, 2025, NWSNW
- b. Well ID 237317, drilled March 27, 2025, NESNW
- c. Well ID 237318, drilled April 1, 2025, NESNW
- d. Well ID 237333, drilled April 3, 2025, NWSNW
- e. Well ID 237340, drilled April 4, 2025, NESNW

f. Well ID 237362, drilled April 7, 2025, NWSNW

42. The evidence established that Protestant drilled six groundwater wells during the pendency of related water-right proceedings and that at least one of these wells are within 660 feet of Applicant's longstanding Section 34 Well.

43. With respect to cross-examination suggesting Applicant was untruthful based on statements in the application materials regarding the presence of "existing wells around the application," the Board finds that:

a. At the time of filing, Applicant's statements appear to have been based upon the legally relevant universe and well-spacing; to the extent circumstances changed between the March application and later administrative corrections, the record does not establish an intentional material misrepresentation.

b. Based upon the testimony and sequence of events shown in the record, the Board finds that the claimed spacing dispute arose after Applicant's domestic Section 34 Well existed and after Protestant drilled wells while Protestant's application remained pending.

c. Because the permit amendment is still pending, the locations of Protestants' wells (and/or proposed well locations) are also not yet approved.

CONCLUSIONS OF LAW

Based upon applicable law, and as applied to the above Findings of Fact and evidence in the record, the Board draws the following Conclusions of Law:

JURISDICTION AND AUTHORITY

44. The Board is vested with exclusive authority to determine groundwater permit application by Oklahoma's Groundwater Law, 82 O.S. § 1020.1 et seq., and by Chapter 30 of Title 785 of the Oklahoma Administrative Code ("OAC"). The OWRB is vested with authority to conduct administrative hearings

under Article 7, § 1 of the Oklahoma State Constitution and by Article II of the Oklahoma Administrative Procedures Act (APA), 75 O.S. §§ 308a through 323. Hearings are conducted pursuant to Article II of the APA and Chapter 4 of Title 785 of the OAC.

45. The Board has subject matter jurisdiction to adjudicate applications for permits according to the Oklahoma Groundwater Law and the Board's rules promulgates pursuant thereto.

NOTICE OF THE APPLICATION AND HEARING

46. Notification of the Application for a Regular groundwater permit was properly given as required by law, in accordance with 82 O.S. § 1020.8 and OAC 785:30-3-4.

47. Notice of the Hearing was given to all interested parties in accordance with OAC 785:30-3-4.

PERSONAL JURISDICTION; DUE PROCESS

48. Due and proper notice of the Application and subsequent proceedings was given to all potentially interested persons as required by law. Applicant and Protestant are interested parties to this proceeding. All other potentially interested persons have defaulted or abandoned their interests, pursuant to OAC 785:4-7-3.

USE OF GROUNDWATER

49. Under 60 O.S. § 60, the owner of the surface of a given tract of land owns the fresh groundwater beneath the surface of the land. The surface owner or lessee may use such groundwater in accordance with the use regulations imposed by the Oklahoma Groundwater Law, 82 O.S. §§ 1020.1 et seq.

50. The legislative policy expressed in the Oklahoma Groundwater Law is "to utilize the groundwater resources of the state." 82 O.S. § 1020.2(A). To implement that policy, the Oklahoma Groundwater Law authorizes the controlled reduction of a groundwater basin as long as that reduction is done in an orderly fashion according to the statutory scheme for reasonable restrictions on such use.

ELEMENTS TO BE DETERMINED

51. When a person makes an application for a groundwater permit, 82 O.S. § 1020.9 and OAC 785:30-3-5 requires the Board to determine several specific issues. These are:

- a. Whether the applicant owns the surface of the dedicated land or has a valid lease or other legal authority for the taking of groundwater from the land;
- b. Whether the dedicated land overlies a fresh groundwater basin or subbasin;
- c. Whether the applicant's intended use for the water is a beneficial use; and
- d. That waste by depletion and waste by pollution as specified in 82 O.S. § 1020.15 will not occur.

52. In this basin, wells are required to be at least six hundred and sixty (660) feet of an authorized existing well or proposed well location on lands of another, unless a well location exception is granted, pursuant to OAC 785:30-3-6. A location exception would be granted if the Board determines that the new or proposed well at the location required to comply with the established well spacing would be inequitable or unreasonable.

53. If the Board finds for the applicant on all of the aforementioned elements, the rules provides that the Board shall approve the application and issue the appropriate permit, pursuant to 82 O.S. §§ 1020.9 and 1020.10.

A. LANDS OWNED OR LEASED BY APPLICANT

54. Ownership of land was not challenged at the hearing. Regardless, based on the information submitted in the application and the evidence admitted at the hearing, the Board concludes that Applicant provided evidence of its right to take groundwater from the land identified on the application, in the form of ownership documentation listed above.

B. LANDS OVERLIE FRESH GROUNDWATER BASIN

55. The dedicated land overlies the North Fork of the Red River groundwater basin. The Board has determined a maximum annual yield for this basin and the amount of groundwater available to the Applicant for permitting is 1 acre-foot per year per acre of dedicated land.

C. GROUNDWATER PUT TO BENEFICIAL USE

56. The Board is required to determine whether “the use to which the applicant intends to put the water [is] a beneficial use” under 82 O.S. § 1020.9 and OAC 785:30-3-5.

57. Beneficial use is defined in OAC 785:30-1-2 as follows:

"Beneficial use" means the use of such quantity of stream or groundwater when reasonable intelligence and reasonable diligence are exercised in its application for a lawful purpose and as is economically necessary for that purpose. Beneficial uses include but are not limited to municipal, industrial, agricultural, irrigation, recreation, fish and wildlife, etc.

58. OAC 785:30-1-2 further defines “irrigation use” broadly to include water for the production of food, crops, *et al.*, and as applied to “pastures” and “fields,” and defines “agricultural use” to include water used for “livestock” and related agricultural operations.

59. Based on the evidence in the record, Applicant’s stated intended uses—irrigation of sod/grass (including grass/rye) and agricultural use for watering cattle—are uses that fall within the Board’s definitions of “irrigation use,” “agricultural use,” and therefore “beneficial use,” as those terms are defined in OAC 785:30-1-2.

60. The evidence further supports not only the lawfulness of the proposed uses, but Applicant’s intent and ability to implement them with reasonable diligence, including (i) ongoing preparation of the tract for irrigated production and (ii) Applicant’s testimony that major irrigation expenditures (e.g., pivot/equipment) will be made once the water right is in place—consistent with an orderly, economically rational plan to apply groundwater to the proposed irrigation and agricultural operations.

61. The requested annual quantity is supported by objective water-use information and calculations in the evidentiary materials (including those attached to Applicant’s dispositive motion), reflecting that irrigation of approximately 60 acres plus livestock needs reasonably correspond to the proposed uses and the allocation tied to the dedicated land.

62. The Board concludes that Applicant will place the authorized groundwater to beneficial use within the meaning of 82 O.S. § 1020.9 and OAC 785:30-1-2, and that the application satisfies the statutory and regulatory beneficial-use element required for approval.

D. WASTE

63. The Board must determine whether Applicant will allow waste as specified by 82 O.S. § 1020.15 to occur. Waste may occur by the:

- a. Drilling a well, taking or using fresh groundwater without a permit, except for domestic use;
- b. Taking more fresh groundwater than is authorized by the permit;
- c. Taking or using fresh groundwater in any manner so that the water is lost for beneficial use;
- d. Transporting fresh groundwater from a well to the place of use in such a manner that there is an excessive loss in transit;
- e. Using fresh groundwater in such an inefficient manner that excessive losses occur;
- f. Allowing any fresh groundwater to reach a pervious stratum and be lost into cavernous or otherwise pervious materials encountered in a well;
- g. Permitting or causing the pollution of fresh water strata or basin through any act which will permit fresh groundwater polluted by minerals or other waste to filter or otherwise intrude into such a basin or subbasin. The Board shall be precluded from determining whether waste by pollution will occur pursuant to the provisions of this paragraph if the activity for which the applicant or water user intends to or has used the water as specified under Section 1020.9 of [Title 82] is required to comply with rules and requirements of or is within the jurisdictional areas of environmental responsibility of the Department of Environmental Quality or the Oklahoma Department of Agriculture, Food and Forestry;
- h. Drilling wells and producing fresh groundwater therefrom except in accordance with the well spacing previously determined by the Board;
- i. Using fresh groundwater for air conditioning or cooling purposes without providing facilities to aerate and reuse such water; or
- j. Failure to properly plug abandoned fresh water wells in accordance with rules of the Board and file reports thereof.

BY DEPLETION

64. In determining whether waste by depletion will occur, the Board may consider “the amount of groundwater needed for the purpose proposed in relation to the amount allocated to the land dedicated to the application.” OAC 785:30-3-5(e)(1).

65. The record supports that Applicant’s requested annual quantity reasonably corresponds to the stated irrigation and agricultural purposes and is consistent with the allocation attributable to Applicant’s dedicated land under the basin’s established Maximum Annual Yield.

66. The evidentiary record establishes no competent evidence that Applicant will commit waste by depletion within the meaning of 82 O.S. § 1020.15 and the Board’s rules, and Protestant offered no substantial evidence of waste beyond disagreement with the requested amount.

67. The Board concludes that waste by depletion will not occur if the application is approved.

BY POLLUTION

68. The provisions of 82 O.S. § 1020.15(A)(7) provide the Board shall not permit any groundwater user to commit waste by “permitting or causing the pollution of a fresh water strata or basin through any act which will permit fresh groundwater polluted by minerals or other waste to filter or otherwise intrude into such a basin or subbasin.” Subsection (10) also prohibits a user from committing waste for “failure to properly plug abandoned water wells in accordance with rules of the Board and file reports thereof.”

69. The evidence admitted at the hearing provides no competent evidence that Applicant will commit waste by pollution within the meaning of 82 O.S. § 1020.15 and the Board’s rules. Therefore, the Board concludes that waste by pollution will not occur.

AUTHORIZED WELLS

70. Where the proposed well requires a groundwater-use permit, that permit is the “separate authorization” contemplated by OAC 785:35-13-1(b). Accordingly, any well drilled prior to issuance of a regular groundwater permit or other required authorization is unauthorized as a matter of law. Under OAC 785:35-13-1(a), “[a]ny person who intends to construct any new or replacement groundwater

well(s) subject to the provisions of this Chapter shall, before commencing such activity, apply for authorization from the Board on forms provided by the Board, and receive approval from Board staff.”

71. The regulation further provides that an authorization to drill shall not be issued for any well that requires a separate authorization, license, or permit under another Board program until such separate authorization is obtained. It is a procedural mechanism following permit approval, not a substitute for the permit itself. Until the groundwater permit is granted, the Board is unable to issue a valid drilling authorization. Consequently, any well drilled in the absence of such authorization is not legally recognized. Because Protestant’s groundwater matter remained pending at the time Protestant drilled the wells at issue and through the present time, and because those wells required separate water-right approval that has not yet been granted, Protestant’s wells were not “authorized” within the meaning of the Board’s rules.

WELL-SPACING

72. In this basin, the Board requires that a well be located at a distance of at least six hundred and sixty (660) feet from existing wells or proposed well locations on lands of another unless a well location exception is granted, pursuant to OAC 785:30-3-6. “The intent of the legislature controls when interpreting statutes. Such intent must be gleaned from the statute in view of its general purpose and object.” *Grimes v. City of Oklahoma City*, 2002 OK 47, ¶ 6, 49 P.3d 719, 723, *as corrected* (July 8, 2002) (internal citations omitted). “Statutes are interpreted to attain [the legislature’s intent,] championing the broad public policy purposes underlying them. Only where the legislative intent cannot be ascertained from the statutory language, i.e. in cases of ambiguity or conflict, are rules of statutory construction employed.” *Walker v. Grp. Health Servs., Inc.*, 2001 OK 2, ¶ 24, 37 P.3d 749, 758–59, *as corrected on denial of reh’g* (Apr. 23, 2001). “In seeking intent, the court may look at each part of the statute, other statutes on the same subject, and the consequences of any particular interpretation.” *Toch, LLC v. City of Tulsa*, 2020 OK 81, ¶ 22, 474 P.3d 859, 866, *as corrected* (Sept. 30, 2020). “One of

the bedrock principles of statutory and regulatory interpretation is to avoid interpretations that would produce absurd results.” *Le v. Total Quality Logistics, LLC*, 2018 OK CIV APP 71, ¶ 55, 431 P.3d 366, 380 (citing *Griffin v. Oceanic Contractors, Inc.*, 458 U.S. 564 (1982)).

73. The purpose of the well-spacing requirement in OAC 785:30-3-6 is to protect lawfully established groundwater development—e.g., authorized existing wells and Board-authorized/approved proposed well locations on lands of another—by preventing the Board from authorizing new or proposed wells within 660 feet of those protected wells/locations (when capable of taking from the same basin). Consistent with that purpose and the Board’s permitting sequence, the Board’s drilling authorization rule confirms that drilling authorizations will not be issued for construction of a well that requires another separate Board approval (including a water right authorization, transfer, or amendment) until that separate permitting requirement has been satisfied; and a drilling authorization does not itself constitute a water right. OAC 785:35-13-(b).

74. Based on the text and regulatory structure, the term “authorized” modifies both “existing well” and “proposed well location,” such that spacing protection attaches only to authorized existing wells and authorized proposed well locations, not merely any proposed location in a pending matter or unapproved locations. This construction harmonizes OAC 785:30-3-6 with OAC 785:35-13-1(b)’s prohibition on drilling authorization before separate water-right approval and avoids the inequitable result that would follow if merely filing a proposed location could indefinitely restrict later applicants who proceed diligently. Any contrary interpretation—treating unauthorized, pending, or illegally drilled non-domestic wells as spacing-protected—would directly conflict with the plain language of OAC 785:35-13-1(b), undermine the Board’s permitting sequence, and frustrate the statutory goal of orderly groundwater administration. Interpreting “proposed well location” in the spacing rule to include any unapproved or authorized locations in a pending, unapproved matter (or locations associated with wells drilled without the required approvals) would defeat the rule’s protective purpose and produce absurd,

inequitable results—allowing an applicant to file and hold a proposed location indefinitely as a de-facto spacing veto against later applicants—contrary to the intent expressed in 82 O.S. § 1020.2 and the interpretive principles articulated *supra*.

75. Therefore, the spacing setback applies only to wells and proposed locations that have been approved or otherwise expressly authorized by the Board, including by permit issuance or equivalent authorization.

76. Because Protestant's wells were drilled while its amendment remained pending and before receiving Board approval by permit, those wells are not authorized within the meaning of the Board's rules. Therefore, their existence does not establish spacing protection against Applicant's request or a spacing basis to oppose Applicant's application.

77. It is therefore found that requiring Applicant to move their well(s) to another location on their property would therefore be inequitable and unreasonable.

APPLICANT'S FILED MOTIONS

78. Applicant filed a Motion to Dismiss and in the alternative Motion for Summary Judgment on November 3, 2025, and no response was filed by Protestant. The hearing was held on the merits, and the Board grants the application based upon the evidence and testimony. Therefore, the Applicant's Motion is now moot. Additionally, on December 9, 2025, after the parties submitted proposed orders, the Applicant filed a Motion to Strike Protestant's Purported 'Post Hearing Exhibits and Other Outside Record Materials, and all Argument from Extra-Record Materials. No response was submitted by Protestant. The Motion to Strike is sustained, and the Board adopts and incorporates the arguments and authority contained therein. Protestant's Exhibit 10, Protestant's "Post-Hearing Exhibit 1" and Post-Hearing Exhibit 2, along with any other non-admitted documents inclusive of internet surveys, maps and sources that are not part of the evidentiary record and not officially noticed on the record are expressly disregarded.

ORDER

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Application No. 2025-0553 in the name of Everett & Shawnda Jones Revocable Trust shall be and the same is hereby approved. A permit shall be issued which authorizes one (1) well in the SWNWNE of Section 5, T9N and one (1) well in the SENWNW of Section 34, T10N, both in R25WIM, Beckham County for use of 508.4 acre-feet of groundwater per year for irrigation and agricultural purposes. The permittees shall comply with all reporting and other requirements of the Oklahoma Groundwater Law and Board rules, including but not limited to annual water use reporting as set forth in 82 O.S. §1020.12 and OAC 785:30-5-9.

IT IS FURTHER ORDERED that all other terms and provisions set forth in the application and not inconsistent with provisions of this Order shall be incorporated into and made a part of the permit.

IT IS SO ORDERED by the Oklahoma Water Resource Board in regular and open meeting this _____ day of February 2026.

OKLAHOMA WATER RESOURCES BOARD

Thomas A. Gorman, Chairman

ATTEST:

Suzanne Landess, Secretary