



IN THE 26th JUDICIAL CIRCUIT COURT, MILLER COUNTY, MISSOURI

Judge or Division: Division	Case Number: 14ML-CC00010	
Plaintiff/Petitioner: Lake Ozark-Osage Beach Joint Sewer Board, et al vs.	Appellate Number:	<input type="checkbox"/> Filing as an Indigent
	Court Reporter: None	<input type="checkbox"/> Sound Recording Equipment
	Reporter's Telephone:	Number of Days of Trial: 1
Defendant/Respondent: Missouri Department of Natural Resources, Land Reclamation Commission and Magruder Limestone Co., Inc.	Date of Judgment/Sentence: 6-29-15 (Attach a copy)	Date Post Trial Motion Filed: None
	Date Ruled Upon: 6-29-15	Date Notice Filed: 8-4-2015
	(Date File Stamp)	

Notice of Appeal

Supreme Court of Missouri Court of Appeals: Western Eastern Southern

Notice is given that Petitioners Lake Ozark-Osage Beach Joint Sewer Board, Larry Stockman and Vicky Stockman appeals from the judgment/decree entered in this action on June 29, 2015.

Complete if Appeal is to Supreme Court of Missouri

Jurisdiction of the Supreme Court is based on the fact that this appeal involves:

(Check appropriate box)

- The validity of a treaty or statute of the United States
- The title to any state office in Missouri
- The punishment imposed is death
- The construction of the revenue laws of Missouri
- The validity of a statute or provision of the Constitution of Missouri

If the basis of jurisdiction is validity of a United States treaty or statute, the validity of a Missouri statute or Constitutional provision or construction of Missouri revenue laws, a concise explanation, together with suggestions, if desired, is required. This may be filed as part of or with this notice of appeal or, in the alternative, may be filed within ten days after the notice of appeal is filed by filing it directly with the Clerk of the Supreme Court. See Rule 81.08(b) and (c) and Rule 30.01(f) and (g).

Appellant's Attorney/Bar Number Steven E. Mauer, MO Bar No. 37162	Respondent's Attorney(s)/Bar Number(s) Timothy P. Dugan, MO Bar No. 27827
Address 1100 Main Street, Suite 2100 Kansas City, Missouri 64105	Address Assistant Attorney General P.O. Box 899 Jefferson City, Missouri 65102
Telephone 816-759-3300 Fax 816-759-3399	Telephone 573-751-8464 Fax 573-751-9802
Appellant's Name: Lake Ozark-Osage Beach Joint Sewer Board, Larry Stockman and Vicky Stockman	Respondent's Name: Missouri Department of Natural Resources
Address: 1000 City Parkway, Osage Beach, MO 65065 Stockman-398 Wood River Road, Lake Ozark, MO 65049	Address: PO Box 176; 1101 Riverside Drive Jefferson City, MO 65102-0176
Telephone	Telephone 573-751-3443

Brief Description of Case: This case is a judicial review of a decision by the Missouri Land Reclamation Commission to modify a permit held by Magruder Limestone Company, Inc. The primary issue at the hearing was the Commission's decision not to adopt three of the recommendations made by the Hearing Officer. The Circuit Court found the Commission had the authority to impose or reject conditions and affirmed the Commission's findings and decision.

Date of Appeal Bond	Amount of Bond	<input type="checkbox"/> Bond Attached
Signature of Attorney for Appellant 		Date 8-4-2015

Notice to Appellant's Attorney

Local rules may require supplemental documents to be filed. Please refer to the applicable rule for the district in which the appeal is being filed and forward supplements as required.

Certificate of Service

I certify that on August 20, 2015, I served a copy of the notice of appeal on the following parties, at the following address(es), by the method of service indicated.

Timothy P. Duggan, Assistant Attorney General, P.O. Box 899, Jefferson City, Missouri 65102

S. Jay Dobbs, 100 S. Fourth Street, Suite 1000, St. Louis, MO 63102

Adam Troutwine, 900 West 48th Place, Suite 900, Kansas City, MO 64112

Appellant or Attorney for Appellant

Directions to Clerk

Serve a copy of the notice of appeal in a manner as prescribed by Rule 43.01 on the attorneys of record of all parties to the judgment other than those taking the appeal and on all other parties who do not have an attorney. (A copy of the notice of appeal is to be sent to the Attorney General when the appeal involves a felony.) Transmit a copy of the notice of appeal to the clerk of the Supreme Court/Court of Appeals. If a party does not have an attorney, mail the notice to the party at his/her last known address. Clerk shall then fill in the memorandum below. (See Rules 81.08(d) and 30.01 (h) and (i).) Forward the docket fee to the Department of Revenue as required by statute.

Memorandum of the Clerk

I have this day served a copy of this notice by regular mail registered mail certified mail facsimile transmission to each of the following persons at the address stated below. If served by facsimile, include the time and date of transmission and the telephone number to which the document was transmitted.

I have also transmitted a copy of the notice of appeal to the clerk of the

Supreme Court Court of Appeals, _____ District

Docket fee in the amount of \$_____ has been received by this clerk which will be disbursed as required by statute.

A copy of an order granting leave to appeal as indigent.

Date

Clerk

Additional Parties and Attorneys:		
Respondent's Attorney(s)/Bar Number(s) S. Jay Dobbs, MO Bar No. 40859		Respondent's Attorney(s)/Bar Number(s) Adam R. Troutwine, MO Bar No. 58787
Address 100 S. Fourth Street, Suite 1000 St. Louis, MO 63102		Address 900 West 48 th Place, Suite 900 Kansas City, MO 64112
Telephone 314-889-8000	Fax 314-231-1776	Telephone 816-753-1000 Fax 816-753-7536
Respondent's Name: Magruder Limestone Co., Inc.		Respondent's Name: Magruder Limestone Co., Inc.
Address: 255 Watson Road Troy, MO 63379		Address: 255 Watson Road Troy, MO 63379
Telephone 636-528-4180		Telephone 636-528-4180