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**CALLISTER NEBEKER & McCULLOUGH**  
 A PROFESSIONAL CORPORATION  
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c/007/035

*Urgent Incoming*

**FACSIMILE COVER SHEET**

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Date: September 26, 2001

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<b>cc:</b>	Pam Grubaugh-Littig .....	359-3940
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From: Brian W. Burnett

Total Pages Sent: 3 (including cover sheet)

Client/Matter Number: 15285.25

If problems occur, contact: Inge A. Surya at 801-530-7381

Comments: **Attached please find the Notice to Proceed which was issued today for East Carbon City and Sunnyside City. Sunnyside Cogeneration Associates is authorized to proceed forward with its water project at the Manshaft in accordance with the information provided pursuant to the Agreement for Property Access with East Carbon City and Sunnyside City.**

**Thank you for your cooperation in this regard. If you have any questions, please feel free to contact me.**

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**PARSONS, DAVIES, KINGHORN & PETERS**

A PROFESSIONAL CORPORATION

ATTORNEYS AT LAW

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September 26, 2001

Brian W. Burnett  
Callister, Nebeker & McCullough  
Gateway Tower East, Suite 900  
10 East South Temple  
Salt Lake City, UT 84133**Via Facsimile (801) 364-9127**  
**and U.S. Mail****Re: Sunnyside Cogeneration Associates Property Access**

Dear Mr. Burnett:

In connection with the Agreement for Property Access between Sunnyside Cogeneration Associates and East Carbon City and Sunnyside City dated July 10, 2001, we are writing to inform you that pursuant to paragraph I (F) we have been informed that East Carbon City finds that all of the information required by the Agreement for Property Access has been furnished to the Cities with the required payments and that we are authorized to issue to Sunnyside Cogeneration Associates a "Notice to Proceed" with the submitted plan dated September 17, 2001, utilizing the contractors who have supplied certificates of insurance as required by the Agreement.

This letter shall constitute the Notice to Proceed from East Carbon City to Sunnyside Cogeneration Associates under the terms of the Agreement for Property

**PARSONS, DAVIES, KINGHORN & PETERS**

Brian W. Burnett

Callister, Nebeker & McCullough

September 26, 2001

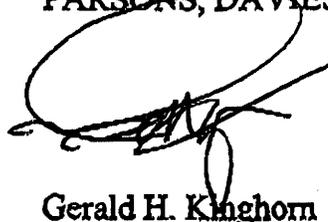
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Access. We anticipate that the activities of Sunnyside Cogeneration Associates and its contractors shall proceed as provided in the plan.

Very truly yours,

**PARSONS, DAVIES, KINGHORN & PETERS**



Gerald H. Kinghorn

GHK/jld

cc: Jaylene Marakis, Recorder  
East Carbon City  
Polly Sanderson, Recorder  
Sunnyside City