

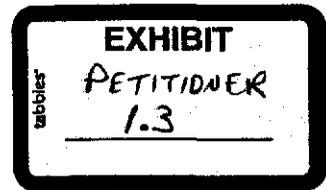


**METRO EAST SANITARY DISTRICT**

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GRANITE CITY, ILLINOIS 62040-1366

Mac G. Warfield  
*Executive Director*

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October 1, 1998

Mr. William C. Horn  
William Horn Consulting  
5319 Shannon Drive  
Godfrey, IL 62035

RE: St. Louis Pipeline Corporation Relocation at Cahokia Diversion Channel  
Crossing near Illinois Route 3

Dear Mr. Horn,

The purpose of this letter is to provide your client, St. Louis Pipeline, with permission to proceed with relocation of their pipeline in the vicinity of the Cahokia Diversion Channel. At this location, Metro East Sanitary District (MESD) owns fee simple interest in properties that lie to the south of the centerline of the Cahokia Diversion Channel. The pipeline relocation is necessary because the Illinois Department of Transportation (IDOT) will soon construct new bridges over the Diversion Channel at this location. MESD wishes to cooperate to the greatest possible extent in order that the IDOT bridge replacement project not be delayed.

The conditions that are associated with permission being granted for St. Louis Pipeline to proceed with the construction work to be done on properties owned by MESD are as follows:

- All construction work undertaken must be approved by the Readiness Branch of the St. Louis District, U.S. Army Corps of Engineers.
- The plan of construction shall be generally in accordance with St. Louis Pipeline drawing No. 231-209, dated September 24, 1998, as hand carried to MESD by Mr. Horn on October 1, 1998.
- St. Louis Pipeline must be willing to enter into an agreement with MESD that will provide them with the needed rights-of-way to utilize properties owned by MESD. The form of this agreement will generally follow East Side Levee and Sanitary District Ordinance 719, which covered a 25 year period beginning June 3, 1970. The new agreement or ordinance will be for another 25 year period, to begin on June 3, 1995. St. Louis Pipeline must be willing to proceed promptly with the establishment of the needed new ordinance agreement, and with payment for the costs associated therewith.

- There will be an annual cost associated with use of MESD owned right-of-way. Our current policy is that the annual cost be based on \$0.50 per square foot of area for a minimum right-of-way width of 5 feet, multiplied by the distance that the line runs on MESD property.
- St. Louis Pipeline must recognize that at the present time there are a number of other buried utilities that have similar rights to the use of MESD property at this location. The new ordinance will not grant exclusive right or franchise to St. Louis Pipeline, and St. Louis Pipeline shall not interfere with or affect the rights that have been granted by MESD to others.
- In proceeding with construction work prior to the establishment of a new ordinance, St. Louis Pipeline must be willing to abide by the conditions and provisions of all of the above paragraphs contained in this letter.

Sincerely,



Mac G. Warfield  
Executive Director  
Metro East Sanitary District

CF: Steve Stroot