



EAST KENTUCKY POWER COOPERATIVE

June 19, 2007

Ms. Elizabeth O'Donnell
Executive Director
Public Service Commission
211 Sower Boulevard
Post Office Box 615
Frankfort, KY 40602

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PUBLIC SERVICE
COMMISSION

Re: PSC Case No. 2007-00168

Dear Ms. O'Donnell:

Pursuant to the Commission's order dated May 9, 2007 in the above-referenced case, please find enclosed for filing with the Commission ten copies of a Right of Entry Permit from the US Army Corps of Engineers, relating to East Kentucky Power Cooperative, Inc.'s proposed construction of new water intake facilities at Cooper Power Station to address concerns associated with the potential lowering of the level of Lake Cumberland.

The remaining permit, as referenced in the Application in this case, will be filed with the Commission as it is issued.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Charles A. Lile'.

Charles A. Lile
Senior Corporate Counsel

Enclosures

Cc: Dennis Howard II, Esq.- Attorney General
Paul D. Adams, Esq.- Attorney General

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P.O. Box 707, Winchester,
Kentucky 40392-0707

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DEPARTMENT OF THE ARMY
NASHVILLE DISTRICT, CORPS OF ENGINEERS
P. O. BOX 1070
NASHVILLE, TENNESSEE 37202-1070

IN REPLY REFER TO

June 11, 2007

Real Estate Division

Mr. Charles Leveridge, Interim Plant Manager
East Kentucky Power Cooperative, Cooper Power Station
4775 Lexington Road
PO Box 38
Burnside, Kentucky 42501

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PUBLIC SERVICE
COMMISSION

Dear Mr. Leveridge:

This is in response to your recent request for a right-of-entry for the installation, operation, and maintenance of four diesel driven pumps and a Flexifloat barge with five supplemental pumps below elevation 723 within Lake Cumberland, under the jurisdiction of the Nashville District Corps of Engineers. The installation of the four diesel pumps and Flexifloat Barge with five pumps is due to the drawdown of Lake Cumberland in connection with the Wolf Creek Dam Safety Project, situated on Tract No. Z-2643, Pulaski County, Kentucky.

A right-of-entry is hereby granted to East Kentucky Power Cooperative to enter upon property under the jurisdiction of the Nashville District, Corps of Engineers for the installation, operation, and maintenance of the referenced pumps and barge on Tract No. Z-2643, Wolf Creek Dam – Lake Cumberland Project. The Right of Entry is granted subject to the following conditions:

a. The installation, operation, and maintenance of the four diesel pumps and Flexifloat barge with pumps will be in accordance with the plans submitted to the Lake Cumberland Resource Manager's Office and the Nashville District, Corps of Engineers for review and approval.

b. This right-of-entry is effective only insofar as to perform the installation of the four diesel pumps and Flexifloat barge with supplemental pumps located in Pulaski County, Kentucky. The grantee will comply with all applicable Federal laws and regulations, ordinances, and regulations of the state, county and municipality during the relocation work.

c. This right-of-entry covers only the federal government's interest in the property and all other authorizations are the responsibility of East Kentucky Power Cooperative.

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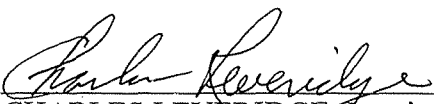
d. It is also agreed and understood that if any archeological materials are found during the installation of the four diesel pumps and Flexifloat barge, work in the immediate area of the find will cease and the Corps Project Planning Branch shall be contacted at 615-736-5027 to evaluate the find before additional work is conducted.

e. The grantee will protect all project boundary monuments and associated markers from any disturbance during the installation of the power line(s).

f. East Kentucky Power Cooperative must comply with all conditions as stated in the Nationwide Permit (NWP) No. 12, Utility Line Activities, dated June 7, 2007, File No. 200701047. If you fail to comply with any of the conditions, the authorization may be modified, suspended, or revoked.

g. East Kentucky Power Cooperative agrees to enter into an easement agreement with the Corps of Engineers, Nashville District, in accordance with the plans as submitted to the Lake Cumberland Resource Manager's Office, and as above referenced, upon completion of the easement authorization and approval process.

I have reviewed this document and accept the conditions stated herein.


By: 
CHARLES LEVERIDGE, Interim Plant Manager
East Kentucky Power Cooperative
Burnside, Kentucky

Date: 6/18/07

APPROVED AS TO FORM & LEGALITY

Please review, and if all term and conditions prove satisfactory, the letter should be signed by the appropriate official where indicated. The original signed right-of-entry will be returned to this office for our records. You may retain a copy for your records. Your continued cooperation is appreciated.

Sincerely,


PRISCILLA W. PAIGE
Chief, Real Estate Division

Enclosures