CITY OF TAHLEQUAH

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May 3, 2005

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RE: Notice of Claim Pursuant to Oklahoma's Governmental Tort Claims Act and Notice of Claim pursuant to Solid Waste Disposal Act

Gentlemen:

This will acknowledge receipt of a Notice of Claim pursuant to Oklahoma's Governmental Tort Claims Act and Solid Waste Disposal Act dated April 8, 2005 sent to the City of Tahlequah on behalf of Peterson Farms, Inc., Tyson Foods, Inc., Simmons Foods, Inc., George's, Inc., Willow Brook Foods, Inc.

Please also let this confirm receipt of a Notice of Claim pursuant to Oklahoma's Governmental Tort Claims Act and Notice of Claim pursuant to Solid Waste Disposal Act dated April 29, 2005 sent on behalf of Peterson Farms, Inc., Tyson Foods, Inc., Simmons Foods, Inc., George's, Inc., Willow Brook Foods, Inc., and Cargill Turkey Production, LLC.

Please let this confirm that on May 2, 2005 the City Council of the City of Tahlequah voted unanimously to deny the above-referenced claims.

Very Truly Yours,

PARK MEDEARIS, City Attorney
City of Tahlequah

RPM/cw

EXHIBIT
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