

ABENGOA

Abengoa, S.A..
Avda. de la Buhaira, 2
41018 Seville (Spain)
Tel. 95 493 70 00 /71 11
Fax 95 493 70 02
E-mail: abengoa@abengoa.com

National Securities Market Commission (CNMV)
Markets Division. Department of Supervision
Paseo de la Castellana, nº 19
28046 Madrid

Attn: Mr Antonio Mas Sirvent

Seville, 17 January 2002

Reference: Relevant fact

Dear Sirs,

With reference to our letters of 2 and 16 November and 18 December 2001, relating to the tender offer presented by ASA Environment & Energy Holding AG, wholly owned subsidiary of Abengoa S.A. for the American company High Plains Corporation (HIPC), an official NASDAQ listed company.

In this respect, we inform you that as of 16 January 2002, the extended offer period has expired, with the acquisition of all shares whose shareholders responded to the aforementioned offer, having been accepted by ASA Environment & Energy Holding AG, granting approximately 94.13% of HIPC's share capital for a total payment of 87,315,726 USD, which fulfils the stated condition for controlling at least 81% of the shares.

Yours faithfully,

/Signed/

/Stamped: Abengoa, Jesús Pérez Rodríguez, General Secretary/

/Page stamped: National Securities Market Commission, 18 JAN. 2002, Registry entry Nº 2002 002068 (Handwritten)/