

See GLO Litigation File C 89-489

UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

UNITED STATES OF AMERICA,)
)
) Plaintiff)
)
 vs.)
)
)
 112.83 ACRES OF LAND, MORE OR LESS,)
 SITUATE IN JEFFERSON COUNTY, STATE)
 OF TEXAS, AND THE STATE OF TEXAS,)
 AND UNKNOWN OWNERS,)
)
 Defendants.)

DECLARATION
OF
TAKING

CIVIL NO. _____
No. 5455
JEFFERSON County
Perpetual Pipeline Easement - 200' R.O.W.
Filed June 5 19 89

TO THE HONORABLE,
THE UNITED STATES DISTRICT COURT:

GARRY MAURO, Com'r
By Douglas Howard

I, _____, Project Manager, Strategic
Petroleum Reserve, Department of Energy, do hereby declare that:

1. The land hereinafter described is taken under and in accordance
with the authority set forth in Schedule "A" annexed hereto and made a part
hereof.

2. The public uses for which said land is taken are also set forth
in said Schedule "A".

3. A general description of the tracts of land being taken, the
estimated just compensation therefor, and the estate taken for said public
uses are set forth in Schedule "B" annexed hereto and made a part hereof.

4. A plan showing the land taken is annexed hereto as Schedule "C"
and made a part hereof.

5. The gross sum estimated by me as just compensation for all of
said land, which aggregates 112.83 acres, with all buildings and improvements
thereon and all appurtenances thereto and including any and all interests
hereby taken in said land, is Fifteen Thousand Two Hundred Fifty and No/100
Dollars (\$15,250.00), which sum I cause to be deposited herewith in the

A,

County 28386

Registry of the Court for the use and benefit of the persons entitled thereto.
I am of the opinion that the ultimate award for said land probably will be
within any limits prescribed by law on the price to be paid therefor.

IN WITNESS WHEREOF, the United States of America, by _____
_____, Project Manager, Strategic Petroleum Reserve, duly
authorized by its Secretary of Energy, has caused this declaration to be signed
by said _____, this _____ day of _____,
1983, A. D., in the Parish of Jefferson, State of Louisiana.

Project Manager, Strategic Petroleum Reserve

SCHEDULE "A"

AUTHORITY FOR THE TAKING:

The authority for the taking is under and in accordance with the Act of Congress approved August 1, 1888 (25 Stat. 357), as amended, 40 U. S. C. 257; and under the further authority of the Act of Congress approved February 26, 1931, (46 Stat. 1421), 40 U. S. C. 258a; and the Act of Congress approved December 22, 1975 (Public Law 94-163; 89 Stat. 871) which authorizes the acquisition of land for the Strategic Petroleum Reserve and related facilities, as modified by the Act of Congress approved August 4, 1977 (Public Law 95-91; 91 Stat. 565), and the Acts of Congress approved June 1, 1976 (Public Law 94-303), July 31, 1976 (Public Law 94-373), and December 23, 1981 (Public Law 97-100; 95 Stat. 1408), which acts made funds available for such purposes.

PUBLIC USES:

The public uses for which said land will be taken are as follows:

The said land is necessary for the establishment, management and maintenance of the Strategic Petroleum Reserve and related facilities. The said land has been selected by the United States for the Strategic Petroleum Reserve and for such other uses as may be authorized by Congress or by Executive Order.

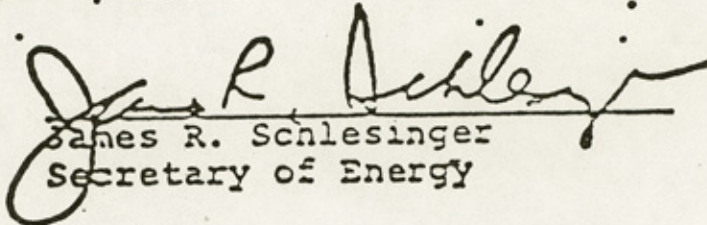
DEPARTMENT OF ENERGY
DELEGATION ORDER NO. 0204-23
TO THE PROJECT MANAGER
STRATEGIC PETROLEUM RESERVE (SPR)

Pursuant to the authority vested in me as Secretary of Energy ("Secretary") and by Section 642 of the Department of Energy Organization Act (Pub. L. 95-91), there is hereby delegated to the Project Manager SPR, without authority to redelegate, the authority to acquire pipeline easements only, by condemnation, where the total appraised value of the entire pipeline right-of-way does not exceed \$3,000,000, including authority to condemn without prior negotiations; and to execute declarations of taking, all correspondence and other documents in connection with such proceedings, and take all other necessary and appropriate actions to acquire in connection with the Government's power of eminent domain, real or personal property or interests therein for the Department of Energy.

In exercising the authority delegated by this Order, the delegate shall be governed by the rules and regulations of the Department of Energy and the policies and procedures prescribed by the Secretary.

All actions pursuant to any authority delegated prior to this Order or pursuant to any authority delegated by this Order prior to and in effect on the date of this Order are confirmed and ratified, and shall remain in full force and effect as if taken under this Order, unless or until amended or superseded.

Order is effective ~~June~~ ^{Aug 25}, 1978.


James R. Schlesinger
Secretary of Energy

By the Department

In witness whereof, I have hereunto subscribed my name and caused the seal of the U.S. Department of Energy to be affixed this day of August 25, 1978, at Washington D.C.

William S. Jefferson

SCHEDULE "B"

BIG HILL STRATEGIC PETROLEUM RESERVE

DESCRIPTION:

TRACT NO. 1200E-1

A strip or parcel of land lying across the bed and bottom of the Gulf of Mexico and located in State tracts 66S, 77S, 87S, 92S and part of 25L of the High Island Area, Offshore Texas, being 200 feet in width and lying 100 feet each side of, when measured at right angles and parallel to the following described centerline:

From a point of reference commence at the National Ocean Survey monument "ROAD" which has a coordinate of X = 3,514,838.55 and Y = 676,625.84 run north $65^{\circ} 40' 56.8''$ east, a distance of 10,854.15 feet to a point of intersection with the proposed right of way centerline at X = 3,524,729.69 and Y = 681,095.51 being the point at which the proposed center line leaves the property of the United States of America and proceeds into Texas State Waters at a bearing south $04^{\circ} 27' 21''$ east to end of the diffusers at X = 3,526,624.06 and Y = 656,785.76 a distance of 24,383.45 feet, thence south $04^{\circ} 27' 21''$ east a distance of 190.00 feet to its point of termination at X = 3,526,638.82 and Y = 656,596.33. From the termination point offshore to the beginning point at the National Ocean Survey monument "ROAD" the bearing is north $30^{\circ} 30' 15.19''$ west for a distance of 23,247.10 feet.

The above described strip or parcel of land contains 112.83 acres more or less.

The bearings and distances cited herein are based on the Lambert Grid System, Texas, South Central Zone.

SCHEDULE "B" CONTINUED

BIG HILL STRATEGIC PETROLEUM RESERVE

NAMES AND ADDRESSES OF PURPORTED OWNERS:

The State of Texas
C/O Honorable Garry Mauro
Commissioner of the General Land Office
1700 N. Congress
Stephen F. Austin Building
Austin, Texas 78701

All Unknown Owners

NAMES AND ADDRESSES OF OTHER PARTIES WHO MAY HAVE OR CLAIM AN INTEREST IN THE LAND:

United Gas Pipeline Company
C/O C T Corporation System
811 Dallas Avenue
Houston, Texas 77002

Seagull Pipeline Corporation
C/O C T Corporation System
811 Dallas Avenue
Houston, Texas 77002

Atlantic Richfield Company
C/O C T Corporation System
Republic National Bank Building
Dallas, Texas 75201

United Texas Transmission Company
C/O C T Corporation System
311 Dallas Avenue
Houston, Texas 77002

Texaco, Inc.
C/O Donald M. Buckner
1111 Rusk Avenue
Houston, Texas 77002

McMoran Exploration Company
C/O C T Corporation System
811 Dallas Avenue
Houston, Texas 77002

McMoran Production Company
C/O James W. Yeldell, President
P. O. Box 6800
Metairie, Louisiana 70009

SCHEDULE "B" CONTINUED

BIG HILL STRATEGIC PETROLEUM RESERVE

The Kilroy Company
C/O W. S. Kilroy
1908 First City National Bank Building
Houston, Texas 77002

Ocean Production Company and ODECO Oil and Gas Company
C/O C T Corporation System
811 Dallas Avenue
Houston, Texas 77002

Ocean Oil and Gas Company
C/O C T Corporation System
811 Dallas Avenue
Houston, Texas 77002

Scurlock Oil Company
C/O C T Corporation System
Republic National Bank Building
Dallas, Texas 75201

Blocker Exploration Company
C/O Briggs V. Nesmith
800 Bering Drive
Houston, Texas 77057

Prudential Drilling Company
C/O G. D. Lightsey
One Westheimer Plaza
5718 Westheimer, Suite 450
Houston, Texas 77057

ENG Fossil Fuels Company
C/O Richard C. Alsup
1629 Houston Natural Gas Building
1200 Travis Street
Houston, Texas 77002

Reynolds Metals Company
C/O C T Corporation System
Republic National Bank Building
Dallas, Texas 75201

Chevron Pipeline Company
C/O C T Corporation System
Republic National Bank Building
Dallas, Texas 75201

All Unknown Owners.

SCHEDULE "B" CONTINUED

BIG HILL STRATEGIC PETROLEUM RESERVE

ESTIMATED JUST COMPENSATION: \$15,250.00

ESTATE TO BE ACQUIRED:

BRINE PIPELINE OFFSHORE - THE ESTATE TO BE ACQUIRED IS:

A perpetual and assignable easement and right-of-way in, on, over and across land for the location, construction, operation, maintenance, alteration, repair and patrol of a single pipeline; and appurtenances together with the right to remove therefrom all obstructions and other structures, or obstacles within the limits of the right-of-way; reserving, however, to the landowners, their heirs and assigns, all such rights and privileges as may be used without interfering with or abridging the rights and easement herein acquired; subject, however to existing easements for public utilities.

See
GLO Litigation file C 89-489

FILED
U. S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

AUG 27 1986

MURRAY L. HARRIS, CLERK

BY Jewel L. Harris
DEPUTY

UNITED STATES OF AMERICA,
Plaintiff
vs.

CIVIL NO. B-84-98-CA-MF-1572-8

TRACT NO. 1200E-1

112.83 ACRES OF LAND, MORE OR
LESS, SITUATE IN JEFFERSON
COUNTY, STATE OF TEXAS, AND
THE STATE OF TEXAS, ET AL,
AND UNKNOWN OWNERS

Defendants.

BIG HILL STRATEGIC PETROLEUM
RESERVE PROJECT



JUDGMENT ON STIPULATION AS TO JUST
COMPENSATION AND FINAL JUDGMENT

ON THIS DAY came on to be considered the Stipulation as to Just Compensation as to Tract No. 1200E-1, entered into by and between the Plaintiff, United States of America, and Defendant, The State of Texas, jointly, which has been filed herein, and the Court being fully advised in the premises, finds:

That the proceedings have been conducted according to law;

That this Court has jurisdiction of the parties and subject matter;

That Plaintiff did deposit the sum of \$15,250.00 in the Registry of the Court to the credit of the subject tract simultaneously with the filing of the Complaint in

File No. 54 55
JEFFERSON County
Perpetual Pipeline Easement - 200' r.o.w. Div. Order Book
Filed June 5 19 89 Vol. Page

GARRY MAURO, Com'r

By Douglas Howard B1

A TRUE COPY I CERTIFY
MURRAY L. HARRIS, CLERK
U.S. DISTRICT COURT
EASTERN DISTRICT, TEXAS

Jewel L. Harris

Counter 28395

Condemnation and Declaration of Taking herein, and said sum was placed in an interest bearing account by order of the Court dated March 2, 1984;

That there remains on deposit in the Registry of the Court the sum of \$15,250.00 plus accrued interest;

That the Stipulation as to Just Compensation of said Plaintiff and Defendants is fair, just and equitable and should be in all things approved.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED by the Court:

1. That the just compensation for the condemnation of the estate in and to Tract No. 1200E-1, as said estate and tract are described in the Complaint in Condemnation and Declaration of Taking filed herein, is the sum of \$15,250.00, plus accrued interest.

2. That the Clerk will issue his check in the following amount and mail to the person indicated at its address:

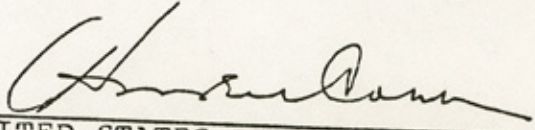
General Land Office of the State of Texas,
c/o John A. Crane, Assistant Attorney General,
P.O. Box 12548, Capitol Station, Austin,
Texas 78711.....\$15,250.00 plus accrued interest.

3. That with the payment of the aforesaid sum of \$15,250.00, all Defendants shall have received all sums of money due them as a result of this condemnation, and the Plaintiff shall have paid full just compensation for said condemnation.

4. That all Defendants named in this action as to the above-mentioned tract, except the entity named above, take nothing by reason of this suit.

5. That all orders, judgments and decrees heretofore entered in this cause as to the subject tract are ratified and confirmed, and title in and to the estate condemned is ratified and confirmed as vested in the United States of America.

SIGNED AND ENTERED this the 27th day of August,
1986.


UNITED STATES DISTRICT JUDGE

PURPORTED OWNER: State of Texas

PROJECT: Big Hill Strategic Petroleum Reserve, Jefferson County, Texas

INTEREST TO BE ACQUIRED: Perpetual Easement

AREA: 112.83 Acres.

DATE: January 13, 1983

TRACT NO. 1200E-1

A strip or parcel of land lying across the bed and bottom of the Gulf of Mexico and located in State tracts 66S, 77S, 87S, 92S and part of 25L of the High Island Area, Offshore Texas, being 200 feet in width and lying 100 feet each side of, when measured at right angles and parallel to the following described centerline:

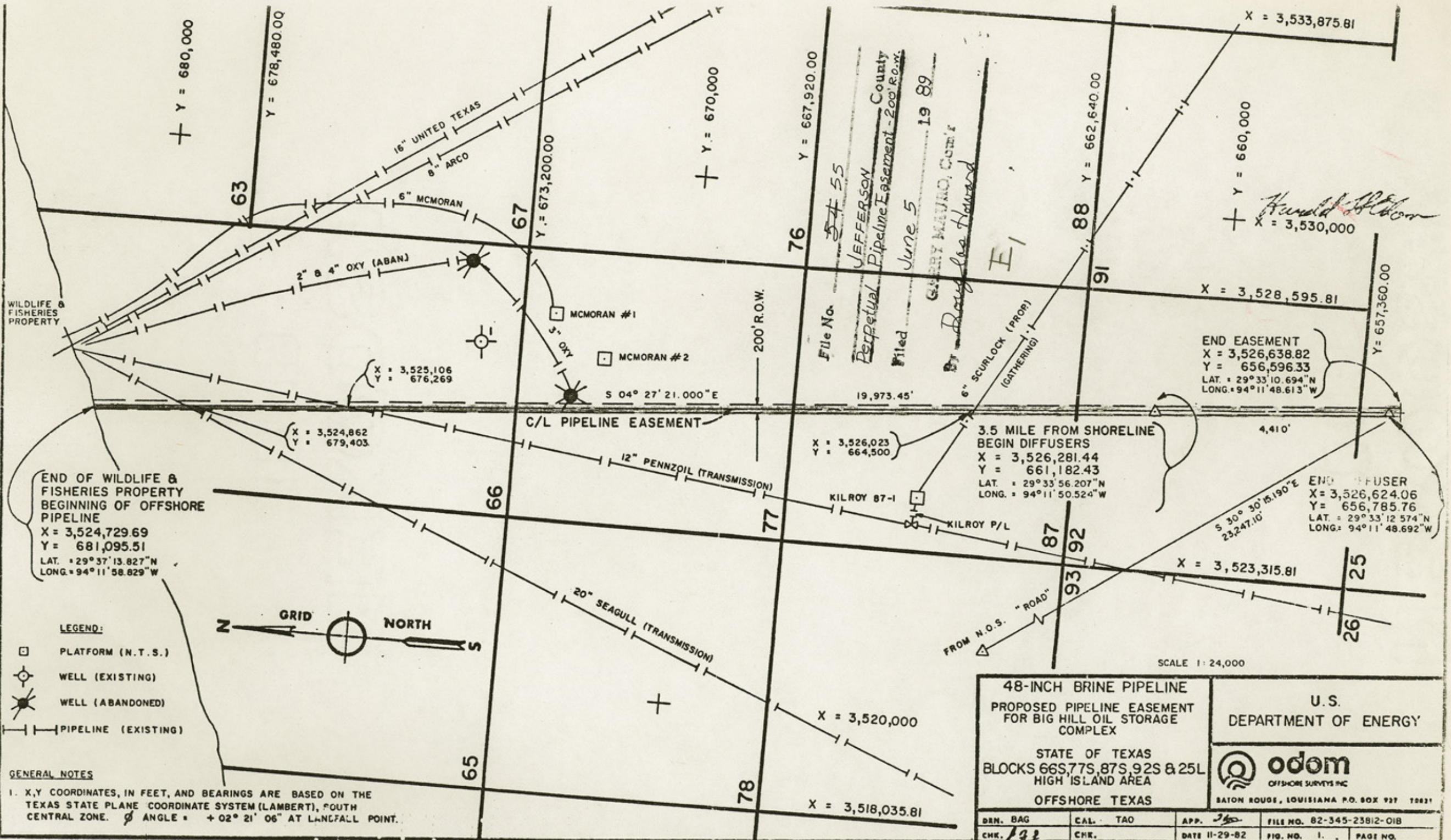
From a point of reference commence at the National Ocean Survey monument "ROAD" which has a coordinate of X = 3,514,838.55 and Y = 676,625.84 run north 65° 40' 56.8" east, a distance of 10,854.15 feet to a point of intersection with the proposed right of way centerline at X = 3,524,729.69 and Y = 681,095.51 being the point at which the proposed center line leaves the property of the United States of America and proceeds into Texas State Waters at a bearing south 04° 27' 21" east to end of the diffusers at X = 3,526,624.06 and Y = 656,785.76 a distance of 24,383.45 feet, thence south 04° 27' 21" east a distance of 190.00 feet to its point of termination at X = 3,526,638.82 and Y = 656,596.33. From the termination point offshore to the beginning point at the National Ocean Survey monument "ROAD" the bearing is north 30° 30' 15.19" west for a distance of 23,247.10 feet.

The above described strip or parcel of land contains 112.83 acres more or less.

The bearings and distances cited herein are based on the Lambert Grid System, Texas, South Central Zone.

Jefferson Co. Sketch File No. 55

C1



END OF WILDLIFE & FISHERIES PROPERTY
 BEGINNING OF OFFSHORE PIPELINE
 X = 3,524,729.69
 Y = 681,095.51
 LAT. = 29° 37' 13.827" N
 LONG. = 94° 11' 58.829" W

- LEGEND:**
- PLATFORM (N.T.S.)
 - ⊙ WELL (EXISTING)
 - ⊙ WELL (ABANDONED)
 - PIPELINE (EXISTING)

GENERAL NOTES

1. X,Y COORDINATES, IN FEET, AND BEARINGS ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM (LAMBERT), FOURTH CENTRAL ZONE. ϕ ANGLE = +02° 21' 06" AT LANCFALL POINT.

48-INCH BRINE PIPELINE
 PROPOSED PIPELINE EASEMENT
 FOR BIG HILL OIL STORAGE
 COMPLEX

STATE OF TEXAS
 BLOCKS 66S,77S,87S,92S & 25L
 HIGH ISLAND AREA
 OFFSHORE TEXAS

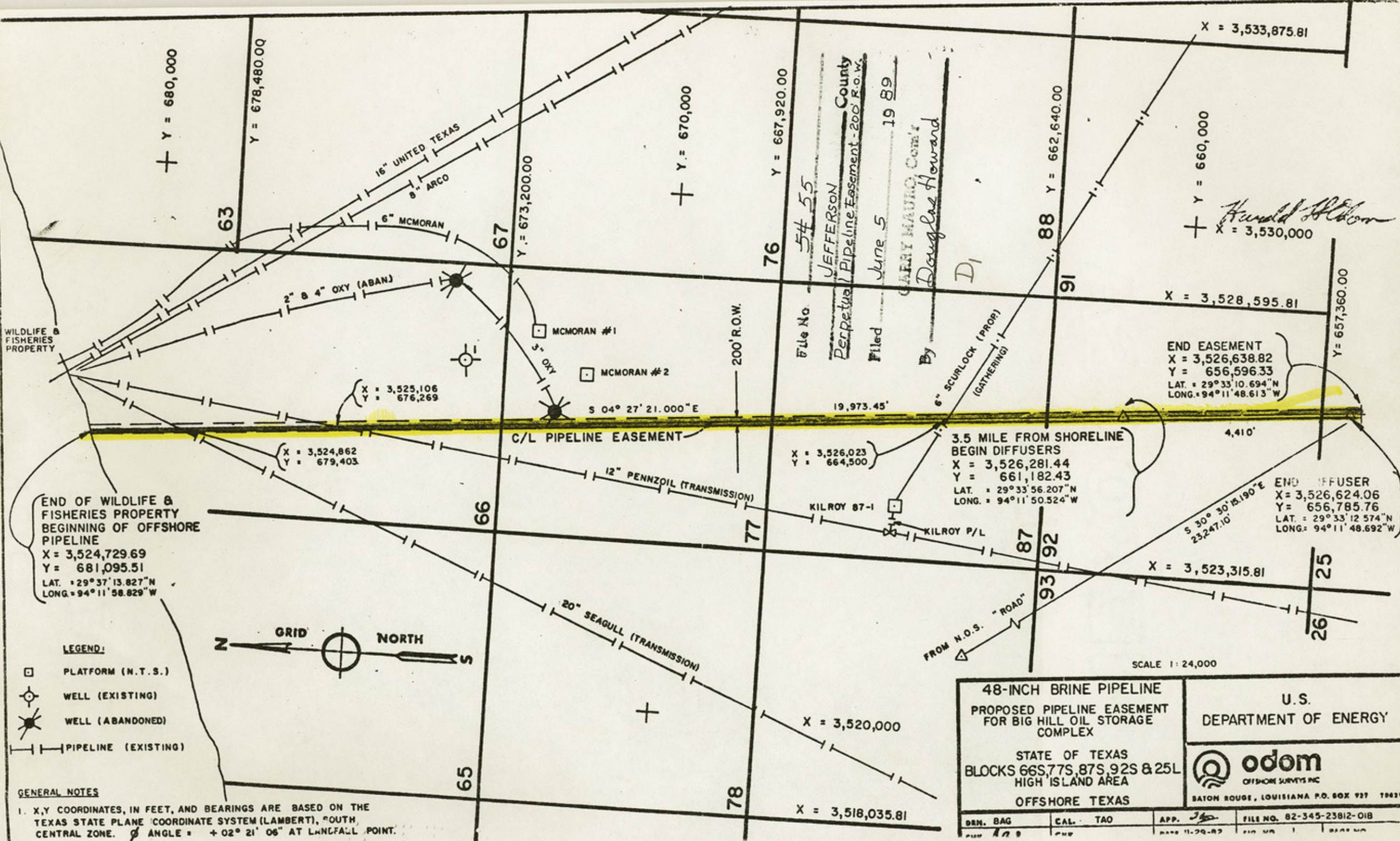
U.S.
 DEPARTMENT OF ENERGY

odom
 OFFSHORE SURVEYS, INC.
 BATON ROUGE, LOUISIANA P.O. BOX 927 70821

DRN. BAG	CAL. TAO	APP. <i>JL</i>	FILE NO. 82-345-23812-OIB
CHK. 192	CHK.	DATE 11-29-82	FIG. NO. 1. PAGE NO.

See GLO Litigation File C89-489

counter 28399



WILDLIFE & FISHERIES PROPERTY

END OF WILDLIFE & FISHERIES PROPERTY BEGINNING OF OFFSHORE PIPELINE
 X = 3,524,729.69
 Y = 681,095.51
 LAT. = 29° 37' 13.827" N
 LONG. = 94° 11' 58.829" W

- LEGEND:**
- PLATFORM (N.T.S.)
 - ⊙ WELL (EXISTING)
 - ⊙ WELL (ABANDONED)
 - PIPELINE (EXISTING)



GENERAL NOTES

1. X, Y COORDINATES, IN FEET, AND BEARINGS ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM (LAMBERT), SOUTH, CENTRAL ZONE. ϕ ANGLE = +02° 21' 06" AT LAMSFALL POINT.

File No. 54 55
 JEFFERSON County
 Perpetual Pipeline Easement - 200' R.O.W.
 Filed June 5 19 89
 By CARY MAURO Com'r
 Douglas Howard

Harold Eldon
 X = 3,530,000
 Y = 660,000

END EASEMENT
 X = 3,526,638.82
 Y = 656,596.33
 LAT. = 29° 33' 10.694" N
 LONG. = 94° 11' 48.613" W

3.5 MILE FROM SHORELINE
 BEGIN DIFFUSERS
 X = 3,526,281.44
 Y = 661,182.43
 LAT. = 29° 33' 56.207" N
 LONG. = 94° 11' 50.524" W

END DIFFUSER
 X = 3,526,624.06
 Y = 656,785.76
 LAT. = 29° 33' 12.574" N
 LONG. = 94° 11' 48.692" W

48-INCH BRINE PIPELINE
 PROPOSED PIPELINE EASEMENT
 FOR BIG HILL OIL STORAGE
 COMPLEX

STATE OF TEXAS
 BLOCKS 66S, 77S, 87S, 92S & 25L
 HIGH ISLAND AREA
 OFFSHORE TEXAS

U.S.
 DEPARTMENT OF ENERGY



BATON ROUGE, LOUISIANA P.O. BOX 927 70821

DRN. BAG	CAL. TAO	APP. <i>JM</i>	FILE NO. 82-345-23812-018
DATE 11-29-82	BY	DATE 11-29-82	BY

Counter 28900

SCALE 1:24,000