

Trustee Resolution

EXPLORER JET FUEL SPILL, WALKER COUNTY, TEXAS
Department of the Interior
Fund Account #0511

WHEREAS, the settlement funds jointly recovered by the Texas Parks and Wildlife Department ("TPWD"), the Texas Commission on Environmental Quality ("TCEQ"), the Texas General Land Office ("GLO") (collectively "the State Trustees") and the United States Department of the Interior represented by the United States Fish and Wildlife Service ("USFWS"), (collectively, "the Trustees") having been deposited with due process from the settlement agreement for natural resource damages associated with the Explorer Pipeline Jet Fuel Spill, Walker County Texas;

WHEREAS, the Trustees by unanimous consent (see signatures of the Trustee representatives), agree that the following is an appropriate distribution of funds from the Department of the Interior Natural Resource Damage Assessment and Restoration Fund Account ("Account"):

A total of \$156,549.20 and any interest accrued shall be disbursed as soon as possible after deposit but no later than thirty days after the date of the final signature on this Trustee Resolution, payable to the Texas Treasury Safekeeping Trust Company. The funds shall be used by TPWD as a match for a grant achievable through the Pittman-Robertson Wildlife Restoration Act, Angelina County Wildlife Land Acquisition Grant #W-138-L, to acquire and preserve property as further detailed in the "Damage Assessment and Restoration Plan for the July 2007 Jet Fuel A Discharge Into Turkey Creek in Walker County, Texas" ("the Project");

WHEREAS, the amount of \$156,549.20 shall be electronically wired to the Texas Safekeeping Trust Company according to the following instructions:

RECEIVER: TEX COMPT AUSTIN

ABA Routing Number: 114900164

BNF: TTSC AC 440474001

REF: Natural Resource Trustees – Natural Resource Damage Restoration – Explorer Pipeline Restoration

WHEREAS, any funds not used by the TPWD and the State Trustees for implementation, monitoring, management and oversight of the Project described above are to remain in the Texas Treasury Safekeeping Trust Company Account to be used for another appropriate restoration project as agreed upon by the State Trustees and USFWS.

NOW THEREFORE BE IT RESOLVED that the Explorer Trustee Council agrees by unanimous consensus that the above-described funds should be withdrawn from the Account and distributed for the purposes set out above, in accordance with law.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

By:



Signature of Authorized Official

Mark Vickery

Printed Name

Executive Director

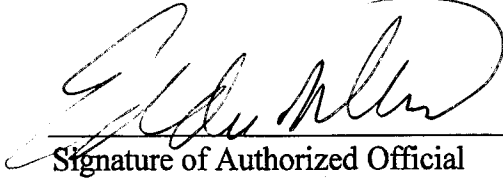
Title

2-11-08

Date

TEXAS GENERAL LAND OFFICE

By:


Signature of Authorized Official

EDDIE FISHER
Printed Name

DIRECTOR OF COASTAL PROTECTION
Title

1/27/09
Date

TEXAS PARKS AND WILDLIFE DEPARTMENT

By:


Signature of Authorized Official

Carter Smith

Printed Name

Executive Director

Title

2 February 2009

Date

UNITED STATES FISH AND WILDLIFE SERVICE

on behalf of the Department of the Interior

By: B. A. Millsap

Signature of Authorized Official

Brian A. Millsap

Printed Name

Acting Regional Director

Title

26 Jan. 2009

Date