

**MAXXAM**

5847 San Felipe, Suite 2600  
P.O. Box 572887  
Houston, Texas 77257-2887  
713 975-7600

2520040154114

**VIA REGISTERED MAIL NO.  
RETURN RECEIPT REQUESTED**

Top-Hat Plan Exemption  
Room N-5638  
U. S. Department of Labor  
200 Constitution Avenue, N. W.  
Washington, D.C. 20210

**RE: MAXXAM Revised Capital Accumulation Plan of 1988 (the "CAP")  
MAXXAM Supplemental Executive Retirement Plan (the "SERP")  
MAXXAM Executive Deferred Compensation Plan (the "DCP")**

95 MAR -8 PM 2:25  
DOL-PWBA  
PUBLIC PENSION DIVISION

Ladies and Gentlemen:

In recognition of the adoption of the DCP on November 28, 1995, in order to comply with any applicable requirements of the alternative reporting and disclosure method under Section 110 of the Employee Retirement Income Security Act of 1974, as amended, applicable to certain pension plans for a select group of management or highly compensated employees, as set forth in Section 2520.104-23 of the U.S. Department of Labor Regulations, the following information is provided by the undersigned:

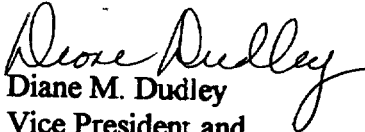
1. The name of the employer is MAXXAM Inc. ( the "Employer"). The Employer is the sponsor of the captioned plans. In prior years, similar registration statements have been timely filed on the CAP and the SERP.
2. The mailing address of the Employer is:  

5847 San Felipe, Suite 2600  
Houston, TX 77057
3. The employer identification number (EIN) of the Employer is 95-2078752.
4. The purposes of the captioned plans are to encourage the long-term commitment of certain selected key employees by permitting (I) Employer derived accruals to restore benefits of such employees that are reduced under certain tax advantaged broad-based plans of the Employer, (ii) certain deferrals and certain supplemental allowances.

5. The employer maintains only three (3) such plans. The CAP and SERP are evidenced by traditional plan documents. The DCP is evidenced by a "prototype" deferred compensation agreement under which multiple deferral options may be selected by each key employee to whom the agreement is made available in the discretion of the Employer's Compensation Committee.
6. It is estimated that approximately six (6) key employees (of a total of approximately 215 employees) are currently eligible to participate in the CAP. In addition it is estimated that approximately four (4) key employees are eligible to participate in the SERP. Also, it is estimated that approximately ten (10) key employees are currently eligible to participate in the DCP.

The Employer will provide to you upon request a copy of the document or documents that evidence any one or all of the captioned plans. Please contact Mary Ann Stewart if you have questions or desire anything further at this time.

Sincerely,

  
Diane M. Dudley  
Vice President and  
Chief Personnel Officer

cc: Mr. Dale Head  
Mr. J. Gerald Martin