

**PORT OF TEXAS CITY**

November 16, 1995

Certified Mail No.Z 033 001 627  
Return Receipt Requested

2520032030698

Top Hat Plan Exemption  
Pension and Welfare Benefits Administration  
Room N-5644  
U.S. Department of Labor  
200 Constitution Ave., N.W.  
Washington, D.C. 20210



Re: Texas City Terminal Railway Company Deferred Compensation Plan

Dear Sir or Madam:

In accordance with the Department of Labor Regulation §2520.104-23, this letter will serve as the alternative method of compliance with the reporting and disclosure requirements of Part I of Title I of the Employee Retirement Income Security Act of 1974, as amended, for a pension plan for a select group of management of highly compensated employees.

1. The name and address of the employer is Texas City Terminal Railway Company, P. O. Box 591, 201 Dock Road, Texas City, Texas 77592.
2. The employer identification number assigned by the Internal Revenue Service to the employer is XA74-6002396.
3. The employer declares that it maintains the referenced Plan primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees.
4. The number of employees in this Plan is 4.

Very truly yours,

Harlan W. Ritter  
President  
Texas City Terminal Railway Company

HWR:mt

55 NOV 27 AM 8:44  
DOL-PWBA  
PUBLIC DISCLOSURE

**RESOLUTIONS  
BOARD OF DIRECTORS  
TEXAS CITY TERMINAL RAILWAY COMPANY**

**RESOLVED**, that the Texas City Terminal Railway Company Deferred Compensation Plan, a copy of which has been presented to this meeting, be and hereby is adopted; and

**RESOLVED**, that the proper officers of the Company are authorized and directed to executed execute the Plan on behalf of the Company; and

**RESOLVED**, that Harlan W. Ritter, W. E. Daigle, and Margaret Tuma, are hereby appointed as the Committee described in Section 1.7 of the Plan, which is authorized to establish the eligibility requirements for participation in the Plan and all other rules required in administering the Plan.