

1570

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DECLARATION OF EASEMENT AGREEMENT

STATE OF ALABAMA

COUNTY OF SHELBY

KNOW ALL MEN BY THESE PRESENTS, that CHAMPION INTERNATIONAL CORPORATION, a New York Corporation, P. O. Box 250, Courtland, Alabama 35618, did grant and convey unto MCKENZIE METHANE CORPORATION, Two Chase Corporate Drive, Suite 450, Birmingham, Alabama 35244, certain right-of-ways and easements by easement dated October 19, 1990 over and across lands located in the SE 1/4 of NW 1/4, Section 25, Township 21 South, Range 4 West; Shelby County, Alabama, being more particularly described as follows:

Part 1 of Easement Agreement

50' road right of way and easement. The right of way will include a 15' right of way for a gas pipeline and a 15' right of way for a powerline. See Exhibit "A" attached hereto for location. Center line of said road easement is shown on Exhibit A, attached hereto, incorporated by reference herein and made a part hereof.

Part 2 of Easement Agreement

15' powerline right of way included in existing 50' road right of way and easement. See Exhibit "A" attached hereto.

Part 3 of Easement Agreement

15' pipeline included in existing 50' road right of way and easement. See Exhibit "A" attached hereto.

This Declaration is to be placed of record to serve as notice of the execution and existence of the Easement Agreement in all its parts, and is in no way to supersede, abrogate, change or modify any of the terms, conditions, rights or obligations of any of the parties, all of which are set forth in detail in said Easement Agreement. The terms and conditions of said Easement Agreement are made a part hereof by reference for all purposes, to the same effect as though written in extenso herein.

This the 19th day of October, 1990.

ATTEST:

[Signature]
Assistant Secretary

CHAMPION INTERNATIONAL CORPORATION

BY: [Signature]

Vice President & General Manager
Southeastern Operation

ATTEST:

[Signature]
Assistant Secretary

MCKENZIE METHANE CORPORATION

BY: [Signature]

Vice President

STATE OF SOUTH CAROLINA)

COUNTY GREENVILLE)

I, the undersigned, am a Notary Public in and for said County, in said State, and I hereby certify that KENNETH D. BAILEY is a Vice President of CHAMPION INTERNATIONAL CORPORATION, and who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Subscribed to and Sworn to on this 4 day of OCTOBER 1990.

My Commission Expires:
MY COMMISSION EXPIRES
SEPTEMBER 4, 1993

Cheryl B. Zort
Notary Public

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STATE OF ALABAMA

COUNTY OF JEFFERSON

I, the undersigned, am a Notary Public in and for said County, in said State, and I hereby certify that Daniel Clark is a Vice President of MCKENZIE METHANE CORPORATION, and who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

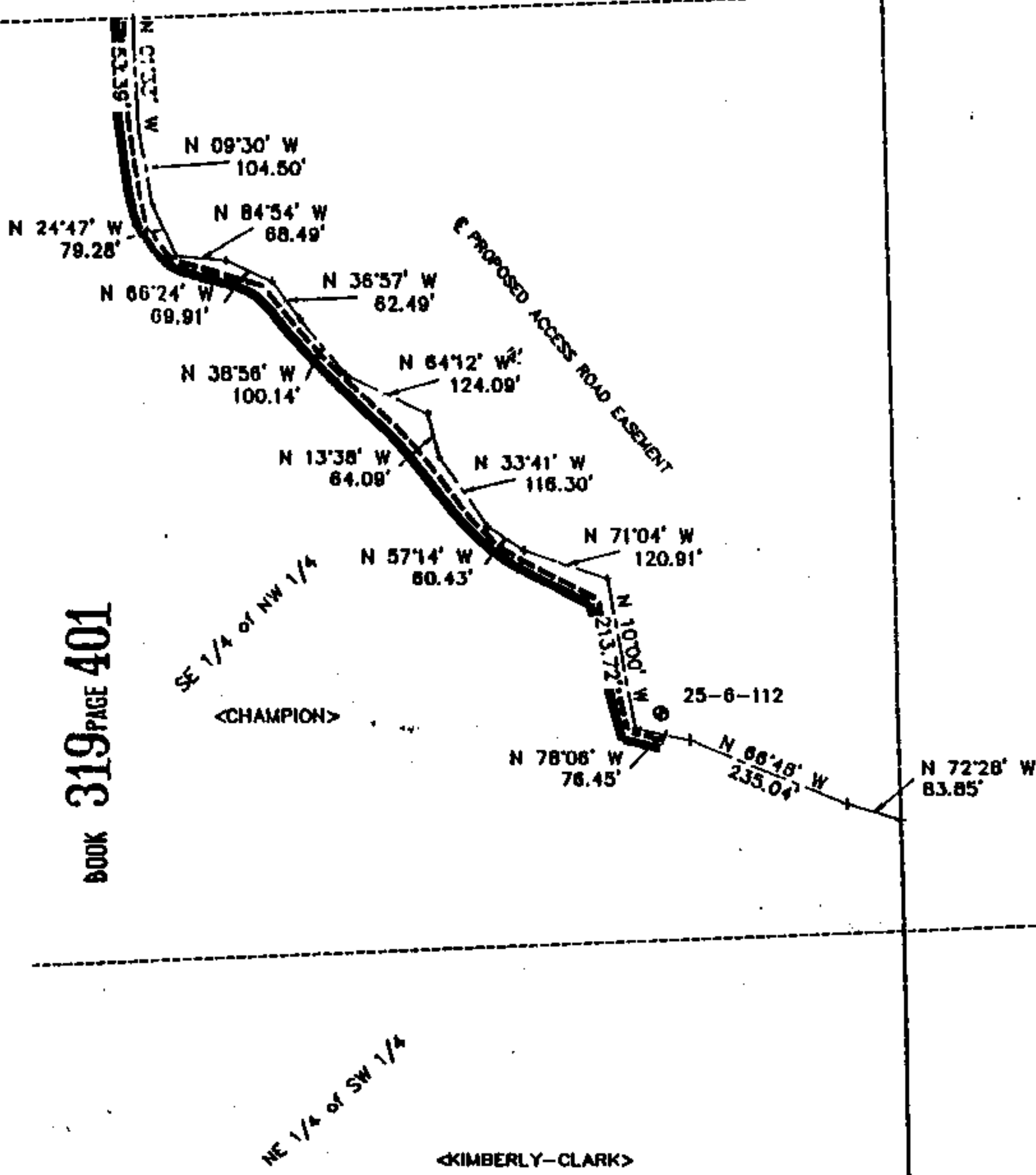
Subscribed to and Sworn to on this 19th day of OCTOBER 1990.

My Commission Expires:
MY COMMISSION EXPIRES NOVEMBER 29, 1993

Patricia Lawrence
Notary Public

NE 1/4 of NW 1/4

NW 1/4 of NE 1/4



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<CHAMPION>

<KIMBERLY-CLARK>

<KIMBERLY-CLARK>

| | |
|------------------|-------|
| 1. Dead Tax | 1.50 |
| 2. Mtg. Tax | 7.50 |
| 3. Recording Fee | 3.00 |
| 4. Indexing Fee | 1.00 |
| 5. No Tax Fee | 1.00 |
| 6. Certified Fee | 1.00 |
| Total | 13.00 |

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

90 NOV 26 AM 9:55

William A. Shaw, Jr.
JUDGE OF PROBATE

EXHIBIT A

LEGEND

- INDICATES EXISTING ROAD
- INDICATES CENTER LINE
- INDICATES EASEMENT SEGMENT
- <JSD> INDICATES SURFACE OWNER
- ⊙ INDICATES PROPOSED GAS WELL

THIS DRAWING AND ALL INFORMATION THEREON
IS THE PROPERTY OF THE ENGINEER
AND MAY NOT BE REPRODUCED OR USED
WITHOUT WRITTEN CONSENT OF THE
ENGINEER.

| McKENZIE METHANE CORPORATION CHAMPION ACCESS ROADS SEC. 25, T-21S, R-4-W | | |
|--|-------------------------|-------------------|
| SHELBY COUNTY ALABAMA | | |
| REVISION | | |
| DATE | DESCRIPTION | BY |
| 1-2-90 | ROAD & WELL RELOCATIONS | L H L |
| 2-22-90 | REVISED BY McKENZIE | D C P |
| | | |
| | | |
| | | |
| DATE 1-2-90 | FILED 2/2/90 | RECORDS 2/2/90 |