

PUBLIC NOTICE

**STATE OF LOUISIANA
DEPARTMENT OF NATURAL RESOURCES
OFFICE OF CONSERVATION**

**JEFFERSON ISLAND STORAGE & HUB LLC
Lake Peigneur, Iberia Parish
Docket No. IMD 2009-09**

In accordance with the laws of the State of Louisiana, and with particular reference to the provisions of Title 30 of Louisiana Revised Statutes of 1950, a public hearing will be held in the New Iberia Senior High School Auditorium, 1301 E. Admiral Doyle Drive, New Iberia, Louisiana, at 6:00 p.m. on **THURSDAY, SEPTEMBER 24, 2009**, upon the joint request of Jefferson Island Storage & Hub, L.L.C and the Louisiana Office of Mineral Resources.

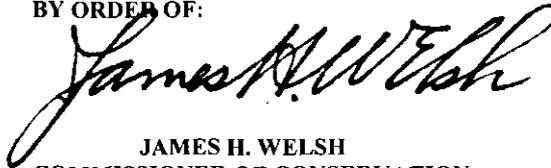
At such hearing the Commissioner of Conservation or his designated representative will give any interested person the opportunity to present testimony, facts, or oral or written comments relative to the following matters relating to the proposed Operating Agreement between the Louisiana Department of Natural Resources, the Louisiana State Mineral Board (collectively referred to hereinafter as "the State") and Jefferson Island Storage & Hub, L.L.C. (referred to hereinafter as "JISH") and concerning an approximately 70.71 acre tract in Lake Peigneur, Iberia Parish, Louisiana subject to State Lease No. 2259 and State Lease No. 14638, to wit:

1. The rights proposed to be granted by the State to JISH pursuant to the Operating Agreement.
2. Operations issues covered by the Operating Agreement, including the operational control and discretion, performance standards, applicable laws and procedures, permit requirements, ownership and control of improvements and equipment, the standard of care given the property, the costs, and risks.
3. Insurance obligations placed on JISH pursuant to the Operating Agreement.
4. Indemnities and Releases by JISH and the State pursuant to the Operating Agreement.
5. Compensation due the State by JISH pursuant to the Operating Agreement, including: royalty payments, percentage payment of earnings before interest and taxes on new and existing capacity.
6. Requirement of JISH to maintain and retain all records concerning JISH's operation at the Jefferson Island Facility, including financial records, and to allow the State to review and audit the same in accordance with the Operating Agreement.
7. The dispute resolution requirements set forth in the Operating Agreement.
8. The term and termination of the Operating Agreement.
9. Closure and decommissioning requirements associated with the Jefferson Island Facility pursuant to the Operating Agreement.
10. The definition and effect of Force Majeure under the Operating Agreement.
11. Notice and payment requirements found in the Operating Agreement.
12. The disposition under the Operating Agreement of State Lease No. 14638, State Lease No. 2259, and the litigation titled *Jefferson Island Storage & Hub, L.L.C. versus State of Louisiana, Louisiana Department of Natural Resources and Louisiana State Mineral Board*, No. 547, 011, 19th Judicial District Court, Parish of East Baton Rouge.
13. Any miscellaneous provisions of the Operating Agreement.

A copy of the Operating Agreement is available for inspection during normal business hours at the Main Branch of the Iberia Parish Library at 445 E. Main Street, New Iberia, Louisiana or between 8:00 A.M. and 4:30 P.M., Monday through Friday in the Lafayette Conservation District Office at 825 Kaliste Saloom Road, Lafayette, Louisiana or online under Conservation at <http://dnr.louisiana.gov>.

All parties having interest therein shall take notice thereof.

BY ORDER OF:



**JAMES H. WELSH
COMMISSIONER OF CONSERVATION**

Baton Rouge, LA 8/18/09

JBC/bmm

IF ACCOMODATIONS ARE REQUIRED UNDER THE AMERICANS WITH DISABILITIES ACT, PLEASE ADVISE THE OFFICE OF CONSERVATION-EXECUTIVE DIVISION AT P.O. BOX 94275, BATON ROUGE, LA 70804-9275 IN WRITING WITHIN TEN (10) WORKING DAYS OF THE HEARING DATE