APPLICATION FOR
VOLUNTARY CLEANUP PROGRAM

Please submit to: Bureau of Hazardous Material & Toxic Substances
51 N Street, NE, 3rd Floor, Washington DC 20002-3315
(Please submit either by mail or in person)

A SEPARATE APPLICATION MUST BE SUBMITTED FOR EACH
PARCEL OR EACH PARCEL OWNED BY A SEPARATE LEGAL ENTITY

This application will be used to submit a request to participate in the Voluntary Clean-up Program. The information in this application will be used to determine eligibility of the Applicant and the site as provided for under Title III of the Brownfields Revitalization Amendment Act of 2000, DC Law 13-312, effective June 15, 2001.

Please type. Please answer each question completely. Please indicate “N/A” where a question is not applicable to the Applicant. Please include a cover letter for the application package.

Until the District has promulgated a final policy or final rulemaking the following interim fee procedure will be adopted. To offset the time spent by the EHA, in review of ALL site information transmitted along with meetings and site visits, the Applicant will reimburse the District on a preset hourly fee. Time for each project will be recorded using the “Voluntary Cleanup Staff Accounting” form. The Voluntary Cleanup Program Coordinator will maintain this time accounting.

If you have any questions please contact EHA.

INELIGIBLE APPLICANTS
If a determination is made that either Applicant or the site is ineligible for participation the application will be returned.

NOTIFICATION
EHA shall approve or deny the application within 90 business days of its receipt. A request by EHA for additional information shall toll the 90-day review period.

I. Property

<table>
<thead>
<tr>
<th>Property Name</th>
<th>H and 3rd Street, N.E., Site</th>
</tr>
</thead>
<tbody>
<tr>
<td>Address</td>
<td>306 H Street, N.E., (“Lot 53”) &amp; 316, 322, 326, 328, and 332 H Street, N.E., and 317, 319, and 323 I (Eye) Street, NE, (“Remaining Lots”)</td>
</tr>
<tr>
<td>City</td>
<td>Washington</td>
</tr>
<tr>
<td>Quadrant</td>
<td>NE</td>
</tr>
<tr>
<td>Zip Code</td>
<td>20002</td>
</tr>
<tr>
<td>Ward</td>
<td>6</td>
</tr>
<tr>
<td>Square #</td>
<td>0776</td>
</tr>
<tr>
<td>Lot #</td>
<td>53, and Lots 9, 25, 26, 27, 29, 51, 52, 800, 814, 815, 816, 817, and 821</td>
</tr>
<tr>
<td>Acreage</td>
<td>0.44</td>
</tr>
</tbody>
</table>

Has the site had any prior involvement with District or Federal environmental regulatory programs including notices of violation, orders, consent orders, enforcement actions, or environmental permits? (Y/N) Y

Is the property listed on the National Priority List pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. 9601 et seq.? (Y/N) N

Is the property subject of a current cleanup action by the Environmental Protection Agency or the EHA? (Y/N) Y

Please include:
Permit numbers, dates, name(s) of program(s), name of regulated entity and any other information known to the Applicant, and current pictures of the site.
II. Applicant

Name _______ Mr. John R. Clark III _______ Title _______ President _______

Corporation/Organization _______ Steuart Investment Company (as to Lot 53) and _______

________ Steuart-H Street, LLC (as to the Remaining Lots) _______

Legal Form of Business _______ Corporation (as to Steuart Investment Company) and _______

________ Limited Liability Company (as to Steuart-H Street, LLC) _______

Mailing Address _______ 5454 Wisconsin Avenue, Suite 1600 _______

City _______ Chevy Chase _______ State _______ MD _______ Zip Code _______ 20815 _______

Telephone _______ (301) 951-2725 _______ Fax _______ (301) 951-2717 _______

E-mail _______ clark@stueart.com _______

District of Columbia Corporation (Y/N) _______ N _______ Out of state entity (Y/N) _______ Y _______

(please attach copy of certificate) (please attach copy of D.C. business certificate) _______

Is the Applicant applying for or does the Applicant plan to apply for grants, loans or property tax credits available for the redevelopment of Brownfields in the District per Title VII Cleanup Incentives of the Act? (Y/N) _______ Y _______ (if available) _______

Has the Applicant had any prior involvement with District or Federal environmental regulatory programs including notices of violation, orders, consent orders, enforcement actions, or environmental permits? (Y/N) _______ Y _______ (but not this site) _______

(please attach copies of any information listed) _______

Please include: _______

List of the financial incentives for which you are planning to apply. _______

Permit numbers, dates, name(s) of program(s), name of regulated _______

entity and any other information known to the Applicant. _______

III. Current Property Owner _______

Name _______ Mr. John R. Clark III _______ Title _______ President _______

Corporation/Organization _______ Steuart Investment Company (as to Lot 53) and _______

________ Steuart-H Street, LLC (as to the Remaining Lots) _______

Legal Form of Business _______ Corporation (as to Steuart Investment Company) and _______

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City _______ Chevy Chase _______ State _______ MD _______ Zip Code _______ 20815 _______

Telephone _______ (301) 951-2725 _______ Fax _______ (301) 951-2717 _______

E-mail _______ clark@stueart.com _______

District of Columbia Corporation (Y/N) _______ N _______ Out of state entity (Y/N) _______ Y _______

(please attach copy of certificate) (please attach copy of D.C. business certificate) _______
IV. Other Contacts

Consultant

Name ____________ Mr. Thomas VanBlaricom ____________ Title ____________ President ____________

(please list principal if corporate entity)

Corporation/Organization ____________ Environmental Consultants and Contractors, Inc. ____________

Mailing Address ____________ 43045 John Mosby Highway ____________

City ____________ Chantilly ____________ State ____________ VA ____________ Zip Code ____________ 20152 ____________

Telephone ____________ (703) 327-2900 ____________ Fax ____________ (703) 327-2777 ____________

E-mail ____________ tvb@eeefirst.com ____________

Project Manager

Name ____________ ____________ Title ____________

(please list principal if corporate entity)

Corporation/Organization ____________

Mailing Address ____________

City ____________ State ____________ Zip Code ____________

Telephone ____________ Fax ____________

E-mail ____________

V. Applicant’s Interest in Property

Do you own this property? (Y/N) __Y__

(Include copy of deed)

Are you under contract to purchase the property? (Y/N) __N__

Are you under contract to sell the property? (Y/N) __N__

If under contract to sell or purchase the property, has a settlement date been scheduled? (Y/N) __N/A__ Date: __N/A__

Are you renting or leasing the property? (Y/N) __N__

Are you considering renting or leasing the property? (Y/N) __N__

Are you a holder of a mortgage, deed, trust or other security interest in the property? (Y/N) __N__

Place an “X” in the appropriate blank.

__X__ Intend to develop site for personal or business purposes.

___ Intend to conduct an investigation of site prior to acquisition or development.

___ Neighboring property owner who was unable to obtain relief from the responsible party.
### VI. Current Property Use

Place an "X" in the appropriate blank.

- Residential
- Underutilized
- Industrial
- Undeveloped
- Commercial
- Idle/Inactive
- Mixed-Use
- Other (explain)

A short-term license has been granted to temporarily allow construction workers to park on the property.

Current operations on property: N/A

Current Operator: N/A  Title: N/A

(please list principal if corporate entity)

Number of Employees: N/A  Type of work performed by employees: N/A

Recorded deed restrictions on property (Y/N) N  If yes, explain:

Are hazardous substances used, generated, treated, stored, disposed or released at the property? (Y/N) N  If yes, explain:

Please include:

- Permits for release of hazardous substances.
- Copies of Toxic Release Inventory (TRI).
- Copies of permits for hazardous waste generation.
- Any other relevant local and federal registrations.
- Site map that describes the location(s) of building(s) and operation(s).

### VII. Historical Property Use

Have there ever been any hazardous substances used, generated, treated, stored, disposed of, or discharged at the property? (Y/N) Y  (as to Lot 53)

If yes, explain: Petroleum underground storage tanks were located on Lot 53

Please list all categories of contaminants that are known to exist on the property (i.e. solvents, metals, inorganics, organics):

- Petroleum and chlorinated solvents in soil and groundwater (see attached Phase I / Phase II Environmental Site Assessment)

Please include:

- All available historical information on the property.
- Previous owners and lessors, uses and dates of transfer of ownership of the property.
- Results of a title search for the property.
VIII. Future Property Use

Place an “X” in the appropriate blank.

- Unlimited
- X Residential
- X Mixed Use
  - Commercial
  - Industrial
  - Undetermined

Please include:
Description of the future use of the property.
Include timelines, types of operations, number of potential employees.
Construction and site plans.

Statement of Certification

I certify under penalty of law that the information provided in this application is, to the best of Applicant’s knowledge and belief, accurate and complete.

I certify that I am the Applicant or an authorized representative of the Applicant.

I certify that all information on environmental conditions relevant to the site and known to the Applicant is included in this application.

By signing below the Applicant, or the authorized representative acting on behalf of the Applicant, agrees to pay all invoices for the costs of services provided by the Environmental Health Administration when billed.

Printed Name  Mr. John R. Clark, III

Company  Steuart Investment Company  Title  President

Signature  

Date  4/25/06

OFFICE USE

Documents Received by: 

Date: 4/13/2006  Approved  Not Approved  Resubmit

Additional Information Required:
CERTIFICATION OF FINANCIAL RESPONSIBILITY

Stuart Investment Company and Stuart - H Street, L.L.C., hereby certify that they will be in compliance with the financial responsibility requirements of 20 DCMR Chapter 67 prior to performing any remedial work on the property.

The financial assurance mechanism(s) used to demonstrate financial responsibility under 20 DCMR Chapter 67 are as follows:

[Type of mechanisms]__________________________
[Name of issuer]______________________________
[Mechanism number (if applicable)]________________
[Amount of coverage]__________________________
[Effective period of coverage]____________________

Whether mechanism covers “taking correction action” or compensating third parties for bodily injury and property damage caused by either “sudden accidental releases” or “nonsudden accidental releases.”

_____________________________________________
_____________________________________________

[Signature of Applicant]________________________
[Name of Applicant]____________________________
[Title]________________________________________
[Date]________________________________________
[Signature of witness or notary]___________________
[Name of witness or notary]_______________________
[Date]________________________________________

The Applicant must update this Certification whenever the financial assurance mechanism(s) used to demonstrate financial responsibility changes.