

BROWNFIELD APPLICANT'S STATEMENT OF ELIGIBILITY

1. Site¹ Name, Location, and Size

Site Name: _____

Street Address: _____

(not needed if the property is in a rural area with no standard street address), and

Legal Location: Quarter ___ Quarter ___ Quarter ___ Section ___ Township ___ Range ___

City/town (if any): _____ County: _____

Site Size (acres): _____ Measured Estimated

Other Legal Description of the Land or Property:

Driving Directions from the Nearest Major Intersection:

2. Statement

I, _____, sworn to upon oath state as follows:

That I am eligible to be an "applicant" for the Brownfields program in accordance with Brownfields

Revitalization Act because I am a person who or entity which:

- a. has acquired the ownership, operation, management, or control of a site², or
- b. possesses a written expression of an interest to purchase a Brownfields and the ability to implement a Brownfields redevelopment proposal, or
- c. is a tenant on or lessee of the Brownfields site, or
- d. is undertaking the assessment and/or remediation of a Brownfields site.

If the party responsible for the pollution is involved in the assessment and cleanup, the site is not eligible for the standard, federally funded Brownfields program. The following questions are used to determine responsibility:

¹ **The proposed site is a defined area; it does NOT need to be the entire property or lease.**

² Through purchase, lease, foreclosure or under the terms of a bona fide security interest in a mortgage or lien on, or an extension of credit for, a Brownfields site and which forecloses on or receives an assignment or deed in lieu of foreclosure or other indicia of ownership and thereby becomes the owner of a Brownfields, or title or control of which was conveyed due to bankruptcy, foreclosure, tax delinquency, abandonment, or similar means to a unit of State or local government

I (the entity applying to enter the Brownfields Program) am not excluded by the Federal Brownfields law because I am not a Responsible Party (RP) for the site, and affirm that either:

- I never operated or was a partner, part working interest, or part owner in any pollution-related activities in the defined Brownfields site area; or
- The following responses are all No:

I caused the potential pollution at this site, or knew about it and allow it to occur - Yes
No

I added to already existing potential pollution at this site - Yes No

I have prevented, or made more difficult, an assessment or cleanup of the site - Yes No

I have been cited by the Oklahoma Corporation Commission for a violation of Commission rules that could have led to a leak, spill and/or other cause of pollution at the site - Yes
No

I am out of compliance with one or more state or federal agency orders or court judgments relating to the generation, storage, transportation, treatment, recycling or disposal of regulated substances at this site, and/or have a history of noncompliance with state or federal environmental laws or rules or regulations - Yes No

Corp Comm will require the following information to begin the Brownfields record check:

APPLICANT [Signature]

APPLICANT [Print Name]