

BARRY T. SMITHERMAN, CHAIRMAN
DAVID PORTER, COMMISSIONER
CHRISTI CRADDICK, COMMISSIONER



GIL BUJANO, P.E.
DIRECTOR, OIL AND GAS DIVISION
PETER G. POPE, P.G.
ASSISTANT DIRECTOR, SITE REMEDIATION

RAILROAD COMMISSION OF TEXAS


OIL AND GAS DIVISION

VOLUNTARY CLEANUP PROGRAM FINAL CERTIFICATE OF COMPLETION NOT RELYING ON CONTROLS

As provided for Chapter 91, Subchapter 0, Texas Natural Resource Code.

I, PETER G. POPE, ASSISTANT DIRECTOR OF THE SITE REMEDIATION SECTION, OIL AND GAS DIVISION, RAILROAD COMMISSION OF TEXAS, CERTIFY UNDER CHAPTER 91, SUBCHAPTER 0, TEXAS NATURAL RESOURCE CODE, THAT NECESSARY RESPONSE ACTIONS HAVE BEEN COMPLETED FOR VOLUNTARY CLEANUP PROGRAM SITE VCP NO. 03-14010 FOR THE TRACT OF LAND DESCRIBED IN EXHIBIT "A", BASED ON THE AFFIDAVIT OF COMPLETION OF RESPONSE ACTION, EXHIBIT "B" AND WHICH ARE FURTHER DESCRIBED IN THE APPROVED FINAL REPORT FOR THE SITE. THE APPLICANT WAS NOT A RESPONSIBLE PARTY UNDER SECTION 91.113. ON THE DATE OF ISSUANCE OF THIS CERTIFICATE THE APPLICANT IS QUALIFIED TO OBTAIN THE PROTECTION FROM LIABILITY PROVIDED BY CHAPTER 91, SUBCHAPTER 0, TEXAS NATURAL RESOURCE CODE.

EXECUTED this 4th Day of June 2014.

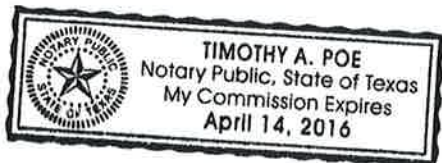

Peter G. Pope, Assistant Director
Site Remediation Section

STATE OF Texas

COUNTY OF Travis

BEFORE ME, personally appeared Peter G. Pope, Assistant Director, Site Remediation Section, of the Railroad Commission of Texas, known to me to be the person and agent of said commission whose name is subscribed to the foregoing instrument, and he acknowledged to me that he executed the same for the purposes and in the capacity therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 4th Day of June 2014.



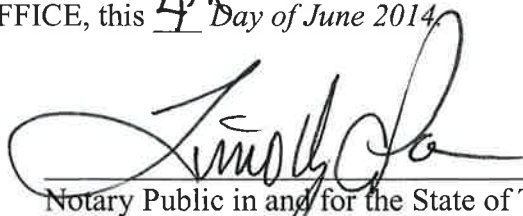

Notary Public in and for the State of Texas

EXHIBIT "A"
RAILROAD COMMISSION OF TEXAS
VOLUNTARY CLEANUP PROGRAM
LEGAL DESCRIPTION 5-ACRE TRACT
HARRIS COUNTY, TEXAS
VCP No. 03-14010

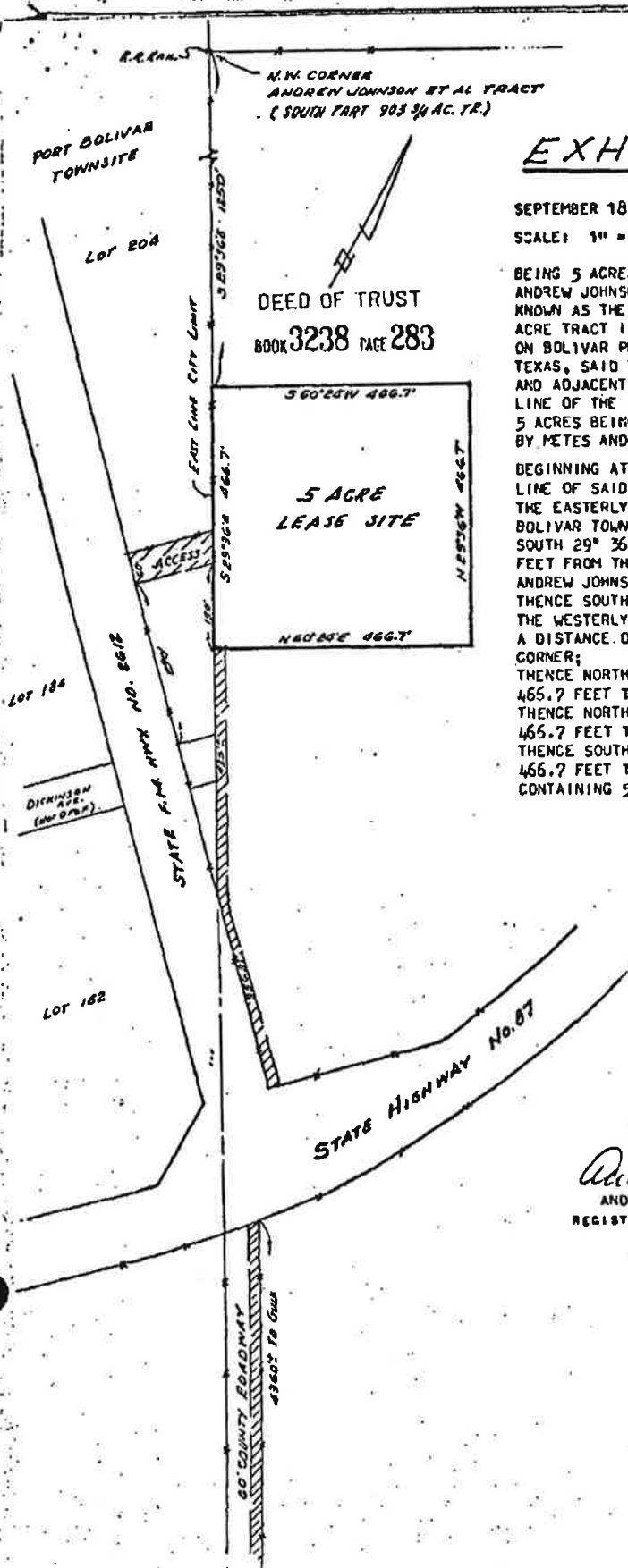


EXHIBIT "A"

SEPTEMBER 18, 1979
 SCALE: 1" = 200'

DEED OF TRUST
 BOOK 3238 PAGE 283

560°25'W 466.7'
 5 ACRE
 LEASE SITE
 N 52°36' E 466.7'
 N 60°24' E 466.7'

BEING 5 ACRES OF LAND OUT OF THE ANDREW JOHNSON ET AL TRACT AND BEING KNOWN AS THE SOUTH PART OF A 903 3/4 ACRE TRACT IN THE SAMUEL PARR SURVEY, ON BOLIVAR PENINSULA, GALVESTON COUNTY, TEXAS, SAID TRACT LYING NORTHEASTERLY OF AND ADJACENT TO THE EASTERLY CITY LIMIT LINE OF THE PORT BOLIVAR TOWNSITE, SAID 5 ACRES BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS;

BEGINNING AT A POINT ON THE WESTERLY LINE OF SAID ANDREW JOHNSON TRACT AND THE EASTERLY CITY LIMIT LINE OF PORT BOLIVAR TOWNSITE, SAID POINT BEING SOUTH 29° 36' EAST, A DISTANCE OF 1250 FEET FROM THE NORTHWEST CORNER OF SAID ANDREW JOHNSON TRACT;
 THENCE SOUTH 29° 36' EAST, ALONG AND WITH THE WESTERLY LINE OF SAID JOHNSON TRACT, A DISTANCE OF 466.7 FEET TO POINT FOR CORNER;
 THENCE NORTH 60° 24' EAST, A DISTANCE OF 466.7 FEET TO POINT FOR CORNER;
 THENCE NORTH 29° 36' WEST, A DISTANCE OF 466.7 FEET TO POINT FOR CORNER;
 THENCE SOUTH 60° 24' WEST, A DISTANCE OF 466.7 FEET TO THE PLACE OF BEGINNING AND CONTAINING 5 ACRES OF LAND, MORE OR LESS.

Andrew Johnson, Jr.
 ANDREW JOHNSON, JR.
 REGISTERED PUBLIC SURVEYOR
 NO. 150



EXHIBIT "B"
RAILROAD COMMISSION OF TEXAS
VOLUNTARY CLEANUP PROGRAM
AFFIDAVIT OF COMPLETION OF RESPONSE ACTION

I, Sidney Bouse, representative and heir to the Andrew Johnson Estate, have completed response actions necessary, pursuant to Chapter 91, Subchapter O, Texas Natural Resource Code, at the 5-acre tract of land described in Exhibit "A" (Site) of this certificate pertaining to Voluntary Cleanup Program (VCP) No. 03-14010 located in Bolivar, Galveston County, Texas. The Site was owned by the Andrew Johnson Estate at the time the application to participate in the VCP was filed. The applicant has submitted and received approval from the Railroad Commission of Texas (RRC) on all plans and reports required by the VCP. The plans and reports were prepared by ARCADIS U.S., Inc. using a prudent degree of inquiry of the Site, consistent with accepted industry standards to identify all contaminants, waste and contaminated media of regulatory concern. The response actions for the site have achieved response action levels acceptable for unrestricted residential use with no reliance on institutional or physical controls, as determined by RRC standards. Response actions for the Site eliminate substantial present or future risk to public health and safety and to the environment from releases and threatened releases of contaminants at or from the Site. The Applicant has not acquired this certificate of completion by fraud, misrepresentation, or knowing failure to disclose material information. Further information concerning the response actions at this Site may be found at the central office of the RRC under VCP No. 03-14010.

The preceding is true and correct to the best of my knowledge and belief.

Applicant

By: _____

Print Name: _____

Sidney Bouse

SIDNEY BOUSE

STATE OF
COUNTY OF

BEFORE ME, personally appeared

Sidney Bouse, known to me to be the person and agent of said commission whose name is subscribed to the foregoing instrument, and he acknowledged to me that he executed the same for the purposes and in the capacity therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, *this 27 day of May* 2014.

Notary Public in and for the State of *TX*

Melissa A Steagall

