

ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



ENVIRONMENTAL HEALTH SERVICES
ENVIRONMENTAL PROTECTION
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577
(510) 567-6700
FAX (510) 337-9335

March 30, 2001
StID # 923

Mr. Willie Everidge
1211 7th St.
Oakland CA 94607

Ms. Hazel Everidge
8907 Hillside St.
Oakland CA 94605

Re: Everidge Service Station, 1211-7th St., Oakland CA 94607

Dear Mr. and Ms. Everidge:

It appears that you, as property owners of the above referenced site, have chosen not to pursue the available opportunity for state funds to help investigate and clean-up the fuel release from the former underground tanks at this site. On many occasions, you have been informed and requested to provide information to the State Cleanup Fund to maintain your eligibility in the Fund. The Fund was prepared to reimburse the majority of your expenses, which could help restore the property value at this site. You were advised to contact Ms. Shari Knieriem of the Cleanup Fund at (916) 341-5714 to find out what steps could be done to prevent the Fund from withdrawing their offer to reimburse your expenses (Letter of Commitment).

I further understand that without the aid of the Fund or other financial aid, you are unable to continue the investigation of this site. Even the EAR (Emergency, Abandoned, Recalcitrant) Account would not consider financing your site's cleanup.

At this time, your site is referred to the District Attorney's Office for possible enforcement.

You may contact me at (510) 567-6765 if you have any questions.

Sincerely,

Barney M. Chan
Hazardous Materials Specialist

✓ C: B. Chan, files

Ms. S. Knieriem, Underground Tank Cleanup Fund, 1001 I St., 17th Floor, Sacramento,
CA, 95814-2828

Mr. K. Jenner, 100 Webster St., Jack London Sq., Oakland CA 94607

Mr. W. Hooper, Attorney at Law, 405 14th St., Suite 605, Oakland CA 94612

Mr. Michael O'Conner, Alameda County District Attorney Office

1211 7th St.

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY
DAVID J. KEARS, Agency Director

October 3, 2000

ENVIRONMENTAL HEALTH SERVICES
ENVIRONMENTAL PROTECTION
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577
(510) 567-6700
FAX (510) 337-9335

Mr. Kenneth Jenner
Penthouse
100 Webster Street
Jack London Square
Oakland, CA 94607
STID 923
Cleanup Fund Claim # 010532

RE: Everidge Service Station, 1211 7th Street, Oakland, CA 94607

Dear Mr. Jenner:

In response to your letter dated September 8, 2000, the County requested in a letter dated February 7, 1996 a workplan to install permanent monitoring wells in the next phase of the subsurface investigation. As of this date, this workplan has not been submitted.

A Letter of Commitment (LOC) dated November 1996 from the Underground Storage Tank Cleanup Fund was sent to Mr. Everidge. A letter dated April 7, 1997, No Response to Letter of Commitment from the Cleanup Fund representative was sent to Mr. Everidge. This letter stated "If a response is not received within thirty (30) days from the date of this letter, I will take steps to begin the withdrawal process of your LOC." Another letter dated June 5, 1997, Removal of Monies from Letter of Commitment (LOC) was sent from the Cleanup Fund representative to Mr. Everidge. It stated "Please submit your reimbursement request with the required documentation within thirty days from the date of this letter. If a response is not received, your funds will automatically be deobligated from your LOC." I left a message with the Cleanup Fund representative, Shari Knieriern to inform me of the current status of the funding for this site. I will contact you as soon as I receive a response.

If you have any questions, please contact me at (510) 567-6774.

Sincerely,



Larry Seto
Sr. Hazardous Materials Specialist

Mr. Kenneth Jenner
100 Webster Street
Penthouse
Jack London Square
Oakland, CA 94607
STID 923
Cleanup Fund Claim #010532

Cc: Shari Knieriern, Underground Tank Cleanup Fund, PO Box 944212, Sacramento,
CA 94244-2120
Leroy Griffin, City of Oakland Fire Services, 1605 Martin Luther King, Oakland,
CA 94612
Willie Everidge, 1211 7th Street, Oakland, CA 94607
Files

EVERIDGE SERVICE
1211 7th Street, Oakland, CA 94607

October 3, 2000

Went to the site, and met with property and business owner, Willie Everidge. We went over the site history and the subsurface investigation that has been performed on the site. I informed him after reviewing the site file, it appears that he has already spent the \$10,000 deductible as a participant in the Cleanup Fund. I informed him the State should reimburse him for his cost for the remainder of the investigation and remediation, up to a maximum of \$990,000. He said he does not have the money to perform the cleanup, and his ex-wife does not want to pay for any of the cleanup cost. I advised him that he should think about getting a loan to pay for the cleanup since he will be reimbursed by the State. I tried to convince him that it is better to cleanup his property and bring it's value back to market value, than to have his property value lower because of floating product (gas) in the groundwater.

We agreed to meet next week and call Shari Knieriern with the Underground Tank Cleanup Fund to determine how he can get back into the Cleanup Fund if he has been removed and the funding requirements.

Happy Motoring !

WILLIE EVERIDGE SERVICE
DEALER

1211 7TH STREET
OAKLAND, CA 94607

WILLIE
452-0266

ST10 923
LS

LAW OFFICES
KENNETH W. JENNER
PENTHOUSE
100 WEBSTER STREET
JACK LONDON SQUARE
OAKLAND, CALIFORNIA 94607
TELEPHONE (510) 893-7333
FACSIMILE (510) 893-7335

September 25, 2000

Ms. Jennifer Eberle
Hazardous Material Specialist
Alameda County Environmental Health Service
1131 Harbor Bay Parkway, #250
Alameda, California 94502-6577

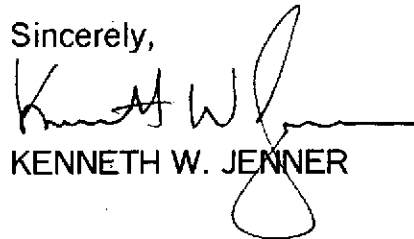
Re: Everidge Service Station, 1211 7th Street, Oakland

Dear Ms. Eberle:

May I have a response to my letter to you dated September 08, 2000?

In case you did not receive the letter, or it has been misplaced, I enclose a copy.

Sincerely,



KENNETH W. JENNER

KWJ/vjv
cc: Hazel Everidge

LAW OFFICES
KENNETH W. JENNER
PENTHOUSE
100 WEBSTER STREET
JACK LONDON SQUARE
OAKLAND, CALIFORNIA 94607
TELEPHONE (510) 893-7333
FACSIMILE (510) 893-7335

LS
3740 923

September 08, 2000

Ms. Jennifer Eberle
Hazardous Material Specialist
Alameda County Environmental Health Service
1131 Harbor Bay Parkway, #250
Alameda, California 94502-6577

Re: Everidge Service Station, 1211 7th Street, Oakland

Dear Ms. Eberle:

As you may recall, I represented Hazel Everidge some years ago relative to the above-referenced matter wherein which your agency was monitoring the issue of tank removal and ground water contamination at the referenced site. Ms. Everidge has recently asked that I contact you to determine what the current status of the situation is at the site. Communications with Mr. Everidge have been unproductive in determining that information. Accordingly, I would appreciate it if you could write me a letter and let me know what is the current status. My file last reflects communication with you in February of 1996.

Sincerely,



KENNETH W. JENNER

KWJ/vjv
cc: Hazel Everidge



Cal/EPA

June 5, 1997



Pete Wilson
Governor

**State Water
Resources
Control Board**

Division of
Clean Water
Programs

Mailing Address:
P.O. Box 944212
Sacramento, CA
94244-2120

2014 F Street,
Suite 130
Sacramento, CA
95814
(916) 227-4360
FAX (916) 227-4530

World Wide Web
<http://www.swrcb.ca.gov/~cwphome/fundhome.htm>

Willie Everidge
1211 7th Street
Oakland, CA 94607

UNDERGROUND STORAGE TANK CLEANUP FUND PROGRAM, REMOVAL OF MONIES FROM LETTER OF COMMITMENT (LOC); CLAIM NUMBER 010532; FOR SITE ADDRESS: 1211 7TH ST, OAKLAND, CA 94607

It has come to my attention the LOC issued to you in the amount of \$10,000 has not been responded to with a request for reimbursement. Our letter dated November 25, 1996 informed you that you must submit your first reimbursement request for the costs that you reported to have incurred within 90 calendar days from the issue date of the LOC.

This letter is to inform you that the Underground Storage Tank Cleanup Fund Program has made a recent policy change regarding LOC's issued and for which no reimbursement request has been received within 90 days.

The new policy states:

If you do not submit your first reimbursement request for corrective action costs which you have incurred within ninety (90) days from the date the LOC was issued, your funds will automatically be deobligated. Once deobligated, any future funds for this site will be obligated subject to availability of funds at such time when we receive your reimbursement request.

Please submit your reimbursement request with the required documentation within thirty (30) days from the date of this letter. If a response is not received, your funds will automatically be deobligated from your LOC.

If you have any questions, please contact Judi Nash at (916) 227-4527.

Sincerely,

Dave Deaner, Manager
Underground Storage Tank Cleanup Fund

cc: Mr. Steve Morse
RWQCB, Region 2
2101 Webster St., Ste. 500
Oakland, CA 94612

Mr. Thomas Peacock ✓
Alameda County EHD
1131 Harbor Bay Pkway, 2nd Fl.
Alameda, CA 94502-6577



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Cal/EPA

**State Water
Resources
Control Board**

**Division of
Clean Water
Programs**

**Mailing Address:
P.O. Box 9444212
Sacramento, CA
94244-2120**

**2014 T Street,
Suite 130
Sacramento, CA
95814
(916) 227-0744
FAX (916) 227-4530**

**World Wide Web
<http://www.swrcb.ca.gov/~cwphome/fundhome.htm>**

May 27, 1997

ST 10 923



**Pete Wilson
Governor**

Tom Peacock, Manager
Division of Environmental Health
Alameda County
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577

**RE: EMERGENCY, ABANDONED, RECALCITRANT (EAR) ACCOUNT REQUEST
FOR EVERIDGE SERVICE STATION, 1211 - 7TH ST., OAKLAND, CA 94607**

Dear Mr. Peacock:

This letter is in response to your letter to Steve Morse, Chief, of the California Regional Water Quality Control Board dated April 21, 1997 requesting EAR funding of the Everidge Service Station. The EAR Account is funded by an annual Budget Act appropriation from the Petroleum UST Cleanup Fund. A five million dollar (\$5,000,000) annual appropriation is expected.

The purpose of the EAR Account is to provide money to Regional Water Boards and Local Implementing Agencies (LIAs) for taking corrective action at petroleum underground storage tank (UST) sites which have had an unauthorized release and which require either: (1) emergency response to protect human health, safety and the environment (emergency site); or (2) where a responsible party cannot be identified or located (abandoned site); or (3) the responsible party is either unable or unwilling to take the required corrective action (recalcitrant site).

Because funding is limited, site nominations are limited to the highest priority sites (i.e., direct threat to a drinking water source). The EAR Account does not have sufficient funding to finance cleanup of multiple sites for redevelopment purposes. Also, the Funding cannot be used to cleanup non-petroleum contamination or contamination which was not caused by a release from a UST.

The subject property is an automobile service station. Three underground storage tanks USTs and one waste oil tank were removed in October 1992. Soil samples collected from the three gas tanks indicated Total Petroleum Hydrocarbons (TPH) ranging from 3,200 parts per million (ppm) to 20,000 ppm TPH as gasoline. A subsurface soil investigation was performed on September 26, 1994 and consisted of drilling six borings (B1-B6) and sampling. Free phase product was observed in B4 and TPH as gasoline ranged from <50 to 37,000ppm. A report titled "A Subsurface Environmental Site Investigation" was dated April 28, 1995. In February 1996, Jennifer Eberle, at the Alameda Environmental Health Agency requested the installation of groundwater monitoring wells. On October 25, 1996 Patrick Wheeler of the State Water Resources Control Board Underground Storage Tank Cleanup Fund (Fund) received and reviewed two proposals for well installation and granted cost preapproval to the low bid. On November 4, 1996 the claimant was issued a Letter of Commitment for \$10,000.00. As of April 7, 1997 Fund staff had not received a reimbursement request from the claimant, and as such, Cheryl Gordon, Fund staff, issued a letter to the claimant requesting submittal of a reimbursement request within 30 days. Finally, discussions with the claimant have indicated that they have already exceeded the required deductible, which means that all eligible corrective action, up to \$995,000.00, will be reimbursed by the Fund.



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Tom Peacock
Alameda County
Page 2

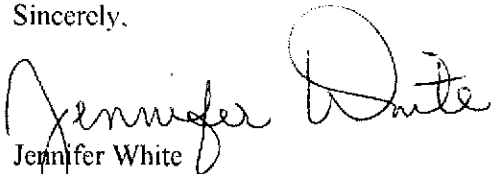
The Fund has determined that the above mentioned site is not eligible for (EAR) Account funding for the following reasons. 1) To date the claimant remains eligible, and to our knowledge, is still participating in the Cleanup Fund, and 2) it appears that Alameda County has not pursued all available regulatory avenues available (no apparent follow-up on initiated enforcement actions have been submitted to Fund staff), and 3) a final Corrective Action Order has not been issued, which contains all the necessary information. A final corrective action order is used to establish non-compliance with corrective action requirements and is required to be able to access the (EAR) Account and should include the following: (1) a clear directive on what action is required; (2) a time frame (deadline) for compliance; (3) a description of what actions the regulatory agency will take if the Responsible Party (RP) fails to comply with the directive (i.e., the agency will perform direct site action; and (4) clarification that all costs will be subject to cost recovery and the (RP) will lose eligibility to continue participation in the USTCF.

If you disagree with this decision, you may request a review and reconsideration by the Program Manager. A request for reconsideration along with any additional documentation should be sent to:

Dave Deaner, Program Manager
UST Cleanup Fund Program
State Water Resources Control Board
Division of Clean Water Programs
P.O. Box 944212
Sacramento, CA 94244-2120

If you have any questions regarding this matter, please contact me at (916) 227-0744.

Sincerely,



Jennifer White
Associate Governmental Program Analyst
Emergency, Abandoned, Recalcitrant Program

cc: John Kaiser - Region 2
Jennifer Eberle - Alameda Environmental Health
Cheryl Gordon - USTCF



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**State Water
Resources
Control Board**

**Division of
Clean Water
Programs**

**Mailing Address:
P.O. Box 9444212
Sacramento, CA
94244-2120**

**2014 T Street,
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<http://www.swrcb.ca.gov/~cwphome/fundhome.htm>**

May 27, 1997

Tom Peacock, Manager
Division of Environmental Health
Alameda County
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577



Pete Wilson
Governor

5510923

**RE: EMERGENCY, ABANDONED, RECALCITRANT (EAR) ACCOUNT REQUEST
FOR EVERIDGE SERVICE STATION, 1211 - 7TH ST., OAKLAND, CA 94607**

Dear Mr. Peacock:

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The subject property is an automobile service station. Three underground storage tanks USTs and one waste oil tank were removed in October 1992. Soil samples collected from the three gas tanks indicated Total Petroleum Hydrocarbons (TPH) ranging from 3,200 parts per million (ppm) to 20,000 ppm TPH as gasoline. A subsurface soil investigation was performed on September 26, 1994 and consisted of drilling six borings (B1-B6) and sampling. Free phase product was observed in B4 and TPH as gasoline ranged from <50 to 37,000ppm. A report titled "A Subsurface Environmental Site Investigation" was dated April 28, 1995. In February 1996, Jennifer Eberle, at the Alameda Environmental Health Agency requested the installation of groundwater monitoring wells. On October 25, 1996 Patrick Wheeler of the State Water Resources Control Board Underground Storage Tank Cleanup Fund (Fund) received and reviewed two proposals for well installation and granted cost preapproval to the low bid. On November 4, 1996 the claimant was issued a Letter of Commitment for \$10,000.00. As of April 7, 1997 Fund staff had not received a reimbursement request from the claimant, and as such, Cheryl Gordon, Fund staff, issued a letter to the claimant requesting submittal of a reimbursement request within 30 days. Finally, discussions with the claimant have indicated that they have already exceeded the required deductible, which means that all eligible corrective action, up to \$995,000.00, will be reimbursed by the Fund.



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Tom Peacock
Alameda County
Page 2

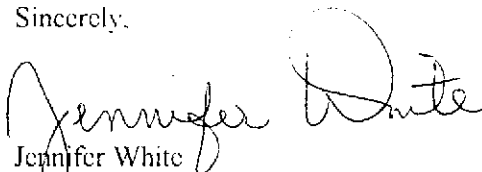
The Fund has determined that the above mentioned site is not eligible for (EAR) Account funding for the following reasons. 1) To date the claimant remains eligible, and to our knowledge, is still participating in the Cleanup Fund, and 2) it appears that Alameda County has not pursued all available regulatory avenues available (no apparent follow-up on initiated enforcement actions have been submitted to Fund staff), and 3) a final Corrective Action Order has not been issued, which contains all the necessary information. A final corrective action order is used to establish non-compliance with corrective action requirements and is required to be able to access the (EAR) Account and should include the following: (1) a clear directive on what action is required; (2) a time frame (deadline) for compliance; (3) a description of what actions the regulatory agency will take if the Responsible Party (RP) fails to comply with the directive (i.e., the agency will perform direct site action; and (4) clarification that all costs will be subject to cost recovery and the (RP) will lose eligibility to continue participation in the USTCF.

If you disagree with this decision, you may request a review and reconsideration by the Program Manager. A request for reconsideration along with any additional documentation should be sent to:

Dave Deaner, Program Manager
UST Cleanup Fund Program
State Water Resources Control Board
Division of Clean Water Programs
P.O. Box 944212
Sacramento, CA 94244-2120

If you have any questions regarding this matter, please contact me at (916) 227-0744.

Sincerely,



Jennifer White
Associate Governmental Program Analyst
Emergency, Abandoned, Recalcitrant Program

cc: John Kaiser - Region 2
Jennifer Eberle - Alameda Environmental Health
Cheryl Gordon - USTCF



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ALAMEDA COUNTY
HEALTH CARE SERVICES

AGENCY
DAVID J. KEARS, Agency Director



April 21, 1997

Steve Morse, Chief
Toxics Cleanup Division
California Regional Water Quality Control Board
2101 Webster St., Suite 500
Oakland, CA 94612

ENVIRONMENTAL HEALTH SERVICES
ENVIRONMENTAL PROTECTION (LOP)
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577
(510) 567-6700
FAX (510) 337-9335

Dear Steve Morse:

This letter is transmitted as a request for Emergency, Abandoned, and Recalcitrant (EAR) Account funds for the attached two sites.

The first attached site was also requested in 1996, but was not forwarded to the State Water Resources Control Board. No responsible party can be identified for Meader's Cleaners. This site is important and should be considered as **an abandoned site**.

The second attached site is the Everidge Service Station. The site has been given numerous extensions to comply to no avail. Several extensions have even been given by the Clean-Up Fund to no avail as the RP has not spent any money for him to be reimbursed. This site should be considered as a recalcitrant site.

Please submit these two cases for inclusion in this years list of EAR sites. If you have any questions concerning this matter please contact me.

Sincerely,

Tom Peacock, Manager
Division of Environmental Health

c: Gordon Coleman, Acting Chief
2 attachments

RB3:TP

April 17, 1997
REQUEST FOR EAR FUNDS
STID 923
page 1 of 2

1. Everidge Service Station, 1211-7th St., Oakland 94607
2. The potential RPs are: Mr. Willie Everidge, 1211-7th St., Oakland CA 94607; and Mrs. Hazel Everidge, 8907 Hillside St., Oakland CA 94605 .
3. The RWQCB issued a "Legal Request for Submittal of a Technical Report Resulting from the Alameda County Dept. Of Env. Health's Enforcement Panel Meeting of 6/29/93," dated 8/5/93. The most recent request for further work was a letter issued by the County, dated 2/7/96.
4. The LIA is Alameda County, Dept of Environmental Health, Div. Of Environmental Protection, 1131 Harbor Bay Pkwy, Rm 250, Alameda CA 94502. The contact person is Jennifer Eberle (510-567-6761).
5. A subsurface investigation was conducted in 9/94. Soil and grab groundwater samples were collected. Maximum groundwater concentrations indicated 0.25 feet of floating product on the groundwater table. Maximum soil concentrations were 20,000 ppm TPHg, taken from the tank pit during tank removal in 10/92, and 37 ppm benzene, taken near the piping during the 9/94 investigation. The depth to water in this area of Oakland is approximately 10' to 12' bgs. Soils are fine grain brown sands. The potential for migration into groundwater is high. The estuary lies approximately 3,250 feet South of the site.
6. The RP(s) have not been forthcoming with regards to investigation of this site. Progress has been made at a snail's pace, and includes sampling of the stockpiled soil, and a preliminary subsurface investigation. No permanent monitoring wells have been installed. Grab groundwater sampling conducted in 1994 indicates that there is free product on the groundwater. Subsurface soils are sands, and the potential for free product migration is therefore high. Mr. Everidge's lawyer, Wayne Hooper, has been helpful in expediting work on this case. However, Mr. Hooper's legal services have been terminated by Mr. Everidge, as of 3/6/96. This is basically a recalcitrant RP, who apparently does not have the financial resources to pursue further work. Mr. Everidge apparently occupies the former service station in order to protect it from vandalism. Crime is high in this neighborhood. Mr. Everidge applied to the State Cleanup Fund, and received a Letter of Commitment dated 11/4/96. The deadline for his submittal of a reimbursement request was 2/25/97. That deadline was passed without the submittal. The State sent another letter dated 4/7/97, which allowed 30 more days for the reimbursement request. That deadline will be 5/7/97. This application should be received in the State's EAR fund office by that time.

April 17, 1997
REQUEST FOR EAR FUNDS
STID 923
page 2 of 2

7. The County sent Mr. and Mrs. Everidge a "Notice of Pre-Enforcement Review Panel," dated 6/14/93. The Review Panel was conducted on 6/29/93. Members included Gil Jensen of Alameda County's District Attorney Office, Mr. Everidge, his attorney Wayne Hooper, Kenneth Jenner (attorney for Hazel Everidge), and Jennifer Eberle of Alameda County (the caseworker). As a result of this Review Panel, the County sent Mr. and Mrs. Everidge a "Notice of Legal Action," dated 8/10/93, including a "Legal Request for Submittal of a Technical Report," issued by the San Francisco RWQCB, dated 8/5/93 (copy attached).
8. This site has not been fully characterized by the proper methods (ie permanent groundwater monitoring wells), so the type of remediation that will be needed has not been determined. However, free product was detected in groundwater in 1994. And free product should be remediated, at a minimum.
9. The annual funding amount requested is \$50,000.
10. A description of the results if funding should be denied: The initial subsurface investigation will not be implemented, and we will not know whether there continues to be a subsurface problem at this site. Potential buyers will be hesitant to proceed with the sale of this property because the environmental liability will be an unknown quantity. We also have an adjacent site which is in the likely downgradient direction. This site had minimal contamination. The County's work on this site was put on hold until the Everidge site was characterized. Work on the adjacent site will continue to be on hold indefinitely, and the case will likely not be closed.

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY
DAVID J. KEARS, Agency Director

ARNOLD PERKINS, DIRECTOR

February 7, 1996
STID 923
page 1 of 2

ALAMEDA COUNTY CC4580
ENVIRONMENTAL HEALTH SERVICES
1131 HARBOR BAY PKWY., #250
ALAMEDA CA 94502-6577

Willie Everidge
Everidge Service Station
1211-7th St.
Oakland CA 94607

Hazel Everidge
8907 Hillside St.
Oakland CA 94605

RE: Everidge Service Station, 1211-7th St., Oakland CA 94607

Dear Mr. and Mrs. Everidge,

The "Subsurface Site Investigation" report, prepared by ACC, dated March 1995, was received in this office on 6/19/95. This investigation involved soil borings and grab samples of water. Maximum soil contaminant concentrations were 7,000 ppm TPH-g and 37 ppm benzene (B4-11.5'). Maximum dissolved groundwater contaminant concentrations were 37,000 ppb TPH-g and 7,100 ppb benzene (B2). In addition, approximately 0.25" of free product were detected in B4.

Based on these results, further investigation is warranted. "Permanent" groundwater monitoring wells should be installed in the next phase of work. **Therefore, you are required to submit a workplan for groundwater monitoring well installation, within 45 days, or by March 23, 1996.** The workplan should include an interim method for collecting free product, if encountered.

The workplan should be submitted under cover letter from yourself, and prepared by a recognized professional as outlined below. The groundwater investigation should consist of a minimum of three monitoring wells in an equilateral triangular configuration to determine groundwater flow direction and to assess groundwater quality.

All work should adhere to a) the Tri-Regional Board Staff Recommendations for Preliminary Evaluation and Investigation of Underground Tank Sites, dated 8/10/90; and b) Article 11 of Title 23, California Code of Regulations. Reports and proposals must be submitted **under seal** of a California-Registered Geologist, -Certified Engineering Geologist, or -Registered Civil Engineer.

Please include a copy of the well survey report, stamped by the licensed surveyor.

STID 923

Mr. and Mrs. Everidge

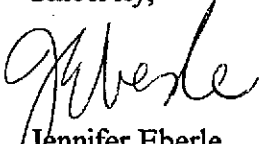
February 7, 1996

page 2 of 2

I spoke with Cheryl Gordon of the State Water Resources Board UST Clean Up Fund on 2/1/96. She indicated that your claim was received recently, and that you were placed in Category D. If you submit your income tax forms and verification that you employ less than 500 people, you could be eligible for a Category B. This would mean that your claim would get processed more quickly. Ms. Gordon apparently sent you a letter dated 11/21/95, explaining the above. She indicated that she had not received a reply, as per our 2/1/96 conversation. I have attached a copy of the letter for your files.

If you have any questions, please contact me at 510-567-6761.

Sincerely,



Jennifer Eberle

Hazardous Materials Specialist

cc: Gil Jensen, Alameda County District Attorney
Alameda County Superior Court File No. CH 1650392, 1225 Fallon St., Oakland CA
94607
Wayne Hooper, 33 Ivy Dr., Orinda CA 94563
Kenneth Jenner, Penthouse, 100 Webster St., Jack London Square, Oakland CA 94607
Cheryl Gordon, SWRCB, UST Clean Up Fund
Misty Kaltreider, ACC Environmental Consultants, 7977 Capwell Drive, Suite 100,
Oakland CA 94621
Acting Chief/file

je 923-F

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD

SAN FRANCISCO BAY REGION
2101 WEBSTER STREET, SUITE 500
OAKLAND, CA 94612
(510) 286-1255

93 AUG -9 PM 2:13



August 5, 1993

Mr. Willie Everidge
Everidge Service Station
1211 - 7th Street
Oakland, CA 94607

File: 01-0741
& 2198.17

Mrs. Hazel Everidge
8907 Hillside Street
Oakland, CA 94605

RE: Legal Request for Submittal of a Technical Report Resulting from the Alameda County Department of Environmental Health's Enforcement Panel Meeting of June 29, 1993

Dear Mr. and Mrs. Everidge,

It has been brought to my attention by Regional Board staff that a condition of soil and groundwater pollution exists on your property from underground storage tank releases. The Alameda County Department of Environmental Health (ACHD) staff have requested technical reports from you to fulfill your obligations per California Code of Regulations, Title 23 Waters, Chapter 16 Underground Storage Tank Regulations, Article 11 Corrective Action Requirements. It is my understanding that ACHD staff were unsuccessful in eliciting your co-operation in resolving these issues through normal correspondence.

A Pre-Enforcement Review Panel was held at the ACHD Offices on June 29, 1993 attended by Richard Hiatt from my staff. It is my understanding that requests and concerns of the ACHD were not resolved.

Pursuant to the Regional Board's authority under Section 13267(b) of the California Water Code, you are hereby required to submit a technical report to address soil and groundwater pollution by September 29, 1993. This technical report should specifically address the following numbered items:

- 1) A proposal for the removal of polluted soils and associated piping from the former underground storage tank.
+ maybe sampling
- 2) A proposal to define the lateral and vertical extent of pollution in soil and groundwater.

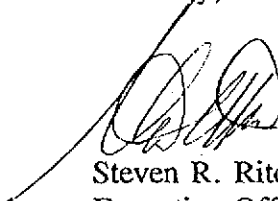
All work should adhere to the Tri-Regional Board Staff Recommendations for the Preliminary Evaluation and Investigation of Underground Storage Tank Sites - 8/10/90 and Article 11 of Title 23 Waters, California Code of Regulations.

Enforcement Panel Meeting
Everidge
Page 2 of 2

I am hereby transmitting this request for a technical report to ACHD for service and continued case handling. You should be aware that failure to submit or late submittal may result in fines up to \$1000 per day of delinquency. Response to this technical report request should be sent to the attention of Ms. Jennifer Eberle at the ACHD. Please inform Ms. Eberle at least three working days in advance of all field activities.

If you have any questions regarding the contents of this letter please contact Jennifer Eberle from the ACHD at (510) 271-4530.

Sincerely,



Steven R. Ritchie
Executive Officer

cc: Gil Jensen, ACDA, 7677 Oakport Street, Suite 400, Oakland 94621
Jennifer Eberle, ACHD, 80 Swan Way, Suite 200, Oakland 94621
Wayne Hopper, 405-14th Street, Suite 605, Oakland CA 94612

April 17, 1997
REQUEST FOR EAR FUNDS
STID 923
page 1 of 2

1. Everidge Service Station, 1211-7th St., Oakland 94607
2. The potential RPs are: Mr. Willie Everidge, 1211-7th St., Oakland CA 94607; and Mrs. Hazel Everidge, 8907 Hillside St., Oakland CA 94605
3. The RWQCB issued a "Legal Request for Submittal of a Technical Report Resulting from the Alameda County Dept. Of Env. Health's Enforcement Panel Meeting of 6/29/93," dated 8/5/93. The most recent request for further work was a letter issued by the County, dated 2/7/96.
4. The LIA is Alameda County, Dept of Environmental Health, Div. Of Environmental Protection, 1131 Harbor Bay Pkwy, Rm 250, Alameda CA 94502. The contact person is Jennifer Eberle (510-567-6761).
5. A subsurface investigation was conducted in 9/94. Soil and grab groundwater samples were collected. Maximum groundwater concentrations indicated 0.25 feet of floating product on the groundwater table. Maximum soil concentrations were 20,000 ppm TPHg, taken from the tank pit during tank removal in 10/92, and 37 ppm benzene, taken near the piping during the 9/94 investigation. The depth to water in this area of Oakland is approximately 10' to 12' bgs. Soils are fine grain brown sands. The potential for migration into groundwater is high. The estuary lies approximately 3,250 feet South of the site.
6. The RP(s) have not been forthcoming with regards to investigation of this site. Progress has been made at a snail's pace, and includes sampling of the stockpiled soil, and a preliminary subsurface investigation. No permanent monitoring wells have been installed. Grab groundwater sampling conducted in 1994 indicates that there is free product on the groundwater. Subsurface soils are sands, and the potential for free product migration is therefore high. Mr. Everidge's lawyer, Wayne Hooper, has been helpful in expediting work on this case. However, Mr. Hooper's legal services have been terminated by Mr. Everidge, as of 3/6/96. This is basically a recalcitrant RP, who apparently does not have the financial resources to pursue further work. Mr. Everidge apparently occupies the former service station in order to protect it from vandalism. Crime is high in this neighborhood. Mr. Everidge applied to the State Cleanup Fund, and received a Letter of Commitment dated 11/4/96. The deadline for his submittal of a reimbursement request was 2/25/97. That deadline was passed without the submittal. The State sent another letter dated 4/7/97, which allowed 30 more days for the reimbursement request. That deadline will be 5/7/97. This application should be received in the State's EAR fund office by that time.

April 17, 1997
REQUEST FOR EAR FUNDS
STID 923
page 2 of 2

7. The County sent Mr. and Mrs. Everidge a "Notice of Pre-Enforcement Review Panel," dated 6/14/93. The Review Panel was conducted on 6/29/93. Members included Gil Jensen of Alameda County's District Attorney Office, Mr. Everidge, his attorney Wayne Hooper, Kenneth Jenner (attorney for Hazel Everidge), and Jennifer Eberle of Alameda County (the caseworker). As a result of this Review Panel, the County sent Mr. and Mrs. Everidge a "Notice of Legal Action," dated 8/10/93, including a "Legal Request for Submittal of a Technical Report," issued by the San Francisco RWQCB, dated 8/5/93 (copy attached).
8. This site has not been fully characterized by the proper methods (ie permanent groundwater monitoring wells), so the type of remediation that will be needed has not been determined. However, free product was detected in groundwater in 1994. And free product should be remediated, at a minimum.
9. The annual funding amount requested is \$50,000.
10. A description of the results if funding should be denied: The initial subsurface investigation will not be implemented, and we will not know whether there continues to be a subsurface problem at this site. Potential buyers will be hesitant to proceed with the sale of this property because the environmental liability will be an unknown quantity. We also have an adjacent site which is in the likely downgradient direction. This site had minimal contamination. The County's work on this site was put on hold until the Everidge site was characterized. Work on the adjacent site will continue to be on hold indefinitely, and the case will likely not be closed.

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY
DAVID J. KEARS, Agency Director

ARNOLD PERKINS, DIRECTOR

February 7, 1996
STID 923
page 1 of 2

ALAMEDA COUNTY CC4580
ENVIRONMENTAL HEALTH SERVICES
1131 HARBOR BAY PKWY., #250
ALAMEDA CA 94502-6577

Willie Everidge
Everidge Service Station
1211-7th St.
Oakland CA 94607

Hazel Everidge
8907 Hillside St.
Oakland CA 94605

RE: Everidge Service Station, 1211-7th St., Oakland CA 94607

Dear Mr. and Mrs. Everidge,

The "Subsurface Site Investigation" report, prepared by ACC, dated March 1995, was received in this office on 6/19/95. This investigation involved soil borings and grab samples of water. Maximum soil contaminant concentrations were 7,000 ppm TPH-g and 37 ppm benzene (B4-11.5'). Maximum dissolved groundwater contaminant concentrations were 37,000 ppb TPH-g and 7,100 ppb benzene (B2). In addition, approximately 0.25" of free product were detected in B4.

Based on these results, further investigation is warranted. "Permanent" groundwater monitoring wells should be installed in the next phase of work. **Therefore, you are required to submit a workplan for groundwater monitoring well installation, within 45 days, or by March 23, 1996.** The workplan should include an interim method for collecting free product, if encountered.

The workplan should be submitted under cover letter from yourself, and prepared by a recognized professional as outlined below. The groundwater investigation should consist of a minimum of three monitoring wells in an equilateral triangular configuration to determine groundwater flow direction and to assess groundwater quality.

All work should adhere to a) the Tri-Regional Board Staff Recommendations for Preliminary Evaluation and Investigation of Underground Tank Sites, dated 8/10/90; and b) Article 11 of Title 23, California Code of Regulations. Reports and proposals must be submitted **under seal** of a California-Registered Geologist, -Certified Engineering Geologist, or -Registered Civil Engineer.

Please include a copy of the well survey report, stamped by the licensed surveyor.

STID 923

Mr. and Mrs. Everidge

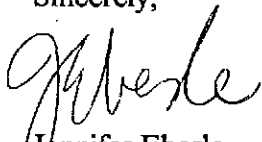
February 7, 1996

page 2 of 2

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If you have any questions, please contact me at 510-567-6761.

Sincerely,



Jennifer Eberle

Hazardous Materials Specialist

cc: Gil Jensen, Alameda County District Attorney
Alameda County Superior Court File No. CH 1650392, 1225 Fallon St., Oakland CA
94607
Wayne Hooper, 33 Ivy Dr., Orinda CA 94563
Kenneth Jenner, Penthouse, 100 Webster St., Jack London Square, Oakland CA 94607
Cheryl Gordon, SWRCB, UST Clean Up Fund
Misty Kaltreider, ACC Environmental Consultants, 7977 Capwell Drive, Suite 100,
Oakland CA 94621
Acting Chief/file

je 923-F

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD

SAN FRANCISCO BAY REGION
2101 WEBSTER STREET, SUITE 500
OAKLAND, CA 94612
(510) 286-1255

93 AUG -9 PM 2:13



August 5, 1993

Mr. Willie Everidge
Everidge Service Station
1211 - 7th Street
Oakland, CA 94607

File: 01-0741
& 2198.17

Mrs. Hazel Everidge
8907 Hillside Street
Oakland, CA 94605

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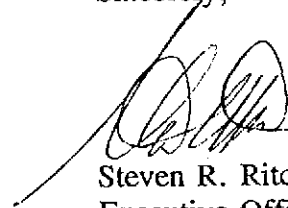
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Enforcement Panel Meeting
Everidge
Page 2 of 2

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If you have any questions regarding the contents of this letter please contact Jennifer Eberle from the ACHD at (510) 271-4530.

Sincerely,

A handwritten signature in black ink, appearing to read "S. Ritchie", with a long horizontal stroke extending to the left.

Steven R. Ritchie
Executive Officer

cc: Gil Jensen, ACDA, 7677 Oakport Street, Suite 400, Oakland 94621
Jennifer Eberle, ACHD, 80 Swan Way, Suite 200, Oakland 94621
Wayne Hopper, 405-14th Street, Suite 605, Oakland CA 94612



Cal/EPA

**State Water
Resources
Control Board**

**Division of
Clean Water
Programs**

Mailing Address:
P.O. Box 944212
Sacramento, CA
94244-2120

2014 T Street,
Suite 130
Sacramento, CA
95814
(916) 227-4307
FAX (916) 227-4530

World Wide Web:
<http://www.swrcb.ca.gov/~cwphome/fundhome.htm>

APR 07 1997

WILLIE EVERIDGE
1211 7TH ST
OAKLAND, CA 94607

UNDERGROUND STORAGE TANK CLEANUP FUND PROGRAM, NO RESPONSE TO LETTER OF COMMITMENT (LOC); CLAIM NUMBER 010532; FOR SITE ADDRESS: 1211 7TH ST, OAKLAND

It has come to my attention that the LOC issued to you in the amount of \$10,000 has not been responded to with a request for reimbursement.

Our letter dated November 25, 1996 informed you that you must submit your first reimbursement request for the costs that you reported to have incurred within 90 calendar days or submit a written explanation as to the status of the cleanup and when a reimbursement request can be expected.

Please submit your reimbursement request with the required supporting documentation or submit a written explanation as to the status of the cleanup and when a reimbursement request can be expected. **If a response is not received within thirty (30) days from the date of this letter,** I will take steps to begin the withdrawal process of your LOC. Claims filed with the Underground Storage Tank Cleanup Fund far exceed the funding available and it is important that you make use of the funding that has been committed to your cleanup in a timely manner.

Please send your reimbursement request or **written** explanation to:

Cheryl Gordon Claim No. 010532
State Water Resources Control Board
Division of Clean Water Programs
Underground Storage Tank Cleanup Fund Program
P. O. Box 944212
Sacramento, CA 94244-2120

If you have any questions, please contact me at (916) 227-4539.

Sincerely,

Cheryl Gordon
Cheryl Gordon, Analyst
Underground Storage Tank Cleanup Fund

cc:

Mr. Thomas Peacock
Alameda County EHD
1131 Harbor Bay Pkway, 2nd Fl.
Alameda, CA 94502-6577



Pete Wilson
Governor

ENVIRONMENTAL
PROTECTION
97 APR 10 PM 3:50



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Our mission is to preserve and enhance the quality of California's water resources, and ensure their proper allocation and efficient use for the benefit of present and future generations.



Cal/EPA

State Water Resources Control Board

Division of Clean Water Programs

Mailing Address: P.O. Box 944212 Sacramento, CA 94244-2120

2014 T Street, Suite 130 Sacramento, CA 95814 (916) 227-4307 FAX (916) 227-4530

World Wide Web: http://www.swrcb.ca.gov/~cwphome/fundhome.htm

ENVIRONMENTAL PROTECTION NOV 25 96 NOV 25 96 AM 11:01

JE
Stid # 923

11-25-96
+90 days => 2-25-97



Pete Wilson Governor

WILLIE EVERIDGE
1211 7TH ST
OAKLAND, CA 94607

UNDERGROUND STORAGE TANK CLEANUP FUND, CLAIM NO. 010532, FOR SITE ADDRESS: 1211 7TH ST, OAKLAND

The State Water Resources Control Board (State Board) is able to issue, pursuant to applicable regulations, the enclosed **Letter of Commitment (LOC)** in an amount not to exceed **\$10,000**. This LOC is based upon our review of the corrective action costs you reported to have incurred to date. The LOC may be modified by the State Board.

It is very important that you read the terms and conditions in the LOC. The State Board will take steps to withdraw this LOC after 90 calendar days from the date of this letter unless you proceed with due diligence with your cleanup effort.

NOTE: You must also submit your first reimbursement request for the costs that you reported to have incurred within 90 calendar days from the date of this letter or submit a written explanation as to the status of the cleanup and when a reimbursement request can be expected. Failure to submit a request or an approved explanation may result in the removal of committed funds. Claims filed with the Underground Storage Tank Cleanup Fund far exceed the funding available and it is important that you make use of the funding that has been committed to your cleanup in a timely manner.

You are reminded that you must comply with all regulatory agency time schedules and requirements and you must obtain three bids for any required corrective action. Only corrective action costs *required* by the regulatory agency to protect human health, safety and the environment can be claimed for reimbursement. **Unless waived in writing, you are required to obtain preapproval of costs for all future corrective action work (form enclosed).** If you have any questions on obtaining preapproval of your costs or the three bid requirement, please call **Patrick Wheeler, our engineer assigned to claims in your Region**, at (916) 227-0743. Failure to obtain preapproval of your future costs may result in the costs not being reimbursed.



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Our mission is to preserve and enhance the quality of California's water resources, and ensure their proper allocation and efficient use for the benefit of present and future generations.

NOV 25 1996

WILLIE EVERIDGE

Page 2

The following documents needed to submit your reimbursement request are enclosed:

- "Reimbursement Request Instructions" package. **Retain this package for future reimbursement requests.** These instructions must be followed when seeking reimbursement for corrective action costs incurred after January 1, 1988. Included in the instruction package are samples of completed reimbursement request forms and spreadsheets.
- "Bid Summary Sheet" to list information on bids received which **must be completed and returned.**
- "Certification of Non-Recovery From Other Sources" which **must be returned before any reimbursements can be made.**
- "Reimbursement Request" forms which you **must use to request reimbursement of costs incurred.**
- "Spreadsheet" forms which you **must use in conjunction with your reimbursement request.**
- "Claimant Data Record" (Std. Form 204) which **must be completed and returned with your first reimbursement request.**

We continuously review the status of all active claims. If you do not submit a reimbursement request or fail to proceed with due diligence with the cleanup, we will take steps to withdraw your LOC.

If you have any questions regarding the enclosed documents, please contact Cheryl Gordon at (916) 227-4539.

Sincerely,



Dave Deaner, Manager
UST Cleanup Fund Program

Enclosures

cc: Mr. Steve Morse
RWQCB, Region 2
2101 Webster St., Ste. 500
Oakland, CA 94612

Mr. Thomas Peacock
Alameda County EHD
1131 Harbor Bay Pkway, 2nd Fl.
Alameda, CA 94502-6577



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Our mission is to preserve and enhance the quality of California's water resources, and ensure their proper allocation and efficient use for the benefit of present and future generations.

LETTER OF COMMITMENT FOR REIMBURSEMENT OF COSTS

CLAIM NO: 010532

AMENDMENT NO: 0

CLAIMANT: WILLIE EVERIDGE

BALANCE FORWARD: \$0

CO-PAYEE: NONE

THIS AMOUNT: \$10,000

JOINT CLAIMANT: NONE

NEW BALANCE: \$10,000

CLAIMANT ADDRESS: 1211 7TH ST
OAKLAND, CA 94607

TAX ID/SSA NO: 444-20-5244

Subject to availability of funds, the State Water Resources Control Board (SWRCB) agrees to reimburse WILLIE EVERIDGE (Claimant) for eligible corrective action costs at EVERIDGE SERVICE STATION 1211 7TH ST, OAKLAND, CA 94607 (Site). The commitment reflected by this Letter is subject to all of the following terms and conditions:

1. Reimbursement shall not exceed \$10,000 unless this amount is subsequently modified in writing by an amended Letter of Commitment.
2. The obligation to pay any sum under this Letter of Commitment is contingent upon availability of funds. In the event that sufficient funds are not available for reasons beyond the reasonable control of the SWRCB, the SWRCB shall not be obligated to make any disbursements hereunder. If any disbursements otherwise due under this Letter of Commitment are deferred because of unavailability of funds, such disbursements will promptly be made when sufficient funds do become available. Nothing herein shall be construed to provide the Claimant with a right of priority for disbursement over any other claimant who has a similar Letter of Commitment.
3. All costs for which reimbursement is sought must be eligible for reimbursement and the Claimant must be the person entitled to reimbursement thereof.
4. Claimant must at all times be in compliance with all applicable state laws, rules and regulations and with all terms, conditions, and commitments contained in the Claimant's Application and any supporting documents or in any payment requests submitted by the Claimant.
5. No disbursement under this Letter of Commitment will be made except upon receipt of acceptable Standard Form Payment Requests duly executed by or on behalf of the Claimant. All Payment Requests must be executed by the Claimant or a duly authorized representative who has been approved by the Division of Clean Water Programs.
6. Any and all disbursements payable under this Letter of Commitment may be withheld if the Claimant is not in compliance with the provisions of Paragraph 5 above.
7. Neither this Letter of Commitment nor any right thereunder is assignable by the Claimant without the written consent of the SWRCB. In the event of any such assignment, the rights of the assignee shall be subject to all terms and conditions set forth in this Letter of Commitment and the SWRCB's consent.
8. This Letter of Commitment may be withdrawn at any time by the SWRCB if completion of corrective action is not performed with reasonable diligence.

IN WITNESS WHEREOF, this Letter of Commitment has been issued by the SWRCB this 4th day of November, 1996.

STATE WATER RESOURCES CONTROL BOARD

BY *Gene Parada*
for Manager, Underground Storage Tank Cleanup Fund Program

BY *Susan Horn*
for Chief, Division Administrative Services

STATE USE:
CALSTARS CODING:
0550 - 569.02 - 30530
\$ _____



Cal/EPA

State Water
Resources
Control Board

Division of
Clean Water
Programs

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Pete Wilson
Governor

August 14, 1996

Willie Everidge
Everidge Service Station
1211 7th Street
Oakland, CA 94607

UNDERGROUND STORAGE TANK CLEANUP FUND PROGRAM: CLAIM NUMBER 010532
FOR SITE ADDRESS: 1211 7TH STREET, OAKLAND

Dear Mr. Everidge:

This letter is a follow-up to our phone conversation on August 13, 1996 wherein we discussed the status of your claim with the Underground Storage Tank Cleanup Fund and your compliance with Alameda County Environmental Health Agency's corrective action directive to you. As we discussed, the last report the County received from you was a Subsurface Site Investigation Report submitted in June 1995. In February 1996, Jennifer Eberle, at the Alameda Environmental Health Agency requested the installation of groundwater monitoring wells. Attempts have been made by the County along with the district attorney's office to get you to move forward with the additional work required at the subject site.

I noted that you may have financial constraints which make it difficult for you to fund the cleanup. In our phone conversation, you stated that you have spent approximately \$5,000 already in corrective action costs. This was spent in the last quarter of 1994 and the first quarter of 1995. It has been over one year since you have done any investigation at the site. I informed you that because you have almost spent enough to cover your deductible for the Cleanup Fund, I would issue you a Letter of Commitment if you got three bids for the installation of the monitoring wells, obtained a consultant and entered into a contract for the work to be done. You agreed that you would comply and move forward with the bidding process. If after thirty days, you have not gone to bid for the installation of the monitoring wells, Ms. Eberle will issue another directive to you allowing you 60 days to comply. If you still do not comply, I will take the steps to remove your claim from the Priority List.

If you have any questions, please call me at the number above.

Sincerely,

Cheryl Gordon, Analyst
Underground Storage Tank Cleanup Fund

cc: Jennifer Eberle



Recycled Paper

Our mission is to preserve and enhance the quality of California's water resources, and ensure their proper allocation and efficient use for the benefit of present and future generations.

*Wayne Hooper
Attorney at Law
33 Ivy Drive
Orinda, CA 94563*

March 14, 1996

Ms. Jennifer Eberle
Hazardous Materials Specialist
Alameda County Environmental Health Services
1131 Harbor Bay Parkway, #250
Alameda, CA 94502-6577

Re: Everidge Service Station, 1211 - 7th Street, Oakland

Dear Ms. Eberle:

Please be advised that Mr. Everidge has terminated my legal services as of March 6, 1996. Would you kindly direct all correspondence and other communication to Mr. Everidge at the 7th Street address. It has been a pleasure to work with you in an effort to resolve and complete the contamination difficulties at the service station.

Thank you.

Sincerely,

Wayne Hooper
Wayne Hooper

WH:sy

cc: Mr. Willie Everidge
Kenneth W. Jenner, Esq.

ALAMEDA COUNTY
HEALTH CARE SERVICES



AGENCY
DAVID J. KEARS, Agency Director

ARNOLD PERKINS, DIRECTOR

February 7, 1996
STID 923
page 1 of 2

ALAMEDA COUNTY CC4580
ENVIRONMENTAL HEALTH SERVICES
1131 HARBOR BAY PKWY., #250
ALAMEDA CA 94502-6577

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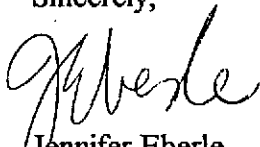
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Cheryl Gordon, SWRCB, UST Clean Up Fund
Misty Kaltreider, ACC Environmental Consultants, 7977 Capwell Drive, Suite 100,
Oakland CA 94621
Acting Chief/file

je 923-F

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF CLEAN WATER PROGRAMS

2014 T STREET, SUITE 130
P.O. BOX 944212
SACRAMENTO, CALIFORNIA 94244
(916) 227-4307
(916) 227-4530 (FAX)



Post-it® Fax Note 7671		Date 10/1	# of pages 1
To <i>Willie Everidge</i>	From <i>Cheryl Gordon</i>		
City/Dept. <i>Alameda Health</i>	City <i>Water Board</i>		
Phone # <i>(510) 567-6780</i>	Phone # <i>(916) 227-4539</i>		
Fax # <i>331-9335</i>	Fax # <i>(916) 227-4530</i>		

November
ber 21, 1995

WILLIE EVERIDGE
1211 7TH ST
OAKLAND, CA 94607

UNDERGROUND STORAGE TANK CLEANUP FUND PROGRAM, NOTICE OF CLAIM
ACCEPTANCE AND PRIORITY CLASS CHANGE: CLAIM NUMBER 010532; FOR SITE
ADDRESS: 1211 7TH ST, OAKLAND

Your claim has been conditionally accepted for placement on the Priority List; however, the priority class you claimed was not supported by the documentation you submitted. Your claim has been assigned to Priority Class D. The reason(s) for this change is(are):

On September 18, 1995 and November 6, 1995, you were sent letters requesting you to submit the last three years of your income tax returns to verify your eligibility for Priority Class B. To date, we have not received the required income tax returns from you. Your claim will remain in Priority Class D unless within 30 days of the date of this letter you submit certification that you employ less than 500 people, in which case, your claim would be placed in Priority Class C. If you would still like for your claim to be considered for Priority Class B, you must submit the aforementioned tax documents.

At least once a year, the Priority List is updated through the State Board adoption process. Newly eligible claims are added to the list at that time.

After adoption of the Priority List, staff will review, verify, and process applications based on the priority and rank within the priority class. During the detailed review, staff may request additional information to verify eligibility. Once review of the application is complete and the claim is determined to be valid, a Letter of Commitment will be issued obligating funds toward the cleanup. If the detailed review determines that your claim is unacceptable or ineligible, you will be notified of our intent to remove your claim from the Priority List.

If you disagree with this staff determination, you may follow the appeal process in Article 5 of the Petroleum Underground Storage Tank Cleanup Fund Regulations for requesting a Final Staff Decision.

If you have any questions, please contact me at (916) 227-4539.

Sincerely,

Cheryl Gordon
Cheryl Gordon, Analyst
Underground Storage Tank Cleanup Fund

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, DIRECTOR

May 15, 1995
STID 923

Hazel Everidge
8907 Hillside St.
Oakland Ca 94605

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
1131 Harbor Bay Parkway
Alameda, CA 94502-6577
(510) 567-6700

RE: Everidge Service Station, 1211-7th St., Oakland CA 94607

Dear Ms. Everidge,

My last letter to you was dated 1/20/95. Since that time, I have learned that the environmental report has been completed by ACC Environmental. This report details field activities associated with piping removal/sampling in January 1995, as well as boring installation and soil and groundwater sampling in September 1994.

ACC Environmental has indicated that they have not received your payment for their services, and for this reason, the report is being withheld from being sent to my office. **This matter will be referred to the Alameda County District Attorney's Office for Environmental and Consumer Protection for prosecution unless you arrange for the immediate release of this technical report to this agency.**

This case has a long history of inaction and delay on the part of the responsible parties, namely Willie Everidge and yourself. To illustrate the urgency of this matter, and to aid your understanding of why this matter is being referred to the DA's Office for prosecution, a history of case activities is as follows:

The County's first request for a workplan for a subsurface investigation (due 4/17/93), was dated 3/17/93. This letter was addressed to Willie Everidge because it was unknown to the County at that time that each party had a one-half interest in this site. This was learned upon receipt of a letter from Wayne Hooper, dated 5/10/93. Subsequently, both responsible parties were served with a Notice of Pre-Enforcement Review Panel, from the County, dated 6/14/93. The Pre-Enforcement Review Panel was held in the County office on 6/29/93. Attendees included Willie and Hazel Everidge, Wayne Hooper (counsel for Mr. Everidge), Gil Jensen, Rich Hiatt of the Regional Water Quality Control Board, and Tom Peacock, Ed Howell and myself from the County. Subsequently, both responsible parties were served with Notices of Legal Action by the San Francisco Bay RWQCB, dated 8/5/93. This Notice required that a technical report to address soil and groundwater pollution be submitted to the County by 9/29/93. This Notice specified 1) a proposal to remove polluted soils and associated piping from the former underground storage tank (UST) area, and 2) a proposal to define the lateral and vertical extent of pollution in soil and groundwater.

May 15, 1995
STID 923
Hazel Everidge
page 2 of 3

A request for an extension of time was made by Wayne Hooper on behalf of Mr. Everidge, by letter dated 9/29/93. This request was granted by the County, by letter dated 10/1/93; the new deadline for technical report submittal was 10/20/93. Subsequently, Mr. Everidge contracted a certified laboratory to sample soils in the tank excavation. This work was done on 9/23/93.

Unfortunately, it was actually the stockpiled soils that needed to be sampled, since this was not previously accomplished during the UST removal, as per standard procedures. Mr. Everidge again contracted with the laboratory and the stockpiled soils were sampled on 11/15/93. The laboratory report was received by the County on 12/9/93. Compounding the environmental investigation was the concurrent Judgment for Dissolution of the marriage of Hazel and Willie Everidge. This Dissolution was endorsed and filed with Alameda County on 12/20/93.

No further work followed; neither component of the RWQCB's 8/5/93 order was met. A meeting ensued on 5/17/94, held in the County office, with Mr. Everidge, Wayne Hooper, Ken Jenner (counsel for Hazel Everidge), Gil Jensen, and myself. Hazel Everidge did not attend. The meeting was held to clarify property ownership; initiated by a question on the part of Mr. Everidge; it was shown that Mr. Everidge clearly owned the property. It was noted that an environmental consultant (ACC) had been contracted by Mr. Everidge, but they were waiting for Hazel Everidge to also sign the contract. On 5/20/94, Ken Jenner left me a message indicating that Hazel Everidge had signed the ACC contract. A letter was sent to Mr. Everidge from the County, dated 6/6/94, indicating that progress (environmental work) should be made by 7/6/94.

A Work Plan prepared by ACC, dated June 1994, was finally received by the County on 7/15/94. Note that this workplan was originally due on 9/29/93, and by extension due on 10/20/93. The workplan was accepted by County letter dated 7/18/94; this letter was sent to both responsible parties, indicating that the workplan be implemented by 8/1/94. It wasn't until 9/7/94 that the field work was initiated. To reiterate, the County presently awaits submittal of the technical report documenting field activities undertaken to attempt to define the extent of the hydrocarbon contamination.

The above illustrates a lack of compliance, and the reasoning why this case will be referred for enforcement action should you fail to arrange for the immediate release of this report, and should you fail to continue to cooperate with the County's directives.

May 15, 1995
STID 923
Hazel Everidge
page 3 of 3

Sincerely,



Jennifer Eberle
Hazardous Materials Specialist

cc: Gil Jensen, Alameda County District Attorney
Mr. Willie Everidge, 1211-7th St., Oakland CA 94607
Alameda County Superior Court File No. CH 1650392, 1225 Fallon St., Oakland CA
94607
Wayne Hooper, 33 Ivy Dr., Orinda CA 94563
Kenneth Jenner, Penthouse, 100 Webster St., Jack London Square, Oakland CA 94607
Misty Kaltreider, ACC Environmental Consultants, 1000 Atlantic Ave., Suite 110,
Alameda CA 94501
Bill Reynolds/file

je 923-E

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

January 20, 1995
STID 923

Willie Everidge
Everidge Service Station
1211-7th St.
Oakland CA 94607

Hazel Everidge
8907 Hillside St.
Oakland CA 94605

DEPARTMENT OF ENVIRONMENTAL HEALTH
ALAMEDA COUNTY CC4580
DEPT. OF ENVIRONMENTAL HEALTH
ENVIRONMENTAL PROTECTION DIVISION
1131 HARBOR BAY PKWY., #250
ALAMEDA CA 94502-6577

RE: Everidge Service Station, 1211-7th St., Oakland CA 94607

Dear Mr. and Mrs. Everidge,

As you may know, the piping was removed from this site on 1/5/95. Three soil samples were collected from below the piping and analyzed for TPH-gasoline and BTEX. In addition, soil samples were collected from the soil stockpile and analyzed for soluble lead. [The stockpile had previously been sampled on 11/15/93, and analyzed for TPH-gasoline, BTEX, and total lead. Although the TPH-gasoline and BTEX were low or non-detect (ND), total lead results in 3 out of 5 samples were above the regulatory limit.]

Soluble lead results from 1/5/95 indicated that 4 out of 5 samples were below regulatory limits and could therefore be reused onsite. However, one sample was above the regulatory limit; this sample was reanalyzed using deionized water and was reported as ND. Therefore, **the entire soil stockpile may be backfilled into the excavation instead of offhauled to a landfill or recycling facility.**

In addition, borings were drilled onsite on 9/7/94. A hard layer was encountered during drilling, which prohibited groundwater samples from being collected, and so another attempt was made later that month.

I understand that your consultant, ACC Environmental, is currently finishing their report on these field activities. I expect the report will be submitted to this office within a month.

If you have any questions, please contact me at 510-567-6761.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jennifer Eberle".

Jennifer Eberle
Hazardous Materials Specialist

STID 923
Mr. and Mrs. Everidge
January 20, 1995
page 2 of 2

cc: Gil Jensen, Alameda County District Attorney
Alameda County Superior Court File No. CH 1650392, 1225
Fallon St., Oakland CA 94607
Wayne Hooper, 33 Ivy Dr., Orinda CA 94563
Kenneth Jenner, Penthouse, 100 Webster St., Jack London
Square, Oakland CA 94607
Misty Kaltreider, ACC Environmental Consultants, 1000
Atlantic Ave., Suite 110, Alameda CA 94501
Ed Howell/file

je 923-D

white -env.health
 yellow -facility
 pink -files

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

80 Swan Way, #200
 Oakland, CA 94621
 (415) 271-4320

Hazardous Materials Inspection Form

II, III

Site ID # _____ Site Name Everidge Today's Date 1/5/95

Site Address 1211 7th St

City Oakland Zip 94 Phone _____

MAX AMT stored > 500 lbs, 55 gal., 200 cft.?

Inspection Categories:

- I. Haz. Mat/Waste GENERATOR/TRANSPORTER
- II. Business Plans, Acute Hazardous Materials
- III. Underground Tanks

piping removal + sample

Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

11:30 arrived onsite
 Comments:
 AES has been contracted to remove the piping. Bob said the 4 vent lines will be removed tomorrow, & all piping will be offhauled by Erickson. While digging a trench beside the island, we got a strong HC odor; soils stained greenish. ~7 yd³ soil in the stockpile was backfilled, but AES will remove it (high total lead). More pipes were found below the island; they will be traced by AES. 12:30 left for lunch rtd. Misty sampled the SP for STC lead (5 samples). Followed the "mystery piping." There were no more ASTs. 2:00 left site

II.A BUSINESS PLANS (Title 19)

- 1. Immediate Reporting 2703
- 2. Bus. Plan Stds. 25503(b)
- 3. RR Cars > 30 days 25503.7
- 4. Inventory Information 25504(a)
- 5. Inventory Complete 2730
- 6. Emergency Response 25504(b)
- 7. Training 25504(c)
- 8. Deficiency 25505(a)
- 9. Modification 25505(b)

II.B ACUTELY HAZ. MATLS

- 10. Registration Form Filed 25533(a)
- 11. Form Complete 25533(b)
- 12. RMPP Contents 25534(c)
- 13. Implement Sch. Req'd? (Y/N)
- 14. OffSite Conseq. Assess. 25524(c)
- 15. Probable Risk Assessment 25534(d)
- 16. Persons Responsible 25534(g)
- 17. Certification 25534(i)
- 18. Exemption Request? (Y/N) 25536(b)
- 19. Trade Secret Requested? 25538

III. UNDERGROUND TANKS (Title 23)

- General**
- 1. Permit Application 25284 (H&S)
- 2. Pipeline Leak Detection 25292 (H&S)
- 3. Records Maintenance 2712
- 4. Release Report 2651
- 5. Closure Plans 2670
- 6. Method
- 1) Monthly Test
- 2) Daily Vadose
Semi-annual groundwater
One time soils
- 3) Daily Vadose
One time soils
- 4) Monthly Gndwater
Annual tank test
Annual tank test
- 5) Daily Inventory
Annual tank testing
Cont pipe leak det
Vadose/gndwater mon.
- 6) Daily Inventory
Annual tank testing
Cont pipe leak det
- 7) Weekly Tank Gauge
Annual tank test
- 8) Annual Tank Testing
Daily Inventory
- 9) Other _____
- 7. Precs Tank Test 2643
Date: _____
- 8. Inventory Rec. 2644
- 9. Soil Testing 2646
- 10. Ground Water. 2647
- Monitoring for Existing Tanks**
- 11. Monitor Plan 2632
- 12. Access. Secure 2634
- 13. Plans Submit 2711
Date: _____
- 14. As Built 2635
Date: _____
- New Tanks**

See attached map for sample locations

12:45

Rev 6/88

Contact: Rbt Wh. tman - AES
 Title: _____
 Signature: _____

Inspector: Jennifer Ebert
 Signature: _____

II, III

941
 15
 4



Robert Whitman

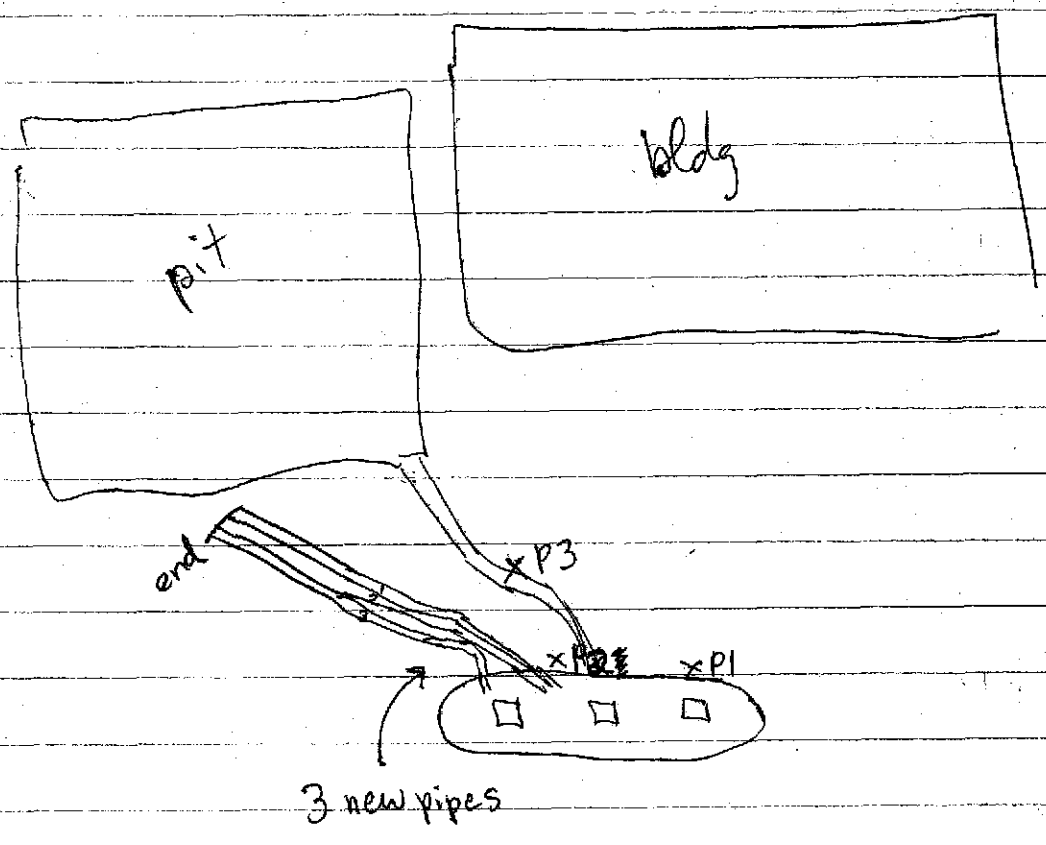
Applied Environmental Solutions, Inc.

44 C Sycamore Ave.
Brentwood, California 94513
Tel 510 634-7154/Fax 510 634-9326

*Working towards a
pollution free environment*

1-5-95
Everidge

depth	sample	logs	color	odor
~2'	P1	logs	brown	?
~3'	P2	logs	greenish	strong
~2'	P3			



Wagonwheel St.

74th St.

white -env.health
 yellow -facility
 pink -files

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH
 Hazardous Materials Inspection Form

80 Swan Way, #200
 Oakland, CA 94621
 (415) 271-4320

Station **II, III**
 Site ID # _____ Site Name Everidge Service Today's Date 9/7/94

II.A BUSINESS PLANS (Title 19)

- ___ 1. Immediate Reporting 2703
- ___ 2. Bus. Plan Stds. 25503(b)
- ___ 3. RR Cars > 30 days 25503.7
- ___ 4. Inventory Information 25504(a)
- ___ 5. Inventory Complete 2730
- ___ 6. Emergency Response 25504(b)
- ___ 7. Training 25504(c)
- ___ 8. Deficiency 25505(a)
- ___ 9. Modification 25505(b)

Site Address 1211-7th St.
 City Oakland Zip 94607 Phone _____

MAX AMT stored > 500 lbs, 55 gal., 200 cft.?

Inspection Categories:

- ___ I. Haz. Mat/Waste GENERATOR/TRANSPORTER
- ___ II. Business Plans, Acute Hazardous Materials
- III. Underground Tanks

II.B ACUTELY HAZ MATLS

- ___ 10. Registration Form Filed 25533(a)
- ___ 11. Form Complete 25533(b)
- ___ 12. RMPP Contents 25534(c)
- ___ 13. Implement Sch. Req'd? (Y/N) _____
- ___ 14. OffSite Conseq. Assess. 25524(c)
- ___ 15. Probable Risk Assessment 25534(d)
- ___ 16. Persons Responsible 25534(g)
- ___ 17. Certification 25534(f)
- ___ 18. Exemption Request? (Y/N) 25536(b)
- ___ 19. Trade Secret Requested? 25538

* Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

III. UNDERGROUND TANKS (Title 23)

- | | |
|-------------------------------|--|
| General | ___ 1. Permit Application 25284 (H&S) |
| | ___ 2. Pipeline Leak Detection 25292 (H&S) |
| | ___ 3. Records Maintenance 2712 |
| | ___ 4. Release Report 2651 |
| | ___ 5. Closure Plans 2670 |
| | ___ 6. Method |
| | 1) Monthly Test |
| | 2) Daily Vadose |
| | Semi-annual groundwater |
| | One time soils |
| Monitoring for Existing Tanks | 3) Daily Vadose |
| | One time soils |
| | Annual tank test |
| | 4) Monthly Gndwater |
| | One time soils |
| | 5) Daily Inventory |
| | Annual tank testing |
| | Cont pipe leak det |
| | Vadose/gndwater mon. |
| | 6) Daily Inventory |
| Annual tank testing | |
| Cont pipe leak det | |
| 7) Weekly Tank Gauge | |
| Annual tank testing | |
| 8) Annual Tank Testing | |
| Daily Inventory | |
| 9) Other _____ | |
| New Tanks | ___ 7. Precs Tank Test 2643 |
| | Date: _____ |
| | ___ 8. Inventory Rec. 2644 |
| | ___ 9. Soil Testing 2646 |
| ___ 10. Ground Water. 2647 | |
| ___ 11. Monitor Plan 2632 | |
| ___ 12. Access, Secure 2634 | |
| ___ 13. Plans Submit 2711 | |
| Date: _____ | |
| ___ 14. As Built 2635 | |
| Date: _____ | |

9:30 Arrived on site.
 Comments:
 Misty K said we'll move 3 of the borings due to utilities + the hydraulic lift inside the station. The piping has not been removed yet. 9:15 the drillers have encountered a hard layer from 3-4 1/2' bgs in several locations, using a pneumatic sampler. 9:30 Collected ^{one} samples ^{at 5'} from B1. Hit another hard layer at 7 1/2", so they moved to another location.
 9:50 left site

Rev 6/88

Contact: _____

Title: _____
 Signature: Misty K. [Signature]

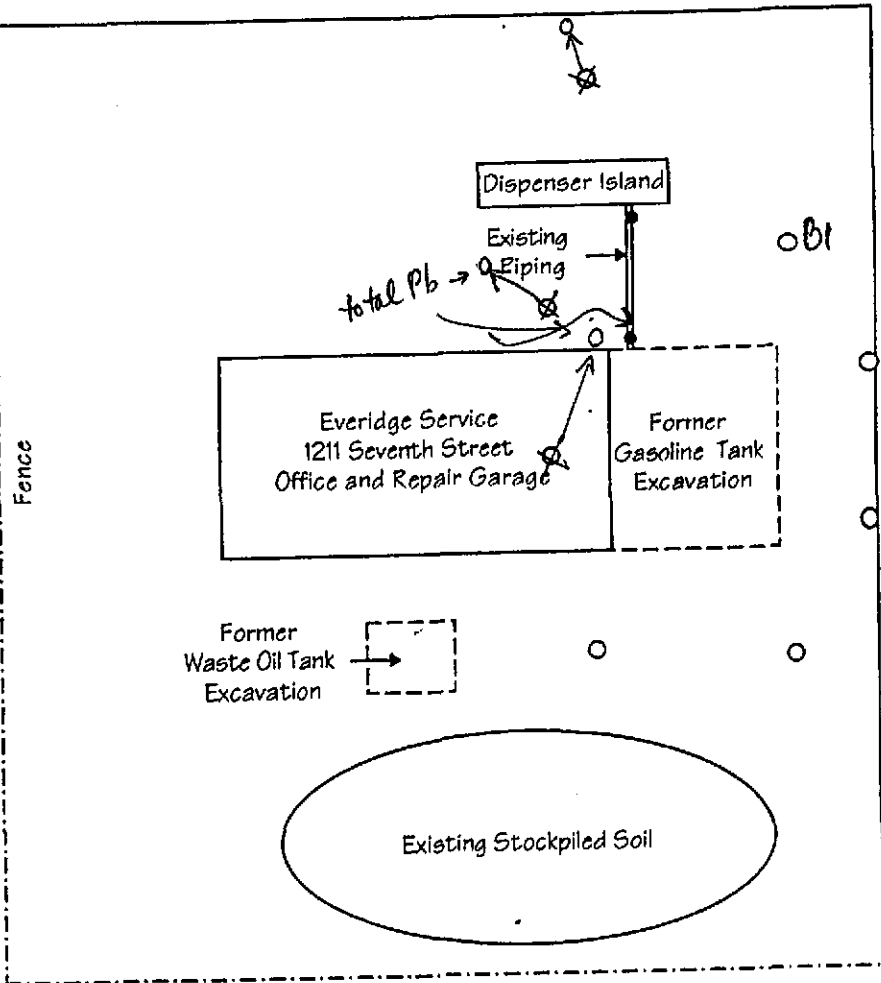
Inspector: _____
 Signature: [Signature]

II, III

Seventh Street



Sidewalk



Fence

Dispenser Island

Existing Piping

total Pb ->

Everidge Service
1211 Seventh Street
Office and Repair Garage

Former
Gasoline Tank
Excavation

Former
Waste Oil Tank
Excavation

Existing Stockpiled Soil

M
a
g
n
o
l
i
a

S
t
r
e
e
t

Legend

- Proposed Trench Samples ●
 - Proposed Boring Locations ○
 - Former Tank Excavation []
- Scale: 1" = 20'

Site Plan
1211 7th Street
Oakland, California

June 29, 1994 Drawn By: MCK Project: 6083-1 Figure 1

HOOPER SCHEDULE
SEPTEMBER 3 TO 18

SEPT 3 - LOEWS NEW YORK HOTEL 212-752-7000
SEPT 4 - LAKE MOREY INN - VERMONT 802-333-4311
SEPT 5 & 6 - CHATEAU FRONTENAC QUEBEC 418-692-3860
SEPT 7 & 8 - DELTA MONTREAL - MONTREAL 514-286-1981
SEPT 9 - WILLIAMSTOWN MASS 413-458-9377
SEPT 10 & 11 - LOEWS NEW YORK HOTEL 212-752-7000
SEPT 12 & 13 - PLYMOUTH SHERATON 1-800-325-3535
SEPT 14, 15, 16, 17 HOLIDAY INN 603-888-1555
NASHUA, NEW HAMPSHIRE

EMERGENCY CALLS IF NOT REACHABLE

ATTORNEY RANDY HOOPER

OFFICE 510-444-5020

BENNETT & JOHNSON

OAKLAND

HOME 510-935-6637

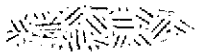
WALNUT CREEK

ATTORNEY RALPH HOPPER

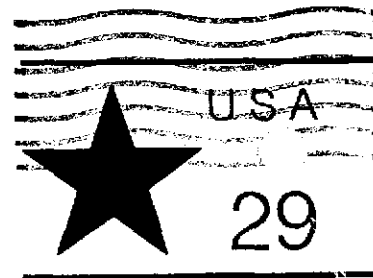
OAKLAND

OFFICE - 510-451-4191

ALCOB
HAZMAT
9/18/81 11:2:15



Hooper
33 Ivy Drive
Orinda, Calif 94563



Ms Jennifer Elverle
Dept of Environmental Health
1135 Harbor Bay Parkway
Alameda, California 94502

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY



DAVID J. KEARS, Agency Director

RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

July 18, 1994
STID 923

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

Willie Everidge
Everidge Service Station
1211-7th St.
Oakland CA 94607

Hazel Everidge
8907 Hillside St.
Oakland CA 94605

RE: Everidge Service Station, 1211-7th St., Oakland CA 94607

Dear Mr. and Mrs. Everidge,

We are in receipt of the June 1994 "Work Plan, Subsurface Site Investigation," for your site. As you know, this workplan involves the removal of piping, sampling under piping, removal of stockpiled soil, and a soil and groundwater investigation.

This workplan is acceptable with the following clarifications, as discussed between myself and Misty Kaltreider of ACC on 7/18/94:

- 1) a minimum of two samples per boring will be analyzed
- 2) total lead will be analyzed in the soil and groundwater of the trench sample nearest the tanks, and two borings: the boring west of the piping trench, and the boring inside the building
- 3) the workplan will be implemented within 14 days, or by August 1, 1994

The rationale for item #2 is that sample W-1 under tank 1 (the tank nearest the pump island) had 1400 ppm total lead. This lead contamination needs to be delineated to determine its extent.

If you have any questions, please contact me at 510-337-2866, 2865, or 2864. These are our new, temporary phone numbers.

Sincerely,

Jennifer Eberle
Hazardous Materials Specialist

STID 923
Mr. and Mrs. Everidge
July 18, 1994
page 2 of 2

cc: Gil Jensen, Alameda County District Attorney
Alameda County Superior Court File No. CH 1650392, 1225
Fallon St., Oakland CA 94607
Wayne Hooper, 33 Ivy Dr., Orinda CA 94563
Kenneth Jenner, Penthouse, 100 Webster St., Jack London
Square, Oakland CA 94607
Misty Kaltreider, ACC Environmental Consultants, 1000
Atlantic Ave., Suite 110, Alameda CA 94501
Ed Howell/file

je 923-C

LAW OFFICES
KENNETH W. JENNER
PENTHOUSE
100 WEBSTER STREET
JACK LONDON SQUARE
OAKLAND, CALIFORNIA 94607

ALDO
HAZMAT

9/1 JUL -6 PM 2:04

TELEPHONE (510) 893-7333
FACSIMILE (510) 893-7335

July 1, 1994

Jennifer Eberle
Hazardous Materials Specialist
Alameda County Health Care Services
80 Swan Way, Room 200
Oakland, California 94621

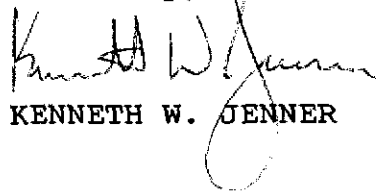
RE: 1211-7th Street
Oakland, CA

Dear Ms. Eberle:

Please be advised that both parties have paid their share of the initial contract deposit to ACC Environmental to begin the clean up work. Payments were transmitted as of June 24, 1994. I have this date placed a call to Chuck Miller so as to find out where we stand as far as actual work progress.

I will keep you advised.

Sincerely,



KENNETH W. JENNER

KWJ/vjv

cc: Hazel Everidge
Wayne Hooper

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

June 6, 1994
STID 923

Willie Everidge
1211-7th St.
Oakland CA 94607

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

Dear Mr. Everidge,

This letter serves to document the meeting held on 5/17/94 between yourself, myself, Gil Jensen, Wayne Hooper, and Kenneth Jenner. Copies of the meeting attendance sheet were handed out to all the participants. During the meeting, Mr. Jenner provided a copy of the Grant Deed and the Deed of Trust and Rent Assignment, which clearly indicates that you are the property owner of this site. Apparently, you recently indicated that you did not have the title to the property. The purpose of this meeting was to discuss this issue, but it is now resolved.

During the meeting, you indicated that you signed a contract with ACC Environmental. At that time, Mrs. Everidge had not yet signed the contract. However, Mr. Jenner left me a message on 5/20/94, indicating that Mrs. Everidge had done so. This will help ensure reimbursement of state funds for cleanup.

Unless progress is made within 30 days from this letter, or by July 6, 1994, to the satisfaction of this office, the following actions will occur via Alameda County District Attorney's Office of Environmental and Consumer Protection:

- 1) A civil action will be filed in civil court, assigning monetary penalties.
- 2) An Order to Show Cause (OSC) will be filed with the divorce court, to obtain proper funding from the divorce settlement.

This was discussed at our meeting of 5/17/94. If you have any questions, please contact me at 510-271-4530.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jennifer Eberle'.

Jennifer Eberle
Hazardous Materials Specialist

June 6, 1994
STID 923
Willie Everidge
page 2 of 2

cc: Gil Jensen, Alameda County District Attorney
Alameda County Superior Court File No. CH 1650392, 1225
Fallon St., Oakland CA 94607
Hazel Everidge, 8907 Hillside St., Oakland CA 94605
Wayne Hooper, 33 Ivy Dr., Orinda CA 94563
Kenneth Jenner, Penthouse, 100 Webster St., Jack London
Square, Oakland CA 94607
Chuck Miller, ACC Environmental Consultants, 1000
Atlantic Ave., Suite 110, Alameda CA 94501
Ed Howell/file

je 923-B

Wayne M. Hooper
Attorney at Law
33 Ivy Drive
Orinda, California 94563
510/631-1400

ALCO
HAZMAT
94 MAY -9 PM 1:37

May 6, 1994

Ms. Jennifer Eberle
Hazardous Materials Specialist
Division of Hazardous Materials
Department of Environmental Health
80 Swan Way, Room 350
Oakland, CA 94621

Re: Everidge Property - 1211 7th Street, Oakland
STID 923

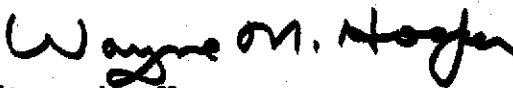
Dear Ms. Eberle:

Mrs. Everidge has retained Mr. Ken Jenner, 100 Webster Street, Penthouse, Oakland, California, phone (510) 893-7333, as her attorney in legal matters concerning Mr. Everidge. On May 4, 1994, the clients and their attorneys met at Mr. Jenner's office to discuss, among other items, the above-entitled matter. Mr. Everidge advised us that ~~a problem has arisen over the ownership~~ of the 7th Street property that raises some questions about rights and responsibilities of the parties. Mr. Jenner and I would like to meet with you at your earliest convenience to discuss this ~~development~~.

Would you kindly advise us of your availability to meet at your office upon receipt of this letter.

Thank you.

Very truly yours,


Wayne M. Hooper

WMH/ys

cc: Ken Jenner, Esq.
Mr. Willie Everidge

**Alameda County Department of Environmental Health
Hazardous Materials Division**
80 Swan Way, Rm. 200, Oakland, CA 94621
Ph: 510-271-4320 FAX: 510-568-3706

Meeting Attendees

Subject Everidge case Stid 923

Date 5-17-94

Location 80 Swan Way, Oakland

Name	Affiliation	Phone # / FAX #
1 <u>Jennifer Eberte</u>	<u>Alameda Co. Haz Mat</u>	<u>271-569-4530 / 569-4757</u>
2 <u>Jill Taylor</u>	<u>Act Co D.A.</u>	<u>569-9281 /</u>
3 <u>Kenneth W. Jenner</u>	<u>Attorney for Hazel Everidge</u>	<u>893-7333 /</u>
4 <u>Willie Everidge</u>		<u>452 9240</u>
5 <u>Wayne M. Hooper</u>	<u>Attorney for Willie Everidge</u>	<u>631 11400</u>
6		<u>/</u>
7		<u>/</u>
8		<u>/</u>
9		<u>/</u>
10		<u>/</u>
11		<u>/</u>
12		<u>/</u>
13		<u>/</u>
14		<u>/</u>
15		<u>/</u>
16		<u>/</u>
17		<u>/</u>

2:35

5-17-94 Mtg: Stid 923

J. Eberle
G. Jensen
W. Hooper
K. Jenner
W. Everidge

Standard Oil + Signal [redacted] original operators

Mr. Willie Everidge clearly owns prop.
Mr. Jenner provided a copy of the Grant Deed + Deed of Trust + Rent Assignment

Mrs. E has not signed contract; she must do so in order for work to go ahead, as per SB reg'mts.
12th or 8th + Center.

RCC
this agency's satisfactory

need progress to this window
30 days

- ① Gil will file a Civil act w/civil court
~~to open up divorce~~ ^{assignments} ~~to penalties~~
- ② file OSC w/Judge Corrigan w/divorce et.
~~to obtain money~~ ~~divorce~~ ~~settlement~~

3843

807

4-163534

RE: 3843 IM: 807

RECORDING REQUESTED BY

AND WHEN RECORDED MAIL TO

Name Willie Everidge
Street Address 8907 Hillside Street
Oakland, California 94605
City & State

RECORDED at REQUEST OF
Founders Title Co.
At 10:30 A.M.
DEC 31 1974
OFFICIAL RECORDS OF
ALAMEDA COUNTY, CALIFORNIA
JACK G. BLUE
COUNTY RECORDER

TRANSFER
TAX PAID
ALAMEDA COUNTY

2300

SPACE ABOVE THIS LINE FOR RECORDER'S USE
Affix I.R.S. \$..... in This Space

MAIL TAX STATEMENTS TO

Name
Street Address same as above
City & State

DOCUMENTARY TRANSFER TAX \$ 27.50
 Computed on full value of property conveyed
 Or computed on full value less liens and encumbrances remaining at time of sale.

Founders Title Co. Jack G. Blue
Signature of Deed Grantor or Agent determining tax - Full Name

GRANT DEED

302658 (2)
DAVID L. COMPTON and his wife GEORGE H. SNIDER and
MEREDITH RANDALL COMPTON, and JUDITH ANN RANDALL SNIDER, his wife

(GRANTOR - GRANTORS)

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

Do Hereby Grant To WILLIE EVERIDGE, a married man

the real property in the City of Oakland
County of Alameda, State of California, described as follows:

Lots 25, 26 and 27, Block 489, "Map No. 2 of the Briggs Tract", filed
January 7, 1876, Book 2 of Maps, page 19, Alameda County Records.

Assessor's Parcel #4-43-3

CITY
TAX
PAID

The undersigned Grantors declare Oakland Conveyance Tax is \$125.00

Dated December 30, 1974

STATE OF CALIFORNIA
COUNTY OF Alameda

SS.

On December 30, 1974

before me, the undersigned, a Notary Public in and for
said County and State, personally appeared

Meredith Randall Compton,
Judith Ann Randall Snider and George H. Snider

George H. Snider

known to me to be the person(s) whose name(s) is (are)
subscribed to the within instrument and acknowledged that
they executed the same.

WITNESS my hand and official seal.

Signature

Kristine A. Jasven
Name (Typed or Printed)

OFFICIAL SEAL
KRISTINE A. JASVEN
NOTARY PUBLIC CALIFORNIA
ALAMEDA COUNTY
My Commission Expires Apr. 30, 1978

(This area for official notarial seal)

3848

808

14-163535

RECORDING REQUESTED BY

RECORDED at REQUEST OF
Founders Title Co.
At 10:30 A.M.
DEC 31 1974
OFFICIAL RECORDS OF
ALAMEDA COUNTY, CALIFORNIA
JACK G. BLUE
COUNTY RECORDER

RE: 3843 IM. 808

WHEN RECORDED MAIL TO
David L. Compton
633 -6th Street
Vallejo, California

Index as Trust Deed and Assignment of Rents

SPACE ABOVE THIS LINE FOR RECORDER'S USE

DEED OF TRUST AND RENT ASSIGNMENT

SHORT FORM
ADDITIONAL ADVANCE

This DEED OF TRUST, Made this 30th day of December, 1974, between

Willie Everidge, a married man, herein called TRUSTOR,
whose address is 8907 Hillside Street, Oakland, California 94605
(Number and Street) (City) (Zone) (State)

CALIFORNIA LAND TITLE COMPANY, a California corporation, herein called TRUSTEE, and
David L. Compton and Meredith Randall Compton, his wife, as joint tenants, as to an un-
divided 1/2 interest and George H. Snider and Judith Ann Randall Snider, his wife, as to
an undivided 1/2 interest, herein called BENEFICIARY,

WITNESSETH: That Trustor irrevocably grants, transfers and assigns to Trustee in trust, with Power of Sale, the following
described real property in the State of California, County of Alameda, City of Oakland
Lots 25, 26 and 27, Block 489, "Map No. 2 of the Briggs Tract", filed
January 7, 1876, Book 2 of Maps, Page 19, Alameda County Records.

TOGETHER with the rents, issues and profits thereof, subject, however, to the right, power and authority hereinafter given to and conferred upon
Beneficiary to collect and apply such rents, issues and profits.

FOR THE PURPOSE OF SECURING:

- 1. Payment of the indebtedness evidenced by one promissory note of even date herewith executed by Trustor in favor of Beneficiary or order in
the principal sum of \$ 17,750.00
- 2. Performance of each agreement of Trustor contained herein or incorporated by reference.
- 3. Payment of such additional sums as may hereafter be borrowed from Beneficiary by the then record owner of said property, when evidenced by
another promissory note (or notes) reciting it is so secured.

TO PROTECT THE SECURITY OF THIS DEED OF TRUST, TRUSTOR AGREES by the execution and delivery of this deed of trust
that provisions (1) to (5), inclusive, of Section A and provisions (1) to (10), inclusive, of Section B of the fictitious deed of trust recorded in the
Official Records of

COUNTY	RECORDING DATE	BOOK	PAGE	COUNTY	RECORDING DATE	BOOK	PAGE
Los Angeles	10/16/61	72044	401	Orange	1/2/63	6379	931
Napa	12/24/64	713	269	Ventura	11/30/64	2679	497
San Francisco	12/28/64	A 860	900	Everedside	11/30/64	3064	139
Sonoma	12/24/64	2098	78	San Bernardino	11/30/64	6782	186
Centre Costa	12/24/64	4770	1014	San Diego	11/30/64	Series S, Book 1964, Page 1364	
Solano	11/18/64	1307	55	Meria	11/4/64	1879	58

which provisions are incorporated herein and made a part of this deed of trust as fully as if set forth herein at length; and that references to lands,
obligations and parties in said provisions shall be construed to refer to the lands, obligations and parties set forth in this deed of trust. A copy of
said provisions is printed on the reverse side hereof.

THE UNDERSIGNED TRUSTOR requests that a copy of any notice of default and of any notice of sale hereunder be mailed to him at his
address hereinbefore set forth.

STATE OF CALIFORNIA
COUNTY OF Alameda

Signature of Trustor

On December 30, 1974 before me, the under-
signed, a Notary Public in and for said County and State, personally
appeared Willie Everidge

Willie Everidge

known to me
to be the person whose name is subscribed to the
within instrument and acknowledged that he executed the same.

WITNESS my hand and official seal
(Seal) Kristine A. Jasven (Sign)
Notary Public Commissioned for said County and State
Kristine A. Jasven



If executed by a Corporation the Corporation Form of Acknowledgment
must be used.



February 14, 1994

BAY AREA OFFICES

- 185 Post St, #300
San Francisco, CA 94108
(415) 433-4533
 - Pleasant Hill Plaza
1930 Contra Costa Bl
Pleasant Hill, CA 94523
(510) 689-1500
 - 197 87th St
Daly City, CA 94015
(415) 991-2922
 - 1048 El Camino Real
Redwood City, CA 94063
(415) 368-1146
 - 11100 San Pablo Ave, #200A
El Cerrito, CA 94530
(510) 235-9095
 - 3805 Broadway
Oakland, CA 94611
(510) 547-7201
 - 338 Jackson
Hayward, CA 94544
(510) 537-5747
 - 38930 Blacow Rd, Ste. C
Fremont, CA 94536
(510) 794-5784
 - 3550 Stevens Creek Bl
San Jose, CA 95117
(408) 246-7411
- CALIFORNIA REGIONAL ADMINISTRATIVE OFFICES**
- Westside Towers East 1155
11835 West Olympic Boulevard
Los Angeles, CA 90064
(310) 478-5900

94 FEB 15 PM 4:33

LWZVH
ALCO
0077

Ms. Jennifer Eberle
Division of Hazardous Materials
80 Swan Way, Room 350
Oakland, CA 94621

Re: Marriage of Everidge

Dear Ms. Everidge:

Enclosed please find: a copy of a letter sent to Wayne Hooper from this office dated February 11, 1994.

XX For your information and records.

PLEASE:

- Approve as to form and content and return to me.
- File with the court and return a confirmed copy to me as soon as possible.
- Record document.
- Sign and date where indicated on all enclosures.
- Other

Thank you for your continued cooperation in this matter

Sincerely,

JACOBY & MEYERS LAW OFFICES

KIMBERLY RUSSELL
Secretary to Nicole M. Hausmann

/ker
Enc.

February 11, 1994

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**CALIFORNIA REGIONAL
ADMINISTRATIVE OFFICES**

Westside Towers East 1155
11835 West Olympic Boulevard
Los Angeles, CA 90064
(310) 478-5900

Wayne M. Hooper
Attorney at Law
33 Ivy Drive
Orinda, CA 94563

Re: Marriage of Everidge

Dear Mr. Hooper:

On February 1, 1994 I spoke with Jennifer Eberle and her concerns seem to be that both you and your client have procrastinated on this matter since last August. I realize that the money issues surrounding the cleanup have been contested all along, however, Ms. Eberle has informed me that you and your client have promised to get the estimates on the cleanup since August. As we discussed on the phone on February 10, 1994 this was an obligation you voluntarily took on yourself in order to try and resolve this matter without the need of an environmental consultant or attorney.

My client is willing to do a full assessment on the 7th Street property as to the cost of the cleanup, as well as, the profits on that property from 1979 forward. In light of this, please find enclosed our request for discovery. Most of the documentation being requested refers directly to the 7th Street property profits, however, according to the Judgment entered December 20, 1993 the Court retains jurisdiction to legally divided any other community property that may be discovered which was not dealt with in this Judgment. My client has brought to my attention the fact that certain bank accounts were never dealt with in the Judgment and the enclosed discovery deals with these accounts. Please see that your client gets to us the information as soon as possible.

Page 2
February 11, 1994
Re: Marriage of Everidge

Ms. Eberle is frustrated, as I am, and has indicated to me that she plans on discussing this matter with the District Attorney assigned to this case. She has forwarded to my office a list of environmental evaluators and it is my intention to contact them and see if we can get an evaluation on the 7th Street Property if your client does not cooperate and get one within the next three weeks. I appreciate your efforts to date to try and resolve the environmental problems regarding the 7th Street property, however, after speaking with Ms. Eberle I feel that further procrastination is jeopardizing my client's position in regards to that property as to further assessments and costs. We are, of course, expecting your client's cooperation.

As always your courtesy and cooperation is greatly appreciated.

Very truly yours,

JACOBY & MEYERS LAW OFFICES



NICOLE M. HAUSMANN
Attorney at Law
cc: Hazel Everidge/Jennifer Eberle
NMH/ker
Enc.

ALCO
HAZMAT

94 FEB 16 PM 1:48

BAY AREA OFFICES

February 14, 1994

- 185 Post St, #300
San Francisco, CA 94108
(415) 433-4533
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11835 West Olympic Boulevard
Los Angeles, CA 90064
(310) 478-5900

Ms. Hazel Everidge
Division of Hazardous Materials
80 Swan Way, Room 350
Oakland, CA 94621

Re: Marriage of Everidge

Dear Ms. Everidge:

Enclosed please find: a copy of a letter sent to Wayne Hooper from this office dated February 11, 1994.

XX For your information and records.

PLEASE:

___ Approve as to form and content and return to me.

___ File with the court and return a confirmed copy to me as soon as possible.

___ Record document.

___ Sign and date where indicated on all enclosures.

___ Other

Thank you for your continued cooperation in this matter

Sincerely,

JACOBY & MEYERS LAW OFFICES


KIMBERLY RUSSELL
Secretary to Nicole M. Hausmann

/ker

Enc.



February 11, 1994

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Westside Towers East 1155
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Wayne M. Hooper
Attorney at Law
33 Ivy Drive
Orinda, CA 94563

Re: Marriage of Everidge

Dear Mr. Hooper:

On February 1, 1994 I spoke with Jennifer Eberle and her concerns seem to be that both you and your client have procrastinated on this matter since last August. I realize that the money issues surrounding the cleanup have been contested all along, however, Ms. Eberle has informed me that you and your client have promised to get the estimates on the cleanup since August. As we discussed on the phone on February 10, 1994 this was an obligation you voluntarily took on yourself in order to try and resolve this matter without the need of an environmental consultant or attorney.

My client is willing to do a full assessment on the 7th Street property as to the cost of the cleanup, as well as, the profits on that property from 1979 forward. In light of this, please find enclosed our request for discovery. Most of the documentation being requested refers directly to the 7th Street property profits, however, according to the Judgment entered December 20, 1993 the Court retains jurisdiction to legally divided any other community property that may be discovered which was not dealt with in this Judgment. My client has brought to my attention the fact that certain bank accounts were never dealt with in the Judgment and the enclosed discovery deals with these accounts. Please see that your client gets to us the information as soon as possible.

ALCO
HAZMAT
94 JAN 18 PM 2:23

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**CALIFORNIA REGIONAL
ADMINISTRATIVE OFFICES**

- Westside Towers East 1155
11835 West Olympic Boulevard
Los Angeles, CA 90064
(310) 478-5900

January 14, 1994

Jennifer Eberle
Division of Hazardous Materials
80 Swan Way, Rm 350
Oakland, CA 94621

Re: Matter of Everidge

Dear Ms. Eberle:

I have spoken with Mr. Hooper on numerous occasions and he has asked that I contact you. Since we keep missing each other over the phone, I decided that maybe the most expedient way would be to write you a letter. Enclosed is my latest correspondence with Mr. Hooper dated January 6, 1994. After our conversation on the phone, Mr. Hooper agreed to get the required estimates for the costs surrounding the cleanup of the 7th Street property. It was decided that after we receive those estimates, that we would better be able to ascertain first whether a meeting between yourself, the district attorney, myself, Mr. Hooper, and our respective clients was needed, and whether or not my concerns over the environmental problems and the need for the parties to retain an environmental attorney would be necessary.

← not enclosed

← we never spoke

try a
consultant →

I believe I have spoken with you regarding my concerns that the issues surrounding the 7th Street property and its environmental needs exceed my qualifications. We have already obtained a Judgment for Dissolution and are currently in the process of settling all the issues from that Judgment. It is my feeling that the problems associated with the 7th Street property fall outside of my expertise and as my letter to Mr. Hooper indicates, I would be willing to try and arrange some settlement regarding the 7th Street issues if the estimates indicate that the parties will be able to resolve the cleanup on their own.

Page 2
Re: Matter of Everidge
January 14, 1994

try a consultant

I have given Mr. Hooper the name, address, and telephone number of a qualified environmental attorney and have informed him that my client is prepared to retain this attorney should the need arise. I have also told Mr. Hooper that I believe that the parties could best be served by retaining this attorney jointly. Thus, treating the 7th Street property problems as a unified force.

If you should have any questions regarding this or any other matter, please feel free to call.

Very truly yours,

JACOBY & MEYERS LAW OFFICES

Nicole M. Hausmann

NICOLE M. HAUSMANN
Attorney at Law

cc: Mr. Wayne Hooper/
Ms. Hazel Everidge
NMH/ker

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): CHARLES J. HAMMER, ESQ., CSB#66095 JACOBY & MEYERS LAW OFFICES 338 JACKSON STREET HAYWARD, CA 94544	TELEPHONE NO.: (510) 537-5747	FOR COURT USE ONLY ENDORSED FILED ALAMEDA COUNTY DEC 20 1993 RONALD G. OVERHOLT, Exec. Off./Clerk By Doreen K. Melchert
Attorney for (Name): PETITIONER		
SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA		
STREET ADDRESS: 24405 AMADOR STREET MAILING ADDRESS: P.O. BOX 3038 CITY AND ZIP CODE: HAYWARD, CA 94544 BRANCH NAME:		
MARRIAGE OF PETITIONER: HAZEL EVERIDGE RESPONDENT: WILLIE EVERIDGE		
JUDGMENT <input checked="" type="checkbox"/> Dissolution <input type="checkbox"/> Legal separation <input type="checkbox"/> Nullity <input type="checkbox"/> Status only <input type="checkbox"/> Reserving jurisdiction over termination of marital status Date marital status ends: 09/17/93		CASE NUMBER: H 165039-2

1. This proceeding was heard as follows: default or uncontested by declaration under Civil Code, § 4511 contested
- a. Date: **09/17/93** Dept.: **34** Rm.:
- b. Judge (name): **CAROL CORRIGAN** Temporary judge
- c. Petitioner present in court Attorney present in court (name): **CHARLES J. HAMMER**
- d. Respondent present in court Attorney present in court (name): **WAYNE M. HOOPER**
- e. Claimant present in court (name): Attorney present in court (name):
2. The court acquired jurisdiction of the respondent on (date): **10/19/92**
- Respondent was served with process Respondent appeared
3. THE COURT ORDERS, GOOD CAUSE APPEARING:
- a. Judgment of dissolution be entered. Marital status is terminated and the parties are restored to the status of unmarried persons
- (1) on the following date (specify): **09/17/93**
- (2) on a date to be determined on noticed motion of either party or on stipulation.
- b. Judgment of legal separation be entered.
- c. Judgment of nullity be entered. The parties are declared to be unmarried persons on the ground of (specify):
- d. Wife's former name be restored (specify):
- e. This judgment shall be entered nunc pro tunc as of (date):
- f. Jurisdiction is reserved over all other issues and all present orders remain in effect except as provided below.
- g. Other (specify): **SEE ATTACHMENT**
- h. Jurisdiction is reserved to make other orders necessary to carry out this judgment.

Date: _____

JUDGE OF THE SUPERIOR COURT

4. Number of additional pages attached: **THREE (3)** Signature follows last attachment

NOTICE 09:25 PM 10 JAN 1994

Please review your will, insurance policies, retirement benefit plans, credit cards, other credit accounts and credit reports, and other matters you may want to change in view of the dissolution or annulment of your marriage, or your legal separation. A debt or obligation may be assigned to one party as part of the division of property and debts, but if that party does not pay the debt or obligation, the creditor may be able to collect from the other party. An earnings assignment will automatically be issued if child support, family support, or spousal support is ordered.

The parties stipulated in open court that the following JUDGMENT could be entered forthwith. A copy of the parties written STIPULATION AND ORDER was filed with the court September 17, 1993. Based upon that STIPULATION AND ORDER, the court makes the following orders:

1) Petitioner, HAZEL EVERIDGE, hereafter referred to as "wife" shall buy out the interest of Respondent, WILLIE EVERIDGE, hereafter referred to as "husband", in the real property located at 8907 Hillside, Oakland, California, on the following basis:

a) The agreed fair market value of the property is \$122,500.00.

b) Husband's one half-interest (1/2) interest is valued at \$61,250.00. This figure will be adjusted for the following credits between the parties:

(1) Credits to wife from husband: Approx. Value

- | | |
|--|----------------|
| a) One-half (1/2) of the pension payment received by husband from 1979 through today. | \$5,138.00 |
| b) One-half (1/2) of the certificate of deposit owed by the parties in 1979 plus reasonable interest since 1979 (to be calculated and further agreed upon by the parties). | \$5,000.00+int |
| c) One-half (1/2) of the sums for repairs paid by wife since 1979. | \$8,500.00 |

<u>(2) Credits to husband from wife:</u>	<u>Approx. Value</u>
a) One-half (1/2) of all house payments paid by husband since 1979.	\$6,800.00
b) One-half (1/2) of taxes paid by husband since 1979.	\$2,200.00

If the buy out can not be concluded before April 1, 1994, the house shall be listed for sale and sold and the proceeds equally divided between the parties with the above credits taken by each party at the time the proceeds of sale are divided.

The parties shall continue to jointly own the real property at 1211 7th Street. The property will be listed for sale and sold "as is" with the proceeds being equally divided. The parties have not yet agreed upon credits and offsets owed to each other for Environmental repairs, taxes, profits, and expenses related to this property. Respondent claims a credit for one-half (1/2) of the tank removal cost of approximately \$7,942.00 and one-half (1/2) of the taxes paid on this property since 1979 of approximately \$5,172.00. The court shall reserve jurisdiction over all issues relating to this property.

PENSION/RETIREMENT PLAN

Neither party shall receive any right in the pension earned by the other party during the time of the marriage. Petitioner is awarded her pension with AC Transit and Respondent is awarded his pension with Boilmaker-Blacksmith National Pension Trust fund. Neither party shall have any further interest in the pension of the other party.

SPOUSAL SUPPORT

The court reserves jurisdiction over spousal support. No order for spousal support is made at this time. No showing of change circumstances will be required to modify the spousal support order in the future.

COMMUNITY PROPERTY

The court reserves jurisdiction to legal divide any other community property that may hereinafter be discovered which is not dealt with in this JUDGMENT.

ORDER

IT IS SO ORDERED.

DATE: DEC 20 1993

CAROL A. CORRIGAN
JUDGE OF THE SUPERIOR COURT

APPROVED AS TO FORM AND CONTENT.

DATE: 11/12/93

Wayne M. Hooper
WAYNE M. HOOPER,
ATTORNEY FOR RESPONDENT

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

December 17, 1993
STID 923

Wayne Hooper
33 Ivy Drive
Orinda CA 94563

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

Dear Mr. Hooper,

I have tried to reach you by phone at 631-1400 numerous times, but it is always busy! The law office at 763-3000 is apparently not taking messages for you. I have received your letter dated 12/15/93. I have also received the lab results for samples collected 11/15/93.

Gil Jensen and I agree to a meeting with both Everidge parties and their attorneys. I understand that Hazel Everidge has a new attorney at Jacoby & Meyers by the name of Nicole Hausmann.

Please schedule a time to meet in this office sometime in January. As of today, the only dates I cannot attend would be January 11, 17, and 18, 1994. I look forward to hearing from you soon.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jennifer Eberle'.

Jennifer Eberle
Hazardous Materials Specialist

cc: Nicole Hausmann, Jacoby & Meyers, 338 Jackson ST., Hayward
CA 94544
Gil Jensen, Alameda County District Attorney
Alameda County Superior Court File No. CH 1650392, 1225
Fallon St., Oakland CA 94607
Willie Everidge, 1211-7th St., Oakland CA 94607
Hazel Everidge, 8907 Hillside St., Oakland CA 94605
Ed Howell/file

je

Wayne M. Hooper ALCO
Attorney at Law HAZMAT
33 Ivy Drive
Orinda, California 94563
510/631-1400

93 DEC 16 AM 11:06

December 15, 1993

Mrs. Jennifer Eberle
Hazardous Materials Specialist
Division of Hazardous Materials
Department of Environmental Health
80 Swan Way, Room 350
Oakland, CA 94621

Re: Everidge Property, 1211 - 7th Street, Oakland
STID 923

Dear Mrs. Eberle:

I left two copies of Precision Analytical Labs Report of 11/24/93 at your office last week. I feel that a meeting with Mr. and Mrs. Everidge and their respective counsel should be held to enable the parties to determine what action is required in this matter.

Would you kindly advise if such a meeting is needed and if so your schedule to set a date.

Thank you.

Very truly yours,

Wayne M. Hooper

Wayne M. Hooper

WMH/ys

cc: Mr. Charles J. Hammer

12-16-93

Post-It™ brand fax transmittal memo 7671		# of pages ▶	
To	<i>Cl Jensen</i>	From	<i>J. Eberle</i>
Co.		Co.	
Dept.		Phone #	
Fax #		Fax #	

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH

Hazardous Materials Inspection Form

II, III

white -env.health
 yellow -facility
 pink -files

Site ID # _____ Site Name Everidge Today's Date 11/15/93

Site Address 1211-7th St
 City Oakland Zip 94607 Phone _____

II.A BUSINESS PLANS (Title 19)

- ___ 1. Immediate Reporting 2703
- ___ 2. Bus. Plan Stds. 25503(b)
- ___ 3. RR Cars > 30 days 25503.7
- ___ 4. Inventory Information 25504(a)
- ___ 5. Inventory Complete 2730
- ___ 6. Emergency Response 25504(b)
- ___ 7. Training 25504(c)
- ___ 8. Deficiency 25505(a)
- ___ 9. Modification 25505(b)

II.B ACUTELY HAZ. MATLS

- ___ 10. Registration Form Filed 25533(a)
- ___ 11. Form Complete 25533(b)
- ___ 12. RMPP Contents 25534(c)
- ___ 13. Implement Sch. Req'd? (Y/N)
- ___ 14. OffSite Conseq. Assess. 25524(c)
- ___ 15. Probable Risk Assessment 25534(d)
- ___ 16. Persons Responsible 25534(g)
- ___ 17. Certification 25534(f)
- ___ 18. Exemption Request? (Y/N) 25536(b)
- ___ 19. Trade Secret Requested? 25538

III. UNDERGROUND TANKS (Title 23)

- General**
- ___ 1. Permit Application 25284 (H&S)
- ___ 2. Pipeline Leak Detection 25292 (H&S)
- ___ 3. Records Maintenance 2712
- ___ 4. Release Report 2651
- ___ 5. Closure Plans 2670
- Monitoring for Existing Tanks**
- ___ 6. Method
- 1) Monthly Test
- 2) Daily Vadose
Semi-annual groundwater
One time soils
- 3) Daily Vadose
One time soils
Annual tank test
- 4) Monthly Gndwater
One time soils
- 5) Daily Inventory
Annual tank testing
Cont pipe leak det
Vadose/gndwater man.
- 6) Daily Inventory
Annual tank testing
Cont pipe leak det
- 7) Weekly Tank Gauge
Annual tank testing
- 8) Annual Tank Testing
Daily inventory
- 9) Other _____
- ___ 7. Precs Tank Test 2643
Date: _____
- ___ 8. Inventory Rec. 2644
- ___ 9. Soil Testing 2646
- ___ 10. Ground Water. 2647
- New Tanks**
- ___ 11. Monitor Plan 2632
- ___ 12. Access. Secure 2634
- ___ 13. Plans Submit 2711
Date: _____
- ___ 14. As Built 2635
Date: _____

___ MAX AMT stored > 500 lbs. 55 gal., 200 cft.?

Inspection Categories:

- ___ I. Haz. Mat/Waste GENERATOR/TRANSPORTER
- ___ II. Business Plans, Acute Hazardous Materials
- ___ III. Underground Tanks

* Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

10:05 arrived on site.
Comments:
 Sampling of stockpile by Precision Analytical Laboratory. The pile is approximately 100 yd³, so we estimated 1 discrete sample per 20 yd³. Analytes include TPHg, BTEX, + total lead. Normal TAT. Mr. Everidge was onsite to observe activities.

Contact: [Signature]
 Title: _____
 Signature: _____

Inspector: Jennifer Eberle
 Signature: [Signature]

II, III

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY



DAVID J. KEARS, Agency Director

RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

October 1, 1993
STID 923

Willie Everidge
1211-7th St.
Oakland CA 94607

Hazel Everidge
8907 Hillside St.
Oakland CA 94605

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

Dear Willie and Hazel Everidge,

We have received a letter from Mr. Everidge's attorney Wayne Hooper, dated 9/29/93, requesting an extension to the technical report submittal. The report submittal deadline will be amended to **October 20, 1993**. This allows three more weeks for information gathering. Please advise as to which consultant you choose for your site investigation.

If you have any questions, please contact me at 510-271-4530.

Sincerely,

Jennifer Eberle
Hazardous Materials Specialist

cc: Wayne Hooper, 33 Ivy Drive, Orinda CA 94563
Charles Hammer, Jacoby & Meyers, 338 Jackson ST., Hayward
CA 94544
Gil Jensen, Alameda County District Attorney
Alameda County Superior Court File No. CH 1650392, 1225
Fallon St., Oakland CA 94607
Ed Howell/file

je

WAYNE M. HOOPER
Attorney at Law
33 Ivy Drive
Orinda, California 94563
(510) 631-1400

93 SEP 30 AM 10:15

September 29, 1993

Mrs. Jennifer Eberle
Hazardous Materials Specialist
Division of Hazardous Materials
Department of Environmental Health
80 Swan Way, Room 350
Oakland, CA 94621

Re: Everidge Property, 1211 - 7th Street, Oakland
STID 923

Dear Mrs. Eberle:

Pursuant to our phone conversation of September 28, 1993, this letter will operate as a **request for an amendment to the deadline for filing a technical report** in the above-entitled matter. The report is to address and include a proposal for removal of polluted soils from the former underground storage tanks and to define the lateral and vertical extent of pollution in soil and groundwater.

On September 23, 1993, Precision Analytical Laboratory, Inc., 4136 Lakeside, Richmond, California (510) 222-3002, took soil samples from the premises and is preparing the technical report for your office. In addition, Mr. Everidge is obtaining the required three bids for correction of any problems. I am keeping Mrs. Everidge's attorney advised by letter and phone of all developments.

Thank you for your courtesy.

Very truly yours,

Wayne M. Hooper
Wayne M. Hooper

WMH/ys

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD

SAN FRANCISCO BAY REGION
2101 WEBSTER STREET, SUITE 500
OAKLAND, CA 94612
(510) 286-1255

93 AUG -9 PM 2: 13



August 5, 1993

Mr. Willie Everidge
Everidge Service Station
1211 - 7th Street
Oakland, CA 94607

File: 01-0741
& 2198.17

Mrs. Hazel Everidge
8907 Hillside Street
Oakland, CA 94605

RE: **Legal Request for Submittal of a Technical Report Resulting from the Alameda County Department of Environmental Health's Enforcement Panel Meeting of June 29, 1993**

Dear Mr. and Mrs. Everidge,

It has been brought to my attention by Regional Board staff that a condition of soil and groundwater pollution exists on your property from underground storage tank releases. The Alameda County Department of Environmental Health (ACHD) staff have requested technical reports from you to fulfill your obligations per California Code of Regulations, Title 23 Waters, Chapter 16 Underground Storage Tank Regulations, Article 11 Corrective Action Requirements. It is my understanding that ACHD staff were unsuccessful in eliciting your co-operation in resolving these issues through normal correspondence.

A Pre-Enforcement Review Panel was held at the ACHD Offices on June 29, 1993 attended by Richard Hiett from my staff. It is my understanding that requests and concerns of the ACHD were not resolved.

Pursuant to the Regional Board's authority under Section 13267(b) of the California Water Code, you are hereby required to submit a technical report to address soil and groundwater pollution by September 29, 1993. This technical report should specifically address the following numbered items:

- 1) A proposal for the removal of polluted soils and associated piping from the former underground storage tank.
- 2) A proposal to define the lateral and vertical extent of pollution in soil and groundwater.

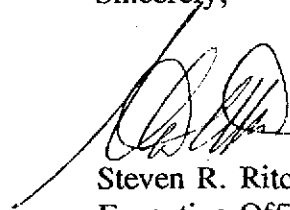
All work should adhere to the Tri-Regional Board Staff Recommendations for the Preliminary Evaluation and Investigation of Underground Storage Tank Sites - 8/10/90 and Article 11 of Title 23 Waters, California Code of Regulations.

Enforcement Panel Meeting
Everidge
Page 2 of 2

I am hereby transmitting this request for a technical report to ACHD for service and continued case handling. You should be aware that failure to submit or late submittal may result in fines up to \$1000 per day of delinquency. Response to this technical report request should be sent to the attention of Ms. Jennifer Eberle at the ACHD. Please inform Ms. Eberle at least three working days in advance of all field activities.

If you have any questions regarding the contents of this letter please contact Jennifer Eberle from the ACHD at (510) 271-4530.

Sincerely,



Steven R. Ritchie
Executive Officer

cc: Gil Jensen, ACDA, 7677 Oakport Street, Suite 400, Oakland 94621
Jennifer Eberle, ACHD, 80 Swan Way, Suite 200, Oakland 94621
Wayne Hopper, 405-14th Street, Suite 605, Oakland CA 94612

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY



DAVID J. KEARS, Agency Director

RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

Certified Mailer # P 418 724 578
August 10, 1993
STID 923

DEPARTMENT OF ENVIRONMENTAL HEALTH:
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

Willie Everidge
1211-7th St.
Oakland CA 94607

Hazel Everidge
8907 Hillside St.
Oakland CA 94605

**Notice of Legal Action by the
San Francisco Bay Regional Water Quality Control Board**

Dear Mr. and Mrs. Everidge,

The attached Legal Designation of Responsible Parties, and Request for Technical Report pursuant to Water Code Section 13267(b) has been forwarded to this office for legal service, and oversight. As the Agency responsible for enforcing the terms of this Official Action, all communication should continue to be with this office. Please make arrangements to comply by calling me at 510-271-4530 to coordinate all future activities.

Failure to comply could result in liability for civil or administrative penalties of up to \$1000.00 per day of delinquency.

Sincerely,

Jennifer Eberle
Hazardous Materials Specialist

cc: Alameda County Superior Court File No. CH 1650392, 1225
Fallon St. Oakland CA 94607
Wayne Hooper, Attorney at Law, 405-14th St., Suite 605,
Oakland CA 94612
Jacob & Meyers, Cecilia Jordan, 338 Jackson St., Hayward CA
94544

Charles Hammer
Dist. Mgr.

Files

*W. Hooper
33 Ivy Dr.
Orinda 94563
631-1400*

2-24-94

Post-It™ brand fax transmittal memo 7671		# of pages ▶ 3
To	Lee Huckins	From J. Eberle
Co.	TPE	Co. Al Co
Dept.		Phone #
Fax #	429-8089	Fax #

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY

DAVID J. KEARS, Agency Director



RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

Certified Mailer # P 418 724 589
August 10, 1993
STID 923

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

Willie Everidge
1211-7th St.
Oakland CA 94607

~~Hazel Everidge~~
8907 Hillside St.
Oakland CA 94605

Notice of Legal Action by the
San Francisco Bay Regional Water Quality Control Board.

Dear Mr. and Mrs. Everidge,

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Failure to comply could result in liability for civil or administrative penalties of up to \$1000.00 per day of delinquency.

Sincerely,

Handwritten signature of Jennifer Eberle in cursive script.

Jennifer Eberle
Hazardous Materials Specialist

cc: Alameda County Superior Court File No. CH 1650392, 1225
Fallon St. Oakland CA 94607
Wayne Hooper, Attorney at Law, 405-14th St., Suite 605,
Oakland CA 94612
Jacoby & Meyers, Cecilia Jordan, 338 Jackson St., Hayward CA
94544

P 418 724 589



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

PS Form 3800, June 1991

Sent to	STID #
Street and No.	923
P.O., State and ZIP Code	
Postage	Hazel Everidge
Certified Fee	8907 Hillside
Special Delivery Fee	St.
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	

Is your RETURN ADDRESS completed on the reverse side?

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- Addressee's Address
- Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:
 Hazel Everidge
 89 Hillside Street
 Oakland, CA 94605
 STID # 923

4a. Article Number
 #P 418 724 589

4b. Service Type
 Registered Insured
 Certified COD
 Express Mail Return Receipt for Merchandise

7. Date of Delivery

5. Signature (Addressee)

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1991 ☆ U.S.G.P.O.: 1992-307-530

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

P 418 724 578



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

JE

PS Form 3800, June 1991

Sent to	STID#
Street and No.	923
P.O., State and ZIP Code	
Postage	Willie Everridge
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	

Is your RETURN ADDRESS completed on the reverse side?

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- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
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- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:
 Willie Everridge
 1211-7th Street
 Oakland, CA 94607
 STID# 923

4a. Article Number
#P 418 724 578

- 4b. Service Type
- Registered Insured
 - Certified COD
 - Express Mail Return Receipt for Merchandise

7. Date of Delivery

8. Addressee's Address (Only if requested and fee is paid)

5. Signature (Addressee)
Willie Everridge

6. Signature (Agent)
D. Busby

Thank you for using Return Receipt Service.

6-29-93 mtg PERP

Jacoby + Meyers

→ not present

338-
Jackson St
Hayward
94544

Cecilia Jordan - Hayward
Atty for Hazel Everidge

531-5747

Mr. Hooper says that Mrs. E. owns
 $\frac{1}{2}$ of property, but " " says
she does not.

piping has not been removed

Willie: 1943- Standard Oil installed NSTs.

prior operator is dead.

'54 - Willie leased it fm SJ Oil

'64 - Exxon took over

" leased site

+ Willie subleased

~'73 - Willie bought prop. fm ♀ in Bedford, OR

Wayne: What hpn' if RP can't afford to clean up?

Gil: State has limited ~~env~~ (EAP) funds, but too
many sites...

Jen: ~~RCE~~ ~~com~~ there are companies who buy
contam. sites, ~~resell~~ cleanup, + Resell.

Sample sol. Pb in MWs.

**Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division**

In Re The Property Know As :) **Notice of Pre-Enforcement**
Everidge Service Station) **Review Panel**
1211-7th St., Oakland CA 94607)

(insert address of property)

Notice is hereby given that upon the motion of the Alameda County Hazardous Materials Division, and the San Francisco Bay Regional Water Quality Control Board a Review Panel will convene on June 29, 1993 at 10 ~~am~~ ^{pm} in the offices of the Alameda County Hazardous Materials Division located at 80 Swan Way, Room 200, Oakland, CA 94621. This Review Panel will convene for the purpose of determining responsible parties as well as appropriate closure, site assessment, clean-up and mitigation of contamination at the above location.

The Alameda County Hazardous Materials Division, and the San Francisco Bay Regional Water Quality Control Board have named and served notice of this Review Panel on the following persons or entities as having proposed responsibility for closure, site assessment, clean-up and mitigation of contamination at the above location:

1. Willie Everidge
(name)
1211-7th St., Oakland CA 94607
(address)
2. Hazel Everidge
(name)
8907 Hillside St., Oakland CA 94605
(address)
3. _____
(name)

(address)

Dated: 6-14-93


(signature)

P 113 815 478



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

PS Form 3800, June 1991

Sent to	
Street and No.	
P.O., State and ZIP Code	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
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- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. Addressee's Address
2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:
 Hazel Everidge
 8907 Hillside Street
 Oakland, CA 94605

5. Signature (Addressee)
H. Everidge

6. Signature (Agent)

4a. Article Number
 P 113 815 478

4b. Service Type

<input type="checkbox"/> Registered	<input type="checkbox"/> Insured
<input checked="" type="checkbox"/> Certified	<input type="checkbox"/> COD
<input type="checkbox"/> Express Mail	<input type="checkbox"/> Return Receipt for Merchandise

7. Date of Delivery
6/23/93

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.

**Alameda County Health Care Services Agency, Department of
Environmental Health, Hazardous Materials Division**


In Re The Property Know As : Everidge Service Station 1211-7th St., Oakland CA 94607 <hr/> (insert address of property))))	Notice of Pre-Enforcement Review Panel
---	-------------	---

Notice is hereby given that upon the motion of the Alameda County Hazardous Materials Division, and the San Francisco Bay Regional Water Quality Control Board a Review Panel will convene on June 29, 1993 at 10 am/pm in the offices of the Alameda County Hazardous Materials Division located at 80 Swan Way, Room 200, Oakland, CA 94621. This Review Panel will convene for the purpose of determining responsible parties as well as appropriate closure, site assessment, clean-up and mitigation of contamination at the above location.

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1. Willie Everidge
 (name)
1211-7th St., Oakland CA 94607
 (address)
2. Hazel Everidge
 (name)
8907 Hillside St., Oakland CA 94605
 (address)
3. _____
 (name)

 (address)

Dated: 6-14-93 _____

(signature)

P 113 815 479



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

PS Form 3800, June 1991

Sort to	
Street and No.	
P.O., State and ZIP Code	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

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- Addressee's Address
- Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:
 Willie Everidge
 1211-7th Street
 Oakland, CA 94607

4a. Article Number
 # P 113 815 479

- 4b. Service Type
- | | |
|---|---|
| <input type="checkbox"/> Registered | <input type="checkbox"/> Insured |
| <input checked="" type="checkbox"/> Certified | <input type="checkbox"/> COD |
| <input type="checkbox"/> Express Mail | <input type="checkbox"/> Return Receipt for Merchandise |

7. Date of Delivery
 6/17/93

5. Signature (Addressee)
W. Everidge

8. Addressee's Address (Only if requested and fee is paid)

6. Signature (Agent)

Thank you for using Return Receipt Service.

LAW OFFICES OF
WAYNE M. HOOPER
405 -14TH STREET
SUITE 605
OAKLAND, CALIFORNIA 94612
510-763-3000

WAYNE M. HOOPER

May 10, 1993

Cecilia Jordan, Esq.
Jacoby & Myers
338 Jackson Street
Hayward, CA 94544

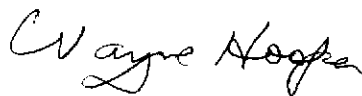
Re: Everidge Dissolution

Dear Ms. Jordan:

Since the parties each have a one-half interest in the 7th Street station I am enclosing a self-explanatory letter from the County of Alameda concerning the property. I have been requested by Ms. Eberle to write a letter advising the county of the cost of excavation and the ability of the parties to undertake the repair. Would you kindly contact my office upon receipt of this letter to discuss our resolution of the problem with the county./

Thank you.

Very truly yours,



WAYNE HOOPER

WH:sr
Enc.
cc: Jennifer Eberle

ALAMEDA COUNTY
HEALTH CARE SERVICES
AGENCY



DAVID J. KEARS, Agency Director

RAFAT A. SHAHID, ASST. AGENCY DIRECTOR

March 17, 1993
STID 923

DEPARTMENT OF ENVIRONMENTAL HEALTH
State Water Resources Control Board
Division of Clean Water Programs
UST Local Oversight Program
80 Swan Way, Rm 200
Oakland, CA 94621
(510) 271-4530

Willie Everidge
Everidge Service Station
1211-7th St.
Oakland CA 94607

Dear Mr. Everidge,

On 3/16/93, we received the "Report of Findings, Underground Storage Tank Removal," prepared by Applied Environmental Solutions, Inc. (AES), dated December 1992, for your service station. This report documents the removal of one 250-gallon waste oil tank and three 4,000-gallon gasoline tanks from the subsurface on 10/20/92. Product odor and staining were observed in the fuel tank pit. **Free product was observed beneath the center 4,000-gallon tank.**

The December 1992 "Report of Findings" states that the "tanks and product lines were loaded onto an Erickson Inc. transport truck. . ." This statement was made under the section entitled "Tank and Product Line Removal." The reader is led to believe that the product lines and tanks were removed and offhauled at the same time. However, the field report written by County representative Don Hwang, dated 10/22/92, states that "piping from dispenser to tank **not removed**. Soil sample required for piping. Notify office of when sample will be collected so that inspector may be present." This report was signed by Bob Mercado of AES. A copy of this report is attached for your convenience. During a conversation between Don Hwang and myself today, he indicated that he did not witness the removal of piping. I would like to discuss this matter further with you.

Soil samples collected from below the fuel tanks contained concentrations as high as 20,000 ppm TPH-g, 18 ppm benzene, and 1,400 ppm total lead. Soil sampled below the waste oil tank contained 62 ppm chromium and 190 ppm lead. [Please note that the concentration for total lead below the waste oil tank in Table I on page 6 of the report should read 190 ppm, not N.D.]

Due to these significant concentrations of contaminants, we strongly recommend overexcavation of the fuel tank pit. In addition, a groundwater investigation is required to determine if there have been any impacts to groundwater. This generally consists of the installation of a minimum of three monitoring wells in a triangular fashion to determine local groundwater flow direction and concentrations of any contaminants. At a minimum, the wells are monitored and sampled on a quarterly basis for one year before case closure can be recommended.

Willie Everidge
STID 923
March 17, 1993
page 2 of 2

All work should adhere to a) the Tri-Regional Board Staff Recommendations for Preliminary Evaluation and Investigation of Underground Tank Sites, dated 8/10/90; b) the State Water Resources Control Board LUFT Field Manual; and c) Article 11 of Title 23, California Code of Regulations. Reports and proposals must be submitted **under seal** of a California-Registered Geologist, -Certified Engineering Geologist, or -Registered Civil Engineer. All reports and documents pertaining to this investigation should also be sent to:

Rich Hiett
San Francisco Bay Region
Regional Water Quality Control Board
2101 Webster St., Suite 500
Oakland CA 94612

Therefore, we request that you submit a workplan for a subsurface/groundwater investigation **within 30 days or by April 17, 1993**. This is a high priority case due to the free product observed in the tank excavation, and the very high levels of petroleum hydrocarbons in soil. If you have any questions, please contact me at 510-271-4530.

Sincerely,



Jennifer Eberle
Hazardous Materials Specialist

cc: Bob Mercado, Applied Environmental Solutions, 2530
Berryessa Rd., Suite 809, San Jose CA 95132
Rich Hiett, RWQCB
Ed Howell/File *ERH*

je

R0235

DATE: 3-3-93

TO : Local Oversight Program

FROM: JE

SUBJ: Transfer of Eligible Local Oversight Case

~~Std 973~~

Site name: Everidge Service Co.
Address: 1211-7th St. city Oakland zip 94607

TO BE ELLIGIBLE FOR LOP A CASE MUST MEET 3 QUALIFICATIONS:

- 1. Number of Tanks: 4 removed? Y N Date of removal 10-20-92
 - 2. Samples received? Y N Contamination level: 20,000 ppm TPH-g
(ppm and type of test) 18 ppm benzene
1400 ppm total Pb
 - 3. Petroleum Y N Types: Avgas Jet leaded unleaded Diesel
fuel oil waste oil kerosene solvents
- DepRef remaining \$ _____ Closed with Candace/Leslie? Y N
(If no explain why?)

Contamination should be over 100 ppm TPH to qualify for LOP

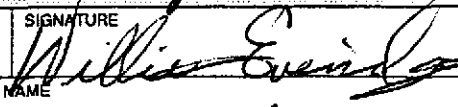
IF YOUR SITE MEETS ALL OF THE ABOVE QUALIFICATIONS YOU SHOULD DO THE FOLLOWING TO TRANSFER THE SITE:

- 1. YOU MUST CLOSE THE DEPOSIT REFUND CASE AT THIS TIME. YOU MUST ACCOUNT FOR ALL TIME YOU HAVE SPENT ON THE CASE AND TURN IN THE ACCOUNT SHEET TO LESLIE. IF THERE ARE FUNDS STILL REMAINING IT IS STILL BETTER TO TRANSFER THE CASE TO LOP AS THE RATE FOR LOP ALLOWS THE ADDITION OF MANAGEMENT AND CLERICAL TIME. DO NOT ATTEMPT TO CONTINUE TO OVERSEE THE SITE SIMPLY BECAUSE THERE ARE FUNDS REMAINING!
- 2. COMPLETE THE A AND B PERMIT APPLICATION FORMS AND GIVE TO CONNIE/ELAINE
- 3. GIVE THE ENTIRE CASE TO THE PROPER LOP STAFF UPSTAIRS FOR THEM TO DO THE REST OF THE TRANSFER AND YOU ARE DONE!

NO.	COM	PAGES	FILE	DURATION	X/R	IDENTIFICATION	DATE	TIME	DIAGNOSTIC
01	OK	003		00:01:29	RCU	131	SEP-16	14:46	0110270RC7000
02	OK	002		00:01:43	XMT	# 2870986	SEP-16	15:36	2040440CC2000
03	OK	002		00:01:37	RCU	132	SEP-16	16:48	0150260RC0000
04	OK	002		00:01:47	RCU	133	SEP-16	17:05	0150260CC2000
05	OK	002		00:01:29	RCU	134	SEP-16	17:20	0150260CC2000
06	420	000		00:00:37	RCU		SEP-16	19:38	0010260200000
07	420	000		00:00:37	RCU		SEP-16	19:39	0010260200000
08	015	006		00:04:10	RCU	135	SEP-17	09:00	0150260RC0000
09	OK	001		00:01:01	XMT	# 5407496	SEP-17	09:15	E040440CC2000
10	631	000		00:00:00	XMT	# 9300759	SEP-17	09:18	0000400000000
11	631	000		00:00:00	XMT	# 9300759	SEP-17	09:19	0000400000000
12	OK	001		00:01:38	XMT	# 5690505	SEP-17	11:02	D0404404C2000
13	OK	003		00:02:02	RCU	136	SEP-17	11:06	0110260RC0000
14	OK	002		00:01:37	RCU	137	SEP-17	11:10	0110260RC0000
15	OK	002		00:01:31	RCU	510 675 6100	SEP-17	13:57	0150260RC0000
16	OK	001		00:00:55	XMT	# 5690505	SEP-17	14:04	D0404404C2000
17	OK	001		00:00:46	XMT	# 5682218	SEP-17	14:05	6040440CC2000
18	OK	001		00:00:44	XMT	# 7705752	SEP-17	14:13	E040440RC0000
19	OK	003		00:02:33	RCU	415 569 0505	SEP-17	14:32	0150260200000
20	015	003		00:03:20	RCU	4084340473	SEP-17	14:50	01502604C2000
21	OK	001		00:00:55	XMT	# 9300759	SEP-17	15:09	C0444905C2000
22	OK	001		00:00:43	XMT	# 6705955	SEP-17	15:19	6040440CC2000
23	OK	001		00:00:52	RCU	4156533984	SEP-17	15:58	0150260200000
24	OK	002		00:01:00	RCU	1 510 930 0759	SEP-17	16:14	C0542B03C7000
25	OK	001		00:01:15	XMT	# 5690505	SEP-17	16:23	D0404404C2000
26	OK	002		00:01:40	RCU	143	SEP-17	16:34	0110260200000
27	OK	001		00:01:15	XMT	# 5690505	SEP-18	08:45	D0404404C2000
28	OK	006		00:05:06	XMT	# 4623025	SEP-18	09:05	9040440CC2000
29	002	022		00:09:17	RCU	001	SEP-18	09:28	0150270RC7000
30	OK	004		00:02:10	RCU	001	SEP-18	10:10	0150270RC7000
31	OK	003		00:01:17	RCU	001	SEP-18	10:31	0150270RC7000
32	407	004		00:06:04	XMT	# 17167223173	SEP-18	11:04	8040450CC7000

-ALCO HAZMAT-

UNDERGROUND STORAGE TANK UNAUTHORIZED RELEASE (LEAK) / CONTAMINATION SITE REPORT

EMERGENCY <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		HAS STATE OFFICE OF EMERGENCY SERVICES REPORT BEEN FILED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		FOR LOCAL AGENCY USE ONLY I HEREBY CERTIFY THAT I HAVE DISTRIBUTED THIS INFORMATION ACCORDING TO THE DISTRIBUTION SHOWN ON THE INSTRUCTION SHEET ON THE BACK PAGE OF THIS FORM.	
REPORT DATE M M D D Y Y 12 18 92		CASE #		SIGNED: <u>Don Huang</u> DATE: <u>12/18/92</u>	
REPORTED BY	NAME OF INDIVIDUAL FILING REPORT <u>Willie Everidge</u>		PHONE <u>(510) 452-0266</u>	SIGNATURE 	
	REPRESENTING <input type="checkbox"/> LOCAL AGENCY <input checked="" type="checkbox"/> OWNER/OPERATOR <input type="checkbox"/> REGIONAL BOARD <input type="checkbox"/> OTHER		COMPANY OR AGENCY NAME <u>Everidge Service Co</u>		
	ADDRESS <u>1211 7th STREET Oakland CA STATE 94607 ZIP</u>				
RESPONSIBLE PARTY	NAME <u>Everidge Service Co</u> <input type="checkbox"/> UNKNOWN		CONTACT PERSON <u>Willie Everidge</u>		PHONE <u>(510) 452-0266</u>
	ADDRESS <u>1211 7th STREET Oakland CA STATE 94607 ZIP</u>				
SITE LOCATION	FACILITY NAME (IF APPLICABLE) <u>Everidge Service Co</u>		OPERATOR <u>Willie Everidge</u>		PHONE <u>(510) 452-0266</u>
	ADDRESS <u>1211 7th STREET Oakland CITY Alameda COUNTY 94607 ZIP</u>				
	CROSS STREET <u>Magnolia</u>				
IMPLEMENTING AGENCIES	LOCAL AGENCY <u>Alameda County Health Care Serv.</u>		CONTACT PERSON <u>Don Huang</u>		PHONE <u>(510) 271-4320</u>
	REGIONAL BOARD <u>Alameda County Water District</u>		PHONE <u>(510) 659-1970</u>		
SUBSTANCES INVOLVED	(1) NAME <u>Gasoline/BTEX</u>				QUANTITY LOST (GALLONS) <input checked="" type="checkbox"/> UNKNOWN
	(2) <input type="checkbox"/> UNKNOWN				
DISCOVERY/ABATEMENT	DATE DISCOVERED <u>1 10 20 0 9 2</u>		HOW DISCOVERED <input type="checkbox"/> INVENTORY CONTROL <input type="checkbox"/> SUBSURFACE MONITORING <input type="checkbox"/> NUISANCE CONDITIONS <input type="checkbox"/> TANK TEST <input checked="" type="checkbox"/> TANK REMOVAL <input type="checkbox"/> OTHER		
	DATE DISCHARGE BEGAN <input checked="" type="checkbox"/> UNKNOWN		METHOD USED TO STOP DISCHARGE (CHECK ALL THAT APPLY) <input type="checkbox"/> REMOVE CONTENTS <input checked="" type="checkbox"/> CLOSE TANK & REMOVE <input type="checkbox"/> REPAIR PIPING <input type="checkbox"/> REPAIR TANK <input type="checkbox"/> CLOSE TANK & FILL IN PLACE <input type="checkbox"/> CHANGE PROCEDURE <input type="checkbox"/> REPLACE TANK <input type="checkbox"/> OTHER		
	HAS DISCHARGE BEEN STOPPED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO IF YES, DATE				
SOURCE/CAUSE	SOURCE OF DISCHARGE <input checked="" type="checkbox"/> TANK LEAK <input type="checkbox"/> UNKNOWN <input type="checkbox"/> PIPING LEAK <input type="checkbox"/> OTHER		CAUSE(S) <input type="checkbox"/> OVERFILL <input type="checkbox"/> RUPTURE/FAILURE <input type="checkbox"/> SPILL <input checked="" type="checkbox"/> CORROSION <input type="checkbox"/> UNKNOWN <input type="checkbox"/> OTHER		
	CHECK ONE ONLY <input checked="" type="checkbox"/> UNDETERMINED <input type="checkbox"/> SOIL ONLY <input type="checkbox"/> GROUNDWATER <input type="checkbox"/> DRINKING WATER - (CHECK ONLY IF WATER WELLS HAVE ACTUALLY BEEN AFFECTED)				
CURRENT STATUS	CHECK ONE ONLY <input checked="" type="checkbox"/> NO ACTION TAKEN <input type="checkbox"/> PRELIMINARY SITE ASSESSMENT WORKPLAN SUBMITTED <input type="checkbox"/> POLLUTION CHARACTERIZATION <input type="checkbox"/> LEAK BEING CONFIRMED <input type="checkbox"/> PRELIMINARY SITE ASSESSMENT UNDERWAY <input type="checkbox"/> POST CLEANUP MONITORING IN PROGRESS <input type="checkbox"/> REMEDIATION PLAN <input type="checkbox"/> CASE CLOSED (CLEANUP COMPLETED OR UNNECESSARY) <input type="checkbox"/> CLEANUP UNDERWAY				
	CHECK APPROPRIATE ACTION(S) (SEE BACK FOR DETAILS) <input type="checkbox"/> CAP SITE (CO) <input type="checkbox"/> EXCAVATE & DISPOSE (ED) <input type="checkbox"/> REMOVE FREE PRODUCT (FP) <input type="checkbox"/> ENHANCED BIO DEGRADATION (IT) <input type="checkbox"/> CONTAINMENT BARRIER (CB) <input type="checkbox"/> EXCAVATE & TREAT (ET) <input type="checkbox"/> PUMP & TREAT GROUNDWATER (GT) <input type="checkbox"/> REPLACE SUPPLY (RS) <input type="checkbox"/> VACUUM EXTRACT (VE) <input type="checkbox"/> NO ACTION REQUIRED (NA) <input type="checkbox"/> TREATMENT AT HOOKUP (HU) <input type="checkbox"/> VENT SOIL (VS) <input type="checkbox"/> OTHER (OT)				
COMMENTS	COMMENTS				

UNDERGROUND STORAGE TANK UNAUTHORIZED RELEASE (LEAK) / CONTAMINATION SITE REPORT

EMERGENCY <input type="checkbox"/> YES <input type="checkbox"/> NO		HAS STATE OFFICE OF EMERGENCY SERVICES REPORT BEEN FILED? <input type="checkbox"/> YES <input type="checkbox"/> NO		FOR LOCAL AGENCY USE ONLY I HEREBY CERTIFY THAT I HAVE DISTRIBUTED THIS INFORMATION ACCORDING TO THE DISTRIBUTION SHOWN ON THE INSTRUCTION SHEET ON THE BACK PAGE OF THIS FORM. SIGNED: <u>William Ewing</u> DATE: <u>12/15/92</u>	
REPORT DATE M M D D Y Y			CASE #		
REPORTED BY	NAME OF INDIVIDUAL FILING REPORT		PHONE ()		SIGNATURE <u>William Ewing</u>
	REPRESENTING <input type="checkbox"/> LOCAL AGENCY <input type="checkbox"/> OTHER		<input type="checkbox"/> OWNER/OPERATOR <input type="checkbox"/> REGIONAL BOARD		COMPANY OR AGENCY NAME
	ADDRESS STREET CITY STATE ZIP				
RESPONSIBLE PARTY	NAME <input type="checkbox"/> UNKNOWN		CONTACT PERSON		PHONE ()
	ADDRESS STREET CITY STATE ZIP				
SITE LOCATION	FACILITY NAME (IF APPLICABLE)		OPERATOR		PHONE ()
	ADDRESS STREET CITY COUNTY ZIP				
	CROSS STREET				
IMPLEMENTING AGENCIES	LOCAL AGENCY AGENCY NAME		CONTACT PERSON		PHONE ()
	REGIONAL BOARD				PHONE ()
SUBSTANCES INVOLVED	(1) NAME			QUANTITY LOST (GALLONS) <input checked="" type="checkbox"/> UNKNOWN	
	(2)			<input type="checkbox"/> UNKNOWN	
DISCOVERY/ABATEMENT	DATE DISCOVERED M M D D Y Y		HOW DISCOVERED <input type="checkbox"/> TANK TEST <input checked="" type="checkbox"/> TANK REMOVAL <input type="checkbox"/> INVENTORY CONTROL <input type="checkbox"/> SUBSURFACE MONITORING <input type="checkbox"/> NUISANCE CONDITIONS <input type="checkbox"/> OTHER		
	DATE DISCHARGE BEGAN M M D D Y Y <input type="checkbox"/> UNKNOWN		METHOD USED TO STOP DISCHARGE (CHECK ALL THAT APPLY) <input type="checkbox"/> REMOVE CONTENTS <input type="checkbox"/> CLOSE TANK & REMOVE <input type="checkbox"/> REPAIR PIPING <input type="checkbox"/> REPAIR TANK <input type="checkbox"/> CLOSE TANK & FILL IN PLACE <input type="checkbox"/> CHANGE PROCEDURE <input type="checkbox"/> REPLACE TANK <input type="checkbox"/> OTHER		
	HAS DISCHARGE BEEN STOPPED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO IF YES, DATE M M D D Y Y				
SOURCE/ CAUSE	SOURCE OF DISCHARGE <input type="checkbox"/> TANK LEAK <input type="checkbox"/> UNKNOWN <input type="checkbox"/> PIPING LEAK <input type="checkbox"/> OTHER		CAUSE(S) <input type="checkbox"/> OVERFILL <input type="checkbox"/> RUPTURE/FAILURE <input type="checkbox"/> SPILL <input checked="" type="checkbox"/> CORROSION <input type="checkbox"/> UNKNOWN <input type="checkbox"/> OTHER		
	CASE TYPE CHECK ONE ONLY <input type="checkbox"/> UNDETERMINED <input type="checkbox"/> SOIL ONLY <input type="checkbox"/> GROUNDWATER <input type="checkbox"/> DRINKING WATER - (CHECK ONLY IF WATER WELLS HAVE ACTUALLY BEEN AFFECTED)				
CURRENT STATUS	CHECK ONE ONLY <input type="checkbox"/> NO ACTION TAKEN <input type="checkbox"/> PRELIMINARY SITE ASSESSMENT WORKPLAN SUBMITTED <input type="checkbox"/> POLLUTION CHARACTERIZATION <input type="checkbox"/> LEAK BEING CONFIRMED <input type="checkbox"/> PRELIMINARY SITE ASSESSMENT UNDERWAY <input type="checkbox"/> POST CLEANUP MONITORING IN PROGRESS <input type="checkbox"/> REMEDIATION PLAN <input type="checkbox"/> CASE CLOSED (CLEANUP COMPLETED OR UNNECESSARY) <input type="checkbox"/> CLEANUP UNDERWAY				
	REMEDIAL ACTION CHECK APPROPRIATE ACTION(S) (SEE BACK FOR DETAILS)				
	<input type="checkbox"/> EXCAVATE & DISPOSE (ED) <input type="checkbox"/> REMOVE FREE PRODUCT (FP) <input type="checkbox"/> ENHANCED BIO DEGRADATION (IT) <input type="checkbox"/> CAP SITE (CD) <input type="checkbox"/> EXCAVATE & TREAT (ET) <input type="checkbox"/> PUMP & TREAT GROUNDWATER (GT) <input type="checkbox"/> REPLACE SUPPLY (RS) <input type="checkbox"/> CONTAINMENT BARRIER (CB) <input type="checkbox"/> NO ACTION REQUIRED (NA) <input type="checkbox"/> TREATMENT AT HOOKUP (HU) <input type="checkbox"/> VENT SOIL (VS) <input type="checkbox"/> VACUUM EXTRACT (VE) <input type="checkbox"/> OTHER (OT)				
COMMENTS					

INSTRUCTIONS

EMERGENCY

Indicate whether emergency response personnel and equipment were involved at any time. If so, a Hazardous Material Incident Report should be filed with the State Office of Emergency Services (OES) at 2800 Meadowview Road, Sacramento, CA 95832. Copies of the OES report form may be obtained at your local underground storage tank permitting agency. Indicate whether the OES report has been filed as of the date of this report.

LOCAL AGENCY ONLY

To avoid duplicate notification pursuant to Health and Safety code Section 25180.5, a government employee should sign and date the form in this block. A signature here does not mean that the leak has been determined to pose a significant threat to human health or safety, only that notification procedures have been followed if required.

REPORTED BY

Enter your name, telephone number, and address. Indicate which party you represent and provide company or agency name.

RESPONSIBLE PARTY

Enter name, telephone number, contact person, and address of the party responsible for the leak. The responsible party would normally be the tank owner.

SITE LOCATION

Enter information regarding the tank facility. At a minimum, you must provide the facility name and full address.

IMPLEMENTING AGENCIES

Enter names of the local agency and Regional Water Quality Control Board involved.

SUBSTANCES INVOLVED

Enter the name and quantity lost of the hazardous substance involved. Room is provided for information on two substances if appropriate. If more than two substances leaked, list the two of most concern for cleanup.

DISCOVERY/ABATEMENT

Provide information regarding the discovery and abatement of the leak.

SOURCE/CAUSE

Indicate source(s) of leak. Check box(es) indicating cause of leak.

CASE TYPE

Indicate the case type category for this leak. Check one box only. Case type is based on the most sensitive resource affected. For example, if both soil and ground water have been affected, case type will be "Ground Water". Indicate "Drinking Water" only if one or more municipal or domestic water wells have actually been affected. A "Ground Water" designation does not imply that the affected water cannot be, or is not, used for drinking water, but only that water wells have not yet been affected. It is understood that case type may change upon further investigation.

CURRENT STATUS

Indicate the category which best describes the current status of the case. Check one box only. The response should be relative to the case type. For example, if case type is "Ground Water", then "Current Status" should refer to the status of the ground water investigation or cleanup, as opposed to that of soil. Descriptions of options follow:

No Action Taken - No action has been taken by responsible party beyond initial report of leak.

Leak Being Confirmed - Leak suspected at site, but has not been confirmed.

Preliminary Site Assessment Workplan Submitted - workplan/proposal requested of/submitted by responsible party to determine whether ground water has been, or will be, impacted as a result of the release.

Preliminary Site Assessment Underway - implementation of workplan.

Pollution Characterization - responsible party is in the process of fully defining the extent of contamination in soil and ground water and assessing impacts on surface and/or ground water.

Remediation Plan - remediation plan submitted evaluating long term remediation options. Proposal and implementation schedule for appropriate remediation options also submitted.

Cleanup Underway - implementation of remediation plan.

Post Cleanup Monitoring in Progress - periodic ground water or other monitoring at site, as necessary, to verify and/or evaluate effectiveness of remedial activities.

Case Closed - regional board and local agency in concurrence that no further work is necessary at the site.

IMPORTANT: THE INFORMATION PROVIDED ON THIS FORM IS INTENDED FOR GENERAL STATISTICAL PURPOSES ONLY AND IS NOT TO BE CONSTRUED AS REPRESENTING THE OFFICIAL POSITION OF ANY GOVERNMENTAL AGENCY

REMEDIAL ACTION

Indicate which action have been used to cleanup or remediate the leak. Descriptions of options follow:

Cap Site - install horizontal impermeable layer to reduce rainfall infiltration.

Containment Barrier - install vertical dike to block horizontal movement of contaminant.

Excavate and Dispose - remove contaminated soil and dispose in approved site.

Excavate and Treat - remove contaminated soil and treat (includes spreading or land farming).

Remove Free Product - remove floating product from water table.

Pump and Treat Groundwater - generally employed to remove dissolved contaminants.

Enhanced Biodegradation - use of any available technology to promote bacterial decomposition of contaminants.

Replace Supply - provide alternative water supply to affected parties.

Treatment at Hookup - install water treatment devices at each dwelling or other place of use.

Vacuum Extract - use pumps or blowers to draw air through soil.

Vent Soil - bore holes in soil to allow volatilization of contaminants.

No Action Required - incident is minor, requiring no remedial action.

COMMENTS - Use this space to elaborate on any aspects of the incident.

SIGNATURE - Sign the form in the space provided.

DISTRIBUTION

If the form is completed by the tank owner or his agent, retain the last copy and forward the remaining copies intact to your local tank permitting agency for distribution.

1. Original - Local Tank Permitting Agency
2. State Water Resources Control Board, Division of Clean Water Programs, Underground Storage Tank Program, P.O. Box 944212, Sacramento, CA 94244-2120
3. Regional Water Quality Control Board
4. Local Health Officer and County Board of Supervisors or their designee to receive Proposition 65 notifications.
5. Owner/responsible party.

white -env.health
 yellow -facility
 pink -files

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH
 Hazardous Materials Inspection Form

80 Swan Way, #200
 Oakland, CA 94621
 (415) 271-4320

II, III

Site ID # _____ Site Name EVERIDGE Today's Date 10/22/92

Site Address 1211-7TH ST

City OAKLAND Zip 94607 Phone _____

MAX AMT stored > 500 lbs, 55 gal., 200 cft.?

Inspection Categories:

- I. Haz. Mat/Waste GENERATOR/TRANSPORTER
- II. Business Plans, Acute Hazardous Materials
- III. Underground Tanks REMOVAL FOLLOWUP

* Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

Comments:

PIPING FROM DISPENSER TO TANK
NOT REMOVED. SOIL SAMPLE
REQUIRED FOR PIPING. NOTIFY
OFFICE OF WHEN SAMPLE WILL
BE COLLECTED SO THAT INSPECTOR
MAY BE PRESENT.

PLASTIC SHEETING DOES NOT
FULLY COVER STOCKPILED SOIL.
COVER EXPOSED PORTIONS OF
STOCKPILE. - 7 DAYS.

SUBMIT "UNAUTHORIZED RELEASE
REPORT" WITHIN 5 DAYS.

SUBMIT TANK CLOSURE REPORT - 60 DAYS.

II.A BUSINESS PLANS (Title 19)

- 1. Immediate Reporting 2703
- 2. Bus. Plan Stds. 25503(b)
- 3. RR Cars > 30 days 25503.7
- 4. Inventory Information 25504(a)
- 5. Inventory Complete 2730
- 6. Emergency Response 25504(b)
- 7. Training 25504(c)
- 8. Deficiency 25505(a)
- 9. Modification 25505(b)

II.B ACUTELY HAZ. MATLS

- 10. Registration Form Filed 25533(a)
- 11. Form Complete 25533(b)
- 12. RMPP Contents 25534(c)
- 13. Implement Sch. Req'd? (Y/N)
- 14. OffSite Conseq. Assess. 25524(c)
- 15. Probable Risk Assessment 25534(d)
- 16. Persons Responsible 25534(g)
- 17. Certification 25534(i)
- 18. Exemption Request? (Y/N) 25536(b)
- 19. Trade Secret Requested? 25538

III. UNDERGROUND TANKS (Title 23)

- | | |
|---|---|
| General | <input type="checkbox"/> 1. Permit Application 25284 (H&S) |
| | <input type="checkbox"/> 2. Pipeline Leak Detection 25292 (H&S) |
| | <input type="checkbox"/> 3. Records Maintenance 2712 |
| | <input type="checkbox"/> 4. Release Report 2651 |
| | <input type="checkbox"/> 5. Closure Plans 2670 |
| Monitoring for Existing Tanks | <input type="checkbox"/> 6. Method |
| | 1) Monthly Test |
| | 2) Daily Vadose
Semi-annual groundwater
One time sols |
| | 3) Daily Vadose
One time sols
Annual tank test |
| | 4) Monthly Gndwater
One time sols |
| | 5) Daily Inventory
Annual tank testing
Cont pipe leak det
Vadose/gndwater mon. |
| | 6) Daily Inventory
Annual tank testing
Cont pipe leak det |
| | 7) Weekly Tank Gauge
Annual tank testing |
| | 8) Annual Tank Testing
Daily Inventory |
| | 9) Other _____ |
| | <input type="checkbox"/> 7. Precs Tank Test 2643 |
| | Date: _____ |
| | <input type="checkbox"/> 8. Inventory Rec. 2644 |
| | <input type="checkbox"/> 9. Soil Testing. 2646 |
| <input type="checkbox"/> 10. Ground Water. 2647 | |
| New Tanks | <input type="checkbox"/> 11. Monitor Plan 2632 |
| | <input type="checkbox"/> 12. Access. Secure 2634 |
| | <input type="checkbox"/> 13. Plans Submit 2711 |
| | Date: _____ |
| <input type="checkbox"/> 14. As Built 2635 | |
| Date: _____ | |

Rev 6/88

II, III

Contact: _____

Title: _____

Signature: [Signature]

Inspector: _____

Signature: [Signature]

white -env.health
 yellow -facility
 pink -files

ALAMEDA COUNTY, DEPARTMENT OF ENVIRONMENTAL HEALTH
 Hazardous Materials Inspection Form

80 Swan Way, #200
 Oakland, CA 94621
 (415) 271-4320

II, III

Site ID # _____ Site Name EVERIDGE Today's Date 10/20/92

II.A BUSINESS PLANS (Title 19)

- ___ 1. Immediate Reporting 2703
- ___ 2. Bus. Plan Stds. 25503(b)
- ___ 3. RR Cars > 30 days 25503.7
- ___ 4. Inventory Information 25504(a)
- ___ 5. Inventory Complete 2730
- ___ 6. Emergency Response 25504(b)
- ___ 7. Training 25504(c)
- ___ 8. Deficiency 25505(a)
- ___ 9. Modification 25505(b)

Site Address 1211- 7 TH ST
 City OAKLAND Zip 94607 Phone _____

MAX AMT stored > 500 lbs, 55 gal., 200 cft.?

Inspection Categories:

- ___ I. Haz. Mat/Waste GENERATOR/TRANSPORTER
- ___ II. Business Plans, Acute Hazardous Materials
- III. Underground Tanks REMOVAL

II.B ACUTELY HAZ. MATLS

- ___ 10. Registration Form Filed 25533(a)
- ___ 11. Form Complete 25533(b)
- ___ 12. RMPP Contents 25534(c)
- ___ 13. Implement Sch. Req'd? (Y/N)
- ___ 14. OffSite Conseq. Assess. 25524(c)
- ___ 15. Probable Risk Assessment 25534(d)
- ___ 16. Persons Responsible 25534(g)
- ___ 17. Certification 25534(i)
- ___ 18. Exemption Request? (Y/N) 25536(b)
- ___ 19. Trade Secret Requested? 25538

* Calif. Administration Code (CAC) or the Health & Safety Code (HS&C)

Comments:

III. UNDERGROUND TANKS (Title 23)

- General
- ___ 1. Permit Application 25284 (H&S)
 - ___ 2. Pipeline Leak Detection 25292 (H&S)
 - ___ 3. Records Maintenance 2712
 - ___ 4. Release Report 2651
 - ___ 5. Closure Plans 2670

Monitoring for Existing Tanks

- ___ 6. Method
 - 1) Monthly Test
 - 2) Daily Vadose
Semi-annual groundwater
One time soils
 - 3) Daily Vadose
One time soils
Annual tank test
 - 4) Monthly Groundwater
One time soils
 - 5) Daily Inventory
Annual tank testing
Cont pipe leak det
Vadose/gndwater mon.
 - 6) Daily Inventory
Annual tank testing
Cont pipe leak det
 - 7) Weekly Tank Gauge
Annual tank testing
 - 8) Annual Tank Testing
Daily Inventory
 - 9) Other _____

- ___ 7. Precs Tank Test 2643
Date: _____
- ___ 8. Inventory Rec. 2644
- ___ 9. Soil Testing 2646
- ___ 10. Ground Water 2647

- New Tanks
- ___ 11. Monitor Plan 2632
 - ___ 12. Access. Secure 2634
 - ___ 13. Plans Submit 2711
Date: _____
 - ___ 14. As Built 2635
Date: _____

Rev 8/88

4000 GAL - NORTH, #9892
 NO HOLES NOTED, SOME PITTING.

4000 GAL - MIDDLE #9893
~~GASOLINE~~ EXCAVATION UNDER
 TANK, PITS - HOLE AT BOTTOM
 AT END OPPOSITE FILL, HOLE AT
 BOTTOM AT END WITH FILL PIPE
 TRIDENT TRUCKLINE, HAYWARD
 H.W. HAULER #309984
 H.W. MANIFEST #92289083

4000 GAL - SOUTH, #9894
 PITS - NO HOLES.

250 GAL - #9895
 HOLE ON BOTTOM IN CENTER CORROSION
 ERICKSON H.W. HAULER #309176
 H.W. MANIFEST #92289089

88 SOIL SAMPLES - 2 UNDER EACH END OF TANKS
 1 UNDER WASTE OIL, 1 STOCK PILE

Contact: _____

Title: _____

Signature: Bob M... ..

Inspector: _____

Signature: Don Huang

ALAMEDA COUNTY HEALTH CARE SERVICES AGENCY
 DEPARTMENT OF ENVIRONMENTAL HEALTH
 HAZARDOUS MATERIALS DIVISION
 80 SWAN WAY, ROOM 200
 OAKLAND, CA 94621
 PHONE NO. 415/271-4320

Project Specialist (print)

10/13/92 → *Howary*

[Faint, mostly illegible text, possibly bleed-through from the reverse side of the page]

UNDERGROUND TANK CLOSURE PLAN

***** Complets according to attached instructions *****

1. Business Name Everidge Service Company
 Business Owner Willie Everidge
 2. Site Address 1211 7th Street
 city Oakland zip 94607 Phone 452-0266
 3. Mailing Address 1211 7th Street
 city Oakland zip 94607 Phone 452-0266
 4. Land Owner Willie Everidge
 Address 1211 7th Street City, State CA zip 94607
 5. Generator name under which tank will be manifested _____
Willie Everidge
- EPA I.D. No. under which tank will be manifested _____

6. Contractor APPLIED ENVIRONMENTAL SOLUTIONS, INC.

Address 2530 BELLYESSA ROAD, SUITE 809

City SAN JOSE, CA 95132-2903 Phone (408)928-1550

License Type C61/D40 HAZ ID# 578789

7. Consultant N/A

Address _____

City _____ Phone _____

8. Contact Person for Investigation

Name ROBERT J. WHITMAN Title PRESIDENT/OWNER

Phone (408)928-1550

9. Number of tanks being closed under this plan 4

Length of piping being removed under this plan _____

Total number of tanks at facility 4

10. State Registered Hazardous Waste Transporters/Facilities (see instructions).

**** Underground tanks are hazardous waste and must be handled **
as hazardous waste**

a) Product/Residual Sludge/Rinsate Transporter

Name ERICKSON, INC. EPA I.D. No. CAD009466392

Hauler License No. 0019 License Exp. Date 5/31/93

Address 255 PARR BLVD.

City RICHMOND State CA Zip 94801

b) Product/Residual Sludge/Rinsate Disposal Site

Name ERICKSON, INC. EPA I.D. No. CAD009466392

Address 255 PARR BLVD.

City RICHMOND State CA Zip 94801

c) Tank and Piping Transporter

Name ERICKSON, INC. EPA I.D. No. CAD 009466392
Hauler License No. 0019 License Exp. Date 5/31/93
Address 255 PARR BLVD.
City RICHMOND State CA Zip 94801

d) Tank and Piping Disposal Site

Name ERICKSON, INC. EPA I.D. No. CAD009466392
Address 255 PARR BLVD.
City RICHMOND State CA Zip 94801

11. Experienced Sample Collector

Name ROBERT J. WHITMAN - (AES)
Company APPLIED ENVIRONMENTAL SOLUTIONS, INC.
Address 2530 BERRYESSA RD., SUITE 809
City SAN JOSE, State CA Zip 95132 Phone (408)928-1550

12. Laboratory

Name PRIORITY ENVIRONMENTAL LABS
Address 1764 HOURET COURT
City MILPITAS State CA Zip 95035
State Certification No. 1708

13. Have tanks or pipes leaked in the past? Yes [] No [X]

If yes, describe. _____

14. Describe methods to be used for rendering tank inert

1.5 LBS. DRY ICE PER 100 GALLON CAPACITY

Before tanks are pumped out and inerted, all associated piping must be flushed out into the tanks. All accessible associated piping must then be removed. Inaccessible piping must be plugged.

The Bay Area Air Quality Management District (771-6000), along with local Fire and Building Departments, must also be contacted for tank removal permits. Fire departments typically require the use of explosion proof combustible gas meters to verify tank inertness. It is the contractor's responsibility to bring a working combustible gas meter on site to verify tank inertness.

15. Tank History and Sampling Information

Tank		Material to be sampled (tank contents, soil, ground-water, etc.)	Location and Depth of Samples
Capacity	Use History (see instructions)		
4,000 gal	Fuel Unleaded	TWO Unleaded Soil	Underneath Tank
4,000 gal	Fuel Super Unleaded	TWO Super Unleaded Soil	"
4,000 gal	Fuel Leaded	TWO Leaded Soil	"
250 gal	Waste Oil	TWO Waste Oil Soil	"

One soil sample must be collected for every 20 feet of piping that is removed. A ground water sample must be collected should any ground water be present in the excavation.

Excavated/Stockpiled Soil	
Stockpiled Soil Volume (Estimated)	Sampling Plan 1/discrete sple per 20 cu yds

Stockpiled soil must be placed on bermed plastic and must be completely covered by plastic sheeting.

16. Chemical methods and associated detection limits to be used for analyzing samples

The Tri-Regional Board recommended minimum verification analyses and practical quantitation reporting limits should be followed. See attached Table 2.

Contaminant Sought	EPA, DHS, or Other Sample Preparation Method Number	EPA, DHS, or Other Analysis Method Number	Method Detection Limit
TPH g	5030	8015 GC FID	1ppm ^{Soil}
TPH d	3530	8015 GC FID	10 ppm
BTEX	5030	8020 or 8240	5 ppb
Chlorinated HC		8010 or 8240	
Total Oil & Grease		5520 D + F	50 ppm
Metals (Cd, Cr, Pb, Zn, Ni)	AA or ICAP		
Semi-volatiles	8270		

17. Submit Site Health and Safety Plan (See Instructions)

18. Submit Worker's Compensation Certificate copy

Name of Insurer STATE FUND

19. Submit Plot Plan (See Instructions)

20. Enclose Deposit (See Instructions)

21. Report any leaks or contamination to this office within 5 days of discovery. The report shall be made on an Underground Storage Tank Unauthorized Leak/Contamination Site Report form. (see Instructions)

22. Submit a closure report to this office within 60 days of the tank removal. This report must contain all the information listed in item 22 of the instructions.

I declare that to the best of my knowledge and belief the statements and information provided above are correct and true.

I understand that information in addition to that provided above may be needed in order to obtain an approval from the Department of Environmental Health and that no work is to begin on this project until this plan is approved.

I understand that any changes in design, materials or equipment will void this plan if prior approval is not obtained.

I understand that all work performed during this project will be done in compliance with all applicable OSHA (Occupational Safety and Health Administration) requirements concerning personnel health and safety. I understand that site and worker safety are solely the responsibility of the property owner or his agent and that this responsibility is not shared nor assumed by the County of Alameda.

Once I have received my stamped, accepted closure plan, I will contact the project Hazardous Materials Specialist at least three working days in advance of site work to schedule the required inspections.

Signature of Contractor

Name (please type) ROBERT J. WHITMAN

Signature 

Date 10/5/92

Signature of Site Owner or Operator

Name (please type) WILLIE EVERIDGE

Signature 

Date 10/5/92

INSTRUCTIONS

General Instructions

- * Three (3) copies of this plan plus attachments and deposit must be submitted to this Department.
- * Any cutting into tanks requires local fire department approval.
- * One complete copy of your approved plan must be at the construction site at all times; a copy of your approved plan must also be sent to the landowner.

Item Specific Instructions

2. SITE ADDRESS
Address at which closure is taking place.
5. EPA I.D. NO. under which the tanks will be manifested
EPA I.D. numbers may be obtained from the State Department of Health Services, 916/324-1781.
6. CONTRACTOR
Prime contractor for the project.
10. STATE REGISTERED HAZARDOUS WASTE TRANSPORTERS/FACILITIES
 - a) All residual liquids and sludges are to be removed from tanks before tanks are inerted.
 - c) Tanks must be hauled as hazardous waste.
 - d) This is the place where tanks will be taken for cleaning.
15. TANK HISTORY AND SAMPLING INFORMATION
Use History - This information is essential and must be accurate. Include tank installation date, products stored in the tank, and the date when the tank was last used.

Material to be sampled - e.g. water, oil, sludge, soil, etc.

Location and depth of samples - e.g. beneath the tank a maximum of two feet below the native soil/backfill interface, side wall at the high water mark, etc.

17. SITE HEALTH AND SAFETY PLAN

A site specific Health and Safety plan must be submitted. We advocate the site health and safety plan include the following items, at a minimum:

- a) The name and responsibilities of the site health and safety officer;
- b) Identification of health and safety hazards of each work task. Include potential fire, explosion, physical, and chemical hazards;
- c) An outline of briefings to be held before work each day to appraise employees of site health and safety hazards;
- d) Frequency and types of air and personnel monitoring to be used - along with the environmental sampling techniques and instrumentation. Include instrumentation maintenance and calibration methods and frequencies;
- e) Specific personal protective equipment and procedures to be used by workers to protect themselves from the identified hazards. Also state the contaminant concentrations in air - or other conditions - which will trigger changes in work or work habits to ensure workers are not exposed to high levels of hazardous chemicals or to other unsafe conditions;
- f) Confined space entry procedures (if applicable);
- g) Decontamination procedures;
- h) Measures to be taken to secure the site, excavation and stockpiled soil during and after work hours (e.g. barricades, caution tape, fencing, trench plates, security guards, etc.);
- i) Spill containment and emergency/contingency plan. Be sure to include emergency phone numbers, the location of the phone nearest the site, and directions to the hospital nearest the site;
- j) Documentation that all site workers have received the appropriate OSHA approved trainings and participate in appropriate medical surveillance per 29 CFR 1910.120; and
- k) Page for employees to sign indicating they have read and will comply with the site health and safety plan.

The safety plan must be distributed to all employees and contractors working in hazardous waste operations on site. A complete copy of the site health and safety plan along with any standard operating procedures shall be on site and accessible at all times.

NOTE: These requirements are excerpts from 29 CFR Part 1910.120, Hazardous Waste Operations and Emergency Response; Final Rule, March 6, 1989. Safety plans of certain underground tank sites may need to meet the complete requirements of this Rule.

19. PLOT PLAN

The plan should consist of a scaled view of the facility at which the tank(s) are located and should include the following information:

- a) Scale;
- b) North Arrow;
- c) Property Lines;
- d) Location of all Structures;
- e) Location of all relevant existing equipment including tanks and piping to be removed and dispensers;
- f) Streets;
- g) Underground conduits, sewers, water lines, utilities;
- h) Existing wells (drinking, monitoring, etc.);
- i) Depth to ground water; and
- j) All existing tanks and piping in addition to the ones being pulled.

20. DEPOSIT

A deposit, payable to Alameda County for the amount indicated on the Alameda County Underground Storage Tank Fee Schedule, must accompany the plans.

21. Blank Unauthorized Leak/Contamination Site Report forms may be obtained in limited quantities from our office and from the San Francisco Bay Regional Water Quality Control Board (415/464-1255). Larger quantities may be obtained directly from the State Water Resources Control Board at (916) 739-2421.

22. TANK CLOSURE REPORT

The tank closure report should contain the following information:

- a) General description of the closure activities;
- b) Description of tank, fittings and piping conditions. Indicate tank size and former contents; note any corrosion, pitting, holes, etc.;

- c) Description of the excavation itself. Include the tank and excavation depth, a log of the stratigraphic units encountered within the excavation, a description of root holes or other potential contaminant pathways, the depth to any observed ground water, descriptions and locations of stained or odor-bearing soil, and descriptions of any observed free product or sheen;
- d) Description of sampling methods;
- e) Description of any remedial measures conducted at the time of tank removal;
- f) To-scale figures showing the excavation size and depth, nearby buildings, sample locations and depths, and tank and piping locations. Include a copy of the plot plan prepared for the Tank Closure Plan under item 19;
- g) Chain of custody records;
- h) Copies of signed laboratory reports;
- i) Copies of "TSDF to Generator" Manifests for all hazardous wastes hauled offsite (sludge, rinsate, tanks and piping, contaminated soil, etc.); and
- j) Tabulation of the volume and final destination of all non-manifested contaminated soil hauled offsite.

TABLE #2
RECOMMENDED MINIMUM VERIFICATION ANALYSES FOR
UNDERGROUND TANK LEAKS

<u>HYDROCARBON LEAK</u>	<u>SOIL ANALYSIS</u>		<u>WATER ANALYSIS</u>	
Unknown Fuel	TPH G	GCFID(5030)	TPH G	GCFID(5030)
	TPH D	GCFID(3550)	TPH D	GCFID(3510)
	BTX&E	8020 or 8240	BTX&E	602, 624 or 8260
	TPH AND BTX&E	8260		
Leaded Gas	TPH G	GCFID(5030)	TPH G	GCFID(5030)
	BTX&E	8020 OR 8240	BTX&E	602 or 624
	TPH AND BTX&E	8260	TOTAL LEAD AA	
	-----Optional-----			
	TEL	DHS-LUFT	TEL	DHS-LUFT
	EDB	DHS-AB1803	EDB	DHS-AB1803
Unleaded Gas	TPH G	GCFID(5030)	TPH G	GCFID(5030)
	BTX&E	8020 or 8240	BTX&E	602, 624 or 8260
	TPH AND BTX&E	8260		
Diesel, Jet Fuel and Kerosene	TPH D	GCFID(3550)	TPH D	GCFID(3510)
	BTX&E	8020 or 8240	BTX&E	602, 624 or 8260
	TPH AND BTX&E	8260		
Fuel/Heating Oil	TPH D	GCFID(3550)	TPH D	GCFID(3510)
	BTX&E	8020 or 8240	BTX&E	602, 624 or 8260
	TPH AND BTX&E	8260		
Chlorinated Solvents	CL HC	8010 or 8240	CL HC	601 or 624
	BTX&E	8020 or 8240	BTX&E	602 or 624
	CL HC AND BTX&E	8260	CL HC AND BTX&E	8260
Non-chlorinated Solvents	TPH D	GCFID(3550)	TPH D	GCFID(3510)
	BTX&E	8020 or 8240	BTX&E	602 or 624
	TPH AND BTX&E	8260	TPH and BTX&E	8260
Waste and Used Oil or Unknown (All analyses must be completed and submitted)	TPH G	GCFID(5030)	TPH G	GCFID(5030)
	TPH D	GCFID(3550)	TPH D	GCFID(3510)
	TPH AND BTX&E	8260		
	O & G	5520 D & F	O & G	5520 C & F
	BTX&E	8020 or 8240	BTX&E	602, 624 or 8260
	CL HC	8010 or 8240	CL HC	601 or 624
	ICAP or AA TO DETECT METALS: Cd, Cr, Pb, Zn, Ni			
	METHOD 8270 FOR SOIL OR WATER TO DETECT:			
	PCB*		PCB	
	PCP*		PCP	
	PNA		PNA	
	CREOSOTE		CREOSOTE	

* If found, analyze for dibenzofurans (PCBs) or dioxins (PCP)

Reference: Tri-Regional Board Staff Recommendations for Preliminary Evaluation and Investigation of Underground Tank Sites, 10 August 1990

EXPLANATION FOR TABLE #2: MINIMUM VERIFICATION ANALYSIS

1. OTHER METHODOLOGIES are continually being developed and as methods are accepted by EPA or DHS, they also can be used.
2. For DRINKING WATER SOURCES, EPA recommends that the 500 series for volatile organics be used in preference to the 600 series because the detection limits are lower and the QA/QC is better.
3. APPROPRIATE STANDARDS for the materials stored in the tank are to be used for all analyses on Table #2. For instance, seasonally, there may be five different jet fuel mixtures to be considered.
4. To AVOID FALSE POSITIVE detection of benzene, benzene-free solvents are to be used.
5. TOTAL PETROLEUM HYDROCARBONS (TPH) as gasoline (G) and diesel (D) ranges (volatile and extractible, respectively) are to be analyzed and characterized by GCFID with a fused capillary column and prepared by EPA method 5030 (purge and trap) for volatile hydrocarbons, or extracted by sonication using 3550 methodology for extractable hydrocarbons. Fused capillary columns are preferred to packed columns; a packed column may be used as a "first cut" with "dirty" samples or once the hydrocarbons have been characterized and proper QA/QC is followed.
6. TETRAETHYL LEAD (TEL) analysis may be required if total lead is detected unless the determination is made that the total lead concentration is geogenic (naturally occurring).
7. CHLORINATED HYDROCARBONS (CL HC) AND BENZENE, TOLUENE, XYLENE AND ETHYLBENZENE (BTX&E) are analyzed in soil by EPA methods 8010 and 8020 respectively, (or 8240) and in water, 601 and 602, respectively (or 624).
8. OIL AND GREASE (O & G) may be used when heavy, straight chain hydrocarbons may be present. Infrared analysis by method 418.1 may also be acceptable for O & G if proper standards are used. "Standard Methods" 17th Edition, 1989, has changed the 503 series to 5520.
9. PRACTICAL QUANTITATION REPORTING LIMITS are influenced by matrix problems and laboratory QA/QC procedures. Following are the Practical Quantitation Reporting Limits:

	<u>SOIL PPM</u>	<u>WATER PPB</u>
TPH G	1.0	50.0
TPH D	1.0	50.0
BTX&E	0.005	0.5
O & G	50.0	5,000.0

Based upon a Regional Board survey of Department of Health Services Certified Laboratories, the Practical Quantitation Reporting Limits are attainable by a majority of laboratories with the exception of diesel fuel in soils. The Diesel Practical Quantitation Reporting Limits, shown by the survey, are:

ROUTINE	MODIFIED PROTOCOL
≤ 10 ppm (42%)	≤ 10 ppm (10%)
≤ 5 ppm (19%)	≤ 5 ppm (21%)
≤ 1 ppm (35%)	≤ 1 ppm (60%)

When the Practical Quantitation Reporting Limits are not achievable, an explanation of the problem is to be submitted on the laboratory data sheets.

10. LABORATORY DATA SHEETS are to be signed and submitted and include the laboratory's assessment of the condition of the samples on receipt including temperature, suitable container type, air bubbles present/absent in VOA bottles, proper preservation, etc. The sheets are to include the dates sampled, submitted, prepared for analysis, and analyzed.
11. IF PEAKS ARE FOUND, when running samples, that do not conform to the standard, laboratories are to report the peaks, including any unknown complex mixtures that elute at times varying from the standards. Recognizing that these mixtures may be contrary to the standard, they may not be readily identified; however, they are to be reported. At the discretion of the LIA or Regional Board the following information is to be contained in the laboratory report:

The relative retention time for the unknown peak(s) relative to the reference peak in the standard, copies of the chromatogram(s), the type of column used, initial temperature, temperature program is C/minute, and the final temperature.

12. REPORTING LIMITS FOR TPH are: gasoline standard ≤ 20 carbon atoms, diesel and jet fuel (kerosene) standard ≤ 50 carbon atoms. It is not necessary to continue the chromatography beyond the limit, standard, or EPA/DHS method protocol (whichever time is greater).

EPILOGUE

ADDITIVES: Major oil companies are being encouraged or required by the federal government to reformulate gasoline as cleaner burning fuels to reduce air emissions. MTBE (Methyl-tertiary butyl ether), ETHANOL (ethyl alcohol), and other chemicals may be added to reformulate gasolines to increase the oxygen content in the fuel and thereby decrease undesirable emissions (about four percent with MTBE). MTBE and ethanol are, for practical purposes, soluble in water. The removal

from the water column will be difficult. Other compounds are being added by the oil companies for various purposes. The refinements for detection and analysis for all of these additives are still being worked out. If you have any questions about the methodology, please call your Regional Board representative.

ON SITE SAFETY EQUIPMENT:

2- ROLLS VISQUEEN
2- RESPIRATORS (WITH ORGANIC VAPOR CARTRIDGE)
2- FIRE EXTINGUISHERS
2- 55 GALLON DRUMS
2- BAGS OF ABSORBANTS
1- 5 GALLON BUCKET
CAUTION SIGNS
NO SMOKING SIGNS
CAUTION TAPE
BARRICADES
FENCE
HARD HATS

JOB PROJECT MANAGER:

SITE SAFETY OFFICER:

LEVEL C PROTECTION IS AVAILABLE ON-SITE

SITE SECURITY WILL BE A FENCE

PIPING WILL BE REMOVED & DISPOSED OF WITH UST'S



Fence

250 gal
w/o

Everidge
Bldg.

0000

Product

Disp

4,000 gal

4,000 gal

4,000 gal

7th street

Magnolia

Working towards a
pollution free environment

Applied Environmental Solutions, Inc.
2530 Berryessa Rd. Suite 809
San Jose, California 95132-2903

Telephone 408 928-1550
Fax 408 254-2588

**STATE
COMPENSATION
INSURANCE
FUND**

P.O. BOX 807, SAN FRANCISCO, CA 94101-0807

CERTIFICATE OF WORKERS' COMPENSATION INSURANCE

DECEMBER 19, 1991

POLICY NUMBER: 1276369 - 91
CERTIFICATE EXPIRES: 11-15-92

This is to certify that we have issued a valid Workers' Compensation insurance policy in a form approved by the California Insurance Commissioner to the employer named below for the policy period indicated.

This policy is not subject to cancellation by the Fund except upon ten days' advance written notice to the employer.

We will also give you TEN days' advance notice should this policy be cancelled prior to its normal expiration.

This certificate of insurance is not an insurance policy and does not amend, extend or alter the coverage afforded by the policies listed herein. Notwithstanding any requirement, term, or condition of any contract or other document with respect to which this certificate of insurance may be issued or may pertain, the insurance afforded by the policies described herein is subject to all the terms, exclusions and conditions of such policies.


PRESIDENT

EMPLOYER

APPLIED ENVIRONMENTAL SOLUTIONS, INC.
2530 BERRYESSA ROAD, SUITE 809
SAN JOSE, CALIFORNIA 95132-2903

SCIF 10262 (REV. 10-86)

COPY FOR INSURED'S FILE

OLD 262A

APPLIED ENVIRONMENTAL SOLUTIONS, INC.

2830 Berryessa Road, Suite 809

San Jose, California 95132

(408) 928-1550

SITE AND SAFETY PLAN

PROJECT NAME: Everidge Service Company
1211 7th Street
Oakland, CA 94607

PROJECT NO.: 397

PROJECT MANAGER: Ted Whitman

ON SITE GEOLOGIST: Marc Mullaney

SITE HEALTH &
SAFETY OFFICER: Ted Whitman

HEALTH & SAFETY HAZARDS (POTENTIAL)

EXCAVATION

Any excavation (or trench) must be supported or tested for wall stability if it is over six (6) feet in depth and requires entry. The excavated area must be surrounded by a safety fence, barricaded, or otherwise protected. The excavated area should also be lighted at night with electrically powered lights or reflectors. When necessary, it is the responsibility of the subcontractor to shore or ramp excavations in accordance with government regulations.

EXCAVATION HAZARDS

The most serious and common hazard from working in an excavation is a cave-in. The following safety rules should be followed to prevent any mishaps:

- Inspect soil stability before and after tank removal(s).
- Keep soil at least 2 feet from the edge of an excavation.
- Guard excavation 5 feet deep or more (or any shallower excavation with unstable soil conditions) into which workers will enter, by a shoring system, sloping the ground or other equivalent methods.
- Support heavy equipment properly.

OTHER HAZARDS

The following rules should be applied to prevent injury or accidents:

- Avoid standing on the top of a tank (slippery or rusty surface).
- Use proper, not undersized, equipment to remove the tank.
- Secure the tank at an assigned location after extraction.

DECONTAMINATION PROCEDURES

All operations conducted at this site have the potential to contaminate field equipment and personnel protective equipment (PPE). To prevent the transfer of any contamination to vehicles, administrative area, and other personnel, the following procedures must be followed:

- Whenever possible, field equipment should be decontaminated with a solution of Alconox detergent or Green Soap and thoroughly rinsed with water prior to leaving the site. This procedure must be done outside a 25 foot radius of any work area. In situations where it is not possible to decontaminate field equipment on site, double-bag each piece of equipment for transport to home base and immediately decontaminated the equipment in a designated area.
- Disposable PPE (Tyvek suits and inner latex gloves, for example) must be bagged and disposed of at the site. Non-disposable PPE (such as respirators and outer gloves) must be individually bagged, transported to home base, and properly decontaminated with a solution of Alconox detergent or Green Soap (available at most hardware stores).

First aid equipment is located on site inside of APPLIED ENVIRONMENTAL SOLUTIONS, INC. truck. Notify the Project Manager and Site Health & Safety Officer about the situation immediately after emergency procedures are implemented.

ENCOUNTERING EMERGENCY SITUATION

Personnel encountering a hazardous situation shall instruct others on site to evacuate the vicinity immediately and call the Project Manager, the Site Health & Safety Officer, or, in their absence, the Regional Health and Safety Manager for instructions.

The site must not be re-entered until the situation has been corrected!

PROCEDURES FOR INJURY

1. Call for ambulance/medical assistance, if necessary. Notify the receiving hospital of the nature of physical injury or chemical overexposure.
2. Notify the Project Manager and Site Health & Safety Officer. If the injury is minor, proceed to administer first aid and notify the Site Safety Officer.

EMERGENCY TREATMENT

In all cases of chemical overexposure, follow standard procedures for poison management, first aid, and, if applicable, cardiopulmonary resuscitation. When transporting an injured person to a hospital, bring this site safety plan to assist medical personnel with diagnosis and treatment.

EMERGENCY TELEPHONE NUMBERS

Local Police: 911
State Police: 911
Fire Dept: 911
Ambulance: 911

MEDICAL

Nearest Hospital: Peralta Hospital, 450 30th Street
Oakland, California

Telephone: 510-451-4900

Directions from job site: Proceed South on 7th Street and head East onto Market Street then South onto 30th Street

SITE SAFETY SUMMARY

Back-up Hospital: Merritt Hospital, Hawthorne Av & Webster,
Oakland, California

Telephone: 510-655-4000

Directions from job site: Proceed South on 7th Street and head East onto Market Street then South onto 34th Street

Poison Control Center: (510) 476-2845 1-800-535-0525

National Response Center: 1-800-424-8802

Regional EPA Office: (916) 323-1781

ON SITE SAFETY EQUIPMENT

2 ROLLS VISQUENE PLASTIC

2 RESPIRATORS

2 FIRE EXTINGUISHERS

2 55-GALLON DRUMS

2 BAGS ABSORBENT

1 5-GALLON BUCKET

CAUTION SIGNS

CAUTION TAPE

NO SMOKING SIGNS

BARRICADES

FENCE

HARD HATS

BOOTS

GLOVES

TYVEK SUITS

SAFTEY GLASSES

NAMES AND SIGNATURES OF ALL EMPLOYEES ON JOB SITE WHO HAVE RECEIVED
AND READ A COPY OF THIS SITE HEALTH & SAFETY PLAN BY AES, INC. 1992

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.
- 8.
- 9.

Working towards a
pollution free environment

Applied Environmental Solutions, Inc.
2530 Berryessa Rd. Suite 809
San Jose, California 95132-2903

Telephone 408 928-1550
Fax 408 254 2588

FAX COVER SHEET

DATE: 10/13/92 TIME: 10:40

SEND TO: Alameda County Health Agency

ATTENTION: Don Huang

NAME OF SENDER: Bob Mercante

NUMBER OF PAGES INCLUDING COVER SHEET: 3

FAX TO NUMBER: 510 569-4757

MESSAGE:

Lab Analysis for each sample

Excavated/Stockpiled Soil

<p>Stockpiled Soil Volume (Estimated)</p> <p>Piling</p>	<p align="center">Sampling Plan</p> <p align="center">1/1 discrete sample per 20 cu yds</p> <p align="center">every 20 ft.</p>
--	---

Stockpiled soil must be placed on bermed plastic and must be completely covered by plastic sheeting.

16. Chemical methods and associated detection limits to be used for analyzing samples

The Tri-Regional Board recommended minimum verification analyses and practical quantitation reporting limits should be followed. See attached Table 2.

UNLEADED SUPER LEAD

Contaminant Sought	EPA, DHS, or Other Sample Preparation Method Number	EPA, DHS, or Other Analysis Method Number	Method Detection Limit
TPHg	5030	8015 GC FID	1ppm ^{Soil}
BTAE	5030	8620 or 8240	5ppb
TPH: BTAE	5030 418.1	8260	10ppm
Total Lead AA	3050	7420	0.1 ppm

17. Submit Site Health and Safety Plan (See Instructions)

Excavated/Stockpiled Soil

<p>Stockpiled Soil Volume (Estimated)</p> <p><i>pipings</i></p>	<p align="center">Sampling Plan</p> <p align="center"><i>1/discrete s.ple per 30 cu yds</i></p> <p align="center"><i>every 20ft.</i></p>
--	---

Stockpiled soil must be placed on bermed plastic and must be completely covered by plastic sheeting.

12. Chemical methods and associated detection limits to be used for analyzing samples

The Tri-Regional Board recommended minimum verification analyses and practical quantitation reporting limits should be followed. See attached Table 2.

WASTE OIL

Contaminant Sought	EPA, DHS, or Other Sample Preparation Method Number	EPA, DHS, or Other Analysis Method Number	Method Detection Limit
<i>TPH g</i>	<i>5030</i>	<i>8015 GC FID</i>	<i>1ppm Soil</i>
<i>TPH d</i>	<i>3530</i>	<i>8015 GC FID</i>	<i>10 ppm</i>
<i>BTEX</i>	<i>5030</i>	<i>8020 or 8240</i>	<i>5 ppb</i>
<i>Chlorinated HC.</i>	<i>8010</i>	<i>8010 or 8240</i>	<i>5 ppb</i>
<i>Total Oil (XALL)</i>	<i>5540 DIF</i>	<i>5520 DIF</i>	<i>20 ppm</i>
<i>Metals (Cd, Cr, Pb, Zn, Ni)</i>	<i>AA or ICAP</i>	<i>7130/7190/7430/ 7250</i>	<i>ed. 1 ppm Cr, Pb, Ni, Zn 1.0 ppm</i>
<i>Semi-volatiles</i>	<i>8270</i>	<i>8270</i>	<i>various limits</i>

13. Submit Site Health and Safety Plan (See Instructions)

PARCEL: 4-43-3

1211 7TH ST

OAKLAND

94607

OWNER: EVERIDGE WILLIE

C/O NAME:

TAC: 17-014

USE CODE: 8500

M/A EFF: 02/06/84 T

MAIL ADR: 1211 7TH ST

OAKLAND CA

94607

	CODE	NUMBER	DATE	TR TAX	ROLL	INDATE
LATEST DOCUMENT :	01	74 163534	12/31/74		75	00328
LAST APPRAISABLE:	0	163534	12/31/74	0.00		
COMPTON MEREDITH R & SNIDER JUDITH A						
	02	71 162923	12/13/71	0.00	72	00308
WELLS FARGO BANK TRUSTEE						
	00	AT 157209	11/15/62	0.00	70	00999

ENTER '0' UNDER OPTION TO RETURN TO MENU

ENTER 'P' UNDER OPTION TO VIEW PRELIMINARY ROLL

-OPTION---REFERENCE NUMBER---

H 4-43-3

923

REF NO: 4-43-3

1211 7TH ST

OAKLAND

94607

OWNER ON 3 / 1 / 96 : EVERIDGE WILLIE

TAX AREA CODE: 17-014 BASE YEAR CODE: 75Z

LAST DOCUMENT NUMBER: 163534

CURRENT OWNER: EVERIDGE WILLIE

LAST DOCUMENT DATE: 12/31/74

C/O NAME:

MAIL ADDR: 1211 7TH ST

OAKLAND CA

94607

ASSESSED VALUES==>

LAND: 33,208

IMPROVEMENTS: 10,626

FIXTURES: 0

HOUSEHOLD PERSONAL PROPERTY: 0

BUSINESS PERSONAL PROPERTY: 7,200

TOTAL: 51,034

HOMEOWNER'S EXEMPTION: 0

() OTHER EXEMPTION: 0

NET TOTAL: 51,034

ENTER '0' UNDER OPTION TO RETURN TO MENU

ENTER 'H' UNDER OPTION TO VIEW HISTORY

-OPTION---REFERENCE NUMBER---

P 4-43-3