



Colorado Department of Labor and Employment
 Division of Oil and Public Safety – Petroleum Storage Tank Fund
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Affidavit: Orphan or Abandoned Tanks

(Revised 1/7/2015)

A Fund applicant who is seeking to establish reimbursement eligibility for remediation costs related to petroleum contamination that originated from an orphan or abandoned tank is required to complete this affidavit and sign it before a notary public. More information about this requirement is available in Sections 8-20.5-101 (1) and (9), 8-20.5-206 (3) (b) and 8-20.5-303 (3) (b) of the [Colorado Revised Statutes](#).

RAP #:

Applicant Certification

I, _____, being first duly sworn, depose and state the following:
(Applicant Name)

- I am applying for reimbursement as a property owner tank owner who bears no responsibility for the release.
- I acquired the property at _____ on _____ from _____
(Address) (Acquisition Date) (Name of Seller)
- I discovered the orphan or abandoned petroleum storage tank(s) on _____.
(Date)
- I did not install and have never operated the orphan or abandoned petroleum storage tank(s) on this property, nor have I ever leased them to any other person for operation.
- The costs for which I have requested reimbursement are for remediation of petroleum contamination from the orphan or abandoned petroleum storage tank(s) only.
- When I acquired this property, I had no reason to know, by personal knowledge or observation, representations by the seller or any other person, environmental assessments, reports, or any other means, that the abandoned tank(s) existed nor that there had ever been a release of petroleum product on this site.
 - "Release" means any spilling, leaking, emitting, discharging, escaping, leaching or disposing of a regulated substance from an underground storage tank into groundwater, surface water, surface soils or subsurface soils.
- I discovered petroleum contamination on this property on _____.
(Date)
- There is no relationship, financial or otherwise, between the Fund applicant and the seller of the subject property, including relationships between and among shareholders, officers, directors or other principals, owners, operators or management personnel.
- I understand that there are severe criminal penalties for any false statement or misrepresentation of a material fact, knowing it to be false or knowingly failing to disclose a material fact with the intent to defraud.

Fund Applicant Name:		Title:	
Fund Applicant Signature:		Date:	

Notary Public Certification

Subscribed and sworn to before me in the county of _____, State of _____, this _____ day of _____.

Notary Public Printed Name: _____

Signature: _____

My Commission Expires: _____