

STATEMENT OF NON-DISTURBANCE

THIS STATEMENT OF NON-DISTURBANCE is made this 7th day of March, 1990, by the United States of America, acting by and through the General Services Administration ("GSA") to the District of Columbia Government acting by and through the Office of Business and Economic Development.

WHEREAS, the United States of America, acting by and through GSA, is the owner of premises known as Parcel 121/31, and located at Michigan Avenue and Irving Street, N.E., Washington, D.C.; and

WHEREAS, by virtue of a transfer of jurisdiction from GSA to the District of Columbia, a municipal corporation ("District"), pursuant to 40 U.S.C. Section 122, the aforementioned premises is now under the jurisdiction of the District; and

WHEREAS, the District desires to offer the site for development as a privately-owned conference, training and/or exhibit center, overnight accommodations facility and ancillary uses, such as a restaurant, recreational facilities, and/or gift shop, and/or compatible use; and

WHEREAS, the Developer seeks assurances from GSA that while the property is so used, GSA will not seek to revoke the transfer of jurisdiction or take other action to prohibit construction of the facility; and

WHEREAS, GSA is willing to grant this assurance.

NOW, THEREFORE, GSA hereby covenants to the District of Columbia and agrees that, as long as the aforementioned parcel is used as a conference, training and/or exhibit center, overnight accommodations facility and ancillary uses, such as a restaurant, recreational facilities and/or gift shop, and/or compatible use and such use is consented to by the District, GSA will not seek to revoke the transfer of jurisdiction of this parcel to the District, nor will it take other action to prohibit construction, development, maintenance, operation, restoration and/or repair of the facility.

WITNESS:

UNITED STATES GENERAL
SERVICES ADMINISTRATION

Paul Christolini

BY: James C. Handberg

WITNESS:

DISTRICT OF COLUMBIA

Luci Ann Blevins

BY: Raymond A. Skinner
Raymond A. Skinner
Deputy Director