

RECEIVED
CLERK'S OFFICE

FEB 20 2007

STATE OF ILLINOIS
Pollution Control Board

INFORMATIONAL NOTICE !!!

AC07-44

IT IS IMPORTANT THAT YOU READ THE ENCLOSED DOCUMENTS.

NOTE: This Administrative Citation refers to TWO separate State of Illinois Agencies. One is the **ILLINOIS POLLUTION CONTROL BOARD** located at James R. Thompson Center, 100 West Randolph Street, Suite 11-500, Chicago, Illinois 60601. The other state agency is the **ILLINOIS ENVIRONMENTAL PROTECTION AGENCY** located at: 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 61794-9276.

If you elect to contest the enclosed Administrative Citation, you must file a **PETITION FOR REVIEW** with **thirty-five (35) days** of the date the Administrative Citation was served upon you. Any such Petition for Review must be filed with the clerk of the Illinois Pollution Control Board by either hand delivering or mailing to the Board at the address given above. A copy of the Petition for Review should be either hand-delivered or mailed to the Illinois Environmental Protection Agency at the address given above and should be marked to the **ATTENTION: DIVISION OF LEGAL COUNSEL.**

Any person other than individuals **MUST** appear through an attorney-at-law licensed and registered to practice law. Individuals may appear on their own behalf, or through an attorney. 35 Ill. Adm. Code 101.400(a).

FEB 20 2007

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
))
Complainant,)
))
v.)
))
HAROLD TOMLINSON, LARRY)
TOMLINSON and JERRY TOMLINSON.,)
))
Respondents.)

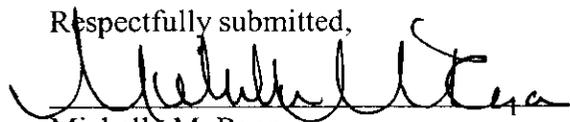
AC **07-44**
(IEPA No. 51-07-AC)

NOTICE OF FILING

To: Harold Tomlinson Larry Tomlinson
Box 7 107 East Water Street
104 Parkview Circle Washburn, IL 61570
Washburn, IL 61570

Jerry Tomlinson
109 North Adams
Washburn, IL 61570

PLEASE TAKE NOTICE that on this date I mailed for filing with the Clerk of the Pollution Control Board of the State of Illinois the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST.

Respectfully submitted,

Michelle M. Ryan
Special Assistant Attorney General

Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

Dated: February 15, 2007

RECEIVED
CLERK'S OFFICE

FEB 20 2007

STATE OF ILLINOIS
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
HAROLD TOMLINSON, LARRY)
TOMLINSON and JERRY TOMLINSON,)
)
)
Respondents.)

AC 07-44
(IEPA No. 51-07-AC)

JURISDICTION

This Administrative Citation is issued pursuant to the authority vested in the Illinois Environmental Protection Agency by Section 31.1 of the Illinois Environmental Protection Act, 415 ILCS 5/31.1 (2004).

FACTS

1. That Harold Tomlinson, Larry Tomlinson and Jerry Tomlinson ("Respondents") are the present owners and Harold Tomlinson d/b/a Tomlinson Disposal Service is the current operator of a facility located at 140 Wilbern Road, Wilbern, Marshall County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Tomlinson Property.
2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 1238070002.
3. That Respondents have owned said facility at all times pertinent hereto.
4. That on December 28, 2006, Jeff Port of the Illinois Environmental Protection Agency's Peoria Regional Office inspected the above-described facility. A copy of his inspection report setting forth the results of said inspection is attached hereto and made a part hereof.

VIOLATIONS

Based upon direct observations made by Jeff Port during the course of his December 28, 2006 inspection of the above-named facility, the Illinois Environmental Protection Agency has determined that Respondents have violated the Illinois Environmental Protection Act (hereinafter, the "Act") as follows:

- (1) That Respondents caused or allowed the open dumping of waste in a manner resulting in litter, a violation of Section 21(p)(1) of the Act, 415 ILCS 5/21(p)(1) (2004).
- (2) That Respondents caused or allowed the open dumping of waste in a manner resulting in open burning, a violation of Section 21(p)(3) of the Act, 415 ILCS 5/21(p)(3) (2004).
- (3) That Respondents caused or allowed the open dumping of waste in a manner resulting in deposition of general construction or demolition debris; or clean construction or demolition debris, a violation of Section 21(p)(7) of the Act, 415 ILCS 5/21(p)(7) (2004).

CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2004), Respondents are subject to a civil penalty of One Thousand Five Hundred Dollars (\$1,500.00) for each of the violations identified above, for a total of Three Thousand Dollars (\$4,500.00). If Respondents elect not to petition the Illinois Pollution Control Board, the statutory civil penalty specified above shall be due and payable no later than March 30, 2007, unless otherwise provided by order of the Illinois Pollution Control Board.

If Respondents elect to contest this Administrative Citation by petitioning the Illinois Pollution Control Board in accordance with Section 31.1 of the Act, 415 ILCS 5/31.1 (2004), and if the Illinois Pollution Control Board issues a finding of violation as alleged herein, after an adjudicatory hearing, Respondents shall be assessed the associated hearing costs incurred by the Illinois Environmental Protection Agency and the Illinois Pollution Control Board. Those hearing costs shall be assessed in addition to the One Thousand Five Hundred Dollar (\$1,500.00) statutory civil penalty for each violation.

Pursuant to Section 31.1(d)(1) of the Act, 415 ILCS 5/31.1(d)(1) (2004), if Respondents fail to petition or elect not to petition the Illinois Pollution Control Board for review of this Administrative Citation within thirty-five (35) days of the date of service, the Illinois Pollution Control Board shall adopt a final order, which shall include this Administrative Citation and findings of violation as alleged herein, and shall impose the statutory civil penalty specified above.

When payment is made, Respondents check shall be made payable to the Illinois Environmental Protection Trust Fund and mailed to the attention of Fiscal Services, Illinois Environmental Protection Agency, 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276. Along with payment, Respondents shall complete and return the enclosed Remittance Form to ensure proper documentation of payment.

If any civil penalty and/or hearing costs are not paid within the time prescribed by order of the Illinois Pollution Control Board, interest on said penalty and/or hearing costs shall be assessed against the Respondents from the date payment is due up to and including the date that payment is received. The Office of the Illinois Attorney General may be requested to initiate proceedings against Respondents in Circuit Court to collect said penalty and/or hearing costs, plus any interest accrued.

PROCEDURE FOR CONTESTING THIS
ADMINISTRATIVE CITATION

Respondents have the right to contest this Administrative Citation pursuant to and in accordance with Section 31.1 of the Act, 415 ILCS 5/31/1 (2004). If Respondents elect to contest this Administrative Citation, then Respondents shall file a signed Petition for Review, including a Notice of Filing, Certificate of Service, and Notice of Appearance, with the Clerk of the Illinois Pollution Control Board, State of Illinois Center, 100 West Randolph, Suite 11-500, Chicago, Illinois 60601. A copy of said Petition for Review shall be filed with the Illinois Environmental Protection Agency's Division of Legal Counsel at 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276. Section 31.1 of the Act provides that any Petition for Review shall be filed within thirty-five (35) days of the date of service of this Administrative Citation or the Illinois Pollution Control Board shall enter a default judgment against the Respondents.

Douglas P. Scott
Douglas P. Scott, Director *by wcc*
Illinois Environmental Protection Agency

Date: 2/15/07

Prepared by: Susan E. Konzelmann, Legal Assistant
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

AFFIDAVIT

IN THE MATTER OF)

)
)
)
)
)

IEPA DOCKET NO.

RESPONDENT

Affiant, Jeffrey A. Port, being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a field inspector employed by the Land Pollution Control Division of the Illinois Environmental Protection Agency and has been so employed at all times pertinent hereto.

2. On December 28, 2006, between 2:05PM and 2:20PM, Affiant conducted an inspection of the open dump in Marshall County, Illinois, known as Tomlinson Property, Illinois Environmental Protection Agency Site No. 1238070002.

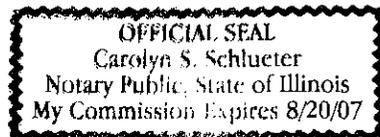
3. Affiant inspected said Tomlinson Property open dump site by an on-site inspection, which included walking and photographing the site.

4. As a result of the activities referred to in Paragraph 3 above, Affiant completed the Inspection Report form attached hereto and made a part hereof, which, to the best of Affiant's knowledge and belief, is an accurate representation of Affiant's observations and factual conclusions with respect to said Tomlinson Property open dump.

Jeffrey A. Port

Subscribed and Sworn to before me this 2nd day of February, 2007

Carolyn S. Schlueter
Notary Public



	(5)	Proliferation of Disease Vectors	<input type="checkbox"/>
	(6)	Standing or Flowing Liquid Discharge from the Dump Site	<input type="checkbox"/>

LPC # 1238070002

Inspection Date: 12/28/2006

	(7)	Deposition of General Construction or Demolition Debris; or Clean Construction or Demolition Debris	<input checked="" type="checkbox"/>
9.	55(a)	NO PERSON SHALL:	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	<input checked="" type="checkbox"/>
	(2)	Cause or Allow Open Burning of Any Used or Waste Tire	<input checked="" type="checkbox"/>
35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G			
10.	812.101(a)	FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL	<input checked="" type="checkbox"/>
11.	722.111	HAZARDOUS WASTE DETERMINATION	<input type="checkbox"/>
12.	808.121	SPECIAL WASTE DETERMINATION	<input type="checkbox"/>
13.	809.302(a)	ACCEPTANCE OF SPECIAL WASTE FROM A WASTE TRANSPORTER WITHOUT A WASTE HAULING PERMIT, UNIFORM WASTE PROGRAM REGISTRATION AND PERMIT AND/OR MANIFEST	<input type="checkbox"/>
OTHER REQUIREMENTS			
14.		APPARENT VIOLATION OF: (<input type="checkbox"/>) PCB; (<input type="checkbox"/>) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	<input type="checkbox"/>
15.	OTHER:		<input type="checkbox"/>
			<input type="checkbox"/>

Informational Notes

1. [Illinois] Environmental Protection Act: 415 ILCS 5/4.
2. Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G.
3. Statutory and regulatory references herein are provided for convenience only and should not be construed as legal conclusions of the Agency or as limiting the Agency's statutory or regulatory powers. Requirements of some statutes and regulations cited are in summary format. Full text of requirements can be found in references listed in 1. and 2. above.
4. The provisions of subsection (p) of Section 21 of the [Illinois] Environmental Protection Act shall be enforceable either by administrative citation under Section 31.1 of the Act or by complaint under Section 31 of the Act.
5. This inspection was conducted in accordance with Sections 4(c) and 4(d) of the [Illinois] Environmental Protection Act: 415 ILCS 5/4(c) and (d).
6. Items marked with an "NE" were not evaluated at the time of this inspection.

Narrative

On December 28, 2006, I (Jeff Port) performed an inspection at the Tomlinson property located at approximately 140 Wilbern Road in Wilbern. According to the complaint, C-2006-095-P, junk cars and trucks, 55-gallon barrels and other refuse is stored on the property. The complainant also stated that the property owners, Harold, Larry, and Jerry Tomlinson own a waste hauling operation in Washburn IL.

I arrived at the site at 2:05 PM. The weather was sunny and cold, approximately 40 °F. I observed a large metal building and a smaller wooden building on the property. No one appeared to be present on site. Empty Tomlinson Disposal rolloff boxes were also present. I observed several piles and accumulations of waste tires, both on and off rim. I found multiple areas on the property where waste tires and other waste had been burned. A small trench had been dug adjacent to the burn areas. Crushed metal 55-gallon drums were present in one area. Scrap metal, demolition debris, white goods, and domestic waste were scattered and piled throughout the property. Waste tires were located in front of and inside the wooden building. Photographs P1 through P8, P19, and P23 through P25 show the numerous waste tires on the property. Photographs P9 through P17 show the burned waste tires and other burned waste. Additionally, the trench is seen in photographs P12 and P17. Photograph P18 shows the 55-gallon drums. Photographs P20 through P22 show scrap metal, demolition debris, white goods and domestic waste. Waste tires are also intermingled with this waste. A backhoe was on site and can be seen in photographs P3, P21, and P22. A few junk vehicles were also present on site. After photographing the site, I left at approximately 2:20 PM.

Photograph locations are depicted on the accompanying site map. Based upon this inspection, the following violations were observed and are indicated on the accompany checklist.

1. Pursuant to Section 9(a) of the {Illinois} Environmental Protection Act (415 ILCS 5/9(a)), no person shall cause or threaten or allow the discharge or emission of any contaminant into the environment in any State so as to cause or tend to cause air pollution in Illinois, either alone or in combination with contaminants from other sources, or so as to violate regulations or standards adopted by the Board under this Act.

A violation of Section 9(a) of the {Illinois} Environmental Protection Act (415 ILCS 5/9(a)) is alleged for the following reason: **By allowing open burning at the site, Harold, Larry, and Jerry Tomlinson caused air pollution in Illinois.**

2. Pursuant to Section 9(c) of the {Illinois} Environmental Protection Act (415 ILCS 5/9(c)), no person shall cause or allow the open burning of refuse, conduct any salvage operation by open burning, or cause or allow the burning of any refuse in any chamber not specifically designed for the purpose and approved by the Agency pursuant to regulations adopted by the Board under this Act; except that the Board may adopt regulations permitting open burning of refuse in certain cases upon a finding that no harm will result from such burning, or that any alternative method of disposing of such refuse

would create a safety hazard so extreme as to justify the pollution that would result from such burning.

A violation of Section 9(c) of the {Illinois} Environmental Protection Act (415 ILCS 5/9(c)) is alleged for the following reason: **By allowing open burning at the site, Harold, Larry, and Jerry Tomlinson caused air pollution in Illinois.**

3. Pursuant to Section 12(a) of the {Illinois} Environmental Protection Act (415 ILCS 5/12(a)), no person shall cause or threaten or allow the discharge of any contaminants into the environment in any State so as to cause or tend to cause water pollution in Illinois, either alone or in combination with matter from other sources, or so as to violate regulations or standards adopted by the Pollution Control Board under this Act.

A violation of Section 12(a) of the {Illinois} Environmental Protection Act (415 ILCS 5/12(a)) is alleged for the following reason: **By allowing the accumulation of waste at the site, Harold, Larry, and Jerry Tomlinson threatened water pollution in Illinois.**

4. Pursuant to Section 12(d) of the {Illinois} Environmental Protection Act (415 ILCS 5/12(d)), no person shall deposit any contaminants upon the land in such place and manner so as to create a water pollution hazard.

A violation of Section 12(d) of the {Illinois} Environmental Protection Act (415 ILCS 5/12(d)) is alleged for the following reason: **By allowing the accumulation of waste at the site, Harold, Larry, and Jerry Tomlinson created a water pollution hazard.**

5. Pursuant to Section 21(a) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(a)), no person shall cause or allow the open dumping of any waste.

A violation of Section 21(a) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(a)) is alleged for the following reason: **Harold, Larry, and Jerry Tomlinson caused or allowed the open dumping of waste at the site.**

6. Pursuant to Section 21(d)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(d)(1)), no person shall conduct any waste-storage, waste-treatment, or waste-disposal operation without a permit granted by the Agency or in violation of any conditions imposed by such permit.

A violation of Section 21(d)(1) is alleged for the following reason: **Harold, Larry, and Jerry Tomlinson conducted a waste-storage and waste-disposal operation at the site without a permit granted by the Agency.**

7. Pursuant to Section 21(d)(2) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(d)(2)), no person shall conduct any waste-storage, waste-treatment, or waste-

disposal operation in violation of any regulations or standards adopted by the Board under this Act.

A violation of Section 21(d)(2) is alleged for the following reason: **Harold, Larry, and Jerry Tomlinson conducted a waste-storage and waste-disposal operation in violation of Sections 812.101(a) of the Regulations.**

8. Pursuant to Section 21(e) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(e)), no person shall dispose, treat, store or abandon any waste, or transport any waste into this State for disposal, treatment, storage or abandonment, except at a site or facility which meets the requirements of this Act and of regulations and standards thereunder.

A violation of Section 21(e) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(e)) is alleged for the following reason: **Harold, Larry, and Jerry Tomlinson conducted a waste-storage and waste-disposal operation at a site that does not meet the requirements of Sections 9(a), 9(c), 12(a), 12(d), 21(a), 21(c), 21(d)(1), 21(d)(2), 21(p)(1), 21(p)(3), 21(p)(7), 55(a)(1), and 55(a)(2) of the Act and Section 812.101(a) of the Regulations.**

9. Pursuant to Section 21(p)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(1)), no person shall, in violation of subdivision (a) of this Section, cause or allow the open dumping of any waste in a manner which results in litter.

The prohibitions specified in this subsection (p) shall be enforceable by the Agency either by administrative citation under Section 31.1 of this Act or as otherwise provided by this Act. The specific prohibitions in this subsection do not limit the power of the Board to establish regulations or standards applicable to open dumping.

A violation of Section 21(p)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(1)) is alleged for the following reason: **Harold, Larry, and Jerry Tomlinson caused or allowed the open dumping of waste in a manner which resulted in litter.**

10. Pursuant to Section 21(p)(3) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(3)), no person shall, in violation of subdivision (a) of this Section, cause or allow the open dumping of any waste in a manner which results in open burning.

A violation of Section 21(p)(3) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(3)) is alleged for the following reason: **Harold, Larry, and Jerry Tomlinson caused or allowed the open dumping of waste in a manner which resulted in open burning.**

11. Pursuant to Section 21(p)(7) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(7)), no person shall, in violation of subdivision (a) of this Section, cause or allow

the open dumping of any waste in a manner which results in the deposition of general construction or demolition debris; or clean construction or demolition debris.

A violation of Section 21(p)(7) of the {Illinois} Environmental Protection Act (415 ILCS 5/21(p)(7)) is alleged for the following reason: **Harold, Larry, and Jerry Tomlinson caused or allowed the open dumping of waste in a manner which resulted in the deposition of general construction or demolition debris or clean construction or demolition debris as defined in Section 3.160(b) of this Act.**

12. Pursuant to Section 55(a)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/55(a)(1)), no person shall cause or allow the open dumping of any used or waste tire.

A violation of Section 55(a)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/55(a)(1)) is alleged for the following reason: **Harold, Larry, and Jerry Tomlinson caused or allowed the open dumping of waste tires.**

13. Pursuant to Section 55(a)(2) of the {Illinois} Environmental Protection Act (415 ILCS 5/55(a)(2)), no person shall cause or allow the open burning of any used or waste tire.

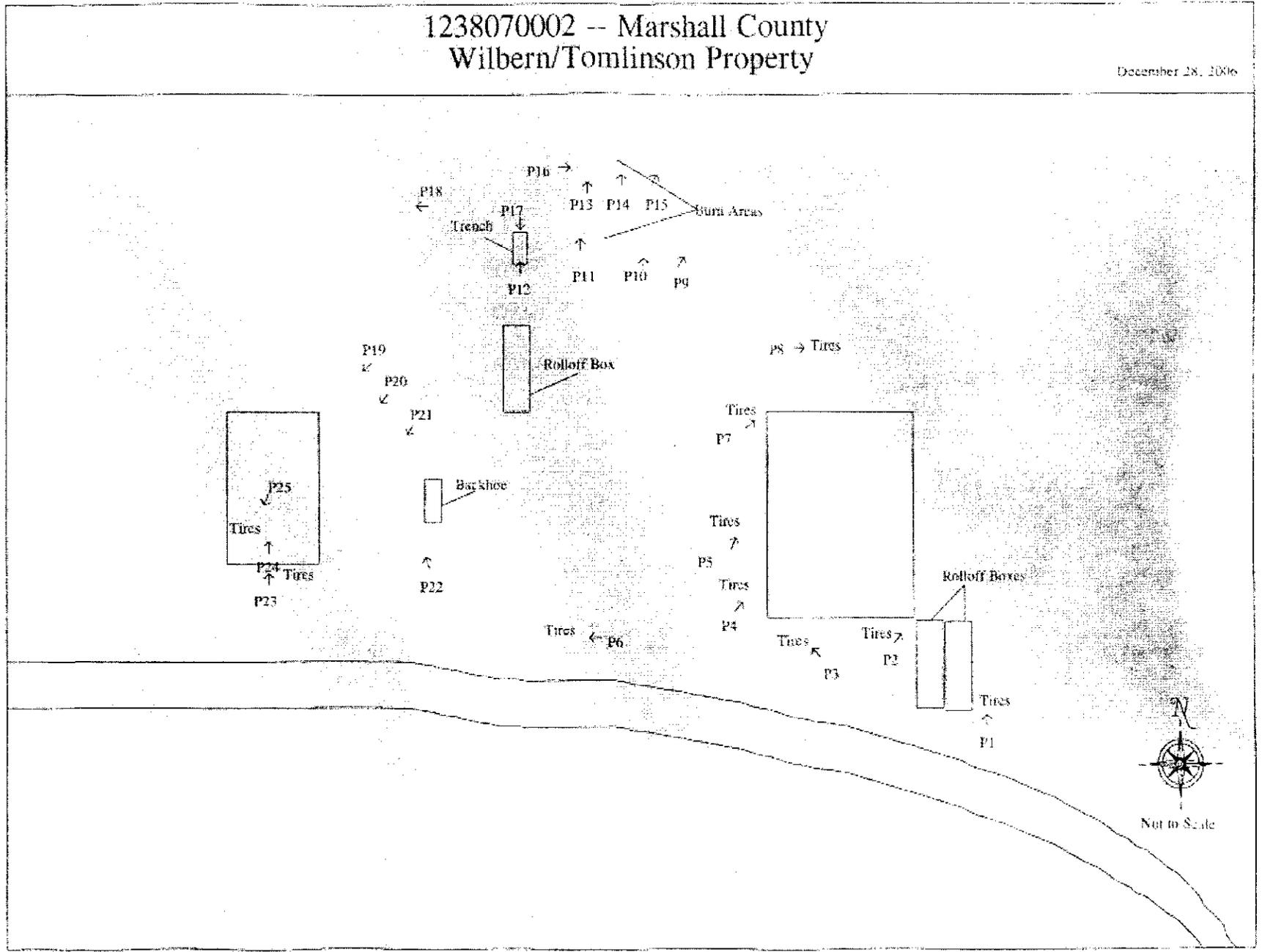
A violation of Section 55(a)(1) of the {Illinois} Environmental Protection Act (415 ILCS 5/55(a)(1)) is alleged for the following reason: **Harold, Larry, and Jerry Tomlinson caused or allowed the open burning of waste tires.**

14. Pursuant to Section 812.101(a), all persons, except those specifically exempted by Section 21(d) of the Illinois Environmental Protection Act (Act) (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 1021(d)) [415 ILCS 5/21(d)] shall submit to the Agency an application for a permit to develop and operate a landfill. The applications must contain the information required by this Subpart and by Section 39(a) of the Act, except as otherwise provided in 35 Ill. Adm. Code 817.

A violation of Section 812.101(a) is alleged for the following reason: **Harold, Larry, and Jerry Tomlinson operated a landfill at the site without submitting an application for a permit to the Agency.**

1238070002 -- Marshall County
Wilbern/Tomlinson Property

December 28, 2016





DATE: December 28, 2006

TIME: 2:08 PM

PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the north.

PHOTOGRAPH NUMBER: 1

PHOTOGRAPH FILE NAME:
1238070002~12282006-001.jpg

COMMENTS: Waste tires



DATE: December 28, 2006

TIME: 2:09 PM

PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the north.

PHOTOGRAPH NUMBER: 2

PHOTOGRAPH FILE NAME:
1238070002~12282006-002.jpg

COMMENTS: Waste tires and domestic
waste.



DOCUMENT FILE NAME:
1238070002~12282006.doc



DATE: December 28, 2006

TIME: 2:09 PM

PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the northwest.

PHOTOGRAPH NUMBER: 3

PHOTOGRAPH FILE NAME:
1238070002~12282006-003.jpg

COMMENTS: Waste tires.



DATE: December 28, 2006

TIME: 2:09 PM

PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the northeast.

PHOTOGRAPH NUMBER: 4

PHOTOGRAPH FILE NAME:
1238070002~12282006-004.jpg

COMMENTS: More waste tires.



DOCUMENT FILE NAME:
1238070002~12282006.doc



DATE: December 28, 2006

TIME: 2:09 PM

PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the northeast.

PHOTOGRAPH NUMBER: 5

PHOTOGRAPH FILE NAME:
1238070002~12282006-005.jpg

COMMENTS: More waste tires and
scrap metal.



DATE: December 28, 2006

TIME: 2:10 PM

PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the west.

PHOTOGRAPH NUMBER: 6

PHOTOGRAPH FILE NAME:
1238070002~12282006-006.jpg

COMMENTS: More waste tires.



DOCUMENT FILE NAME:
1238070002~12282006.doc



DATE: December 28, 2006

TIME: 2:10 PM

PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the northeast.

PHOTOGRAPH NUMBER: 7

PHOTOGRAPH FILE NAME:
1238070002~12282006-007.jpg

COMMENTS: More waste tires and
scrap metal.



DATE: December 28, 2006

TIME: 2:11 PM

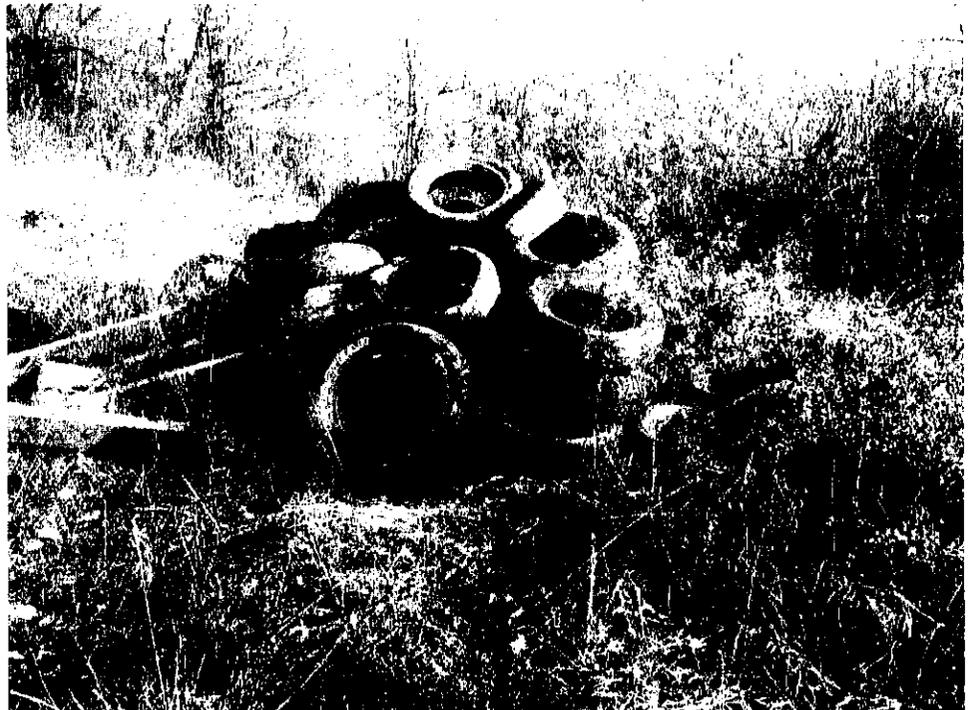
PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the east.

PHOTOGRAPH NUMBER: 8

PHOTOGRAPH FILE NAME:
1238070002~12282006-008.jpg

COMMENTS: Pile of waste tires and
processed wood.



DOCUMENT FILE NAME:
1238070002~12282006.doc



DATE: December 28, 2006

TIME: 2:12 PM

PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the northeast.

PHOTOGRAPH NUMBER: 9

PHOTOGRAPH FILE NAME:
1238070002~12282006-009.jpg

COMMENTS: Burn pile with tire wire
beads.



DATE: December 28, 2006

TIME: 2:12 PM

PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the north.

PHOTOGRAPH NUMBER: 10

PHOTOGRAPH FILE NAME:
1238070002~12282006-010.jpg

COMMENTS: Burn pile with tire wire
beads.



DOCUMENT FILE NAME:
1238070002~12282006.doc



DATE: December 28, 2006

TIME: 2:12 PM

PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the north.

PHOTOGRAPH NUMBER: 11

PHOTOGRAPH FILE NAME:
1238070002~12282006-011.jpg

COMMENTS: Multiple burn areas with
tire wire beads present.



DATE: December 28, 2006

TIME: 2:13 PM

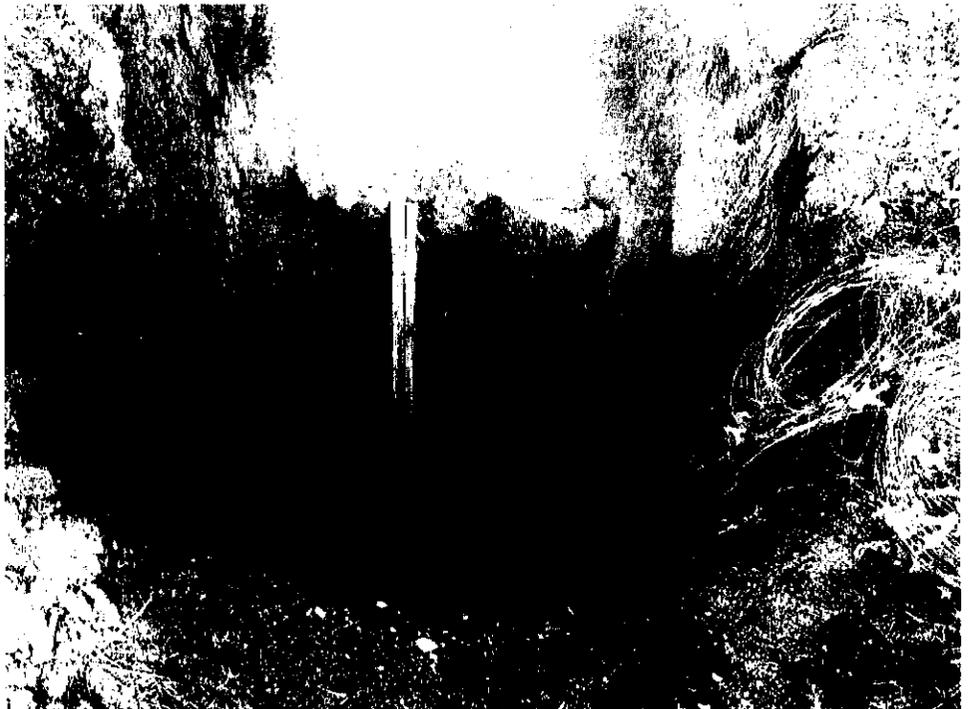
PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the north.

PHOTOGRAPH NUMBER: 12

PHOTOGRAPH FILE NAME:
1238070002~12282006-012.jpg

COMMENTS: Trench adjacent to burn
areas.



DOCUMENT FILE NAME:
1238070002~12282006.doc



DATE: December 28, 2006

TIME: 2:13 PM

PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the north.

PHOTOGRAPH NUMBER: 13

PHOTOGRAPH FILE NAME:
1238070002~12282006-013.jpg

COMMENTS: Burn pile with tire wire
beads, domestic waste and scrap metal.



DATE: December 28, 2006

TIME: 2:13 PM

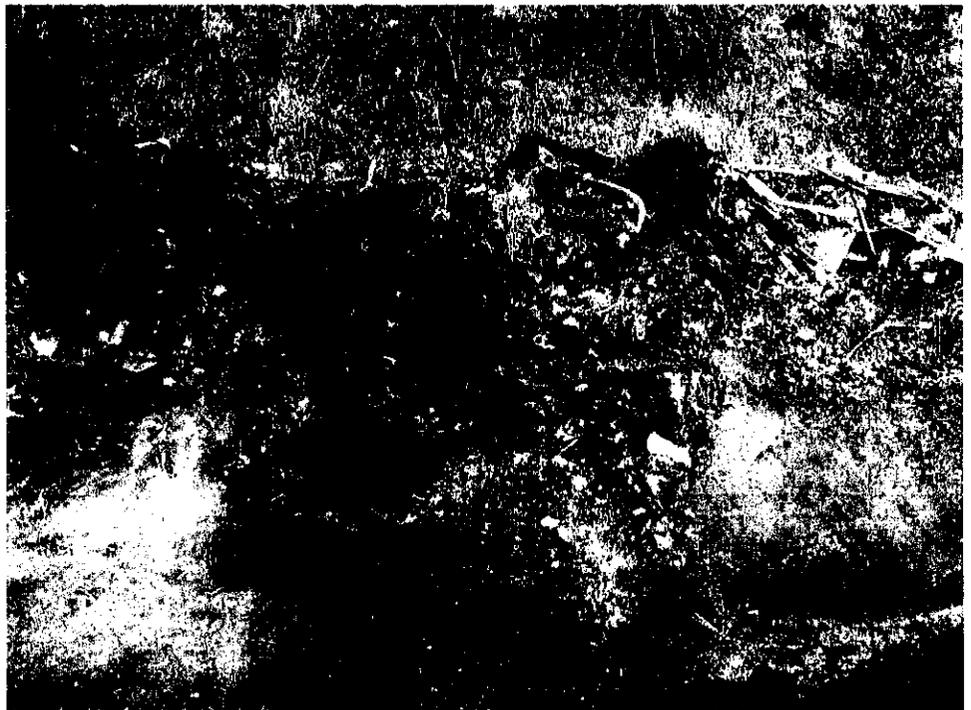
PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the north.

PHOTOGRAPH NUMBER: 14

PHOTOGRAPH FILE NAME:
1238070002~12282006-014.jpg

COMMENTS: Burn pile with tire wire
beads, domestic waste and scrap metal.



DOCUMENT FILE NAME:
1238070002~12282006.doc



DATE: December 28, 2006

TIME: 2:13 PM

PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the northeast.

PHOTOGRAPH NUMBER: 15

PHOTOGRAPH FILE NAME:
1238070002~12282006-015.jpg

COMMENTS: Burn pile with tire wire
beads, domestic waste and scrap metal.



DATE: December 28, 2006

TIME: 2:14 PM

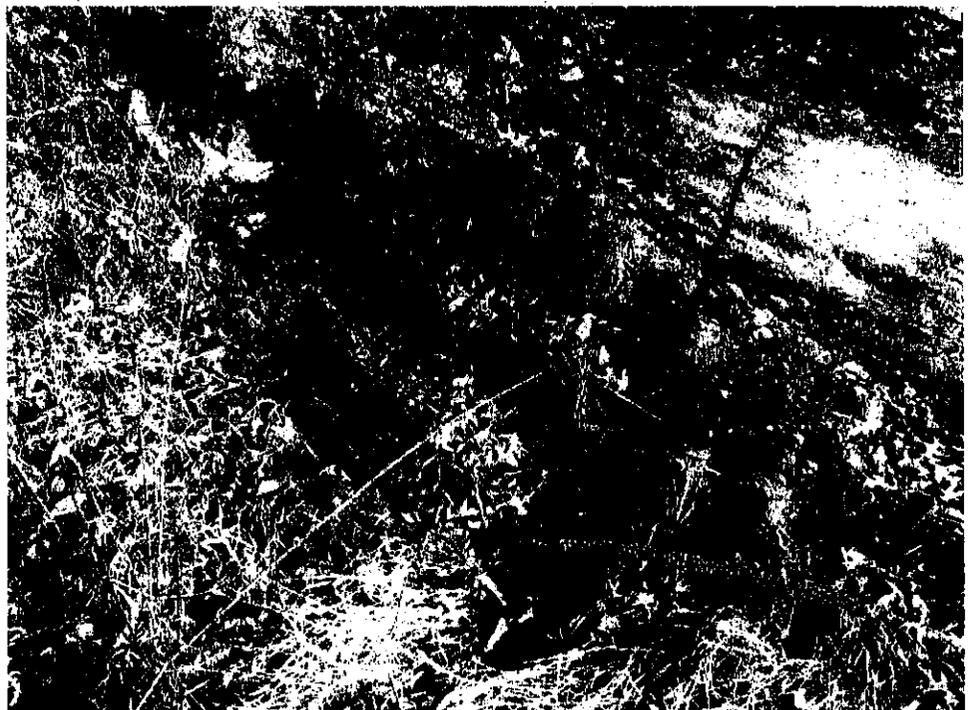
PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the east.

PHOTOGRAPH NUMBER: 16

PHOTOGRAPH FILE NAME:
1238070002~12282006-016.jpg

COMMENTS: Burn pile with tire wire
beads, domestic waste and scrap metal.



DOCUMENT FILE NAME:
1238070002~12282006.doc



DATE: December 28, 2006

TIME: 2:14 PM

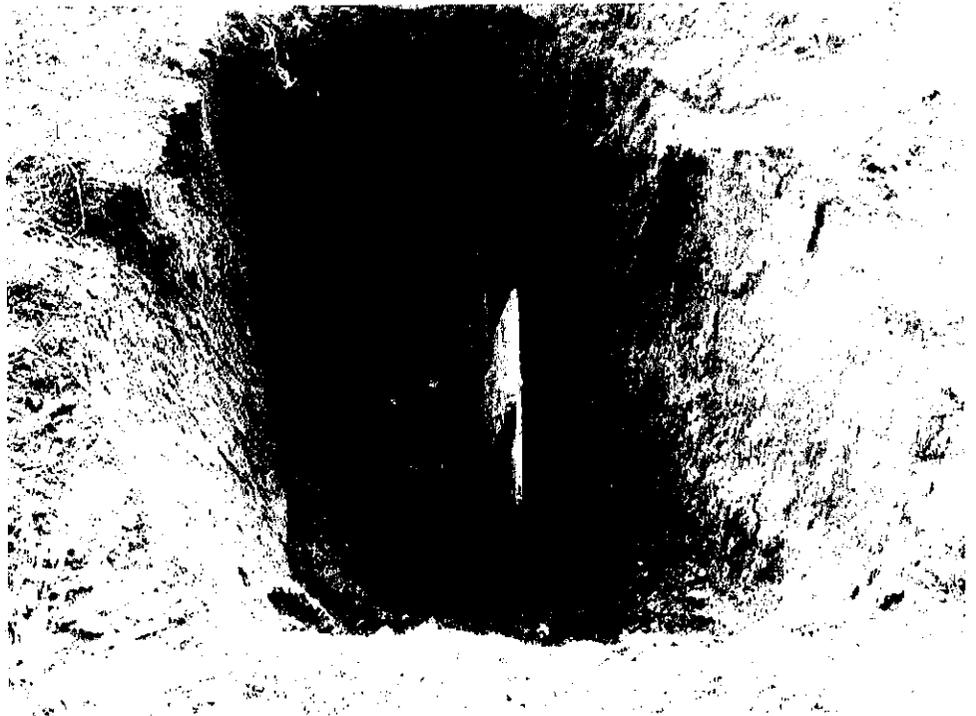
PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the south.

PHOTOGRAPH NUMBER: 17

PHOTOGRAPH FILE NAME:
1238070002~12282006-017.jpg

COMMENTS: Trench adjacent to burn
areas.



DATE: December 28, 2006

TIME: 2:14 PM

PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the west.

PHOTOGRAPH NUMBER: 18

PHOTOGRAPH FILE NAME:
1238070002~12282006-018.jpg

COMMENTS: Metal drums.



DOCUMENT FILE NAME:
1238070002~12282006.doc



DATE: December 28, 2006

TIME: 2:15 PM

PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the southwest.

PHOTOGRAPH NUMBER: 19

PHOTOGRAPH FILE NAME:
1238070002~12282006-019.jpg

COMMENTS: Waste tires, demolition
debris, and domestic waste.



DATE: December 28, 2006

TIME: 2:16 PM

PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the southwest.

PHOTOGRAPH NUMBER: 20

PHOTOGRAPH FILE NAME:
1238070002~12282006-020.jpg

COMMENTS: Waste tires and domestic
waste.



DOCUMENT FILE NAME:
1238070002~12282006.doc



DATE: December 28, 2006

TIME: 2:16 PM

PHOTOGRAPHED BY:

Jeff Port

DIRECTION: Photograph taken toward
the southwest.

PHOTOGRAPH NUMBER: 21

PHOTOGRAPH FILE NAME:

1238070002~12282006-021.jpg

COMMENTS: Waste tires, demolition
debris, white goods, scrap metal, and
domestic waste.



DATE: December 28, 2006

TIME: 2:17 PM

PHOTOGRAPHED BY:

Jeff Port

DIRECTION: Photograph taken toward
the northwest.

PHOTOGRAPH NUMBER: 22

PHOTOGRAPH FILE NAME:

1238070002~12282006-022.jpg

COMMENTS: Waste tires, demolition
debris, white goods, scrap metal, and
domestic waste.



DOCUMENT FILE NAME:

1238070002~12282006.doc



DATE: December 28, 2006

TIME: 2:17 PM

PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the north.

PHOTOGRAPH NUMBER: 23

PHOTOGRAPH FILE NAME:
1238070002~12282006-023.jpg

COMMENTS: Waste tires.



DATE: December 28, 2006

TIME: 2:18 PM

PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the north.

PHOTOGRAPH NUMBER: 24

PHOTOGRAPH FILE NAME:
1238070002~12282006-024.jpg

COMMENTS: Waste tires inside
bulding.



DOCUMENT FILE NAME:
1238070002~12282006.doc



DATE: December 28, 2006

TIME: 2:18 PM

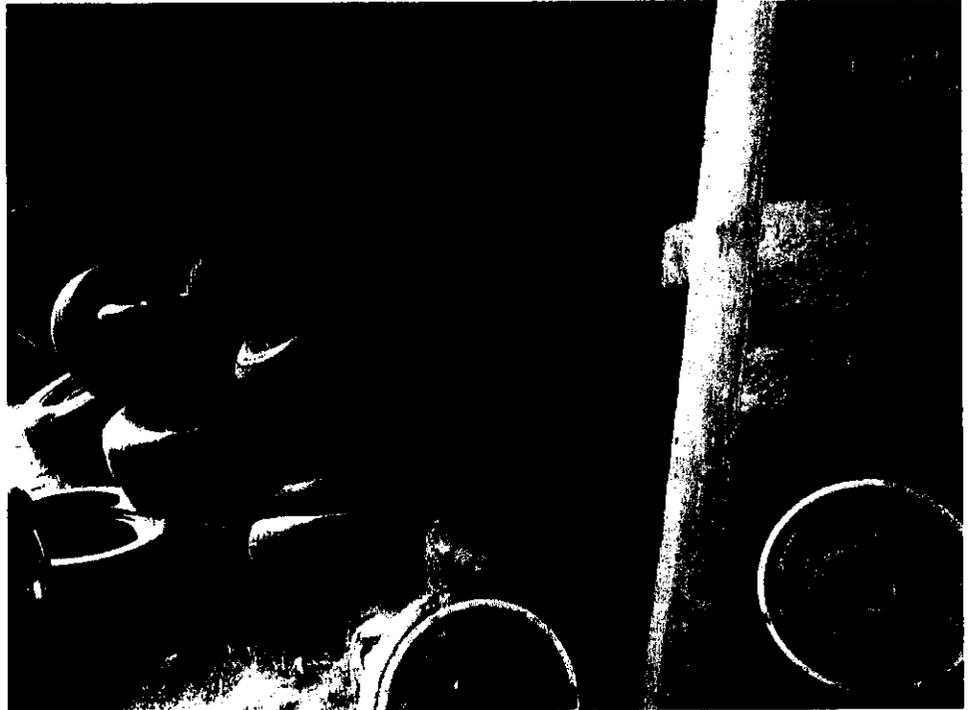
PHOTOGRAPHED BY:
Jeff Port

DIRECTION: Photograph taken toward
the southwest.

PHOTOGRAPH NUMBER: 25

PHOTOGRAPH FILE NAME:
1238070002~12282006-025.jpg

COMMENTS: Waste tires inside
bulding.



232.0 - 123220

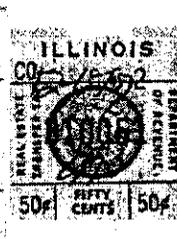
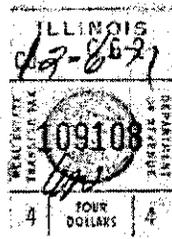
Document No. 15 Fee \$
Filed and Recorded W. L. Lambert, 1977 at 11:00 o'clock am M.
Marshall County, Illinois, Book 369, Page 383 W. L. Lambert Recorder.

THE GRANTORS, LYLE WHITE & LOIS WHITE, husband and wife, each in their own right and as spouse of the other

of the Town of Richland
in the County of Marshall and State of Illinois CONSIDERATIONS
for and in consideration of the sum of TEN DOLLARS & OTHER GOOD & VALUABLE CON/ DOLLARS,
in hand paid, CONVEY and WARRANT to HAROLD TOMLINSON, LARRY TOMLINSON and
JERRY TOMLINSON

of the City of Washburn, County of Woodford
and State of Illinois, the following-described real estate, to wit:

A Part of the South Half (S¹/₂) of the Northeast Quarter (NE¹/₄) of Section 27, Township 29 North, Range Two West of the Third Principal Meridian, more particularly described as follows: Commencing at a stone at the southeast corner of the northeast quarter of said Section 27, thence S89°21'-58"W along the south line of the northeast quarter of said Section 27, 709.38 feet to the point of beginning at the centerline of the existing right of way (as fenced) of Township Road 82. From the point of beginning thence N52°58'-57"W along said right of way centerline, 98.26 feet; thence N62°04'-22"W along said right of way centerline, 406.17 feet; thence N64°20'-10"W along said right of way centerline, 197.87 feet to a point on the west line of the southeast quarter of the northeast quarter of said Section 27; thence N 12°12'-00"E, 330.88 feet; thence N76°03'-15"E, 682.47 feet; thence S3°44'-32"W, 828.72 feet to the point of beginning. Said Tract is subject to the right of way of said Township Road 82 along its southerly side and is subject to the right of way of AMOCO Pipeline Company which crosses said tract in the manner shown on the plat contiguous herewith, and contains an area, including said rights of way of 8.354 acres, more or less, and is subject to all easements for pipelines, highways or utilities,



\$9.50 Residual Stamps

situated in the County of Marshall, in the State of Illinois, hereby releasing and waiving all rights under and by virtue of the Homestead Exemption Laws of this State.

Dated this 17th day of May, A. D. 1977.
Lyle White (SEAL) Lois White (SEAL)
(Lyle White) (SEAL) (Lois White) (SEAL)

STATE OF ILLINOIS,
County of Marshall ss. I, Joyce E. Meierkord, a notary public
in and for said County, in the State aforesaid, Do hereby Certify, that LYLE WHITE & LOIS WHITE, husband and wife, each in their own right and as spouse of the other

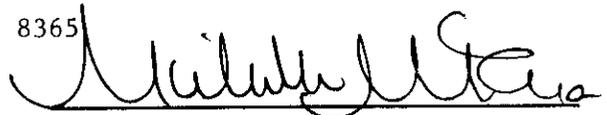
PROOF OF SERVICE

I hereby certify that I did on the 15th day of February 2007, send by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST

To:	Harold Tomlinson	Larry Tomlinson
	Box 7	107 East Water Street
	104 Parkview Circle	Washburn, IL 61570
	Washburn, IL 61570	Cert # 7004 2510 0001 8587 8341
	Cert # 7004 2510 0001 8587 8358	
	Jerry Tomlinson	
	109 North Adams	
	Washburn, IL 61570	
	Cert # 7004 2510 0001 8587 8334	

and the original and nine (9) true and correct copies of the same foregoing instruments on the same date by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid

To: Dorothy Gunn, Clerk
Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601
Cert # 7004 2510 0001 8587 8365



Michelle M. Ryan
Special Assistant Attorney General

Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544