



## ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276 • (217) 782-2829  
James R. Thompson Center, 100 West Randolph, Suite 11-300, Chicago, IL 60601 • (312) 814-6026

PAT QUINN, GOVERNOR

DOUGLAS P. SCOTT, DIRECTOR

(217) 782-9817  
TDD: (217) 782-9143

July 13, 2010

John Therriault, Clerk  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601

Re: Illinois Environmental Protection Agency v. Bader Agricultural Service, Inc.  
IEPA File No. 220-10-AC: 1378615007—Morgan County

Dear Mr. Therriault:

Enclosed for filing with the Illinois Pollution Control Board, please find the original and nine true and correct copies of the Administrative Citation Package, consisting of the Administrative Citation, the inspector's Affidavit, and the inspector's Illinois Environmental Protection Agency Open Dump Inspection Checklist, issued to the above-referenced respondent(s).

On this date, a copy of the Administrative Citation Package was sent to the Respondent(s) via Certified Mail. As soon as I receive the return receipt, I will promptly file a copy with you, so that the Illinois Pollution Control Board may calculate the thirty-five (35) day appeal period for purposes of entering a default judgment in the event the Respondent(s) fails or elects not to file a petition for review contesting the Administrative Citation.

If you have any questions or concerns, please do not hesitate to contact me at the number above. Thank you for your cooperation.

Sincerely,

A handwritten signature in black ink, appearing to read "Michelle M. Ryan".

Michelle M. Ryan  
Assistant Counsel

Enclosures

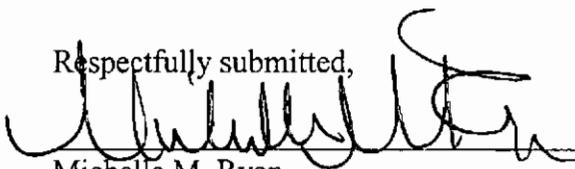
BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Complainant,	)	AC
	)	
v.	)	(IEPA No. 220-10-AC)
	)	
BADER AGRICULTURAL SERVICE, INC,	)	
	)	
Respondent.	)	

**NOTICE OF FILING**

To: Bader Agricultural Service, Inc.  
1922 Old Grace Road  
P.O. Box 229  
Meredosia, IL 62665

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  
Assistant Counsel

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

Dated: July 13, 2010

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,	)	
	)	
Complainant,	)	AC
	)	
v.	)	(IEPA No.220-10-AC)
	)	
BADER AGRICULTURAL SERVICE, INC.,	)	
	)	
	)	
	)	
Respondent.	)	

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 (2008).

FACTS

1. That Bader Agricultural Services, Inc. is the current owner and operator ("Respondent") of a facility located at 1992 Old Grace Road, Meredosia, Morgan County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Meredosia/Bader Ag.
2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 1378615007.
3. That Respondent has owned and operated said facility at all times pertinent hereto.
4. That on May 26, 2010, Jan Mier of the Illinois Environmental Protection Agency's ("Illinois EPA") Springfield Regional Office inspected the above-described facility. A copy of her

inspection report setting forth the results of said inspection is attached hereto and made a part hereof.

5. That on 7-13-10, Illinois EPA sent this Administrative Citation via Certified Mail No. 7028 1830 0001 4720 8247.

#### VIOLATIONS

Based upon direct observations made by Jan Mier during the course of her May 26, 2010 inspection of the above-named facility, the Illinois Environmental Protection Agency has determined that Respondent has violated the Illinois Environmental Protection Act (hereinafter, the "Act") as follows:

- (1) That Respondent 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) (2008).
- (2) That Respondent caused or allowed the open dumping of waste in a manner resulting in used tires, at this site, not altered, covered or otherwise prevented from accumulating water, a violation of Section 55(k)(1) of the Act, 415 ILCS 55(k)(1) (2008).

#### CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2008), Respondent is 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 (\$3,000.00). If Respondent elects not to petition the Illinois Pollution Control Board, the statutory civil penalty specified above shall be due and payable no later than August 15, 2010, unless otherwise provided by order of the Illinois

Pollution Control Board.

If Respondent elects 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 (2008), and if the Illinois Pollution Control Board issues a finding of violation as alleged herein, after an adjudicatory hearing, Respondent 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) (2008), if Respondent fails to petition or elects 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, Respondent's 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, Respondent 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 Respondent 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 Respondent in Circuit Court to collect said penalty and/or hearing costs, plus any interest accrued.

PROCEDURE FOR CONTESTING THIS  
ADMINISTRATIVE CITATION

Respondent has the right to contest this Administrative Citation pursuant to and in accordance with Section 31.1 of the Act, 415 ILCS 5/31/1 (2008). If Respondent elects to contest this Administrative Citation, then Respondent 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 Respondent.

  
Douglas P. Scott, Director  
Illinois Environmental Protection Agency

Date: 7/13/10

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

REMITTANCE FORM

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
Complainant, ) AC  
v. ) (IEPA No. 220-10-AC)  
BADER AGRICULTURAL SERVICE, INC. )  
Respondent. )

FACILITY: Meredosia/Bader Ag. SITE CODE NO.: 1378615007  
COUNTY: Morgan CIVIL PENALTY: \$3,000.00  
DATE OF INSPECTION: May 26, 2010

DATE REMITTED:  
SS/FEIN NUMBER:  
SIGNATURE:

NOTE

Please enter the date of your remittance, your Social Security number (SS) if an individual or Federal Employer Identification Number (FEIN) if a corporation, and sign this Remittance Form. Be sure your check is enclosed and mail, along with Remittance Form, to Illinois Environmental Protection Agency, Attn.: Fiscal Services, P.O. Box 19276, Springfield, Illinois 62794-9276.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

AFFIDAVIT

IN THE MATTER OF: )  
)  
Illinois Environmental )  
Protection Agency )  
)  
vs. )  
)  
Bader Agricultural Service, Inc. )  
and Verne Bader, )  
Respondents )  
)  
)  
)

IEPA DOCKET NO.

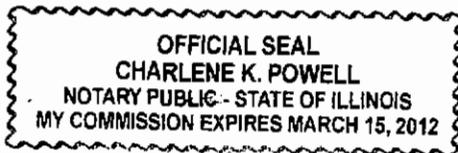
Affiant, *Jan Mier*, being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a field inspector employed by the Division of Land Pollution Control/Field Operations Section of the Environmental Protection Agency and has been so employed at all times pertinent hereto.
2. On May 26, 2010, between 1:40 p.m. and 2:20 p.m., Affiant conducted an inspection of an open dump, located in Morgan County, Illinois and known as *Meredosia/Bader Ag* by the Illinois Environmental Protection Agency. Said site has been assigned site code number LPC #1378615007 by the Agency.
3. Affiant inspected said 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 open dump.

*Jan Mier*  
Jan Mier

Subscribed and Sworn to Before Me  
this 22<sup>nd</sup> day of June, 2010

*Charlene K. Powell*  
Notary Public



Electronic Filing - Received, Clerk's Office, July 27, 2010  
**ILLINOIS ENVIRONMENTAL PROTECTION AGENCY**  
**Open Dump Inspection Checklist**

County: MORGAN LPC#: 1378615007 Region: 5 - Springfield  
 Location/Site Name: MEREDOSIA/BADER AG  
 Date: 05/26/2010 Time: From 1:40 PM To 2:20 PM Previous Inspection Date: 03/18/2010  
 Inspector(s): JAN MIER Weather: 55 F, SUNNY  
 No. of Photos Taken: # 16 Est. Amt. of Waste: 130 yds<sup>3</sup> Samples Taken: Yes #        No   
 Interviewed: JON INGLES, SALES & SERVICE MGR. Complaint #:                       
 Latitude: 39.809232 Longitude: -90.559916 Collection Point Description: Center of Site -  
 (Example: Lat.: 41.26493 Long.: -89.38294) Collection Method: Photo Interpolation -

Responsible Party  
 Mailing Address(es)  
 and Phone Number(s):

VERNE BADER  
 BADER AGRICULTURAL SERVICE,  
 INC.  
 1992 OLD GRACE ROAD  
 MEREDOSIA, IL 62665

PHONE 217/584-1133

	SECTION	DESCRIPTION	VIOL
<b>ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS</b>			
1.	9(a)	CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS	<input checked="" type="checkbox"/>
2.	9(c)	CAUSE OR ALLOW OPEN BURNING	<input checked="" type="checkbox"/>
3.	12(a)	CAUSE, THREATEN OR ALLOW WATER POLLUTION IN ILLINOIS	<input type="checkbox"/>
4.	12(d)	CREATE A WATER POLLUTION HAZARD	<input type="checkbox"/>
5.	21(a)	CAUSE OR ALLOW OPEN DUMPING	<input checked="" type="checkbox"/>
6.	21(d)	CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE-DISPOSAL OPERATION:	
	(1)	Without a Permit	<input checked="" type="checkbox"/>
	(2)	In Violation of Any Regulations or Standards Adopted by the Board	<input checked="" type="checkbox"/>
7.	21(e)	DISPOSE, TREAT, STORE, OR ABANDON ANY WASTE, OR TRANSPORT ANY WASTE INTO THE STATE AT/TO SITES NOT MEETING REQUIREMENTS OF ACT AND REGULATIONS	<input checked="" type="checkbox"/>
8.	21(p)	CAUSE OR ALLOW THE OPEN DUMPING OF ANY WASTE IN A MANNER WHICH RESULTS IN ANY OF THE FOLLOWING OCCURRENCES AT THE DUMP SITE:	
	(1)	Litter	<input checked="" type="checkbox"/>
	(2)	Scavenging	<input type="checkbox"/>
	(3)	Open Burning	<input type="checkbox"/>
	(4)	Deposition of Waste in Standing or Flowing Waters	<input type="checkbox"/>
	(5)	Proliferation of Disease Vectors	<input type="checkbox"/>
	(6)	Standing or Flowing Liquid Discharge from the Dump Site	<input type="checkbox"/>

LPC # 1378615007

Inspection Date: 05/26/2010

	(7)	Deposition of: (i) General Construction or Demolition Debris as defined in Section 3.160(a); or (ii) Clean Construction or Demolition Debris as defined in Section 3.160(b)	<input type="checkbox"/>
9.	55(a)	<b>NO PERSON SHALL:</b>	
	(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 type="checkbox"/>
10.	55(k)	<b>NO PERSON SHALL:</b>	
	(1)	Cause or Allow Water to Accumulate in Used or Waste Tires	<input checked="" type="checkbox"/>
	(4)	Transport Used or Waste Tires in Violation of the Registration and Placarding Requirements	<input type="checkbox"/>
<b>35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G</b>			
11.	812.101(a)	<b>FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL</b>	<input checked="" type="checkbox"/>
12.	722.111	<b>HAZARDOUS WASTE DETERMINATION</b>	<input type="checkbox"/>
13.	808.121	<b>SPECIAL WASTE DETERMINATION</b>	<input type="checkbox"/>
14.	809.302(a)	<b>ACCEPTANCE OF SPECIAL WASTE FROM A WASTE TRANSPORTER WITHOUT A WASTE HAULING PERMIT, UNIFORM WASTE PROGRAM REGISTRATION AND PERMIT AND/OR MANIFEST</b>	<input type="checkbox"/>
<b>OTHER REQUIREMENTS</b>			
15.		APPARENT VIOLATION OF: ( <input type="checkbox"/> ) PCB; ( <input type="checkbox"/> ) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	<input type="checkbox"/>
16.	OTHER:	739.122(c)(1)- FAILURE TO LABEL USED OIL CONTAINERS	<input type="checkbox"/>
			<input type="checkbox"/>

Informational Notes

- [Illinois] Environmental Protection Act: 415 ILCS 5/4.
- Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G.
- 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.
- The provisions of subsection (p) of Section 21 and subsection (k) of Section 55 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.
- 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).
- Items marked with an "NE" were not evaluated at the time of this inspection.

**STATE OF ILLINOIS  
ENVIRONMENTAL PROTECTION AGENCY  
INSPECTION NARRATIVE**

**LPC#1378615007 - Morgan County  
Meredosia/Bader Ag  
FOS File**

**DATE: 5/26/10  
INSPECTOR: Jan Mier**

On May 26, 2010, I conducted a follow-up inspection at the above-referenced site. An Administrative Citation Warning Notice, dated April 2, 2010, was sent, with a deadline of April 30, 2010 to remove hundreds of used tires that were piled on site and scattered in the adjacent woods. Bader Ag was also told to immediately drain and prevent used tires from accumulating water until the used tires were removed. Other wastes on site, including all oil stained sand and gravel, were to be removed by May 14, 2010. Verne Bader, the site operator and president of Bader Agricultural Service, Inc., - the owner of the property (see attached property deeds and aerial photo from the Morgan County Clerk's office), responded in a letter received April 19, 2010, saying the used tire accumulation occurred over many years and they did not know where to dispose of them. He stated they had hired LWS Tire Recyclers to remove the used tires, after I had sent them a list of Illinois EPA registered used tire haulers. He said he hoped they could comply with the deadline dates, but this was their busy season.

I arrived at 1:40 p.m. Verne Bader was not on site, so Jon Ingles, Sales and Service Manager, talked with me. I told him as I drove in I observed many off rim used tires still not prevented from accumulating water. He said he did not know much about the situation, but would walk the site with me. He said LWS Tire Recyclers had come the day before and removed some tires, but they couldn't take them all because their truck was filled. I asked when they were coming back, but he didn't know. He had the administrative staff get me a copy of the receipt from LWS while we walked the site.

We started at the east end of the property and began walking west. All the used tires and other wastes I previously observed were on the north side of the property bordered by Old Grace road to the south and a wooded area on the north. I observed a used off rim tire, a water tank and scrap metal next to the road (see photo #001). A pile of used off rim tires that I previously observed was still on site (see photo #002). Photo #003 shows water in one of these used tires. Vehicle fenders, scrap metal, a metal tank, a used tire still on an axle, and lumber were next observed (see photo #004). A red dumpster, which Mr. Bader later told me was from Area Disposal, was next to the road and filled with paper, cardboard, and plastic, from what I could see (see photo #005). Photo #006 shows weathered lumber, metal and landscape waste. I told Mr. Ingles that I understood that some of the material on site was usable and part of the business but what I was concerned with were items that were no longer usable, i.e. waste. Heading west about 25 used off rim ag tires were observed (see photo #007). Water was observed in these used tires (see photo #008). Another pile of used on and off rim tires was near the wooded area (see

photo #009). Used tires, lumber, metal and white plastic tanks are shown in photo #010. Water was observed in some of these used off rim tires (see photo #011). It appeared the used off rim tires had been removed from the wooded area bordering the north side of the property, but were piled on the small ridge next to the woods (see photo #012). Some tires had been covered with a blue tarp (see photo #013) and there were some blue tarps lying on the ground. Photo #014 shows weathered pallets and lumber, pipes, a metal frame and white tanks in the background.

We then drove to the shop area. I observed a burn barrel filled with ashes and with glass and metal on top of the ashes (see photo #015). I told Mr. Ingles a business is not allowed to burn garbage. The oil stained sand and gravel had been removed, but a new oil stained area was observed northwest of the shop (see photo #016).

I drove Mr. Ingles back to the office and received a copy of the tire receipt from LWS (see attached) showing 149 used tires were removed on May 25, 2010. I departed at 2:20 p.m.

With the labeling-of used oil containers, a violation of 739.122(c) of 35 Ill. Adm. Code is considered resolved. Continuing violations are shown on the attached checklist.

The following day I telephone Verne Bader. I told him he had missed the deadline to prevent water from accumulating in the used tires and for the removal of used tires and other wastes. He said the roll off box was from Area Disposal.

A letter dated June 11, 2010 from Mr. Bader enclosed copies of LWS Tire receipts for the fore mentioned 149 used tires removed on May 25, 2010, and 254 used tires removed on June 4, 2010 (see attached).

cc: DLPC Division File  
DLPC/FOS – Springfield Region

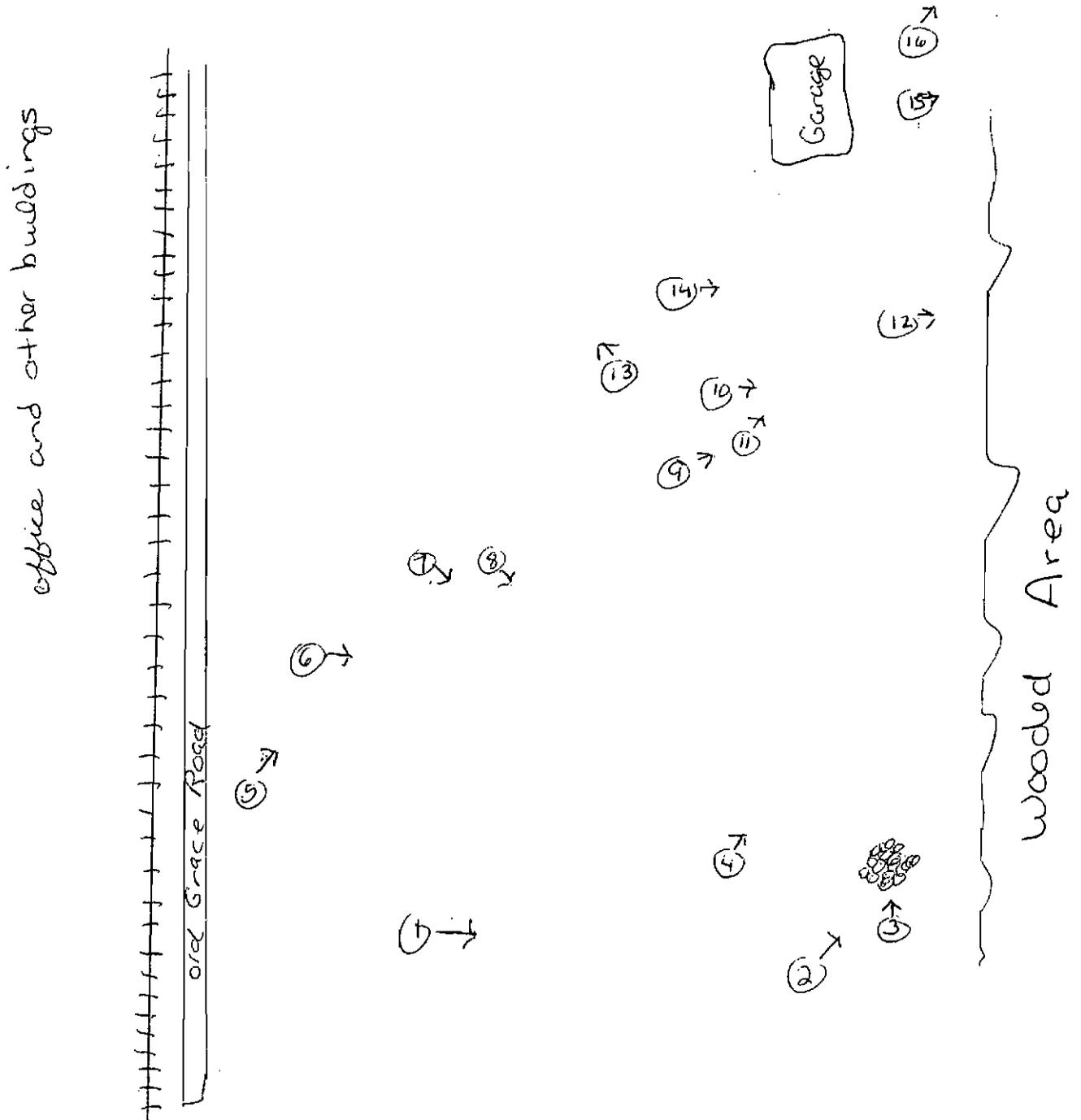
STATE OF ILLINOIS  
ENVIRONMENTAL PROTECTION AGENCY

SITE SKETCH

Date of Inspection: 5/26/10      Inspector: Jan Mier  
Site Code: LPC#I378615007      County: Morgan  
Site: Meredosia/Bader Ag      Time: 1:40 p.m. - 2:20 p.m

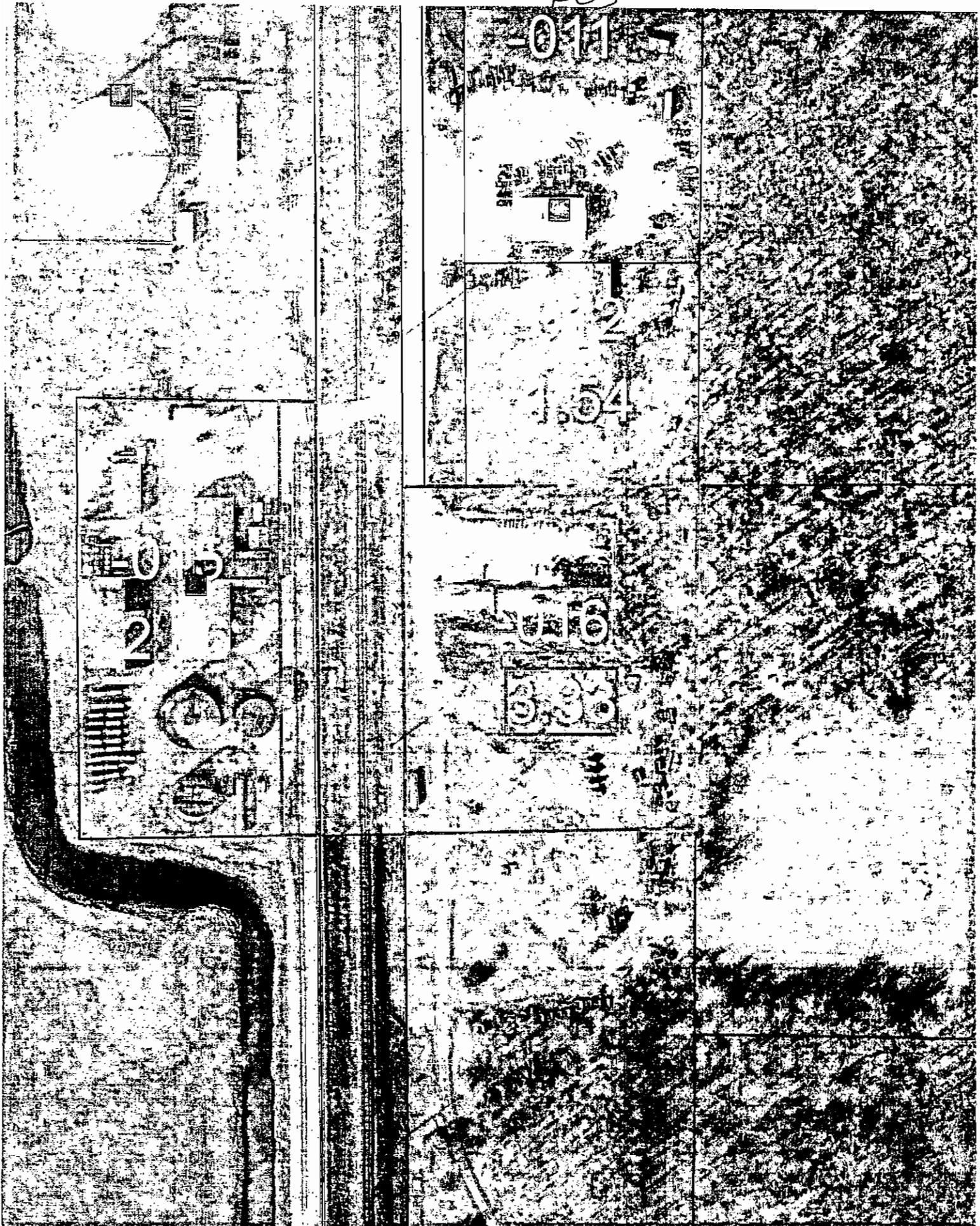
Measurements Approximate  
Direction of Photo →  
Not to Scale

NORTH



Meredosia/Bader Ag

FOS





Illinois Environmental Protection Agency  
Bureau of Land  
Division of Land Pollution Control

LPC #1368615007 — Morgan County  
Meredosia/Bader Ag  
FOS File

### DIGITAL PHOTOGRAPHS



Date: 5/26/10  
Time: 1:58 p.m.  
Direction: E  
Photo by: Jan Mier  
Exposure #: 001  
Comments:

Used off rim tire, water tank, scrap metal



Date: 5/26/10  
Time: 1:59 p.m.  
Direction: NE  
Photo by: Jan Mier  
Exposure #: 002  
Comments:

Used off rim tires in vegetation

File Names: 1378615007-05262010-[Exp. #].jpg



**DIGITAL PHOTOGRAPHS**



Date: 5/26/10  
Time: 2: 02p.m.  
Direction: N  
Photo by: Jan Mier  
Exposure #: 003  
Comments:

Water in used off rim tire



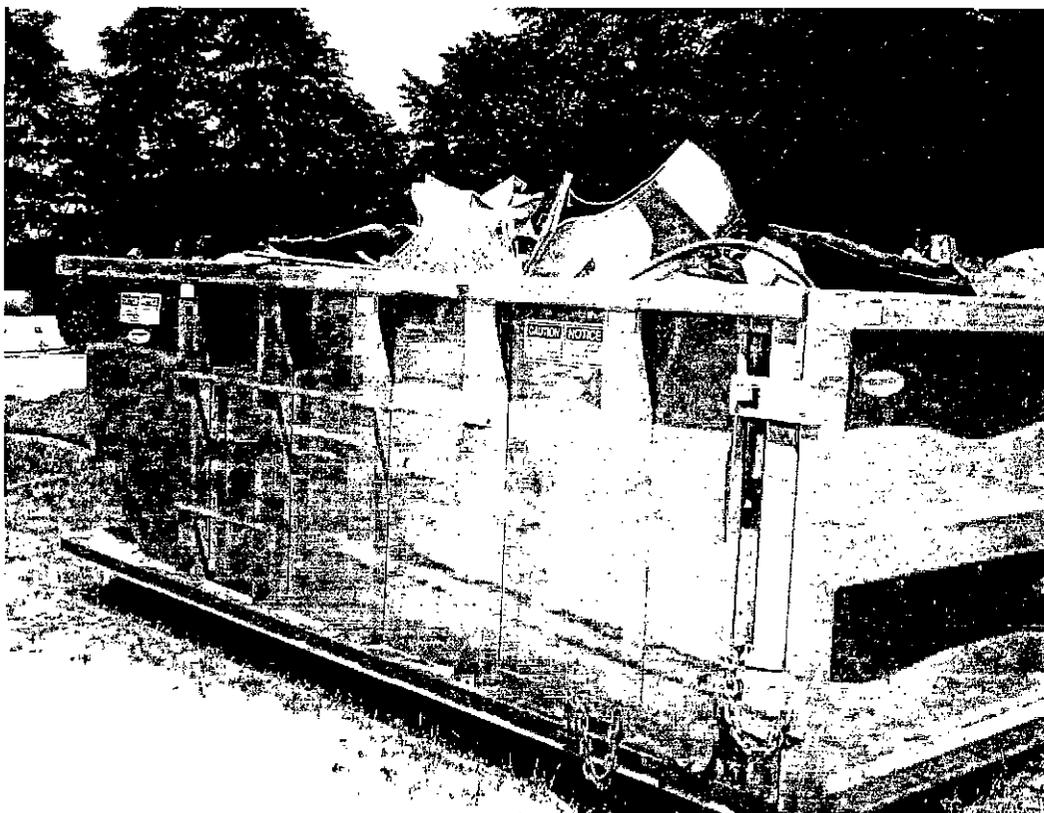
Date: 5/26/10  
Time: 2:03 p.m.  
Direction: NE  
Photo by: Jan Mier  
Exposure #: 004  
Comments:

Fenders, scrap metal,  
metal tank, used on rim  
tire on an axle, and  
lumber

File Names: 1378615007~05262010-[Exp. #].jpg



**DIGITAL PHOTOGRAPHS**



**Date:** 5/26/10  
**Time:** 2:05 p.m.  
**Direction:**  
**Photo by:** Jan Mier  
**Exposure #:** 005  
**Comments:**

**Dumpster from  
Area Disposal filled with  
paper, plastic, and  
cardboard**



**Date:** 5/26/10  
**Time:** 2: 05 p.m.  
**Direction:** E  
**Photo by:** Jan Mier  
**Exposure #:** 006  
**Comments:**

**Weathered lumber, metal,  
and landscape waste**

**File Names:** 1378615007-05262010-[Exp. #].jpg



Illinois Environmental Protection Agency  
Bureau of Land  
Division of Land Pollution Control

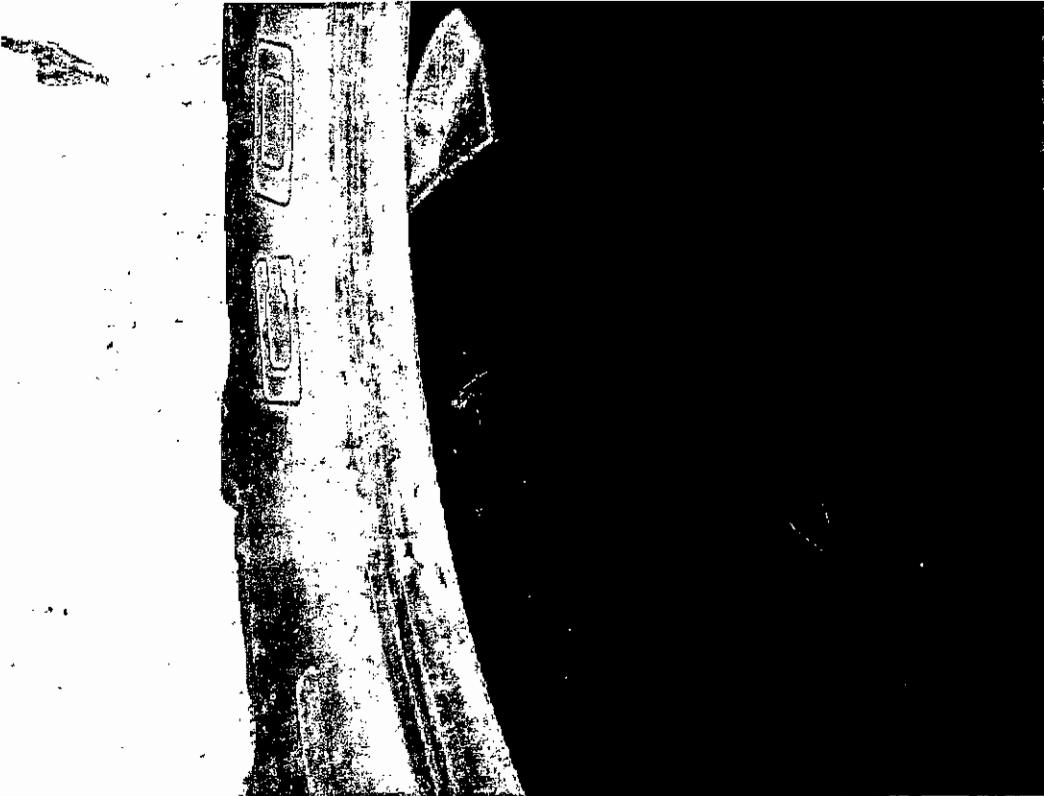
LPC #1368615007 — Morgan County  
Meredosia/Bader Ag  
FOS File

**DIGITAL PHOTOGRAPHS**



Date: 5/26/10  
Time: 2: 06p.m.  
Direction: SE  
Photo by: Jan Mier  
Exposure #: 007  
Comments:

Used off rim ag tires



Date: 5/26/10  
Time: 2: 06p.m.  
Direction: SE  
Photo by: Jan Mier  
Exposure #: 008  
Comments:

Used off rim ag tire  
containing water

File Names: 1378615007~05262010-[Exp. #].jpg



**DIGITAL PHOTOGRAPHS**



Date: 5/26/10  
Time: 2: 07p.m.  
Direction: E  
Photo by: Jan Mier  
Exposure #: 009  
Comments:

Used off and on rim tires



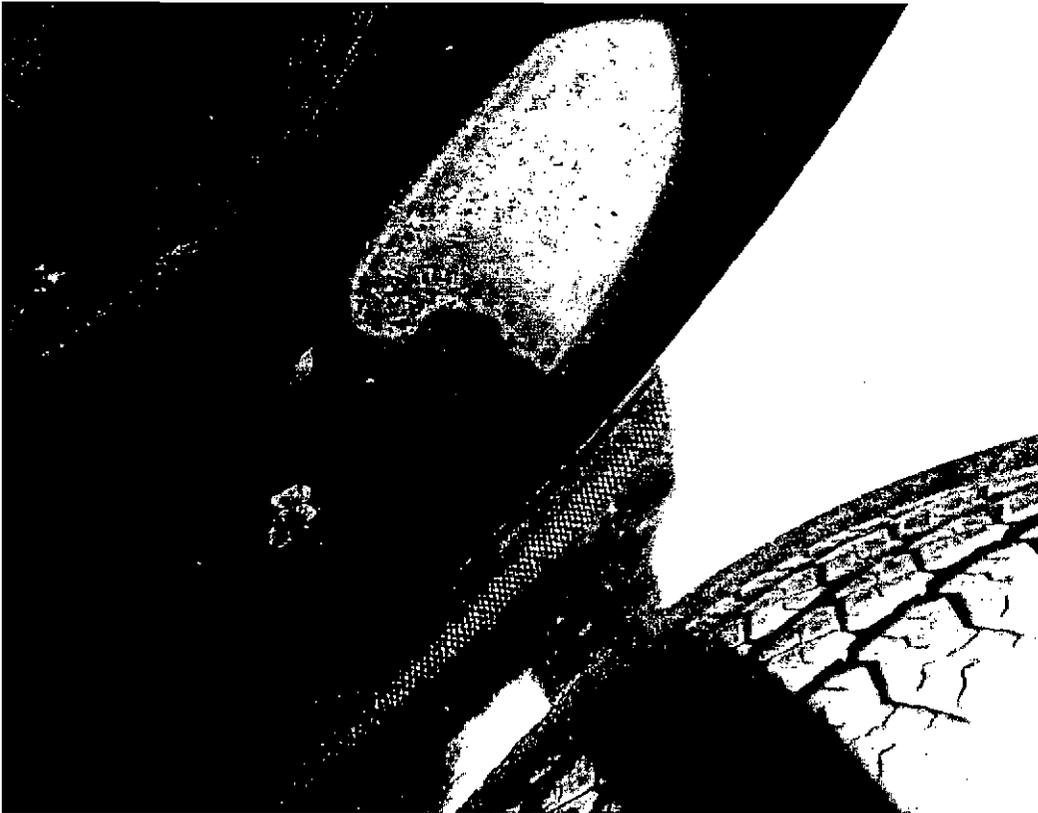
Date: 5/26/10  
Time: 2:07 p.m.  
Direction: E  
Photo by: Jan Mier  
Exposure #: 010  
Comments:

Used on and off rim tires,  
lumber, metal and white  
plastic tanks

File Names: 1378615007~05262010-[Exp. #].jpg



## DIGITAL PHOTOGRAPHS



Date: 5/26/10  
Time: 2: 07 p.m.  
Direction: NW  
Photo by: Jan Mier  
Exposure #: 011  
Comments:

Water in used off rim tire



Date: 5/26/10  
Time: 2:08 p.m.  
Direction: E  
Photo by: Jan Mier  
Exposure #: 012  
Comments:

Used off rim tires at the  
top of the ridge

File Names: 1378615007~05262010-[Exp. #]-.jpg



**DIGITAL PHOTOGRAPHS**



Date: 5/26/10  
Time: 2:09 p.m.  
Direction: NW  
Photo by: Jan Mier  
Exposure #: 013  
Comments:

Used off rim tires covered  
with blue tarp



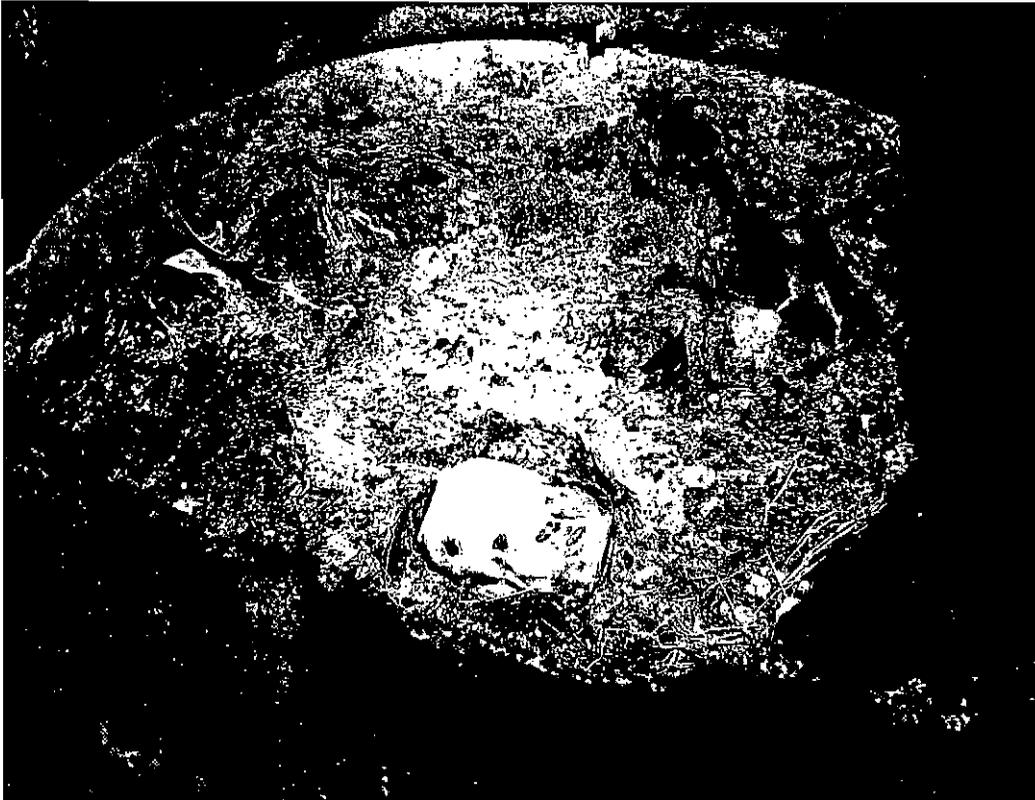
Date: 5/26/10  
Time: 2:11 p.m.  
Direction: E  
Photo by: Jan Mier  
Exposure #: 014  
Comments:

Weathered pallets and  
lumber, pipes, metal  
frame, and tanks (in  
background),

File Names: 1378615007~05262010-[Exp. #].jpg



**DIGITAL PHOTOGRAPHS**



**Date:** 5/26/10  
**Time:** 2:14 p.m.  
**Direction:** E  
**Photo by:** Jan Mier  
**Exposure #:** 015  
**Comments:**

**Burn barrel filled with ash and with glass and metal on top**



**Date:** 5/26/10  
**Time:** 2:14 p.m.  
**Direction:** NE  
**Photo by:** Jan Mier  
**Exposure #:** 016  
**Comments:**

**Oil stained soil and vegetation**

**File Names:** 1378615007~05262010-[Exp. #].jpg

**WARRANTY DEED**

Statutory-(Illinois)  
(CORPORATION)

471675

Meredosia / Bader Ag

FOS Full  
FILED FOR RECORD

BY: Ernest Cambridge

98 JAN -7 PM 4:28

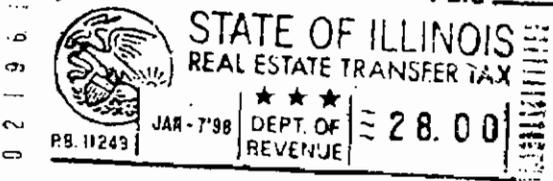
THE GRANTOR,

**ERNEST CAMBRIDGE, INC.**

a corporation created and existing under and by virtue of the laws of the State of Illinois and duly authorized to transact business in the State of Illinois, for and in consideration of the sum of One Dollar and other good and valuable consideration, in hand paid, and pursuant to authority given by the Board of Directors of said corporation CONVEYS and WARRANTS unto **BADER AGRICULTURAL SERVICE, INC.**, of the City of Meredosia in the County of Morgan and State of Illinois, the following described Real Estate situated in the County of Morgan and State of Illinois, to-wit:

SEE ATTACHED EXHIBIT A

County of Morgan  
Real Estate Transfer Tax  
Paid 14.00



In Witness Whereof, said Grantor has caused its corporate seal to be hereto affixed, and has caused its name to be signed to these presents by its President, and attested by its Secretary, this 11 day of September, 1997.

BY Ernest Cambridge  
PRESIDENT

IMPRESS  
SEAL  
HERE

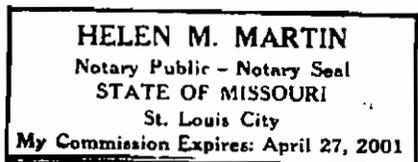
ATTEST: Ernest Cambridge  
SECRETARY

(Affidavit and/or survey may be required for legal description to comply with the Plat Act or SSCPO)

STATE OF MISSOURI )  
 ) SS.  
CITY OF ST. LOUIS )

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY, that ERNEST CAMBRIDGE, personally known to me to be the President of ERNEST CAMBRIDGE, INC., a corporation, and Ernest Cambridge personally known to me to be the Secretary of said corporation, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as such President and Secretary, they signed and delivered the said instrument as President and Secretary of said corporation and caused the corporate seal to be affixed thereto, pursuant to authority, given by the Board of Directors of said corporation as their free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

Given under my hand and official seal, this 11th day of September, 1997.



Helen M. Martin  
NOTARY PUBLIC

MAIL TO:

ADDRESS OF PROPERTY:

Bader Agricultural Service, Inc.

\_\_\_\_\_

1992 Old Grace Road

\_\_\_\_\_

Meredosia, Illinois 652665

The above address is for statistical purposes only and is not a part of this Deed.

OR

RECORDER'S OFFICE BOX NO. \_\_\_\_\_

AFFIX "RIDERS" OR REVENUE STAMPS HERE

## EXHIBIT A

### South Tract (Lagoon):

Part of the North 655 feet of that part of the West Half (W. 1/2) of the Southwest Quarter (SW. 1/4) lying East of the East right of way line of the Norfolk & Southern (formerly Wabash) Railroad in Section 27; Township 16 North, Range 13 West of the 3rd Principal Meridian in Morgan County, Illinois, described as follows:

Commencing at the intersection of the North line of the West Half (W. 1/2) of the Southwest Quarter (SW. 1/4) of said Section 27 and the East right of way line of the Norfolk & Southern Railroad, thence South 440.0 feet along the East right of way line of the Norfolk & Southern Railroad; thence East 66.0 feet along a line parallel with the North line of the West Half (W. 1/2) of the Southwest Quarter (SW. 1/4) of said Section 27 to the Point of Beginning:

Thence South 215.0 feet along a line parallel with the East right of way line of the Norfolk & Southern Railroad; thence East 297.85 feet along a line parallel to the North line of the West Half (W. 1/2) of the Southwest Quarter (SW. 1/4) of said Section 27 to a point on the East line of the West Half (W. 1/2) of the Southwest Quarter (SW. 1/4) of said Section 27; thence North 215.0 feet along the East line of the West Half (W. 1/2) of the Southwest Quarter (SW. 1/4) of said Section 27; thence West 300.5 feet along a line parallel with the North line of the West Half (W. 1/2) of the Southwest Quarter (SW. 1/4) of said Section 27 to the Point of Beginning; said tract containing 1.5 Acres, more or less.

### North Tract (Building):

Part of the North 655 feet of that part of the West Half (W. 1/2) of the Southwest Quarter (SW. 1/4) lying East of the East right of way line of the Norfolk & Southern (formerly Wabash) Railroad in Section 27, Township 16 North, Range 13 West of the 3rd Principal Meridian in Morgan County, Illinois, described as follows:

Commencing at the intersection of the North line of the West Half (W. 1/2) of the Southwest Quarter (SW. 1/4) of said Section 27 and the East right of way line of the Norfolk & Southern Railroad, thence East 66.0 feet along the North line of the West Half (W. 1/2) of the Southwest Quarter (SW. 1/4) of said Section 27 to the Point of Beginning:

Thence South 440.0 feet along a line parallel with the East right of way line of the Norfolk & Southern Railroad; thence East 300.5 feet along a line parallel with the North line of the West Half (W. 1/2) of the Southwest Quarter (SW. 1/4) of said Section 27 to a point on the East line of the West Half (W. 1/2) of the Southwest Quarter (SW. 1/4) of said Section 27; thence North 440.0 feet along the East line of the West Half (W. 1/2) of the Southwest Quarter (SW. 1/4) of said Section 27 to the Northeast corner of the West Half (W. 1/2) of the Southwest Quarter (SW. 1/4) of said Section 27; thence West 306.0 feet along the North line of the West Half (W. 1/2) of the Southwest Quarter (SW. 1/4) of said Section 27 to the Point of Beginning; said tract containing 3.0 Acres, more or less.

☆ ☆ ☆ ☆ ☆

1500 Bellatti

Meredasia / Bader AG

**TRUSTEE'S DEED**

**MORGAN COUNTY  
RECORDER OF DEEDS**

483093 FOS

MORGAN COUNTY, ILLINOIS  
FILED FOR RECORD

BY: *Christina Q. Linn*

99 MAR -3 PM 2:33

County of Morgan  
Real Estate Transfer Tax  
Paid 1.00 *fn*

STATE OF ILLINOIS  
REAL ESTATE TRANSFER TAX

0 2 3 0 4 5



RB. 11243 MAR-3'99 DEPT. OF REVENUE

02.00

THIS INDENTURE WITNESSETH, that the Grantor, **MERCANTILE TRUST COMPANY, N.A.**, formerly known as **ELLIOTT STATE BANK**, as Trustee Under Trust #301201000, formerly Trust #084-0000, for and in consideration of One Dollar (\$1.00) and other good and valuable consideration in hand paid, CONVEYS and QUIT CLAIMS to **BADER AGRICULTURAL SERVICES, INC.**, the following described real estate, to-wit:

Tract 1: Part of the West Half (W 1/2) of the Southwest Quarter (SW 1/4) of Section 27, Township 16 North, Range 13 West of the Third Principal Meridian in Morgan County, Illinois, described as follows: Beginning at the Northeast corner of the West Half (W 1/2) of the Southwest Quarter (SW 1/4) of said Section 27; thence South, 1,320 feet, more or less, along the East line of the West Half (W 1/2) of the Southwest Quarter (SW 1/4) of said Section 27 to the South line of the Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) of said Section 27; thence West along the South line of the Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) of said Section 27 to the East right of way line of the Norfolk and Western (formerly Wabash) Railroad; thence North along said East Railroad right of way line to the North line of the West Half (W 1/2) of the Southwest Quarter (SW 1/4) of said Section; thence East along the North line of the West Half (W 1/2) of the Southwest Quarter (SW 1/4) of said Section 27 to the point of beginning, except the North 655 feet thereof and except the South 260 feet thereof, situated in Morgan County, Illinois.

01-27-300-016

Tract 2: Beginning at the Northwest corner of the Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) of Section Twenty-seven (27), Township Sixteen (16) North, Range Thirteen (13) West of the Third Principal Meridian, Morgan County, Illinois and measuring East along the North line of said Quarter Quarter Section a distance of 954.55 feet to the East line of the Norfolk and Western (formerly Wabash) Railroad; said point being the point of beginning; thence South along the East line of said Railroad right-of-way a distance of 655 feet; thence East 66 feet; thence North parallel with the East right-of-way line of the Norfolk and Western (formerly Wabash) Railroad to the North line of said Quarter Quarter Section; and thence West 66 feet to the point of beginning;

All subject to real estate taxes for the year 1998 due and payable in 1999 and all subsequent years, which the Grantee herein assumes and agrees to pay, and, to covenants, conditions, restrictions and easements apparent or of record;

IN WITNESS WHEREOF, MERCANTILE TRUST COMPANY, N.A., formerly known as ELLIOTT STATE BANK, as Trustee under Trust #301201000, formerly Trust #084-0000, has this 11<sup>th</sup> day of December, 1998, executed this instrument pursuant to authority granted under said Trust Agreement.

MERCANTILE TRUST COMPANY, N.A., formerly known as ELLIOTT STATE BANK, as Trustee Under Trust #301201000, formerly Trust #084-0000

By: Mary J. Ferguson  
Its: Vice President

ATTEST:

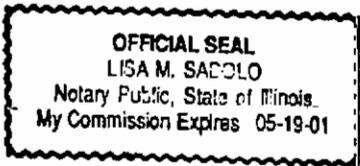
Betty Rothdeutsch  
As: Assist Vice President  
Trust Office



STATE OF ILLINOIS            )  
  )     SS.  
COUNTY OF MORGAN         )

I, the undersigned, a Notary Public, in and for the County and State aforesaid, do hereby certify that Mary A. Ferguson, personally known to me to be the Vice President of MERCANTILE TRUST COMPANY, N.A., formerly known as ELLIOTT STATE BANK, as Trustee under Trust #301201000, formerly Trust #084-0000, and, Betty Rothdeutsch, personally known to me to be the Asst Vice Pres. of said Corporation, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as such Vice President and Asst Vice Pres., they signed and delivered the said instrument as Vice President and Asst Vice Pres., of said Corporation as Trustee aforesaid and caused the corporate seal to be affixed thereto, pursuant to authority given by the Board of Directors of said Corporation as their free and voluntary act, and as the free and voluntary act and deed of said Corporation as Trustee aforesaid, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 11<sup>th</sup> day of December, 1998.



Lisa M. Saccolo  
Notary Public..

☆☆☆☆☆

Mail Tax Statements To:

Bader Agricultural Services, Inc.  
1922 Old Grace Road PO Box 229  
Meredosia, Illinois 62665

← 15.00

This Instrument Prepared By:

Marc Dahman  
#1A West Central Park Plaza  
Jacksonville, Illinois 62650  
Telephone: (217) 243-6600

\*\*\*\*\* AC 2011-003 \*\*\*\*\*

Meredosia / Bader Ag  
FCS F 200

LWS Tire Disposal

212 E 4th

504641

JA 7577

Pleasant Plains IL 62677

CUSTOMER'S ORDER NO.		DEPARTMENT		DATE 5-25-10			
NAME Bader Ag							
ADDRESS							
CITY, STATE, ZIP							
SOLD BY		CASH	C.O.D.	CHARGE	ON ACCT.	MDSE RETD	PAID OUT
QUANTITY	DESCRIPTION			PRICE	AMOUNT		
1							
2	84	Car tires	X	1.50	126	00	
3							
4	44	San imp	X	2.50	112	50	
5							
6	20	semi	X	7.50	150	00	
7							
8							
9							
10							
11							
12		OK# 39159					
13		5/25/10					
14		Pd \$388.50					
15							
16							
17							
18							
19							
20	149	tires			\$ 388	50	
RECEIVED BY							

adams  
5805

KEEP THIS SLIP FOR REFERENCE



1378615007  
 BADER AG  
 FOS FILE



SERVICES PROGRAMS PRESS PUBLICATIONS DEPARTMENTS CONTACT

### CORPORATION FILE DETAIL REPORT

Entity Name	BADER AGRICULTURAL SERVICE INC.	File Number	55010609
Status	ACTIVE		
Entity Type	CORPORATION	Type of Corp	DOMESTIC BCA
Incorporation Date (Domestic)	03/18/1988	State	ILLINOIS
Agent Name	VERNE H BADER	Agent Change Date	03/18/1988
Agent Street Address	RURAL ROUTE 1 BOX 229	President Name & Address	VERNE H BADER RR 1 BOX 22L MEREDOSIA 62665
Agent City	MEREDOSIA	Secretary Name & Address	M ELAINE BADER POB 131 BROWNING 62624
Agent Zip	62665	Duration Date	PERPETUAL
Annual Report Filing Date	03/01/2010	For Year	2010

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(One Certificate per Transaction)

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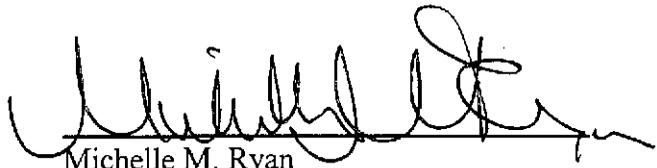
**PROOF OF SERVICE**

I hereby certify that I did on the 13th day of July 2010, 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: Bader Agricultural Service, Inc.  
1922 Old Grace Road  
P.O. Box 229  
Meredosia, IL 62665

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: John Therriault, Clerk  
Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601

  
Michelle M. Ryan  
Assistant Counsel

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

7008 1830 0001 4720 8254

U.S. Postal Service <sup>✳ 2011 DEC 11 21</sup>  
**CERTIFIED MAIL™ RECEIPT** <sup>AC-22010</sup>  
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage	\$ .44
Certified Fee	2.80
Return Receipt Fee (Endorsement Required)	2.30
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.54



Sent To John Theriault, Clerk IFCB  
Street, Apt. No. or PO Box No. James R. Thompson Center  
City, State, ZIP+4 100 W. Randolph Suite 11-500  
Chicago IL 60601