



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

RECEIVED
CLERK'S OFFICE

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276, 217-782-3397
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601, 312-817-5021

FEB 16 2005

ROD R. BLAGOJEVICH, GOVERNOR

RENEE CIPRIANO, DIRECTOR

STATE OF ILLINOIS
Pollution Control Board

(217) 782-5544
TDD: (217) 782-9143

February 16, 2005

AC05-54

The Honorable Dorothy Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center
100 West Randolph, Suite 11-500
Chicago, IL 60601

Re: Illinois Environmental Protection Agency v. Ray Logsdon Estate, Logsdon Sand and Gravel and M.K. O'Hara Construction, Inc.
IEPA File No. 33-05-AC; 0178020009—Cass County

Dear Clerk Gunn:

Please be advised that service was had on Respondents, Ray Logsdon Estate and Logsdon Sand & Gravel, on February 9, 2005 and M.K. O'Hara Construction, Inc., on February 10, 2005, respectively. In order to avoid default, a Petition for Review must be filed with the Illinois Pollution Control Board on or before March 16 and March 17, 2005, respectively.

A copy of the returned Certified Mail Receipt is attached hereto.

Sincerely,

James M. Kropid
Assistant Counsel

Attachment

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
CLERK'S OFFICE

FEB 18 2005

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
RAY LOGSDON ESTATE, LOGSDON SAND)
and GRAVEL, and M.K. O'HARA)
CONSTRUCTION, INC.,)
)
Respondents.)

AC 05-54
(IEPA No. 33-05-AC)

NOTICE OF FILING

To: Ray Logsdon Estate
c/o John Logsdon
617 W. Main Street
Beardstown, Illinois 62618

Logsdon Sand and Gravel
300 W. Main Street
P.O. Box 319
Beardstown, Illinois 62618

M.K. O'Hara Construction, Inc.
c/o Madalyn O'Hara, President
U.S. Highway 67 South
R.R. #2, Box 104
Beardstown, Illinois 62618

Craig Myers, Registered Agent
M.K. O'Hara Construction, Inc.
900 E. 15th Street, P.O. Box 139
Beardstown, Illinois 62618

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 CERTIFIED MAIL RECEIPT.

Respectfully submitted,

James M. Kropid
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 16, 2005

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input checked="" type="checkbox"/> <i>Judy Logsdon</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery 2-9-03</p>
<p>1. Article Addressed to:</p> <p style="text-align: center;">Ray Logsdon Estate c/o John Logsdon 617 West Main Street Beardstown, IL 62618</p> <p style="text-align: center;">(33-05-AC)</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <hr/> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number 7000 0520 0012 5645 6977 (Transfer from service label)</p>	
<p>PS Form 3811, August 2001 Domestic Return Receipt 102595-02-M-1540</p>	

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input checked="" type="checkbox"/> <i>John Logsdon</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery 2-9-05</p>
<p>1. Article Addressed to:</p> <p style="text-align: center;">Logsdon Sand & Gravel 300 West Main Street P.O. Box 319 Beardstown, IL 62618</p> <p style="text-align: center;">(33-05-AC)</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <hr/> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number 7000 0520 0012 5645 6908 (Transfer from service label)</p>	
<p>PS Form 3811, August 2001 Domestic Return Receipt 102595-02-M-1540</p>	

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Craig Myers, Reg. Agent
 M.K. O'Hara Construction, Inc.
 900 West 15th Street
 P.O. Box 139
 Beardstown, IL 62618

(33-05-AC)

2. Article Number 7000 0520 0012 5645 6915
 (Transfer from service label)

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature *Tommy O'Hara* Agent Addressee

B. Received by (Printed Name) _____ C. Date of Delivery 2-10-05

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

M.K. O'Hara Construction, Inc.
 c/o Madalyn O'Hara, President
 U.S. Highway 67 South
 R.R. #2, Box 104
 Beardstown, IL 62618

(33-05-AC)

2. Article Number 7000 0520 0012 5645 6984
 (Transfer from service label)

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature *Madalyn O'Hara* Agent Addressee

B. Received by (Printed Name) _____ C. Date of Delivery 2-10-05

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

PROOF OF SERVICE

I hereby certify that I did on the 16th day of February 2005, send by U.S. Mail 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 CERTIFIED MAIL RECEIPT

To: Ray Logsdon Estate
c/o John Logsdon
617 W. Main Street
Beardstown, Illinois 62618

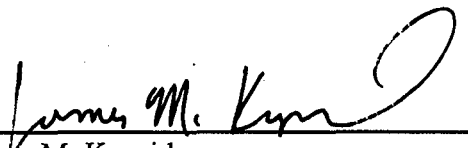
Logsdon Sand and Gravel
300 W. Main Street
P.O. Box 319
Beardstown, Illinois 62618

M.K. O'Hara Construction, Inc.
c/o Madalyn O'Hara, President
U.S. Highway 67 South
R.R. #2, Box 104
Beardstown, Illinois 62618

Craig Myers, Registered Agent
M.K. O'Hara Construction, Inc.
900 E. 15th Street, P.O. Box 139
Beardstown, Illinois 62618

and the original and nine (9) true and correct copies of the same foregoing instruments on the same date by U.S. Mail 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


James M. Kropid
Special Assistant Attorney General

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

THIS FILING SUBMITTED ON RECYCLED PAPER