



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

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) 814-4222

ROD R. BLAGOJEVICH, GOVERNOR

DOUGLAS P. SCOTT, DIRECTOR

RECEIVED  
CLERK'S OFFICE

APR 02 2007

STATE OF ILLINOIS  
Pollution Control Board

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

March 30, 2007

The Honorable Dorothy Gunn, Clerk  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601

AC07-51

Re: Illinois Environmental Protection Agency v. Gene Breeden  
IEPA File No. 57-07-AC; 0750550001—Iroquois County

Dear Clerk Gunn:

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,

Michelle M. Ryan  
Assistant Counsel

Enclosures

ROCKFORD - 4302 North Main Street, Rockford, IL 61103 - (815) 987-7760 • DES PLAINES - 9511 W. Harrison St., Des Plaines, IL 60016 - (847) 294-4000  
ELGIN - 595 South State, Elgin, IL 60123 - (847) 608-3131 • PEORIA - 5415 N. University St., Peoria, IL 61614 - (309) 693-5463  
BUREAU OF LAND - PEORIA - 7620 N. University St., Peoria, IL 61614 - (309) 693-5462 • CHAMPAIGN - 2125 South First Street, Champaign, IL 61820 - (217) 278-5800  
SPRINGFIELD - 4500 S. Sixth Street Rd., Springfield, IL 62706 - (217) 786-6892 • COLLINSVILLE - 2009 Mall Street, Collinsville, IL 62234 - (618) 346-5120  
MARION - 2309 W. Main St., Suite 116, Marion, IL 62959 - (618) 993-7200

ADMINISTRATIVE CITATION

APR 02 2007

STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Complainant, )  
 )  
 v. )  
 )  
 GENE BREEDEN, )  
 )  
 Respondent. )

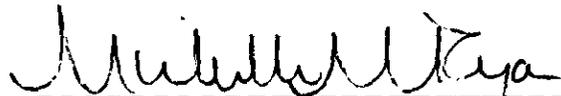
AC 07-51  
 (IEPA No. 57-07-AC)

**NOTICE OF FILING**

To: Gene Breeden, Owner  
 G&D Salvage  
 P.O. Box 386  
 Loda, Illinois 60948

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: March 30, 2007

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

RECEIVED  
CLERK'S OFFICE  
APR 02 2007  
STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Complainant, )  
 )  
v. )  
 )  
GENE BREEDEN, )  
 )  
 )  
 )  
Respondent. )

AC 07-51  
(IEPA No. 57-07-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 Gene Breeden("Respondent") is the present owner and operator of a facility located at 104 West Lincoln Street, Loda, Iroquois County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as G & D Salvage.
2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 0750550001.
3. That Respondent has owned and operated said facility at all times pertinent hereto.
4. That on March 7, 2007, Kenneth Keigley of the Illinois Environmental Protection Agency's Champaign 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 Kenneth Keigley during the course of his March 7, 2007 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) (2004).
  
- (2) That Respondent 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).

## CIVIL PENALTY

On July 7, 2005, the Board found Gene Breeden in violation of Section 21(p)(1) and Section 21(p)(3), of the Act in AC 05-71.

Because this Administrative Citation addresses a second or subsequent violation of Sections 21(p)(1) and 21(p)(3) of the Act, pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2004), Respondent is subject to a civil penalty of Three Thousand Dollars (\$3,000.00), for each violation, for a total of Six Thousand Dollars (\$6,000.00). 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 May 30, 2007, 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 (2004), 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) (2004), 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 (2004). 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  
Douglas P. Scott, Director *by wsc*  
Illinois Environmental Protection Agency

Date: 3/30/07

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





# Open Dump Inspection Checklist

County: Iroquois LPC#: 0750550001 Region: 4 - Champaign  
 Location/Site Name: Loda/G & D Salvage  
 Date: 03/07/2007 Time: From 4:30 PM To 4:50 PM Previous Inspection Date: 04/25/2005  
 Inspector(s): Kenneth Keigley Weather: partly cloudy - 36 degrees  
 No. of Photos Taken: # 7 Est. Amt. of Waste: 10 yds<sup>3</sup> Samples Taken: Yes #        No   
 Interviewed: Mr. Geen Breeden, Owner Complaint #: C07-131-CH  
 Latitude: 40.50880 Longitude: -88.07744 Collection Point Description: Main Gate -  
 (Example: Lat.: 41.26493 Long.: -89.38294) Collection Method: GPS - Garmin Gpsmap 76S

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

Mr. Gene Breeden, Owner G & D Salvage 104 West Lincoln - P.O. Box 386 Loda, IL 60948 Phone Number 217/386-2852	
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	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 type="checkbox"/>
	(2)	In Violation of Any Regulations or Standards Adopted by the Board	<input 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	<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 checked="" 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 # 0750550001

Inspection Date: 03/07/2007

	(7)	Deposition of General Construction or Demolition Debris; or Clean Construction or Demolition Debris	<input type="checkbox"/>
9.	55(a)	<b>NO PERSON SHALL:</b>	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	<input type="checkbox"/>
	(2)	Cause or Allow Open Burning of Any Used or Waste Tire	<input type="checkbox"/>
<b>35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G</b>			
10.	812.101(a)	FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL	<input 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"/>
<b>OTHER REQUIREMENTS</b>			
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.

**Illinois Environmental Protection Agency**  
Bureau of Land ♦ Field Operations Section ♦ Champaign

0750550001 – Iroquois County

Loda/G & D Salvage

FOS

Inspector: Kenneth Keigley

Inspection Date: March 7, 2007

GIS Data: Latitude-N40.50880°, Longitude-W-088.07744° (Garmin GPSMap 76S)

**General Comments:**

On March 7, 2007 at 04:30 P.M., I conducted an inspection at the G & D Salvage facility, located at 104 West Lincoln – P.O. Box 386, Loda, Illinois 60948, phone number 217/386-2852.

This inspection was conducted in response to a complaint alleging open burning and open dumping of refuse had occurred on March 6, 2007 and was again occurring on March 7, 2007.

The purpose of this inspection was to determine regulatory status and evaluate compliance with the Illinois Environmental Protection Act (Act) and Title 35 Illinois Administrative Code, Subtitle G: Land Pollution (Regulations). The inspection consisted of walking around the site, taking pictures, and talking to Mr. Gene Breeden, Owner. The weather was partly cloudy, the temperature 36 degrees.

**Background:**

This facility was first inspected by Kent Johnson, IEPA inspector, on November 16, 1994 resulting in the site being cited for open burning of used tires and refuse. An Administrative Warning Notice dated January 11, 1995, was sent to Mr. Gene Breeden Sr. Mr. Breeden responded in a letter received by the Agency on January 30, 1995 stating that “burning had stopped completely”. The site was re-inspected on December 7, 1995 and all violations were noted as “technically resolved” in an IEPA letter dated May 24, 1996.

The site was inspected again on April 2, 2003 and cited for used tire violations and open dumping of apparent used oil resulting in a Violation Notice dated May 9, 2003 being sent to Mr. Gene Breeden. He responded in a letter received by the agency on May 19, 2003 providing information that he believed he had returned the site to compliance. His Compliance Commitment Agreement was accepted by the Agency in a letter dated May 30, 2003.

The site was inspected by Curt White, IEPA Inspector, on April 25, 2006, in response to a complaint that used tires were being open burned. While no used tires were observed being open-burned, other waste was observed being open-burned. An Administrative Citation, dated May 19, 2005, was served on Mr. Gene Breeden Sr. for a penalty of \$3000.00.

**Illinois Environmental Protection Agency**  
Bureau of Land ♦ Field Operations Section ♦ Champaign

0750550001 – Iroquois County

Loda/G & D Salvage

FOS

Inspector: Kenneth Keigley

Inspection Date: March 7, 2007

GIS Data: Latitude-N40.50880°, Longitude-W-088.07744° (Garmin GPSMap 76S)

The IPCB ordered the fine to be paid by August 8, 2005. The penalty was paid in July of 2005.

**Inspection:**

When I arrived at the site I could see smoke rising from an area out near the center of the facility. I drove down the east fence line to a gate where I observed smoke coming up from a square metal container (see photos #1 and #2). The gate was locked (see photo #2).

I went to the facility office where I spoke to Mr. Gene Breeden Sr. I explained that I was there investigating a complaint that refuse was being open burned at his facility then went on to say that I had indeed observed smoke rising from a metal container on the property. I told him that I needed to go back to the area and see what was there.

He asked if I wanted to drive back and I told him that I would just walk to the location.

When I arrived in the vicinity of the metal container I saw that it was approximately 8' x 6' x 5' and contained ashes from open burning, glass containers, heat scorched paint cans and other metal containers, partially burned scraps of dimensional lumber, and flames from still burning refuse (see photos #3, #4, and #6). It had been approximately one hour and smoke was still rising from the container (see photo #5).

As I walked back to the facility office I walked over to an area where open burning was alleged to have occurred on the previous day. I saw an area measuring approximately 10' x 10' that was blackened and had refuse consisting of metal, small scraps of heat scorched dimensional lumber, and plastic scattered about (see photo #7).

I went back into the office where I spoke to Mr. Breeden telling him that I had observed the metal container with open burning of refuse occurring within while I was there. I explained to Mr. Breeden that open burning of refuse was prohibited by the Illinois Environmental Protection Act. He said that every house in Loda had a burn barrel and that the container was his burn barrel. I explained that residences had an exemption that allowed open burning of domicile waste only and that essentially a business was not allowed to burn anything. I told him that he would be receiving correspondence from the Agency concerning the open burning on his site. I left the site at 4:50 pm.

**Illinois Environmental Protection Agency**  
Bureau of Land ♦ Field Operations Section ♦ Champaign

0750550001 – Iroquois County

Loda/G & D Salvage

FOS

Inspector: Kenneth Keigley

Inspection Date: March 7, 2007

GIS Data: Latitude-N40.50880°, Longitude-W-088.07744° (Garmin GPSMap 76S)

**Apparent violations observed during this inspection:**

Environmental Protection Act. 415 ILCS 5/1 et. seq. (formerly Ill. Rev. Stat. Ch. 111 1/2, 1001 et. seq.) {hereinafter called the "Act"}

#1 Pursuant to Section 9(a) of the Act, 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) is alleged for the following reason: **evidence of open burning of refuse, which would cause or tend to cause air pollution in Illinois was observed during the inspection.**

#2 Pursuant to Section 9(c) of the Act, 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.

A violation of Section 9(c) is alleged for the following reason: **evidence of open burning of refuse was observed during the inspection.**

#3 Pursuant to Section 21(a) of the Act, no one shall cause or allow the open dumping of any waste.

A violation of Section 21(a) is alleged for the following reason: **waste was open dumped on the site.**

#4 Pursuant to Section 21(e) of the Act, 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.

**Illinois Environmental Protection Agency**  
Bureau of Land ♦ Field Operations Section ♦ Champaign

0750550001 – Iroquois County

Loda/G & D Salvage

FOS

Inspector: Kenneth Keigley

Inspection Date: March 7, 2007

GIS Data: Latitude-N40.50880°, Longitude-W-088.07744° (Garmin GPSMap 76S)

A violation of Section 21(e) is alleged for the following reason: **waste was disposed at this site which does not meet the requirements of the Act and Regulations thereunder.**

#5 Pursuant to Section 21(p)(1) of the Act, no one shall cause or allow the open dumping of any waste in a manner, which results in litter at the dumpsite.

A violation of Section 21(p)(1) is alleged for the following reason: **waste was open dumped at this site resulting in litter.**

#6 Pursuant to Section 21(p)(3) of the Act, no one shall cause or allow the open dumping of any waste in a manner, which results in open burning.

A violation of Section 21(p)(3) is alleged for the following reason: **waste was open dumped at this site resulting in open burning.**

**Illinois Environmental Protection Agency**

**Bureau of Land ♦ Field Operations Section ♦ Champaign Region**

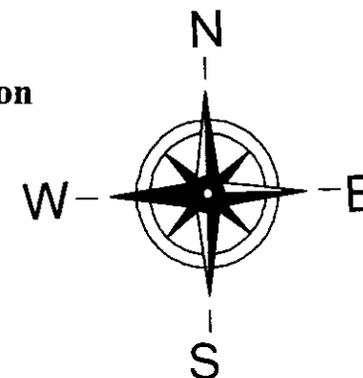
0750550001 – Iroquois County

Loda/G & D Salvage

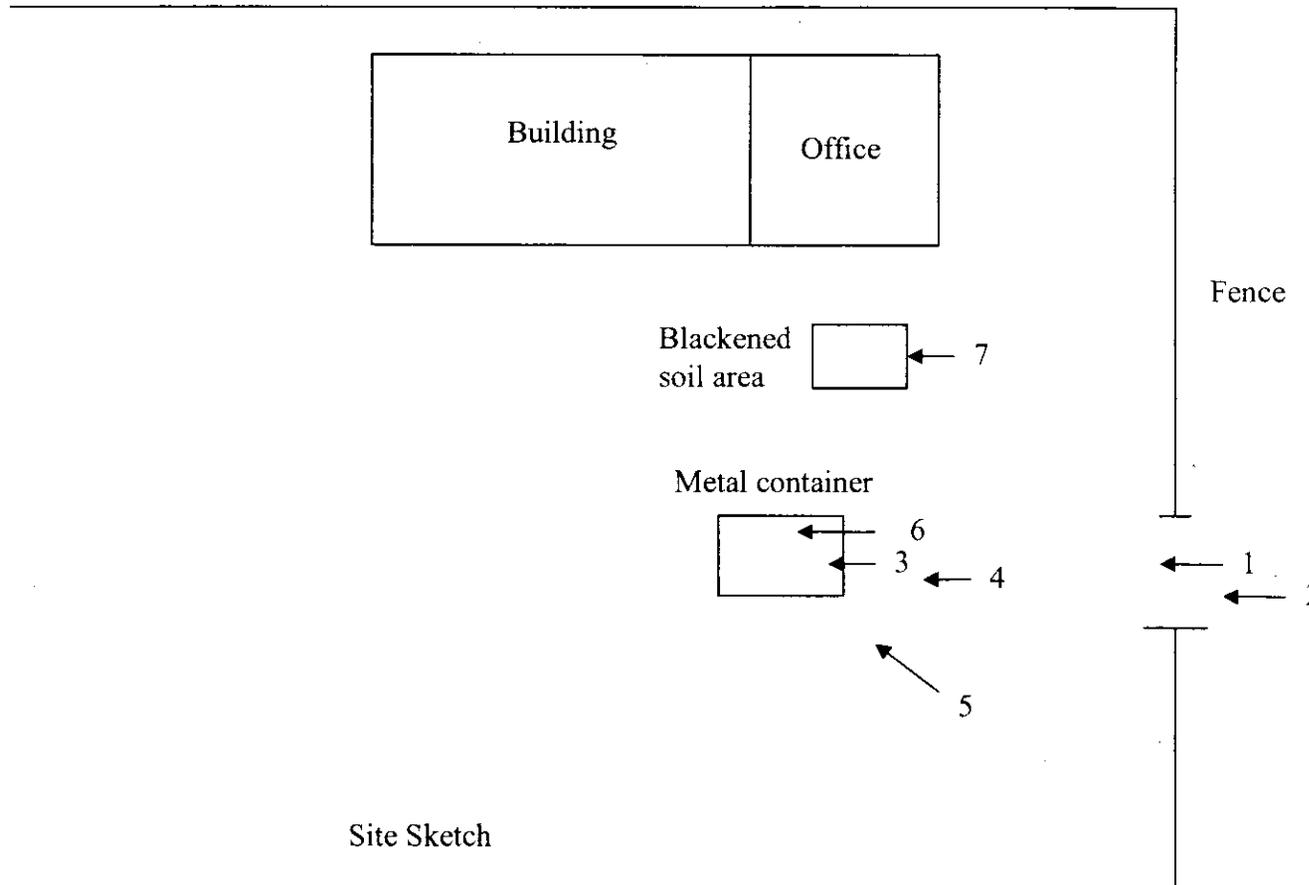
FOS

Inspector: Kenneth Keigley

Date: March 7, 2007



West Lincoln Street



Not to Scale

Site Sketch



Illinois Environmental Protection Agency  
Bureau of Land

## ***DIGITAL PHOTOGRAPHS***

**LPC # 0750550001 — Iroquois County**  
**Loda/G & D Salvage**  
**FOS File**

**DATE: 03-07-2007**  
**TIME: 04:33 PM**  
**DIRECTION: West**  
**PHOTO by: Kenneth Keigley**  
**PHOTO FILE NAME:**  
**0750550001~03072007-001.jpg**  
**COMMENTS: Smoke coming**  
**from metal container.**



**DATE: 03-07-2007**  
**TIME: 04:35 PM**  
**DIRECTION: West**  
**PHOTO by: Kenneth Keigley**  
**PHOTO FILE NAME:**  
**0750550001~03072007-002.jpg**  
**COMMENTS: Smoke coming**  
**from metal container.**



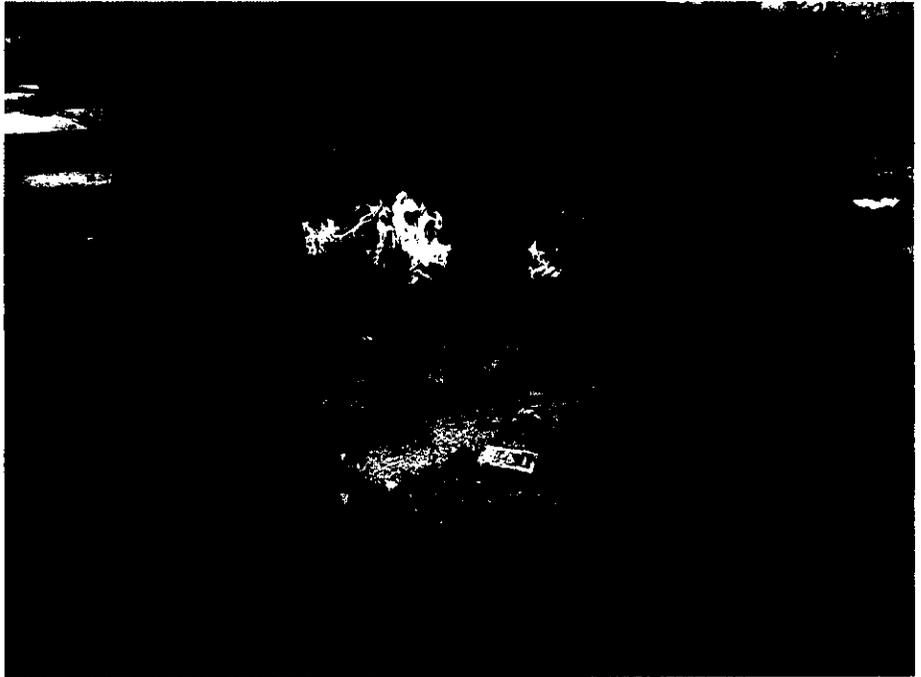


Illinois Environmental Protection Agency  
Bureau of Land

## **DIGITAL PHOTOGRAPHS**

LPC # 0750550001 — Iroquois County  
Loda/G & D Salvage  
FOS File

**TIME: 04:40 PM**  
**DIRECTION: West**  
**PHOTO by: Kenneth Keigley**  
**PHOTO FILE NAME:**  
**0750550001~03072007-003.jpg**  
**COMMENTS: Metal container**  
**with smoke rising from the**  
**interior and flames within.**



**DATE: 03-07-2007**  
**TIME: 04:40 PM**  
**DIRECTION: West**  
**PHOTO by: Kenneth Keigley**  
**PHOTO FILE NAME:**  
**0750550001~03072007-004.jpg**  
**COMMENTS: Metal container**  
**with smoke rising from the**  
**interior and flames within.**





Illinois Environmental Protection Agency  
Bureau of Land

## ***DIGITAL PHOTOGRAPHS***

**LPC # 0750550001 — Iroquois County  
Loda/G & D Salvage  
FOS File**

**DATE: 03-07-2007  
TIME: 04:41 PM  
DIRECTION: Southwest  
PHOTO by: Kenneth Keigley  
PHOTO FILE NAME:  
0750550001~03072007-005.jpg  
COMMENTS: Smoke rising  
from metal container.**



**DATE: 03-07-2007  
TIME: 04:41 PM  
DIRECTION: West  
PHOTO by: Kenneth Keigley  
PHOTO FILE NAME:  
0750550001~03072007-006.jpg  
COMMENTS: Ashes from  
burning refuse, smoke and  
flames in container.**



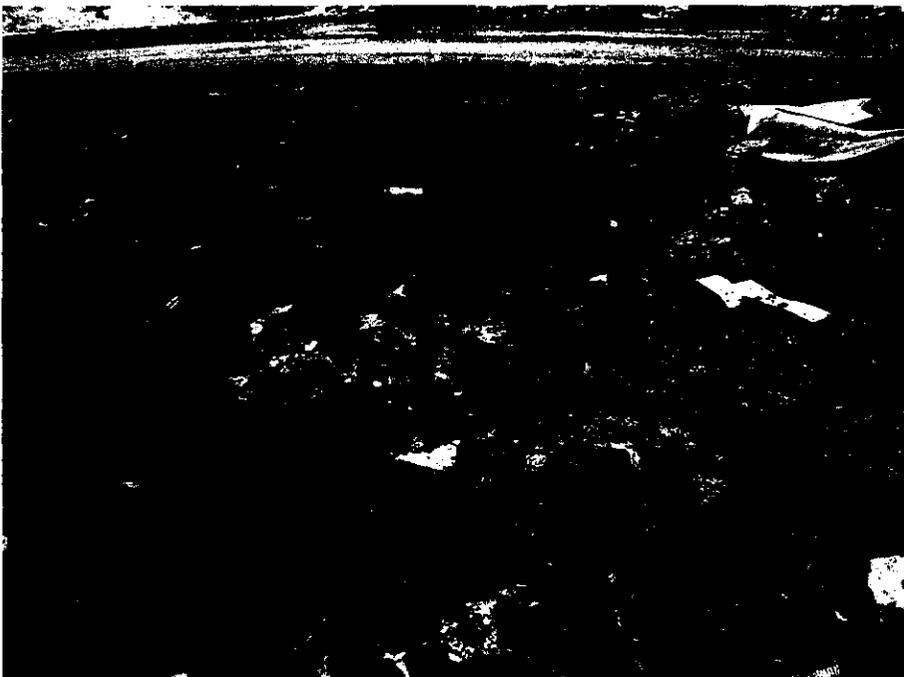


Illinois Environmental Protection Agency  
Bureau of Land

## ***DIGITAL PHOTOGRAPHS***

LPC # 0750550001 — Iroquois County  
Loda/G & D Salvage  
FOS File

DATE: 03-07-2007  
TIME: 04:44 PM  
DIRECTION: East  
PHOTO by: Kenneth Keigley  
PHOTO FILE NAME:  
0750550001~03072007-007.jpg  
COMMENTS: Ashes, partially  
burned scraps of dimensional  
lumber, and refuse in area  
where alleged open burning  
occurred on March 6, 2007.



**PROOF OF SERVICE**

I hereby certify that I did on the 30th day of March 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: Gene Breeden, Owner  
G&D Salvage  
P.O. Box 386  
Loda, Illinois 60948

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



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

THIS FILING SUBMITTED ON RECYCLED PAPER