

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

O'Leary Farms)	
(Property Identification Number)	PCB 16-
14-02-30-700))	(Tax Certification)
)	
)	

NOTICE

Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
Post Office Box 19033
Springfield, Illinois 62794

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

James O'Leary
O'Leary Farms
2572 160 Avenue
Aledo, IL 61231

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board the **APPEARANCE** and **RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY**, a copy of which is herewith served upon you.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: Roberto M. Durango
Roberto M. Durango
Assistant Counsel
Division of Legal Counsel

DATED: December 6, 2016

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

THIS FILING IS SUBMITTED ON RECYCLED PAPER

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

**O'Leary Farms
(Property Identification Number
14-02-30-700)**


)
)
)
)

**PCB 16-
(Tax Certification)**

APPEARANCE

The undersigned, as one of its attorneys, hereby enters an APPEARANCE on behalf of Respondent,
Illinois Environmental Protection Agency.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: 
Roberto M. Durango
Assistant Counsel
Division of Legal Counsel

DATED: December 6, 2016

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

O'Leary Farms)	
(Property Identification Number)	PCB 16-
14-02-30-700))	(Tax Certification)
)	
)	

**RECOMMENDATION OF THE ILLINOIS
ENVIRONMENTAL PROTECTION AGENCY**

The Illinois Environmental Protection Agency (Illinois EPA) hereby files its
Recommendation pursuant to Section 125.204(a) of the regulations of the Illinois
Pollution Control Board (the Board), 35 Ill. Adm. Code 125.204(a).

1. On July 29, 2016, the Illinois EPA received a request from O'Leary Farms (log
number TC-136642, Exhibit A) for an Illinois EPA recommendation regarding
the tax certification of water pollution control facilities pursuant to Section
125.204(a) of the Board's regulations, 35 Ill. Adm. Code 125.204(a).
2. The facility's address is: O'Leary Farms
5015 190 Avenue West
Rock Island, IL 61279
3. The proposed water pollution control facilities in this request are located at
Section 32, T16N, R2W of the 4th P.M. in Rock Island, at the above street
address and consist of the following:

Livestock waste management facilities consisting of a concrete pit
(approximately 52 ft. x 257 ft. x 8 ft.) with ten concrete pump outs
(approximately 4.5 ft. x 4.5 ft. x 8ft. deep), a PVC perimeter tile
drain (4" diameter and approximately 618 ft. in length), and slotted
floors over the pit.


4. These livestock waste management facilities are used to collect, transport and/or store livestock wastes prior to cropland application, and are further described in Exhibit A.
5. Section 11-10 of the Property Tax Code, 35 ILCS 200/11-10 (2014), and Section 125.200(a)(1) of the Board's regulations, 35 Ill. Adm. Code 125.200(a)(1), define pollution control facilities as:

[A]ny system, method, construction, device or appliance appurtenant thereto or any portion of any building or equipment, that is designed, constructed, installed or operated for the primary purpose of: eliminating, preventing, or reducing air or water pollution, as the terms "air pollution" and "water pollution" are defined in the Act; or treating, pretreating, modifying or disposing of any potential solid, liquid or gaseous pollutant which if released without treatment, pretreatment, modification or disposal might be harmful, detrimental or offensive to human, plant or animal life, or to property.
6. If it is found that the claimed facility or relevant portion thereof is a pollution control facility as defined in Section 125.200(a)(1) of the Board's regulations, 35 Ill. Adm. Code 125.200(a)(1), the Board has the authority to enter a finding and issue a certificate to that effect, pursuant to Section 11-20 of the Property Tax Code, 35 ILCS 200/11-20 (2014) and Section 125.216 of the Board's regulations, 35 Ill. Adm. Code 125.216.
7. Pursuant to Section 125.204(a) of the Board's regulations, 35 Ill. Adm. Code 125.204(a), if the Illinois EPA receives a tax certification application it must file a recommendation on the application with the Board.
8. Based on the information in the application and the purpose of the facilities, it is the Illinois EPA's engineering judgment that the described facilities may be

considered pollution control facilities, with the primary purpose of eliminating, preventing, or reducing water pollution, or as otherwise provided in Section 125.200(a)(1) of the Board's regulations, 35 Ill. Adm. Code 125.200(a)(1), and are eligible for tax certification from the Board.

WHEREFORE, the Illinois EPA recommends that the Board issue the requested tax certification.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

By: 
Roberto M. Durango
Assistant Counsel
Division of Legal Counsel

Dated: December 6, 2016
Illinois Environmental Protection Agency
1021 North Grand Ave. E.
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544



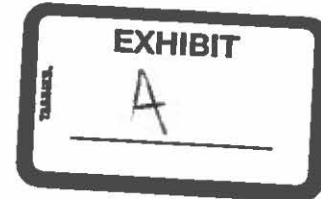
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-3397

BRUCE RAUNER, GOVERNOR

ALEC MESSINA, ACTING DIRECTOR

Memorandum



To: Charles Gunnarson, Division of Legal Counsel

From: Al Keller, Manager, Permit Section

Date: NOV 21 2016

Re: O'Leary Farms
Attn: James O'Leary
2572 160 Avenue
Aledo, IL 61231
Recommendation of Tax Certification
Log # TC-136642
Property ID # 14-02-30-700

The Bureau of Water received a request on July 29, 2016 from O'Leary Farms for an Illinois EPA recommendation regarding the tax certification of water pollution control facilities pursuant to 35 Ill. Adm. Code 125.204. We offer the following recommendation.

The water pollution control facilities in this request include the following:

O'Leary Farms
5015 190 Avenue West
Rock Island Co., 61279

Section 32, T16N, R2W of the 4th PM in Rock Island

Livestock waste management facilities consist of a concrete pit (approximately 52 ft. x 257 ft. x 8 ft.) with ten (10) concrete pump outs (approximately 4.5 ft. x 4.5 ft. x 8 ft. deep), a PVC perimeter tile drain (4" diameter and approximately 618 ft. in length), and slotted floors over the pit. These livestock waste management facilities are used to collect, transport, and/or store livestock waste prior to cropland application.

These facilities are further described in the enclosed applications and supporting documents.

Based on the information included in this submittal, it is our engineering judgment that the above proposed facilities may be considered "Pollution Control Facilities" under 35 IAC 125.200(a), with the primary purpose of eliminating, preventing, or reducing water pollution, or as otherwise provided in this section, and therefore eligible for tax certification from the Illinois Pollution Control Board. The Bureau of Water therefore recommends that the Board issue the requested tax certification for these facilities.

If you have any questions regarding the above, please contact Jenny Larsen at 217/782-0610.

SAK:JML:Tax Certs\Livestock\TC-136642.docx

cc: Tax Cert File

4302 N. Main St., Rockford, IL 61103 (815)987-7760
595 S. State, Elgin, IL 60123 (847)608-3131
2125 S. First St., Champaign, IL 61820 (217)278-5800
2009 Mall St., Collinsville, IL 62234 (618)346-5120

9511 Harrison St., Des Plaines, IL 60016 (847)294-4000
5407 N. University St., Arbor 113, Peoria, IL 61614 (309)693-5462
2309 W. Main St., Suite 116, Marion, IL 62959 (618)993-7200
100 W. Randolph, Suite 11-300, Chicago, IL 60601 (312)814-6026

Watershed Unit Tax Certification Review Sheet

Project Name: O'Leary Farms

Location: Rock Island, IL

Reviewer: Jenny Larsen

Date: 9/26/2016

Log number: TC-136642

Type: ☐ Agchem
☒ Livestock

Applicant:

James O'Leary
2572 160 Avenue
Aledo, IL 61231

Contact: James O'Leary

Phone: (309)737-1230

Facility:

5015 190 Avenue West
Rock Island County 61279

Property ID: 14-02-30-700

County: Rock Island

Legal Description:

S: 32 T: 16N R: 2W PM: 4th

Signature: James O'Leary

Title: Owner

Date Control Devices installed:

Wastes: ☒ Livestock waste is applied to cropland.

☐ Agrichemical rinsate and spillage is recycled through the facility and/or land applied.

☐ Other: _____

Physical Description of Pollution Control Devices:

This facility consists of a concrete manure pit (approximately 52 ft. x 257 ft. x 8 ft. deep), ten concrete pump out ports (approximately 4.5 ft. x 4.5 ft. x 8 ft. deep), a PVC perimeter tile drain (4" diameter and approximately 618 ft. long) and slotted floors over the pit to collect swine waste. The manure is pumped out of the pits and applied to the fields as crop fertilizer.

9/27/2016- Spoke with James O'Leary who confirmed the dimensions of the pump out ports and the perimeter tile drain. He also confirmed that he only wishes the pits, pump out ports, slotted floors, and perimeter tile drain to be certified as pollution controls.

The primary purpose for these structures is to contain livestock waste thereby preventing contaminated water runoff.

Recommended Action: Permit the above mentioned structures.

TC-136642

RECEIVED
JUL 29 2016



Illinois
Environmental
Protection Agency

Bureau of Water
P.O. Box 19276
Springfield, IL 62794-9276

August 2000

SW/NS/IFAS

Tax Certification Program for Livestock Waste Management Facilities

As an incentive for livestock producers to construct waste storage structures and other structures which prevent water pollution the Agency administers a tax certification program, which reduces the property tax value for many pollution control improvements. In order to recognize this tax reduction, the producer must have the improvement certified by the Illinois Environmental Protection Agency (Illinois EPA) as a pollution control facility.

Various facilities have been determined to meet the definition of a pollution control facility for livestock waste management. The following are examples of pollution control facilities for livestock waste management.

1. Manure pits under confined animal feed structures.
2. Slatted floors over manure pits.
3. Floors (not in feeding areas) specifically designed to collect and transport livestock wastes to liquid waste storage facilities.
4. Liquid livestock waste storage facilities including, but not limited to: tanks, lagoons, and holding ponds.
5. Dry manure stacking structures.
6. Feedlot runoff sediment capture basins.
7. Vegetative filter systems including, but not necessarily limited to those components designed, constructed and operated pursuant to Title 35 Illinois Administrative Code, Subtitle E, Chapter 11, Part 570 titled Design and Maintenance Criteria Regarding Runoff Field Application Systems adopted August 3, 1982.
8. Structures or other devices used specifically to divert uncontaminated runoff and roof drainage away from animal feeding facilities so as to minimize the production of feedlot runoff.
9. Roof structures specifically intended to prevent precipitation from entering livestock waste storage facilities provided that such a roof shall meet the requirement that animal feeding operations are not and also could not be normally conducted below said roof.
10. Building or structure walls specifically intended to support those roof structures described in Item #9 above.
11. Tanks or other similar structures, such as methane digesters, that are specifically designed, constructed and operated for the only purpose of reducing odors from livestock wastes provided that such facilities shall meet the requirement that methane or products other than processed animal manures are not produced or collected for utilization in any purpose other than the normal operation of the facility.
12. Specific appurtenances to those facilities listed above such as pumps, pump pits, manure scrapers, ramps, manure stackers, or other devices provided that such appurtenances are designed, constructed and operated for the primary purpose of the normal operation of the pollution control facility.
13. Other facilities that meet the definition of a pollution control facility.

Once Illinois EPA has certified that the improvements made by the producer qualify as a pollution control facility, the Agency submits a copy of the certification to the producer and the Illinois Department of Revenue (IDOR). The IDOR assumes authority from the county tax assessment office to assess the value of the certified facilities based upon remaining useful lifetime and the salvage value (usually property taxes are based upon fair cash value). This reduces the assessed value of the certified facilities and, therefore, the property tax.

The date upon which the Illinois EPA received an application form from a producer determines the first assessment year that the IDOR assumes assessment jurisdiction from the county.

Pollution control facilities certified by the Illinois EPA will be assessed by the IDOR as of January 1 of the year after Illinois EPA's receipt of the tax certification application. For instance, if an application is received by the Illinois EPA on January 1, 1999, or December 31, 1999, both would come under the IDOR's assessment jurisdiction as of January 1, 2000.

APPLICATION FOR CERTIFICATION (PROPERTY TAX TREATMENT)
POLLUTION CONTROL FACILITY
 AIR ☒ WATER ☐

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
 P. O. Box 19276, Springfield, IL 62794-9276

This Agency is authorized to request this information under Illinois Revised Statutes, 1979, Chapter, 120, Section 502a-5. Disclosure of this information is voluntary. However, failure to comply could prevent your application from being processed or could result in denial of your application for certification.

FOR AGENCY USE			
File No.	Date Received	Certification No.	Date
Sec. A APPLICANT	Company Name <u>O'Leary Farms</u>		
	Person Authorized to Receive Certification <u>James O'Leary</u>		Person to Contact for Additional Details <u>James O'Leary</u>
	Street Address <u>2572 160 Ave Alton IL 61231</u>		Street Address <u>61231</u>
	Municipality, State & Zip Code <u>Rock Island Co. IL 61279</u>		Municipality, State & Zip Code
	Telephone Number <u>309-737-1230</u>		Telephone Number <u>Reynolds Bowling</u>
	Location of Facility Quarter Section <u>32N</u>		Municipality <u>Rock Island</u>
	Township <u>16N</u>		Township
	Range <u>2W</u>		County
	Street Address <u>5015 190 Ave West Rock Island Co. 61279</u>		Book Number <u>Rock Island</u>
	Property Identification Number <u>14-0230700</u>		Parcel Number
Sec. B MANUFACTURING OPERATIONS	Nature of Operations Conducted at the Above Location <u>hog operation</u> <u>Building is 52x255x8' with pit slotted floor</u>		
	Water Pollution Control Construction Permit No. <u>NA</u>		Date Issued
	NPDES PERMIT No. <u>NA</u>		Date Issued Expiration Date
	Air Pollution Control Construction Permit No. <u>NA</u>		Date Issued
	Air Pollution Control Operating Permit No. <u>NA</u>		Date Issued
Sec. C MANUFACTURING PROCESS	Describe Unit Process		
	Materials Used in Process		
Sec. D POLLUTION CONTROL FACILITY DESCRIPTION	Describe Pollution Abatement Control Facility <u>The control facility located underneath the entire building</u> <u>The collection pit is 8' deep 52' wide and 257' long</u> <u>The walls and floors are poured concrete and reinforced with steel bars in a Chris Cross pattern.</u> <u>100% of the waste created by the pigs in the building falls through the slotted floor into the pit.</u>		

Step 3: Complete the assessment information

- 1 Write the month and year that the facility was placed into use. 1 01 / 2005
Month Year
- 2 Write the estimated remaining useful life of the facility. (See instructions.) 2 _____ years
- 3 Write the original cost of the certified portion of the facility as of the date placed into use. 3 \$ 402,000
- 4 If any portion of the facility was assessed as personal property before January 1, 1979, write the original cost of the certified portion of the facility as of January 1, 1978. 4 \$ 0
- 5 Subtract Line 4 from Line 3. 5 \$ 0
- 6 Write the total original cost of all additions and improvements made to the certified portion of the facility from the date placed into use through January 1 of this assessment year. 6 \$ 8,000
- 7 Add Lines 5 and 6. 7 \$ 8,000
- 8 Write the total original cost of all certified portions of the facility that have been retired or removed from use through January 1 of this assessment year. 8 \$ 0
- 9 Subtract Line 8 from Line 7. 9 \$ _____
- 10 Write the net earnings attributable to the certified portion of the facility. 10 \$ _____
- 11 Does the operation of the facility produce a byproduct that can be commercially sold? 11 ☐ Yes ☒ No
If you answered yes, please explain: _____
- 12 Does the operation of the facility result in increased production or reduced production cost? 12 ☐ Yes ☒ No
If you answered yes, please explain: _____

Step 4: Complete the following information

- 1 Have there been any changes in the use of the facility within the previous assessment year? 1 ☐ Yes ☒ No
If you answered yes, please explain: _____
- 2 a Have there been any additions or improvements made to the certified portion of the facility within the previous assessment year? 2a ☐ Yes ☒ No
If you answered yes, complete the following.
 - b Write the original cost of the addition or improvement. 2b \$ _____
 - c Write the date placed into use. 2c _____ / _____
Month Year
 - d Check the classification of the addition or improvement. 2d ☐ Real ☐ Personal
Describe the addition or improvement: _____
- 3 a Has any part of the certified portion of the facility been retired or removed from use within the previous assessment year? 3a ☐ Yes ☒ No
If you answered yes, complete the following.
 - b Write the original cost of the retired or removed portion. 3b \$ 0
 - c Write the date retired or removed from use. 3c _____ / _____
Month Year

Step 5: Sign below

I state that, to the best of my knowledge, the information contained in this return is true, correct, and complete.

James O'Leary 7/25/2016 JAMES O'LEARY
 Pollution control facility owner's or authorized representative's signature Date Print the pollution control facility owner's or authorized representative's name and title



Mail this return to:

Local Government Services Bureau, Illinois Department of Revenue, P.O. Box 19033, Springfield, IL 62794-9033



PTAX-401

Pollution Control Facility Tax Return

Step 1: Complete the following information

James O'Leary
 Name
2570 - 160 Ave
 Street address
IL 61231
 City State ZIP
(309) 737-1230
 Phone

- 1 Is the information on your preprinted label correct? ☒ Yes ☐ No
 If no, cross through it and write the correct information here.

- 2 Write the name and telephone number of the person we should contact for additional information. (If different than label.)

Name _____ Phone _____

- 3 Write the assessment year. 2016

- 4 Write the principal nature of your business. Farming

- 5 a Is your facility still in use? ☒ Yes ☐ No

- b If no, do you wish to revoke your certification? ☐ Yes ☒ No

- 6 a Do you have a federal employer identification number (FEIN)? ☒ Yes ☐ No

- b If yes, write your FEIN. 36-3463262
 Federal employer identification number (FEIN)

- c If no, write your SSN. _____
 Social Security number (SSN)

- 7 a Do you have an Illinois business tax number (IBT)? ☐ Yes ☒ No

- b If yes, write your IBT. _____
 Illinois business tax number (IBT)

Step 2: Identify the pollution control facility

- 1 Check the box that identifies the type of pollution control facility.

- 1a ☐ Air pollution
 1b ☒ Water pollution
 1c ☐ Low-sulfur dioxide emission coal-fueled device

- 2 Write the number written on the facility's Illinois EPA certification. 2 LF 16100-70000

- 3 Write the three-digit classification number of the pollution control facility. (See instructions.) 3060

- 4 Write the complete description of the pollution control facility written on the Illinois EPA certification.

The control facility is located under the entire building. The collection pit is 8' deep x 52' wide x 257' long. The floors & walls are poured cement and reinforced with rebar in a crisscross pattern. 100% of waste created by pigs in the building falls through slotted floor into pit.

- 5 Write the location of the pollution control facility.

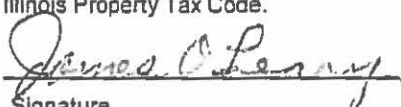
5015 - 19th Ave W
 Street address
Rock Island Co IL 61274
 City State ZIP

Bowling
 Township
Rock Island Co.
 County

- 6 Write that location's property index number (PIN).

14-0230700



Sec. E POLLUTION CONTROL FACILITY - CONTAMINANTS ACCOUNTING DATA	(1) Nature of Contaminants or Pollutants		
	Contaminant or Pollutant	Material Retained, Captured or Recovered	
		DESCRIPTION	DISPOSAL OR USE
	52' X 255' X 8' Pit	R-Bar Cement falls into pit	injected into Ground for Fertilizer
		(2) Point(s) of Waste Water Discharge <u>under Pit 52x255</u>	
Sec. F SIGNATURE	Plans and Specifications Attached Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		
	(3)	Are contaminants (or residues) collected by the control facility? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
	(4)	Date installation completed _____ status of installation on date of application <u>New</u>	
	(5)	a. FAIR CASH VALUE IF CONSIDERED REAL PROPERTY: \$ <u>407,000</u>	
		b. NET SALVAGE VALUE IF CONSIDERED REAL PROPERTY: \$ <u>1,000</u>	
		c. PRODUCTIVE GROSS ANNUAL INCOME OF CONTROL FACILITY: \$ <u>109,000</u>	
		d. PRODUCTIVE NET ANNUAL INCOME OF CONTROL FACILITY: \$ <u>10,000</u>	
	e. PERCENTAGE CONTROL FACILITY BEARS TO WHOLE FACILITY VALUE: % <u>40%</u>		
Sec. G INSTRUCTIONS	The following information is submitted in accordance with the Illinois Property Tax Code, as amended, and to the best of my knowledge, is true and correct. The facilities claimed herein are "pollution control facilities" as defined in Section 11-10 of the Illinois Property Tax Code.		
	 Signature		
	<u>Farrar</u> Title		
	INSTRUCTIONS FOR COMPILING AND FILING APPLICATION		
	General: Separate applications must be completed for each control facility claimed. Do not mix types (water and air). Where both air and water operations are related, file two applications. If attachments are needed, record them consecutively on an index sheet.		
	Sec. A	Information refers to applicant as listed in the tax records and the person to be contacted for further details or for inspection of facilities. Define facility location by street address or legal description. A plat map location is required for facilities located outside of municipal boundaries. The property identification number is required.	
	Sec. B	Self-explanatory. Submit copies of all permits issued by local pollution control agencies. (e.g. MSD Construction Permit)	
	Sec. C	Refers to manufacturing processes or materials on which pollution control facility is used.	
	Sec. D	Narrative description of the pollution control facility, indicating that its primary purpose is to eliminate, prevent or reduce pollution. State the type of control facility. State permit number, date, and agency issuing permit. A narrative description and a process flow diagram describing the <u>pollution control facility</u> . Include a listing of each major piece of equipment included in the claimed fair cash value for real property. Include an <u>average</u> analysis of the influent and effluent of the control facility stating the collection efficiency.	
	Sec. E	List air contaminants, or water pollution substances released as effluents to the manufacturing processes. List also the final disposal of any contaminants removed from the manufacturing processes. Item (1) - Refers to pollutants and contaminants removed from the process by the pollution control facility. Item (2) - Refers to water pollution but can apply to water-carried wastes from air pollution control facilities. Submit drawings, which clearly show (a) Point(s) of discharge to receiving stream, and (b) Sewers and process piping to and from the control facility. Item (3) - If the collected contaminants are disposed of other than as wastes, state the disposition of the materials, and the value in dollars reclaimed by sale or reuse of the collected substances. State the cost of reclamation and related expense. Item (4) - State the date which the pollution control facility was first placed in service and operated. If not, explain. Item (5) - This information is essential to the certification and assessment actions. This accounting data must be completed to activate project review prior to certification by this Agency.	
Sec. F	Self-explanatory. Signature must be a corporate authorized signature.		
	Submit to:	Attention:	Attention:
	Illinois EPA P.O. Box 19276 Springfield, IL 62794-9276	Al Keller Permit Section Division of Water Pollution Control	Donald E. Sutton Permit Section Division of Air Pollution Control



Bureau of Environmental Programs

State Fairgrounds • P.O. Box 19281 • Springfield, IL 62794-9281 • 217/785-2427 (voice/TDD) • Fax 217 524-4882
Pesticide Misuse Hotline 1-800-641-3934 (voice/TDD)

April 1, 2016

O'Leary, Jim
O' Leary Farms - Rock Island
2572 160 Ave.
Aledo, IL 61231

RESPONSE REQUIRED

Unless already submitted

*****Email Address Change*****
agr.tile@illinois.gov

Re: Facility ID#: LF1610070000
2016 April Water Sample Reminder

Dear Facility Owner/Operator:

As noted in your "Initial Notice of Construction Plan Completion" letter, your facility's design included the installation of a perimeter foundation drain. **This letter is a reminder that a sampling event must be attempted during the month of April.** Analytical results and a discussion of those results need to be submitted to the Department within **30 days** of the sampling event. If adequate water is not available, you are still required to provide the Department with written confirmation through fax, mail or e-mail. If you have already submitted this quarter's response, please disregard this letter.

Please make sure your response includes the following information:

- ✓ Facility ID# (see above)
- ✓ Date sampled
- ✓ Date analyzed by laboratory
- ✓ Results for Nitrate-nitrogen, Phosphate-phosphorus, Chloride, Sulfate, & Ammonia-nitrogen
- ✓ Unit of measurement (ppm, etc.)
- ✓ A discussion of the results as compared to initial and previous samples

Note: Sites with multiple Facility Identification Numbers must send a response for each number.

For those submitting their sample results via email, please take note of the email address change. Please send all future responses to agr.tile@illinois.gov. If you have any questions or comments, please contact us at 217/785-2427.

Sincerely,

ILLINOIS DEPARTMENT OF AGRICULTURE

Brad A. Beaver, Manager
Livestock Management Facilities Program
Permits and Downstate Field Operations
agr.tile@illinois.gov / 217-524-4882 (Fax)

No adequate water supply
4-1-16
James O'Leary

STATE OF ILLINOIS

COUNTY OF SANGAMON

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)
)
)
)

CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that on December 6, 2016, I served true and correct copies of the **APPEARANCE** and **RECOMMENDATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY**, upon the persons and by the methods as follows:

[1st Class U.S. Mail]

Steve Santarelli
Illinois Department of Revenue
101 West Jefferson
P.O. Box 19033
Springfield, Illinois 62794

[1st Class U.S. Mail]

James O'Leary
O'Leary Farms
2572 160 Avenue
Aledo, IL 61231

[Electronic Filing]

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

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

/s/ Roberto M. Durango
Assistant Counsel
Division of Legal Counsel
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
217.782.5544
217.782.9143 (TDD)

THIS FILING IS SUBMITTED ON RECYCLED PAPER