

LAW OFFICES

ZUKOWSKI, ROGERS, FLOOD & MCARDLE

80 VIRGINIA STREET

CRYSTAL LAKE, ILLINOIS 60014

(815) 459-2050

FAX (815) 459-9057

CHICAGO OFFICE

45TH FLOOR

ONE NORTH LASALLE STREET

CHICAGO, ILLINOIS 60602

(312) 377-4450

FAX: (312) 332-1901

DAVID W. MCARDLE

July 7, 2003

RECEIVED
CLERK'S OFFICE

JUL 7 2003

STATE OF ILLINOIS
Pollution Control Board

VIA FAX AND REGULAR MAIL

Illinois Pollution Control Board
Attention: Clerk
James R. Thompson Center
100 West Randolph Street, Ste. 11-500
Chicago, Illinois 60601-3218

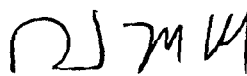
Re: Lowe Transfer, Inc. and Marshall Lowe v.
County Board of McHenry County, Illinois
PCB 03-221

Enclosed is an original and ten copies of Petitioners'
Motion to Withdraw Exhibits and Records, along with Notice of
Filing thereof.

Please return a file-stamped copy of the above-referenced
document to the undersigned, an envelope has been provided.

Thank you.

Very truly yours,



David W. McArdle

DWM:hh

Enclosure

cc: Mr. Bradley P. Haljoran
(Via Fax/Per Conference Call)

HALOWELTTOFILE.TRANSFER.vpd

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

LOWE TRANSFER, INC. and)
MARSHALL LOWE,)
)
Co-Petitioners,)
)
vs.)
)
COUNTY BOARD OF McHENRY)
COUNTY, ILLINOIS,)
)
Respondent.)

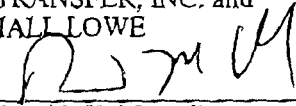
PCB 03-221
(Pollution Control Board
Siting Appeal)

NOTICE OF FILING

TO: See List Referenced in Proof of Service

PLEASE TAKE NOTICE that on July 7, 2003, we filed with the Illinois Pollution Control Board, the attached *Motion to Withdraw Exhibits and Records* in the above entitled matter.

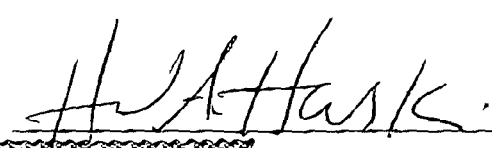
LOWE TRANSFER, INC. and
MARSHALL LOWE

By: 
David W. McArdle

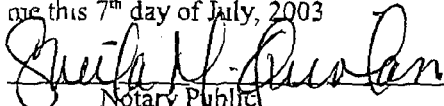
PROOF OF SERVICE

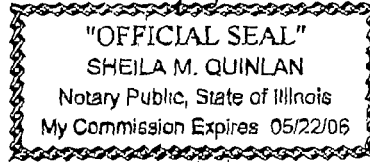
I, a non-attorney, on oath state that I served the foregoing Motion on the following party by depositing same in the U.S. mail, Crystal Lake, Illinois on this 7th day of July, 2003, with proper postage pre-paid and via fax:

Charles F. Heisten
Hinshaw and Culbertson
100 Park Avenue, P. O. Box 1389
Rockford, Illinois 61105-1389
Fax: 815/963-9989



SUBSCRIBED and SWORN to before
me this 7th day of July, 2003


Notary Public



David W. McArdle, Attorney Registration No. 06182127
ZUKOWSKI ROGERS FLOOD & MCARDLE
50 Virginia Street
Crystal Lake, Illinois 60014
(815) 459-2050
H\LOWE\notfiling.response.wpd

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

LOWE TRANSFER, INC. and)	
MARSHALL LOWE,)	
Co-Petitioners,)	
)	PCB 03-221
vs.)	(Pollution Control Board
)	Siting Appeal)
COUNTY BOARD OF McHENRY)	
COUNTY, ILLINOIS,)	
Respondent.)	

MOTION TO WITHDRAW EXHIBITS AND RECORDS

The undersigned attorney, on behalf of the Co-Petitioners, LOWE TRANSFER, INC. and MARSHALL LOWE, hereby moves the Pollution Control Board for leave to withdraw the transcript and/or exhibits filed herein by the Respondent, COUNTY BOARD OF MCHENRY COUNTY, ILLINOIS. The purpose of this motion is to permit the Co-Petitioners to reference the transcript and exhibits, as needed, for purposes of drafting a brief in support of its Petition for Review.

WHEREFORE, Co-Petitioners, LOWE TRANSFER, INC. and MARSHALL LOWE, hereby moves the Pollution Control Board for leave to withdraw the transcript and/or exhibits filed herein by the Respondent, County Board of McHenry County, Illinois.

Respectfully submitted,
LOWE TRANSFER, INC. and
MARSHALL LOWE
By: Zukowski, Rogers, Flood & McArdle

By: 
David W. McArdle

David W. McArdle, Attorney No: 06182127
ZUKOWSKI, ROGERS, FLOOD & MCARDLE
Attorney for: Lowe Transfer, Inc. and Marshall Lowe
50 Virginia Street
Crystal Lake, Illinois 60014
815/459-2050; 815/459-9057 (fax)
H:\LOWE\MOWITHDRAW.TRANSFER.wpd

LAW OFFICES
ZUKOWSKI, ROGERS, FLOOD & McARDLE
50 Virginia Street
Crystal Lake, Illinois 60014
(815) 459-2050
FAX (815) 459-9057

RECEIVED
CLERK'S OFFICE
JUL 7 2003
STATE OF ILLINOIS
Pollution Control Board

FAX MESSAGE

DATE: July 7, 2003
TO: Charles F. Helsten 815/963-9989
TO: Bradley P. Halloran 312/814-3669
TO: Illinois Pollution Control
Attention: Clerk 312/814-3669
FROM: David W. McArdle

NOTE:

THIS TRANSMISSION CONTAINS 4 PAGE(S), INCLUDING THIS COVER SHEET. IF YOU DO NOT RECEIVE ALL OF THE ABOVE, OR IF THE QUALITY OF THE TRANSMISSION IS POOR, PLEASE TELEPHONE HELEN AT (815) 459-2050. **IMPORTANT: THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL, AND/OR EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW.** IF YOU ARE NOT THE INTENDED RECIPIENT, OR AN AGENT OF THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS UNAUTHORIZED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS BY U.S. MAIL.