

RECEIVED
CLERK'S OFFICE

FEB 26 2004

STATE OF ILLINOIS
Pollution Control Board

INFORMATIONAL NOTICE !!!

Ac04-51

IT IS IMPORTANT THAT YOU READ THE ENCLOSED DOCUMENTS.

NOTE: This Administrative Citation refers to TWO separate State of Illinois Agencies. One is the **ILLINOIS POLLUTION CONTROL BOARD** located at State of Illinois Center, 100 West Randolph Street, Suite 11-500, Chicago, Illinois 60601. The other state agency is the **ILLINOIS ENVIRONMENTAL PROTECTION AGENCY** located at: 1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 61794-9276.

If you elect to contest the enclosed Administrative citation, you must file a **PETITION FOR REVIEW** with **thirty-five (35) days** of the date the Administrative Citation was served upon you. Any such Petition for Review must be filed with the clerk of the Illinois Pollution Control Board by either hand delivering or mailing to the Board at the address given above. A copy of the Petition for Review should be either hand-delivered or mailed to the Illinois Environmental Protection Agency at the address given above and should be marked to the **ATTENTION: DIVISION OF LEGAL COUNSEL.**

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
CLERK'S OFFICE

ADMINISTRATIVE CITATION

FEB 26 2004

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
MICHAEL MORETON)
)
Respondent.)

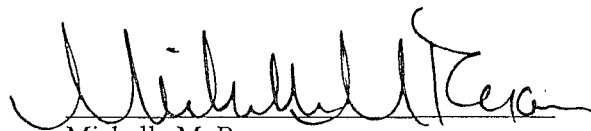
AC 04-51
(IEPA No. 83-04-AC)

NOTICE OF FILING

To: Michael Moreton
P.O. Box 309
Ashmore, Illinois 61912

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: February 24, 2004

RECEIVED
CLERK'S OFFICE

FEB 26 2004

STATE OF ILLINOIS
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
MICHAEL MORETON,)
)
Respondent.)

AC 04-51
(IEPA No. 83-04-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 (2002).

FACTS

1. That Michael Moreton ("Respondent") is the present owner of a facility located at the southeast corner of the intersection of county roads 1380 N and 2330 E, T.13N-R.10E, Ashmore Township, Coles County, Ashmore, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Ashmore/Moreton, Michael #2.
2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 0298005001.
3. That Respondent has owned said facility at all times pertinent hereto.
4. That on January 20, 2004, 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 January 20, 2004 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) (2002).

- (2) That Respondent caused or allowed the open dumping of waste in a manner resulting in deposition of general construction or demolition debris or clean construction or demolition debris, a violation of Section 21(p)(7) of the Act, 415 ILCS 5/21(p)(7) (2002).

CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2002), 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 April 1, 2004, 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 (2002), 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) (2002), 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 (2002). 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.



Renee Cipriano, Director 
Illinois Environmental Protection Agency

Date: 2-23-07

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

REMITTANCE FORM

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,) AC
)
v.) (IEPA No. 83-04-AC)
)
MICHAEL MORETON,)
)
Respondent.)

FACILITY: Ashmore/Moreton, Michael #2 SITE CODE NO.: 0298005001
COUNTY: Coles CIVIL PENALTY: \$3,000.00
DATE OF INSPECTION: January 20, 2004

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

Open Dump Inspection Checklist

County: Coles LPC#: 0298005001 Region: 4 - Champaign
 Location/Site Name: Ashmore/Moreton, Michael #2
 Date: 01/20/2004 Time: From 11:52 am To 12:10 pm Previous Inspection Date: 09/07/2000
 Inspector(s): Kenneth Keigley Weather: sunny - 28 degrees
 No. of Photos Taken: # 16 Est. Amt. of Waste: 40 yds³ Samples Taken: Yes # No
 Interviewed: No one present Complaint #: C04-068-CH

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

Mr. Michael Moreton, Owner
 P.O. Box 309
 Ashmore, Illinois 61912

RECEIVED
 FEB 06 2004
 IEPA-DLPC

	SECTION	DESCRIPTION	VIOL
ILLINOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS			
1.	9(a)	CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS	<input type="checkbox"/>
2.	9(c)	CAUSE OR ALLOW OPEN BURNING	<input type="checkbox"/>
3.	12(a)	CAUSE, THREATEN OR ALLOW WATER POLLUTION IN ILLINOIS	<input checked="" type="checkbox"/>
4.	12(d)	CREATE A WATER POLLUTION HAZARD	<input checked="" 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	<input checked="" type="checkbox"/>
8.	21(p)	CAUSE OR ALLOW THE OPEN DUMPING OF ANY WASTE IN A MANNER WHICH RESULTS	
	(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 # 0298005001

Inspection Date: 01/20/2004

	(7)	Deposition of General Construction or Demolition Debris; or Clean Construction or	<input checked="" type="checkbox"/>
9.	55(a)	NO PERSON SHALL:	
	(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"/>
35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G			
10.	812.101(a)	FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL	<input checked="" type="checkbox"/>
11.	722.111	HAZARDOUS WASTE DETERMINATION	<input checked="" type="checkbox"/>
12.	808.121	SPECIAL WASTE DETERMINATION	<input checked="" 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"/>
OTHER REQUIREMENTS			
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"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

Reneetha W. Heigley

Signature of Inspector(s)

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

0298005001 – Coles County

Ashmore/Moreton, Michael #2

FOS

Inspector: Kenneth Keigley

Inspection Date: January 20, 2004

Complaint Number: C04-068-CH

GIS Data: Latitude-N39.57558°, Longitude-W-088.03998° error 21.7 (Garmin GPSMap 76S)

General Comments:

On January 20, 2004 at 11:15 A.M., I conducted an inspection at the Michael Moreton Property, located at the southeast corner of the intersection of county roads 1380 N and 2330 E, T.13N-R.10E., Ashmore Township, Coles County, Ashmore, Illinois. This inspection was conducted as a follow up to an inspection Conducted on September 7, 2000, which resulted in an Administrative Citation Warning Notice being sent alleging open dumping of an oily substance, refuse, and used tires. 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 and taking pictures, no one was present to represent the property owner. The weather was sunny, the temperature 28 degrees.

Findings:

When I arrived on the property near the north entrance I saw a Pile A, a pile of metal, plastic, and 10 used tires just inside the entrance (see photos #1 and #2). The tires contained water in the form of ice (see photo #2). A short distance further south I saw an area where plastic, wood, and metal was scattered on the ground (see photo #3). To the west I saw pile B, a pile of dimensional lumber measuring 10' x 10' x 2' (see photo #4). The dimensional lumber was weathered and coming apart. It was not protected from the weather and had deteriorated. To the south I saw a semi trailer containing 66 used tires (see photo #5) and outside on the ground to the west of the trailer I saw 80 used tires (see photos #6 and #7). Near the center of the property I saw another approximate 18 used tires piled on the ground (see photo #8). Many of the used tires contained water in the form of ice (see photo #9). East of this tire pile I saw two drums that contained an unknown liquid and I saw an area around the drums measuring approximately 8' x 4' where the soil was stained black with some oily material (see photo #10). Further south I saw a trailer that contained approximately 33 used tires (see photos #11 and #13). Along the east property line I saw several older mobile homes (see photo #12). Directly across the property at the west property line I saw another pile of approximately 28 used tires (see photo #15). Just north of these used tires I saw pile C, a large pile of wooden "ammo crates" (see photo #14).

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

0298005001 – Coles County

Ashmore/Moreton, Michael #2

FOS

Inspector: Kenneth Keigley

Inspection Date: January 20, 2004

Complaint Number: C04-068-CH

GIS Data: Latitude-N39.57558°, Longitude-W-088.03998° error 21.7 (Garmin GPSMap 76S)

These wooden boxes were present during the September 7, 2000 inspection and are not covered or otherwise prevented from deteriorating. As I walked back to the north entrance of the property, west of the north entrance I saw pile D, a pile of demolition waste measuring approximately 14' x 30' x 3' consisting of concrete and asphalt (see photo #16). I left the site at 12:10 P.M.

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 12(a) of the Illinois Environmental Protection Act, no person shall cause or threaten or allow the discharge of any contaminants in the environment...so as to cause or tend to cause water pollution in Illinois.

A violation of Section 12(a) is alleged for the following reason: **an oily black substance was dumped onto the ground at this site, which would cause or tend to cause water pollution in Illinois.**

- #2 Pursuant to Section 12(d) of the Illinois Environmental Protection Act, no one shall deposit any contaminants upon the land in such place and manner so as to create a water pollution hazard.

A violation of Section 12(d) is alleged for the following reason: **an oily black substance was dumped onto the ground at this site, which would cause or tend to cause a water pollution hazard in Illinois.**

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

A violation of Section 21(a) is alleged for the following reason: **evidence of open dumping of waste was observed during the inspection.**

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

0298005001 – Coles County

Ashmore/Moreton, Michael #2

FOS

Inspector: Kenneth Keigley

Inspection Date: January 20, 2004

Complaint Number: C04-068-CH

GIS Data: Latitude-N39.57558°, Longitude-W-088.03998° error 21.7 (Garmin GPSMap 76S)

- #4 Pursuant to Section 21(d)(1) of the Act, no person shall conduct any waste-storage, waste-treatment, or waste-disposal operation without a permit granted by the Agency.

A violation of Section 21(d)(1) is alleged for the following reason: **waste was disposed at this site without a permit granted by the Illinois Environmental Protection Agency.**

- #5 Pursuant to Section 21(d)(2) of the Act, no person shall conduct any waste-storage, waste-treatment, or waste-disposal operation in violation of any regulations or standards adopted by the Board under this Act.

A violation of Section 21(d)(2) of the Act is alleged for the following reason: **waste was disposed of at this site in violation of regulations or standards adopted by the Board.**

- #6 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.

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

- #7 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.

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

- #8 Pursuant to Section 21(p)(7) of the Act, no one shall cause or allow the open dumping of any waste in a manner, which results in deposition of clean or general construction demolition debris at the site.

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

0298005001 – Coles County

Ashmore/Moreton, Michael #2

FOS

Inspector: Kenneth Keigley

Inspection Date: January 20, 2004

Complaint Number: C04-068-CH

GIS Data: Latitude-N39.57558°, Longitude-W-088.03998° error 21.7 (Garmin GPSMap 76S)

A violation of Section 21(p)(7) is alleged for the following reason: **used tires and other waste were open dumped at this site resulting in deposition of clean or general construction demolition debris at the site.**

- #8 Pursuant to Section 55(a)(1) of the Act, no person shall cause or allow the open dumping of any used or waste tire.

A violation of Section 55(a)(1) is alleged for the following reason: **used tires were open dumped at this site.**

- #9 Pursuant to Section 55(a)(3) of the Act, except at a tire storage site that contains more than 50 used tires, cause or allow the storage of any used tire unless the tire is altered, reprocessed, converted, covered, or otherwise prevented from accumulating water.

A violation of Section 55(a)(3) is alleged for the following reason: **used tires at this site were not reprocessed, converted, covered, or otherwise prevented from accumulating water.**

35 Illinois Administrative Code. (Title 35: Environmental Protection, Subtitle G: Land Pollution, Chapter I: Pollution Control Board) [Regulations]

- #10 Pursuant to Section 722.111 of the Regulations, a person who generates a solid waste as defined in 35 Ill. Adm Code 721.102 shall determine if that waste is a hazardous waste.

A violation of Section 722.111 is alleged for the following reason: **a hazardous waste determination has not been made for the liquid waste in the steel drums or on the oily black substance spilled on the ground at this site.**

- #11 Pursuant to Section 808.121(a) of the Regulations, any person who generates waste shall determine if the waste is a special waste.

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

0298005001 – Coles County

Ashmore/Moreton, Michael #2

FOS

Inspector: Kenneth Keigley

Inspection Date: January 20, 2004

Complaint Number: C04-068-CH

GIS Data: Latitude-N39.57558°, Longitude-W-088.03998° error 21.7 (Garmin GPSMap 76S)

A violation of Section 808.121 is alleged for the following reason: **a special waste determination had not been made for the liquid waste stored in the steel drums or the oily black substance spilled on the ground at this site.**

#12 Pursuant to Section 812.101(a) of the Regulation, all persons shall submit an application to the Agency for a permit to develop and operate a landfill.

A violation of Section 812.101(a) is alleged for the following reason: **the owner or operator of this site failed to submit an application to the Agency for a permit to develop or operate a landfill.**

Illinois Environmental Protection Agency

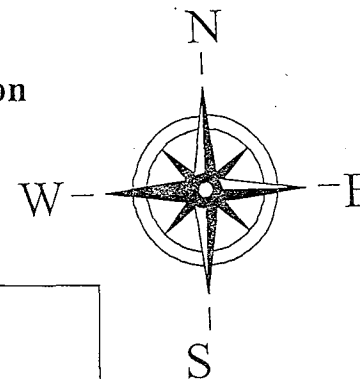
Bureau of Land ♦ Field Operations Section ♦ Champaign Region

0298005001 – Coles County
Ashmore/Moreton, Michael #2

FOS

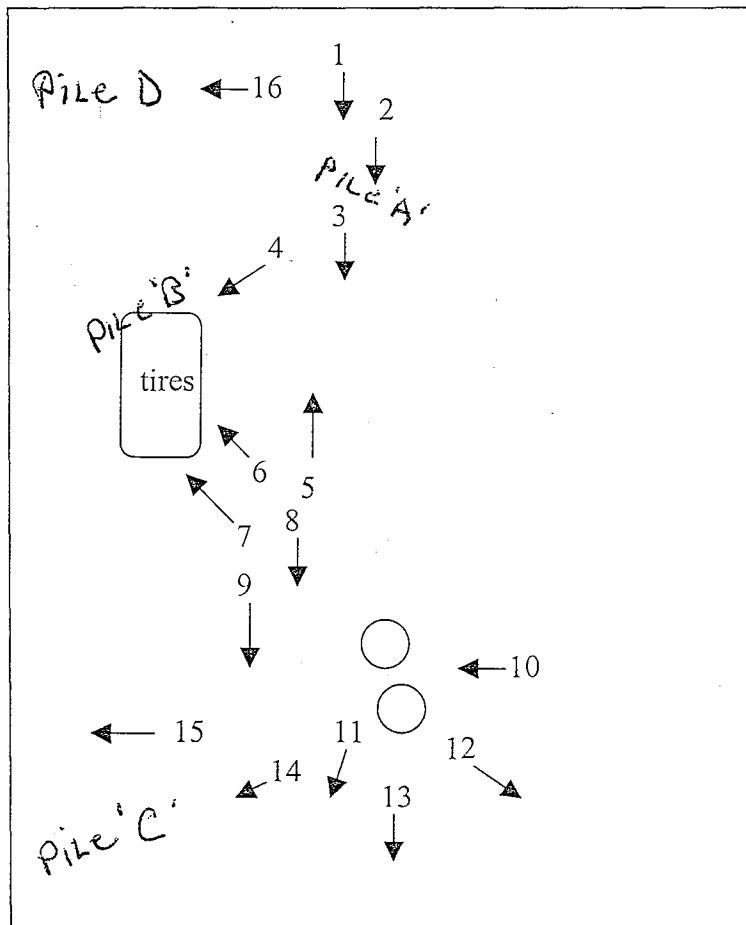
Inspector: Kenneth Keigley

Date: January 20, 2004



County Road 1380 N

County Road 2330 E



Arrows indicate direction and location of photo

Not to Scale

Site Sketch

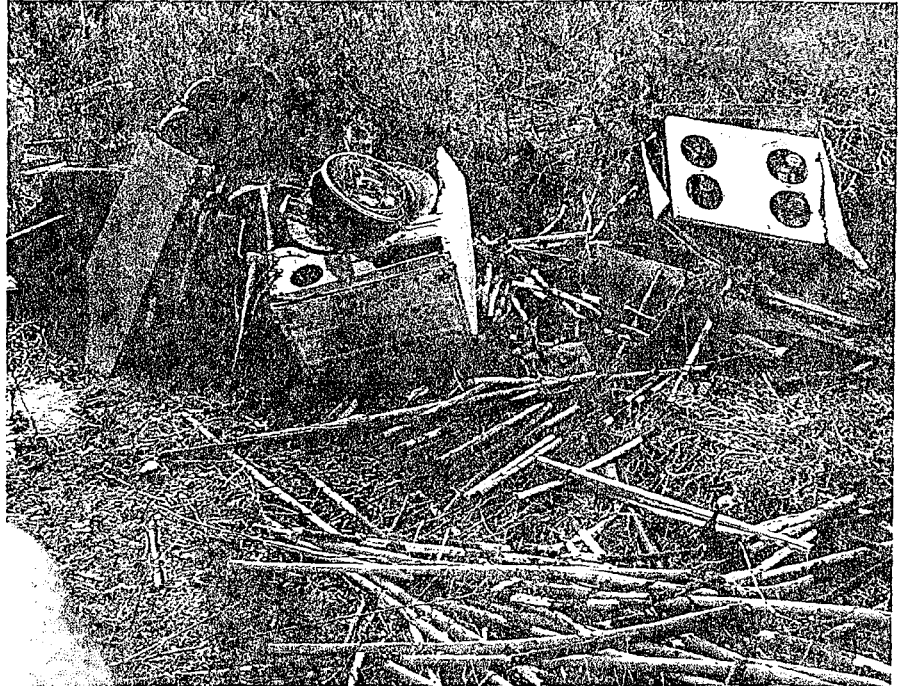


Illinois Environmental Protection Agency
Bureau of Land

DIGITAL PHOTOGRAPHS

LPC # 0298005001 — Coles County
Ashmore/Moreton, Michael #2
OS File

DATE: 01-20-2004
TIME: 11:52 AM
DIRECTION: South
PHOTO by: Kenneth Keigley
PHOTO FILE NAME:
0298005001 ~ 01202004-001.jpg
COMMENTS:



DATE: 01-20-2004
TIME: 11:53 AM
DIRECTION: South
PHOTO by: Kenneth Keigley
PHOTO FILE NAME:
0198005001~01202004-002.jpg
COMMENTS:



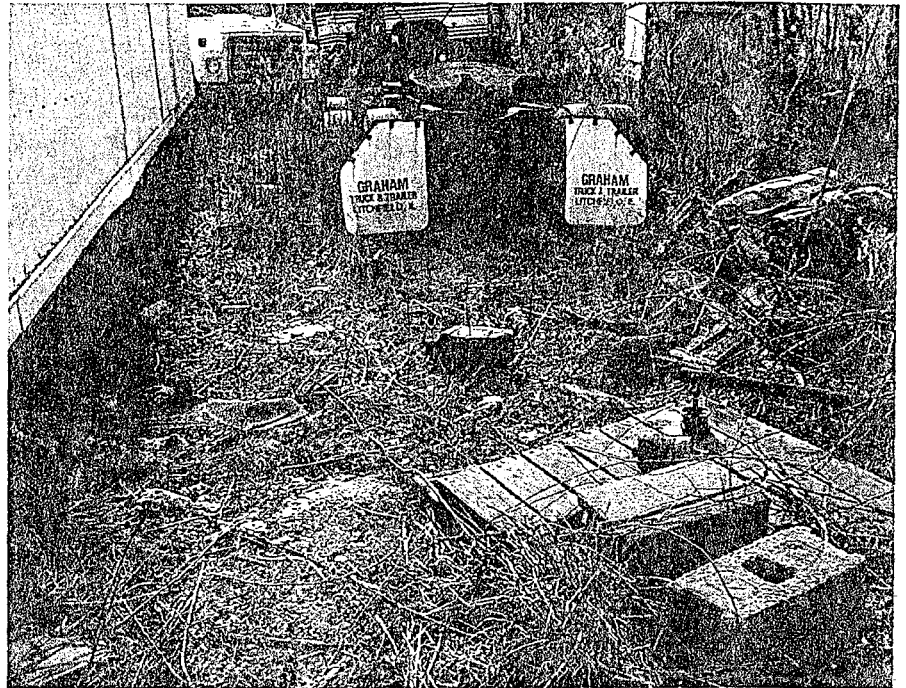


Illinois Environmental Protection Agency
Bureau of Land

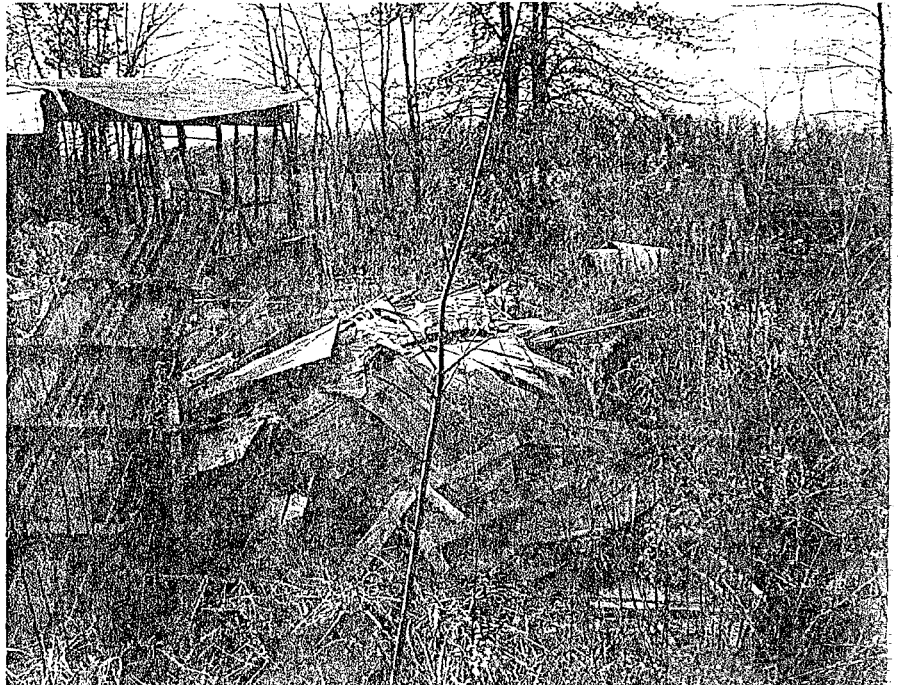
DIGITAL PHOTOGRAPHS

LPC # 0298005001 — Coles County
Ashmore/Moreton, Michael #2
FOS File

DATE: 01-20-2004
TIME: 11:53 AM
DIRECTION: South
PHOTO by: Kenneth Keigley
PHOTO FILE NAME:
0298005001 ~ 01202004-003.jpg
COMMENTS:



DATE: 01-20-2004
TIME: 11:54 AM
DIRECTION: Southwest
PHOTO by: Kenneth Keigley
PHOTO FILE NAME:
0198005001~01202004-004.jpg
COMMENTS:



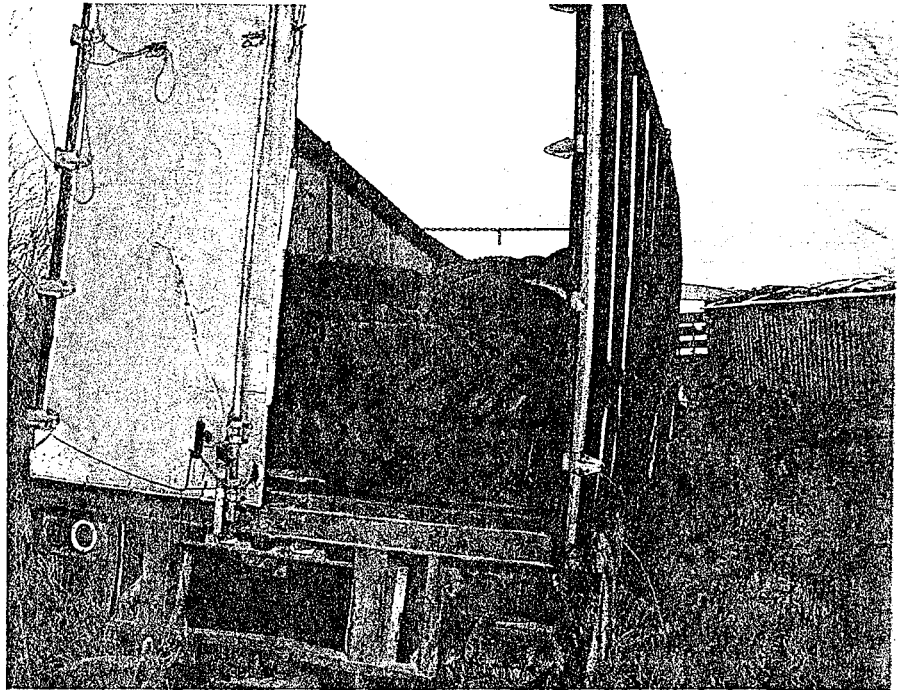


Illinois Environmental Protection Agency
Bureau of Land

DIGITAL PHOTOGRAPHS

LPC # 0298005001 — Coles County
Ashmore/Moreton, Michael #2
FOS File

DATE: 01-20-2004
TIME: 11:57 AM
DIRECTION: North
PHOTO by: Kenneth Keigley
PHOTO FILE NAME:
0298005001 ~ 01202004-005.jpg
COMMENTS:



DATE: 01-20-2004
TIME: 11:57 AM
DIRECTION: Northwest
PHOTO by: Kenneth Keigley
PHOTO FILE NAME:
0198005001~01202004-006.jpg
COMMENTS:





Illinois Environmental Protection Agency
Bureau of Land

DIGITAL PHOTOGRAPHS

LPC # 0298005001 — Coles County
Ashmore/Moreton, Michael #2
FOS File

DATE: 01-20-2004
TIME: 11:57 AM
DIRECTION: Northwest
PHOTO by: Kenneth Keigley
PHOTO FILE NAME:
0298005001 ~ 01202004-007.jpg
COMMENTS:



DATE: 01-20-2004
TIME: 12:01 PM
DIRECTION: South
PHOTO by: Kenneth Keigley
PHOTO FILE NAME:
0198005001~01202004-008.jpg
COMMENTS:



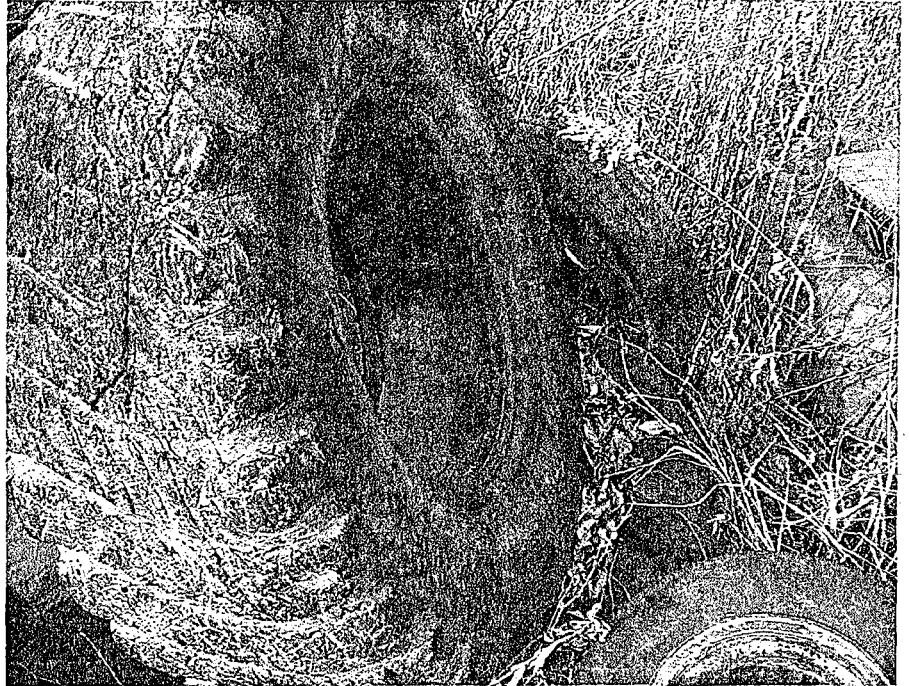


Illinois Environmental Protection Agency
Bureau of Land

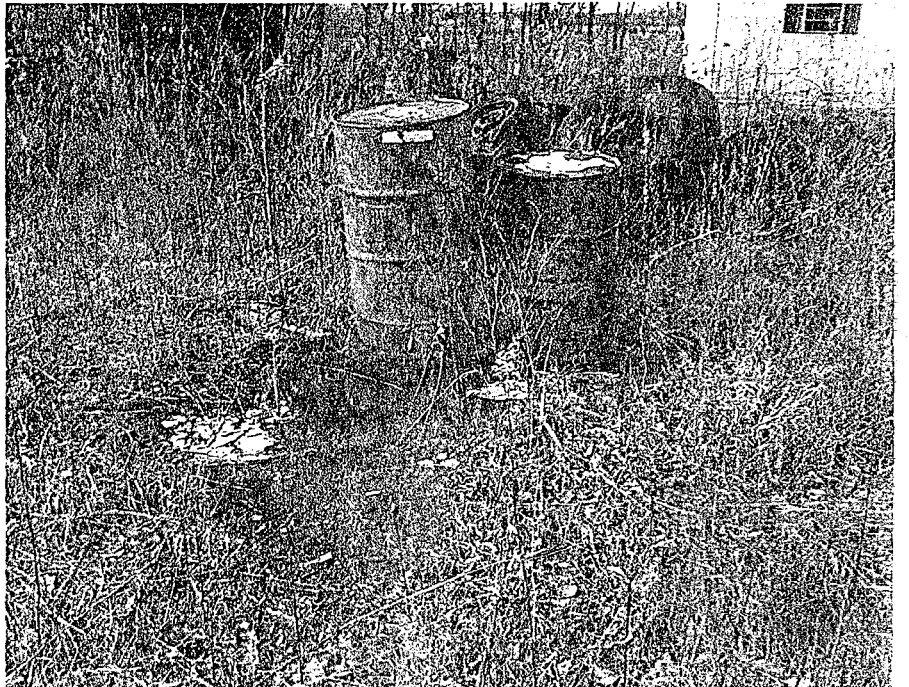
DIGITAL PHOTOGRAPHS

LPC # 0298005001 — Coles County
Ashmore/Moreton, Michael #2
FOS File

DATE: 01-20-2004
TIME: 12:02 PM
DIRECTION: South
PHOTO by: Kenneth Keigley
PHOTO FILE NAME:
0298005001 ~ 01202004-009.jpg
COMMENTS:



DATE: 01-20-2004
TIME: 12:02 PM
DIRECTION: West
PHOTO by: Kenneth Keigley
PHOTO FILE NAME:
0198005001~01202004-010.jpg
COMMENTS:



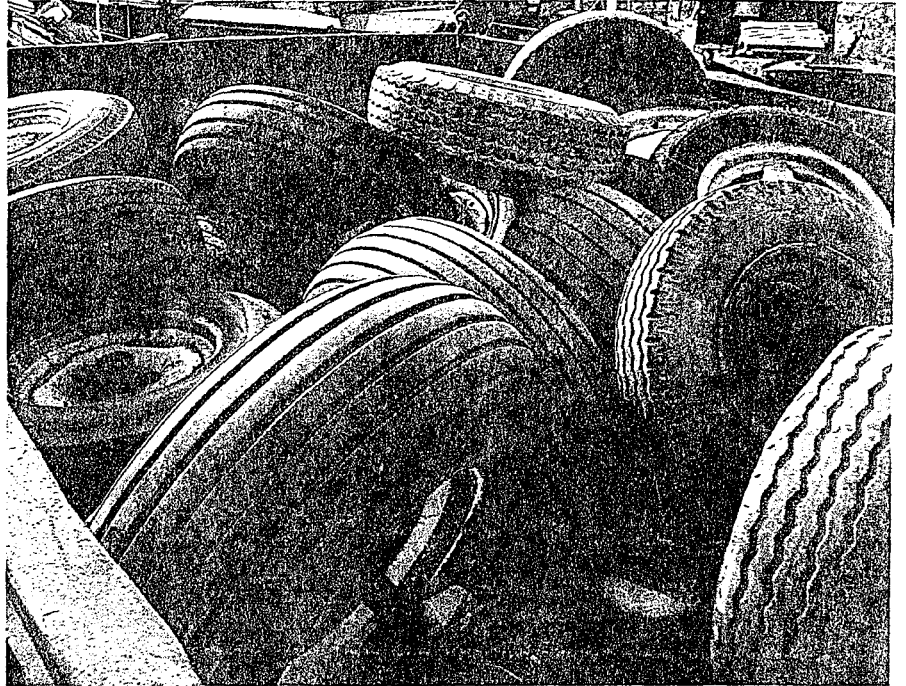


Illinois Environmental Protection Agency
Bureau of Land

DIGITAL PHOTOGRAPHS

LPC # 0298005001 — Coles County
Ashmore/Moreton, Michael #2
FOS File

DATE: 01-20-2004
TIME: 12:04 PM
DIRECTION: Southwest
PHOTO by: Kenneth Keigley
PHOTO FILE NAME:
0298005001 ~ 01202004-011.jpg
COMMENTS:



DATE: 01-20-2004
TIME: 12:04 PM
DIRECTION: Southeast
PHOTO by: Kenneth Keigley
PHOTO FILE NAME:
0198005001~01202004-012.jpg
COMMENTS:





Illinois Environmental Protection Agency
Bureau of Land

DIGITAL PHOTOGRAPHS

LPC # 0298005001 — Coles County
Ashmore/Moreton, Michael #2
FOS File

DATE: 01-20-2004
TIME: 12:05 PM
DIRECTION: South
PHOTO by: Kenneth Keigley
PHOTO FILE NAME:
0298005001 ~ 01202004-013.jpg
COMMENTS:



DATE: 01-20-2004
TIME: 12:06 PM
DIRECTION: Southwest
PHOTO by: Kenneth Keigley
PHOTO FILE NAME:
0198005001~01202004-014.jpg
COMMENTS:





Illinois Environmental Protection Agency
Bureau of Land

DIGITAL PHOTOGRAPHS

LPC # 0298005001 — Coles County
Ashmore/Moreton, Michael #2
FOS File

DATE: 01-20-2004
TIME: 12:06 PM
DIRECTION: West
PHOTO by: Kenneth Keigley
PHOTO FILE NAME:
0298005001 ~ 01202004-015.jpg
COMMENTS:



DATE: 01-20-2004
TIME: 12:09 PM
DIRECTION: West
PHOTO by: Kenneth Keigley
PHOTO FILE NAME:
0198005001~01202004-016.jpg
COMMENTS:



0298005001 - COLES
ASHMORE/MORETON, MICHAEL #2
FOS

WARRANTY DEED -
Statutory Form
COLES COUNTY, ILLINOIS

THIS INDENTURE WITNESSETH
THAT THE GRANTORS, BURK
E. BEERLI and ERNESTINE
E. BEERLI, husband and
wife as Joint Tenants, of
the City of Rantoul,
County of Champaign,
and State of Illinois, for and in consideration of the sum of One
Dollar (\$1.00) and other good and valuable consideration, in hand
paid, CONVEY AND WARRANT TO: MICHAEL L. MORETON, a Divorced Person and
Not Since Remarried, of the City of Charleston, Coles County,
Illinois, the following described real estate, to-wit:

369231 08/26/1994 08:49A B: 087 P: 170
Betty Coffrin - Coles County Clerk

SIX (6) ACRES OFF THE WEST SIDE OF THE SOUTHEAST QUARTER (SE.¼)
OF THE NORTHWEST QUARTER (NW.¼); AND ONE (1) ACRE OFF THE
NORTHWEST CORNER OF THE NORTHEAST QUARTER (NE.¼) OF THE SOUTHWEST
QUARTER (SW.¼); ALL IN SECTION THIRTEEN (13), TOWNSHIP THIRTEEN
(13) NORTH, RANGE TEN (10) EAST OF THE THIRD PRINCIPAL MERIDIAN,
COLES COUNTY, ILLINOIS, BEING THE SAME LANDS DESCRIBED IN A
SURVEY BY M. W. PARSLEY DATED MARCH 10, 1984 AND FILED MARCH 19,
1984 IN DEED RECORD 623, PAGE 212.

A Common address of R.R.1, Ashmore, Illinois.

Situated in Coles County, Illinois, hereby releasing and waiving all
rights under and by virtue of the Homestead Exemption Laws of the
State of Illinois.

Dated this 22 day of August, 1994.

Mail Future Tax Bills To:
Mr. Mike Moreton
Box 124
Charleston, IL 61920

Burk E Beerli (SEAL)
BURK E. BEERLI
Ernestine E. Beerli (SEAL)
ERNESTINE E. BEERLI

STATE OF ILLINOIS)
)SS
COUNTY OF COLES)

I, the undersigned, a Notary Public in and for said County and State
aforesaid, DO HEREBY CERTIFY that BURK E. BEERLI and ERNESTINE E.
BEERLI, Husband and wife, who are 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 acknowledged that they
signed, sealed and delivered the said instrument as their free and

17/190

0298005001 - COLES
Ashmore/MORETON, MICHAEL #2
FOS

voluntary act, for the uses and purposes therein set forth, including the release and waiver of the right of homestead.

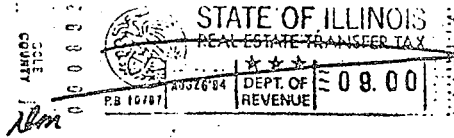
Given under my hand and notarial seal this
25 day of August, 1994.

J. L. Coffey
NOTARY PUBLIC



THIS DOCUMENT PREPARED BY:
MARSHA L. COMBS
ATTORNEY AT LAW
517 7TH STREET
CHARLESTON, IL 61920
TELEPHONE: 217-348-8688

PREPARER NOT RESPONSIBLE FOR
CLOSING THIS TRANSACTION.



Coles County Real Estate
Transfer Tax
PAID 4.50
Amount \$ 4.50
Coles Co. Clk. & Recorder

171

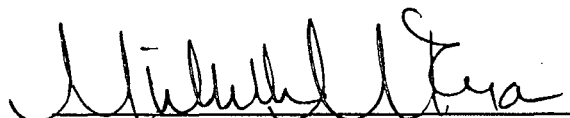
PROOF OF SERVICE

I hereby certify that I did on the 24th day of February 2004, 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: Michael Moreton
P.O. Box 309
Ashmore, Illinois 61912

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