



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276 • (217) 782-2829
James R. Thompson Center, 100 West Randolph, Suite 11-300, Chicago, IL 60601 • (312) 814-6026

PAT QUINN, GOVERNOR

DOUGLAS P. SCOTT, DIRECTOR

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

July 27, 2010

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

RECEIVED
CLERK'S OFFICE

JUL 30 2010

STATE OF ILLINOIS
Pollution Control Board

AC11-5

ORIGINAL

Re: Illinois Environmental Protection Agency v. Brian Branson
IEPA File No.227-10-AC: 1170750001—Macoupin County

Dear Mr. Therriault:

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

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

RECEIVED
CLERK'S OFFICE

JUL 30 2010

STATE OF ILLINOIS
Pollution Control Board

AC

11-5

(IEPA No. 227-10-AC)

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
BRIAN BRANSON,)
)
Respondent.)

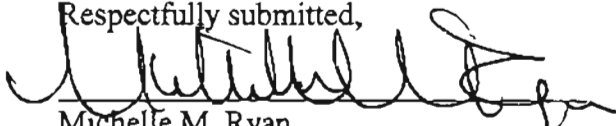
NOTICE OF FILING

ORIGINAL

To: Brian Branson
41 Pine Street
Nilwood, IL 62672

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
Assistant Counsel

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

Dated: July 27, 2010

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

RECEIVED
CLERK'S OFFICE
JUL 30 2010
STATE OF ILLINOIS
Pollution Control Board

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
BRIAN BRANSON,)
)
)
)
)
Respondent.)

AC 11-5
(IEPA No.227-10-AC)

ORIGINAL

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 (2008).

FACTS

1. That Brian Banson is the current owner and operator ("Respondent") of a facility located at 41 Pine Street, Nilwood, Macoupin County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Nilwood/Branson 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. 1170750001.
3. That Respondent has owned and operated said facility at all times pertinent hereto.
4. That on June 24, 2010, Jan Mier of the Illinois Environmental Protection Agency's ("Illinois EPA") Springfield Regional Office inspected the above-described facility. A copy of her inspection report setting forth the results of said inspection is attached hereto and made a part hereof.

5. That on 7-27-10, Illinois EPA sent this Administrative Citation via Certified Mail No. 7008 1830 0001 4720 8308.

VIOLATIONS

Based upon direct observations made by Jan Mier during the course of her June 24, 2010 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 used tires, at this site, not altered, covered or otherwise prevented from accumulating water, a violation of Section 55(k)(1) of the Act, 415 ILCS 55(k)(1) (2008).

CIVIL PENALTY

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2008), 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 One Thousand Five Hundred Dollars (\$1,500.00). 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 September 1, 2010, 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 (2008), 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) (2008), 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 (2008). 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, Director
Illinois Environmental Protection Agency

Date: 7/22/2010

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

**RECEIVED
CLERK'S OFFICE**

JUL 30 2010

**STATE OF ILLINOIS
Pollution Control Board**

REMITTANCE FORM

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
BRIAN BRANSON,)
)
)
)
)
Respondent.)

AC *11-5*
(IEPA No. 227-10-AC)

ORIGINAL

FACILITY: Nilwood/Branson Salvage SITE CODE NO.: 1170750001
COUNTY: Macoupin CIVIL PENALTY: \$1,500.00
DATE OF INSPECTION: June 24, 2010

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

RECEIVED
CLERK'S OFFICE

JUL 30 2010

STATE OF ILLINOIS
Pollution Control Board

AFFIDAVIT

IN THE MATTER OF:)

Illinois Environmental)
Protection Agency,)
Complainant)

vs.)

Brian Branson,)
Respondent)

IEPA DOCKET NO.

ACU-5

ORIGINAL

Affiant, *Jan Mier*, being first duly sworn, voluntarily deposes and states as follows:

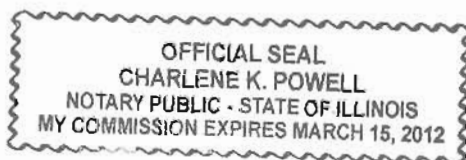
1. Affiant is a field inspector employed by the Division of Land Pollution Control/Field Operations Section of the Environmental Protection Agency and has been so employed at all times pertinent hereto.
2. On June 24, 2010, between 1:55 p.m. and 2:30 p.m., Affiant conducted an inspection of an open dump, located in Macoupin County, Illinois and known as *Nilwood/Branson* by the Illinois Environmental Protection Agency. Said site has been assigned site code number LPC #1170750001 by the Agency.
3. Affiant inspected said site by an on-site inspection, which included walking and photographing the site.
4. As a result of the activities referred to in Paragraph 3 above, Affiant completed the Inspection Report form attached hereto and made a part hereof, which, to the best of Affiant's knowledge and belief, is an accurate representation of Affiant's observations and factual conclusions with respect to said open dump.

Jan Mier

Jan Mier

Subscribed and Sworn to Before Me
this 14 day of July, 2010

Charlene K. Powell
Notary Public



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

Open Dump Inspection Checklist

County: MACOUPIN LPC#: 1170750001 Region: 5 - Springfield
 Location/Site Name: NILWOOD/BRANSON
 Date: 06/24/2010 Time: From 1:55 P To 2:30 P Previous Inspection Date: 04/29/2010
 Inspector(s): JAN MIER Weather: 72 F, WINDY, SUNNY
 No. of Photos Taken: # 4 Est. Amt. of Waste: 50 yds³ Samples Taken: Yes # No
 Interviewed: NO ONE ON SITE Complaint #: C-10-122-C
 Latitude: 39.39411 Longitude: -89.80481 Collection Point Description: Center of Site -
 (Example: Lat.: 41.26493 Long.: -89.38294) Collection Method: Photo Interpolation -

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

BRIAN BRANSON 41 PINE STREET BOX 221 NILWOOD, IL 62672 217/627-3000	<div style="color: red; font-weight: bold; font-size: 1.2em;">RECEIVED</div> <div style="color: red; font-weight: bold; font-size: 1.2em;">CLERK'S OFFICE</div> <div style="color: red; font-weight: bold; font-size: 1.5em; margin: 5px 0;">JUL 30 2010</div> <div style="color: red; font-weight: bold; font-size: 1.2em;">STATE OF ILLINOIS</div> <div style="color: red; font-weight: bold; font-size: 1.2em;">Pollution Control Board</div> <div style="color: blue; font-size: 2em; opacity: 0.5; margin-top: 10px;">ORIGINAL</div>
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	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 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 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 WASTE INTO THE STATE AT/TO SITES NOT MEETING REQUIREMENTS OF ACT AND REGULATIONS	<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 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 # 1170750001

Inspection Date: 06/24/2010

	(7)	Deposition of: (i) General Construction or Demolition Debris as defined in Section 3.160(a); or (ii) Clean Construction or Demolition Debris as defined in Section 3.160(b)	<input 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"/>
10.	55(k)	NO PERSON SHALL:	
	(1)	Cause or Allow Water to Accumulate in Used or Waste Tires	<input checked="" type="checkbox"/>
	(4)	Transport Used or Waste Tires in Violation of the Registration and Placarding Requirements	<input type="checkbox"/>
35 ILLINOIS ADMINISTRATIVE CODE REQUIREMENTS SUBTITLE G			
11.	812.101(a)	FAILURE TO SUBMIT AN APPLICATION FOR A PERMIT TO DEVELOP AND OPERATE A LANDFILL	<input checked="" type="checkbox"/>
12.	722.111	HAZARDOUS WASTE DETERMINATION	<input type="checkbox"/>
13.	808.121	SPECIAL WASTE DETERMINATION	<input type="checkbox"/>
14.	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			
15.		APPARENT VIOLATION OF: (<input type="checkbox"/>) PCB; (<input type="checkbox"/>) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	<input type="checkbox"/>
16.	OTHER:		<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

Informational Notes

- [Illinois] Environmental Protection Act: 415 ILCS 5/4.
- Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitle G.
- 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.
- The provisions of subsection (p) of Section 21 and subsection (k) of Section 55 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.
- 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).
- Items marked with an "NE" were not evaluated at the time of this inspection.

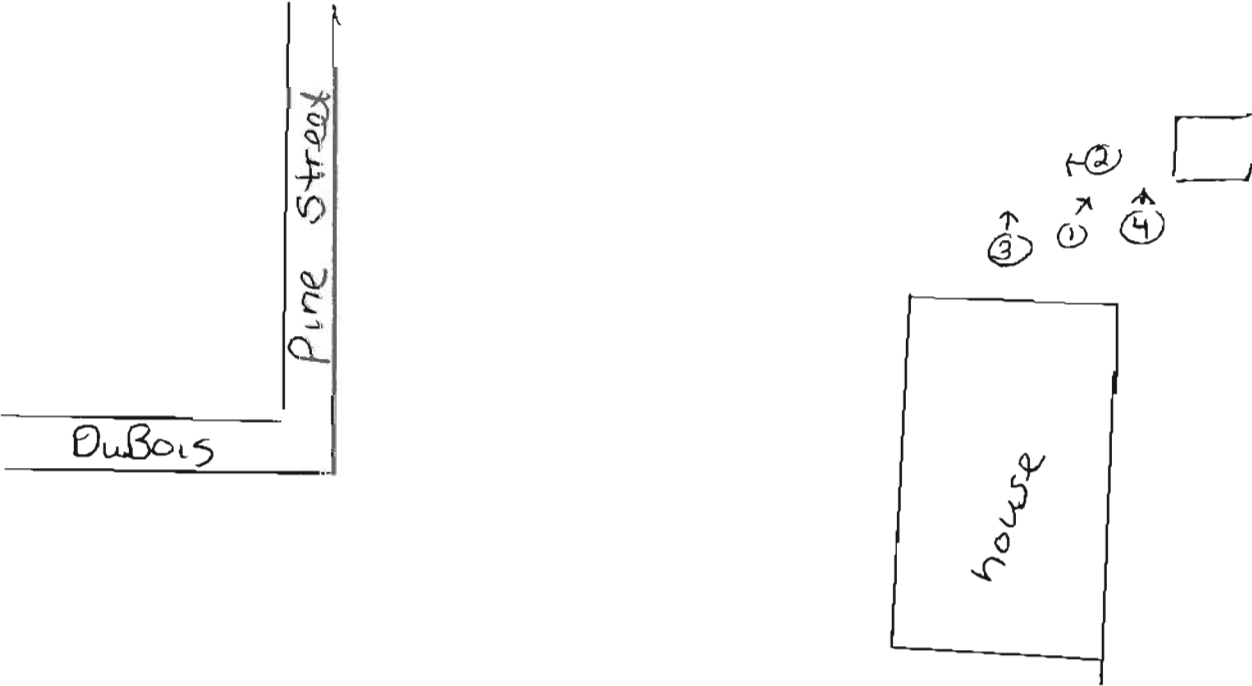
STATE OF ILLINOIS
ENVIRONMENTAL PROTECTION AGENCY

SITE SKETCH

Date of Inspection:	6/24/10	Inspector:	Jan Mier
Site Code:	LPC#1170750001	County:	Macoupin
Site:	Nilwood/Branson Salvage	Time:	1:55 p.m. - 2:30 p.m.

Measurements Approximate
Direction of Photo →
Not to Scale

NORTH



**STATE OF ILLINOIS
ENVIRONMENTAL PROTECTION AGENCY
INSPECTION NARRATIVE**

**LPC#1170750001 -Macoupin County
Nilwood/Branson
FOS File**

**DATE:6/24/10
INSPECTOR: Jan Mier
C-10-122-C**

On June 24, 2010, I conducted a re-inspection at the above-referenced site located at 41 Pine Street in Nilwood, IL. The owner, Brian Branson, was sent an Administrative Citation Warning Notice dated 5/21/10 for open dumping and water in used tires. (see attached property deed from Macoupin Co. Clerk's office) No response was received from Branson.

I arrived at 1:55 p.m. I observed about 35 used off rim tires (see photo #001). These used tires contained water (see photo #002, #003, and #004). I knocked on the door of the house and a girl answered. I asked if Brian Branson was home. She said he wasn't. I told her who I was and that I would be walking the site to do an inspection.

I walked out to the area where the old salvage yard was. The used tires that had been piled out there were gone. My camera batteries went out, so I was no longer able to take any additional photos. The two vehicles and the metal structure formerly located in the field were no longer there. The area near the entrance that had used tires, scrap metal, a truck body and some mesh fencing was now free of waste.

I departed at 2:30 p.m.

Continuing violations observed during the inspection are noted on the attached checklist.

The following morning I called Branson and left a message that the used tires would need to be disposed or placed where they could not accumulate water. I asked for copies of any receipts for disposal be sent to me. As of July 6, 2010, I have not heard from him.

cc: DLPC Division File
DLPC/FOS – Springfield Region



DIGITAL PHOTOGRAPHS



Date: 6/24/10
Time: 1:57 p.m.
Direction: NE
Photo by: Jan Mier
Exposure #: 001
Comments:

Approximately 35 used off rim tires



Date: 6/24/10
Time: 1:5 p.m.
Direction: W
Photo by: Jan Mier
Exposure #: 002
Comments:

Water and vegetative material floating in water inside an off rim used tires

File Names: 1170750001~06242010-[Exp. #].jpg



DIGITAL PHOTOGRAPHS



Date: 6/24/10
Time: 1:57 p.m.
Direction: N
Photo by: Jan Mier
Exposure #: 003
Comments:

Water in off rim used tire
(Note: I splashed some
water that was in the tire
on the outside)



Date: 6/24/10
Time: 1:58 p.m.
Direction: N
Photo by: Jan Mier
Exposure #: 004
Comments:

Water in off rim used tire

File Names: 1170750001~06242010-[Exp. #].jpg

LPC# 1170750001 - Macoupin Co.
Nilwood/Branson
FOS

RETURN TO
QUALITY TITLE

PACS 10
12768

Michele A. Zippay
Macoupin Co. Recorder Carlinville, IL
Doc# = 479325
Receipt #: 185781
Total Fees: \$55.00
Sale Price: \$38,000.00
County Transfer Fee: \$15.00
State Transfer Fee: \$30.00
RHSP Included: 3/26/2008: \$18.00
Pages Recorded: 3
Date Recorded: 3/26/2008 9:56:18 AM
Fee Amount: \$45.00



RECEIVED
JUL 15 2010
IEPA/BOL

WARRANTY DEED

THIS INDENTURE WITNESSETH,
That the Grantor

JAMES R. BRANSON
SHARON J. BRANSON,
HUSBAND AND WIFE

of the CITY OF CARLINVILLE
in the County of MACOUPIN
and State of ILLINOIS

for and in consideration of the sum of One Dollar
and other good and valuable considerations, the
receipt of which is hereby acknowledged,
CONVEY and WARRANT to

BRIAN T. BRANSON, AN UNMARRIED PERSON

whose address is 41 PINE STREET
NILWOOD, IL 62672

the following described real estate, to-wit:

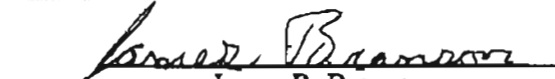
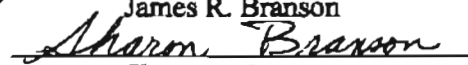
Out Lot Lettered "E" in the Original Plat of the Town, now Village of Nilwood, in the County of Macoupin and the State of Illinois. Subject to any prior conveyance of mineral rights together with the right to mine and remove same. Subject to building and use restrictions of record. Subject to easements and public right of ways of use and record.

"Subject to covenants, conditions, restrictions and easements of record, if any."
Tax Number 06-000-750-00



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

Dated this 21ST day of MARCH 2008


James R. Branson

Sharon J. Branson

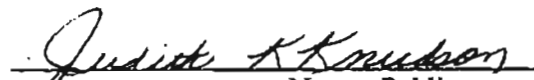
STATE OF ILLINOIS

MACOUPIN COUNTY

I, the undersigned, a Notary Public, in and for said County and State aforesaid, DO HEREBY CERTIFY THAT JAMES R. BRANSON AND SHARON J. BRANSON, HUSBAND AND WIFE, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, as having executed the same, appeared before me this day in person and acknowledged that they signed, sealed and delivered the said instruments as their free and 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 21ST day of MARCH 2008.




Notary Public.

Future Taxes to Grantee's Address ()
Or to

Return this document to: PRAIRIE STATE BANK & TRUST
402 N. THIRD ST.
GIRARD, IL 62640

This Instrument was Prepared by: Mr. Robert L. Watson, Attorney At Law
Whose Address is: 201 North Main Street - P. O. Box 488
Brighton, IL 62012

THIS IS A LEGAL DOCUMENT. CONSULT YOUR PRIVATE ATTORNEY

AFFIDAVIT TO COMPLY WITH PLAT ACT AND TRACT SURVEY REQUIREMENTS

Affiant is (agent for) (an officer of) (one of) the grantor(s) in a (deed) (lease) (contract) transferring interest in the real estate described in the accompanying document. Affiant further states this transfer is exempt from the Illinois Plat Act because it is:

- A. NOT A DIVISION OF LAND (parcel already has an existing county real estate tax identification number)
- B. A DIVISION OR SUBDIVISION OF LAND INTO TRACTS OF 5 ACRES OR MORE NOT INVOLVING NEW STREETS OR EASEMENTS OF ACCESS;
- C. A DIVISION OF LOTS OR BLOCKS OF LESS THAN 1 ACRE IN A RECORDED SUBDIVISION NOT INVOLVING NEW STREETS OR EASEMENTS OF ACCESS;
- D. **A SALE OR EXCHANGE OF LAND BETWEEN OWNERS OF ADJOINING AND CONTIGUOUS LAND;
- E. A CONVEYANCE OF LAND FOR USE AS A RIGHT OF WAY FOR PUBLIC UTILITIES AND OTHER PIPELINES NOT INVOLVING NEW STREETS OR EASEMENTS OF ACCESS;
- F. A CONVEYANCE OF LAND OWNED BY A PUBLIC UTILITY NOT INVOLVING NEW STREETS OR EASEMENTS OF ACCESS;
- G. A CONVEYANCE OF LAND FOR HIGHWAY OR OTHER PUBLIC PURPOSE OR RELATING TO A DEDICATION OF LAND FOR OR VACATION OF LAND SUBJECT TO A PUBLIC USE;
- H. A CONVEYANCE TO CORRECT DESCRIPTION IN PRIOR CONVEYANCE;
- I. **THE SALE OR EXCHANGE OF PARCELS OF LAND FOLLOWING THE DIVISION INTO NO MORE THAN 2 PARTS OF A PARCEL EXISTING ON 7/17/59 AND INVOLVING NO NEW STREETS OR EASEMENTS OF ACCESS;
- J. **THE SALE OF A SINGLE LOT LESS THAN 5 ACRES FROM A LARGER TRACT. (EXCEPTION ONLY APPLIES TO THE 1ST LOT CONVEYED UNDER 5 ACRES FROM A LARGER TRACT AS IT EXISTED ON 10/1/73.) (THE SINGLE LOT OF LESS THAN 5 ACRES MUST HAVE BEEN SURVEYED BY AN ILLINOIS REG. LAND SURVEYOR WHOSE SURVEY MUST HAVE BEEN RECORDED OR ACCOMPANY THE DEED.)

**IF D, I, OR J ARE MARKED, COMPLETE EITHER #1 OR #2

1) PLAT OFFICER APPROVAL IS ATTACHED.

--OR--

2) PLAT OFFICER APPROVAL NOT REQUIRED AS PARCEL IS LOCATED WHOLLY WITHIN THE MUNICIPAL LIMITS OR JURISDICTION OF _____ WHICH DOES NOT REQUIRE SUCH APPROVAL.

Under the penalties of perjury I swear that the statements contained here are true and correct.

Signature: Sharon Branson Date: MARCH 21, 2008

Subscribed and sworn to before me this 21ST day of MARCH, 2008.



Judith K. Knudson
Notary

RECEIVED
CLERK'S OFFICE

JUL 30 2010

STATE OF ILLINOIS
Pollution Control Board

PROOF OF SERVICE

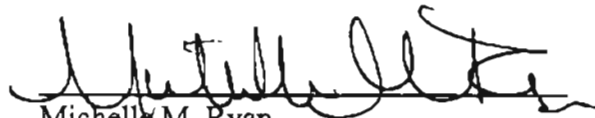
I hereby certify that I did on the 27th day of July 2010, send by Certified Mail, Return Receipt Requested, with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled ADMINISTRATIVE CITATION, AFFIDAVIT, and OPEN DUMP INSPECTION CHECKLIST

To: Brian Branson
41 Pine Street
Nilwood, IL 62672

ORIGINAL

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


Michelle M. Ryan
Assistant Counsel

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