**ILLINOIS ENVIRONMENTAL PROTECTION AGENCY** 



1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-3397 PAT QUINN, GOVERNOR JOHN J. KIM, INTERIM DIRECTORECEIVED CLERK'S OFFICE

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

July 18, 2012



JUL 2 3 2012

STATE OF ILLINOIS Pollution Control Board

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

AC13-8

Re: <u>Illinois Environmental Protection Agency v State Bank of Chrisman-Trust 527</u> IEPA File No. 178-12-AC; 0450305125—Edgar 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

Michelle M. Ryan

Assistant Counsel

Enclosures



JUL 2 3 2012

STATE OF ILLINOIS

Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ADMINISTRATIVE CITATION

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ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,

Complainant,

v.

STATE BANK OF CHRISMAN-TRUST- 527,

Respondent.

### NOTICE OF FILING

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To: State Bank of Chrisman-Trust 527 600 E. Jasper Street Paris, IL 61944

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. Rvan

AC

(IEPA No. 178-12-AC)

Assistant Counsel

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

Dated: July 18, 2012

THIS FILING SUBMITTED ON RECYCLED PAPER

JUL 2 3 2012 STATE OF ILLINOIS Pollution Control Board

#### BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

#### ADMINISTRATIVE CITATION

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,

Complainant,

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STATE BANK OF CHRISMAN-TRUST 527,

AC 38 (IEPA No. 178-12-AC)

Respondent.

#### 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 (2010).

#### FACTS

1. That the State Bank of Chrisman-Trust 527, is the current owner ("Respondent") of a facility located at 1208 North Main Street, Paris, Edgar County, Illinois. The property is commonly known to the Illinois Environmental Protection Agency as Paris/Heartland Antique Auto.

2. That said facility is an open dump operating without an Illinois Environmental Protection Agency Operating Permit and is designated with Site Code No. 0450305125.

3. That Respondent has owned said facility at all times pertinent hereto.

4. That on June 13, 2012, Curt White of the Illinois Environmental Protection Agency's ("Illinois EPA") 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.

5. That on <u>7-18-12</u>, Illinois EPA sent this Administrative Citation via Certified Mail No. <u>7009 2820 0001 7496 1534</u>. <u>VIOLATIONS</u>

Based upon direct observations made by Curt White during the course of his June 13, 2012 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:

 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) (2010).

#### <u>CIVIL PENALTY</u>

Pursuant to Section 42(b)(4-5) of the Act, 415 ILCS 5/42(b)(4-5) (2010), 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 <u>One Thousand Five Hundred Dollars (\$1,500.00)</u>. 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 <u>August 31, 2012</u>, 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 (2010), 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) (2010), 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.

3

#### 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 (2010). 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.

Date: 7/16/2012

Joon J. Kim, Interim Director Illinois Environmental Protection Agency

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

AC

(IEPA No. 178-12-AC)

CLERK'S

JUL 2 3 2012

STATE OF ILLINOIS Pollution Control Board

# ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,

Complainant,

V.

STATE BANK OF CHRISMAN-TRUST 527,

Respondent.

FACILITY: Paris/Heartland Antique Auto

SITE CODE NO.: 0450305125

COUNTY: Edgar

CIVIL PENALTY: \$1,500.00

DATE OF INSPECTION: June 13, 2012

DATE REMITTED:

SS/FEIN NUMBER:

SIGNATURE:

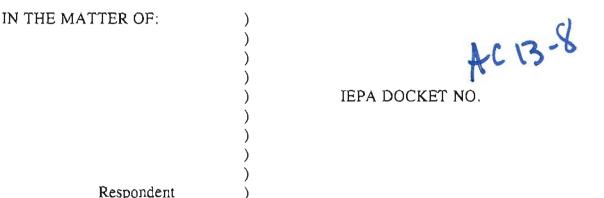
#### <u>NOTE</u>

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

#### **AFFIDAVIT**

STATE OF ILLINOIS Pollution Control Board



Affiant, Curt White, being first duly sworn, voluntarily deposes and states as follows:

1. Affiant is a field inspector employed by the Land Pollution Control Division of the Illinois Environmental Protection Agency and has been so employed at all times pertinent hereto.

2. On June 13, 2012, between 9:00 A.M. and 9:30 A.M., Affiant conducted an inspection of the site in Edgar County, Illinois, known as the Paris / Heartland Antique Auto site, Illinois Environmental Protection Agency Site No. 0450305125.

3. Affiant inspected said Heartland Antique Auto site by an on-site inspection, which included walking 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 the Heartland Antique Auto site.

Subscribed and Sworn to before me

this 19th day of June, 2012. Beverly Marie Carves

OFFICIAL SEAL **Beverly Marle Carver** NOTARY PUBLIC, STATE OF ILLINOIS My Commission Expires 3-29-15

## ILLINOIS ENVIRONMENTAL PROTECTION AGENCY Open Dump Inspection Checklist

County:	Edgar	LPC#: 0450305125 Region: 4 - Champa	ign			
Location/S	ite Name:	Paris / Heartland Antique Auto				
Date:	06/13/2012	Time: From 9:00 am To 9:30 am Previous Inspection Date: 01/10/20	12			
Inspector(s	s): Curt W	/hite Weather: Sunny & 75° F				
No. of Pho	tos Taken: #	8 Est. Amt. of Waste: 20 yds <sup>3</sup> Samples Taken: Yes # No	$\square$			
Interviewed	d: N/A	Complaint #: C12-053-CH				
Latitude:	39.63354	Longitude: -87.69282 Collection Point Description: Dump Location - +/- 15				
(Example: İ	_at.: 41.26493	Long.: -89.38294) Collection Method: GPS - GarminGPSmap 76S				
Responsible Party Mailing Address(es) and Phone Number(s):		State Bank of Chrisman-Trust 527 C/O Charles & Mitzi Glick 1001 N. Central Paris, IL 61944 JUL 2 3 2012				
, 		Control Board				
	SECTION	DESCRIPTION	VIOL			
		INOIS ENVIRONMENTAL PROTECTION ACT REQUIREMENTS				
1.	9(a)	CAUSE, THREATEN OR ALLOW AIR POLLUTION IN ILLINOIS				
2.	9(c)	CAUSE OR ALLOW OPEN BURNING				
3.	12(a)	CAUSE, THREATEN OR ALLOW WATER POLLUTION IN ILLINOIS				
4.	12(d)	CREATE A WATER POLLUTION HAZARD				
5.	21(a)		$\boxtimes$			
6.	21(d)	CONDUCT ANY WASTE-STORAGE, WASTE-TREATMENT, OR WASTE- DISPOSAL OPERATION:				
	(1)	Without a Permit	$\boxtimes$			
	(2)	In Violation of Any Regulations or Standards Adopted by the Board	$\bowtie$			
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				
8.	21(p)	CAUSE OR ALLOW THE OPEN DUMPING OF ANY WASTE IN A MANNER WHICH RE IN ANY OF THE FOLLOWING OCCURRENCES AT THE DUMP SITE:	CAUSE OR ALLOW THE OPEN DUMPING OF ANY WASTE IN A MANNER WHICH RESULTS			
	(1)	Litter	$\boxtimes$			
	(2)	Scavenging				
	(3)	Open Burning				
	(4)	Deposition of Waste in Standing or Flowing Waters				
	(5)	Proliferation of Disease Vectors				
	(6)	Standing or Flowing Liquid Discharge from the Dump Site				

#### 0450305125 LPC #

pectio	on Date: 00	6/13/2012	
	(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)	
9.	55(a)	NO PERSON SHALL:	
	(1)	Cause or Allow Open Dumping of Any Used or Waste Tire	
	(2)	Cause or Allow Open Burning of Any Used or Waste Tire	
10.	55(k)	NO PERSON SHALL:	
	(1)	Cause or Allow Water to Accumulate in Used or Waste Tires	
	(4)	Transport Used or Waste Tires in Violation of the Registration and Placarding Requirements	
		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	
12.	722.111	HAZARDOUS WASTE DETERMINATION	
13.	808.121	SPECIAL WASTE DETERMINATION	
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	
•		OTHER REQUIREMENTS	
15.		APPARENT VIOLATION OF: ( ) PCB; ( ) CIRCUIT COURT CASE NUMBER: ORDER ENTERED ON:	
16.	OTHER:		

#### Informational Notes

- 1. [Illinois] Environmental Protection Act: 415 ILCS 5/4.
- Illinois Pollution Control Board: 35 Ill. Adm. Code, Subtitie G. 2.
- З. 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 of the [Illinois] Environmental Protection Act shall be enforceable either 4. 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: 5. 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

LPC #0450305125-Edgar County Paris / Heartland Antique Auto FOS Inspector: Curt White Insp. Dates: 6/13/12 Complaint # C12-053-CH

### INSPECTION REPORT NARRATIVE

Curt White of DLPC/FOS Champaign Regional Office reinspected this site on January 13, 2012. The weather conditions during the inspection was sunny and 75° F. No interviews were conducted during the inspection. This inspection was conducted as a result of a citizen complaint.

### OWNERSHIP

Heartland Antique Auto is located at 1208 N. Main St, Paris, IL, property ID No. 09-13-25-452-009. The site is in a Trust. The name of the Trust is State Bank of Chrisman-Trust 527. The mailing address for the Trust is in c/o Charles & Mitzi Glick, 1001 N. Central, Paris, IL 61944. The ownership was determined at the Edgar County Supervisor of Assessments Office in Paris, IL.

This inspection was conducted in accordance with Sections 4(c) and (d) of the Illinois Environmental Protection Act ("Act"). The purpose of this inspection was to determine if the site is in compliance with the Act and Regulations.

## JUNE 13, 2012 INSPECTION FINDINGS

I arrived on the property at 9:00 am. Nobody was present. I walked around the site. I observed used tires, lawn mowers, shingles, semi trailers, vehicles, wood, metal, white goods, pallets, bicycles, automobile parts and other wastes scattered around the entire site (see photos 1 thru 8). I estimated 40 used tires at the site. I inspected the used tires for water accumulation. I observed no water accumulation or mosquito larva. The material at the site was being dumped haphazardly in weeds, not stored in such a way as to protect any future use and being kept unsightly and in an unsanitary manner. I left the site at 9:30 am

### **Summary of Violations**

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

1. 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: Waste was open dumped on this site.

2. 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 without a permit granted by the Illinois Environmental Protection Agency.

3. Pursuant to Section 21(d)(2) of the [Illinois] Environmental Protection Act (415 ILCS 5/21(d)(2)), 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) is alleged for the following reason: A waste disposal operation was conducted in violation of regulations adopted by the Illinois Pollution Control Board.

4. Pursuant to Section 21(e) of the Act, no person shall dispose, treat, store or abandon any waste, or transport any waste into this State for disposal, treatment, storage or abandonment, except at a site or facility which meets the requirements of this Act and of regulations and standards thereunder.

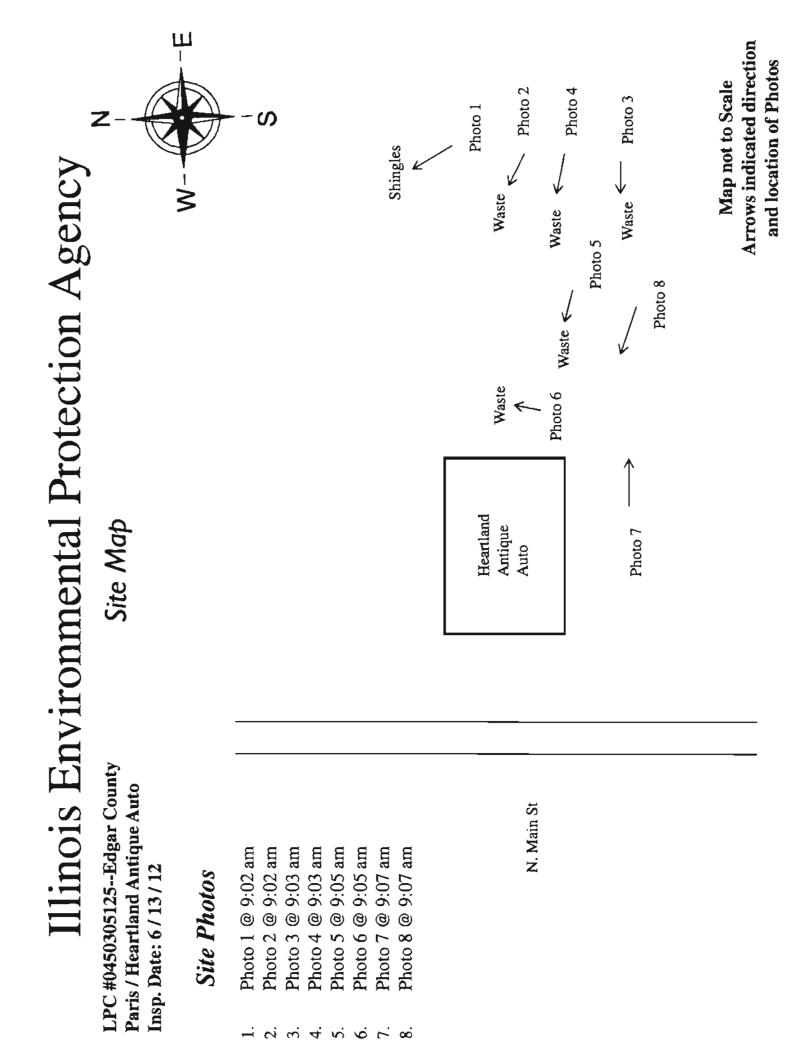
A violation of Section 21(e) is alleged for the following reason: Waste was disposed of at this site, which does not meet the requirements of the Act and of regulations and standards thereunder.

5. Pursuant to Section 21(p)(1) of the Act, no person 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: Waste was open dumped at this site, which resulted in litter

6. Pursuant to Section 55(a)(1) of the [Illinois] Environmental Protection Act (415 ILCS 5/55(a)(1)), 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: Evidence of open dumping of used or waste tires was observed during the inspection.





# **DIGITAL PHOTOGRAPHS**

LPC # 0450305125 — Edgar County Paris / Heartland Antique Auto FOS File

DATE: 6-13-2012 TIME: 9:02 AM DIRECTION: North PHOTO by: Curt White PHOTO FILE NAME: 0450305125~06132012-001.jpg COMMENTS: Shingles.



DATE: 6-13-2012 TIME: 9:02 AM DIRECTION: North PHOTO by: Curt White PHOTO FILE NAME: 0450305125~06132012-002.jpg COMMENTS: Automobile, tires and other waste.





# **DIGITAL PHOTOGRAPHS**

LPC # 0450305125 — Edgar County Paris / Heartland Antique Auto FOS File

DATE: 6-13-2012 TIME: 9:03 AM DIRECTION: West PHOTO by: Curt White PHOTO FILE NAME: 0450305125~06132012-003.jpg COMMENTS: Lawn mower, vehicles, tires and other waste.



DATE: 6-13-2012 TIME: 9:03 AM DIRECTION: West PHOTO by: Curt White PHOTO FILE NAME: 0450305125~06132012-004.jpg COMMENTS: Metal and other waste.





# **DIGITAL PHOTOGRAPHS**

LPC # 0450305125 --- Edgar County Paris / Heartland Antique Auto FOS File

DATE: 6-13-2012 TIME: 9:05 AM DIRECTION: West PHOTO by: Curt White PHOTO FILE NAME: 0450305125~06132012-005.jpg COMMENTS: Used tires and other waste.



DATE: 6-13-2012 TIME: 9:05 AM DIRECTION: North PHOTO by: Curt White PHOTO FILE NAME: 0450305125~06132012-006.jpg COMMENTS: Metal and other waste.





# **DIGITAL PHOTOGRAPHS**

LPC # 0450305125 --- Edgar County Paris / Heartland Antique Auto FOS File

DATE: 6-13-2012 TIME: 9:07 AM DIRECTION: East PHOTO by: Curt White PHOTO FILE NAME: 0450305125~06132012-007.jpg COMMENTS: Miscellanies items at site.



DATE: 6-13-2012 TIME: 9:07 AM DIRECTION: West PHOTO by: Curt White PHOTO FILE NAME: 0450305125~06132012-008.jpg COMMENTS: Automobiles, tires and other material.



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0450305125 - Edgar Co Antis/Heartland Antique Auto 200800000017 Filed for Record EDGAR COUNTY ILLIN REBECCA R KRAEMER

200200000017 Filed for Record in EDGAR COUNTY ILLINDIS REBECCA & KRAEMER 01-04-2008 At 02:18 pm. D IN TR 48.00 STATE TAX .00 LDCAL TAX .00 RHSP Fund 10.00

#### DEED IN TRUST

THIS INDENTURE WITNESSETH that the Grantor, CHARLES H. GLICK, a married person, of the County of Edgar and State of Illinois, FOR AND IN CONSIDERATION of the sum of Ten Dollars (\$10.00) and other good and valuable consideration in hand paid, CONVEYS and WARRANTS unto STATE BANK OF CHRISMAN, Chrisman, Illinois, a corporation organized and existing under and by virtue of the State Banking laws of the State of Illinois, and qualified to act as Trustee under the laws of the State of Illinois, as Trustee under the provisions of a Trust Agreement dated the  $3^{20}$  day of  $3Anxing \sqrt{2008}$ , and known as Trust No. 527, the following described real estate in the County of Edgar and State of Illinois, to-wit:

Part of the Southwest Quarter of the Southeast Quarter of Section 25, Township 14 North, Range 12 West of the 2<sup>nd</sup> P.M., described as beginning as a point a concrete corner post in the Easterly right-of-way line of S.B.I. Route No. 1, 314.68 feet Northeasterly, measured along said Easterly right-of-way line from a point 20 feet North and East 394.9 feet of the Southwest Corner of the Southeast Quarter of said Section 25, thence in an Easterly direction making an interior angle of 95 degrees 00 minutes with said Easterly right-of-way line, 318.6 feet to an iron pin, thence in a Southwesterly direction making an interior angle of 67 degrees 26 minutes, 86.6 feet to an iron pin, thence continuing along said last described course 18 feet, thence to the right making an interior angle of 103 degrees 30 minutes along a line which will intersect the Easterly right-of-way line of S.B.I. Route No. 1 at a point 80.0 feet Southwesterly measured along said Easterly right-of-way line from the Place of Beginning, thence in a Northeasterly direction along the Easterly right-of-way line of said S.B.I. Route No. 1, 80.0 feet to the Place of Beginning and being Parcel "A" and part of Parcel "B" of a Survey made on June 19, 1956, by John M. Bloss, County Surveyor of Edgar County, Illinois, and recorded in Plat Book 3, Page 168 of the Records of Edgar County, Illinois. PREIN: 09-13-25-452-009.

Exempt under provision of Paragraph e, 35 ILCS 200/31-45. 5 tal Barly Chrim Trute 08 Marger Clall UP te Buyer, Seller or Representative

TO HAVE AND TO HOLD the said premises with the appurtenances upon the trusts and for the uses and purposes herein and in such trust agreement set forth.

. . . . F

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Full power and authority is hereby granted to said trustee to improve, manage, protect and subdivide said premises or any part thereof, to dedicate parks, streets, highways or alleys and to vacate any subdivision or part thereof, and to resubdivide said property as often as desired, to contract to sell, to grant options to purchase, to sell on any terms, to convey either with or without consideration, to convey said premises or any part thereof to a successor or successors in trust and to grant to such successor or successors in trust all of the title, estate, powers and authorities vested in said trustee, to donate, to dedicate, to mortgage, pledge or otherwise encumber said property, or any part thereof, to lease said property, or any part thereof, from time to time, in possession or reversion, by leases to commence in praesenti or in futuro, and upon any terms and for any period or periods of time, not exceeding in the case of any single demise the term of 198 years, and to renew or extend leases upon any terms and for any period or periods of time and to amend, change or modify leases and the terms and provisions thereof at any time or times hereafter, to contract to make leases and to grant options to lease and options to renew leases and options to purchase the whole or any part of the reversion and to contract respecting the manner of fixing the amount of present or future rentals, to partition or to exchange said property, or any part thereof, for other real or personal property, to grant easements or changes of any kind, to release, convey or assign any right, title or interest in or about or easement appurtenant to said premises or any part thereof, and to deal with said property and every part thereof in all other ways and for such other considerations as it would be lawful for any person owning the same to deal with the same, whether similar to or different from the ways above specified, at any time or times hereafter.

In no case shall any party dealing with said trustee in relation to said premises, or to whom said premises or any party thereof shall be conveyed, contracted to be sold, leased or mortgaged by said trustee, be obliged to see to the application of any purchase money, rent, or money borrowed or advanced on said premises, or be obliged to see that the terms of this trust have been complied with, or be obliged to inquire into the necessity or expediency of any act of said trustee, or be obliged or privileged to inquire into any of the terms of said trust agreement; and every deed, trust deed, mortgage, lease of other instrument executed by said trustee in relation to said real estate shall be conclusive evidence in favor of every person relying upon or claiming under any such conveyance, lease or other instrument (a) that at the time of the delivery thereof the trust created by this Indenture and by said trust agreement was in full force and effect, (b) that such conveyance or other instrument was executed in accordance with the trusts, conditions and limitations contained in this Indenture and in said trust agreement or in some amendment thereof and binding upon all beneficiaries thereunder, (c) that said trustee was duly authorized and empowered to execute and deliver every such deed, trust deed, lease, mortgage or other instrument and (d) if the conveyance is made to a successor or successors in trust, that such successor or successors in trust have been properly appointed and are fully vested with all the title, estate, rights, powers, authorities, duties and obligations of its, his or their predecessor in trust.

The interest of each and every beneficiary hereunder and of all persons claiming under them or any of them shall be only in the earnings, avails and proceeds arising from the sale or other disposition of said real estate, and such interest is hereby declared to be personal property, and no beneficiary hereunder shall have any title or interest, legal or equitable, in or to said real estate as such, but only an interest in the earnings, avails and proceeds thereof as aforesaid.

And the said grantors hereby expressly waive and release any and all rights or benefits under and by virtue of any and all statutes of the State of Illinois, providing for the exemption of homesteads from sale on execution or otherwise. DATED this 2 day of <u>ANUAL</u>, 2008.

Chorlis H Dici

CHARLES H. GLICK

STATE OF ILLINOIS:

SS.

COUNTY OF EDGAR :

I, the undersigned, a Notary Public in and for said County and State aforesaid, DO HEREBY CERTIFY that CHARLES H. GLICK, a married person, personally known to me to be the same person whose name is subscribed to the foregoing instrument, as having executed the same, appeared before me this day in person and acknowledged that he signed, sealed, and delivered the said instrument as his free and voluntary act for the uses and purposes therein set forth.

Given under my hand and notarial seal, this  $3^{20}$  day of 5Anual 7, 2008.



Michelle D.N.

The person or entity closing this transaction is responsible to comply with the reporting requirements of Section 6045 of the Internal Revenue Code. The preparer of the Deed is not responsible for the closing.

Send tax statements to:

Charles H. Glick and Mitzi D. Glick 1001 N. Central Street Paris, IL 61944

This deed prepared by:

S. Craig Smith Asher, Smith & Isaf 1119 N. Main Street P. O. Box 340 Paris, IL 61944 Telephone: 217/465-6444

Return Document to: S. Craig Smith Asher, Smith & Isaf 1119 N. Main Street P. O. Box 340 Paris, IL 61944

> Instrument 200800000017

#### **PROOF OF SERVICE**

STATE OF ILLINOIS Pollution Control Board

1111 2 3 2012

FC

EIVED

I hereby certify that I did on the 18th day of July 2012, 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: State Bank of Chrisman-Trust 527 600 E. Jasper Street Paris, IL 61944

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

Michelle M. R.

Assistant Counsel

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

THIS FILING SUBMITTED ON RECYCLED PAPER