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**Duty to Record**

Within 30 days after the date, any real property subject to the provisions of the Responsible Property Transfer Act of 1988 is transferred, this completed document must be filed in the office of the recorder of the recorder of the county in which such property is located and filed with the Illinois Environmental Protection Agency. The Act becomes effective November 1, 1989 for property transferred after January 1, 1990.

For Use by County Recorder's Office

County  
Date  
Doc. No.  
Vol.  
Page  
Rec'd. by

90131949

**ENVIRONMENTAL DISCLOSURE DOCUMENT  
FOR TRANSFER OF REAL PROPERTY**

DEPT-01 RECORDING \$23.00  
#5555 TRAN 0597 03/26/90 12:28:00  
#0988 # E \* -90-131949  
COOK COUNTY RECORDER

**Property Identification**

A. Address of property 1300 W. Carroll Chicago West Chicago  
Street City or Village Township  
Permanent Real Estate Index No. 17-08-306-006, 17-08-307-005, 17-08-307-004  
17-08-306-011, 17-08-306-009, 17-08-306-007  
17-08-306-006, 17-08-306-005, 17-08-306-004  
17-08-306-003

B. Legal Description:

Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_

Enter or attach complete legal description in this area:

See Attached (p. 2 & 3)

90131949

2300

Provided courtesy of  
Gardner, Carton & Douglas  
Quaker Tower  
321 North Clark Street  
Suite 3400  
Chicago, Illinois 60610

The following information is provided pursuant to the Responsible Property Transfer Act of 1988

(For additional information, please contact Roy M. Harsch at 312/245-8723)

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JOHN S. CLARK AND SONS APPRAISALS, INC. 3 4 9

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LEGAL DESCRIPTION:

The legal description was taken from a survey made by National Survey Service, Incorporated, dated December 23, 1964.

Parcel #1: Lots 1 to 7, inclusive, and the South  $\frac{1}{2}$  of the vacated alley lying North of and adjoining Lot 7, in Johnston's Subdivision of Lot 16, and the East  $\frac{1}{2}$  of Lot 15 in Block 4, in Sawyer's Addition in Section 8, Township 39 North, Range 14, East of the Third Principal Meridian.

Parcel #4: Lot 1 to 9, both inclusive, in S. S. Hayes' Subdivision of the South 145 feet of Lots 9 and 10 in Block 4 in Sawyer's Addition in Section 8, Township 39 North, Range 14, East of the Third Principal Meridian.

Parcel #5: That part of Block 4 in Sawyer's Addition, in Section 8, Township 39 North, Range 14, East of the Third Principal Meridian, described as follows: Beginning at a point where the line dividing land of the Pittsburgh, Cincinnati, Chicago and St. Louis Railroad Company on the North from land of the B. A. Eckhart Milling Company, on the South meets the Westerly line of Elizabeth Street, a distance of 176 feet measured Northwardly along said Westerly line of Elizabeth Street, from the Northerly line of Carroll Avenue; thence Westerly on a line parallel with and distant 176 feet Northerly from said Northerly line of Carroll Avenue, 452.52 feet to a point in the Easterly line of Ada Street, a distance of 13 feet to a point; thence Easterly on a line parallel with and distant 189 feet Northerly from said

Continued

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LEGAL DESCRIPTION: (Continued)

Northerly line of Carroll Avenue, 452.52 feet to a point in said  
Westerly line of Elizabeth Street; thence Southerly along said  
Westerly line of Elizabeth Street, 13 feet to place of beginning.

Parcel #6: The North 22 feet of Lots 9 and 10 and all of Lots 11  
to 14 and the West 1/4 of Lot 15 and the South 1/4 of vacated alley  
North and adjoining said Lots, all in Block 4, in Sawyer's Addi-  
tion, in Section 8, Township 39 North, Range 14, East of the  
Third Principal Meridian, all in Cook County, Illinois.

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**I. Liability Disclosure**

Transferors and transferees of real property are advised that their ownership or other control of such property may render them liable for any environmental cleanup costs whether or not they caused or contributed to the presence of environmental problems associated with the property.

**A. Property Characteristics:**

Lot Size \_\_\_\_\_ Acreage \_\_\_\_\_

Check all types of improvement and uses that pertain to the property:

- Apartment building (6 units or less)
- Commercial apartment (over 6 units)
- Store, office, commercial building
- Industrial building
- Farm, with buildings
- Other (specify)

**II. Nature of Transfer**

A. (1) Is this a transfer by deed or other instrument of conveyance?

Yes  No

(2) Is this a transfer by assignment of over 25% of beneficial interest of an Illinois land trust?

Yes  No

(3) A lease exceeding a term of 40 years?

Yes  No

(4) A mortgage or collateral assignment of beneficial interest?

Yes  No

B. (1) Identify Transferor:

Dixie Portland Flour Mills, Inc.

Name and Current Address of Transferor:

1300 W. Carroll, Chicago, Illinois

Name and Address of Trustee if this is a transfer of beneficial interest of a land trust:

N/A

Trust No.

N/A

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- (2) Identify person who has completed this form on behalf of the transferor and who has knowledge of the information contained in this form:

John T. Stout, Jr., Executive Vice President, Dixie Portland Flour Mills, Inc.  
 Name. Position (if any) and Address Telephone No. P.O. Box 17236  
 Memphis, TN 38187  
 901/761-1105

C. Identify Transferee:

Name and Current Address of Transferee:

ADM Milling Co., 4501 College Blvd., Suite 300, Leawood, KS 66206

**III. Notification**

Under the Illinois Environmental Protection Act, owners of real property may be held liable for costs related to the release of hazardous substances.

1. Section 22.2(f) of the Act states:

"Notwithstanding any other provision of law, and subject only to the defenses set forth in subsection (j) of this Section, the following persons shall be liable for all costs of removal or remedial action incurred by the State of Illinois as a result of a release or substantial threat of a release of a hazardous substance:

- (1) The owner and operator of a facility or vessel from which there is a release or substantial threat of release of a hazardous substance;
- (2) Any person who at the time of disposal, transport, storage or treatment of a hazardous substance owned or operated the facility or vessel used for such disposal, transport, treatment or storage from which there was a release or substantial threat of a release of any such hazardous substance;
- (3) Any person who by contract, agreement, or otherwise has arranged with another party or entity for transport, storage, disposal or treatment of hazardous substances owned, controlled or possessed by such person at a facility where there is a release or substantial threat of a release of such hazardous substances; and
- (4) Any person who accepts or accepted any hazardous substances for transport to disposal, storage or treatment facilities or sites from which there is a release or a substantial threat of a release of a hazardous substance."

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## 2. Section 4(q) of the Act states:

"The Agency shall have the authority to provide notice to any person who may be liable pursuant to Section 22.2(f) of this Act for a release or a substantial threat of a hazardous substance. Such notice shall include the identified response action and an opportunity for such person to perform the response action."

## 3. Section 22.2(k) of the Act states:

"If any person who is liable for a release or substantial threat of release of a hazardous substance fails without sufficient cause to provide removal or remedial action upon or in accordance with a notice and request by the agency or upon or in accordance with any order of the Board or any court, such person may be liable to the State for punitive damages in an amount at least equal to, and not more than 3 times, the amount of any costs incurred by the State of Illinois as result of such failure to take such removal or remedial action. The punitive damage imposed by the Board shall be in addition to any costs recovered from such person pursuant to this Section and in addition to any other penalty or relief provided by this Act or any other law."

## 4. Section 22.18(a) of the Act states:

"Notwithstanding any other provision or rule or law, except as provided otherwise in subsection (b), the owner or operator, or both, of an underground storage tank shall be liable for all costs of preventive action, corrective action and enforcement action incurred by the State of Illinois as a result of a release or a substantial threat of release of petroleum from an underground storage tank."

5. The text of the statutes set out above is subject to change by amendment. Persons using this form may update it to reflect changes in the text of the statutes cited, but no disclosure statement shall be invalid merely because it sets forth an obsolete or superseded version of such text.

**IV. Environmental Information****A. Regulatory Information During Current Ownership**

1. Has the transferor ever conducted operations on the property which involved the generation, manufacture, processing, transportation, treatment, storage or handling of "hazardous substances" as defined by the Illinois Environmental Protection Act? This question shall not be applicable for consumer goods stored or handled by a retailer in the same form, approximate amount, concentration and manner as they are sold to consumers, provided that such retailer does not engage in any commercial mixing (other than paint mixing or tinting of consumer sized containers), finishing, refinishing, servicing or cleaning operations on the property.

Yes  No

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2. Has the transferor ever conducted operations on the property which involved the processing, storage or handling of petroleum, other than that which was associated directly with the transferor's vehicle usage?

Yes \_\_\_ No X

3. Has the transferor ever conducted operations on the property which involved the generation, transportation, storage, treatment or disposal of "hazardous or special wastes," as defined by the federal Resource Conservation and Recovery Act and the Illinois Environmental Protection Act?

Yes \_\_\_ No X

4. Are there any of the following specific units (operating or closed) at the property which are or were used by transferor to manage waste, hazardous wastes, hazardous substances or petroleum?

- Landfill Yes \_\_\_ No X
- Surface Impoundment Yes \_\_\_ No X
- Land Treatment Yes \_\_\_ No X
- Waste Pile Yes \_\_\_ No X
- Incinerator Yes \_\_\_ No X
- Storage Tank (Above Ground) Yes \_\_\_ No X
- Storage Tank (Underground) Yes X No \_\_\_
- Container Storage Area Yes \_\_\_ No X
- Injection Wells Yes \_\_\_ No X
- Wastewater Treatment Units Yes \_\_\_ No X
- Septic Tanks Yes \_\_\_ No X
- Transfer Stations Yes \_\_\_ No X
- Waste Recycling Operations Yes \_\_\_ No X
- Waste Treatment Detoxification Yes \_\_\_ No X
- Other Land Disposal Area Yes \_\_\_ No X

If there are "YES" answers to any of the above items and the transfer is other than a mortgage or collateral assignment of beneficial interest, attach a site plan which identifies the location of each unit, such site plan to be filed with the Environmental Protection Agency along with this disclosure document.

5. Has the transferor ever held any of the real property?

a. Permits for discharges of wastewater to waters of the State. Yes \_\_\_ No X

b. Permits for emissions to the atmosphere. Yes X No \_\_\_

c. Permits for any waste storage, waste treatment or waste disposal operation. Yes \_\_\_ No X

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6. Has the transferor had any wastewater discharges (other than sewage) to a publicly owned treatment works?

Yes \_\_\_ No X

7. Has the transferor taken any of the following actions relative to this property?

a. Prepared a Chemical Safety Contingency Plan pursuant to the Illinois Chemical Safety Act.

Yes \_\_\_ No X

b. Filed an Emergency and Hazardous Chemical Inventory Form pursuant to the federal Emergency Planning and Community Right-to-Know Act of 1986.

Yes X No \_\_\_

c. Filed a Toxic Chemical Release Form pursuant to the federal Emergency Planning and Community Right-to-Know Act of 1986.

Yes \_\_\_ No X

8. Has the transferor of any facility on the property or the property been the subject of any of the following State or federal governmental actions:

a. Written notification regarding known, suspected or alleged contamination on or emanating from the property.

Yes \_\_\_ No X

b. Filing an environmental enforcement case with a court or the Pollution Control Board for which a final order or consent decree was entered.

Yes \_\_\_ No X

c. If item b. was answered by checking Yes, then indicate whether or not the final order or decree is still in effect for this property.

Yes \_\_\_ No \_\_\_

9. Environmental Releases During Transferor's Ownership

a. Has any situation occurred at this site which resulted in a reportable "release" of any hazardous substances or petroleum as required under State or federal laws?

Yes \_\_\_ No X

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b. Have any hazardous substances or petroleum, which were released, come into direct contact with the ground at the site?

Yes \_\_\_ No X

c. If the answers to questions (a) and (b) are Yes, have any of the following actions or events been associated with a release on the property?

\_\_\_ Use of a cleanup contractor to remove or treat materials including soils, pavement or other surficial materials

\_\_\_ Assignment of in-house maintenance staff to remove or treat materials including soils, pavement or other surficial materials

\_\_\_ Designation, by the IEPA or the IESDA, of the release as "significant" under the Illinois Chemical Safety Act

\_\_\_ Sampling and analysis of soils

\_\_\_ Temporary or long-term monitoring of groundwater at or near the site

\_\_\_ Impaired usage of an on-site or nearby water well because of offensive characteristics of the water

\_\_\_ Coping with fumes from subsurface storm drains or inside basements, etc.

\_\_\_ Signs of substances leaching out of the ground along the base of slopes or at other low points on or immediately adjacent to the site

10. Is the facility currently operating under a variance granted by the Illinois Pollution Control Board?

Yes \_\_\_ No X

11. Is there any explanation needed for clarification of any of the above answers or responses?

NO.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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## B. Site Information under Other Ownership or Operation

1. Provide the following information about the previous owner or any entity or person the transferor leased the site to or otherwise contracted with for the management of the site or real property:

Name N.A.

Type of business/or property usage \_\_\_\_\_

2. If the transferor has knowledge, indicate whether the following existed under prior ownerships, leaseholds granted by the transferor, other contracts for management or use of the facilities or real property:

Landfill	Yes	No <input checked="" type="checkbox"/>
Surface Impoundment	Yes	No <input checked="" type="checkbox"/>
Land Treatment	Yes	No <input checked="" type="checkbox"/>
Waste Pile	Yes	No <input checked="" type="checkbox"/>
Incinerator	Yes	No <input checked="" type="checkbox"/>
Storage Tank (Above Ground)	Yes	No <input checked="" type="checkbox"/>
Storage Tank (Underground)	Yes <input checked="" type="checkbox"/>	No
Container Storage Area	Yes	No <input checked="" type="checkbox"/>
Injection Wells	Yes	No <input checked="" type="checkbox"/>
Wastewater Treatment Units	Yes	No <input checked="" type="checkbox"/>
Septic Tanks	Yes	No <input checked="" type="checkbox"/>
Transfer Stations	Yes	No <input checked="" type="checkbox"/>
Waste Recycling Operations	Yes	No <input checked="" type="checkbox"/>
Waste Treatment Detoxification	Yes	No <input checked="" type="checkbox"/>
Other Land Disposal Area	Yes	No <input checked="" type="checkbox"/>

## V. Certification

- A. Based on my inquiry of those persons directly responsible for gathering the information, I certify that the information submitted is, to the best of my knowledge and belief, true and accurate.

John T. Stoltz  
TRANSFEROR

(or on behalf of Transferor)

- B. This form was delivered to me with all elements completed on

January 19 19 90

Clavin  
TRANSFEEE

(or on behalf of Transferee)

- C. This form was delivered to me with all elements completed on N.A.

\_\_\_\_\_ 19 \_\_\_\_\_

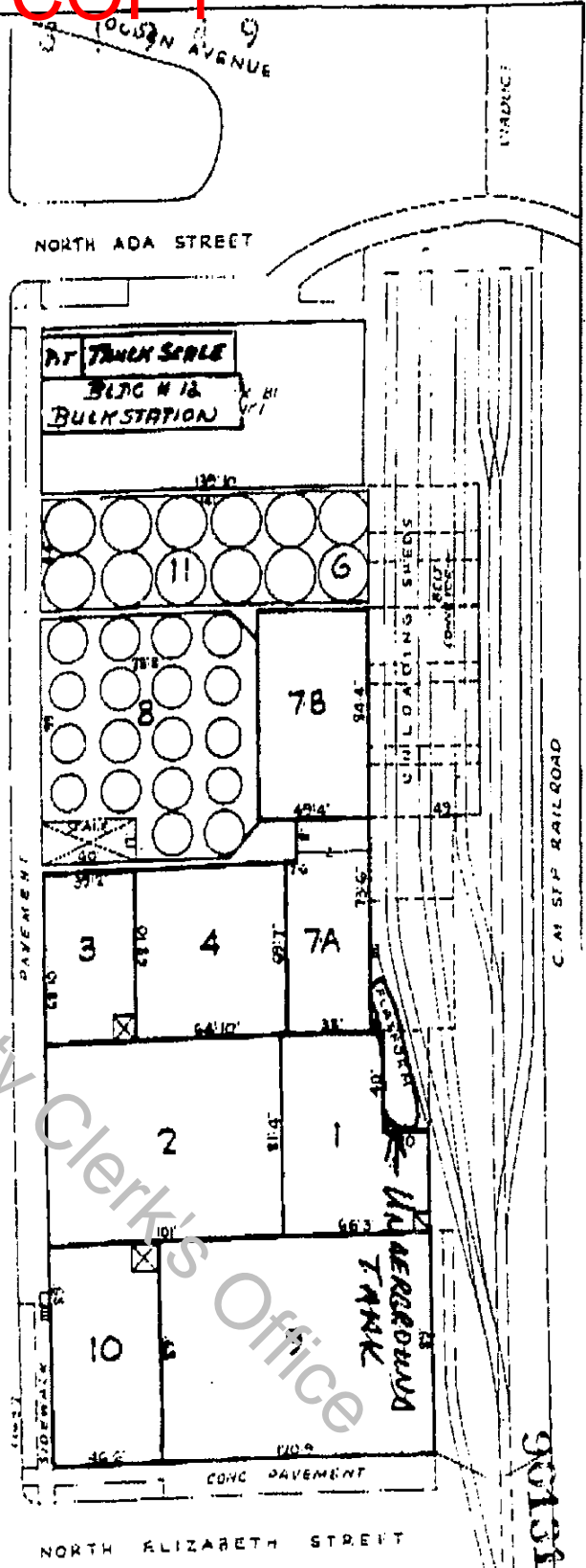
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## BUILDING DESIGNATIONS

- BY DC:
- NO 1 - MILL FLOUR STORAGE
  - 2 - A & B MILL
  - 3 - RYE MILL & WAREHOUSE
  - 4 - PACKING & B MILL STORAGE
  - 5 - BLANK
  - 6 - HIGH SILO NEAR HOUSE
  - 7A - CLEANING BUILDING
  - 7B - HEADHOUSE & LOW SILO
  - 8 - NEW CONCRETE GRAIN ELEVATOR
  - 9 - NEW WAREHOUSE
  - 10 - EAST WAREHOUSE & OFFICE
  - 11 - CONCRETE GRAIN ELEVATOR
  - 12 - BULKSTATION



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GENERAL MAP

**B. A. ECKHART MILLING COMPANY**  
CHICAGO ILL'S

**DIXIE PORTLAND FLOUR MILLS INC.**  
1300 W CARROLL AVE.

THE MANUFACTURERS  
APPRAISAL COMPANY  
PHILADELPHIA CLEVELAND  
NEW YORK CHICAGO DETROIT  
2123811 PRINCIPAL CITIES 195

SCALE 1" = 20' 10" 40' 80'  
PROPORTIONATE

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