

UNOFFICIAL COPY

12-12-99 13-700 424 7997

111 2

3

93519905

Duty to Record

For Use By County Recorder

Within 30 days after the date any real property subject to the provisions of the Responsible Property Transfer Act of 1988 is transferred, or, upon recording of the deed, other instrument of conveyance, lease, mortgage or assignment of the beneficial interest in an Illinois land trust, whichever occurs first, this completed disclosure document must be recorded in the office of the recorder of the county in which such property is located, and within 30 days after the date any real property subject to the provisions of the Responsible Property Transfer Act is transferred, a copy thereof shall be filed with the Illinois Environmental Protection Agency.

County:

Date:

Doc. No.:

Page:

Vol.:

Rec'd. By:

29-ER

ENVIRONMENTAL DISCLOSURE DOCUMENT FOR TRANSFER OF REAL PROPERTY Subject to the Illinois Responsible Property Transfer Act

Seller: Ford Civil Bank & Trustee + W BK Partnerships

Buyer: Edwood Bank as Trustee

Document No.: _____

Property Identification:

A. Property Address (include township): 1730 SW Highway PALOS

Permanent Real Estate Index No.: 23-246200-110-11A

B. Legal Description: Section 24 Township 37 Range 12

Enter or attach current legal description in this space.

COOK COUNTY, ILLINOIS
FILED FOR RECORD

03 JUL -7 PM 1:56

93519905

Prepared by:

Name: RAGLE S. KARNO

Company: Sant

Address: 9229 SW Highway

City/State/Zip: Oak Park IL 60453

Return to:

Name: Patrick J. Williams

Company: Corrally, Ed & Williams, PC

Address: 115 W. 55th St #400

City/State/Zip: Channahon Hills, IL 60514

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

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 clean-up costs whether or not they caused or contributed to the presence of environmental problems associated with the property.

A. Property Characteristics: Lot Size: _____ Acreage: 2.78

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) Cem Wash

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) Is this a transfer by a lease exceeding a term of 40 years? Yes No

(4) Is this a transfer by a mortgage or collateral assignment of beneficial interest? Yes No

#15

93519905

UNOFFICIAL COPY

Property of Cook County Clerk's Office

Amended

UNOFFICIAL COPY

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

Thomas KNIGHT 11730 SW Agency 708-803 2350
Name Position (if any) Address Phone

C. Identify Transferee:

WALTER FULLER 11730 SW Agency 708-803 2350
Name and mailing address of transferee

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 or rule of law, and subject only to the defenses set forth in subsection (i) 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 from which there is a release or substantial threat of a release of such hazardous substances; and
- (4) Any person who accepts or accepted any hazardous substance 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.

2. Section 4(g) 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 release 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(h) 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 three times, the amount of any costs incurred by the State of Illinois as a 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 of 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.

03519905

UNOFFICIAL COPY

Property of Cook County Clerk's Office

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

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

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

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

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

If any of the above items are answered Yes 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 following in regard to this real property?

- a. Permits for discharges of wastewater to waters of the State. Yes No
- b. Permits for emissions to the atmosphere. Yes No
- c. Permits for any waste storage, waste treatment or waste disposal operation. Yes No

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

Yes No

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
- b. Filed an Emergency and Hazardous Chemical Inventory Form pursuant to the federal Emergency Planning and Community Right to Know Act of 1986. Yes No
- c. Filed a Toxic Chemical Release Form pursuant to the federal Emergency Planning and Community Right to Know Act of 1986. Yes No

8. Has the transferor or any facility on 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
- 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
- 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
- b. Have any hazardous substances or petroleum, which were released, come into direct contact with the ground at this site? Yes No
- 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?

93519905

UNOFFICIAL COPY

Property of Cook County Clerk's Office

Assignment of in house maintenance staff to remove or treat materials including soil, petroleum or other materials.

UNOFFICIAL COPY

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 more 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

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

Being clean up to be done & escrow provided please

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: Jim Hunsicker

Type of business/or property usage: Car Wash

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:

- Yes No Landfill
- Yes No Surface Impoundment
- Yes No Land Treatment
- Yes No Waste Pile
- Yes No Incinerator
- Yes No Storage Tank (Above Ground)
- Yes No Storage Tank (Underground)
- Yes No Container Storage Area

- Yes No Injection Wells
- Yes No Wastewater Treatment Units
- Yes No Septic Tanks
- Yes No Transfer Stations
- Yes No Waste Recycling Operations
- Yes No Waste Treatment Detoxification
- Yes No Other Land Disposal Area

93519905

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.

Thomas J. Hough 15701 PRAIRIE HILL DR OKLAHOMA PARK IL

JTH 4011 PRESTWICK DRIVE FREDERICK, IL 60423

B. This form was delivered to me with all elements completed on 7/2 19 93

Thomas Hough JTH

C. This form was delivered to me with all elements completed on 7/2 19 93

Walter H. Fuller

Englewood Bank

Walter H. Fuller

Borrower

UNOFFICIAL COPY

Property of Cook County Clerk's Office

2007/01/01

UNOFFICIAL COPY

9 3 5 1 9 9 0

PARCEL 1:

LOT 1 AND 2 OF HANSEN'S RESUBDIVISION OF LOT 1 IN EINODER'S SOUTHWEST HIGHWAY SUBDIVISION, BEING A SUBDIVISION OF PART OF THE WEST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 24, TOWNSHIP 37 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS AS DOCUMENT NUMBER 24,639,676 AND CORRECTED BY DOCUMENT NUMBER 24,694,676, ALL IN COOK COUNTY, ILLINOIS.

PARCEL 2:

EASEMENT FOR INGRESS AND EGRESS FOR THE BENEFIT OF PARCEL 1 AND OTHER PROPERTY AS SET FORTH IN GRANT OF EASEMENTS RECORDED JANUARY 3, 1984 AS DOCUMENT 26,915,649 OVER AND ALONG THE EASTERLY 390.52 FEET OF THE STRIP OF LAND MARKED "PRIVATE ROAD" AS SHOWN ON PLAT OF HANSEN'S RESUBDIVISION OF LOT 1 IN EINODER'S SOUTHWEST HIGHWAY SUBDIVISION, RECORDED AS DOCUMENT 25,852,129 AND AS SHOWN ON PLAT OF EINODER'S SOUTHWEST HIGHWAY SUBDIVISION, RECORDED SEPTEMBER 22, 1978 AS DOCUMENT 24,639,676, BEING A SUBDIVISION OF THAT PART OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 24, TOWNSHIP 37 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

COMMONLY KNOWN AS: 11730 SOUTHWEST HIGHWAY, PALOS HEIGHTS, ILLINOIS 60463

P.I.N.: 23-24-300-110 (AFFECTS LOT 1)

23-24-300-111 (AFFECTS LOT 2)

93519905

