

DEPARTMENT OF ENVIRONMENTAL QUALITY
STATE OF WYOMING

NOTICE OF VIOLATION

IN THE MATTER OF THE NOTICE OF)
VIOLATION ISSUED TO)
Big Horn Redi-Mix, Inc.)
P.O. Box 48)
Thermopolis, Wyoming 82443)
RE: Small Mine Permit 653(s))

DOCKET NO. 4104-07

NOTICE

NOTICE IS HEREBY GIVEN THAT:

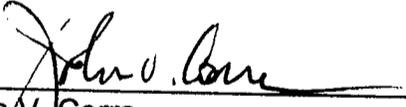
1. Notice of Violation is being sent to you pursuant to W.S. §35-11-701(c)(i) which requires that a written notice shall be issued in the case of failure to correct or remedy an alleged violation.

2. On June 21, 2007 the Annual Inspection of the Small Mine Permit 653(s) was conducted by Brian R. Wood of the Wyoming Department of Environmental Quality, Land Quality Division, District II office. That inspection was summarized in a report dated June 27, 2007. The pit is located in SW 1/4 NW 1/4 of Section 14, T.47N, R.93W and the SE 1/4 NE 1/4 of Section 15, T.47N, R.93W in Washakie County, approximately two miles north of the 15-Mile Canyon Road.

3. The June 2007 Inspection revealed that topsoil and subsoil salvage was inadequate per permit commitments and as required by W.S. § 35-11-406(b)(viii). Failure to follow the approved mining and reclamation plan is a violation of W.S. § 35-11-415(b)(ii). In addition, topsoil that had been stockpiled for reclamation was often unidentified and in two instances had been contaminated by placement of reject material. These activities are in violation of W.S. § 35-11-415(b)(iii).

4. W.S. § 35-11-901(a) provides that any person who violates any provision of the Environmental Quality Act or any rule, standard, permit, license or variance adopted there under is liable to a penalty of ten thousand dollars (\$10,000.00) for each day of violation, which penalty may be recovered in a civil action brought by the Attorney General in the name of the People of the State of Wyoming.

DATED THIS 11 day of July, 2007.



John V. Corra
Director
Department of Environmental Quality



Richard A. Chancellor
Administrator
Land Quality Division

PLEASE DIRECT ALL INQUIRIES regarding this Notice of Violation to Mark Moxley, Land Quality District 2 Supervisor, 510 Meadowview Dr., Lander, Wyoming 82520, telephone (307) 332-3047.