

DEPARTMENT OF ENVIRONMENTAL QUALITY  
STATE OF WYOMING

NOTICE OF VIOLATION

IN THE MATTER OF THE NOTICE OF )  
VIOLATION ISSUED TO )  
CANYON CONCRETE SAND AND GRAVEL LTD LCC ) DOCKET NO. 5159-13  
P.O. BOX 48 )  
THERMOPOLIS, WY 82443 )  
RE: MINE PERMIT 758 )

NOTICE

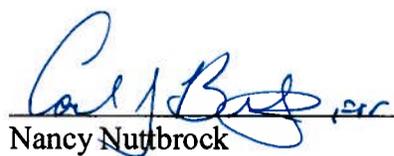
NOTICE IS HEREBY GIVEN THAT:

1. This Notice of Violation is being sent to you pursuant to Wyoming Statute § 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 April 24, 2013 an inspection of the Canyon Concrete Sand and Gravel LTD LCC. Permit 758 was conducted by Craig Smith of the Land Quality Division, District II. The permit location is in the Lot 5 and SW1/4SE1/4, Sec. 18, T.43N., R.95W., Hot Springs County, Wyoming 39.7 acres in total.
3. The inspection and permit review of Mine Permit 758 revealed that Canyon Concrete Sand and Gravel LTD LLC. was mining outside of the established permit boundary.
4. Mining outside the mine permit boundary is a violation of Wyoming Statute § 35-11-415(b)(ii).
5. It was also observed during the inspection that areas of the mine site had been disturbed without proper topsoil salvage.
6. Failure to properly salvage and protect topsoil is a violation of Wyoming Statute § 35-11-415(b)(iii).
7. These violations have not been corrected or remedied nor has the operator provided any information to the Land Quality Division concerning the violations.
8. Wyoming Statute §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 hereunder 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.

NOTHING IN THE NOTICE shall be interpreted to in any way limit or contravene any other remedy available under the Environmental Quality Act, nor shall this NOV be interpreted as being a condition precedent to any other enforcement action.

SIGNED this 5th day of May, 2013

  
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Todd Parfitt  
Director,  
Department of Environmental Quality

  
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Nancy Nuttbrock  
Deputy Director,  
Department of Environmental Quality  
Administrator, Land Quality Division

Please direct all inquiries regarding this Notice of Violation to Mr. Mark Moxley, Land Quality Division District II Supervisor, 510 Meadowview Dr., Lander, WY, 82520, telephone 307-332-3047.