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October 9, 2007

Mr. Lowell Spackman
Wyoming Department of Environmental Quality
Land Quality Division
Herschler Building
122 West 25th Street
Cheyenne, WY 82002

**RE: Mountain Cement Company – Permit No. 298C, Application for Amendment
TFN 4 2/220**

Dear Mr. Spackman:

Enclosed please find an original Affidavit of Publication concerning MCC's publication of public notice in the Laramie Boomerang for TFN 4 2/220. If you have any questions, please contact me at (307) 742-7140.

Sincerely,



Mitchell H. Edwards
Anthony, Nicholas & Tangeman, LLC
Attorney's for Mountain Cement Company

Enclosure

cc: Andy MacClugage, MCC

THE STATE OF WYOMING, } ss.
 County of Albany

Public Notice

Mountain Cement Company of Albany County, Wyoming, has applied for a mining permit amendment from the Land Quality Division of the Department of Environmental Quality for the State of Wyoming. The Mining Permit amendment area for the mining of limestone consists of approximately 40 acres, located in the NE1/4 NE1/4 of Section 36, Township 15N, Range 73W, 6th p.m., Albany County, Wyoming. This amendment area is approximately 7 miles southeast of Laramie, Wyoming and approximately 3 miles southeast of the intersection of Howe Lane and Soldier Springs Rd. The proposed operation is scheduled to begin in October 2007 and is estimated to continue until year 2014. The land, after mining, will be returned to livestock grazing. Information regarding the proposed mining operation and reclamation procedures may be reviewed in the Office of the Land Quality Division of the Department of Environmental Quality in Cheyenne, Wyoming, the office of Anthony, Nicholas, & Targeman, LLC in Laramie, Wyoming, or the Albany County Clerk's Office in Laramie, Wyoming.

Upon request by an interested party the Land Quality Division may schedule a public meeting to discuss the application. If such a meeting is scheduled, it must be prior to the date for the close of public comments. If concerns about the permit are not resolved by the Land Quality Division, written objections to the proposed mining operation must be received by the Administrator of the Land Quality Division of the Department of Environmental Quality, Herschler Building, 122 West 25th Street, Cheyenne, WY 82002, before the close of business October 8, 2007. If an objection is submitted a public hearing shall be held within twenty (20) days after the final date for filing objections unless a different period is stipulated by the parties. The Council or Director shall publish notice of time, date and location of the hearing or conference in a newspaper of general circulation in the locality of the proposed operation once a week for two (2) consecutive weeks immediately prior to the hearing or conference. The hearing shall be conducted as a contested case in accordance with the Wyoming Administrative Procedure Act (W.S. § 16-3-101 through § 16-3-115), and the right of judicial review shall be afforded as provided in that act. All parties as given in W.S. § 35-11-406(f) will be mailed a copy of this notice. The Wyoming Oil and Gas Conservation Commission will be mailed a copy of the application mine plan map as required by W.S. § 35-11-406(f).

Published: Friday, August 17, 2007, Friday, August 24, 2007, Friday, August 31, 2007, Friday, September 7, 2007

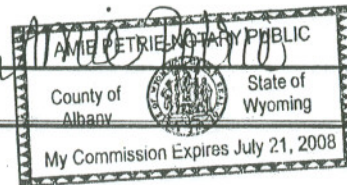
I, Kristy Pascene, do solemnly swear that I am one of the publishers of the *Laramie Boomerang*, a newspaper of general circulation published six times each week at Laramie, State of Wyoming; that the notice attached hereto, and which is a part of this affidavit and a part of the proof publication, was published in said newspaper for 4 consecutive Friday, the first publication having been made on the 17th day of August, 2007, and the last one on the 7th day of September, 2007, that said notice was published in the regular and entire issue of every number of the paper, during the period and times of publication, and that the notice was published in the newspaper proper, and not in the supplement.

IN WITNESS WHEREOF, I have hereunto set my hand this 10th day of September, A.D. 2007.

Kristy Pascene

SUBSCRIBED and sworn to before this 10th day of September, A.D., 2007.

Publication Fee \$ 232.00



Notary Public