

DEPARTMENT OF ENVIRONMENTAL QUALITY
STATE OF WYOMING

-RECEIVED-

JUL 09 2008

NOTICE OF VIOLATION

LAND QUALITY DIV.
DIST II

IN THE MATTER OF THE NOTICE OF)
VIOLATION ISSUED TO)
MICHAEL KOHOUT)
BLAZE-ON CONSTRUCTION, INC.)
421 EMERALD)
KEMMERER, WY 83101)
RE: Limited Mining Operation Notifications)
Nos. 1224ET and 1225ET)

DOCKET NO. 4304-08

NOTICE

NOTICE IS HEREBY GIVEN THAT:

1. Notice of Violation is being sent to you pursuant to WS 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 17, 2008, Annual Inspections of the Blaze-On Construction, Inc. Limited Mining Operations (LMO) Nos. 1224ET and 1225ET were conducted by John Erickson of the Land Quality Division, District II office. The Limited Mining Operations were issued as follows:

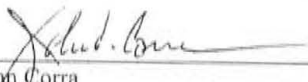
LMO 1224ET (Kemmerer Airport Pit) was issued to Countryside Construction on August 7, 2002 for 5 acres in Section 2, T.21N., R.116W., Lincoln County, Wyoming. The LMO was transferred to Blaze-On Construction on August 7, 2005.

LMO 1225ET (Blazon Gap Pit) was issued to Countryside Construction on August 30, 2002 for 10 acres in Section 29, T.20N., R.116W., Lincoln County, Wyoming. The LMO was transferred to Blaze-On Construction on February 17, 2006.
3. The inspections revealed that there had been no mining or reclamation activity at either of the pits since the previous LQD inspections conducted July 12, 2007 for LMO 1224ET and July 31, 2007 for LMO 1225ET.
4. Blaze-On Construction, Inc. was administratively dissolved by the Wyoming Secretary of State's Office on June 5, 2007.
5. Land Quality Division Non-Coal Rules and Regulations, Chapter 10, Section 5.(a)(i)(A) and Section 5.(a)(i)(B) state respectively that an operation will be considered to be abandoned if the corporation conducting the operation goes out of business, or if no further mining or reclamation work has been done from one annual report to the next.
6. Failure to commence reclamation after mining operations have ceased or within 30 days after the abandonment of the mining operation is a violation of Land Quality Division Non-Coal Rules and Regulations, Chapter 10, Section 5.(a).
7. The violations have not been corrected or remedied, nor has the operator provided any information to the Land Quality Division concerning the violations.

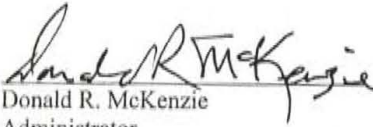
8. W.S. 35-11-901(a) provides that any person who violates any provision of the Environmental Quality Act or any rule, standard, permit, license or variance adopted thereunder is liable to a penalty of ten thousand dollars (\$10,000.00) for each day of violation, which penalty may be recovered in a civil 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 8th day of July, 2008



John Corra
Director
Department of Environmental Quality



Donald R. McKenzie
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.