

BEFORE THE
ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

FILED

OCT 31 2006

Terri A. Lorenzon, Director
Environmental Quality Council

IN THE MATTER OF THE BOND)
FORFEITURE PROCEEDINGS)
AGAINST THE BOND OF) Docket No.
RAVEN QUARRIES, LLC,)
MINING PERMIT 683s.)

MOTION FOR BOND FORFEITURE ORDER

The Wyoming Department of Environmental Quality, Land Quality Division (DEQ), by and through the Office of the Attorney General, pursuant to Wyo. Stat. § 35-11-421(b), moves the Council for an order requiring Raven Quarries, LLC (Raven Quarries) to forfeit its reclamation performance bond. The grounds for this motion are:

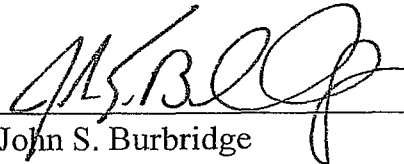
1. On April 3, 2000, the DEQ approved small mining permit 683s to Raven Quarries to conduct a small mining operation located west of Wheatland, near mile post 7 on county Road 727 in Albany County, Wyoming. Raven Quarries posted a \$13,200.00 reclamation performance bond, in the form of Certificate of Deposit No. 000237339 aka 76506820151460, issued by Key Bank N.A., McDonald Financial Group, 3300 East 1st Avenue, Denver, Colorado, 80206.
2. The DEQ issued Notice of Violation No. 3577-04 to Raven Quarries on July 20, 2004 because the mining site had been inactive since 2002, and because Raven Quarries had failed to commence reclamation of the area disturbed during its mining operation.
3. Based on these facts, the DEQ determined Raven Quarries' reclamation performance bond should be forfeited.
4. The Council approved the DEQ's request to initiate bond forfeiture proceedings against Raven Quarries on May 18, 2006.
5. The DEQ then requested that the Office of the Attorney General begin this proceeding.
6. On August 23, 2006, the Office of the Attorney General mailed notice to Raven Quarries by certified mail that the Council would enter an order forfeiting its bond unless Raven Quarries demanded a hearing before the Council within thirty days.

7. Raven Quarries received the notice on August 24, 2006.
8. Raven Quarries has executed a voluntary bond forfeiture agreement for permit 683s. The agreement is attached hereto and incorporated herein by this reference. In the agreement, Raven Quarries also waives its right to a hearing.
9. The DEQ and the Attorney General's Office have satisfied all of the statutory prerequisites to forfeit this bond, and the Council should therefore order the bond forfeited.

THEREFORE, the DEQ respectfully requests that the Council enter an order requiring Raven Quarries, LLC to forfeit its reclamation performance bond to the DEQ to be used to reclaim those lands affected by Raven Quarries' mining activities under small mining permit 683s.

Respectfully submitted this 31st day of October, 2006.

FOR THE DEPARTMENT OF
ENVIRONMENTAL QUALITY, LAND
QUALITY DIVISION



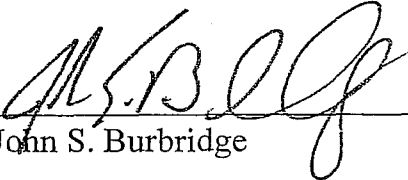
John S. Burbridge
Senior Assistant Attorney General
Attorney General's Office
123 Capitol Building
Cheyenne, Wyoming 82002
(307) 777-7823

CERTIFICATE OF SERVICE

I, John S. Burbridge, hereby certify that on October 31st, 2006, I served a true copy of the foregoing Motion For Bond Forfeiture order as follows:

Alvin Wiederspahn
Alvin Wiederspahn J.D., P.C.
2015 Central Avenue, Suite 200
Cheyenne, Wyoming 82001
Attorney for Raven Quarries

U.S. Mail, postage prepaid
 Facsimile
 Hand Delivery
 Express Mail



John S. Burbridge

VOLUNTARY BOND FORFEITURE AGREEMENT

Raven Quarries, LLC mined Granite under Permit
(mineral)
No. 683s, issued by the Wyoming Department of Environmental Quality, Land Quality Division.

Raven Quarries, LLC is no longer willing or able to mine
or reclaim the mine site, pursuant to Permit No. 683s.

Raven Quarries, LLC posted a \$13,200.00 CD with the
Department, as a condition of its permit.

Raven Quarries, LLC agrees to voluntarily forfeit this bond
to the Department for reclamation purposes.

Pursuant to W.S. §35-11-421, Raven Quarries, LLC understands that it has a right to a
hearing before the Wyoming Environmental Quality Council to dispute any action the Department takes to
forfeit its bond.

By this Agreement, Raven Quarries, LLC waives its right to a hearing, and understands
that the Council will order its bond forfeited, thereby terminating any right Raven Quarries, LLC has
to the bond principal, except for any amount remaining after complete reclamation.

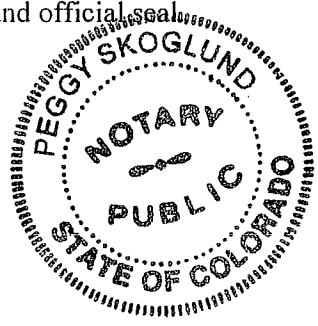
Dated this 5th day of October, 2006 Viola E Boothby

By: [Signature]
Signature
Personal Representative
Title

State of COLORADO)
County of DENVER)ss

The foregoing instrument was acknowledged before me by DONALD W. BRENNORFF, PER REP
this 13th day of OCTOBER, 2006.

Witness my hand and official seal [Signature]
(Notary Public)



My Commission Expires: My Commission Expires
June 24, 2010