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PRESS RELEASE

For 4 years and 6 months the Ministry of Natural Resources has imposed an illegal enforcement to compliance to Nichols Quarry Hagersville of 23 Specific Pre Operational Conditions. **NOT** directed in O.M.B. Decision/Order 1194 or identified in the Licence as signed by the Minister March 25, 2003.

Since the inception of the Aggregate Resources Act in 1974, there is **NO** record of any licence ever issued with Pre Operational Conditions. Either you have a licence to operate or you do not. As of October 1, 2007 charges have been filed to various M.N.R. Officials under the Aggregate Resources Act. Section 57 Sub (2) (3) which states: Sub (2) Every person who contravenes or permits the contravention of the Site Plan or a condition of the licence or permit is guilty of an offence.

Subsection 3 states: "Every person who contravenes this act or the regulation is guilty of an offence.

ARA Section 11 Sub 15 states: "No petition or review" of the O.M.B. Decision/Order, but M.N.R. staff changed O.M.B. conditions of licence to Specific Pre Operational Conditions and illegally manipulated other sections of legislation of the act for enforcement.

M.N.R. proceeded with this enforcement to O.M.B. hearing September 5, 2006 on the Revoke of Licence in contempt of the Judicial Review Decision June 15, 2006 of Justice D. Reilly which declared that Pre Operational Conditions did not form part of the licence.

On July 27, 2007 a certified copy of O.M.B. Decision/Order 1194 was filed at Cayuga Court and is now a Court Judgment Order to compliance, but M.N.R. continues in contempt of court with further recent charges to the Company and Gary Nichols personally, to the continued enforcement of Pre Operational Conditions.

The M.N.R. non compliance to O.M.B. Order 1194, the contempt of court to Justice Reilly's decision, contempt of court to the O.M.B. July 27, 2007 Judgment Order and the manipulation of ARA Legislation all confirm that this is in fact a negligent misrepresentation and illegal enforcement and is subject o Criminal Code Section 361 (1) and 362 (1) under false pretense and Section 380 (1) as fraud which shall be further addressed after the ARA charges have been heard by the court.

The M.N.R. has misappropriated hundreds of thousands of dollars in public funds on this illegal enforcement, while there is no enforcement of our Conservation laws because there is no money for gas for officers' vehicles.

This is responsible government? No. This is a Breach of Trust to the Public Interest.

This family business has operated for 64 years. We do not need nor will we accept this discrimination and aggravation from this Government.