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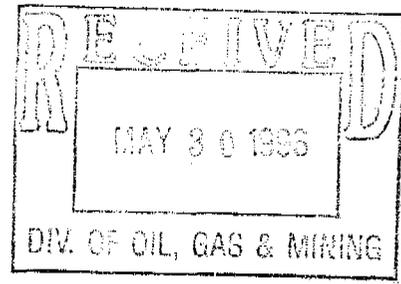
**CYPRUS PLATEAU  
MINING CORPORATION**  
A Cyprus Amax Company

Cyprus Plateau Mining Corporation  
Post Office Drawer PMC  
Price, Utah 84501  
(801) 637-2875

*Orig file  
cc: JWC  
LPB  
JCH  
UB  
5-30-96 UB*

May 27, 1996

Mr. James W. Carter, Director  
Division of Oil, Gas and Mining  
355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, UT 84180-1203



Re: Findings of Fact, Conclusions of Law and Order, NOV N95-41-3-1, AMAX Coal Company's  
Castle Gate Mine, ACT/007/004.

Dear Mr. Carter:

On May 15, 1996, AMAX Coal Company received the aforementioned. However, AMAX has not yet received a revised assessment based on the Ordered finalized assessment. Furthermore, AMAX does not concur with the Division with respect to assigning only 5 good faith points, when it immediately took a sample of the water in question and responded to all remedial actions within the time frame allowed for in the Modification of Notice of Violation dated December 21, 1995, thereby deserving Immediate/Rapid Compliance and 20 good faith points assigned.

AMAX notified Vickie Bailey (DOGM) to inform her that they have not received a revised assessment, so she looked into the matter and later informed me that AMAX has 30 days to submit the finalized assessment from the day AMAX receives it; not from the 30 days from the date of the Order.

Upon receipt of the revised assessment, AMAX will then decide whether or not it will appeal the determinations of fact of violation and/or the finalized assessment to the Board of Oil, Gas and Mining. If this is not acceptable to the Division, then let this letter be AMAX's official appeal to the Board of Oil, Gas and Mining regarding NOV N95-41-3-1.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Johnny Pappas  
Environmental Engineer

cc: J. Trackemas  
J. Borla

Chrono: JP960508.LTR