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STATE OF UTAH
NATURAL RESOURCES
Oil, Gas & Mining

Norman H. Bangerter, Governor
Dee C. Hansen, Executive Director
Dianne R. Nielson, Ph.D., Division Director

355 W. North Temple • 3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

April 18, 1986

Mr. Stephen W. Pocsik
Texaco Inc. Insurance Department
2000 Westchester Avenue
White Plains, New York 10650

Dear Mr. Pocsik:

RE: Release of Surety Bond, Plateau Mining Company,
ACT/007/006, Folder #5, Carbon County, Utah

Texaco Inc., is hereby released from the reclamation bond enclosed. This bond has been replaced by bonds in the name of Cyprus Minerals Company and Cyprus now retains responsibility under the Mined Land Reclamation Act for Plateau Mining Company.

Thank you for your cooperation in this matter.

Sincerely,

A handwritten signature in cursive script that reads "L. P. Braxton".

L. P. Braxton
Administrator
Mineral Resource Development
and Reclamation Program

JRH:jvb
Enclosure
cc: R. Harden
P. Grubaugh-Littig
1011R-86

FILE COPY

File ACT/007/006 #5
COPY TO PAM

MR FORM 5

(Revised December 1984)

Bond Number M 30 15 05 E 1611
Permit Number ACT/007/006
Mine Name Star Point 1 and 2

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING
355 West North Temple
3 Triac Center, Suite 350
Salt Lake City, Utah 84180-1203
(801) 538-5340

THE MINED LANDS RECLAMATION ACT

BOND

The undersigned PLATEAU MINING COMPANY, a Delaware Corporation as principal, and Insurance Company of North America as surety, hereby jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns unto the State of Utah, Division of Oil, Gas and Mining, and the U. S. Department of the Interior, Office of Surface Mining in the penal sum of Three Million Two Hundred Eighty-Two Thousand Nine Hundred and No/10 dollars (\$ 3,282,900.00). Such sum shall be payable to one, but not both, of the above-named agencies.

The principal estimated in the Mining and Reclamation Plan filed with the Division of Oil, Gas and Mining on the 20th day of February, 1981, that 221.65 acres of land will be disturbed by this mining operation in the State of Utah. A description of the disturbed land is attached hereto as Exhibit "A."

When the Division has determined that the principal has satisfactorily reclaimed the above-mentioned lands affected by mining in accordance with the approved Mining and Reclamation Plan and has faithfully performed all requirements of the Mined Land Reclamation Act, and complied with the Rules and Regulations adopted in accordance therewith, then this obligation shall be void; otherwise it shall remain in full force and effect until the reclamation is completed as outlined in the approved Mining and Reclamation Plan.

If the approved plan provides for reclamation of the land affected on a piecemeal or cyclic basis, and the land is reclaimed in accordance with such plan, then this bond may be reduced periodically.

In the converse, if the plan provides for a gradual increase in the area of the land affected or increased reclamation work, then this bond may accordingly be increased with the written approval of the surety company.

The Division shall only accept the bond of a surety company if the bond is noncancellable by the surety at any time for any reason including, but not limited to nonpayment of premium or bankruptcy of the permittee during the period of liability.

NOTE: Where one signs by virtue of Power of Attorney for a surety company, such Power of Attorney must be filed with this bond. If the principal is a corporation, the bond shall be executed by its duly authorized officers with the seal of the corporation affixed.



PLATEAU MINING COMPANY
Principal (Company)

By Walter Mueller, Jr.
Company Official - Position
Vice President and
General Manager

Date: April 26, 1985

Insurance Company of North America
Surety (Company)

By Russell D. Judge
Official of Surety - Position
RUSSELL D. JUDGE ATTORNEY IN FACT

DATE: MAY 21, 1985

APPROVED AS TO FORM:

By Mark B. Moench
Assistant Attorney General

AFFIDAVIT OF QUALIFICATION

RUSSELL D. JUDGE, being first duly sworn, on oath deposes and says that he/~~she~~ is the (officer or agency) ATTORNEY IN FACT of said Company, and that he/~~she~~ is duly authorized to execute and deliver the foregoing obligations; that said Company is authorized to execute the same and has complied in all respects with the laws of Utah in reference to becoming sole surety upon bonds, undertakings and obligations.

(Signed)

Russell D. Judge

Subscribed and sworn to before me this 21st day of MAY, 19 85

Patricia E. Conley

Notary Public

Residing at ~~XXXXXX~~
AURORA, COLORADO

My Commission Expires:

NOVEMBER 19, 19 88.

Attachment "A"

RECLAMATION BOND PROPERTY DESCRIPTION

Lands affected by Plateau mining Company, which are covered by the Reclamation Bond lie in the following lands:

Township 15 South, Range 8 East, Salt Lake Base and Meridian:

Section 8 $SE\frac{1}{4}$ $SE\frac{1}{4}$

Section 9 $S\frac{1}{2}$ $SW\frac{1}{4}$
 $S\frac{1}{2}$ $SE\frac{1}{4}$

Section 10 $S\frac{1}{2}$ $SW\frac{1}{4}$
 $S\frac{1}{2}$ $SE\frac{1}{4}$
 $NE\frac{1}{4}$ $SW\frac{1}{4}$

Section 15 $N\frac{1}{2}$ $NE\frac{1}{4}$
 $N\frac{1}{2}$ $NW\frac{1}{4}$

Section 16 $NE\frac{1}{4}$
 $N\frac{1}{2}$ $SE\frac{1}{4}$
 $NW\frac{1}{4}$



POWER OF ATTORNEY

Insurance Company of North America
a CIGNA company

Know all men by these presents: That **INSURANCE COMPANY OF NORTH AMERICA**, a corporation of the Commonwealth of Pennsylvania, having its principal office in the City of Philadelphia, Pennsylvania, pursuant to the following Resolution adopted by the Board of Directors of the said Company on December 5, 1983, to wit:

RESOLVED, That pursuant to Articles 3.16 and 5.1 of the By-Laws, the following Rules shall govern the execution for the Company of bonds, undertakings, recognizances, contracts and other writings in the nature thereof:

- (1) That the President, any Senior Vice President, any Vice President, any Assistant Vice President, or any Attorney-in-Fact, may execute for and on behalf of the Company any and all bonds, undertakings, recognizances, contracts and other writings in the nature thereof, the same to be attested when necessary by the Corporate Secretary, or any Assistant Corporate Secretary, and the seal of the Company affixed thereto; and that the President, any Senior Vice President, any Vice President or any Assistant Vice President may appoint and authorize any other Officer (elected or appointed) of the Company, and Attorneys-in-Fact to so execute or attest to the execution of all such writings on behalf of the Company and to affix the seal of the Company thereto.
- (2) Any such writing executed in accordance with these Rules shall be as binding upon the Company in any case as though signed by the President and attested to by the Corporate Secretary.
- (3) The signature of the President, or a Senior Vice President, or a Vice President, or an Assistant Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted pursuant to this Resolution, and the signature of a certifying Officer and the seal of the Company may be affixed by facsimile to any certificate of any such power, and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company.
- (4) Such other Officers of the Company, and Attorneys-in-Fact shall have authority to certify or verify copies of this Resolution, the By-Laws of the Company, and any affidavit or record of the Company necessary to the discharge of their duties.
- (5) The passage of this Resolution does not revoke any earlier authority granted by Resolutions of the Board of Directors adopted on June 9, 1953, May 28, 1975 and March 23, 1977.

does hereby nominate, constitute and appoint **JAMES M. TIERNEY, II, RONALD E. HANEL, GERALD A. LeVAN and RUSSELL D. JUDGE**, all of the City of Denver, State of Colorado-----

-----, each individually if there be more than one named, its true and lawful attorney-in-fact, to make, execute, seal and deliver on its behalf, and as its act and deed any and all bonds, undertakings, recognizances, contracts and other writings in the nature thereof. And the execution of such writings in pursuance of these presents, shall be as binding upon said Company, as fully and amply as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office.

IN WITNESS WHEREOF, the said H. F. McCranie, Jr., Vice-President, has hereunto subscribed his name and affixed the corporate seal of the said **INSURANCE COMPANY OF NORTH AMERICA** this 7th day of August 19 84



INSURANCE COMPANY OF NORTH AMERICA

by H. F. McCranie, Jr.
H. F. McCRANIE, JR. Vice-President

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF PHILADELPHIA ss.

On this 7th day of August, A. D. 1984, before me, a Notary Public of the Commonwealth of Pennsylvania in and for the County of Philadelphia came H.F. McCranie, Jr., Vice-President of the **INSURANCE COMPANY OF NORTH AMERICA** to me personally known to be the individual and officer who executed the preceding instrument, and he acknowledged that he executed the same, and that the seal affixed to the preceding instrument is the corporate seal of said Company; that the said corporate seal and his signature were duly affixed by the authority and direction of the said corporation, and that Resolution, adopted by the Board of Directors of said Company, referred to in the preceding instrument, is now in force.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at the City of Philadelphia the day and year first above written.

(SEAL) **LETITIA H. CLARK**
Notary Public, Phila., Phila. County
My Commission Expires August 22, 1987
Letitia H. Clark
LETITIA H. CLARK Notary Public

I, the undersigned, Secretary of **INSURANCE COMPANY OF NORTH AMERICA**, do hereby certify that the original POWER OF ATTORNEY, of which the foregoing is a full, true and correct copy, is in full force and effect.

In witness whereof, I have hereunto subscribed my name as Secretary, and affixed the corporate seal of the Corporation, this 21st day of MAY 19 85



James S. Wyllie
James S. Wyllie Secretary

THIS DOCUMENT PRINTED ON RED BACK-FOUND