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State of Utah

Division of State History
(Utah State Historical Society)
Department of Community and Economic Development

Norman H. Bangertter
Governor
Max J. Evans
Director

300 Rio Grande
Salt Lake City, Utah 84101-1182
801-533-5755
FAX: 801-364-6436

RECEIVED

JUN 26 1991

DIVISION OF
OIL GAS & MINING

June 20, 1991

Pamela Grubaugh-Littig
Permit Supervisor
Division of Oil, Gas and Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, UT 84180-1203

RE: Coal Lease UTU-64263, Cyprus-Plateau Mining Company, Star Point Mines,
ACT/007/006, Folder #2, Carbon County, Utah

In Reply Please Refer to Case No. M035

Dear Ms. Grubaugh-Littig:

The Utah State Historic Preservation Office received the above referenced report on June 17, 1991. After review of the modification, our office would advise that the material meets regulations as outlined by 36CFR 800.

This information is provided on request to assist the Division of Oil, Gas and Mining with its Section 106 responsibilities as specified in 36 CFR 800. If you have questions or need additional assistance, please contact me at (801) 533-7039.

Sincerely,

James L. Dykman
Regulation Assistance Coordinator

JLD:M035 OSM/NE



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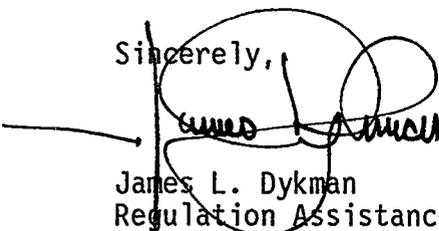
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State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Norman H. Bangertter
Governor

Dee C. Hansen
Executive Director

Dianne R. Nielson, Ph.D.
Division Director

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

June 13, 1991

Mr. Ben Grimes
Plateau Mining Company
P.O. Drawer PMC
Price, Utah 84501

Dear Mr. Grimes:

Re: Modification of Coal Lease UTU-64263, Cyprus-Plateau Mining Company, Star Point Mines, ACT/007/006, Folder #2, Carbon County, Utah

The Division issued an erroneous approval letter for an incidental boundary change (approximately eight acres) as a modification to Lease UTU-64263 on May 31, 1991.

It came to light on June 3, 1991, that this lease modification will require a mining plan approval. The Division and OSM are working on preparation of the necessary documents and will advise you when secretarial approval for this action is completed.

Thank you for your cooperation in this matter.

Sincerely,



Pamela Grubaugh-Littig
Permit Supervisor

jbe

Enclosure

cc: Rick Holbrook, OSM
Lowell Braxton, DOGM

AT007006.002



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Norman H. Bangarter
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3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

*File ACT/007/006
Copy DAM #2
JUN 14*

June 13, 1991

Mr. Clark Johnson, Field Supervisor
U.S. Fish and Wildlife Services
Ecological Services
2060 Administration Building
1745 West 1700 South
Salt Lake City, Utah 84104-5110

RECEIVED

JUN 17 1991

DIVISION OF
OIL GAS & MINING

Dear Mr. Johnson:

Re: Lease UTU-64263, Cyprus-Plateau Mining Company, Star Point Mine,
ACT/007/006, Folder #2, Carbon County, Utah

Enclosed please find portions of the Environmental Assessment for the Cyprus-Plateau Mining Company Coal Lease Application UTU-64263, Castle Valley Ridge Tract, 1989.

Page 11 states that "Bald Eagles, and endangered species, are annual visitors in the region between November and March; however, no critical habitat has been identified within the tract. No other threatened, endangered or sensitive species are known to inhabit the tract."

If this statement is still current for this area, please sign, date, and return this letter. If these statements are not current, please send the Division a current species list of endangered or threatened plant or animal species which could potentially be in this area.

Page 2
Clark Johnson
ACT/007/006
June 13, 1991

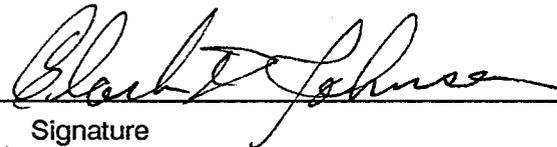
Thank you for your attention to this matter.

Sincerely,



Pamela Grubaugh-Littig
Permit Supervisor

Yes, we concur with this letter



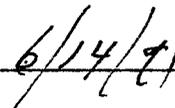
Signature

Title



U.S. Fish and Wildlife Service

Date



SMW/jbe
Attachment
cc: Susan White
AT007006.004

Revised February 1990
Exhibit "B" - BONDING AGREEMENT
SURETY BOND

Bond No. 64S100662379BCA
Permit Number ACT/007/006

**SURETY BOND
(FEDERAL COAL)**

THIS SURETY BOND entered into and by and between the undersigned CYPRUS PLATEAU MINING CORPORATION as OPERATOR, and THE AETNA CASUALTY AND SURETY COMPANY 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 (DIVISION), and the U.S. Department of Interior, Office of Surface Mining Reclamation and Enforcement (OSMRE) in the penal sum of Four Million Eight Hundred Thirty Thousand Dollars (\$4,830,000.00) for the timely performance of reclamation responsibilities of the surface disturbance described in Exhibit "A" of this Reclamation Agreement.

This SURETY BOND shall remain in effect until all applicable rules and the OPERATOR's reclamation obligation have been met and released by the DIVISION.

The SURETY will not cancel this bond at any time for any reason, including non-payment of premium or bankruptcy of the Principal during the period of liability.

The SURETY and their successors and assigns, agree to guarantee the obligation and to indemnify, defend, and hold harmless the DIVISION and OSMRE from any and all expenses which the DIVISION and OSMRE may sustain as a result of the OPERATOR's failure to comply with the condition(s) of the obligation.

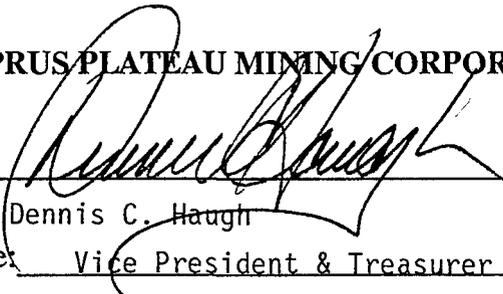
The SURETY will give prompt notice to the OPERATOR and to the DIVISION and OSMRE of any notice received or action alleging to insolvency or bankruptcy of the SURETY, or alleging any violations or regulatory requirements which could result in suspension or revocation of the SURETY's license.

Terms for release or adjustment of this BOND are as written and agreed to by the DIVISION and the OPERATOR in the RECLAMATION AGREEMENT incorporated by reference herein, to which this SURETY AGREEMENT has been attached as Exhibit "B".

Revised February 1990
Exhibit "B" - BONDING AGREEMENT
SURETY BOND

IN WITNESS WHEREOF the OPERATOR has hereunto set its signature and seal this 26th day of October, 1990.

CYPRUS PLATEAU MINING CORPORATION

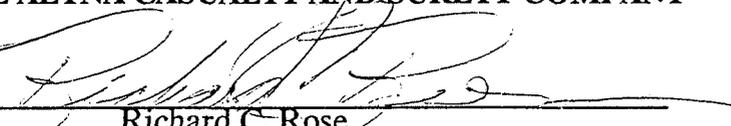
By: 

Dennis C. Haugh

Title: Vice President & Treasurer

IN WITNESS WHEREOF the SURETY has hereunto set its signature and seal this 26th day of October, 1990.

THE AETNA CASUALTY AND SURETY COMPANY

By: 

Richard C. Rose

Title: Attorney-In-Fact

ACCEPTED BY
THE STATE OF UTAH:

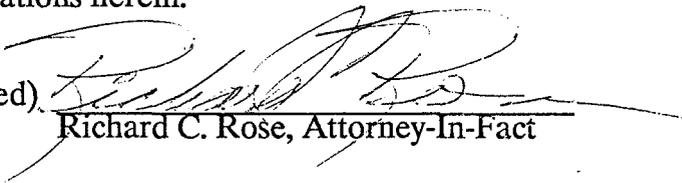

Director - Division of Oil, Gas and Mining

NOTE: An Affidavit of Qualification must be completed and attached to this form for each authorized agent or officer. Where one signs by virtue of Power of Attorney for a company, such Power of Attorney must be filed with this Agreement. If the OPERATOR is a corporation, the Agreement shall be executed by its duly authorized officer.

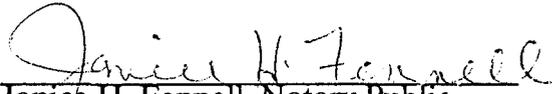
Last Revised, July 1989

**AFFIDAVIT OF QUALIFICATION
SURETY COMPANY**

I, Janice H. Fennell, being first duly sworn under oath, deposes and says that Richard C. Rose is the Attorney-In-Fact of The Aetna Casualty and Surety Company, and that he is duly authorized to execute and deliver the foregoing obligations; and that said SURETY 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 herein.

(Signed) 
Richard C. Rose, Attorney-In-Fact

Subscribed and sworn to before me this 26th day of October, 1990.


Janice H. Fennell, Notary Public

My Commission Expires:

June 17, 1991

Attest:

STATE OF TENNESSEE)
COUNTY OF KNOX)

ss:

Exhibit "A" - SURFACE DISTURBANCE
August 1988

Bond No. 64S100662379BCA
Permit Number ACT/007/006

SURFACE DISTURBANCE

In accordance with the RECLAMATION AGREEMENT, the OPERATOR intends to conduct coal mining and reclamation activities on or within the SURFACE DISTURBANCE as described hereunder:

Total acres of SURFACE DISTURBANCE: 173.20

Legal Description of SURFACE DISTURBANCE:

Those surface land disturbances created by Cyprus Plateau Mining Corporation, or PRF-SMCRA disturbed areas used by Cyprus Plateau Mining Corporation for surface operations and facilities. Said areas being further described as lying within:

Township 15 South, Range 8 East
Salt Lake Base and Meridian
Section 9, S 1/2 - Fee
Section 10, S 1/2 - Fee
Section 15, N 1/2 - USA BLM
Section 16, N 1/2; N 1/2 SE 1/4 and NE 1/4 SW 1/4 - Utah State - All
Section 17, NE 1/4 NE 1/4 - Fee

Surface land disturbances are shown on Map 44, Sheets E12, E13 and F12, Surface Facilities Maps, which is included in the Star Point Mines Mining and Reclamation Permit (Permit No. ACT/007/006).