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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

October 16, 1991

Ms. Angie Rovetta  
Risk Management  
Cyprus Minerals Company  
9100 East Mineral Circle  
Post Office Box 3299  
Englewood, Colorado 80155

Dear Ms. Rovetta:

Re: Correcting Double Bond Situation and Adding Verbiage,  
Cyprus-Plateau Mining Corporation, Starpoint Mines,  
ACT/007/006, Folder #4, Carbon County, Utah

Currently, the Starpoint Mine is double bonded with Bond #64S100208576 (effective November 26, 1985 in the amount of \$3,407,322) and Bond #64S100000662379 (effective October 26, 1990 in the amount of \$4,830,000). On September 12, 1991 Bond #64S100208576 was amended with requested verbiage. Several steps must be taken to correct this situation:

- 1) The original bond (Bond #64S100208576) must be increased to \$4.83 million, effective October 26, 1990, and requested verbiage added, and
- 2) When the original bond is ridered to \$4.83 million and the requested verbiage added, then the latter bond (Bond #64S100662379) will be returned for cancellation.

I am returning the September 12, 1991 rider to Bond #64S100208576 with the added verbiage. I will return Bond #64S100662379 upon receipt of the increased original bond with requested verbiage.

If you have any questions, please call me. Thank you.

Sincerely,

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

Lowell P. Braxton  
Associate Director, Mining

Enclosures  
cc: Pamela Grubaugh-Littig  
Ben Grimes, CPMC

*file fireproof file*

RIDER

To be attached to Bond No. 64S100208576BCA issued by  
THE AETNA CASUALTY AND SURETY COMPANY, of Hartford, Connecticut,  
(As Surety) in the amount of Three Million Four Hundred Seven Thousand  
Three Hundred Twenty-Two and No/100----- (\$ 3,407,322.00 )  
Dollars, effective the 26th day of November, 19 85.

ON BEHALF OF Plateau Mining Company, a Delaware Corporation  
State of Utah, Division of Oil, Gas and Mining, and the  
IN FAVOR OF U.S. Department of the Interior, Office of Surface Mining

In consideration of the premium charged for the attached bond, it is mutually understood  
and agreed by the Principal and the Surety that:

Bond language is hereby amended to include the following:

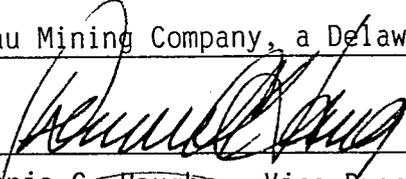
In the event the Cooperative Agreement between the DIVISION  
and OSM is terminated, then the portion of the bond covering  
the Federal Lands will be payable only to the United States,  
Department of Interior, Office of Surface Mining.

All other items, limitations and conditions of said bond except as herein expressly  
modified shall remain unchanged.

This Rider shall be effective as of the 12th day of September,  
19 91.

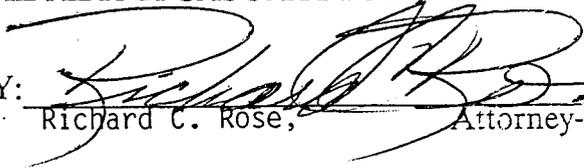
Signed, sealed and dated this 12th day of September,  
19 91.

Plateau Mining Company, a Delaware Corporation

BY: 

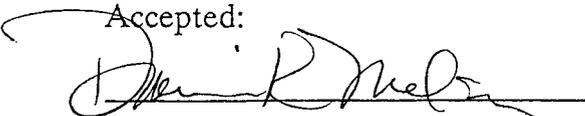
Dennis C. Haugh - Vice President & Treasurer

THE AETNA CASUALTY AND SURETY COMPANY

BY: 

Richard C. Rose, Attorney-in-Fact

Accepted:





POWER OF ATTORNEY AND CERTIFICATE OF AUTHORITY OF ATTORNEY(S)-IN-FACT

KNOW ALL MEN BY THESE PRESENTS, THAT THE AETNA CASUALTY AND SURETY COMPANY, a corporation duly organized under the laws of the State of Connecticut, and having its principal office in the City of Hartford, County of Hartford, State of Connecticut, hath made, constituted and appointed, and does by these presents make, constitute and appoint **Richard G. Anderson, Tom H. McCarley, III, Richard C. Rose, Janice Fennell, Kent C. Hermes, James F. Oakes, Linda M. Howard or Frank A. Word** - -

of **Knoxville, Tennessee**, its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred to sign, execute and acknowledge, at any place within the United States, or, if the following line be filled in, within the area there designated, the following instrument(s):  
by his/her sole signature and act, any and all bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any and all consents incidents thereto

and to bind THE AETNA CASUALTY AND SURETY COMPANY, thereby as fully and to the same extent as if the same were signed by the duly authorized officers of THE AETNA CASUALTY AND SURETY COMPANY, and all the acts of said Attorney(s)-in-Fact, pursuant to the authority herein given, are hereby ratified and confirmed.

This appointment is made under and by authority of the following Standing Resolutions of said Company which Resolutions are now in full force and effect:

VOTED: That each of the following officers: Chairman, Vice Chairman, President, Any Executive Vice President, Any Senior Vice President, Any Vice President, Any Assistant Vice President, Any Secretary, Any Assistant Secretary, may from time to time appoint Resident Vice Presidents, Resident Assistant Secretaries, Attorneys-in-Fact, and Agents to act for and on behalf of the Company and may give any such appointee such authority as his certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors may at any time remove any such appointee and revoke the power and authority given him.

VOTED: That any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the Chairman, the Vice Chairman, the President, an Executive Vice President, a Senior Vice President, a Vice President, an Assistant Vice President or by a Resident Vice President, pursuant to the power prescribed in the certificate of authority of such Resident Vice President, and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary or by a Resident Assistant Secretary, pursuant to the power prescribed in the certificate of authority of such Resident Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact pursuant to the power prescribed in his or their certificate or certificates of authority.

This Power of Attorney and Certificate of Authority is signed and sealed by facsimile under and by authority of the following Standing Resolution voted by the Board of Directors of THE AETNA CASUALTY AND SURETY COMPANY which Resolution is now in full force and effect:

VOTED: That the signature of each of the following officers: Chairman, Vice Chairman, President, Any Executive Vice President, Any Senior Vice President, Any Vice President, Any Assistant Vice President, Any Secretary, Any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, THE AETNA CASUALTY AND SURETY COMPANY has caused this instrument to be signed by its **Senior Vice President** and its corporate seal to be hereto affixed this **22nd** day of **April**, 19 **91**

State of Connecticut }  
County of Hartford } ss. Hartford



THE AETNA CASUALTY AND SURETY COMPANY  
By Joseph P. Kiernan  
**Joseph P. Kiernan**  
Senior Vice President

On this **22nd** day of **April**, 19 **91**, before me personally came **JOSEPH P. KIERNAN** to me known, who, being by me duly sworn, did depose and say: that he/she is **Senior Vice President** of THE AETNA CASUALTY AND SURETY COMPANY, the corporation described in and which executed the above instrument; that he/she knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; and that he/she executed the said instrument on behalf of the corporation by authority of his/her office under the Standing Resolutions thereof.



Dorothy L. Marti  
My commission expires **March 31, 19 93** Notary Public  
**Dorothy L. Marti**

CERTIFICATE

I, the undersigned, **Secretary** of THE AETNA CASUALTY AND SURETY COMPANY, a stock corporation of the State of Connecticut, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney and Certificate of Authority remains in full force and has not been revoked; and furthermore, that the Standing Resolutions of the Board of Directors, as set forth in the Certificate of Authority, are now in force.

Signed and Sealed at the Home Office of the Company, in the City of Hartford, State of Connecticut. Dated this **12th** day of **September**, 19 **91**



By John W. Welch  
**John W. Welch**  
Secretary