



# State of Utah

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

Norman H. Bangertter

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Division Director

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Salt Lake City, Utah 84180-1203

801-538-5340

June 10, 1992

CERTIFIED RETURN RECEIPT REQUESTED  
P 074 979 248

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

Dear Mr. Grimes:

Re: Finalized Assessment for State Violation #N92-26-2-1, Cyprus Plateau Mining Corp., Star Point Mine, ACT/007/006, Folder #5, Carbon County, Utah

The civil penalty for the above-referenced violation has been finalized. This assessment has been finalized as a result of a review of all pertinent data and facts including those presented in the assessment conference by you or your representative and the Division of Oil, Gas and Mining inspector.

Within fifteen (15) days of your receipt of this letter, you or your agent may make a written appeal to the Board of Oil, Gas and Mining. To do so, you must escrow the assessed civil penalty with the Division within a maximum of thirty (30) days of receipt of this letter, but in all cases prior to the Board Hearing. Failure to comply with this requirement will result in a waiver of your right of further recourse.

If no timely appeal is made, this assessed civil penalty must be tendered within thirty (30) days of your receipt of this letter. Please remit payment to the Division, mail c/o Vicki Bailey at the address listed above.

Thank you for your cooperation.

Sincerely,

William R. Richards  
Assessment Conference Officer

jbe

Enclosure

cc: Bernie Freeman, OSM, AFO

an equal opportunity employer

**WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES  
UTAH DIVISION OF OIL, GAS AND MINING**

COMPANY/MINE Cyprus Plateau Mining Co/Star Point Mine NOV #N92-26-2-1

PERMIT # ACT/007/006

VIOLATION 1 of 1

Assessment Date 06/10/92

Assessment Officer Bill Richards

Nature of Violation:

Failure to divert runoff from the surface of the refuse pile into stabilized diversion channels designed to safely pass runoff from a 100-year/6-hour precipitation event.

Date of Termination: Not Yet Terminated

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Previous Violations	<u>0</u>	<u>0</u>
(2) Seriousness		
(a) Probability of Occurrence	<u>9</u>	<u>9</u>
Extent of Damage	<u>0</u>	<u>0</u>
(b) Hindrance to Enforcement	<u>—</u>	<u>—</u>
(3) Negligence	<u>13</u>	<u>13</u>
(4) Good Faith	<u>-0</u>	<u>-0</u>
Total Points	<u>22</u>	<u>22</u>
TOTAL ASSESSED FINE		\$ <u>240.00</u>

**NARRATIVE:**

(Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)