

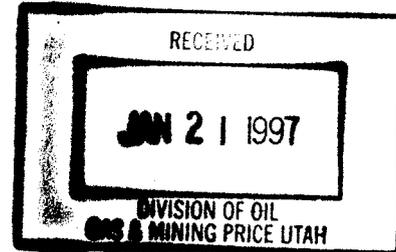


**CYPRUS PLATEAU  
MINING CORPORATION**  
A Cyprus Amax Company

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

January 20, 1997

Mr. William J. Malencik  
Reclamation Specialist  
Division of Oil, Gas and Mining  
451 East 400 North, Rm. 115  
Price, UT 84501



Re: Permit Amendment to allow the Expansion of the Run-of-Mine Coal Stockpile, Cyprus Plateau Mining Corporation, Star Point Mine, ACT/007/006, Carbon County, Utah

Dear Mr. Malencik:

Cyprus Plateau Mining Corporation's (CPMC) Star Point Mine is encountering geologic features that are challenging its mining operation. The geology is forcing the Star Point Mine to mine more rock with its coal, thereby impacting the throughput of its Preparation Plant. With the Preparation Plant throughput reduced, its run-of-mine (ROM) coal stockpile is expanding to the point that additional area is needed.

To facilitate the expansion of CPMC's ROM coal stockpile, CPMC is proposing to expand to the east, as shown on the attached drawings, thereby utilizing a portion of the area encompassing the sediment traps and a portion of the access road to the old Star Point No. 1 Mine. When utilizing the access road, ingress and egress along this road will be precluded at times during the year, but access along the paved road past the existing mine facilities will remain. Therefore, at no time, except during seasonal periods, will the public be prevented from accessing the Gentry Mountain via the Wattis route.

Based on Mr. Krompel's letter, the Star Point No. 1 road is a Class D County Road; i.e. a RS-2477 Road. The County occasionally maintains this road for the public good as a convenience, but is not required to do so. Carbon County has considered the road abandoned because of and since the completion of the road known as the "Lions Deck" road.

Under R645-103-234.400, "No mining will be allowed within 100 feet of the outside right-of-way line of a road . . . unless the Division or public road authority determines that the interest of the public . . . will be protected." Carbon County feels that the interest of the public will be best served by approving the permit amendment for various reasons identified in Mr. Krompel's letter.

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The area delineated as "other designated coal stockpile area" will be utilized as necessary to accommodate the expansion of the ROM coal stockpile. The expansion area is already disturbed, because either of its location to the existing coal stockpile and sediment control structures or by being a roadway. Therefore, no topsoil or vegetation will need to be removed. All runoff from the expanded coal pile will be conveyed to either Ponds 004 or 009, for treatment, via existing diversion structures that are already in place. To provide the surface area needed, sediment trap S-15 (a secondary treatment structure) and associated diversion structures will be temporarily decommissioned as the coal stockpile expands. However, as the coal stockpile contracts, sediment trap S-15 will be reestablished along with the associated diversion structures.

The majority of the area designated for other coal stockpiling is on fee land (Cyprus Western Coal Company) with only a very small portion lying on State Land (Section 16) as shown on the attached maps. CPMC's Special Use Lease Agreement No. 963 provides them the right to use the surface for purpose of storing coal. The proposed expansion area was surveyed by a registered land surveyor so that the existing stockpile footprint can be delineated from the proposed footprint. This is shown on the attached Maps 521.121a and c. Figure 1 is provided for ease in review, but not for incorporation into the MRP.

To ensure that coal placed in the expansion area does not obstruct diversion ditch 15A and culvert 15Aa, concrete barriers and/or earthen berms will be placed along the edge of the road. As stated above, sediment trap S-15 and diversion ditches and culverts 71A and B will be decommissioned at times. Disturbed runoff from the expanded coal pile will still receive some secondary treatment from sediment trap S-14 and final treatment by Pond 004.

As mentioned above the expansion of the coal stockpile area will be on disturbed ground, runoff will be conveyed to sediment ponds for treatment, measures will be installed to control coal from obstructing adjacent diversion ditches and culverts, and the surface land is either fee or the permittee has the right to use the surface for the proposed action. Additionally, the public road authority has determined that the interest of the public will be protected under the proposed action.

If the Division disagrees with CPMC's position and public road authority's determination, then CPMC would like the Division to allow them to place coal in the area encompassing sediment trap S-15, but maintain a 100-foot buffer between the coal stockpile and Lions Deck road (County Road 290).

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Approval of this amendment in a timely fashion would be most appreciated by CPMC. If the Division has any further questions or needs additional information, please do not hesitate to contact me.

Sincerely,



Johnny Pappas  
Sr. Environmental Engineer

Attachments

cc: A. Palm

File: ENV 2.5.2.1.1.1  
Chrono: JP970106.LTR

# APPLICATION FOR PERMIT CHANGE

Title of Change:

Modification to the Surface Facilities - Other Designated Coal Stockpile Area

Permit Number: ACT/007/006

Mine: Star Point Mine

Permittee: Cyprus Plateau Mining Corp.

Description, include reason for change and timing required to implement:

The Star Point Mine needs additional stockpile area to accommodate its run-of-mine coal. Rock content in coal is affecting prep plant throughput. Because of this, the stockpile area must be expanded in a timely fashion.

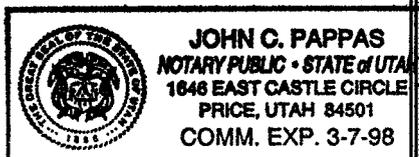
- |   |  |  |
|---|--|--|
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 1. Change in the size of the Permit Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease.               |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 2. Change in the size of the Disturbed Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease.            |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 3. Will permit change include operations outside the Cumulative Hydrologic Impact Area?  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 4. Will permit change include operations in hydrologic basins other than currently approved?   |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 5. Does permit change result from cancellation, reduction or increase of insurance or reclamation bond?                                  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 6. Does permit change require or include public notice publication?  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 7. Permit change as a result of a Violation? Violation # _____   |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 8. Permit change as a result of a Division Order?  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 9. Permit change as a result of other laws or regulations? Explain: _____  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 10. Does permit change require or include ownership, control, right-of-entry, or compliance information?                                 |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 11. Does the permit change affect the surface landowner or change the post mining land use?  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 12. Does permit change require or include collection and reporting of any baseline information?  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 13. Could the permit change have any effect on wildlife or vegetation outside the current disturbed area?                                |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 14. Does permit change require or include soil removal, storage or placement?  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 15. Does permit change require or include vegetation monitoring, removal or revegetation activities?                                     |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            | 16. Does permit change require or include construction, modification, or removal of surface facilities?                                  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 17. Does permit change require or include water monitoring, sediment or drainage control measures?                                       |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            | 18. Does permit change require or include certified designs, maps, or calculations?  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 19. Does permit change require or include underground design or mine sequence and timing?  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 20. Does permit change require or include subsidence control or monitoring?  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 21. Have reclamation costs for bonding been provided or revised for any change in the reclamation plan?                                  |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            | 22. Is permit change within 100 feet of a public road or perennial stream or 500 feet of an occupied dwelling?                           |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 23. Is this permit change coal exploration activity <input type="checkbox"/> inside <input type="checkbox"/> outside of the permit area? |

Attach 7 complete copies of proposed permit change as it would be incorporated into the Mining and Reclamation Plan.

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

*John Pappas - Environmental Engineer*     1/20/97  
 Signed - Name - Position - Date

Subscribed and sworn to before me this 20 day of JAN, 19 97.  
*John C. Pappas*  
 Notary Public 3-5, 19 98  
 My Commission Expires: STATE OF UTAH, COUNTY OF CARBON



Received by Oil, Gas & Mining

ASSIGNED PERMIT CHANGE NUMBER

