



File Code: 2780
Date: June 6, 2019

Mark Mayer
Pennsylvania Mountain Road Association
PO Box 189
Alma, CO 80420

Dear Mr. Mayer,

This letter is regarding the request from the Pennsylvania Mountain Road Association for a road use permit across the National Forest. This permit would provide legal access across the National Forest to the mining operations and private land located near the summit of Pennsylvania Mountain.

As we discussed at the last Park County Mining Association meeting on April 20th, 2019, I was prepared to accept the Pennsylvania Mountain Road Association proposal for a road use permit as a formal application. However, several days later I received a phone call from Ken Tunstall. Ken Tunstall is a private land owner under Eagle Peaks Mining, LLC whose property the Pennsylvania Mountain Road passes through prior to it reaching the National Forest. Mr. Tunstall stated that there is not legal access through his property. Therefore, he did not want the Forest Service to issue a road use permit to the Association as it would encourage trespass across his private lands.

Based on this information, I have decided to reject the Pennsylvania Mountain Road Association road use proposal. However, if written, legal access across Mr. Tunstall's private land is provided by the Association to this office, I will reconsider this rejection.

Most importantly, since the route across Forest Service land is not under any type of agreement or permit it is considered illegal. No motor vehicles are authorized to utilize this illegal route under any circumstances. All motorized use and maintenance of this route for any reason including mining must cease immediately. Failure to do so may result in criminal or civil prosecution.

If you have any questions, please contact me at 719-836-2031 or by e-mail at josh.voorhis@usda.gov.

Sincerely,

JOSH VOORHIS
District Ranger

cc: Colorado Division of Reclamation and Mining Safety

