



File Code: 2780
Date: July 2, 2019

Randy Burks
Western States Minerals, LLC
7964 E. Homestead Rd.
Parker, CO 80138

Certified Mail #7018 1130 0000 9295 3142

Dear Mr. Burks,

This letter is in regard to the Pennsylvania Mountain Road. This road crosses through multiple private landowners prior to reaching the National Forest. Your property, the Combination Placer, is accessed by crossing through the National Forest.

As you may be aware, the Pennsylvania Mountain Road Association was attempting to gain a permit for use of the portion of road across National Forest. However, Ken Tunstall, a private land owner under Eagle Peaks Mining, LLC stated that there is not legal access through his property. Mr. Tunstall owns property that the Pennsylvania Mountain Road passes through prior to reaching the National Forest. Since there is not legal access to the National Forest, I cannot issue a permit on the segment of road located on National Forest.

At this time, I have not been provided documents that definitively refute his claim. The burden of proof is upon the proponent.

Since this route across Forest Service land is not under any type of agreement or permit it is considered illegal. At this time, you must immediately cease your use of this route. This includes all motorized use and maintenance of this route for any reason including mining. 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 email at josh.voorhis@usda.gov.

Sincerely,

/s/ Joshua S. Voorhis
JOSH VOORHIS
District Ranger

cc: Elliott Russell, DRMS
Mark Mayer – Pennsylvania Mountain Road Association

