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## Access to Rip Van Dam across National Forest land

1 message

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**Johnson, Mike- FS** <Michael.Johnson6@usda.gov>

Mon, Oct 3, 2022 at 8:45 AM

To: "patmanfarr@gmail.com" <patmanfarr@gmail.com>, Laura Engel <laura@jlminingco.com>

Cc: "patrick.lennberg@state.co.us" <patrick.lennberg@state.co.us>

Pat and Laura,

I've received your phone calls and emails concerning access to the patented Rip Van Dam lode.

There seems to be some confusion. The road, on National Forest System land, is not open to the public for motorized use.

And, the approved mining Plan of Operation which was approved in 2014, expired November 2015.

That means you are not authorized to use a motor vehicle on National Forest System land in this area.

Mike



**Mike Johnson**  
**Lands and Minerals Staff**

**Forest Service**

**Boulder Ranger District**

**c: 970-531-9609**

**[michael.johnson6@usda.gov](mailto:michael.johnson6@usda.gov)**

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**Access letter 2022-09-30 esigned.pdf**

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**File Code:** 2730; 2810  
**Date:**

Pat Farr  
K&B Mining, LLC  
2601 Willow Park  
Richland Hills, TX 76118

via email patmanfarr@gmail.com

Laura Engle  
JL Mining Co. LLC  
133 Wallens Place  
Black Hawk, CO 80422

via email laura@jlminingco.com

Dear Mr. Farr and Ms. Engel,

I understand you are requesting clarification concerning access to the patented Rip Van Dam (MS 241A) mining claim.

In December 2013, a Plan of Operations to mine was submitted by Epic Construction and Environmental, Inc and K&B Mining Company, LLC to the Boulder Ranger District for mining operations on the Rosemary, Resthaven, Rip Van Dam Apex, Golden Princess, Gold Eagle and Gold Queen unpatented mining claims. A Plan of Operations was approved on July 23, 2014, but it expired the end of November 2015. I believe associated mining activities were also occurring on your patented Rip Van Dam mining claim.

The Approved Plan of Operations provided access on National Forest System Roads 287.1, 287A and 287B. All of which were closed to public motorized use in 2014 and remain closed to public motorized use. When the approved plan of operations expired, your authorization to use motorized vehicles also expired.

If you have a need to use a motorized vehicle on these closed roads, you will need to submit either a Plan of Operations or a Special Use Application. To determine which is appropriate, we will need to discuss your operation and how the roads will be used. I will also need proof you have legal access across any private properties prior to granting you access on National Forest System land. Approval of a previous plan of operations is not sufficient. The previous plan of operations did not investigate access across the private properties because private landowner objections were not raised.

Recent correspondence from you indicates you believe the Forest Service has jurisdiction of the roads as they cross private property. To date, I have not seen sufficient evidence of this;



therefore, I am not able to authorize you to cross private property on 287.1, 287A or 287B.

If you have any questions, please contact Mike Johnson at 970-531-9609 or at michael.johnson6@usda.gov

Sincerely,

KEVIN MCLAUGHLIN  
District Ranger

cc: Eric Harms, Patrick Lennberb (DRMS)