



DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, OMAHA DISTRICT
DENVER REGULATORY OFFICE, 9307 SOUTH WADSWORTH BOULEVARD
LITTLETON, COLORADO 80128-6901

March 13, 2017

SUBJECT: Corps File No. NWO-2015-02158-DEN, Larkspur Travel Center, Douglas County, Colorado

Mr. Tim Dumler
Off-the-Chain 2, LLC
Post Office Box 117
Larkspur, Colorado 80118

Dear Mr. Dumler:

Reference is made to the above-mentioned proposed project located at approximately latitude 39.243811, longitude -104.882363, in Larkspur, Douglas County, Colorado. The submittal dated December 16, 2016, consists of a request for an Approved Jurisdictional Determination for the proposed Larkspur Travel Center Property. The delineated area located on the subject property has been reviewed in accordance with Section 404 of the Clean Water Act under which the U.S. Army Corps of Engineers regulates the discharge of dredged and fill material, and any excavation activity associated with a dredge and fill project in waters of the United States.

At your request, an Approved Jurisdictional Determination (JD), a written indication that wetlands and waterways within your project area may be waters of the United States has been prepared. The approximately 24-acre review area consists of one isolated wetland, labeled as such, and indicated on the enclosed Figure 2, is not considered a water of the U.S., and is therefore not jurisdictional. The JD is attached to this letter. If you are not in agreement with the JD decision, you may request an administrative appeal under regulation 33 CFR 331, by using the attached Appeal Form and Administrative Appeal Process form. The request for appeal must be received within 60 days from the date of this letter. It is not necessary to submit a Request for Appeal if you do not object to the JD.

This JD is valid for a period of five years from the date of this letter, unless new information warrants revisions of the JDs before the expiration date, or unless the Corps has identified, after a possible public notice and comment, that specific geographic areas with rapidly changing environmental conditions merit re-verification on a more frequent basis.

If there are any questions please contact Brooke Davis at (303) 979-4120 or by e-mail at Brooke.A.Davis@usace.army.mil, and reference **Corps File No. NWO-2015-02158-DEN**.

Sincerely,

K Kiel Downing
Chief, Denver Regulatory Office

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Enclosures: Approved Jurisdictional Determination (March 9, 2017)

Copy Furnished:

Moneka Worah, ERO Resources Corporation, 1842 Clarkson Street, Denver, CO 80218