

## Foley, Heather - NRCS, Denver, CO

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**From:** Foley, Heather - NRCS, Denver, CO  
**Sent:** Wednesday, April 17, 2019 12:45 PM  
**To:** mboeddeker@transconprop.com  
**Cc:** bsilberstein@kaplankirsch.com  
**Subject:** RE: Cross Mountain - TransWest NRCS Opinion Update

Hi Matt,

I appreciate your input. I will express your concerns to those working through this case. We are verifying our response with our legal counsel and once we have more information, we will respond.

Thanks,

*Heather Foley*

Resource Conservationist – Programs  
USDA Natural Resources Conservation Service - Colorado  
Phone: (720) 544-2805

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**From:** mboeddeker@transconprop.com <mboeddeker@transconprop.com>  
**Sent:** Wednesday, April 17, 2019 9:22 AM  
**To:** Foley, Heather - NRCS, Denver, CO <heather.foley@co.usda.gov>  
**Cc:** bsilberstein@kaplankirsch.com  
**Subject:** Re: Cross Mountain - TransWest NRCS Opinion Update

Heather

With all due respect, it's isn't very difficult to understand we (as landowners) agreed to permanently restrict (from development and for the protection of important wildlife) a very large part of one of the largest private ranches in Colorado in exchange for the govts part in full protection against power lines and other damaging items of development. You have the tools and obligations to all the stakeholder to not allow condemnation. Deciding to not act will void our easement and cause significant damage to all of us. It doesn't seem to overwhelming difficult to understand. In the meantime, we continue to incur legal expenses and continue to object. This is not Cross Mountains obligation to fight and lead. We will expect full reimbursement of all expenses. It's your obligation to defend with the full force of the government.

It's impossible for this power line to happen if you take actions. With you leading and not allowing condemnation this power line will not occur. With you taking a passive role, it will occur and consequently damage all of us and void this easement. It's very very simple.

Very Best  
Matt  
Sent from my iPhone

On Apr 16, 2019, at 9:52 PM, Foley, Heather - NRCS, Denver, CO <[heather.foley@co.usda.gov](mailto:heather.foley@co.usda.gov)> wrote:

Hello all,

I just wanted to provide you with an update. OGC just finished their review of all parties' submissions and determined that we need further information from National Headquarters. I will continue to update you as I get more information. Thank you for your continued patience.

Thanks,

*Heather Foley*

Resource Conservationist – Programs  
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