Order Number: 044-98

ORDER

SPECIAL CLOSURE

CONCENTRATED PUBLIC USE AREAS AND DEVELOPED RECREATION AREAS

PACTOLA RESERVOIR, SHERIDAN LAKE, DEERFIELD LAKE, BISMARCK LAKE, DALTON LAKE,

COOK LAKE, CASCADE COMPLEX, HORSETHIEF LAKE, LAKOTA LAKE, ROUBAIX LAKE,

AND WILLOW CREEK HORSE CAMP.

BLACK HILLS NATIONAL FOREST

Pursuant to 36 CFR 261.50 (a), the following acts are prohibited in the areas described in this order (see "EXHIBITS A - K") within the, Black Hills National Forest, until rescinded.

This Order Prohibits:

CAMPING IN ANY AREA, OTHER THAN DEVELOPED SITES, POSTED AS CAMPGROUNDS. 36 CFR 261.58(e)

BEING IN THE AREA BETWEEN 10 P.M. AND 6 A.M. EXCEPT A PERSON WHO IS CAMPING OR WHO IS VISITING A PERSON CAMPING IN THAT AREA. $36\ CFR\ 261.58(u)$

POSSESSING OR OPERATING A MOTORBOAT IN ANY DESIGNATED SWIMMING AREA OR IN VIOLATION OF STATE LAW SDCL 42-8-46. 36 CFR 261.53(e)

OPERATING ANY WATERCRAFT IN EXCESS OF THE POSTED SPEED LIMIT. 36 CFR 261.58(q)

The following are also prohibited by area or site specific:

POSSESSING OR OPERATING ANY MOTORIZED WATERCRAFT (EXCEPT ELECTRIC MOTORS) ON LAKOTA LAKE, BISMARCK LAKE, COOK LAKE, HORSETHIEF LAKE OR ROUBAIX LAKE. 36 CFR 261.58(n)

STORING OR LEAVING A BOAT OR RAFT AT THE BOAT DOCKS FOR ANY PURPOSE OTHER THAN LOADING OR UNLOADING PASSENGERS OR EQUIPMENT AT PACTOLA RESERVOIR, SHERIDAN LAKE OR DEERFIELD LAKE. 36 CFR 261.58(p)

STORING OR LEAVING A BOAT OR RAFT AT THE BOAT DOCKS UNATTENDED FOR MORE THAN 30 MINUTES AT PACTOLA RESERVOIR, SHERIDAN LAKE OR DEERFIELD LAKE. 36 CFR 261.58(p)

HUNTING WITHIN THE CONCENTRATED PUBLIC USE AREAS OR DEVELOPED RECREATION AREAS AT HORSETHIEF LAKE OR SHERIDAN LAKE. $36~\mathrm{CFR}$ $261.58\,\mathrm{(v)}$

Pursuant to 36 CFR 261.50(e), the following are EXEMPT from this order:

- 1. Persons with a permit specifically authorizing the otherwise prohibited act.
- 2. Any Federal, State or local officer, or member of an organized rescue of firefighting force in the performance of an official duty.

Done at Custer, South Dakota, this $2 \int_{-\infty}^{\infty} day$ of _

10

JOHN C. TWISS

Forest Supervisor

Violation of this prohibition is punishable by a fine of not more than \$5,000.00 or imprisonment for not more than six(6) months or both. Title 16 USC, Section 551.

JUSTIFICATION

These regulations are intended to protect natural and physical resources at Concentrated Public Use Areas and Developed Recreation Areas, as well as, provide for the safety of Forest users.

SUB PART B ORDER REQUEST/JUSTIFICATION FORM ORDER NUMBER:

DATE: March 20, 1997

SUBMIT THE FOLLOWING INFORMATION.

1. STATE THE DESIRED PROHIBITED ACT:

See Order.

2. REASON FOR THE ORDER:

In the past both natural and physical features have been disturbed causing damage to the resources. With the increase in uses by forest visitors a safety consideration is necessary.

3. HAVE OTHER METHODS BEEN TRIED TO RESOLVE THIS PROBLEM?

On site information using bulletin boards, personal contacts have been used but occassionally have been inadequate to address all negative behavior.

4. PERIOD OF TIME THE ORDER WILL BE IN EFFECT:

Until rescinded.

5. LIST THOSE EXEMPT FROM THE ORDER:

Any Federal, State or Local Officer, or member of an organized rescue or fire fighting force in the performance of an official duty or person whose use is authorized by the Forest Supervisor under a permit, lease, license or contract.

6. HAS AN ENFORCEMENT PLAN AND A SIGN PLAN BEEN ESTABLISHED?:

Who will enforce the order?: Concessionaire: By establishing similar house rules. If house rules are violated the County Sheriff will enforce according to appropriate State laws. The Forest Service does not waive its right to enforce its regulations.

Who will ensure proper signing?: Ranger District personnel.

7. WILL THIS ORDER BE REVIEWED ANNUALLY FOR NEED AND PROPER ENFORCEMENT?:

No.

8. HAS PUBLIC BEEN NOTIFIED? Yes.

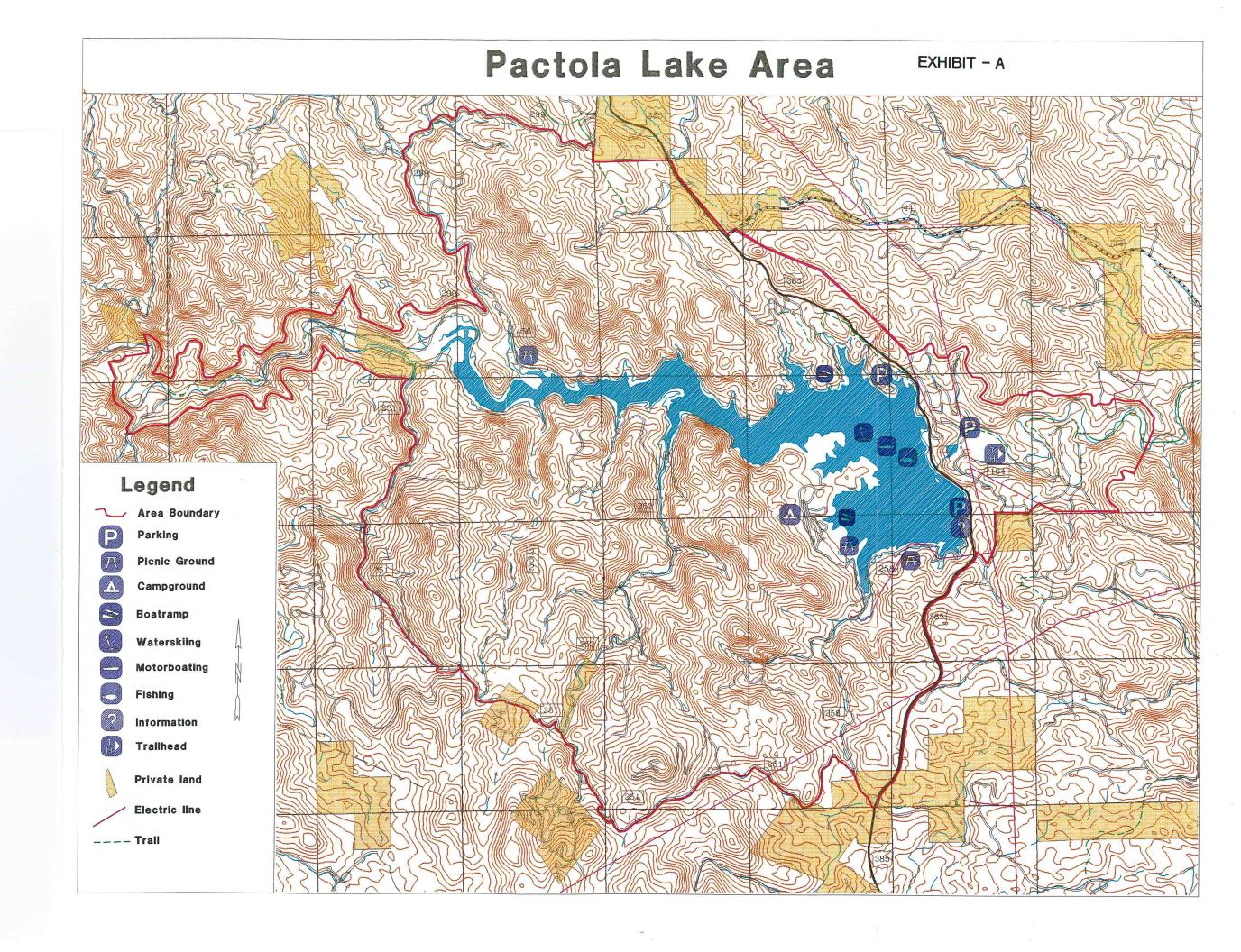
DESCRIBE: By posting according to 36 CFR 261.51(a) Placing a copy of the order imposing each prohibition in the offices of the Forest Supervisor and District Ranger, and 36 CFR 261.51(b) Displaying each prohibition imposed by an order in such locations and manner as to reasonably bring the prohibition to the attention of the public.

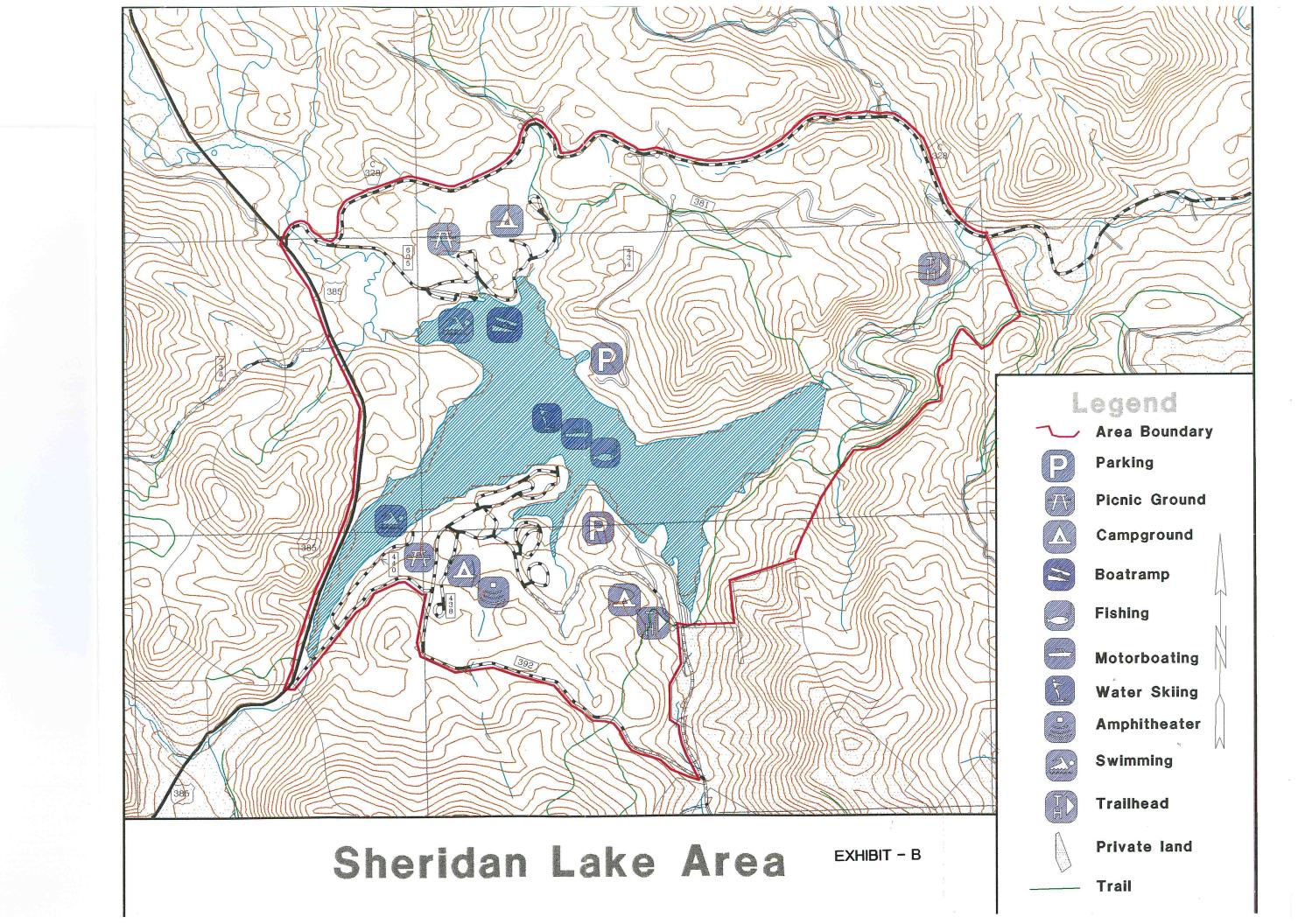
10. COMPLETE THE ORDER USING THIS CHECK LIST. When complete, forward the original request to the SO, Attn.: Law Enforcement. The request will be routed to the appropriate staff officer, Public Information Officer, and Forest Supervisor.

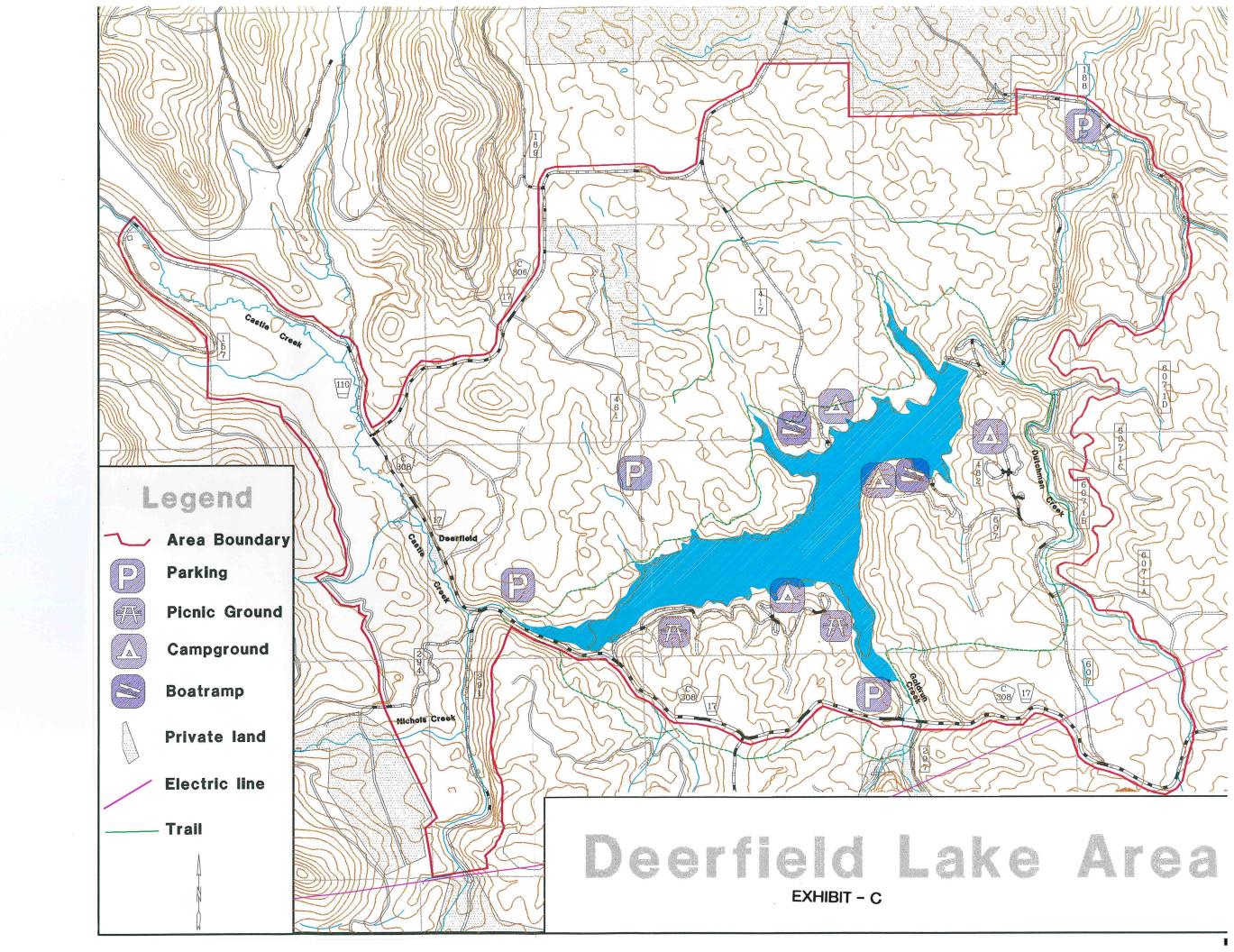
Reviewed:	District Ranger, CU/EM	5-21-98 Date
Reviewed:	District Ranger, PA/HA	5/20/98 Date
Reviewed:	/S/ J. Thomas Millard District Ranger, SP/NE	5/21/98 Date
Reviewed:	District Ranger, BL	5/19/97 Date
Reviewed:	So. Zone Law Enforcement Officer	5/1/98 /Date
Reviewed:	No. Zone haw Enforcement Officer	5/2/98 Date
Reviewed:	Supervisory Law Enforcement Office	5/6/48 er Date
Reviewed:	Public Information Officer	5/21/98 Date
Reviewed:	Forest Staff Officer	<u>5/2//98</u> Date

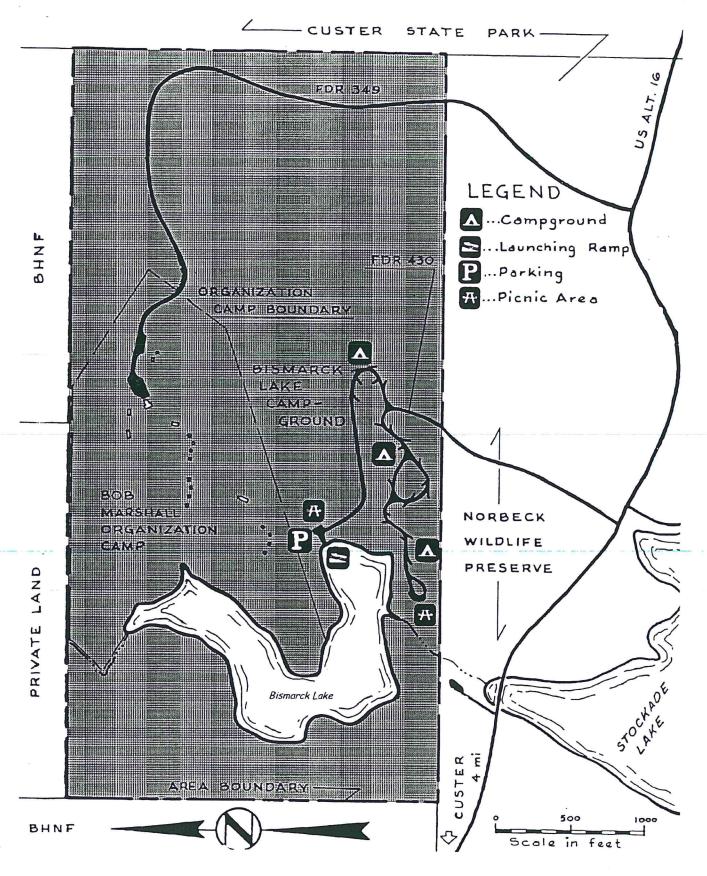
10. COMPLETE THE ORDER USING THIS CHECK LIST. When complete, forward the original request to the SO, Attn.: Law Enforcement. The request will be routed to the appropriate staff officer, Public Information Officer, and Forest Supervisor.

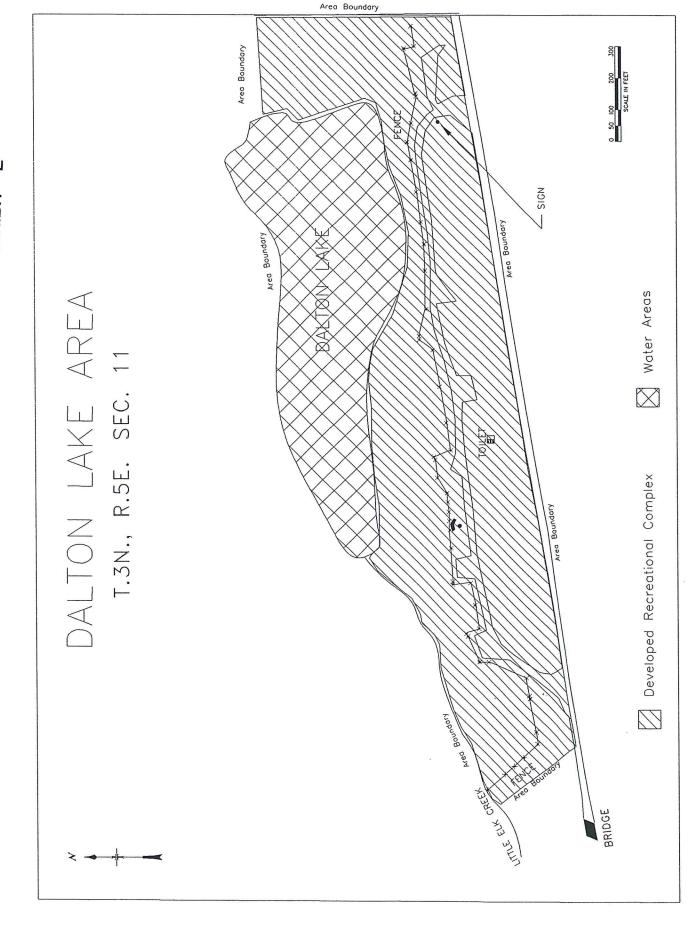
Reviewed:		
	District Ranger, CU/EM	Date
Reviewed: (May L Mille District Ranger, PA/HA	5/20/98 Date
Reviewed:	District Ranger, SP/NE	5/2/198 Date
Reviewed:	District Ranger, BL	5/19/9P Date
Reviewed:	So. Zone Law Enforcement Officer	5/1/98 /Date
Reviewed;	No. Zone Law Enforcement Officer	Date
Reviewed: (Supervisory Law Enforcement Office	5/6/98 er Date
Reviewed:	Le M. Mchill Public Information Officer	5/21/98 Date
Reviewed:	Forest Staff Officer	Date











Cook Lake Concentrated Public Use Area

Area Boundary

Gate

Loop B

Area Boundary

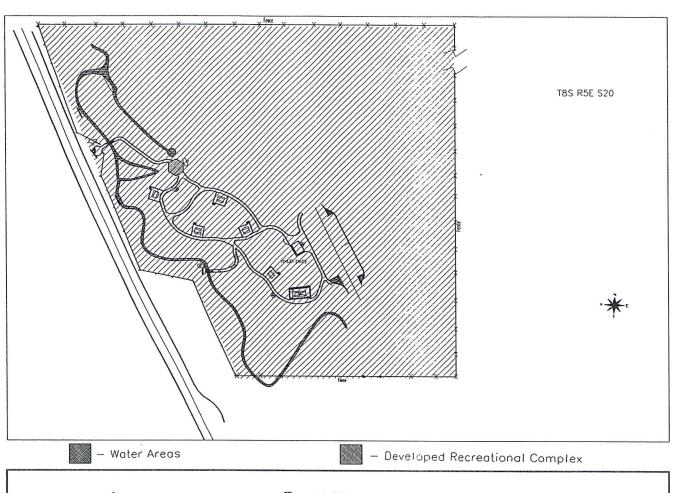
Area Boundary

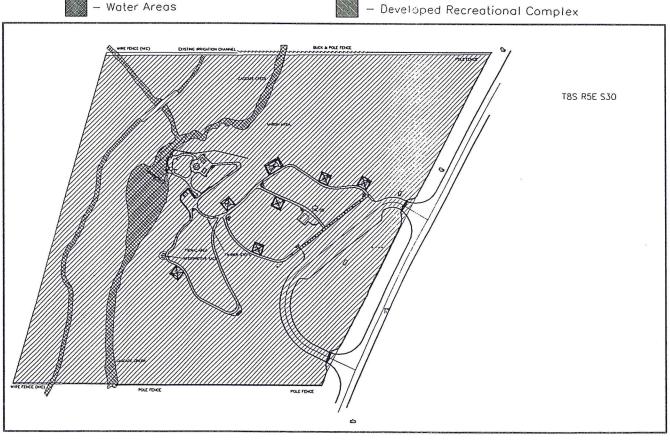
Fre Station

Tent Area

.

Nr 80 Bonugor





Horse Thief Lake Area

EXHIBIT - H

