

BLACK ELK WILDERNESS
OCCUPANCY AND USE RESTRICTIONS
USDA - FOREST SERVICE
BLACK HILLS NATIONAL FOREST

Pursuant to 16 U.S.C. § 551 and 36 CFR 261.50(a) and (b), the following acts are prohibited on all National Forest System (NFS) lands and trails within the **Black Elk Wilderness** of the Black Hills National Forest, located in Pennington County and Custer County, South Dakota, and shown on the attached map incorporated into this Order as Exhibit A. This Order is necessary for the protection of Wilderness resources.

PROHIBITIONS:

1. Entering or being in the Black Elk Wilderness as part of a group containing more than 25 individuals (including persons or livestock). **36 CFR 261.57(a), 261.58(f)**
2. Camping within 1/4 mile of the summit of Black Elk Peak or within the Historic Harney Lookout (located in Section 21, Township 2 South, Range 5 East, Black Hills Meridian), which are shown on Exhibit A. **36 CFR 261.58(e)**
3. Camping within 100 feet of a water source. **36 CFR 261.58(e)**
4. Disposing of human waste within 100 feet of a water source. **36 CFR 261.57(g)**
5. Shortcutting a switchback in a trail. **36 CFR 261.55(e)**
6. Hitching, tethering, or tying a horse or other saddle or pack animal to a live tree, except while loading or unloading, or within 100 feet of a stream. **36 CFR 261.58(aa)**
7. Possessing any type of vehicle, including a bicycle, stroller, wagon, or cart. **36 CFR 261.57(h)**
8. Storing or leaving unattended, any equipment, personal property or supplies for longer than 72 hours. **36 CFR 261.57(f)**

EXEMPTIONS:

Pursuant to 36 CFR 261.50(e), the following persons are exempt from this Order:

1. Persons with a special use authorization or other Forest Service authorization specifically exempting them from the effect of this Order.

2. Any Federal, State or Local Law Enforcement Officer or member of an organized rescue or fire fighting force in the performance of an official duty.

This Order shall be in effect on the date of signature and shall remain in effect through December 31, 2026 or until rescinded.

Executed in Custer, South Dakota, this 18th day of November, 2021.



JEFF TOMAC

Forest Supervisor

Black Hills National Forest

A violation of these prohibitions is punishable as a Class B misdemeanor by imprisonment for not more than six months, a fine of not more than \$5,000 for an individual or \$10,000 for an organization, or both. 16 U.S.C. § 551, 18 U.S.C. §§ 3559, 3571, 3581.

Exhibit A "Black Elk Wilderness" BKF-159-2021

