

Order Number: # 01-14-05-23-16



**U.S. Department of Agriculture, U.S. Forest Service
Kootenai National Forest
Libby Ranger District**

Road Closure

PROHIBITIONS

Pursuant to 16 U.S.C. § 551 and 36 C.F.R. § 261.50(b), the following is prohibited on the National Forest System (NFS) roads in the Libby Ranger District, Kootenai National Forest, described below and shown on the attached map incorporated into this Order as Exhibit A:

1. Being on the road. 36 C.F.R. § 261.54(e).]

EXEMPTIONS

Pursuant to 36 C.F.R. § 261.50(e), the following persons are exempt from this Order:

1. Persons with Forest Service Permit No. FS-7700-48 (Permit for Use of Roads, Trails, or Areas Restricted by Regulation or Order), specifically exempting them from this Order or a written determination by a Forest Service authorized officer that a permit is not required under 36 C.F.R. § 251.50(e)(1) or (2).
2. Any Federal, State, or Local Officer, or member of an organized rescue or firefighting resource in the performance of an official duty.

DESCRIBED ROADS

As depicted on the map attached as Exhibit A and hereby incorporated into this Order, National Forest System Road #1018-Tubs Gulch, #4752-Mitchell Creek, #4752A-Mitchell Creek A, #4755-Lower Rainy, #5033-Mitchell Creek Powerline, #5033A-Mitchell Creek Powerline A, #5082-Tub Gulch Unit, #5342-Lower Rainey Gravel Pits, 5197-Tub Gulch unit, #5344-Lower Rainy North Face1, #5346-Lower Rainy North Face2, #5348-Lower Rainy North Face 3, and National Forest System Road #5083-Tub Gulch Ridge are located North of HWY 37, North East of Libby, Montana, and South West of the Vermiculite Mine.

Road #1018 (Tubs Gulch) is closed at its junction with Road #401 (Rainy Jackson Creek) continuing North to Milepost 11.45 or 0.6 Miles up from HWY 37.

Roads #4752, 4752A, 4755, 5033, 5033A, 5082, 5342, 5197, 5344, 5346, 5348, and 5083 are also closed due to the closure device located at MP 0.0 on Road #1018. These roads are spur roads located off the Road #1018.

PURPOSE

The purpose of this Order is for resource protection.

IMPLEMENTATION

1. This Order shall be in effect from November 16, 2023, at 0600 through November 1, 2024, unless rescinded.
2. A map identifying the Described Road is attached and made part of this Order as Exhibit A. For a digital version of this Order and Exhibit A, go to <https://www.fs.usda.gov/kootenai>.
3. Unless otherwise expressly defined in this Order, the terms used in this Order are defined by the regulations of the Secretary of Agriculture, 36 C.F.R. Chapter II, Parts 200-299. If there are terms in this Order that are not expressly defined in the Order or 36 C.F.R. Chapter II, Parts 200-299, their meaning shall be determined by their plain language definitions.
4. A violation of the above prohibitions is punishable as a Class B misdemeanor by a fine of not more than \$5,000 for individuals and \$10,000 for organizations, or by imprisonment for not more than six months, or both. 16 U.S.C. § 551; 18 U.S.C. §§ 3559, 3571, and 3581.
5. Contact the Libby Ranger District in Libby, MT, (406) 293-7773, and Kootenai National Forest Supervisor's Office in Libby, MT, (406) 293-6211, for more information about this Order.
6. This Order supersedes any previous Orders prohibiting the same or similar acts on the same Described Road.

Signed and issued on November 16, 2023



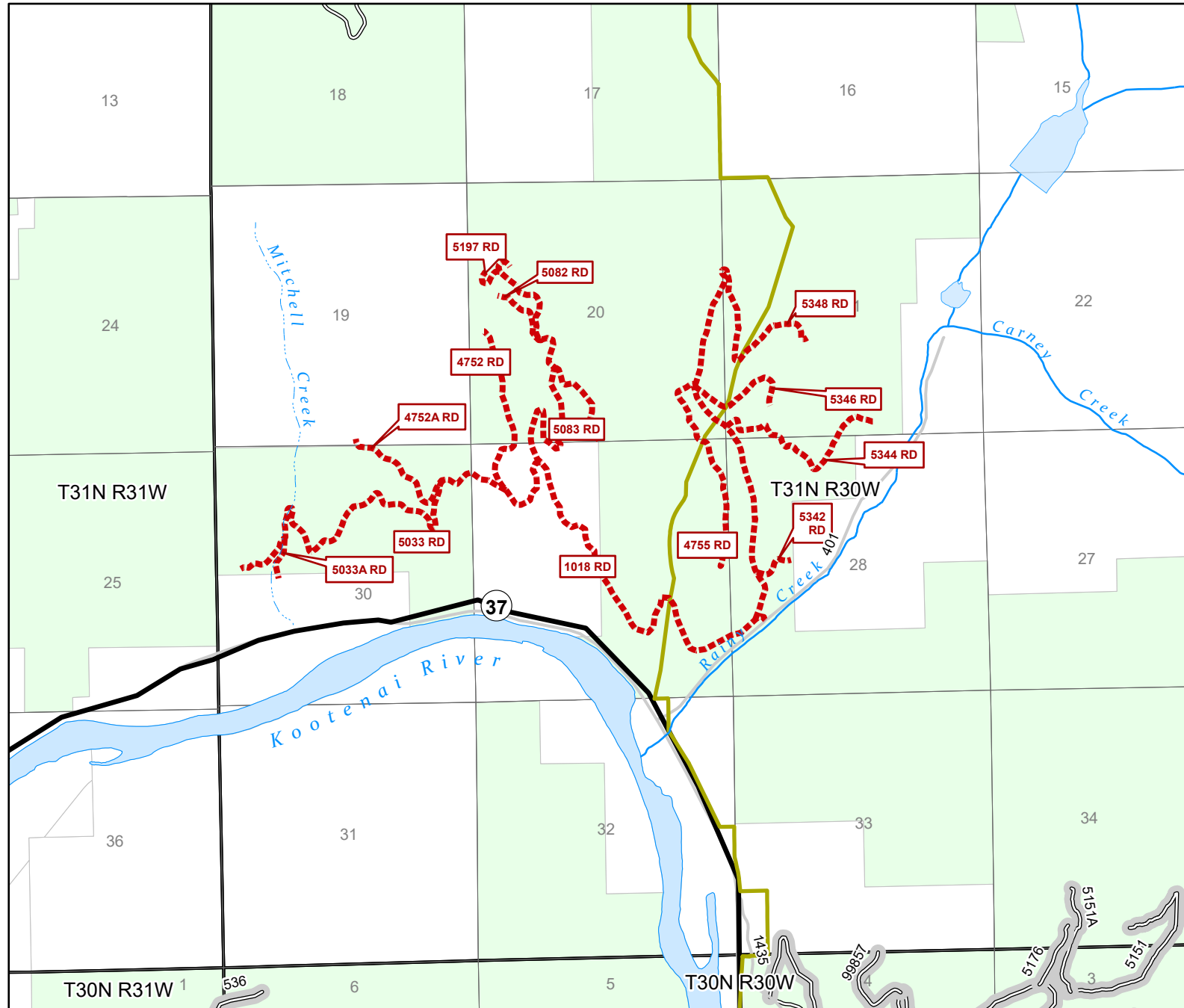
Chad W. Benson
Forest Supervisor
Kootenai National Forest



Tubb Gulch Road Closures

Order # 01-14-05-23-16

Exhibit A



Closure Information

Name: Tubb Gulch Road Closures

Closure Order #: 01-14-05-23-16

Effective Date: 11/2/2023 - 6:00am

Rescind Date: 11/1/2024

Road Number(s): 1018, 4752, 4752A, 4755, 5033,

5082, 5083, 5197, 5342, 5344, 5346, 5348

Trail number(s): N/A

--- Road Closure

--- Libby Asbestos OU3 Boundary

