



MALHEUR NATIONAL FOREST

Forest Order # 2016-0604-MAL-01

FIRE RESTRICTIONS

MALHEUR NATIONAL FOREST

Pursuant to 36 CFR, Sec. 261.50(a) and (b), the following acts are prohibited on all areas within the Malheur National Forest and the Snow Mountain District of the Ochoco National Forest beginning 00:01, August 11th, 2015, until rescinded.

PROHIBITIONS

1. Building, tending or maintaining a campfire, including fires with charcoal briquette fires. **36 CFR 261.52(a).**

For the purposes of this order the following persons are exempt from this prohibition:

- a. Persons having or tending a fire (or charcoal briquette fire) contained in established metal or rock fire ring in one of the developed recreation sites listed in Exhibit A or the Strawberry Mountain Wilderness or the Monument Rock Wilderness.
 - b. Persons having or tending a fire in a wood burning stoves equipped with a chimney at least five feet in length with a spark-arresting screen consisting of ¼-inch mesh hardware cloth are allowed. Those persons are also required to have all combustible material removed within a 5-foot radius of the perimeter of the stove. They are also required to have a shovel, one gallon of water and an ax with them at all times (except those persons using such stoves in one of the developed recreation sites listed in Exhibit A).
 - c. Persons using portable cooking stoves or portable fire-pits that utilize liquefied or bottled gas as their fuel. Persons using or tending the stove are required to remove all combustible within a 5-foot radius of the perimeter of the stove. They are also required to have a shovel, one gallon of water and an ax with them at all times (except those persons having using such stoves in one of the developed recreation sites listed in Exhibit A).
2. Operating an internal combustion engine, except motor vehicles. **36 CFR 261.52(h). Chainsaw Use Prohibited.**
 3. Electrical Generators allowed under following conditions:
 - a. In the center of an area at least 10 feet in diameter that is barren or cleared of all flammable material, or;
 - b. When fully contained within a pickup truck bed that is devoid of all flammable material, or;



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- c. When factory installed in a recreational vehicle and the generator exhaust discharge is located in the center of an area at least 10 feet in diameter that is barren or cleared of all flammable material.
4. Smoking, except within an enclosed vehicle or building, a developed recreation site, or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable material. **36 CFR 261.52 (d).**
5. Possessing or using a motorized vehicle off National Forest System roads. **36 CFR 261.54 (d).**
6. Using any motorized vehicle on roads not cleared of standing grass or other flammable material; no vehicle travel on those FS roads where access has been impeded or blocked by earthen berm, logs, boulders, barrier, barricade or gate. **36 CFR 261.54 (d).**

EXEMPTIONS:

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

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

These prohibitions are in addition to the general prohibitions in 36 CFR Part 261, Subpart A.

Done at John Day, Oregon, this 11th day of August, 2016.

Steven K. Beverlin
Forest Supervisor
Malheur National Forest

Violation of these prohibitions is punishable by a fine of not more than \$5000 for an individual or \$10,000 for an organization, or imprisonment for not more than 6 months, or both. (16 U.S.C. 551 and 18 U.S.C. 3559 and 3571)



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EXHIBIT A Developed Recreation Sites

- **EMIGRANT RANGER DISTRICT**
 - Idlewild Campground**
 - Yellowjacket Campground**
 - Rock Springs Camp (T.18S R.32E. Sec24)
 - Delintment Campground
 - Falls Campground
 - Emigrant Campground
 - Joaquin Miller Campground
 - Buck Spring Campground
 - Tip Top Campground
- **PRAIRIE CITY RANGER DISTRICT**
 - Strawberry Campground
 - Trout Farm Campground
 - Big Creek Campground
 - North Fork Campground
 - Elk Creek Campground
 - Crescent Campground
 - Little Crane Campground
- Murray Campground
- Slide Horse Camp
- Short Creek Guard Station
- **BLUE MOUNTAIN RANGER DISTRICT**
 - Canyon Meadows Campground
 - Wickiup Campground
 - Parish Cabin Campground
 - Starr Campground
 - Dixie Campground
 - Middle Fork Campground
 - Lower Camp Creek Campground
 - Magone Lake Campground**
 - Deerhorn Campground
 - Oregon Mine Campground
 - Billy Fields Campground
 - Deer Creek Guard Station

**Indicates campgrounds that are exempt from the requirements to have a shovel, axe and one gallon of water.



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Assessment of Need and Enforcement Plan

1. Background:

These restrictions have been deemed necessary because of increasingly dry fire conditions on the forest.

2. Intent of Subpart B Order:

These restrictions are intended to reduce the occurrence of human caused wildfires.

3. Civil Rights Impact Analysis

There are no negative Civil Rights impacts because the closure limited in scope (relative to the opportunities available forest-wide encompassing nearly 1.7 million acres) and duration.

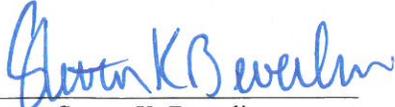
4. Enforcement Plan:

This order will be enforceable by LEOs, FPOs and Special agents. Education will be emphasized during the initial implementation phase of this order. Officers will exercise normal discretion in resolving violations. Officers will normally not issue citations unless the affected areas are adequately posted. Evening patrols will be emphasized, especially on weekends.

7. Posting:

The forest and district staff is responsible for posting this order in a reasonable manner.

<u>Action</u>	<u>Responsible Official</u>	<u>Date</u>
Prepare proposed order	Appropriate Staff with LEI input	8/11/16
Review proposed order	Patrol Captain	8/11/16
Approve proposed order	Forest Supervisor	8/11/16
Post order in accordance with 36 CFR 261.51	District Staff Officer and Staff	8/11/16
Prepare news release for local media describing the order and management objectives	PAO	8/11/16
Education will be emphasized during initial implementation phase of this order. Officers will exercise normal discretion in resolving violations. Officers will normally not issue citations unless the affected areas are adequately posted. Evening patrols will be emphasized, especially on weekends.	Law Enforcement Personnel/Forest Protection Officers	Upon Approval


Steven K. Beverlin
Forest Supervisor

/S/ Robert Field
R. W. Field
Patrol Captain