

FOREST ORDER

**USDA FOREST SERVICE
MEDICINE BOW-ROUTT NATIONAL FORESTS
Brush Creek/Hayden Ranger Districts**

ROAD CLOSURE – NFSR 409

This Order rescinds MBRTB-2016-266 (9/23/2016) for the Broadway Fire and establishes MBRTB-2016-288 for the closure to motorized travel of portions of National Forest System Road 409 (NFSR 409, aka Blackhall Road) for the purposes of resource protection and public safety.

Pursuant to 16 United States Code (U.S.C.) § 551 and 36 Code of Federal Regulations (C.F.R.) § 261.50 (a) and (b), the following acts are prohibited on portions of NFSR 409 (the “Restricted Road”) as described. The Restricted Road is depicted on the attached map hereby incorporated into this order as Exhibit A.

The Brush Creek/Hayden Ranger District, Medicine Bow-Routt National Forests, has resumed incident command for the Broadway Fire. Fire activity, weather and fuels conditions have been reviewed frequently to see if conditions warrant reopening any areas for public use. With this Order, the Restricted Area, Restricted Roads and Restricted Trails are changed to re-open for public use all previously restricted NFS Lands, Roads and Trails in the Broadway Fire Area with the exception of the upper section of NFSR 409 as described (aka Blackhall Road, the “Restricted Road”).

The Restricted Road is defined as: NFSR 409 from the gate just west of its junction with NFSR 404 in T13N, R83W, S27, generally south to its terminus at the Blackhall Lookout in T12N, R83W, S2. The Restricted Road will remain closed to all forms of public motorized use.

The purpose of this Order is to protect natural resources and public safety due to the impacts of the wildland fire, associated fire incident management, and fire rehabilitation activities. NFSR 409 was damaged by heavy traffic to the communications site and fire lookout during the Broadway Fire. Preliminary rehabilitation work has been done, but the road is not suitable for public travel, particularly during wet or snowy weather. Additional evaluation and final rehabilitation are planned for spring 2017.

Any form of motorized travel, including but not limited to 4WD, ATV, UTV, motorcycle, or snowmobile, is prohibited on the Restricted Road.

Non-motorized travel including foot, horse, bicycle, snowshoes or skis, is allowed. Non-motorized National Forest System Trail 472 (NFST 472, aka East Fork Encampment Trail) and the associated Trailheads on NFSRs 409 and 496 are open for public use. Access to the East Fork Encampment Trailhead on NFSR 409 will require non-motorized travel for approximately 0.75 miles from the closure gate to the trailhead.

PROHIBITIONS:

1. Using any type of vehicle prohibited by the order. 36 C.F.R. § 261.54(a)
2. Use by any type of traffic prohibited by the order. 36 C.F.R. § 261.54(b)

EXEMPTIONS:

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

- 1) Any federal, state or local officer, or member of an organized rescue or firefighting force, in the performance of an official duty; or
- 2) Persons with a Forest Service permit specifically authorizing the otherwise prohibited act or omission.

This revised order becomes effective on October 14, 2016, and remains in effect until rescinded, or through June 30, 2017, whichever event occurs first.

Done at Laramie, Wyoming this 14th day of October, 2016.

for 
DENNIS JAEGER
Forest Supervisor
MEDICINE BOW-ROUTT NATIONAL FORESTS
THUNDER BASIN NATIONAL GRASSLAND

Violations of these prohibitions are punishable as a Class B misdemeanor by a fine of not more than \$5,000 for an individual or \$10,000 for a legal entity other than an individual, or imprisonment for not more than 6 months, or both. 16 U.S.C. § 551 and 18 U.S.C. §§ 3559 and 3571