

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

HUMBOLDT-TOIYABE NATIONAL FOREST
SPRING MOUNTAINS NATIONAL RECREATION AREA

DISCHARGING FIREARMS RESTRICTION

A. PROHIBITIONS:

Pursuant to 36 CFR 261.58(m) the following acts are prohibited in the area described in this order, located within the Spring Mountains National Recreation Area, Humboldt-Toiyabe National Forest.

1. **Discharging a firearm.**
[36 CFR 261.58(m)]

B. EXEMPTIONS:

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

1. Persons with a permit specifically exempting them from the effect of this order.
2. Any Federal, State, or local officer, or member of an organized rescue or fire fighting force in the performance of an official duty.
3. Licensed hunters who are hunting during designated hunting seasons in accordance with applicable State and Federal laws and regulations.

C. AREA DESCRIBED:

Includes 32,000 acres of National Forest System lands on the Lovell Canyon Road, FS Road 45537. The closure area boundaries are as follows, see attached map:

- East: At SMNRA boundary.
- North: Approximately 2.5 miles north of FS Road 45536, Lovell Canyon Summit Road.
- South: Southwest portions of the SMNRA boundary and Nevada State Route 160.
- West: Approximately 2.5 miles west of FS Road 45537, Lovell Canyon Road.

D. PURPOSE:

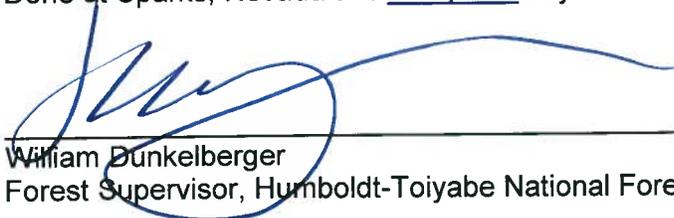
The purpose of this order is to protect public health, well being and safety and natural resources. These activities have created serious safety issues for the recreating public and private landowners, and have done damage to the area's natural resources. The temporary emergency closure will also ensure the safety of Spring Mountains National Recreation Area employees and volunteers as they work to restore the canyon back to its natural healthy state.

E. IMPLEMENTATION:

1. Exhibit A, Map is attached and incorporated into this order.
2. This Special Order implementing Firearms Discharge Restrictions is effective on 12:01 A.M. on November 3, 2016, and shall remain in effect until November 3, 2017 or until rescinded, whichever is sooner.

Violation of these prohibitions is punishable as a class B misdemeanor, by a fine of not more than \$5000.00 for an individual or \$10,000.00 for an organization and/or imprisonment of not more than 6 months [Title 16 USC 551, 18 USC 3571(b)(6), Title 18 USC 3581 (b)(7)].

Done at Sparks, Nevada this 2ND day of November, 2016.



William Dunkelberger
Forest Supervisor, Humboldt-Toiyabe National Forest

EXHIBIT B

DEFINITIONS

DISCHARGING FIREARMS RESTRICTION

AREA: Means a discrete, specifically delineated space.

PERMIT: Means written authorization issued by a Forest Service officer.

FIREARMS: Firearm means any loaded or unloaded pistol, revolver, rifle, shotgun or other weapon which will or is designated to or may readily be converted to expel a projectile by the action of expanded gases, except that it does not include a pistol or rifle powered by compressed gas. The term "firearm" also includes irritant gas devices.

For further definitions or clarification of definitions, refer to Title 36 Code of Federal Regulations 261.2.