corrected 10/12/05

Order Number: 04-17-05-12

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

HUMBOLDT-TOIYABE NATIONAL FOREST

AREAS, ROADS AND TRAILS

A. PROHIBITIONS

Pursuant to 36 CFR 261.50(a) and (b), the following acts are prohibited on Roads and trails and in areas as described in this order, within the Humboldt-Toiyabe National Forest until further notice.

1. **Operating a vehicle in violation of Nevada State Law, to wit; Title 43 of the Nevada Criminal and Traffic Law Manual and in violation of California State Law, to wit; California Vehicle Code, including Title 13.**
   [36 CFR 261.54(d)]

2. **Operating a vehicle carelessly, recklessly, or without regard for the rights or safety of other persons or in a manner or at speed that would endanger or be likely to endanger any person or property.**
   [36 CFR 261.54(f)]

3. **Parking or leaving a vehicle in violation of posted instructions.**
   [36 CFR 261.58(g)]

B. EXEMPTIONS

Pursuant to 36 CFR 261.50(e), each of the following is 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.

C. AREA DESCRIBED

All areas, roads and trails within the Humboldt-Toiyabe National Forest.

D. PURPOSE

The purpose of this order is to protect public health, well being and safety.

E. IMPLEMENTATION

1. This Special Order implementing Motor Vehicle Use Restrictions is effective at 12:01 A.M. on September 29, 2005, and shall remain in effect until rescinded.

2. Exhibit A, Map and Exhibit B, Definitions are attached and incorporated into this ORDER.

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)].

Signed this 28th day of September, 2005, at Sparks, Nevada.

Edward C Monnig

Edward Monnig
Acting Forest Supervisor, Humboldt-Toiyabe National Forest

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Humboldt-Toiyabe National Forest

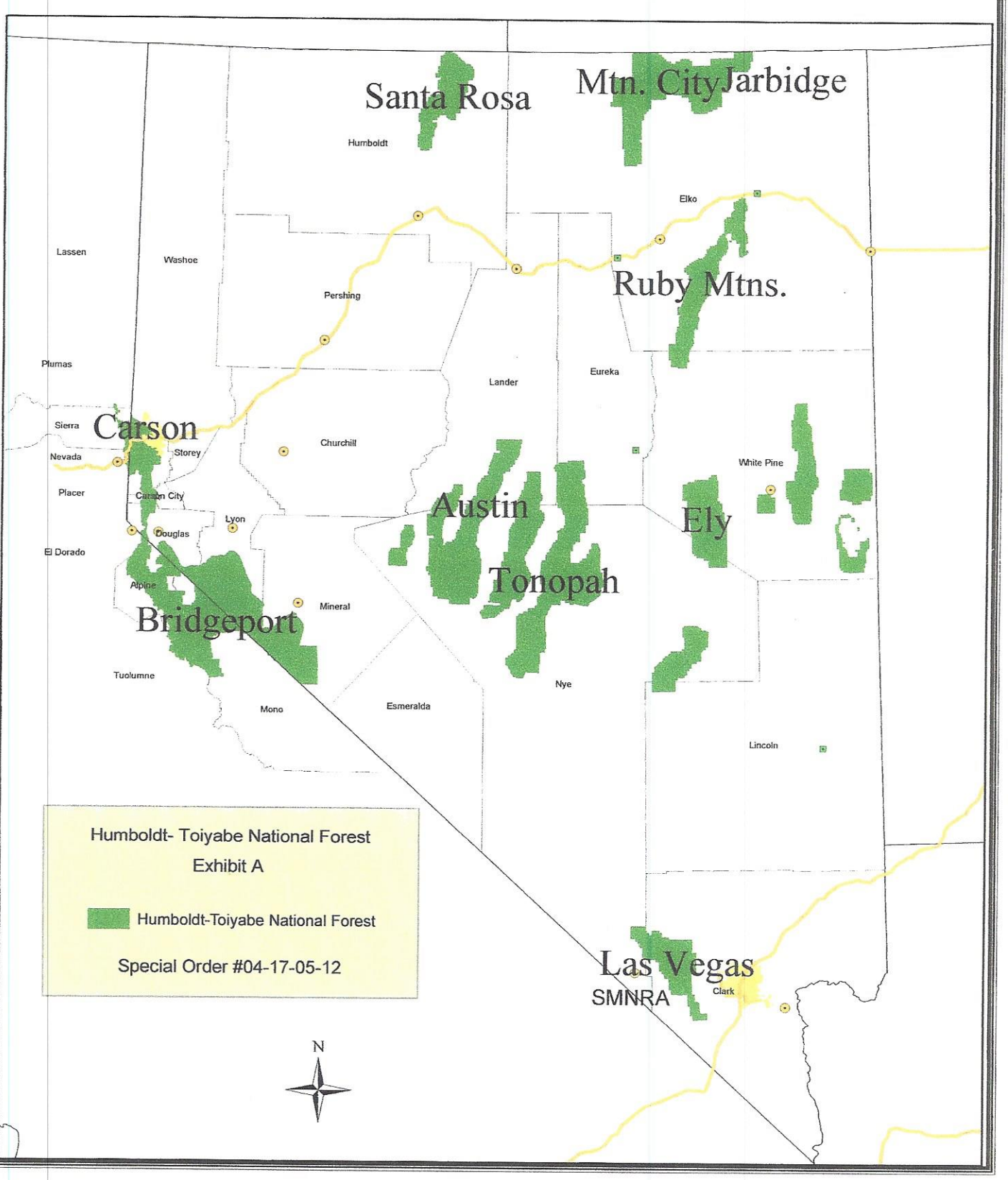

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EXHIBIT B

DEFINITIONS

AREAS, ROADS AND TRAILS

VEHICLE: means any device in, upon, or by which any personor property is or may be transported, incliding any frame, chassis, or body of any motor vehicle , except devices used exclusively upon stationary rails or tracks.

DESIGNATED AREA: a geographic area defined by an agecny in which specfic land use activity is occurring.

NATIONAL FOREST SYSTEM ROADS: means a road wholly or partly within or adjacent to and serving a part of the National Forest System and which has been included on a forest transportation atlas.

NATIONAL FOREST SYSTEM TRAILS: means a trail wholly or partly within or adjacent to and serving a part of the National Forest System and which has been included on a forest transportation atlas.

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