

**FOREST ORDER NO. 09-21-04
MODOC NATIONAL FOREST
FIRE RESTRICTIONS**

Pursuant to 16 U.S.C. § 551 and 36 C.F.R. § 261.50(a) and (b), and to provide for public safety and protect natural resources, the following acts are prohibited within the Modoc National Forest. This Order is effective from September 17, 2021, through November 30, 2021.

1. Building, maintaining, attending or using a fire, campfire, or stove fire. 36 C.F.R. § 261.52(a).
2. Smoking, except within an enclosed vehicle or a building, within the Designated Recreation Sites listed in Exhibit A, or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable material. 36 C.F.R. § 261.52(d).
3. Welding, or operating an acetylene or other torch with open flame. 36 C.F.R. § 261.52(i).
4. Operating an internal combustion engine, except on National Forest System roads or trails, or within the Designated Recreation Sites listed in Exhibit A. 36 C.F.R. § 261.52(h).

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

1. Persons with a 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.
2. Persons with a valid California Campfire Permit are not exempt from the prohibitions listed above. However, persons with a valid California Campfire Permit may use a portable stove or lantern using gas, jellied petroleum, or pressurized liquid fuel.
3. Persons with a Forest Service Special Use Permit for a recreation residence on the Modoc National Forest are exempt from Prohibition Nos. 1, 2, and 4, only while at their recreation residences.
4. Persons with a valid Forest Service fuelwood permit are not exempt from the prohibitions listed above. However, persons with a valid Forest Service fuelwood permit may use a chainsaw to cut fuelwood, provided that the cutting is done in compliance with the terms of the permit.
5. Any Federal, State, or local officer, or member of an organized rescue or fire-fighting force in the performance of an official duty.

A violation of these prohibitions is punishable by a fine of not more than \$5,000 for an individual or \$10,000 for an organization, or imprisonment for not more than six months, or both.
16 U.S.C. § 551 and 18 U.S.C. §§ 3559, 3571 and 3581.

Executed in Alturas, California this 17th day of September, 2021.



Chris Christofferson
Forest Supervisor
Modoc National Forest