

**EMERGENCY OCCUPANCY AND USE RESTRICTIONS
NATIONAL FOREST AREAS AND NATIONAL FOREST SYSTEM TRAILS, ROADS,
CAMPGROUNDS**

**DESCHUTES NATIONAL FOREST
SISTERS RANGER DISTRICT**

Pursuant to 16 USC, 36 CFR 261.50(a) and (b) the following acts are prohibited on areas and designated sections of National Forest system trails, roads, and campgrounds as described below, and as shown on the attached map, within the Deschutes National Forest, hereby incorporated into this order as Attachment 'A'.

- Jefferson Lake Trail #4001.1
- Sugarpine Ridge Trail #4002
- Shirley Lake Trail # 4003
- Cabot Lake Trail #4003
- Pacific Crest Trail #2000 north of the Shirley Lake Trail #4003 and south of the Willamette National Forest boundary at T 11S, R8E, Section 8 (Cathedral Rocks area)

PROHIBITIONS

It is prohibited to go into or be upon any of the above described lands which are closed for the protection of public health and safety, including all National Forest System roads and trails therein. 36 CFR § 261.53(e)

Being on a trail. 36 CFR § 261.55(a)

These restrictions are in addition to those prohibitions enumerated in Subpart A of 36CFR§261 and any other special restrictions pertaining to the described lands.

EXEMPTIONS

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

1. Personnel with written authorization by a Forest Officer, which specifically authorizes the otherwise prohibited act or omission. The issuing Officer may include such conditions as are considered necessary for the protection of the area, or for the promotion of the health, safety, or welfare of its users.
2. Any Federal, State, or local Officer or volunteer in the performance of an official duty.
3. Persons or their invitees who live or own property within the closure area, and permittees who have a legitimate need to access their permitted allotment if escorted or approved by IMT.

This closure is enacted due to firefighting activities taking place, and for the protection of public and employee safety. These prohibitions will remain in effect until rescinded.

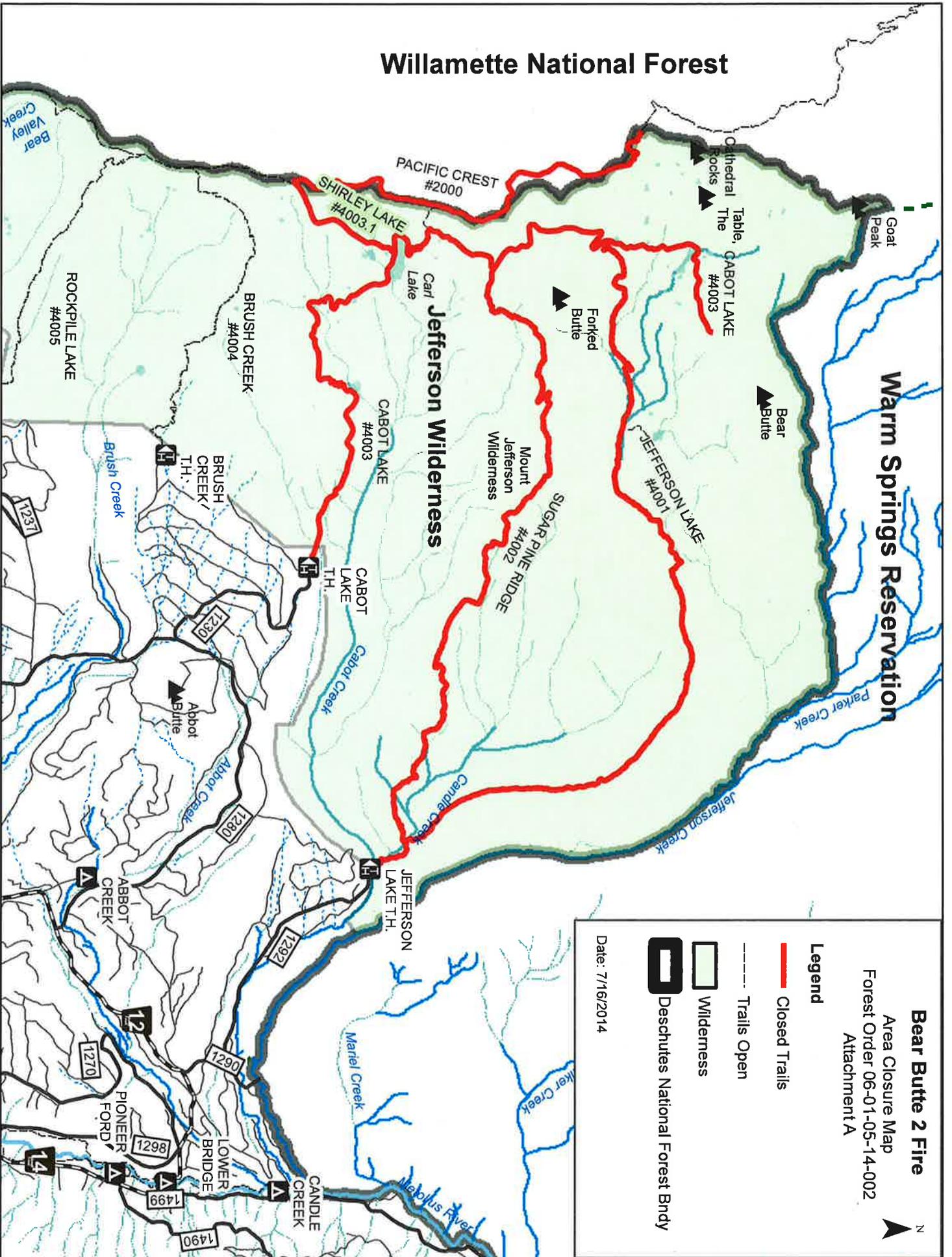
This order becomes effective at 1200, July 16, 2014, and will remain in force until rescinded.

Done in Sisters, Oregon this 16th day of July, 2014.

JOHN ALLEN
Forest Supervisor
Deschutes National Forest

VIOLATION OF THESE PROHIBITIONS IS 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 SIX (6) MONTHS, OR BOTH. TITLE 16 USC, SECTION 551; TITLE 18 USC, SECTION 3551.

Willamette National Forest



Warm Springs Reservation

Bear Butte 2 Fire

Area Closure Map
Forest Order 06-01-05-14-002
Attachment A

Legend

- Closed Trails
- Trails Open
- Wilderness
- Deschutes National Forest Bndy

Date: 7/16/2014



Agency

USDA Forest Service,
Deschutes National Forest
63095 Deschutes Market Road
Bend, OR 97701

Contact

Ranger Kristie Miller, Sisters Ranger District
(541) 549-7700

Date

July 16, 2014

Reviewed and approved:

Civil Rights Impact Statement

Forest Order # 06-01-05-14-002

Proposed Action

To temporary close the area described in this document, also known as the Bear Butte 2 Fire, located on the Sisters Ranger District, Deschutes National Forest pursuant to **Pursuant to 16 USC, 36 CFR 261.50(a) and (b)**

The following persons are exempt from this order pursuant to 36 CFR § 261.50(e):

1. Persons with a permit specifically authorizing the otherwise prohibited act or omission.
2. Any Federal, State, or local officer or member of any organized rescue or fire fighting force in the performance of an official duty.

Duration

Temporary, up to one year of signature date, unless amended or revoked by the Forest Supervisors

Employee/Community Involvement

The following Special Emphasis Program Managers (SEPM) reviewed and approved this proposed Order:

Deschutes National Forest Civil Rights Officers

Justification

Currently, there is fire suppression activity occurring in the described area.

As a result of the action being proposed, the following results, along with others, could be experienced:

1. Adequate signing and posting fire personnel at key trailhead points, backed by a Forest Order and enforcement, will discourage the public from entering the Bear Butte 2 Fire area.

Mitigation

The following are suggested mitigations:

1. Ensure signing is adequate in significant locations such as trailheads.
2. To post personnel at key points to educate and inform the public as needed.

Implementation

Announcements are placed in the local papers, the Order is posted at the Ranger District, and Supervisor's Office.

ORDER 06-01-05-14-002
Deschutes National Forest – Sisters Ranger District
Bear Butte 2 Fire
EMERGENCY AREA CLOSURE

Pursuant to 16 USC 551, 36 CFR 261.50 (a) and (b), the following special restrictions and prohibitions are established on Forest Roads, trails, and within the specific area on the Deschutes National Forest, Sisters Ranger District in the State of Oregon, described as follows and depicted on the attached map, hereby incorporated in this Order

- Jefferson Lake Trail #4001.1
- Sugarpine Ridge Trail #4002
- Shirley Lake Trail # 4003
- Cabot Lake Trail #4003
- Pacific Crest Trail #2000 north of the Shirley Lake Trail #4003 and south of the Willamette National Forest boundary at T 11S, R8E, Section 8 (Cathedral Rocks area)

All Forest trails, roads, and campgrounds shall be closed with the following exceptions:

Assessment of Need and Enforcement Plan

1. **Background.** The Bear Butte 2 fire started on 07/13/2014. The fire is burning on the boundary of the Warm Springs Reservation and the Jefferson Wilderness on the Deschutes National Forest, Sisters Ranger District. The fire is being closely monitored and fire suppression activities are being implemented. In order to provide for public health and safety, affected trails will be closed to the public until further notice.

2. **Intent of Subpart B order.** The intent of the following orders is to provide for public and employee safety in the affected area.

3. **Enforcement.** The following activities need to occur to implement this special order in a timely manner that results in public acceptance and safety.

<u>Action</u>	<u>Responsible Official</u>	<u>Date</u>
Prepare proposed order	Recreation Team Leader	
Review proposed order	LE Patrol Supervisor	
Approve proposed order	Forest Supervisor	
Post order in accordance with 36 CFR 261.51	District Staff Officers and Staff	
Prepare news release for local media describing the order and management objectives	District Ranger, PAO, input from District LEO's	
Officers will exercise full discretion.	Appropriate Staff Forest Protection Officers Law Enforcement Officers	

Enforcement Plan approved for implementation:



Forest Supervisor, Deschutes National Forest

7-17-14
Date

FOREST ORDER ROUTING FORM

<u>Action</u>	<u>Responsible Official(s)</u>	<u>Initials / Date</u>
Prepare proposed Order	Amy Racki	15/ A. Racki 7/16/14
NEPA requirements completed		_____
CRIA requirements completed		_____
Prepare enforcement plan	LEI with appropriate Staff input	_____
Review proposed Order & approve enforcement plan	Daniel Smith	7/16/14 Acting PC
Review by OGC (<i>as needed</i>)	Regional OGC	_____
Approve Order	Forest Supervisors (<i>Unless emergency, Deputy or Acting Should Not Sign</i>)	JA 7/17/14
Post Order (36 CFR 261.51)		_____
Prepare news releases for Order, describing the order and management objectives.	Jean N. Dean	_____
Implement plan	Forest LEO & FPO's	_____
Complete Case File Filing (<i>Assigns number and distributes</i>)	LEI	_____
	Respective Team Leader	
	ENG	_____
	RWMLM	_____
	ADM	_____
	NRTL	_____
	FIRE	_____

FSM 5353, R-6 Supplement 50, requires all Subpart B Orders include an explanation of the need for the order and an enforcement action plan.