CHUGACH NATIONAL FOREST
Region 10, Alaska

Order No. 10-04-00-04-03

FOREST ORDER

MOTOR VEHICLE CLOSURE

EXXON VALDEZ OIL SPILL ACQUIRED LANDS

This order implements the restrictive covenants contained in the warranty deeds that granted certain land interests to the United States from the Eyak Corporation, Tatitlek Corporation and Chenega Corporation for oil spill restoration. The purpose of this order is to identify the areas that are closed to motor vehicle use which includes all terrain vehicles, snowmachines (snowmobiles and all motorized over snow vehicles, including off highway vehicles) and helicopters, in accordance with the restrictive covenants running with the land conveyed to the United States. Copies of the applicable provisions of the warranty deeds are attached to this order.

This order prohibits the operation of motor vehicles in the areas described below and identified on each area map attached to this order. A motor vehicle means any vehicle that is self-propelled or any vehicle that is propelled by electric power obtained from batteries, but not operated on rails. 36 C.F.R. § 261.2. A vehicle means any device in, upon, or by which any person or property is or may be transported. 36 C.F.R. § 261.2.

This order does not prohibit the operation of motor vehicles within a highway right-of-way granted to the State of Alaska. The operation of motor vehicles within such highway rights-of-way is governed by the applicable laws of the State of Alaska.

This order may be modified by a subsequent order of an authorized Forest Officer. This order, and any modifications, will remain in effect until terminated by an authorized Forest Officer. Administration of this closure order is under 36 C.F.R. § 261.54(a), 36 C.F.R. § 261.55(b), and 36 C.F.R. § 261.56, and 36 C.F.R. § 261.58(y).

Pursuant to 36 CFR § 261.50(a), in the following areas, the operation of motor vehicles is prohibited:

1. EYAK LAKE/COPPER RIVER DELTA

All acquired lands from the Eyak Corporation surrounding Eyak Lake, west of Eyak River and on the Copper River Delta north and south of the Copper River Highway between Eyak River and State of Alaska lands at the Cordova Airport as described and shown on the attached Eyak Lake/Copper River Delta map. This area is within or partially within Sections 32 thru 34, T14S, R2W; Sections 3 thru 9, 17 thru 19, 29 thru 35, T15S, R2W; Sections 12, 13, 24, 25, 35, 36, T15S, R3W; Sections 1 thru 6, T16S, R2W, Sections 1, 11, 12, 15, T16S, R3W, CRM.

2. RUDE RIVER

All acquired lands from the Eyak Corporation in the Rude River area as described and shown on the attached Rude River map. This area is within or partially within Section 19, T13S, R1W; Sections 23 thru 27, T13S, R2W, CRM.

3. HAWKINS ISLAND/OBSERVATION ISLAND

All acquired lands from the Eyak Corporation on Hawkins and Observation Islands as described and shown on the attached Hawkins Island/Observation Island map. This area is within or partially within Sections 32, 33, T14S, R3W; Sections 3 thru 9, 18, 19, T15S, R3W; Sections 8 thru 12, 16 thru 22, 24, T15S, R4W; Sections 23, 24, T15S, R5W, CRM.

4. SIMPSON BAY/SHEEP BAY

All acquired lands from the Eyak Corporation in Simpson Bay and Sheep Bay as described and shown on the attached Simpson Bay/Sheep Bay map. This area is within or partially within Sections 27, 32 thru 34, T13S, R4W; Sections 1 thru 6, 8 thru 11, 15 thru 22, 30, 31, T14S, R4W; Sections 25, 36, T14S, R5W, CRM.

5. POINT GRAVINA/PORT GRAVINA

All acquired lands from the Eyak Corporation at Point Gravina and Port Gravina as described and shown on the attached Point Gravina/Port Gravina map. This area is within or partially within Sections 34, 35, T12S, R5W; Sections 3, 9, 10, 11, 14 thru 22, 26 thru 32, 36, T13S, R5W; Sections 1 thru 12, 14 thru 21, 29, 30, T14S, R5W, CRM.

6. PORT FIDALGO/HELLS HOLE/TWO MOON BAY/GOOSE ISLAND

All acquired lands from the Tatitlek Corporation in Hells Hole, Port Fidalgo, Two Moon Bay, and Goose Island as described and shown on the attached Port Fidalgo/Hells Hole/Two Moon Bay/Goose Island map. This area is within or partially within Sections 11, 13, 14, 22 thru 24, T12S, R6W; Sections 32, 34 thru 36, T12S, R7W; Sections 6, 7, T13S, R6W; Sections 1 thru 36, T13S, R7W; Sections 1, 10, 11, 13 thru 29, 32 thru 36,

T13S, R8W; Section 24, T13S, R9W; Sections 2, 3, 6, T14S, R7W; Sections 1 thru 5, T14S, R8W, CRM.

7. HOGAN BAY

All acquired lands from the Chenega Corporation in Hogan Bay as described and shown on the attached Hogan Bay map. This area is within or partially within Sections 5 thru 8, T1N, R10E, Section 32, T2N, R10E, SM.

8. JACKPOT BAY/EWAN BAY/PADDY BAY

All acquired lands from the Chenega Corporation in Jackpot Bay, Ewan Bay and Paddy Bay as described and shown on the attached Jackpot Bay/Ewan Bay/Paddy Bay map. This area is within or partially within Sections 1 thru 4, 7 thru 24, 27 thru 30, 33, 34, T3N, R7E; Sections 4 thru 8, 18, T3N, R8E; Sections 2, 10, 11, 14 thru 16, 20 thru 29, 33 thru 36, T4N, R7E; Sections 29 thru 32, 35, 36, T4N, R8E, SM.

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

1. Any Federal, State or Local Law Enforcement Officer or member of an organized rescue or fire fighting force in the performance of an official duty.

2. Any Forest Service contractors or permittees in the performance of their contract or permit.

3. Any individual authorized, pursuant to the easement for subsistence access reserved in the warranty deed granted to the United States to engage in subsistence as defined in the warranty deed. The individual must be lawfully engaged in an authorized subsistence activity, during permitted dates, and such individual must readily identify himself as a qualified subsistence user pursuant to the applicable warranty deed.

4. Forest Service employees or agents engaged in activities that are authorized in the applicable warranty deed.

These prohibitions are in addition to the general prohibitions in 36 CFR Part 261, Subpart A.

Executed in Anchorage, Alaska, this 2nd day of March 2004.

for Susan Rutherford
Forest Supervisor
Chugach National Forest

Violation of these prohibitions is punishable by a fine of not more than $5,000 for an individual and $10,000 for an organization, or imprisonment for not more than six months, or both. (16 USC 551 and 18 USC 3559 and 3571)

CHUGACH NATIONAL FOREST
Region 10, Alaska

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Pursuant to 36 CFR § 261.50(a), in the following areas, the operation of motor vehicles is prohibited:

1. EYAK LAKE/COPPER RIVER DELTA

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4. SIMPSON BAY/SHEEP BAY

All acquired lands from the Eyak Corporation in Simpson Bay and Sheep Bay as described and shown on the attached Simpson Bay/Sheep Bay map. This area is within or partially within Sections 27, 32 thru 34, T13S, R4W; Sections 1 thru 6, 8 thru 11, 15 thru 22, 30, 31, T14S, R4W; Sections 25, 36, T14S, R5W, CRM.

5. POINT GRAVINA/PORT GRAVINA

All acquired lands from the Eyak Corporation at Point Gravina and Port Gravina as described and shown on the attached Point Gravina/Port Gravina map. This area is within or partially within Sections 34, 35, T12S, R5W; Sections 3, 9, 10, 11, 14 thru 22, 26 thru 32, 36, T13S, R5W; Sections 1 thru 12, 14 thru 21, 29, 30, T14S, R5W, CRM.

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All acquired lands from the Tatitlek Corporation in Hells Hole, Port Fidalgo, Two Moon Bay, and Goose Island as described and shown on the attached Port Fidalgo/Hells Hole/Two Moon Bay/Goose Island map. This area is within or partially within Sections 11, 13, 14, 22 thru 24, T12S, R6W; Sections 32, 34 thru 36, T12S, R7W; Sections 6, 7, T13S, R6W; Sections 1 thru 36, T13S, R7W; Sections 1, 10, 11, 13 thru 29, 32 thru 36,

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7. HOGAN BAY

All acquired lands from the Chenega Corporation in Hogan Bay as described and shown on the attached Hogan Bay map. This area is within or partially within Sections 5 thru 8, T1N, R10E, Section 32, T2N, R10E, SM.

8. JACKPOT BAY/EWAN BAY/PADDY BAY

All acquired lands from the Chenega Corporation in Jackpot Bay, Ewan Bay and Paddy Bay as described and shown on the attached Jackpot Bay/Ewan Bay/Paddy Bay map. This area is within or partially within Sections 1 thru 4, 7 thru 24, 27 thru 30, 33, 34, T3N, R7E; Sections 4 thru 8, 18, T3N, R8E; Sections 2, 10, 11, 14 thru 16, 20 thru 29, 33 thru 36, T4N, R7E; Sections 29 thru 32, 35, 36, T4N, R8E, SM.

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

1. Any Federal, State or Local Law Enforcement Officer or member of an organized rescue or fire fighting force in the performance of an official duty.

2. Any Forest Service contractors or permittees in the performance of their contract or permit.

3. Any individual authorized, pursuant to the easement for subsistence access reserved in the warranty deed granted to the United States to engage in subsistence as defined in the warranty deed. The individual must be lawfully engaged in an authorized subsistence activity, during permitted dates, and such individual must readily identify himself as a qualified subsistence user pursuant to the applicable warranty deed.

4. Forest Service employees or agents engaged in activities that are authorized in the applicable warranty deed.

These prohibitions are in addition to the general prohibitions in 36 CFR Part 261, Subpart A.

Executed in Anchorage, Alaska, this 2nd day of March 2004.

_____

Forest Supervisor
Chugach National Forest

Violation of these prohibitions is punishable by a fine of not more than $5,000 for an individual and $10,000 for an organization, or imprisonment for not more than six months, or both. (16 USC 551 and 18 USC 3559 and 3571)

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

1. Persons with a permit specifically authorizing the otherwise prohibited act or omission.

2. Any federal, state or local law enforcement officer or member of an organized rescue or fire fighting force in the performance of an official duty.

3. Any Forest Service contractors or permittees in the performance of their contract or permit.

These prohibitions are in addition to the general prohibitions in 36 C.F.R. Part 261, Subpart A.

Executed in Anchorage, Alaska, this 2nd day of March, 2004.

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Forest Supervisor
Chugach National Forest

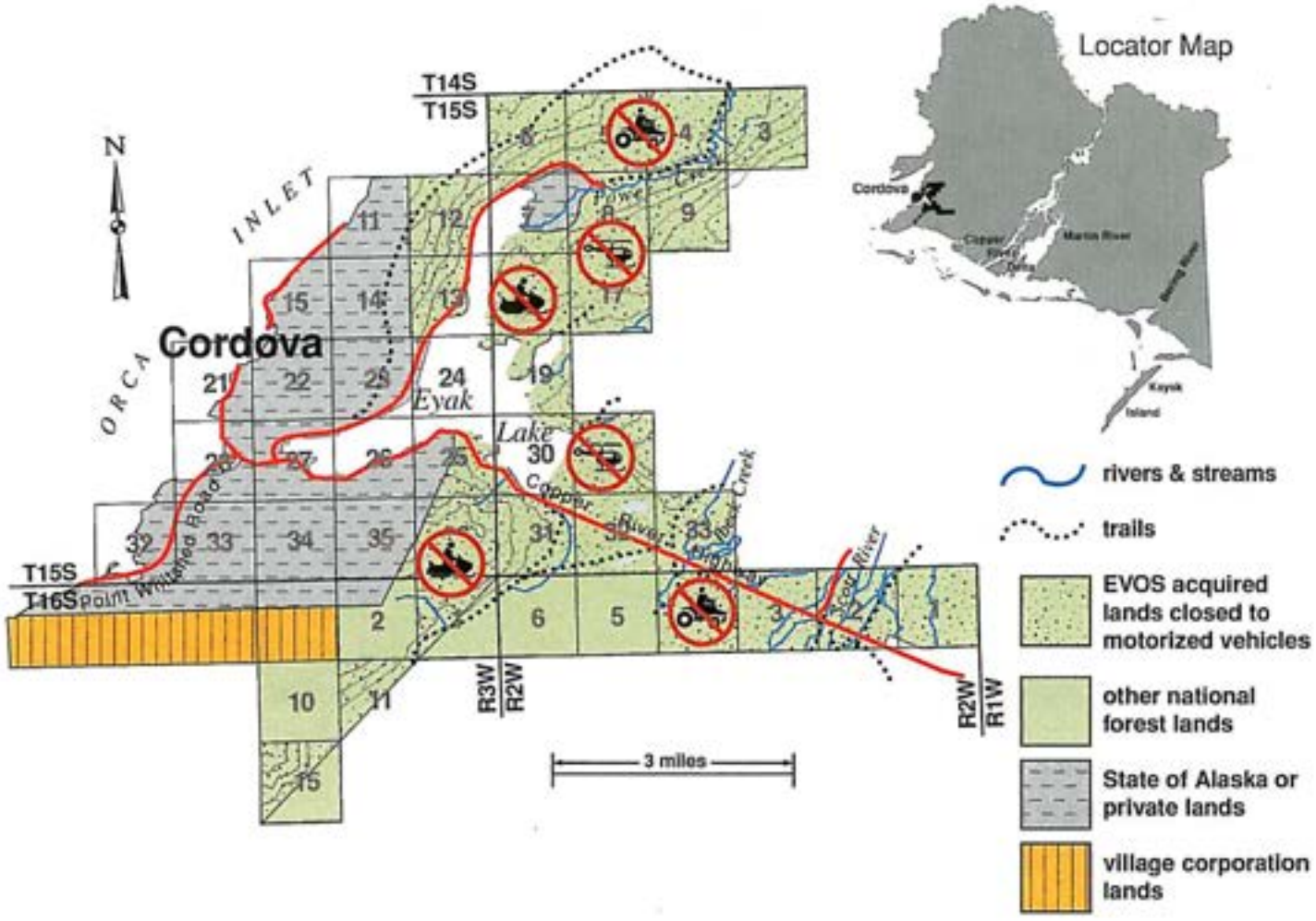
Violation of these prohibitions is punishable by a fine of not more than $5,000 for an individual and $10,000 for an organization, or imprisonment for not more than six months, or both. (16 U.S.C. § 551 and 18 U.S.C. § 3559 and § 3571)

Winter Motorized Closures

LANDS ACQUIRED FROM THE EYAK CORPORATION CLOSED TO MOTORIZED USE AS DIRECTED BY THE FEDERAL WARRANTY DEED

Eyak Lake/Copper River Delta

This order implements the restrictive covenants contained in the warranty deed that granted certain land interests to the United States from the Eyak Corporation for oil spill restoration. The purpose of this order is to identify the areas that are closed to motor vehicle use in accordance with the restrictive covenants running with the land conveyed to the United States.



Eyak Lake/Copper River Delta. All acquired lands from the Eyak Corporation surrounding Eyak Lake, west of Eyak River and on the Copper River Delta north and south of the Copper River Highway between Eyak River and State of Alaska lands at the Cordova Airport as described and shown on the attached Eyak Lake/Copper River Delta map. This area is within or partially within Sections 32 thru 34, T14S, R2W; Sections 3 thru 9, 17 thru 19, 29 thru 35, T15S, R2W; Sections 12, 13, 24, 25, 35, 36, T15S, R3W; Sections 1 thru 6, T16S, R2W, Sections 1, 11, 12, 15, T16S, R3W, CRM.

USDA United States Department of Agriculture

Forest Service

Chugach National Forest Alaska

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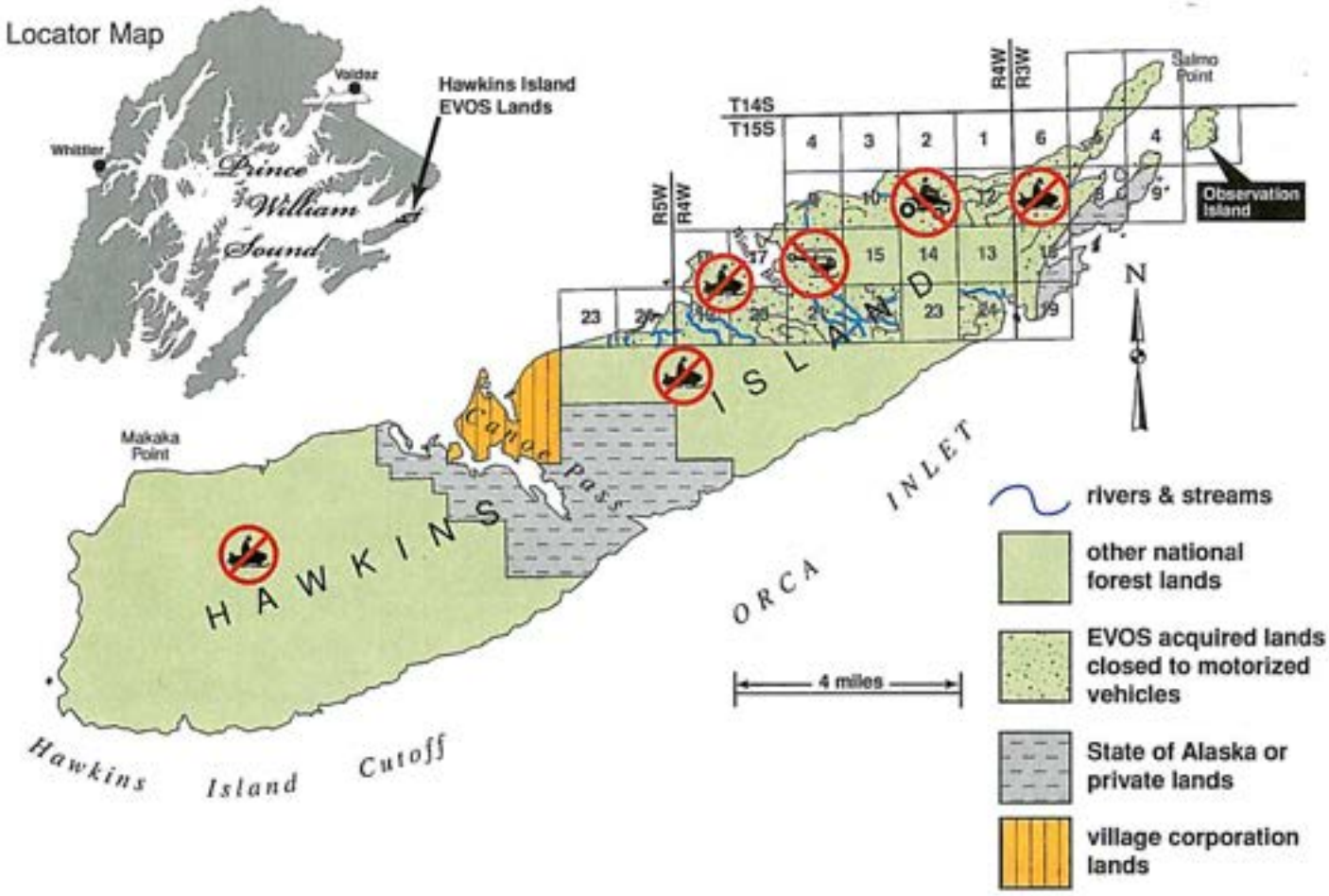
Winter Motorized Closures

LANDS ACQUIRED FROM THE EYAK CORPORATION ARE CLOSED TO MOTORIZED USE AS DIRECTED BY THE WARRANTY DEED

Hawkins Island / Observation Island

This order implements the restrictive covenants contained in the warranty deed that granted certain land interests to the United States from the Eyak Corporation for oil spill restoration. The purpose of this order is to identify the areas that are closed to motor vehicle use in accordance with the restrictive covenants running with the land conveyed to the United States.



Hawkins Island/Observation Island. All acquired lands from the Eyak Corporation on Hawkins and Observation Islands as described and shown on the attached Hawkins Island/Observation Island map. This area is within or partially within Sections 32, 33, T14S, R3W; Sections 3 thru 9, 18, 19, T15S, R3W; Sections 8 thru 12, 16 thru 22, 24, T15S, R4W; Sections 23, 24, T15S, R5W, CRM.

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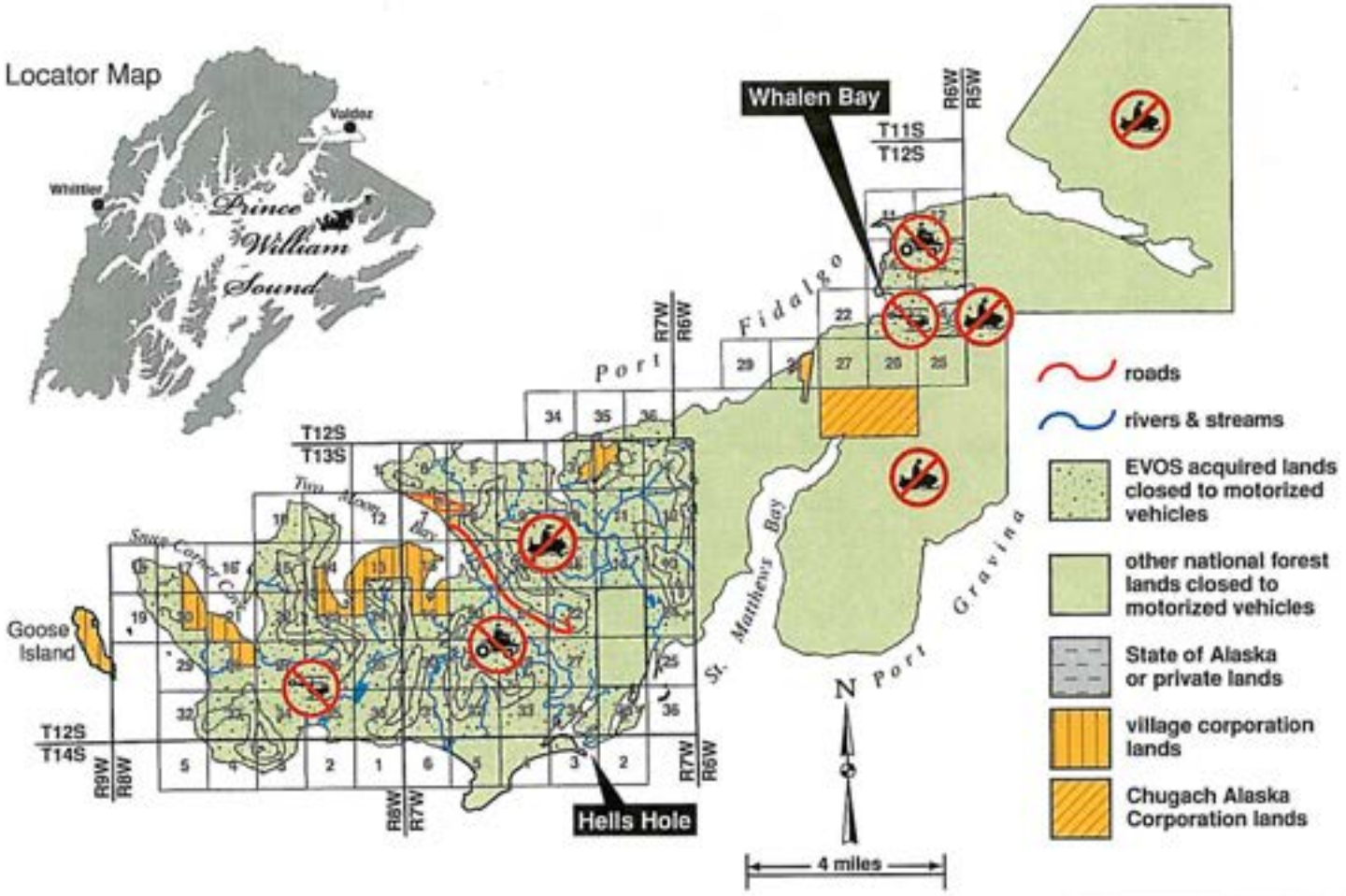
Winter Motorized Closures

LANDS ACQUIRED FROM THE TATITLEK CORPORATION ARE CLOSED TO MOTORIZED USE AS DIRECTED BY THE FEDERAL WARRANTY DEED

Port Fidalgo/Hells Hole/Two Moon Bay/Goose Island

This order implements the restrictive covenants contained in the warranty deeds that granted certain land interests to the United States from the Tatitlek Corporation for oil spill restoration. The purpose of this order is to identify the areas that are closed to motor vehicle use in accordance with the restrictive covenants running with the land conveyed to the United States.



Port Fidalgo/Hells Hole/Two Moon Bay/Goose Island. All acquired lands from the Tatitlek Corporation in Hells Hole, Port Fidalgo, Two Moon Bay, and Goose Island as described and shown on the attached Port Fidalgo/Hells Hole/Two Moon Bay/Goose Island map. This area is within or partially within Sections 11, 13, 14, 22 thru 24, T12S, R6W; Sections 32, 34 thru 36, T12S, R7W; Sections 6, 7, T13S, R6W; Sections 1 thru 36, T13S, R7W; Sections 1, 10, 11, 13 thru 29, 32 thru 36, T13S, R8W; Section 24, T13S, R9W; Sections 2, 3, 6, T14S, R7W; Sections 1 thru 5, T14S, R8W, CRM.

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Winter Motorized Closures

LANDS ACQUIRED FROM THE CHENEGA CORPORATION ARE CLOSED TO MOTORIZED USE AS DIRECTED BY THE FEDERAL WARRANTY DEED

Hogan Bay

This order implements the restrictive covenants contained in the warranty deed that granted certain land interests to the United States from the Chenega Corporation for oil spill restoration. The purpose of this order is to identify the areas that are closed to motor vehicle use in accordance with the restrictive covenants running with the land conveyed to the United States.

rivers & streams

EVOS acquired lands closed to motorized vehicles

other national forest lands closed to motorized vehicles

village Corporation lands

Chugach Alaska Corporation lands

Hogan Bay. All acquired lands from the Chenega Corporation in Hogan Bay as described and shown on the attached Hogan Bay map. This area is within or partially within Sections 5 thru 8, T1N, R10E, Section 32, T2N, R10E, SM.

USDA United States Department of Agriculture

Forest Service

Chugach National Forest Alaska

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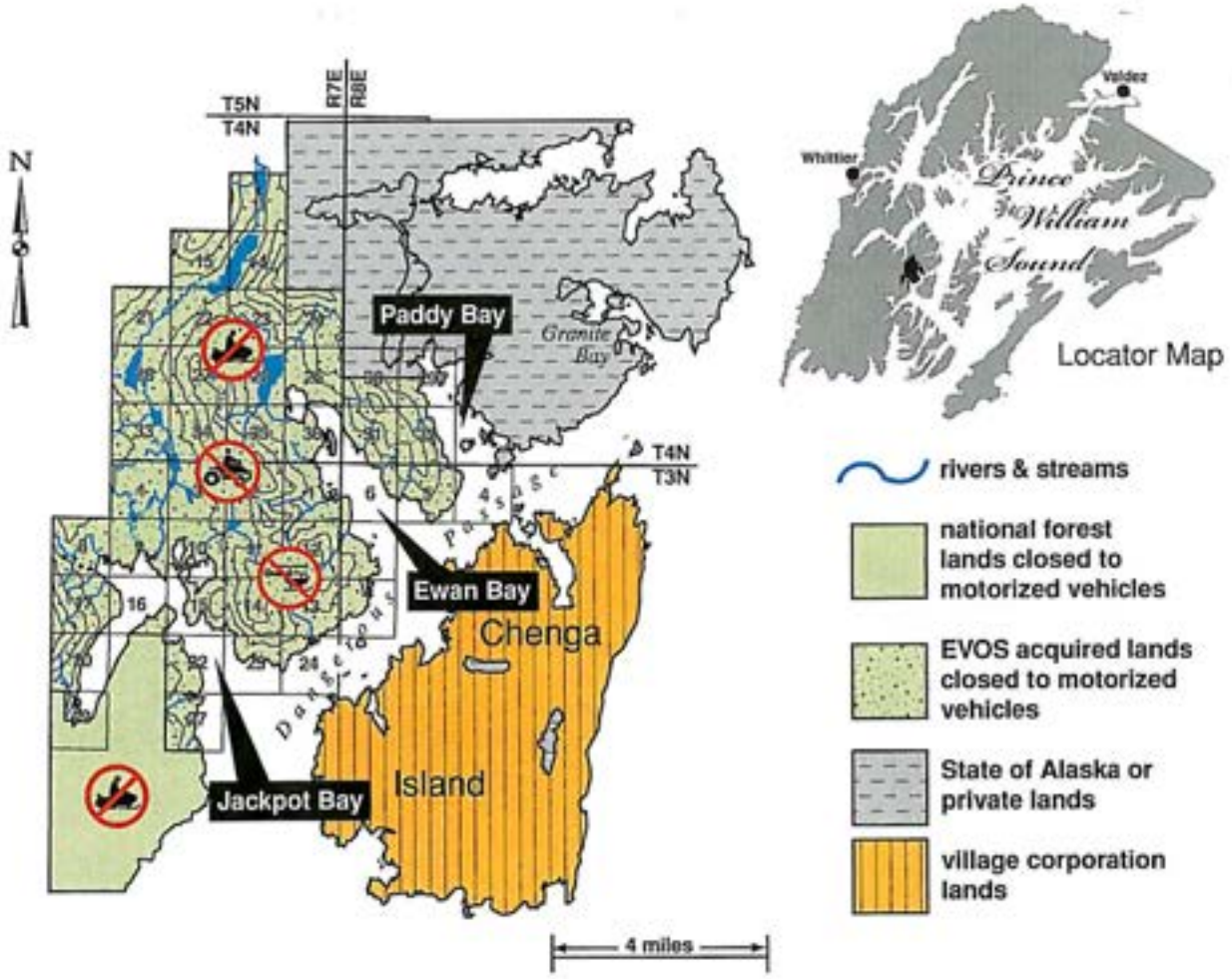
Winter Motorized Closures

LANDS ACQUIRED FROM THE CHENEGA CORPORATION ARE CLOSED TO MOTORIZED USE AS DIRECTED BY THE FEDERAL WARRANTY DEED

Jackpot Bay/Ewan Bay/Paddy Bay

This order implements the restrictive covenants contained in the warranty deed that granted certain land interests to the United States from the Chenega Corporation for oil spill restoration. The purpose of this order is to identify the areas that are closed to motor vehicle use in accordance with the restrictive covenants running with the land conveyed to the United States.



Jackpot Bay/Ewan Bay/Paddy Bay. All acquired lands from the Chenega Corporation in Jackpot Bay, Ewan Bay and Paddy Bay as described and shown on the attached Jackpot Bay/Ewan Bay/Paddy Bay map. This area is within or partially within Sections 1 thru 4, 7 thru 24, 27 thru 30, 33, 34, T3N, R7E; Sections 4 thru 8, 18, T3N, R8E; Sections 2, 10, 11, 14 thru 16, 20 thru 29, 33 thru 36, T4N, R7E; Sections 29 thru 32, 35, 36, T4N, R8E, SM.

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Chugach National Forest
Alaska

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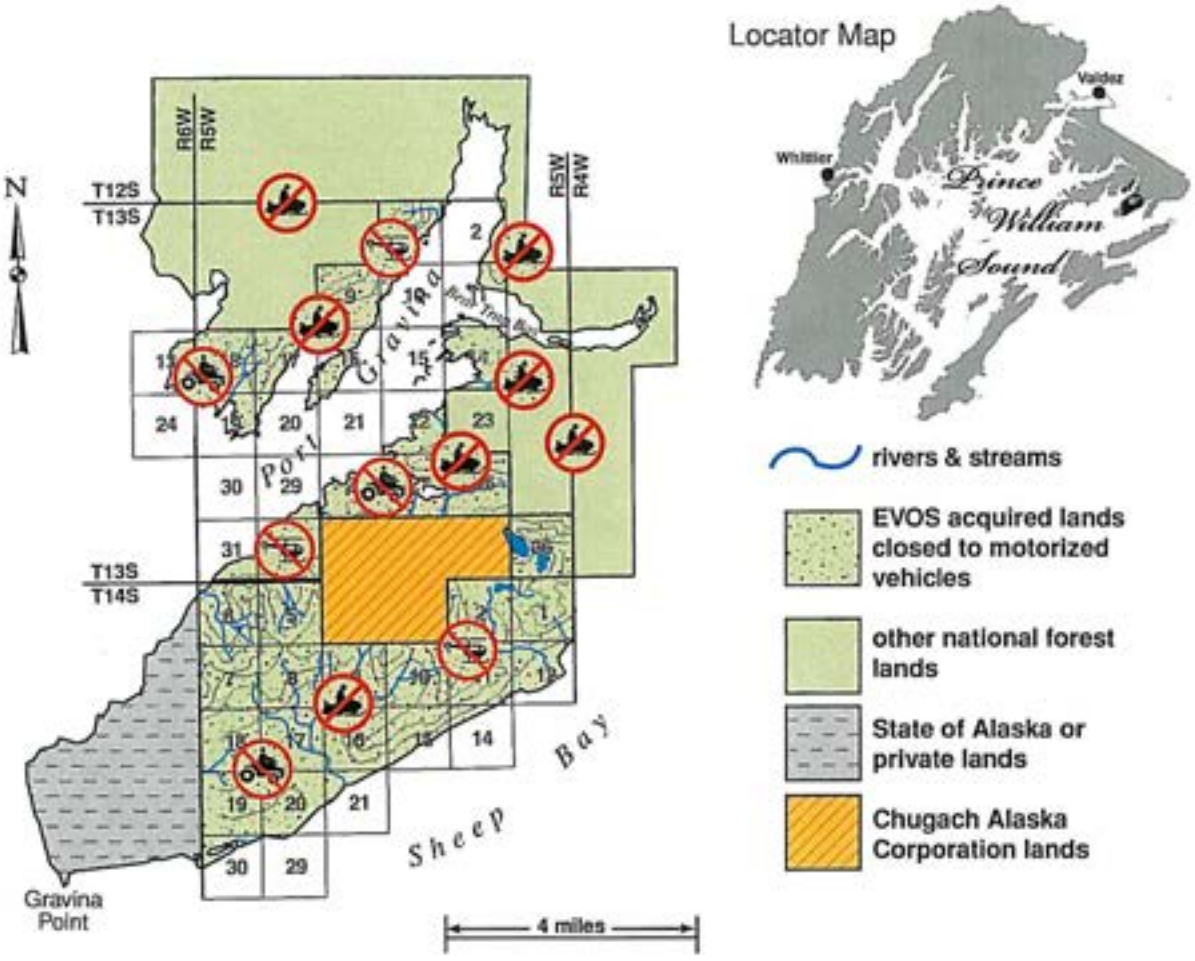
Winter Motorized Closures

LANDS ACQUIRED FROM THE EYAK CORPORATION ARE CLOSED TO MOTORIZED USE AS DIRECTED BY THE FEDERAL WARRANTY DEED

Point Gravina/Port Gravina

This order implements the restrictive covenants contained in the warranty deed that granted certain land interests to the United States from the Eyak Corporation for oil spill restoration. The purpose of this order is to identify the areas that are closed to motor vehicle use in accordance with the restrictive covenants running with the land conveyed to the United States.



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Rude River

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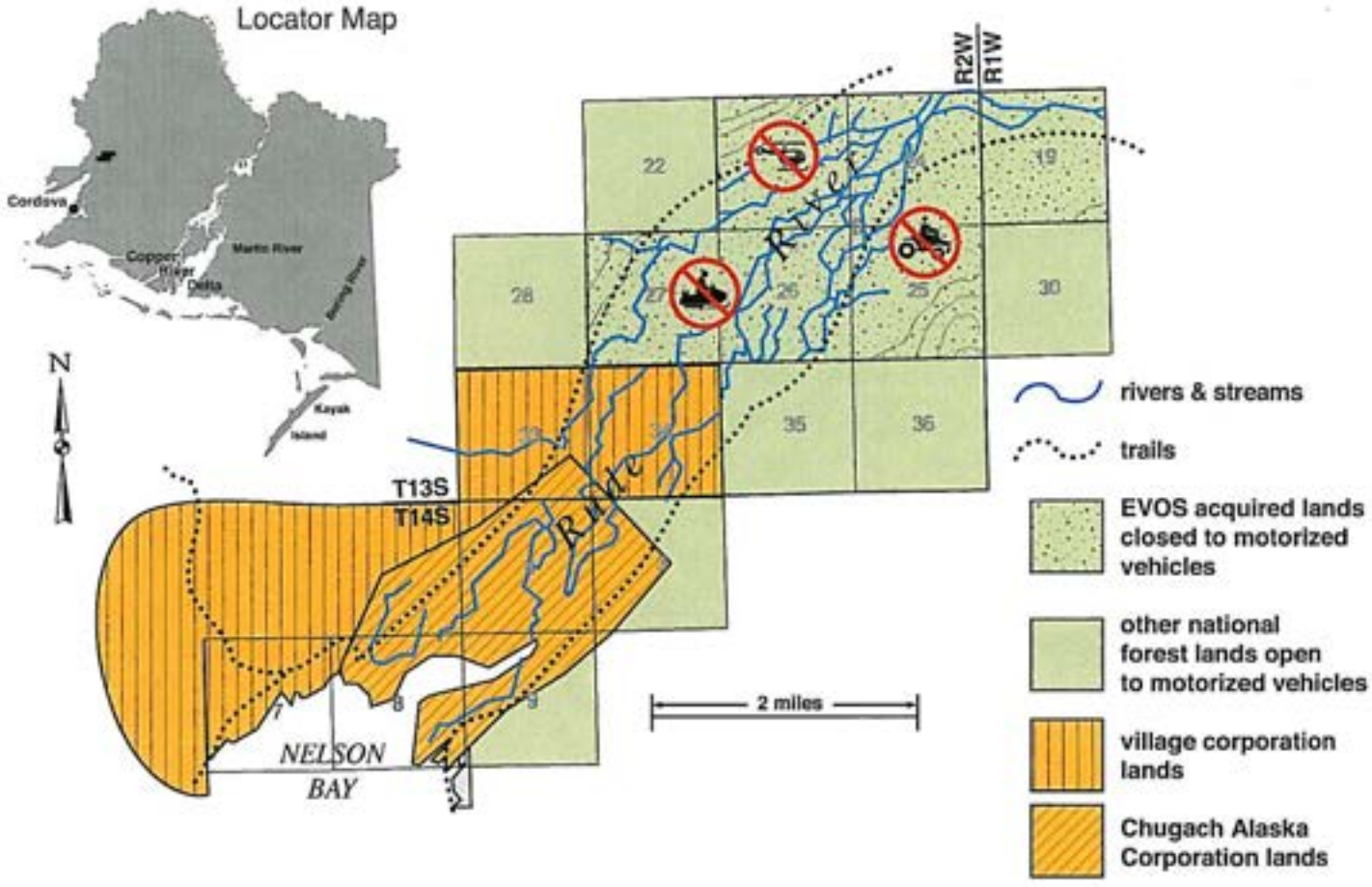

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Simpson Bay/Sheep Bay

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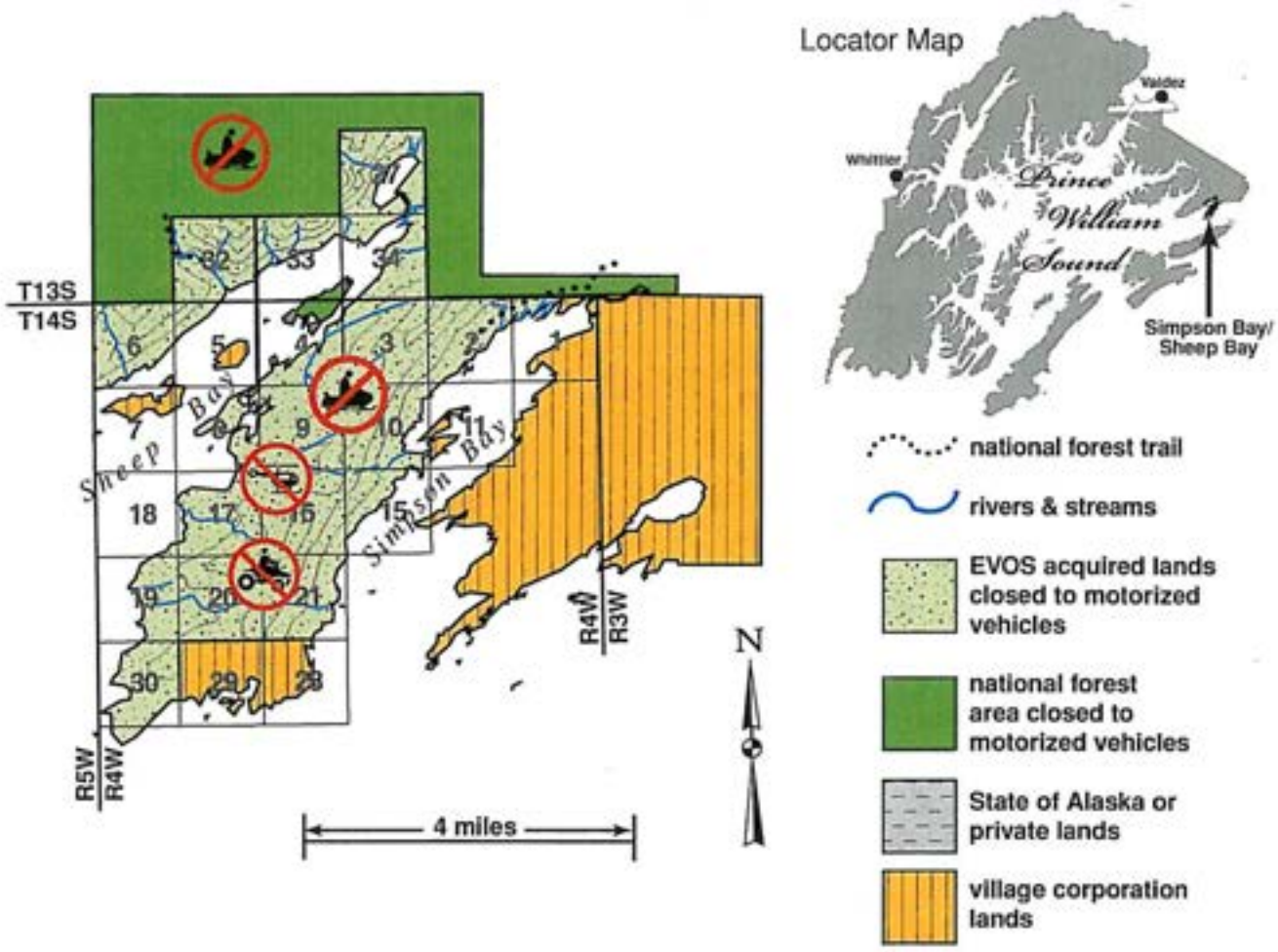

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EXXON VALDEZ OIL SPILL ACQUIRED LANDS

ORDER CHECKLIST

Action	Responsible Official(s)	Initials/Date
Prepare proposed Order	Appropriate staff(s) with LEI input	SAR 12/12/03
NEPA requirements completed	Appropriate staff Forest Plan ROD	RF 5/31/02
CRIA requirements completed	Appropriate staff Forest Plan ROD	RF 5/31/02
Prepare enforcement plan	LEI with appropriate staff input	SAR 12/12/03
Review proposed Order & approve enforcement plan	Patrol Captain or SAC Edits verified 01-16-04	B&M 12/16/03 B&M 01-16-04
Review by OGC	OGC approved with edits	mk 12/23/03
Approve proposed Order	Forest Supervisor or Regional Forester	ST 3/2/04
Post Order (36 CFR 261.51)	District Ranger/Forest Supervisor	sent to districts 12/
Prepare news releases for Order	District Ranger/PAO	MO 12/14/04

MOTORIZED VEHICLE
IMPLEMENTATION PLAN
Exxon Valdez Oil Spill Acquired Lands

I. News Release: To be issued by the Forest Supervisor. Paid ads to appear as funding allows.

1. Newspapers: Seward Phoenix Log, Peninsula Clarion, Anchorage Daily News (to Craig Medred and Elizabeth Manning), Cordova Times, Turnagain Times (Ken Osuna)
2. Radio Stations: Seward, Soldotna, Kenai, Anchorage, Wasilla, Big Lake, Homer, Girdwood and Cordova.
3. Cable TV Scanners in Cordova and Seward.
4. REI Store
5. AMH Sporting Goods
6. Mountain View Sports
7. Snowmobile Dealers in Anchorage, Seward, Wasilla, Big Lake, Kenai/Soldotna, Eagle River, Fairbanks
8. Send news release to Congressional Delegation (Anchorage Offices)
9. Send news release to Governor's office in Juneau
10. Post News Release on internet
11. Send news release to Tongass PAOs, RO, WO
12. Send news release to Alaska State Parks, USFWS, NPS and BLM offices
13. Send news release to AK State Troopers in Anchorage, Seward, Girdwood
14. Send copy to associated press (Anchorage)
15. Send copy to Anchorage Borough and Kenai Peninsula Borough
16. Send copy of news release to each Chugach LEO
17. Send a copy of the closure order and maps to Tatitlek Village Corporation
18. Provide additional copies as requested by Tatitlek Village Corporation
19. Send a copy of the closure order and maps to Eyak Village Corporation
20. Provide additional copies as requested by Eyak Village Corporation

II. Closure Availability in Offices: Booklets of the Closure Order and all maps will be available at all Chugach National Forest Offices open to the public, Department of Natural Resources, National Park Service in Seward, Corodva Public Information Office and interagency information centers in Anchorage and on the Kenai Peninsula. Districts will post in community libraries, community centers and schools in Anchorage, Seward, Kenai/Soldotna, Moose Pass, Hope and Cooper Landing. Also place copies in post offices in Moose Pass, Seward, Cooper Landing, Hope and Girdwood. Also consider providing copies to gas stations at Girdwood, Seward and Cooper Landing.

III. Closure Postings on the Forest Web Page: The Forest Closure will be posted on the Chugach National Forest Web Page with links to maps of individual areas that can be downloaded and printed on home computers. Check to see if Alaska State Parks will add a link to for the closure.

IV. Forest Publications: The Forest Closure Order will be presented in the appropriate place and format in the following publications

1. Recreation Opportunity Guide
2. Cabin Opportunity Guide
3. Trail Opportunity Guide

V. Field Postings:

1. **Trailheads and parking areas:** Maps of appropriate closed areas will be posted at the following locations by December 1st of each year:

   Valdez Kiosk
   Eyak Boat Launch
   Eight Mile Copper River Highway
   22 Mile Kiosk
   Alaganik Road Jct.

VII. Post Card Mail Outs: Annually on November first the Forest Supervisors Office will mail the following special interest and user groups a reminder of the Winter Motorized Vehicle Closure and any updates or modifications that have been made.

Alaska State Snowmobilers Association
Nordic Ski Association
Past years winter cabin users
Congressional Delegation's Anchorage Offices

VIII. Information booths and displays: The Closure materials will be available at the annual Sportsman Show and presented to the annual Alaska State Snowmobilers Association Convention, and any similar public displays presenting Forest information.

IX. Forest Protection Officer patrols: Patrol activity will be accomplished in compliance with FSM 5304.42, 5304.6 and 5304.61, and coordinated with LEI's patrol activities. FPO's and all other forest employees shall report all observed violations to LEI per FSM 5342, to accurately track violation and compliance activities in relation to the Forest Management Plan.

X. Forest Leadership Team Followup: A summary of reported data will be available from the LEIMARS database for possible policy adjustments by the Forest Leadership Team, upon request.

ENFORCEMENT PLAN
CHUGACH NF SUBPART B ORDERS

Law Enforcement action associated with this closure order will consist of 4 components, which will be integrated with other staffs' involvement and interaction with LEI efforts.

1) Law Enforcement Officer's patrols: Patrol activities will be accomplished in compliance with FSM 5304.42, 5304.51, and 5342. A variety of equipment and patrol methods will be utilized, including truck, airplane, boats, airboats, snowmobile, ATV, mountain bike and foot access. Both proactive and reactive enforcement techniques will be utilized. This will include: gathering information from witnesses to violations who have reported them to forest or LEI staffs and following up by investigating those reports; looking for violators caught in the act during proactive patrols; building rapport with elements of the public and encouraging them to report suspected violations to LEI for follow up; and by working cooperatively and creatively with others to maximize productivity.

Many vast areas of remote forest lands are either completely inaccessible, or complicated and difficult to reach, by both the LEI Staff and the general public. In many cases, the general public is much better equipped and funded to access these remote areas on a more regular basis than LEI is funded or equipped for.

LEI Staff will attempt to maximize their patrol coverage of all forest areas, within the limits of their budgets, equipment and manpower in any given fiscal year. Effectiveness will be enhanced through cooperative efforts with cooperating departments and agencies and forest staffs and their equipment. Joint patrols and mutual assists will be incorporated whenever feasible, to maximize effectiveness.

2) Forest Protection Officer patrols: Patrol activities will be accomplished in compliance with FSM 5304.6, 5304.6land 5342. FPO's are an integral part of the resource protection enforcement of this closure. FPO patrol activity will be coordinated with LEI's patrol activities and priorities. FPO's and all other forest employees shall report all observed violations to LEI per FSM 5304.7, to accurately track violation and compliance activities in relation to the Forest Management Plan.

3) Cooperative Law Enforcement: The LEI Staff will encourage, support and oversee mutual aid and cooperative agreements with Alaska State Troopers and local police departments. Funding is provided to cooperators to assist Forest Service Officers in patrol activities, radio dispatch services and investigations with a nexus to the forest. It provides for increased patrol coverages during periods of heavy use and provides services to LEO's, which would not be possible under LEI's budget and manpower constraints.

4) Forest Leadership Team Support and Follow up: Through close interaction with the Forest Patrol Captain and LEOs, the Forest Leadership Team and district line and staff officers will fully support the enforcement of this closure by making FPOs, District personnel, and District equipment available, as needed, to meet the goals of the this Enforcement Plan.

A summary of reported data will be available from the LEIMARS database for possible policy adjustments by the Forest Leadership Team, upon their request, or as recommended by LEI Staff.

Signed:

B L Maijala

Date: 12-16-03

Barry Maijala
Patrol Captain
Chugach NF