

OCCUPANCY AND USE
And
NATIONAL FOREST SYSTEM ROADS AND TRAILS

OKANOGAN-WENATCHEE NATIONAL FOREST

Pursuant to 36 CFR 261.50 (a) and (b) the following acts are prohibited on designated portions of National Forest System (NFS) Lands and Trails of the Okanogan-Wenatchee National Forest as described below and shown on the attached map:

1. GOING INTO OR BEING UPON ANY AREA CLOSED FOR THE PROTECTION OF PUBLIC HEALTH OR SAFETY.

For the purpose of this order, this restriction prohibits going into or being upon any area temporarily posted as being closed to public entry due to fire or another emergency situation.

[36 CFR 261.53 (e)]

2. PARKING OR LEAVING A VEHICLE IN VIOLATION OF POSTED INSTRUCTIONS.

For the purpose of this order, this restriction prohibits parking or leaving a vehicle at any site or any area adjacent to a road where such site or area has been temporarily posted as being closed to parking due to fire or another emergency situation.

[36 CFR 261.58(g)]

3. BEING ON A TRAIL.

For the purpose of this order, this restriction prohibits all methods of travel on any National Forest System Trail which has been posted as temporarily closed to public entry due to fire or other emergency situations.

[36 CFR 261.55(a)]

Crow Lake Way Trailhead and horse camp: Fee trailhead and horse camp located immediately west of Fife's Peak Viewpoint on Highway 410. (T17N R12E SW1/4 Sec.14)

Pleasant Valley Loop Trail #999: Beginning at its intersection with the southern terminus of Crow Lake Way Trail #953 west to its intersection with Union Creek Trail #956.

Crow Lake Way Trail #953: Beginning at its intersection with Pleasant Valley Loop Trail #999 north to its intersection with Cougar Valley Trail #951A.

This order is effective beginning on the date signed below and will remain in effect until rescinded.

Pursuant to 36 CFR 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 officer or member of any organized law enforcement, rescue, or fire fighting force in the performance of an official duty.

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

Done at Wenatchee, WA this 18th day of May, 2015.

/s/ Jason Kuiken
JASON KUIKEN
Forest Supervisor (Acting)
Okanogan-Wenatchee National Forest

Violations of these prohibitions are 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 6 months, or both (16 USC 551 and 18 USC 3559 and 3571).

Assessment of Need and Enforcement Plan

1. **Background.** The Crow Lake Way Trailhead, horse camp, and area trails have significant damage due to heavy amounts of rain water and spring run-off entering the area from the mountains above. This past winter and spring saw heavy rain and melting snow flowing down the hillsides after being diverted from log and debris “jams”. The water was diverted into the #953 and #999 trails causing extreme erosion and head-cutting making the trail unsafe to the user. The water flow also entered the horse camp area and caused damage to the drive. The potential remains very high that with another heavy rainfall, the horse camp area could become inundated with debris and mud flows causing an extremely unsafe condition. Unsafe trail and campground conditions frequently necessitate temporarily restricting public access to certain areas or trails. Such conditions may arise very quickly, requiring the ability to take restrictive actions in a prompt manner. Continued public entry into an area under such conditions could jeopardize public safety, as well as endanger firefighter and emergency services personnel operations. The need to immediately limit public access in such situations, as noted in FSM 2353.28d -2 and 36 CFR 212.52 (b), is the basis for this order.

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

<u>Action</u>	<u>Responsible Official</u>
Prepare proposed order	Bill Zimmer, District Recreation Asst.
Review proposed order	Kelly Lawrence, District Ranger
LEI Review of proposed order	Scott Goninan, LEO
Approve proposed order	Forest Supervisor (Acting)
Post order in accordance with 36 CFR 261.51	Forest Staff Officer and Staff
Implement actions for each specific application of the order, including appropriate postings, media contacts, patrols, and enforcement activities.	Staff

Enforcement Plan approved for implementation:

/s/ Jason Kuiken
Jason Kuiken
Forest Supervisor (Acting)
Okanogan-Wenatchee NF

5/8/15
Date



Crow Lake Way Trail #953

Trailhead and Horse Camp

Fife's Peak Viewpoint

Pleasant Valley Loop Trail #999

410

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Imagery Date: 7/15/2014 46°57'06.38" N 111°57'06.38" W