**Order Number: 04-17-15-08**

# UNITED STATES DEPARTMENT OF AGRICULTURE
# FOREST SERVICE

## HUMBOLDT-TOIYABE NATIONAL FOREST
## CARSON RANGER DISTRICT

### FIRE RESTRICTION ORDER

### Stage I Fire Restrictions

## A. PROHIBITIONS

**Pursuant to 36 CFR 261.50(a) and (b), the following acts are prohibited on the area, roads, and trails as described in this order, within the Carson Ranger District, Humboldt-Toiyabe National Forest, beginning June 26th, 2015 at 12:01 a.m. and continuing until further notice.**

1. **Building, maintaining, attending or using a fire, campfire, or stovefire. [36 CFR 261.52(a)]**

2. **Smoking, outside an enclosed vehicle or building. [36 CFR 261.52(d)]**

3. **Welding, or operating an acetylene or other torch with open flame. [36 CFR 261.52(i)]**

4. **Using an explosive. [36 CFR 261.52(b)]**

## B. EXEMPTIONS

Pursuant to 36 CFR 261.50(e), each of the following persons are exempt from this order.

1. Portable stoves using gas, jellied petroleum or pressurized liquid fuel.
2. Persons using campfires within the approved fire pits or grills provided in Developed Recreation Sites as listed in Exhibit B.
3. Persons with a permit specifically exempting them from the effect of this Order. Annual California Campfire Permit, form LE-63, is not considered a permit for the purposes of exemption to this Order.
4. Any Federal, State, or local officer, or member of a organized rescue or fire fighting force in the performance of an official duty.
5. Persons smoking while stopped in an area at least three feet in diameter that is clear of all Flammable materials.

## C. AREA DESCRIBED

All areas, roads and trails, as show on Exhibit A, that are outside of Developed Recreation Sites listed

in Exhibit B, within the boundaries of the Carson Ranger District, Humboldt-Toiyabe National Forest.

## D. PURPOSE

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

## E. IMPLEMENTATION

1. Exhibit A, Map, Exhibit B, Developed Recreation Sites where Campfires are allowed, are attatched and incorporated into this order and Definitions.

2. This Special Order implementing Fire Restrictions is effective at 12:01 A.M. on June 26th, 2015, and shall remain in effect until resinded.

**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)].**

Done at Sparks, Nevada this __22nd_ day of June, 2015.

William Dunkelberger
Forest Supervisor, Humboldt-Toiyabe National Forest

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## DEFINITIONS 36 CFR 261.2

### Fire Restrictions

**AREA:** Means a discrete, specifically delineated space that is smaller, and in most cases much smaller, than a Ranger District.

**CAMPFIRE:** A fire, not within any building, mobile home, or living accommodation mounted on a motor vehicle, which is used for cooking, branding, personal warmth, lighting, ceremonial, or esthetic purposes.

**STOVE FIRE:** A campfire built inside an enclosed stove or grill, a portable brazier, or a pressurized liquid or gas stove including a space heating device.

**DEVELOPED RECREATION SITE:** An area which has been improved or developed for recreation. (A developed recreation site is signed as an agency-owned campground or picnic area and identified on a Forest Service map as a site developed for that purpose).

**FOREST ROAD OR TRAIL:** Means a road or trail wholly or partly within or adjacent to and serving the National Forest System that the Forest Service determines is necessary for the protection, administration, and utilization of the National Forest System and the use and development of its resources.

**PERMIT:** Means authorization in writing by a forest officer.

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

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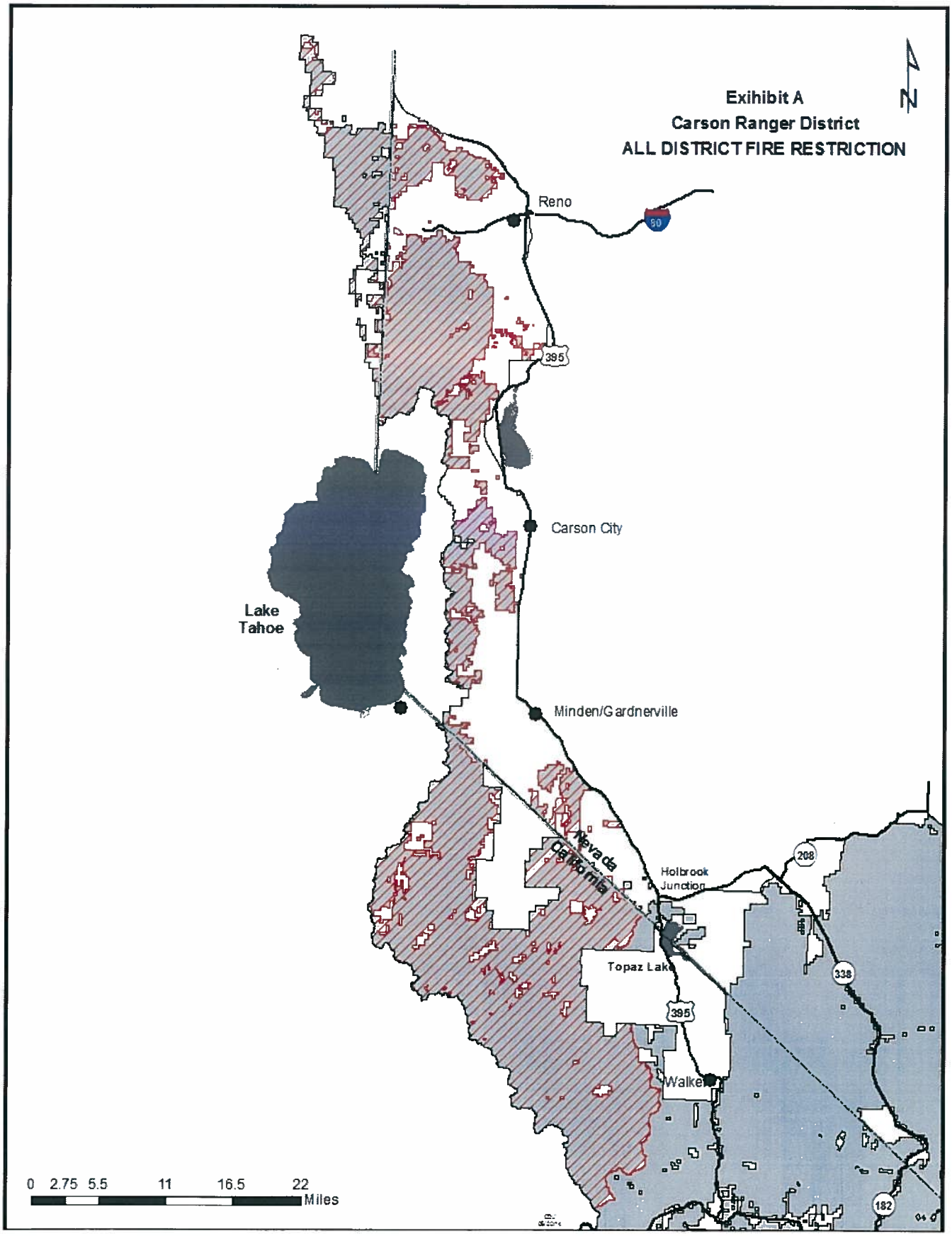

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## EXHIBIT B

## DEVELOPED RECREATION SITES ALLOWING CAMPFIRES

### Fire Restrictions

Silver Creek Campground
Markleeville Campground
Crystal Springs Campground
Kit Carson Campground
Hope Valley Campground
Mount Rose Campground
Lookout Campground
Hope Valley Resort