CHUGACH NATIONAL FOREST

Seward Ranger District
Seward, Alaska

Order No. 10-04-30-10-02

FOREST ORDER

Russian River and Angler Trail Area

Pursuant to 36 CFR 261.50(a), the following acts are prohibited on the Chugach National Forest in the Russian River area. These restrictions are in addition to those enumerated in Subpart A, 261 Title 36 Code of Federal Regulations and become effective when signed, and will remain in effect until rescinded or revoked.

Prohibited Acts:

36 CFR 261.58 – Occupancy and Use

Possessing or storing any food or refuse, as specified by the order [Title 36, 261.58 (cc)]

Leaving unattended wildlife attractants such as food, beverages, garbage, and equipment used to cook or store food (example: coolers/backpacks) unless it is acceptably stored in a vehicle, in a camping unit made of solid, non-pliable material, or retained and in no case more than 3 feet from the person. This includes National Forest System lands within or partially within Sections 33 thru 35, T5N, R4W; Sections 4 and 9, T4N, R4W, SM as shown on attached Exhibit A.

36 CFR 261.58 – Occupancy and Use

Possessing, storing, or transporting any bird, fish, or animal parts thereof, as specified by the order [Title 36, 261.58 (s)]

Leaving unattended any lawfully retained fish; unless it is closely attended which is no case more than **12** feet from the person. This includes National Forest System lands within or partially within Sections 33 thru 35, T5N, R4W; Sections 4 and 9, T4N, R4W, SM as shown on attached Exhibit A.

36 CFR 261.53 – Special Closures

Public Health and Safety [Title 36, 261.53 (e)]

Possessing, transporting, or allowing entrance of pets; unless they are on a leash no greater than six (6) feet in length. This includes National Forest System lands within or partially within Sections 33 thru 35, T5N, R4W; Sections 4 and 9, T4N, R4W, SM as shown on attached Exhibit A.

Definitions:

(1) **"Attractant"** means any substance, natural or man-made, including but not limited to items of food, beverage, personal hygiene, or odiferous refuse that may draw, entice, or otherwise cause a bear, or other wildlife to approach.

(2) **"Food"** means any substance, solid or liquid, which is or may be eaten or otherwise taken into the body to sustain health or life, provide energy, or promote growth of any person or animal. Includes items such as soft drinks, alcoholic beverages, gum, candy, canned foods, pet foods, and all lawfully retained portions of processed fish meant for human consumption.

(3) **"Acceptably stored"** means
   a. Retained on the person or within the subject's immediate control, but in no case more than 3 feet from the place a person is located at the time in question; or
   b. Located within the closed area of a motor vehicle such as a trunk or passenger compartment; or within a camper unit made of solid, non-pliable material.
   c. Containment within a commercially produced and certified bear-resistant container.

(4) **"Closely Attended"** means in no case more than 12 feet from the place a person is located at the time in question.

(5) **"Possession"** means to have personal control.

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

1. Any person with a permit 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.
3. Any Federal, State, or local law enforcement officer in the performance of an official duty.

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

This order is effective only during the following time period: May 1 through October 1.

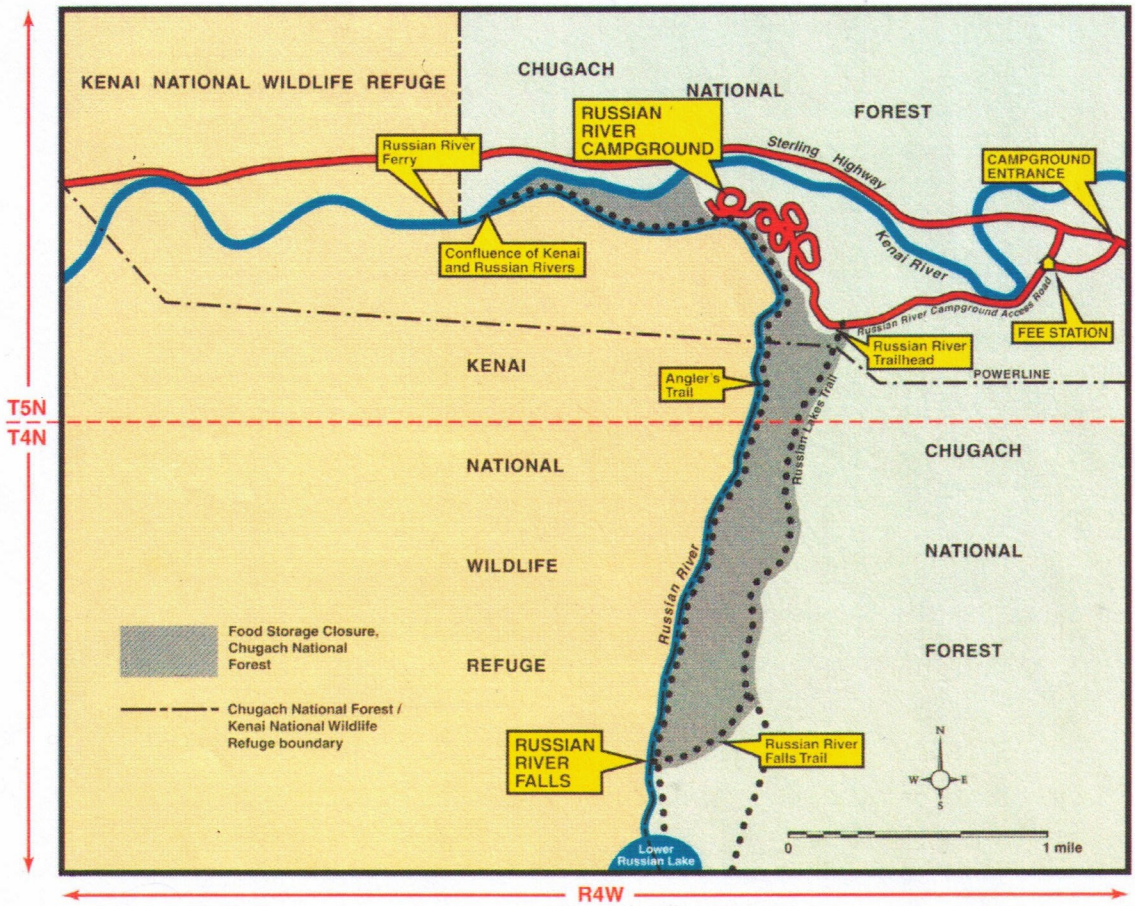
Nancy Peak — April 5, 2010

Nancy Peak
Forest Supervisor
Chugach National Forest

Date

Executed in Anchorage, Alaska, this Fifth day of April 2010.

Penalty:
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 six months or both. [16 U.S.C. 551, and 18 U.S.C. 3559 and 3571]

Exhibit A

All National Forest System land along the Kenai and Russian River and along the Russian River Trail, as shown in the gray shaded area on the Exhibit B Map. This area is within or partially within Sections 33 thru 35, T5N, R4W; Sections 4 and 9, T4N, R4W, SM.