

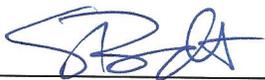


SPECIAL ORDER: No. 12-08-03-02 STAGE 2 FIRE RESTRICTIONS

Pursuant to 36 Code of Federal Regulations 261.50 (a) and (b), with the exception of clause 6, the following acts are prohibited on all National Forest System lands administered by the **Sioux Ranger District on the Custer National Forest in Carter County Montana, and Harding County South Dakota**. These restrictions are in addition to those enumerated in Subpart A, Part 261, Title 36 Code of Federal Regulations and become effective at 0001 a.m. Mountain Daylight Time on July 03, 2012 and will remain in effect until rescinded or revoked.

- 1) **Building maintaining, attending, or using a fire or campfire** [36 CFR 261.52(a)]. Only fires fueled solely by liquid petroleum or LPG fuels may be used on National Forest System lands.
- 2) **Smoking, except within an enclosed vehicle or building, a developed recreation site or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable materials** [36 CFR 261.52(d)]. The above exceptions for smoking also include improved places of habitation and developed, designated recreation sites, campgrounds or improved sites as listed in Exhibit A (attached).
- 3) **The following acts are prohibited from 1:00 p.m. to 1:00 a.m. :**
 Operating any internal combustion engine, with the exception of motorized vehicles listed under Exemption Item #5. [36 CFR 261.52(h)]
 Welding, or operating acetylene or other torch with open flame.
 Using an explosive.
 A one-hour foot patrol in the work area is required following cessation of all activities as identified in #3 above.
- 4) **Operating motorized vehicles off designated roads and trails**. It is prohibited to possess or use a vehicle off national forest roads (36 CFR 261.56), except for motorized traffic on specific trails provided in the **CNF Travel Management Plan**. This order is in addition to other restrictions in effect. Under Stage 2 fire restrictions, a vehicle is defined as a motor vehicle to include but not limited to: cars, pickups, trucks, trail bikes, motorcycles and all terrain vehicles (ATVs).
- 5) **EXEPTIONS: Pursuant to 36 CFR 261.50(e), the following persons or actions are exempt from this order:**
 Persons with a written permit that specifically authorizes the otherwise prohibited act.
 Persons using a device fueled solely by liquid petroleum or LPG fuels that can be turned on and off. Such devices can only be used in an area that is barren or cleared of all overhead and surrounding flammable materials within 3 feet of the device.
 Operating generators with an approved spark arresting device within an enclosed vehicle or building or in an area that is barren or cleared of all overhead and surrounding flammable materials within three feet of the generator.
 Operating motorized vehicles on designated roads and trails.
 Emergency repair of public utilities and railroads as per attached conditions.
 Persons conducting activities in those designated areas where the activity is specifically authorized by written posted notice.
 Any Federal, State, or local officer, or member of an organized rescue or firefighting force in the performance of an official duty.
 All land within a city boundary is exempted.
 Other exemptions unique to each agency/tribe.

An exemption does not absolve an individual or organization from liability or responsibility for any fire started by the exempted activity.

 **FOR:**

MARY C. ERICKSON
Forest Supervisor, Custer & Gallatin National Forest

2 July 2012
Date

Violations of these prohibitions are punishable by a fine of not more than \$5000 for an individual or \$10,000 for an organization, or imprisonment of not more than 6 months, or both. (16 U.S.C. 551 and 18 U.S.C. 3571).