

**Special Restriction**  
*Temporary Area Closure*  
**USDA - FOREST SERVICE**  
**BLACK HILLS NATIONAL FOREST**

Pursuant to 16 U.S.C § 551 and 36 C.F.R § 261.50 (a) and (b), the following acts are prohibited within the Black Hills National Forest located in Lawrence County, South Dakota on National Forest System Lands Crow Peak Area hereinafter referred to as the Restricted Area and as shown on the attached map which is incorporated into this Order as Appendix A and on all roads and trails located within the Restricted Area, the Restricted Roads and Trails. This order is needed to provide for public health and safety by limiting nonessential use by the public during the Crow Peak wildfire activities.

**PROHIBITIONS ON THE RESTRICTED AREA**, effective immediately until the fire is declared out unless rescinded sooner:

- (1) Being in the Restricted Area, 36 C.F.R.§ 261.53(e).
- (2) Being on the Restricted Roads, 36 C.F.R. § 261.54(e).
- (3) Being on the Restricted Trails, 36 C.F.R.§ 261.55(a).

Pursuant to 36 C.F.R § 261.50(e), the following are EXEMPT from the order:

1. Persons with a Forest Service permit specifically authorizing the otherwise prohibited act or omission.
2. Any Federal, State or local officer, or member of an organized rescue or firefighting force engaged in the performance of an official duty.

This Order takes effect immediately and shall be in effect until December 31, 2012 or until rescinded, whichever event occurs first.

Done at Custer, South Dakota, this 26th day of June, 2012

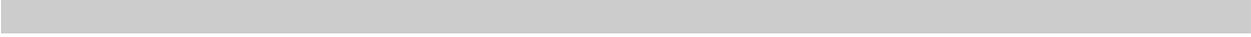
*/s/ Craig Bobzien*  
**CRAIG BOBZIEN**  
Forest Supervisor

Violations of this prohibition are punishable by imprisonment for not more than six (6) months, a fine of not more than \$5,000 or both. *Title 16, United States Code, Section 551, Title 18, United States Code, Section 3571.*

### Management Objectives

*(Include narrative statement of the management objectives associated with this Special Order).*

This Order is needed to provide safety to the public during a wildfire currently occurring on Crow Peak. This area is popular with the hiking and mountain biking community.



SUBPART B

ORDER REQUEST JUSTIFICATION FORM  
ORDER NUMBER: BKF-2012-116

**SUBMIT THE FOLLOWING INFORMATION:**

STATE THE DESIRED ACT: Being in the Crow Peak Area during the Crow Peak wildfire as shown on Appendix A, 36 C.F.R. § 261.53(e).

1. REASON FOR THE ORDER: Public safety.
  
2. HAVE OTHER METHODS BEEN TRIED TO RESOLVE THIS PROBLEM? (N)
  - DESCRIBE: A Forest Service employee will be stationed at the Crow Peak Trailhead to inform the public that the trail is closed until the fire is out.
  
3. PERIOD OF TIME THE ORDER WILL BE IN EFFECT: From June 25 until the fire is out.
  
4. LIST THOSE EXEMPT FROM THE ORDER:
  1. **Persons with a Forest Service permit specifically authorizing the otherwise prohibited act or omission.**
  
  2. **Any Federal, State or local officer, or member of an organized rescue or firefighting force engaged in the performance of an official duty.**
  
5. HAS AN ENFORCEMENT PLAN AND SIGN PLAN BEEN ESTABLISHED? (Y)
  - a. WHO WILL ENFORCE THE ORDER? . LEO's and FPO's
  - b. WHO WILL ENSURE PROPER SIGNING? Forest Service employees.
  
6. WILL THIS ORDER BE REVIEWED ANNUALLY FOR NEED AND PROPER ENFORCEMENT? (N). This is a temporary order.
  
7. HAS THE PUBLIC BEEN NOTIFIED? (Y)
  - c. DESCRIBE HOW: The public will be notified through a media release and barricades, and signing at the entrance points of the trail.

8. COMPLETE THE ORDER USING THIS CHECKLIST.

When complete, forward the original request to the Supervisor's Office, Attention: Supervisory Law Enforcement Officer. The request will be routed to the appropriate Staff Officer, Public Information Officer, and Forest Supervisor.

**Recommended:**     /s/ Rhonda O'Byrne         June 25, 2012      
District Specialist (Rick McBride Timber Sale Administrator) Date

**Reviewed:**     N/A     \_\_\_\_\_  
District Ranger, Bearlodge Date

**Reviewed:**     N/A     \_\_\_\_\_  
District Ranger, Hell Canyon Date

**Reviewed:**     N/A     \_\_\_\_\_  
District Ranger, Mystic Date

**Reviewed:**     /s/ Rhonda O'Byrne         June 25, 2012      
District Ranger, Northern Hills (Rhonda L. O'Byrne) Date

**Reviewed:**     N/A     \_\_\_\_\_  
South Zone Law Enforcement Officer Date

**Reviewed:**     /s/ TJ Friend         June 25, 2012      
North Zone Law Enforcement Officer (TJ Friend) Date

**Reviewed:**     /s/ Nancy Martinz         June 25, 2012      
North Zone Patrol Captain (Nancy Martinz) Date

**Reviewed:**     /s/ Thomas Japhet         June 25, 2012      
Office of General Counsel (Thomas Japhet) Date

**Reviewed:**     /s/ Bethany Doten         June 25, 2012      
Public Information Officer (Bethany Doten) Date

**Reviewed:**     /s/ Jason Virtue         June 25, 2012      
Acting Forest Staff Officer (Jason Virtue) Date