

**Order #2012-0207-NNFG-03**

**FIRE & SMOKING RESTRICTIONS**

**NEBRASKA NATIONAL FORESTS & GRASSLANDS**

**Nebraska and Samuel R. McKelvie National Forests  
Oglala, Buffalo Gap and Ft. Pierre National Grasslands**

Pursuant to Title 16 U.S.C. § 551, and Title 36, C.F.R. § 261.50 (a), the following acts are prohibited on all National Forest System lands within the **Bessey, Pine Ridge, Fall River, Wall and Ft Pierre Ranger Districts of the Nebraska National Forests and Grasslands** located within Thomas, Blaine, Cherry, Sioux and Dawes Counties, **State of Nebraska** and Fall River, Custer, Pennington, Jackson, Stanly, Lyman and Jones Counties, **State of South Dakota**, hereinafter referred to as the Restricted Area. The purpose of this Order is to protect public health and safety due to the current and anticipated elevated risk of wildfire. This Order replaces Forest Order #2012-0207-NNFG-02 Fire and Smoking Restrictions.

**PROHIBITIONS:**

(1) Building, maintaining, attending or using a fire, campfire or stove fire. 36 C.F.R. § 261.52(a) (This prohibition includes, but is not limited to, charcoal grills, hibachis, and coal or wood burning stoves.)

EXCEPTIONS: Campfires are permitted only in Forest Service provided manufactured fire grates and grills located in Forest Service developed campgrounds and picnic grounds. Petroleum fueled stoves, lanterns, or heating devices are allowed on all National Forest System lands, provided such devices meet the fire underwriter's specifications for safety.

(2) Smoking, except within an enclosed vehicle or building, a developed recreation site, or while stopped in an area at least three (3) feet in diameter that is barren or cleared of all flammable material. 36 C.F.R. § 261.52(d)

**EXEMPTIONS:**

Pursuant to 36 C.F.R. § 261.50(e), the following persons are exempt from this closure order:

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

This Order will be in effect from 0800 MST on November 6, 2012 until rescinded or until midnight December 31, 2012, whichever event occurs first.

Done at Chadron, Nebraska this 6<sup>th</sup> day of November, 2012.

  
**Jane D. Darnell**  
**Forest Supervisor**  
**Nebraska National Forests & Grasslands**

Violations of these prohibitions are punishable as a Class B misdemeanor by a fine of not more than \$5000 for an individual or \$10,000 for an organization, or imprisonment for not more than 6 months, or both. (16 U.S.C. § 551 and 18 U.S.C §§ 3559 and 3571).