

ORDER NO. 08-13-05
Daves Fire Emergency Road Closure
MENDOCINO NATIONAL FOREST

Pursuant to 16 USC 551 and 36 CFR 261.50(a) and (b), and to protect natural resources and provide for public safety, the following acts are prohibited within the Grindstone Ranger District of the Mendocino National Forest. This Order is effective from 6:00 a.m. on June 13, 2013 until the Daves Fire is fully suppressed, unless it is determined that the order can be lifted sooner.

1. Being on National Forest System Roads M4 from the junction of forest road 23N05 to the intersection of M9, forest road 23N05, and forest road M9 from the forest boundary to the intersection of M4 and M9. 36 CFR 261.54(e).

Pursuant to 36 CFR 261.50(e), the following persons are exempt from this Order:

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

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

A violation of these prohibitions is 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 6 months, or both. 16 USC 551 and 18 USC 3559, 3571, and 3581.

Executed in Willows, California, this 13th day of June of 2013.



SHERRY A. TUNE
Forest Supervisor
Mendocino National Forest

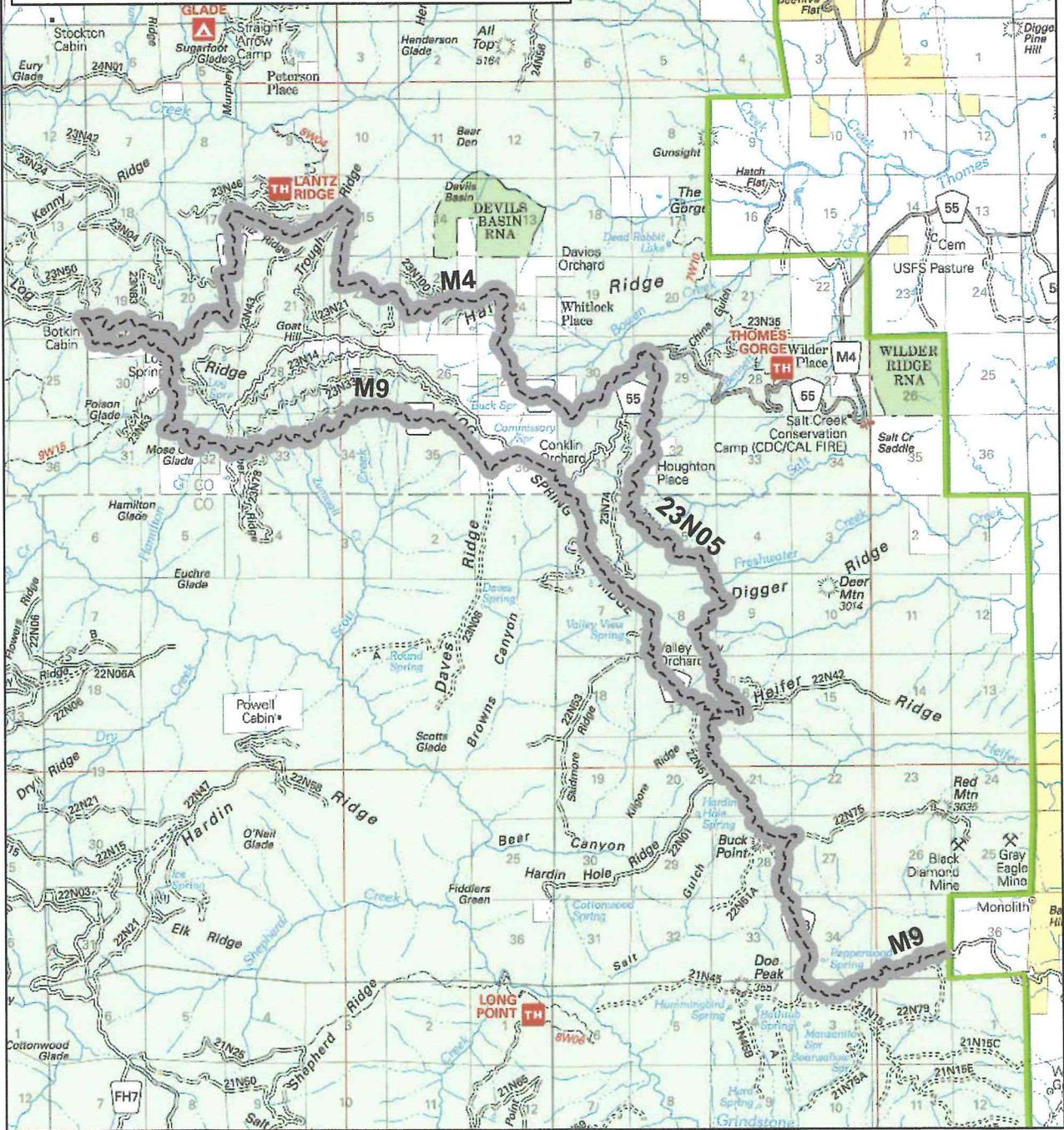
Daves Fire Closure Order No. 08-13-05

Legend

 Closed Roads



0 0.5 1 2 3 Miles



DATE: June 13, 2013

TO: File

FROM: Sherry A. Tune, Forest Supervisor

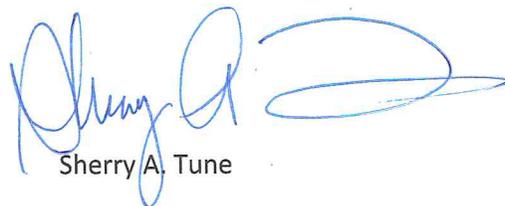
RE: Mendocino National Forest, Daves Fire Emergency Road Closure

This document explains my rationale and the regulatory basis for implementing a closure order for the Daves Fire on the Mendocino National Forest (refer to attached map).

The purpose of this closure is to provide for fire fighter and public safety and to facilitate fire suppression while the Daves Fire is burning on the Mendocino National Forest. Closure of the roads is necessary due to fire suppression traffic and congestion. This Order is enacted pursuant to 36 CFR Part 261.50 (a) and (b) – “Prohibitions to provide short-term resource protection or to protect public health and safety.” The road closures are necessary for the purposes of ensuring public safety by keeping the public out of the fire areas. This closure will remain in effect until the Daves Fire is fully suppressed.

This action is categorically excluded from documentation in an EA or EIS (per FSH 1909.15, Section 31.12, Item 1). This is not a project or activity implementing a land and resource management plan that is documented in a decision memo, decision notice, or record of decision. A case file or Decision Memo is not required for categories of action under this section. No extraordinary circumstances exist.

I have determined that the above facts are accurate and consistent with current laws and regulations.



Sherry A. Tune

Forest Supervisor, Mendocino National Forest