Order Number: 04-17-13-19

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

HUMBOLDT-TOIYABE NATIONAL FOREST
Ruby Mountain Ranger District
Jarbidge Ranger District
Mountain City Ranger District

FIRE RESTRICTION ORDER

Stage I Fire Restrictions

A. PROHIBITIONS

Pursuant to 36 CFR 261.50(a) and (b), the following acts are prohibited on the area, roads, and trails as described in this order, all within the Ruby Mountain, Jarbidge, and Mountain City Ranger Districts, Humboldt-Toiyabe National Forest, beginning August 19 , 2012 at 1700 p.m. and continuing until further notice.

1. **Building, maintaining, attending or using a fire, campfire, or stovefire. [36 CFR 261.52(a)]**

2. **Smoking, outside an enclosed vehicle or building. [36 CFR 261.52(d)]**

3. **Welding, or operating an acetylene torch with open flames. [36 CFR 261.52(i)]**

4. **Using, or causing to be used, any explosive. [36 CFR 261.52(b)**

B. EXEMPTIONS

Pursuant to 36 CFR 261.50(e), the following is exempt from this order.

1. Portable stoves using gas, jellied petroleum or pressurized liquid fuel.
2. Persons using campfires within the approved fire pits or grills provided in Developed Recreation Sites as listed in Exhibit B.
4. Persons with a permit specifically exempting them from the effect of this Order. Annual California Campfire Permit, form LE-63, is not considered a permit for the purposes of exemption to this Order.
5. Any Federal, State, or local officer, or member of a organized rescue or fire fighting force in the performance of an official duty.
6. Persons smoking while stopped in an area at least three feet in diameter that is clear of all Flammable materials.

C. AREA DESCRIBED

All areas, roads and trails, as show on Exhibit A, Map, that are outside of Developed Recreation Sites listed in Exhibit B, within the boundaries of the Ruby Mountain, Jarbidge, and Mountain City Ranger Districts, Humboldt-Toiyabe National Forest.

D. PURPOSE

The purpose of this order is to protect public health, well being and safety.

E. IMPLEMENTATION

1. This Special Order implementing Fire Restrictions is effective at 1700 P.M. on August 19, 2013, and shall remain in effect until resended.

   Exhibit A; Map, Exhibit B Developed Recreation Sites where Campfires are allowed, are attatched and incorporated into this ORDER and Definitions

2. Violation of these prohibitions is punishable as a class B misdemeanor, by a fine of not more than $5000.00 for an individual or $10,000.00 for an organization and/or imprisonment of not more than 6 months [Title 16 USC 551, Title 18 USC 3571(b)(6), Title 18 USC 3 581 (b)(7)].

3. This Order supersedes any previous Order(s) prohibiting the same or similar acts prohibited by this Order in the area covered by this order.

Signed this 19TH day of August, 2013, at Sparks, Nevada.

William Dunkelberger
Forest Supervisor, Humboldt-Toiyabe National Forest

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DEFINITIONS

Fire Restrictions

AREA: Means a discrete, specifically delineated space that is smaller, and in most cases much smaller, than a Ranger District.

CAMPFIRE: A fire, not within any building, mobile home, or living accommodation mounted on a motor vehicle, which is used for cooking, branding, personal warmth, lighting, ceremonial, or esthetic purposes.

STOVE FIRE: A fire built inside a fully enclosed metal stove, grill, or sheep herder type stove that is outfitted with a chimney that is at least five (5) feet in length that is equipped with a spark arrester consisting of a mesh screen with screen opening of 1/4 inch or less

DEVELOPED RECREATION SITE: An area which has been improved or developed for recreation. (A developed recreation site is signed as an agency-owned campground or picnic area and identified on a Forest Service map as a site developed for that purpose).

FOREST SERVICE ROAD OR TRAIL: Means a road or trail wholly or partly within or adjacent to and serving the National Forest System that the Forest Service determines is necessary for the protection, administration, and utilization of the National Forest System and the use and development of its resources.

PERMIT: Means authorization in writing by a forest officer.

For further definitions or clarification of definitions, refer to Title 36 Code of Federal Regulations 261.2.

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EXHIBIT B

DEVELOPED RECREATION SITES ALLOWING CAMPFIRES

Jarbidge Ranger District -

Slide Creek
Pine Creek
Sawmill
Lower Bluster
Upper Bluster
Pavlak

Ruby Mountains Ranger District-

Thomas Canyon
Angel Lake
Angel Creek
South Ruby

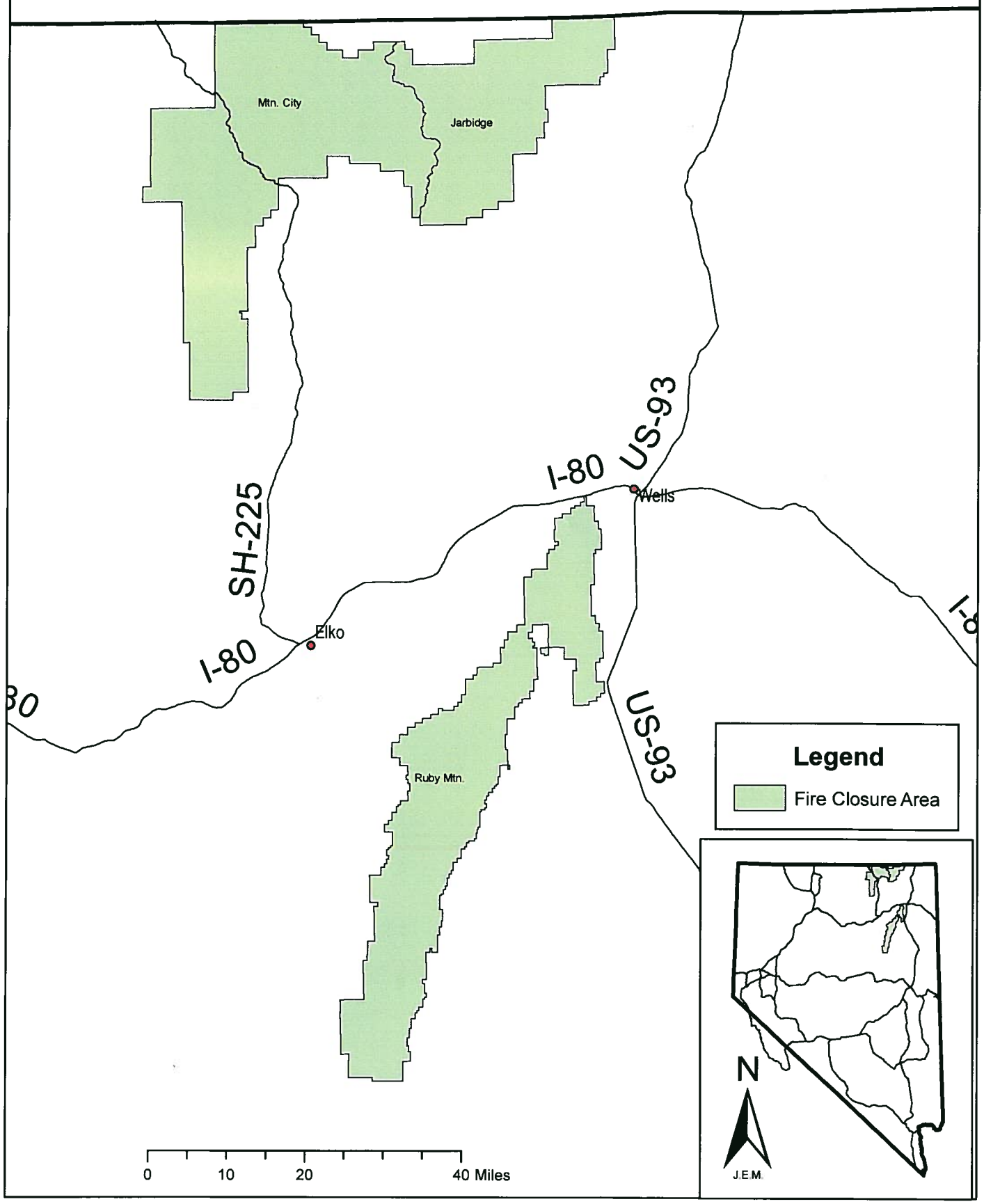
Mountain City Ranger District

Big Bend
Wildhorse Crossing
Jack Creek

Exhibit A

Fire Closure Order Number: 04-17-13-19

Mountain City, Jarbidge, Ruby Mountains Ranger Districts

Humboldt - Toiyabe National Forest

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