Order Number: #02-12-01-24-24



# U.S. Department of Agriculture, U.S. Forest Service PIKE-SAN ISABEL NATIONAL FORESTS & CIMARRON AND COMANCHE NATIONAL GRASSLANDS Leadville Ranger District

## OCCUPANCY AND USE MOUNT MASSIVE WILDERNESS

#### **PROHIBITIONS:**

Pursuant to 16 U.S.C. § 551 and 36 C.F.R. § 261.50 (a) and (b), the following are prohibited within the Mount Massive Wilderness on the Leadville Ranger District of the Pike-San Isabel National Forests & Cimarron and Comanche National Grasslands, shown on the attached map incorporated into this Order as Exhibit A ("Described Area"):

- 1. Entering or being in the Described Area with more than 15 people per group, or a maximum combination of 25 people and pack or saddle animals in any one group. 36 C.F.R. § 261.58(f).
- 2. Possessing a dog that is not under physical restraint of a leash, except for working stock dogs or dogs used for legal hunting purposes. 36 C.F.R. § 261.58(s).
- 3. Camping within 100 feet of lakes, streams, and National Forest System (NFS) trails. 36 C.F.R. § 261.58(e).
- 4. Building, maintaining, attending, or using a campfire within 100 feet of any lake, stream, NFS trail or above 11,000 feet in elevation. 36 C.F.R. § 261.52(a)
- 5. Hitching, tethering, or hobbling a horse or other saddle or pack animal within 100 feet of any lake, stream, or NFS trail. 36 C.F.R. § 261.58(aa).
- 6. Shortcutting a switchback in a trail. 36 C.F.R. § 261.55(e).
- 7. Possessing, storing, or transporting any plant material, such as hay or straw, except livestock feed that has been chemically or mechanically processed to destroy viable seeds (e.g., pelletized feed and rolled grains). 36 C.F.R. § 261.58(t).
- 8. Storing equipment, personal property, or supplies for longer than 72 hours. 36 C.F.R. § 261.57(f).
- 9. Leaving pit toilets uncovered before vacating the Described Area or depositing

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any human waste within 100 feet of springs, lakes, or streams. 36 C.F.R. § 261.57(g).

- 10. Failing to pack all refuse out of the Described Area and properly disposing of it. 36 C.F.R. § 261.57(g).
- 11. Possessing or using a bicycle, wagon, cart, or other vehicle, including a wheelbarrow or game cart. 36 C.F.R. § 261.57(h).

### **EXEMPTIONS**

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

- 1. Persons with a Forest Service Permit No. FS-7700-48 (Permit for Use of Roads, Trails, or Areas Restricted by Regulation or Order), specifically exempting them from this Order or a written determination by a Forest Service authorized officer that a permit is not required under 36 C.F.R. § 251.50(e)(1) or (2).
- 2. Any Federal, State, or Local Officer, or member of an organized rescue or firefighting force in the performance of an official duty.

#### **PURPOSE**

The purpose of this Order is to protect natural resources and wilderness character.

#### **IMPLEMENTATION**

- 1. This Order shall be in effect from August 1, 2024 at 12:01 a.m. through December, 31, 2027 at 11:59 p.m., unless rescinded.
- 2. A map identifying the Described Area is attached and made part of this Order as Exhibit A. For a digital version of this Order and Exhibit A, go to <a href="https://www.fs.usda.gov/alerts/psicc/alerts-notices">https://www.fs.usda.gov/alerts/psicc/alerts-notices</a>.
- 3. Unless otherwise expressly defined in this Order, the terms used in this Order are defined by the regulations of the Secretary of Agriculture, 36 C.F.R. Chapter II, Parts 200-299. If there are terms in this Order that are not expressly defined in the Order or 36 C.F.R. Chapter II, Parts 200-299, their meaning shall be determined by their plain language definitions.
- 4. A violation of the above prohibitions is punishable as a Class B misdemeanor by a fine of not more than \$5,000 for individuals and \$10,000 for organizations, or by imprisonment for not more than six months, or both. 16 U.S.C. § 551; 18 U.S.C. §§ 3559, 3571, and 3581.
- 5. Contact the Leadville Ranger District in Leadville, Colorado, (719) 486-0749, and

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Pike-San Isabel National Forests & Cimarron and Comanche National Grasslands Supervisor's Office in Pueblo, Colorado, (719) 553-1400, for more information about this Order.

6. This Order supersedes Order 1996-10 prohibiting the same or similar acts in the same Described Area.

Signed and issued on July 31, 2024

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James Pitts
Acting Forest and Grassland Supervisor
Pike-San Isabel National Forests &
Cimarron and Comanche National Grasslands



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