UNITED STATES DEPARTMENT OF AGRICULTURE FOREST SERVICE

HUMBOLDT-TOIYABE NATIONAL FOREST Carson Ranger District

Emergency Closure Order

PROHIBITIONS:

Pursuant to 16 U.S.C. § 551 and 36 CFR § 261.50(a) and (b), **the following acts are prohibited** on all National Forest System Lands described in this Order, within the boundaries of the Humboldt-Toiyabe National Forest Carson Ranger District beginning September 1, 2021 at 12:00 a.m. and continuing until September 17th, 2021, or until rescinded, whichever comes first.

1. Going into or being upon any national Forest System Lands or Roads located in the state of California as shown on the attached map. 36 CFR § 261.52(e) 36 CFR 261.54(e)

EXEMPTIONS:

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

1. Persons with 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

2. Any Federal, State, or local officer, or member of an organized rescue or fire fighting force in the performance of an official duty.

3. Persons with a Forest Service non-special use written authorization to conduct non-recreational activities, such as harvesting timber or forest products, or grazing livestock.

4. Owners or lessees of land, to the extent necessary to access their land.

5. Residents, to the extent necessary to access their residences.

6. Persons engaged in a business, trade, or occupation are not exempt from the prohibitions listed above but may use National Forest System roads to the extent necessary to carry out their business, trade, or occupation.

These prohibitions are in addition to the general prohibitions contained in 36 C.F.R. 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 U.S.C. 551 and 18 U.S.C. 3559, 3571, and 3581.

PURPOSE:

The purpose of this order is for Public Health and Safety and the Protection of Resources.

AREA DESCRIBED:

All National Forest System lands located in California within the Boundaries of Carson Ranger District, on the Humboldt-Toiyabe National Forest, South of Highway 50 to the southern district boundary and from the western district boundary to the Nevada State Line, as shown on the map.

IMPLEMENTATION:

- 1. This Order will be in effect beginning September 1, 2021 at 12:00 a.m. and shall remain in effect until September 17, 2021 at 12:00 a.m. or until rescinded, whichever comes first.
- 2. Exhibit A, "Definitions," is attached and incorporated into this order.
- 3. Any violation of the above prohibition(s) is punishable by a fine of not more than \$5,000 for an individual or \$10,000 for an organization and/or imprisonment for not more than six months. [Title 16 USC § 551, Title 18 USC § 3571(b) (6), Title 18 USC § 3581(b)(7)].
- 4. Further information regarding this Order may be obtained at the Humbolt-Toiyabe National Forest Supervisors Office, 1200 Franklin Way, Sparks NV 89431
- 5. This Order supersedes any previous Order(s) prohibiting the same, or similar acts prohibited by this Order in the areas covered by this Order.

Done at the Humboldt-Toiyabe National Forest Supervisors Office, 1200 Franklin Way, Sparks NV, this <u>31st</u> day of August 2021.

William Dunkelberger Forest Supervisor

Order Number 04-17-21-13

EXHIBIT A

Forest Closure

DEFINITIONS:

NATIONAL FOREST SYSTEM: includes all national forest lands, and waters reserved or withdrawn from the public domain of the United States, national forest lands and waters acquired through purchase, exchange, donation, or other means, national grasslands and land utilization projects and waters administered under title III of the Bankhead-Jones Farm Tenant ACT (50 Stat. 525, 7 U.S.C. 1010-1012), and other lands, waters, or interests therein acquired under the Wild and Scenic River Act (16 U.S.C. 1272-1287) or National Trails Systems Act (16 U.S.C. 1241-1249).

For further definitions or clarification of definitions, refer to [36 CFR § 261.2].

Exhibit A

