

**ORDER****FOREST DEVELOPMENT ROADS****WALLOWA-WHITMAN NATIONAL FOREST**

Pursuant to 36 CFR, Sec. 261.50(a) and (b), the following acts are prohibited on the roads and area described in this order within the Wallowa-Whitman National Forest, until further notice.

(1.) Using any type of vehicle prohibited by the order. For the purpose of this order, this restriction applies to motorized vehicles on the forest development roads and segments listed in Appendix A and shown on the map in Appendix B of this order (36 CFR 261.54(a)).


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

(1.) Persons with a permit specifically authorizing the prohibited act or omission.

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

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

Done at Baker City, Oregon, this 22<sup>nd</sup> day of October, 2001.



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KARYN L. WOOD  
Forest Supervisor  
Wallowa-Whitman National Forest

Violation of these prohibitions is punishable 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)

**APPENDIX A****NORTH STARKEY FENCE ROAD CLOSURES**

Those segments of the following Forest Development Roads in Township 3 South, Range 34 East, Sections 2-4 and 7-12 and bounded by Forest Development Roads 2100, 2125 and the Starkey Experimental Forest Fence:

2100215	2120210
2100217	2120212
2100220	2120213
2100221	2120214
2100225	2120216
2100230	2120220
2100231	2120226
2100232	2120227
2100235	2120228
2120100	2120230
2120185	2120233
2120190	2120234
2120191	2120235
2120192	2120236
2120193	2120237
2120195	2120238

# Appendix B

## Roads

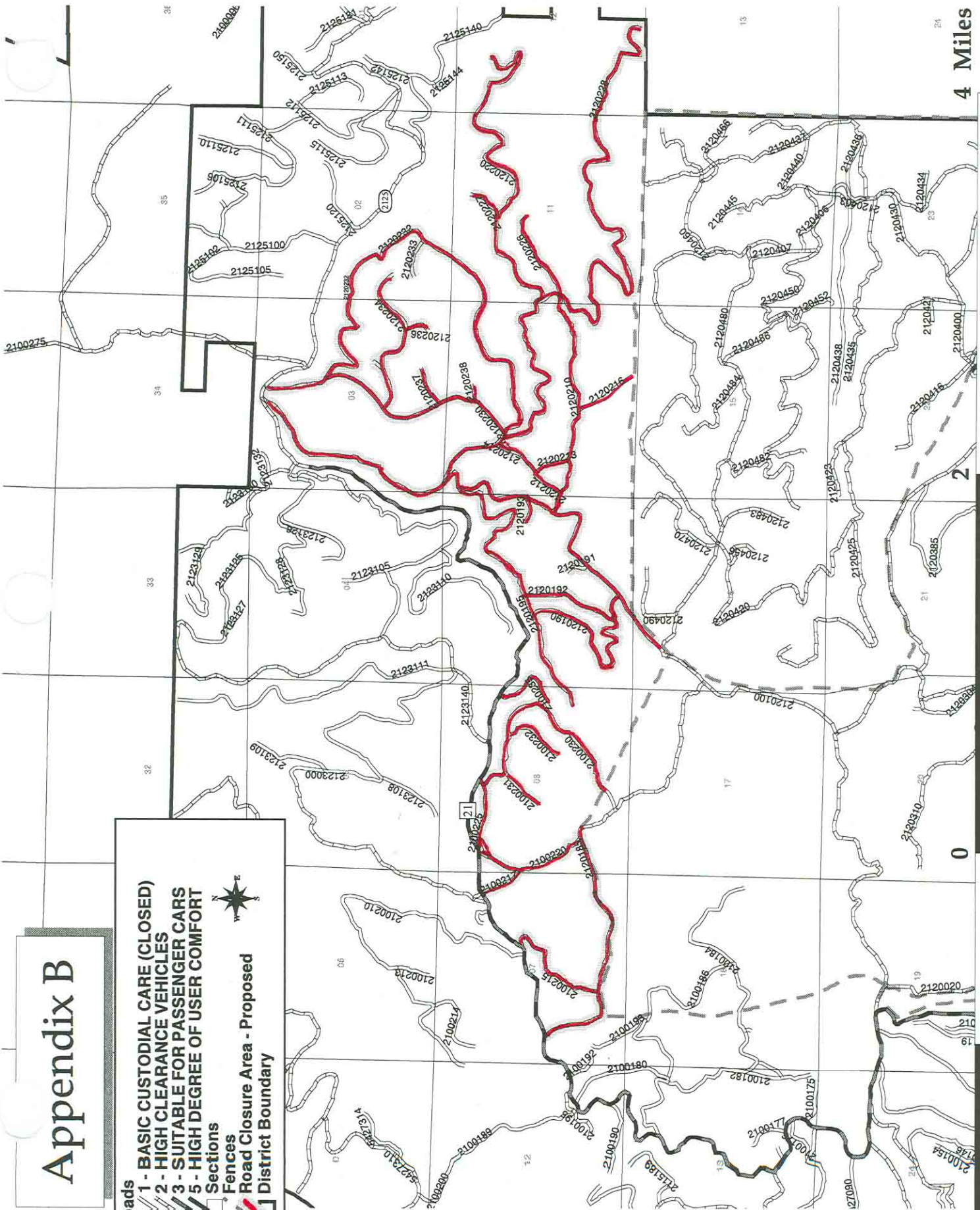
- 1 - BASIC CUSTODIAL CARE (CLOSED)
- 2 - HIGH CLEARANCE VEHICLES
- 3 - SUITABLE FOR PASSENGER CARS
- 5 - HIGH DEGREE OF USER COMFORT

## Sections

Fences

Road Closure Area - Proposed

District Boundary





## Assessment of Need and Enforcement Plan

1. In the past ten years there have been continued reports of game violations involving the use of motor vehicles along this remote portion of the Starkey Experimental fence. Hunting is prohibited within the fence except under very limited conditions. Hunting is prohibited within 1/4 of this fence per Oregon Administrative Rules. Past violations have involved driving deer and elk against the fence by use of motor vehicles so they become easy prey for hunters. Other violations have involved cutting the fence and gaining illegal entry into the active experimental area where the deer and elk are under study. Study animals have been illegally harvested within the fence and transported by motorized vehicles out through holes cut in the fence.

2. The intent of this order is to provide better game escapement opportunities by eliminating the use of any motorized vehicles near the remote north portion of the Starkey Experimental Fence. It is also intended to limit access to illegal hunters adjacent to the fence and within the study area during the controlled hunt big game seasons.

<u>Action</u>	<u>Responsible Person</u>	<u>Date</u>
Prepare Order	Will Novitske, L.E.O.	10-16-01
Review Order	Dwight Johnson, SLEO	10-17-01
Approve Order	Forest Supervisor	week of 10-17-01(proposed)
News Release	District Ranger/PAO	prior to 10-19-01
Post in accordance	PNW staff prior to enforcement (According to 36 CFR 261.51)	prior to 10-23-01

**Dwight B Johnson**  
10/18/2001 07:46 AM

To: David D Dahlstrom/R6/USDAFS@FSNOTES  
cc: William Novitske/R6/USDAFS@FSNOTES  
Subject: Re: Starkey CFR 

Your order looks fine to me. Looks like it might be a bit of a posting challenge. Good Luck.

Dwight B. Johnson  
Patrol Captain  
U.S. Forest Service - Law Enforcement & Investigations  
North Central Oregon Zone  
dbjohnson@fs.fed.us  
(541) 278-3840  
David D Dahlstrom



**David D Dahlstrom**  
10/17/01 09:39 AM

To: Dwight B Johnson/R6/USDAFS@FSNOTES, William  
Novitske/R6/USDAFS@FSNOTES  
cc:  
Subject: Starkey CFR

D.L. Dahlstrom, Operations Maintenance Eng  
GREZ, Wallowa-Whitman NF  
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Dwight, I discovered this morning that we needed to include Section 12 also, the attached is the corrected version now reading sections 2-4 and 7-12.



N.Starkey Fence Order.doc