

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

HUMBOLDT-TOIYABE NATIONAL FOREST
CARSON CITY RANGER DISTRICT

**Occupancy and Use Restrictions
in the Whites, Thomas, and Jones Creeks Areas;
including the Galena Creek Recreation Area**

A. PROHIBITIONS

Pursuant to 36 CFR 261.50(a) and (b), the following acts are prohibited in the area, as described in this order, in the Carson City Ranger District, Humboldt-Toiyabe National beginning August 24, 2009 at 12:01 A.M. and ending when this Order is rescinded.

1. **Being in the area after 10pm and before 6am.**
[36 CFR 261.58(l)]
2. **Camping**
[36 CFR 261.58 (e)].
3. **Building, maintaining, attending or using a fire, campfire, or stove fire, subject to the Exemptions below.**
[36 CFR 261.52(a)].

B. EXEMPTIONS

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

1. Campfires and Stove Fires are allowed in the government provided grills in the group use picnic sites within the Galena Creek Recreation Area. Stove Fires only are allowed in the single use picnic sites within the Galena Creek Recreation Area.
2. Persons with a permit specifically exempting them from the effect of this Order.
3. Any Federal, State, or local officer, or member of an organized rescue or fire fighting force in the performance of an official duty.

C. AREA DESCRIBED

National Forest System lands outside the Mount Rose Wilderness, in the Whites Creek Canyon drainage to the Forest Boundary near Timberline Road (T17N, R18E, portions of section 5, and T18N, R19E, portions of sections 32, 33, 34).

National Forest System lands outside of the Mount Rose Wilderness, in the Thomas Creek Canyon drainage to the Forest Boundary near Timberline Road (T18N, R18E, portions of section 30, 29, 28, and portions of section 27).

National Forest System lands outside of the Mount Rose Wilderness, in the Jones Creek drainage, including area around the Galena Creek Visitor Center, also known as the Galena Creek Recreation Area, to the Mount Rose Highway, Hwy. 431, (T17N R19E, sections 5, 4 and portions of section 3) on the Carson City Ranger District, Humboldt-Toiyabe National Forest. As shown on Exhibit A, Map, and incorporated as part of this ORDER.

D. PURPOSE

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

E. IMPLEMENTATION

1. This Special Order implementing Area Closure Restrictions is effective at 12:01 A.M. On August 24, 2009, and shall remain in effect until rescinded.
2. Exhibit A, Map, Exhibit B, Definitions are attached and incorporated into this ORDER.

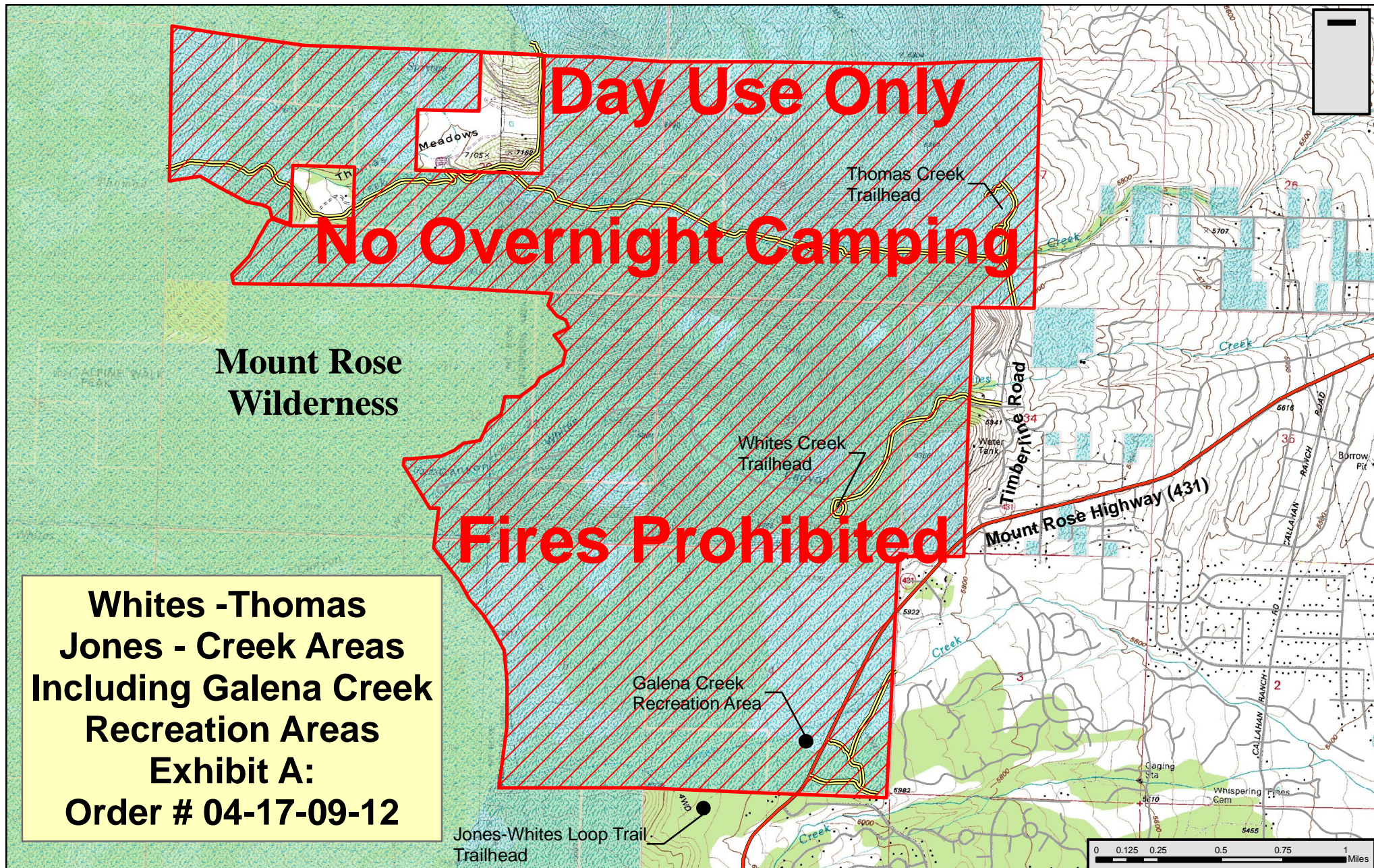
Violation of these prohibitions is punishable as a class B misdemeanor, by a fine of not more than \$5000.00 for an individual or \$10,000.00 for an organization and/or imprisonment of not more than 6 months [Title 16 USC 551, 18 USC 3571(b)(6), Title 18 USC 3581 (b)(7)].

Signed this 21 day of August, 2009, at Sparks, Nevada.

/s/ Edward C. Monnig

Edward C. Monnig
Forest Supervisor, Humboldt-Toiyabe National Forest

Order Number: O4-17-09-12



**Whites -Thomas
Jones - Creek Areas
Including Galena Creek
Recreation Areas
Exhibit A:
Order # 04-17-09-12**

Legend	
PRIVATE PROPERTY	Area of Restrictions
WILDERNESS	Open to Motorized Vehicles
USDA FOREST SERVICE	

RESTRICTIONS

- 1. Fires prohibited, Year Round**
Exemptions: Galena Creek Recreation Area group and single picnic sites (gas stove and provided grills)
- 2. Day Use Only - Area Closed (10pm - 6am)**
No overnight camping.

VIOLATIONS PUNISHABLE

Any violation of these prohibitions is punishable as a class B misdemeanor, by a fine of not more than \$5,000.00 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 USC 3581 (b) (7).



For Further information please call:
Humboldt-Toiyabe National Forest
Carson Ranger District
(775) 882-2766

EXHIBIT B

DEFINITIONS

Occupancy and Use Restrictions

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

CAMPING: means the temporary use of National Forest System lands for the purpose of overnight occupancy without a permanently-fixed structure.
(This includes Developed Recreation Sites; Campgrounds, and any Dispersed Camping)

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 campfire built inside an enclosed stove or grill, a portable brazier, or a pressurized liquid or gas stove including a space heating device.

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 Title 36 Code of Federal Regulations 261.2.