Order Number: 04-17-11-09

# UNITED STATES DEPARTMENT OF AGRICULTURE FOREST SERVICE

# HUMBOLDT-TOIYABE NATIONAL FOREST BRIDGEPORT RANGER DISTRICT

### **Powell Canyon Road Closure Order**

## A. PROHIBITIONS

Pursuant to 36 CFR 261.50(a) and (b), the following acts are prohibited on Forest System Road #42026 as described in this order, in the Bridgeport Ranger District, Humboldt-Toiyabe National Forest until rescinded.

 It is prohibited to use any Motor Vehicle on the section of Forest Service System Road Number 42026, also known as the Powell Canyon Road, shown on Exhibit A, Map as closed. [36 CFR 261.54 (a)]

#### **B. EXEMPTIONS**

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

- 1. Persons with a permit specifically exempting them from the effect of 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.

### C. AREA DESCRIBED

National Forest System Road #42026, commonly known as the Powell Canyon Road. East side closure is located approximately 1 mile west of State Highway 359 and the West side closure is approximately 4/10's of a mile east of Forest Service System Road Number 45855, located on the Bridgeport Ranger District, Humboldt-Toiyabe National Forest.

#### D. PURPOSE

The purpose of this order public health and safety.

#### E. <u>IMPLEMENTATION</u>

- 1. This Special Order implementing Seasonal Road Closure Restrictions is effective at 11:59 P.M. on September 13, 2011 and will remain in effect until rescinded.
- 2. Exhibit A, Map and 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)].

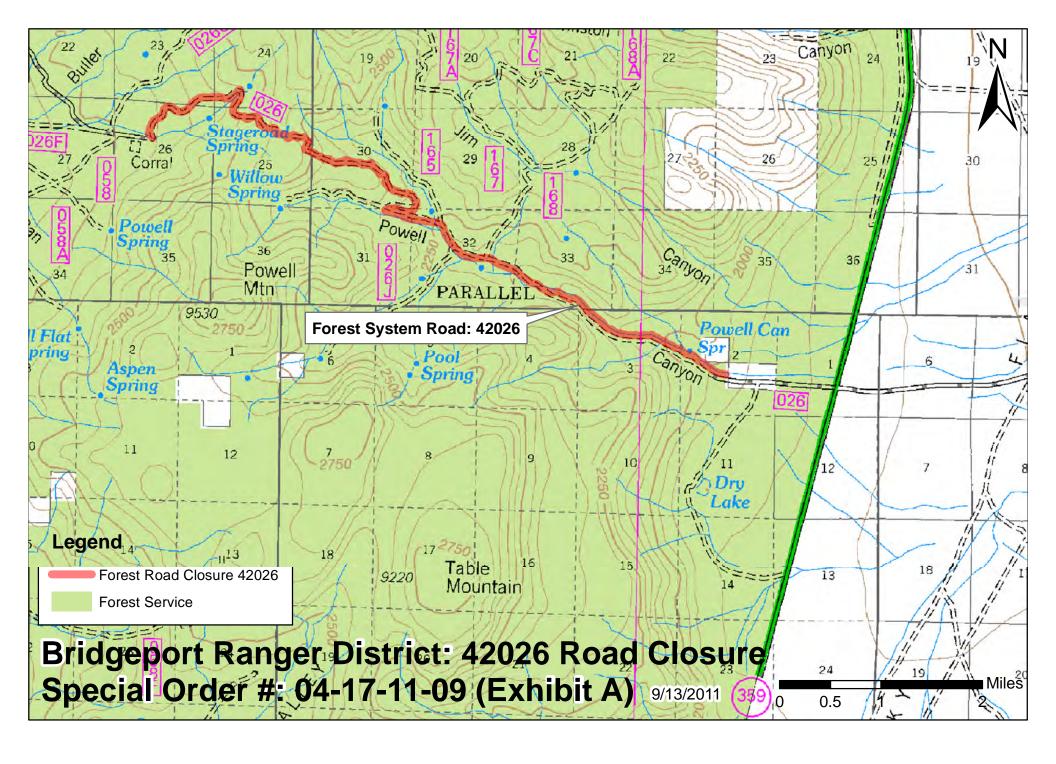
Signed this \_13<sup>th</sup> \_ day of September, 2011, at Sparks, Nevada.

/s/ Jeanne M. Higgins

JEANNE M. HIGGINS

Forest Supervisor, Humboldt-Toiyabe National Forest

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#### **EXHIBIT B**

#### **DEFINITIONS**

# **Powell Canyon Road Closure Order**

**NATIONAL FOREST SYSTEM ROAD:** Means forest roads other than a road which has been authorized by a legally documented right-of-way held by a State, county or other local public road authority.

<u>FOREST ROAD OR TRAIL:</u> 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.

<u>VEHICLE:</u> means any device in, upon, or by which any person or property is or may be transported, including any frame, chassis, or body of any motor vehicle, except devices used exclusively upon stationary rails or tracks.

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