

ORDER**FOREST DEVELOPMENT ROADS****HELLS CANYON NATIONAL RECREATION AREA**

Pursuant to 36 CFR, Sec. 261.50(b), the following acts are prohibited on designated portions of Forest Development Road 2062 as described below and shown on the attached map, within the Hells Canyon National Recreation Area, 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 Forest Development Road 2062 beginning at the gate, located near milepost 0.4 approximately 200 feet east of the southern most intersection of Forest Development Road 2062 and Kirkwood Creek in Section 30, Township 26 North, Range 1 West, northerly to its terminus at milepost 0.0 near Kirkwood Ranch, located in Section 30, Township 26 North, Range 1 West, from April 1 until June 30. (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 28th day of March, 2002


 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)

Supporting Documentation

Statement of Need:

This closure is necessitated by the presence of listed steelhead in Kirkwood Creek. The Kirkwood road offers popular ATV access to the Kirkwood Ranch. The final 1000 feet of road fords Kirkwood Creek three times. It is the opinion of the NMFS biologist that ATV's crossing these fords represent a threat to spawning steelhead and could result in an unauthorized take under the Endangered Species Act. Spawning season for Steelhead lasts from approximately April 30 until June 30 each year. This closure will affect the final 1000 feet of road immediately southeast of Kirkwood Ranch during the spawning period.

Enforcement Procedures:

The volunteers at Kirkwood Ranch will monitor compliance. The volunteers will notify the local LEO of any violations, attempting to get good physical descriptions of the violators. Volunteers should not put themselves in jeopardy to gain this information. FPO's should not attempt to enforce this closure if any animosity develops during the contact.

Posting:

A sign explaining the closure will be posted at the gate that is above the crossings. The gate will be closed.

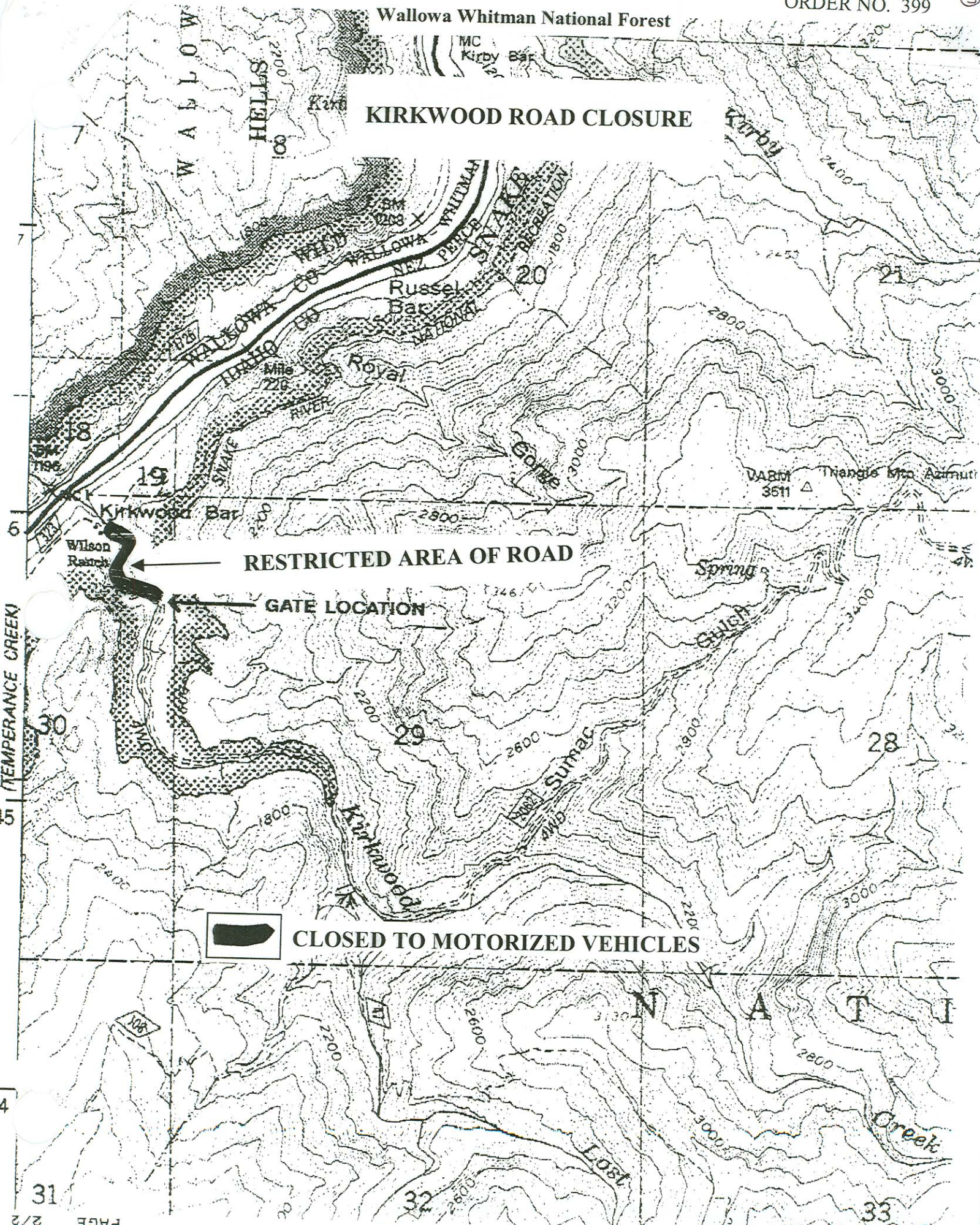
John C. Schuyler, for
KARYN L. WOOD
Forest Supervisor

/s/ Dwight B. Johnson
DWIGHT B. JOHNSON
Patrol Captain

John C. Schuyler, for
KARYN L. WOOD
Forest Supervisor

Wallowa Whitman National Forest

KIRKWOOD ROAD CLOSURE



RESTRICTED AREA OF ROAD

GATE LOCATION

CLOSED TO MOTORIZED VEHICLES

TEMPERANCE CREEK

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