

HELENA NATIONAL FOREST

2880 Skyway Drive
Helena, MT 59602
Forest Supervisor's Emergency Order

OCCUPANCY AND USE

Pursuant to Title 36 Code of Federal Regulations 261.50 (a) and (b) the following restrictions are in effect on Forest Service lands in the Copper Creek Drainage on the Helena National Forest. These restrictions are in addition to those enumerated in Subpart A, Part 261, Title 36, Code of Federal Regulations, and become effective when signed and will remain in effect for one year or until rescinded.

36 CFR 261.58 – Occupancy and Use:

Possessing, storing, or transporting any part of a tree or other plant, as specified in the order. [Title 36, 261.58 (t)]

For the purpose of this order A) No live or dead trees may be removed from lands located between Copper Creek and Copper Creek road #330. B) For all other live streams within the Copper Creek drainage, no live or dead trees may be cut within 100 feet of the streams. (see attached map)

Exemptions:

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

1. Any Person with a permit authorizing the otherwise 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.

Done at Helena, Montana, this **2nd** day of **August**, 2004.



THOMAS J. CLIFFORD
Forest Supervisor

Penalty:

Violations of these Prohibitions are 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).

Notification:

A copy of this order shall be posted as prescribed under 36 CFR 261.51.