

FOOD STORAGE SPECIAL ORDER H-05-01

OCCUPANCY AND USE RESTRICTIONS

LINCOLN RANGER DISTRICT LANDS SOUTH OF HWY 200

Helena National Forest

REGION ONE

USDA, FOREST SERVICE

Pursuant to 36 Code of Federal Regulations 261.50 (a) and (b), the following restrictions are in effect on the National Forest lands of the Lincoln Ranger District that are located south of Highway 200 including lands east and west of Highway 279. 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A, Part 261, Title 36, Code of Federal Regulations and become effective when signed, and shall remain in effect until rescinded or revoked.

1. Possessing or storing any food or refuse, as specified in the order from April 1 to December 1, annually. [36 CFR 261.58(cc)]
2. Possessing, storing or transporting any bird, fish or other animal, or parts thereof as specified in the order from April 1 to December 1, annually. [36 CFR 261.58(s)]

This expansion of the food storage order to the remaining lands on the Lincoln Ranger District will cover occupied grizzly bear habitat and enhance this mitigation for the Northern Continental Divide Ecosystem which consists of National Forest System lands included within the boundaries of the Flathead, Lewis and Clark, Lolo and Helena National Forests and further defined on the attached map (Exhibit A). The National Forest lands hereby made part of this order are defined in Exhibit C. Also attached and hereby made part of this order is Food Storage Special Order Information and Definitions (Exhibit B).

UNDER THIS ORDER IT IS REQUIRED THAT:

1. Human, pet and livestock food (except baled or cubed hay without additives), and garbage shall be attended or stored in a bear-resistant manner.
2. Wildlife carcasses that are within 1/2-mile of any camp or sleeping area shall be stored in a bear-resistant manner during nighttime hours.
3. Burnable attractants (such as food leftovers or bacon grease) shall not be buried, discarded, or burned in an open campfire.
4. The responsible party shall report the death and location of livestock to a Forest Service official within 24 hours of discovery.

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Pursuant to 36 CFR 261.50(e) the following persons may be exempt from this order (the Helena Forest Supervisor or their designee are delegated the authority to grant the exemption in writing):

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.

Done this 27th day of April, 2005.



for JANE P. KOLLMAYER
Acting Forest Supervisor
Helena National Forest

Attractants may be "attended" rather than stored in a bear-resistant manner. However, it is strongly recommended that attractants and all items with odors be stored in bear-resistant containers or suspended 10 feet high and 4 feet away from the supporting structure and stored at least 300 feet from any sleeping area.

The purpose of these restrictions are to minimize grizzly bear-human conflicts and, thereby, provide for visitor safety and recovery of the grizzly bear within the boundaries of the Lincoln Ranger District.

Violations of these prohibitions are punishable by a fine of not more than \$5,000 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).

EXHIBIT "A"

SPECIAL ORDER - FOOD STORAGE

NORTHERN CONTINENTAL DIVIDE GRIZZLY BEAR ECOSYSTEM

Northern Region - Flathead, Lewis & Clark, Lolo and Helena National Forests

KEY

— Special Order Boundary

The boundary identified on this map is approximate and only applies to National Forest system lands. Contact your local Forest Service office for exact boundaries.

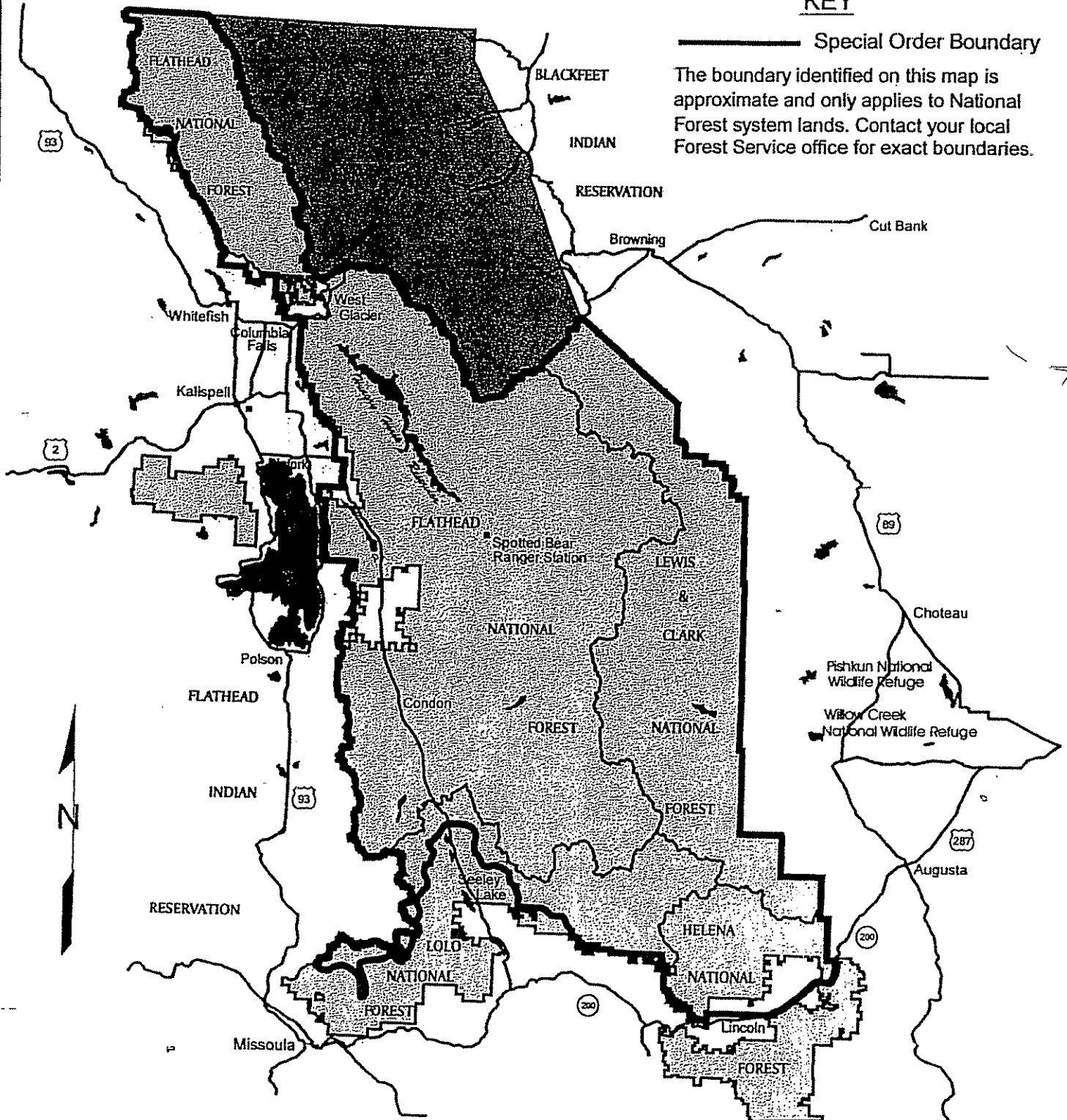


EXHIBIT "B"

FOOD STORAGE SPECIAL ORDER INFORMATION AND DEFINITIONS

DEFINITIONS

7. **Contained fire stove:** a metal stove that completely encloses the fire.
8. **Daytime:** 1/2-hour before sunrise until 1/2-hour after sunset.
9. **Nighttime:** 1/2-hour after sunset until 1/2-hour before sunrise.
10. **Livestock:** A domesticated animal, such as mule, horse, llama, or goat.
11. **Wildlife carcass:** The body, or any parts thereof, of any deceased wild animal, bird, or fish.
12. **Approved electric fence will meet, as a minimum, the following specifications (refer to Forest Service publication 9623-2850-MTDC for more description of fence specifications and set-up):**
 - a. The fence will be set up as a "tight wire" fence. The wire will be tight and under tension, not loose or sagging.
 - b. Minimum fence height.....4 feet.
 - c. Minimum post height.....5 feet.
 - d. Maximum spacing between posts.....8 feet.
 - e. Conductors (wire): Minimum of 7 wires, with 6-10 inch spacing between wires. Bottom wire must be within 2 inches of the ground. All wire must be smooth metal fence wire of at least 16 gauge or poly wire, except the top wire which may be poly tape of at least six strand stainless steel.
 - f. The system will be set up to operate both as a ground wire return and a grounded system. The 2 top wires will be hot, with all other wires alternating hot and ground. The minimum length ground rod is 2 feet.
 - g. Fence charger (minimum): (1) stored energy of 0.7 joules; (2) tested peak output of 5000 volts; (3) 40 shocks per minute. **User must be able to test electrical output in the field.**
 - h. The charger must be made inaccessible to disturbance from a bear. The charger may be stored within the interior of the fence or located a minimum of 10 feet above ground.
 - i. Minimum distance between fence and items enclosed by electric fence.....3 feet.

Exhibit "C"

SPECIAL ORDER - FOOD STORAGE LINCOLN RANGER DISTRICT SOUTH OF HIGHWAY 200 Northern Region - Helena National Forest

