

Order

STAGE 1 FIRE RESTRICTIONS

***NEBRASKA NATIONAL FOREST, BUFFALO GAP and OGLALA
NATIONAL GRASSLANDS***

Pursuant to 36 CFR, Sec. 261.50(a), and (b) the following acts are prohibited within the Nebraska National Forest, Pine Ridge Ranger District, which includes the Oglala National Grassland, in Nebraska, and the Buffalo Gap National Grassland in South Dakota. This order is effective July 1, 2004.

PROHIBITIONS:

1. Building, maintaining, attending or using a fire, campfire, or stove fire (which includes, but is not limited to wood or charcoal fires and broilers), except within a developed Forest Service recreation site, or improved site. 36 CFR 261.52(a)

EXCEPTION: Petroleum-fueled stoves, lanterns, or heating devices may be used providing such devices meet the fire underwriters specifications for safety.

2. Smoking, except within an enclosed vehicle or building, a Forest Service developed recreation site, or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable material. 36 CFR 261.52(d)
3. Welding, or operating acetylene or other torch with open flame, except within an area that is barren or cleared of all flammable material at least 10 feet on all sides from the equipment. 36 CFR 261.52(i)
4. Operating or using any internal or external combustion engine without a spark-arresting device properly installed, maintained, and in effective working order meeting either the USDA Forest Service Standard 5100-1a (as amended), or appropriate Society of Automotive Engineers (SAE) recommended practice J335(b) and J350(a) 36 CFR 261.52(j).
5. Possessing, discharging, or using any kind of firework or other pyrotechnic device. 36 CFR 261.52(f)
6. Using an explosive. 36 CFR 261.52(b)

Entry and Activity Permits referenced below in Exemption No. 1 are not required for the use of petroleum-fueled stoves, lanterns or heating devices, providing such devices meet the fire underwriters specifications for safety, nor for any activity other than as prohibited in Items 1 through 6 above.

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

1. Persons with an Entry and Activity Permit specifically authorizing the prohibited act or omission.
2. Any Federal, State or Local Officer or member of an organized firefighting force in the performance of an official duty.

These restrictions are being implemented for public safety and because of elevated fire hazard conditions on federal lands, administered by the Nebraska National Forest, within the listed counties.

NEBRASKA COUNTIES—Dawes and Sioux

SOUTH DAKOTA COUNTIES—Custer, Fall River, Jackson, and Pennington.

This order becomes **effective on July 1, 2004**, and will remain in force until rescinded or **until October 31, 2004**, which ever occurs first. However, existing fire-related orders for the Fort Pierre National Grassland and Hastings Tract remain in effect until specifically rescinded.

Done at CHADRON, NE, this **1st day of July, 2004**.

/s/ Donald J. Bright

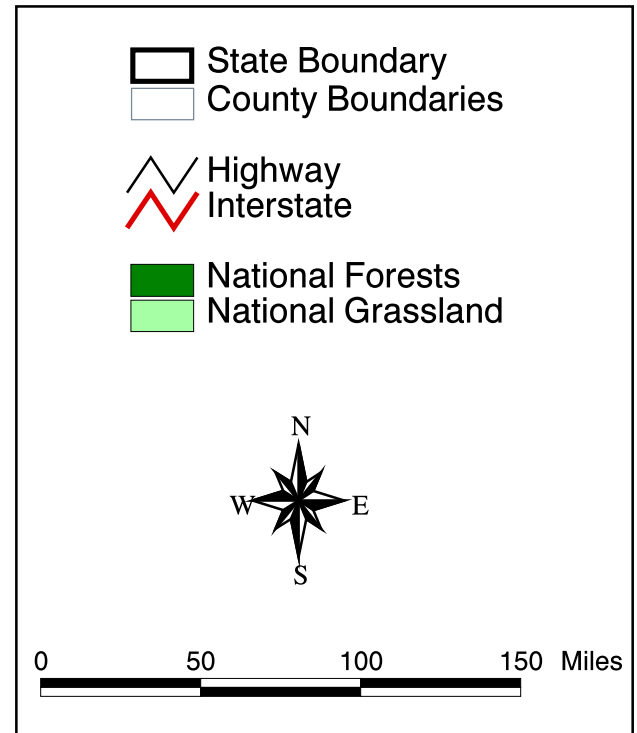
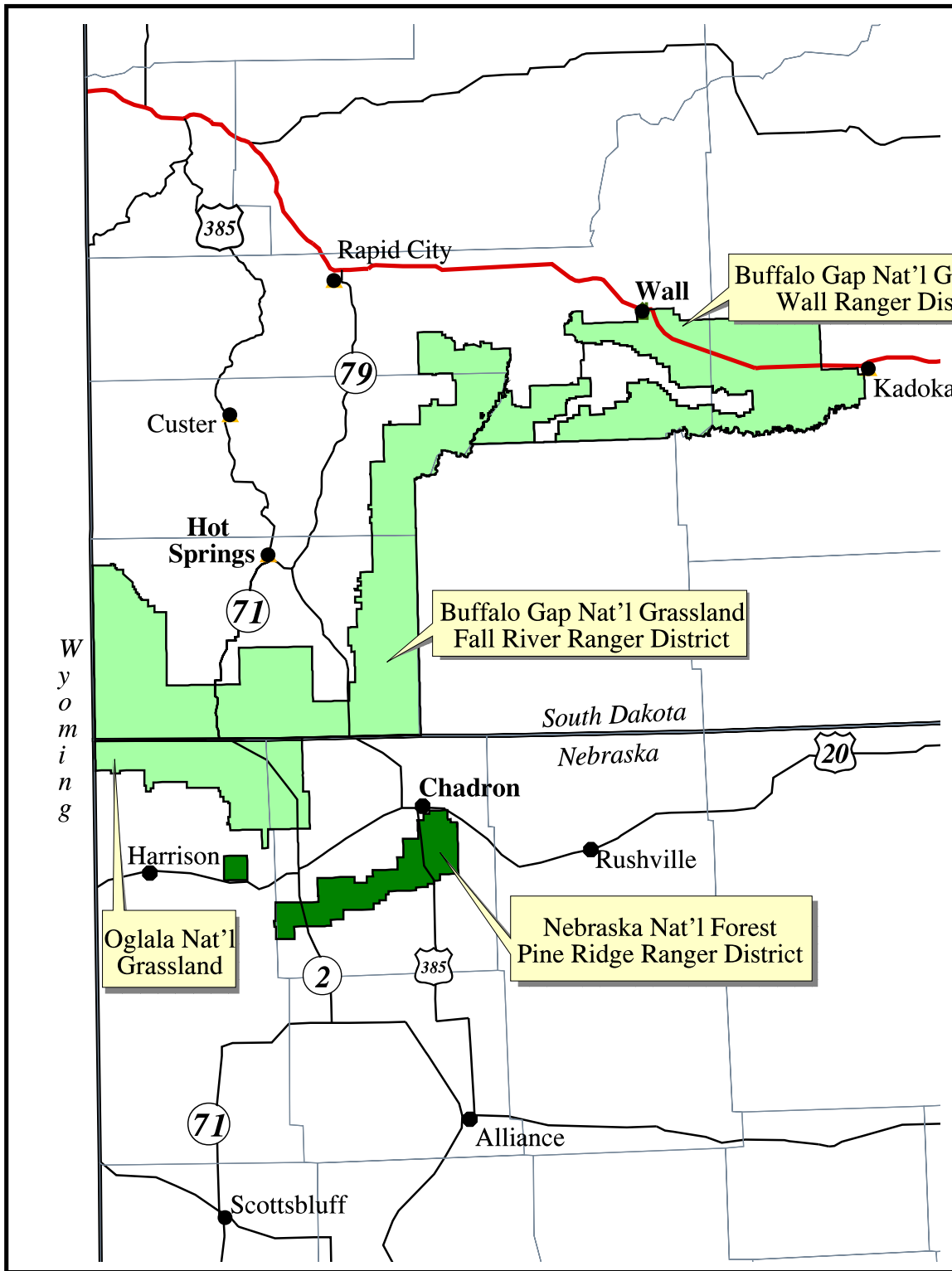
Donald J. Bright

Forest Supervisor, Nebraska National Forest

Violations of these regulations is punishable as a Class B misdemeanor, by a fine of not more than \$5000 for an individual or \$10,000 for an organization, or imprisonment for not more than six (6) months or both. 16 USC § 551, and 18 USC §§ 3559 and 3571.

Nebraska National Forest Fire Restriction Areas 2004

Note: State and private lands intermingled within the National Forests and National Grasslands are not affected by this restriction.



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