

ORDER NO. 21-85

**ORDER OF THE FOREST SUPERVISOR
CLOSING AN AREA TO ENTRY, TO WIT:**

**FERNOW EXPERIMENTAL FOREST
MONONGAHELA NATIONAL FOREST – WEST VIRGINIA**

Under the authority of the Act of Congress dated June 4, 1897, as amended (16 U.S.C. 551), and pursuant to the Secretary of Agriculture's Regulations set forth at 36 CFR Part 261, Subpart B (36 CFR 261.50(a) and (b)), the following acts and omissions are prohibited in Northern Research Station, the Fernow Experimental Forest, Tucker County in the State of West Virginia. Areas are within, and adjacent to, the Forest Proclamation Boundary. The said area being described and designated as shown on the map set forth as Exhibit A, which is attached hereto and made a part hereto:

1. Collecting, any plant material. (36 CFR 261.58 (f)),
2. Camping (36CFR 261.58 (e)),
3. Building, maintaining, attending or using a fire, campfire, or any stove fire including; wood, charcoal, or propane stoves and grills. [36 CFR 261.52 (a)].

THESE RESTRICTIONS ARE NECESSARY FOR PUBLIC SAFETY AND TO PROTECT NATIONAL FOREST PROPERTY. THEY ARE IN ADDITION TO THE GENERAL PROHIBITIONS SET FORTH IN 36 CFR PART 261. THE PROHIBITIONS WILL BE IN EFFECT FROM THE DATE OF THIS ORDER UNTIL SPECIFICALLY WITHDRAWN BY TERMINATION ORDER OF THE FOREST SUPERVISOR.

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

1. Persons with a permit specifically authorizing the otherwise prohibited act or omission (36 CFR 261.50(e)(1)); and,
2. Any Federal, State, or local officer, or member of an organized rescue or fire fighting force in the performance of an official duty (36 CFR 261.50(e)(4)).

Violation of these prohibitions is punishable by a fine of not more than \$5000.00 for an individual or \$10,000.00 for an organization, or imprisonment for not more than six (6) months, or both (16 U.S.C. 551, 18 U.S. C. 3559 and 3571).

Dated this 17th day of December, 2008, at Elkins, West Virginia.

United States Department of Agriculture
Forest Service

/s/ Clyde N. Thompson
CLYDE N. THOMPSON
Forest Supervisor
Monongahela National Forest