



U.S. Department of Agriculture, U.S. Forest Service

**Flathead National Forest
Hungry Horse-Glacier View Ranger District**

**Road Restriction Order
West Side South Fork Road #895**

Pursuant to 16 U.S.C. § 551, 36 C.F.R. § 261.50(b), and 36 C.F.R. § 261.54(a), the following prohibitions are in effect on the Hungry Horse Ranger District on the Flathead National Forest, Flathead County, Montana as depicted on the map attached as **Exhibit A** and hereby incorporated into the order:

PROHIBITION

1. Title 36, CFR 261.54(a): Using any type of motorized vehicle on the roads described below and depicted on Exhibit A is prohibited.

PURPOSE

This closure is for public and construction crew safety during emergency road slump repairs near Wheeler Creek. The below listed road segment is closed to all motorized vehicular use, including over snow use during the time frames listed below.

ROAD SEGMENT CLOSED TO MOTORIZED VEHICLES

West Side South Fork Road #895 will be closed between milepost 39.1 (immediately south of its intersection with Wheeler Creek Road #895F) and milepost 39.7 (approximately 150 feet north of Wheeler Creek bridge) in Section 15, Township 27 North, Range 17 West.

See attached map, Exhibit A.

IMPLEMENTATION

This order will be in effect from May 15, 2023, at 1700 to August 27, 2023, at 0500 or until rescinded, whichever occurs first.

EXEMPTIONS

Pursuant to 36 C.F.R. § 261.50(e), the following persons are exempt from this Order:

1. Persons with Forest Service Permit No. FS-7700-48 (Permit for Use of Roads, Trails, or Areas Restricted by Regulation or Order), specifically exempting them from this Order or a written determination by a Forest Service authorized officer that a permit is not required under 36 C.F.R. § 251.50(e)(1) or (2).
2. Any Federal, State, or Local Officer, or member of an organized rescue or firefighting resource

in the performance of an official duty.

PENALTY

Violation of these prohibitions is 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 USC 551 and 18 USC 3559 and 3571).

INFORMATION

1. A map identifying the Described Area is attached and made part of this Order as Exhibit A. For a digital version of this Order and Exhibit A, go to <https://www.fs.usda.gov/alerts/flathead/alerts-notice> .
2. Unless otherwise expressly defined in this Order, the terms used in this Order are defined by the regulations of the Secretary of Agriculture, 36 C.F.R. Chapter II, Parts 200-299. If there are terms in this Order that are not expressly defined in the Order or 36 C.F.R. Chapter II, Parts 200-299, their meaning shall be determined by their plain language definitions.
3. A violation of the above prohibitions is punishable as a Class B misdemeanor by a fine of not more than \$5,000 for individuals and \$10,000 for organizations, or by imprisonment for not more than six months, or both. 16 U.S.C. § 551; 18 U.S.C. §§ 3559, 3571, and 3581.
4. Contact the Hungry Horse Ranger District in Hungry Horse, MT, (406) 387-3800, or the Flathead National Forest Supervisor's Office in Kalispell, MT, (406) 758-5208, for more information about this Order.
5. This Order supersedes any previous Orders prohibiting the same or similar acts on the same Described Road.

Signed and issued on May 15th, 2023.

Kurtis E. Steele
Forest Supervisor
Flathead National Forest