**Order Number: # 0412-586** 

01-17-05-23-003



### U.S. Department of Agriculture, U.S. Forest Service Nez Perce-Clearwater National Forests & Payette National Forest Red River Ranger District and Krassel Ranger District

### Elk Horn Fire Area, Roads, and Trails Closure

#### **PROHIBITIONS**

Pursuant to 16 U.S.C. § 551 and 36 C.F.R. § 261.50(a) and (b), the following are prohibited on the National Forest System (NFS) lands, road, and trails in the Nez Perce-Clearwater National Forests, Red River Ranger District, and the Payette National Forest, Krassel Ranger District, described below and shown on the attached map incorporated into this Order as Exhibit A (the "Described Area, Roads, and Trails"):

- 1. Going into or being in the Described Area. 36 C.F.R. § 261.52(e).
- 2. Being on the Described Roads. 36 C.F.R. § 261.54(e).
- 3. Being on the Described Trails. 36 C.F.R. § 261.55(a).

#### **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. Owners or lessees of land in the Described Area or who need to use the Described Roads or Trails to access land they own or lease.
- 3. Any Federal, State, or local officer, or member of an organized rescue or fire fighting force in the performance of an official duty.
- 4. Federal or State administrative personnel in the performance of an official duty.

#### **DESCRIBED AREA, ROADS, AND TRAILS**

The Described Area is entirely within Idaho County, Idaho and includes all NFS lands within the following boundaries:

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Beginning on the Payette National Forest in Section 11, Township 24 North, Range 8 East within the Salmon River Wild and Scenic Corridor and heading up the ridgeline northeast and crossing into Section 01, Township 25 North, Range 8 East and heading southeast into Section 7, Township 24 North, Range 9 East to Lemhi Point; continuing southeast along the NFST #023 Lemhi Point Trail to the Sheepeater Mountain; continuing, the area closure continues Easterly along the north side of NFST #021 Fish Lake Trail and NFST#024 Flossie Lake Trail to the junction with NFST #001 Chamberlain Trail located in Section 39, Township 24 North, Range 10 East. Continuing northerly along the #001 Chamberlain Trail to the junction with the NFST #026 Queen Creek Trail and continuing easterly, northeast along NFST #026 Queen Creek Trail to Mule Creek Point in Section 07, Township 24 North, Range 12 East. The closure boundary then leaves the NFST #026 Queen Creek Trail and continues easterly, northeast through Sections 08 and 04, Township 24 North, Range 12 East, then crossing into Section 34, Township 25 North, Range 12 East then turning easterly through Section 35 to the Salmon River. The closure area polygon runs back down-river from this point along the high-water mark on the Salmon River Wild and Scenic Corridor back to the starting point on the Payette National Forest.

Crossing the Salmon River in Section 35, Township 25 North, Range 12 East, the area closure begins on the North side of the Salmon River Wild and Scenic River high-water line on the Bitterroot National Forest portion of the river corridor at Section 35, Township 25 North, Range 12 East and continuing Northwesterly through Sections 27, 22, 21, 30, 17 and 16 at the Nez Perce-Clearwater/Bitterroot National Forest Boundary. The closure boundary then continues North/Northeasterly along this Forest Boundary line through Sections 18, 08, 05, 04, Township 25 North, Range 12 East; continuing into Sections 32, 33, 28, 27, 22, 21, 15, 10, 09, 03, Township 26 North, Range 12 East,; continuing Northerly and crossing into Sections 34, 27, 22, 15, Township 27 North, Range 12 East and stopping at Sabe Saddle where it intersects the Magruder Corridor Road in Section 14, Township 27 North, Range 12 East. The northern portion of the Area Closure follows the Magruder Road Corridor Westerly and is firmly fixed to the Southern side of the road corridor beginning in Section 14, Township 27, Range 12 East at Sabe Saddle and crossing through Section 15, 16, 17 then heading Northeast through Section 17 to Dry Saddle. Continuing northwest through Section 08, 05 into Section 06, then turning North into Section 31, Township 28 North, Range 12 East at Poet Creek. Continuing Westerly, following the Magruder Corridor through Sections 36, 35, 34, 27, 28, 33, 32, 31, Township 27 North, Range 11E, back into Sections 06 and 07, Township 27 North, Range 11 East. Continuing westerly into Sections 12 and 11, Township 27 North, R 10 East, where it junctions with NFST #580 Boston Mountain in Section 11, Township 27 North, Range 10 East. Continuing south along NFST #580 Boston Mountain to Boston Mountain Peak in Section 26, Township 27 North, Range 10 East. Continuing westerly along NFST #586 Cook Ranch in Sections 27, 34, 33, 32, 31, Township 27 North, Range 10 East and into Section 40, Township 27 North, Range 09 East, then turning southwesterly through Sections 37,38,39,40, Township 26 North, Range 09 East, where it intersects the NFSR #421 Whitewater Road. Continuing southwest through Sections 39, 15, 16, 21, 20, 29, 30, Township 26 North, Range 09 East to Churchill Mountain. Continuing southwest from Churchill Mountain into Section 06, Township 25 North, Range 09 East and crossing into Sections 1, 12, 13, Township 25 North, Range 08 East, intersecting NFST #231 Rhett Creek in Section 41. Continuing Westerly through Section 41 into Section 42 at Blowout Mountain in Township 25 North, Range 08 East, Section 42 and

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intersecting the NFST #212 Lemhi in Section 16. Continuing south, southwest through Sections 21, 28 and 33, Township 25 North, Range 08 East at Mammoth Mountain. Then following the NFST #220 Boise Bar east/southeast through Sections 33 and 34, Township 25 North, Range 08 East, crossing into Sections 03 02, Township 24 North, Range 08 East and continuing to the Salmon River and NFST #096 Salmon River in Section 11, Township 24 North, Range 08 East. The southern portion of the closure area on the North side of the Salmon River along the Nez Perce-Clearwater National Forests follows the high-water line all the way eastward to where the polygon started in Section 35, Township 25 North, Range 12 East.

The Described Area excludes the Salmon River Wild and Scenic Corridor below the high-water line.

The Described Trails are all NFS trails within and bordering the Described Area, except for the following: NFST #468, Nez Perce Trail, NFST #021, Fishlake Trail, and the portion of NFST #017, Three Blaze Trail, bordering the Described Area..

The Described Roads are all NFS roads within and bordering the Described Area, including a segment of NFSR#421, Whitewater Road, but excluding NFSR #168 Magruder Road.

#### **PURPOSE**

The purpose of this Order is to protect public health and safety during an active wildfire.

#### **IMPLEMENTATION**

- 1. This Order shall be in effect from August 4th, 2023, at 18:00 PM through September 30, 2023, at 06:00 PM, unless rescinded.
- 2. A map identifying the Described Area, Roads, and Trails is attached and made part of this Order as Exhibit A. A copy of this closure order will be posted on the Payette National Forest webpage at: <a href="https://www.fs.usda.gov/main/payette/fire">https://www.fs.usda.gov/main/payette/fire</a> as well as on the Nez Perce-Clearwater National Forests webpage at: <a href="https://www.fs.usda.gov/detail/nezperceclearwater/home/?cid=fsm91\_055753">https://www.fs.usda.gov/detail/nezperceclearwater/home/?cid=fsm91\_055753</a>, as well as social media accounts for each National Forest as appropriate.
- 3. 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.
- 4. 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

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imprisonment for not more than six months, or both. 16 U.S.C. § 551; 18 U.S.C. §§ 3559, 3571, and 3581.

- 5. Contact the Payette National Forest Supervisor's Office at (208) 634-0700 and the Krassel Ranger District in McCall, Idaho at (208) 634-0659, or the Nez Perce-Clearwater National Forests Supervisor's Office at (208) 935-2513 and the Red River District Ranger Office at (208) 842-2245 for more information about this Order.
- 6. This Order supersedes any previous orders prohibiting the same or similar acts on the same Described Area, Road, and Trails.

LINDA JACKSON Digitally signed by LINDA JACKSON Date: 2023.08.04 15:53:06 -06'00'

Forest Supervisor
Payette National Forest

Forest Supervisor
Nez Perce-Clearwater National Forests





## Forest Service

U.S. DEPARTMENT OF AGRICULTURE

# Elk Horn Fire Closure Area 0412-0586; 01-17-05-23-003

Payette and Nez Perce-Clearwater National Forests

