

BEFORE THE FISH, WILDLIFE AND PARKS COMMISSION
OF THE STATE OF MONTANA

In the matter of the repeal of a) NOTICE OF REPEAL OF A
temporary emergency rule closing) TEMPORARY EMERGENCY RULE
Cooney Reservoir in Carbon County)

TO: All Concerned Persons

1. On July 26, 2012 the Fish, Wildlife and Parks Commission (commission) adopted a temporary emergency rule closing Cooney Reservoir in Carbon County, published at page 1615 of the 2012 Montana Administrative Register, Issue No. 15. Cooney Reservoir was closed due to fire suppression efforts including several helicopters bucketing water from the reservoir. This situation constituted an imminent peril to the public health, safety, and welfare of anyone recreating on the reservoir.

2. As conditions have substantially changed and public safety is no longer an issue, the temporary emergency rule closing Cooney Reservoir in Carbon County, MAR Notice No. 12-381, is no longer necessary. As this situation no longer constitutes an imminent peril to public health, safety, and welfare, the department is repealing the rule. The repeal of the rule will be sent as a press release to newspapers throughout the state. Also, signs informing the public of the closure will be removed at access points. The repeal notice will be sent to interested parties, and published in Issue No. 16 of the 2012 Montana Administrative Register.

3. The repeal of the temporary emergency rule is effective August 7, 2012.

/s/ Joe Maurier
Joe Maurier
Director
Department of Fish, Wildlife and Parks
Secretary
Fish, Wildlife and Parks Commission

/s/ Rebecca Jakes Dockter
Rebecca Jakes Dockter
Rule Reviewer

Certified to the Secretary of State August 7, 2012.