



**UNITED STATES FOREST SERVICE
TONTO NATIONAL FOREST**

SPECIAL RESTRICTIONS FOR OCCUPANCY AND USE

PROHIBITIONS

Pursuant to 16 USC 551 and 36 CFR 261.50 (a) and (b), the following acts and omissions are prohibited on the areas, roads, and trails as described in this Order, and as depicted on the attached map hereby incorporated into this Order as Exhibit A (the “restricted area”), all within the Tonto National Forest, Maricopa, Gila, Yavapai, and Pinal Counties, Arizona:

1. Camping for more than fourteen (14) days in a thirty-day period. **36 CFR 261.58(a)**
2. Shortcutting a switchback in a trail. **36 CFR 261.55(e)**
3. Parking or leaving a vehicle in violation of posted instructions. **36 CFR 261.58(g)**
4. Parking or leaving vehicles outside a parking space assigned to one’s own camp unit. **36 CFR 261.58(h)**
5. Being publicly nude. **36 CFR 261.58 (j)**

Exception: All areas of the Tonto National Forest except all developed recreation sites including Campgrounds, camping areas, picnic areas, day use sites, boating sites and trailheads (as depicted in exhibit A), and the Lower Salt River Area (as depicted in Exhibit B)

6. Riding, hitching, tethering or hobbling a horse or other saddle or pack animal in violation of posted instructions. **36 CFR 261.58(aa)**
7. Possessing a beverage which is defined as an alcoholic beverage by State law, as specified below. **36 CFR 261.58(bb)**
 - a. Possessing an alcoholic beverage by persons under the age of twenty-one (21) years. ARS 4-244.9
 - b. Possessing an open container of an alcoholic beverage while within the passenger compartment of any motor vehicle either on or off road. ARS 4-251.
 - c. For a person under twenty-one years of age to drive or be in physical control of a motor vehicle while there is any spirituous liquor in the person's body. ARS 4-244.34
 - d. For a person under twenty-one years of age to operate or be in physical control of a motorized watercraft that is underway while there is any spirituous liquor in the person's body. For the purposes of this paragraph, "underway" has the same meaning prescribed in section 5-301. ARS 4-244.35



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ARS 5-301.18 "Underway" means a watercraft that is not at anchor, is not made fast to the shore or is not aground.

The following ARS 4-251C exceptions apply: 1) A passenger in any bus, limousine or taxi; and 2) A passenger in the living quarters of a motor home.

For purposes of this Order, the term Alcoholic beverage means the same as the definition for "spirituous liquor" found at Arizona Revised Statute, ARS 4-101.

EXEMPTIONS

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

1. Persons with a USFS permit specifically authorizing the otherwise prohibited act or omission.
2. Any Federal, State, or local officer, or member of any organized rescue or fire fighting force in the performance of an official duty.

AREA DESCRIBED

The restricted area for prohibitions 1-4, 6, and 7 includes all National Forest System lands, waters, roads, and trails within the exterior boundaries of the Tonto National Forest, as depicted in Exhibit A of this Order. Prohibition 5 includes all developed recreation sites within Tonto NF (depicted in Exhibit A) and the Lower Salt River area (as depicted in Exhibit B).

PURPOSE

The purpose of this Order is the protection of National Forest visitors and employees, the prevention of user conflicts, the conservation of natural resources, and the protection of property belonging to the United States.

IMPLEMENTATION

1. Prohibitions contained in this Order become effective immediately upon execution of the Order and will remain in effect until February 18, 2018. This order supersedes and terminates special order 12-10-231R.
2. These restrictions are in addition to the general prohibitions found at 36 CFR 261, Subpart A.
3. Violation of these prohibitions is punishable by a fine of not more than \$5,000 for individuals and \$10,000 for organizations, imprisonment for not more than six (6) months, or both. [16 USC 551, 18 USC 3559, 3571 and 3581].



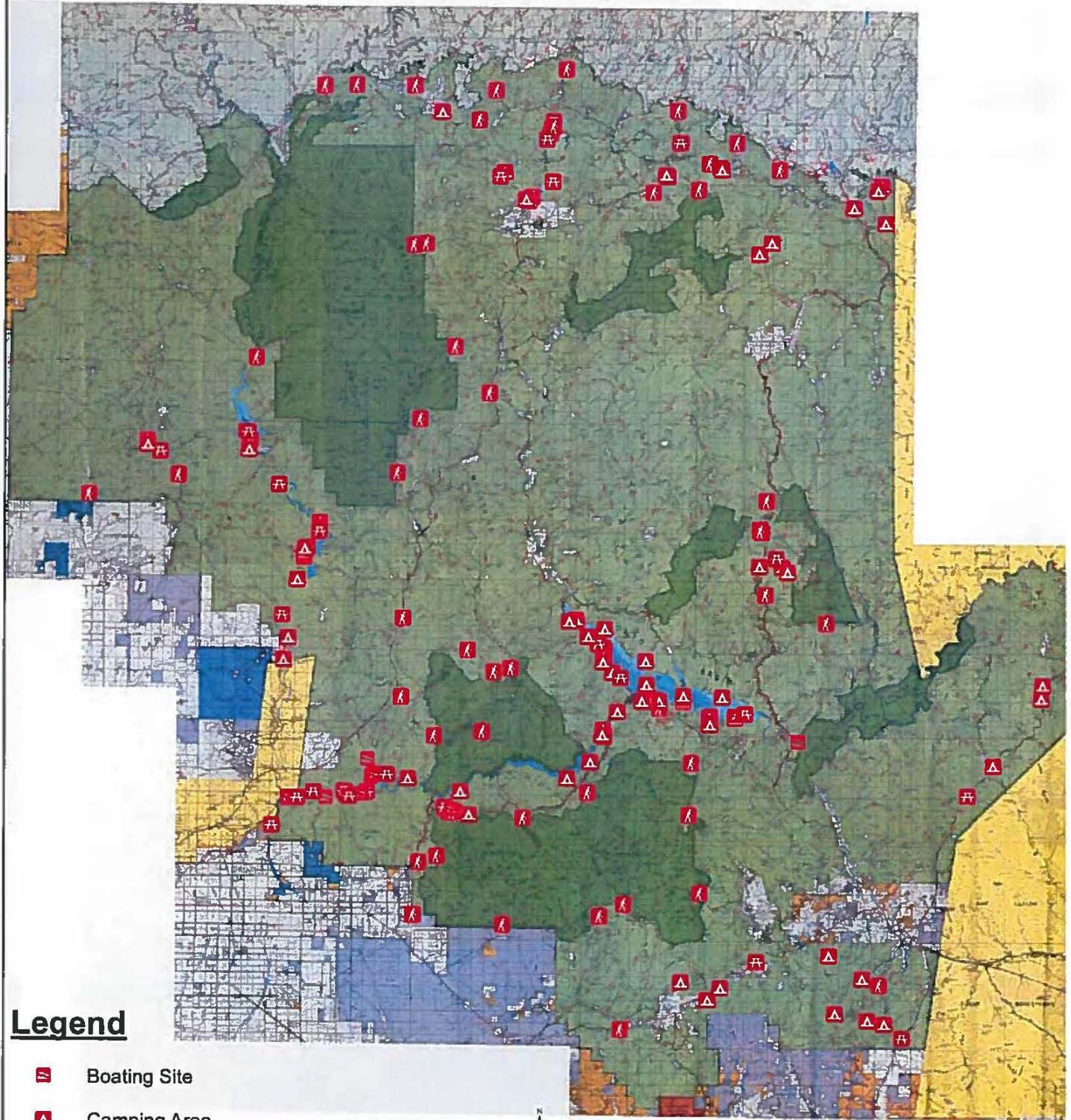
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Done this ____ day of _____, 2016, at Phoenix, Arizona.

Neil Bosworth
Forest Supervisor

Tonto National Forest



Legend

-  Boating Site
-  Camping Area
-  Day Use / Picnic Area
-  Trailhead



0 2.5 5 10 15 20 Miles

Order No. 12-16-268
Exhibit A

Tonto National Forest

Order No. 12-16-268

Occupancy and Use Restrictions Exhibit B

