

**UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
NATIONAL FORESTS IN NORTH CAROLINA
NANTAHALA NATIONAL FOREST
TUSQUITEE RANGER DISTRICT**

Order Number 02-19-2009

Temporary Emergency Closure of Trails in the Upper Tellico OHV Trail and Road System

Pursuant to 36 C.F.R. § 261.50 (a) and (b) and in accordance with 36 C.F.R. § 212.52, the following acts are prohibited on the entire length of all National Forest System Trails and Roads located within the Upper Tellico OHV Trail and Road System, with exception of Trail TRUT-1/NFSR 420-1, NFSR 402 and that portion of Trail TRUT 2/NFSR 420-2 traversing from NFSR 402 to Jenks Gap, which will all remain open for use by registered, street legal motor vehicles only as further described on the Upper Tellico OHV Trail System Map. This closure is effective from April 1, 2009 until March 31, 2011, or earlier if the order is officially terminated by the Forest Supervisor.

Possession or use of a motorized vehicle on a road or trail within the Upper Tellico OHV Trail and Road system, which is closed by sign, gate or barricade. 36 C.F.R. § 261.54 (a) and (e) and 36 C.F.R. § 261.55 (a) and (b).

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

1. Persons with a permit from the authorized Forest Service Officer specifically authorizing an otherwise prohibited act or omission.
2. Owners or lessees of land accessed by the specified trails are exempt from the prohibitions listed above to the extent necessary to gain access to their land.
3. Any Federal, State or local officer or member of an organized rescue or firefighting force working in the performance of an official duty.

Executed in Asheville, North Carolina this 31st day of March, 2009

/s/ Marisue Hilliard

MARISUE HILLIARD

Forest Supervisor

National Forests in North Carolina

Violation of these prohibitions set forth above is punishable by a fine of not more than \$5,000 for an individual and \$10,000 for an organization, or imprisonment for not more than six (6) months, or both. See 16 U.S.C. 551, 18 U.S.C. 3559 and 3571.