

ORDER 12-59-3R
SPECIAL RESTRICTIONS
SUPERSTITION WILDERNESS AREA
TONTO NATIONAL FOREST

PURSUANT TO 36 CFR §261.50(a), the following acts are prohibited year-long on National Forest System lands within the Congressionally-established boundaries of the Superstition Wilderness Area (see Page 4), located within the Tonto National Forest:

- 1. It is prohibited to use any portion of this Wilderness Area by more than fifteen (15) people in a group* at one time. 36 CFR §261.58(f).**
- 2. It is prohibited to enter or be in this Wilderness Area with more than fifteen (15) head of any type of pack or saddle animals in a group* at one time. 36 CFR §261.58(a).**
- 3. It is prohibited to dispose debris, garbage, or other waste, by burying, abandoning, or other means. 36 CFR §261.57(g).**
- 4. It is prohibited to process or transport any part of an indigenous plant, EXCEPT dead-and-down material to be used in a campfire within this Area. 36 CFR §261.58(t).**
- 5. It is prohibited to shortcut a switchback on a National Forest System Trail. 36 CFR §261.55(e).**
- 6. It is prohibited to use a wagon, cart, or other non-motorized vehicle. 36 CFR §261.57(h).**
- 7. It is prohibited to allow grazing by any type of livestock. 36 CFR §261.57(e).**
- 8. It is prohibited to discharge an firearm, EXCEPT for taking game in accordance with state hunting laws (ARS, Title 17). 36 CFR §261.58(m).**
- 9. It is prohibited to store equipment, personal property, and/or supplies for a period in excess of three (3) consecutive days. 36 CFR §261.57(f).**

*A group is defined as any number of persons affiliated together with a common goal to do a variety of activities such as boating, eating, camping, or hiking.

These restrictions are in addition to those prohibitions enumerated in Subpart A of 36 CFR 261 and any other Special Orders pertaining to this Area. See Order 12-6 (as revised) for Forest-wide prohibitions.

Be aware that 36 CFR 261.16 prohibits possessing or using a motor vehicle or motorized equipment (except as authorized), possessing or using a hang glider or bicycle, landing of aircraft, dropping or picking up any material, supplies, or person by means of aircraft/helicopter in any Wilderness Area.

Also note that 36 CFR 293.6 prohibits commercial enterprises, temporary or permanent roads, use of motor vehicles, motorized equipment, or other forms of mechanical transport (except wheelchairs), landing of aircraft, dropping of materials, supplies, or persons from aircraft. Also prohibited are structures or installations, and cutting of trees, except as provided for in the Wilderness Act of 1964 or subsequent legislation.

PURSUANT TO 36 CFR §261.50(e), the following persons are exempt from this Order:

1. Persons with written authorization by a Forest Officer, which specifically authorizes the otherwise prohibited act. The issuing officer may include such conditions as are considered necessary for the protection of this Wilderness Area, or for the protection of the health, safety, or welfare of its users.
2. Any employee of a Federal, State, or local rescue or fire-fighting force in the performance of an official duty (Non-employees and others may also be exempted under Item (1) above).

PURSUANT TO 36 CFR §261.50(e), the following persons are also exempt from Item #6 of this Order:

1. Any individual whose disability requires use of a wheelchair which is defined as “a devise solely for the use by a mobility-impaired person for locomotion, that is suitable for use in an indoor pedestrian area.”

This Order supersedes Order 12-59-2R dated July 14, 2000 which is hereby revoked.

Done at Phoenix, Arizona, this _____ day of _____, 2004.

KARL P. SIDERITS
Forest Supervisor
Tonto National Forest

VIOLATION OF THESE PROHIBITIONS IS PUNISHABLE BY A FINE OF NOT MORE THAN \$5,000 FOR AN INDIVIDUAL OR \$10,000 FOR A LEGAL ENTITY OTHER THAN AN INDIVIDUAL, OR IMPRISONMENT FOR NOT MORE THAN SIX (6) MONTHS, OR BOTH. TITLE 16 USC, SECTION 551.