Order Number: 03-0438

ORDER
STAGE 2 FIRE RESTRICTIONS
CIBOLA NATIONAL FOREST AND GRASSLANDS

Pursuant to 16 U.S.C. 551 and 36 CFR § 261.50(a), the following acts are prohibited on all National Forest System lands within the Datil Mountains, San Mateo Mountains, and Magdalena Mountains of the Magdalena Ranger District of the Cibola National Forest and Grasslands, Socorro, Sierra and Catron counties within the state of New Mexico. The restricted area is depicted on the attached maps, hereby incorporated into this Order as Exhibit A.

PROHIBITIONS:

1. Building, maintaining, attending, or using a fire, campfire, charcoal, coal, or wood stove fire; **36 CFR § 261.52(a).** Exception: The use of petroleum-fueled stoves, lanterns or heating devices is allowed, providing such devices meet the fire underwriter's specifications for safety.
2. Smoking, except within an enclosed vehicle or building; **36 CFR § 261.52(d).**
3. Using an explosive; **36 C.F.R. § 261.52(b).**
4. Discharging a firearm, air rifle, or gas gun; **36 C.F.R § 261.58 (m).**
5. Operating a chainsaw, or other equipment powered by an internal combustion engine, is prohibited from 10:00 a.m. to 6:00p.m.; **36 C.F.R. § 261.52(h).**
6. Operating or using any internal or external combustion engine without a spark arresting device properly installed, maintained, and in effective working order meeting either:
   ----- Department of Agriculture, Forest Service Standard 5100-1a; or
   ----- Appropriate Society of Automotive Engineers (SAE recommended practice J335 (b) and J350 (a); **36 C.R.R. § 261.52(j).**
7. Welding or operating acetylene or other torch with open flame; **36 C.F.R. § 261.52(i).**
8. Possessing or using a motor vehicle off National Forest System roads, except when parking in an area devoid of vegetation within 10 feet of the roadway, and except for parking overnight in Forest Service developed campgrounds and trailheads; **36 C.F.R. § 261.56.**

EXEMPTIONS:

Pursuant to 36 CFR § 261.50(e), the following persons are exempt from all or part of this order:

1. Persons with a Forest Service permit specifically authorizing the prohibited act or omission.
2. Any Federal, State or Local Officer or member of an organized firefighting force in the performance of an official duty.
3. Generators that are specifically designed by the manufacturer to be used within and are used within an enclosed recreational vehicle such as a motorhome or travel trailer.

This Order is necessary to protect public health and safety due to the increased fire danger.

This Order becomes effective at 8:00 a.m., July 3, 2012, and will remain in force until rescinded or until December 31, 2012, which event ever occurs first. This Order rescinds, replaces and supersedes Order(s) No.03-0430.

Done at Albuquerque, New Mexico, this 2nd day of July 2012

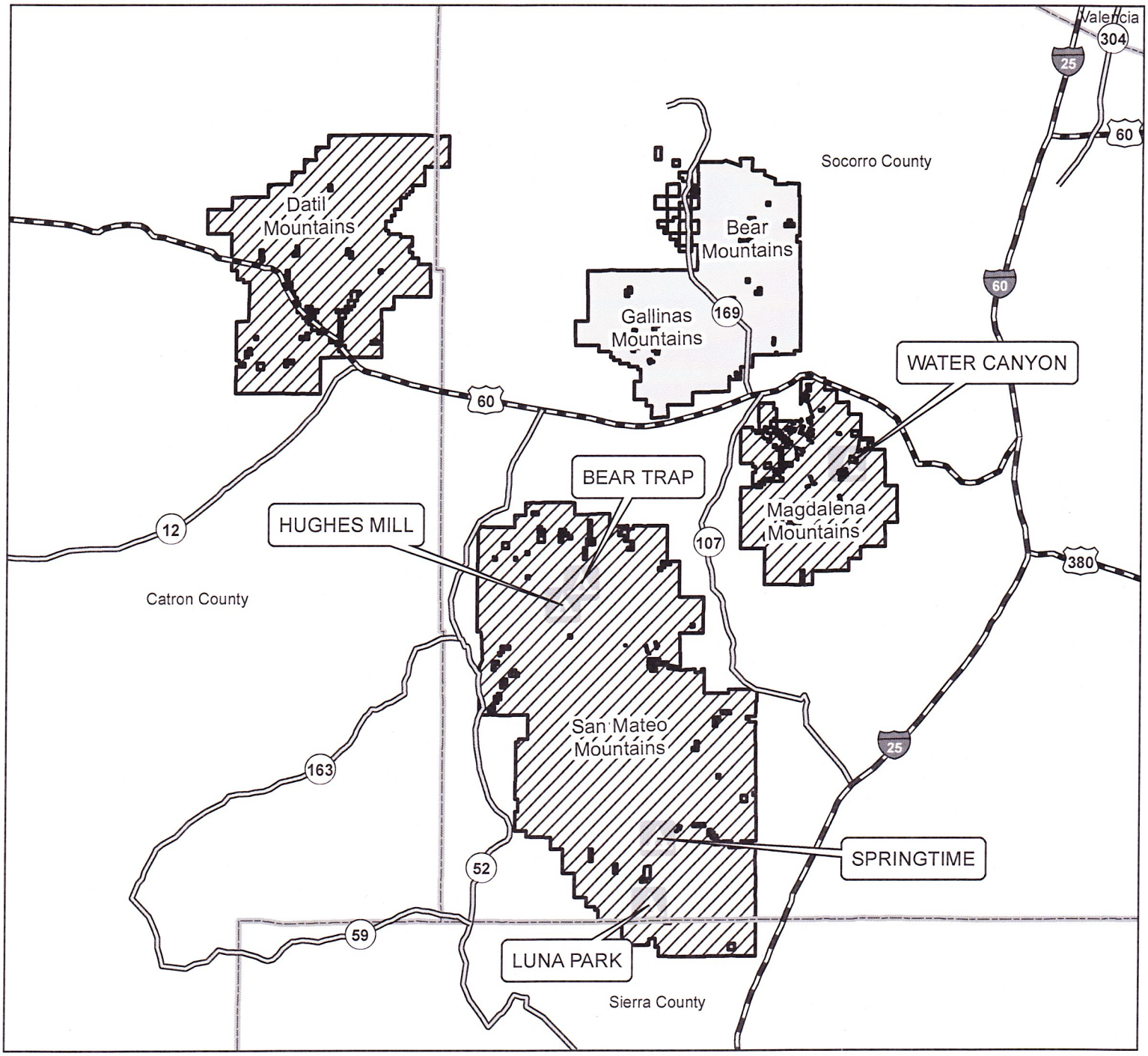
Nancy Rose

Nancy Rose
Forest Supervisor
Cibola National Forest and Grasslands

Violations of these regulations is punishable as a Class B misdemeanor, by a fine of not more than $5000 for an individual or $10,000 for an organization, or imprisonment for not more than six (6) months or both; 16 USC § 551, and 18 USC §§ 3559 and 3571.

Cibola National Forest - Magdalena Ranger District
Stage I & II Fire Restrictions Order No. 03-0438

EXHIBIT A



0 5 10 20 Miles

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Legend

Fire Restrictions

Stage I

Stage II

Campground (Open - No Campfires)