

United States Department of Agriculture  
Forest Service  
National Forests in North Carolina  
Nantahala National Forest  
Order Number 01-01-2004

Upper Tellico off-Highway Area Restrictions

Pursuant to 36 CFR 261.50 (a) and (b), the following acts are prohibited in the Upper Tellico Off-Highway (OHV) Vehicle Area within the Tusquitee Ranger District, Nantahala National Forest. This closure order is effective from January 7, 2009 through January 6, 2014.

1. Possessing a beverage which is defined as an alcoholic beverage by State law. 36 CFR 261.58(bb)
2. Operating a motorized vehicle on Trail 1 (Forest Road 420) in excess of the posted speed limit of 20 miles per hour. 36 CFR 261.54 (d)
3. Being on Trail #9 or on Trail #2 from the intersection with Trail #1 up the steep grade to Forest Service road #402 (Beaverdam Bald Road), with a motorcycle on ATV. 36 CFR 261.55 (b)
4. Being on Trail 10 with any large vehicles such as Jeeps, Pickup trucks, etc. 36 CFR 261.55 (b)
5. Using any type of vehicle that it is not capable of 4-wheel drive operation on any trail except Trail #1 (Forest Road #420). This does not include factory standard ATVs and motorcycles. 36 CFR 261.55 (b)
6. Possession or use of studded tires on any vehicle. 36 CFR 261.54(d)

Pursuant to 36 CFR, Section 21.50 (e), the following persons or areas are exempt from this Order:

1. Persons with special use permit specifically authorizing the otherwise prohibited act or omission issued by the District Ranger.
- 2.
3. Any Federal, State, or local officer, or member of an organized rescue or firefighting force in the performance of an official duty.

Executed in Asheville, North Carolina on this 11<sup>th</sup> day of May, 2009.

  
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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.