

United States Forest Service
Tonto National Forest

EMERGENCY FIRE RESTRICTIONS

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. Building, maintaining, attending or using a fire, campfire, or wood or charcoal burning stove. 36 CFR 261.52(a)

Exceptions: a) Campfires will be allowed in fire grates provided by the Forest Service in developed recreation sites as listed in Exhibit B; b) Campfires will be allowed on that portion of Roosevelt, Apache, Canyon, Saguaro and Bartlett Lakes between the high water mark and the water’s edge that is devoid of vegetation. Gas and propane stoves, lanterns or heating devices are permitted providing such devices meet the fire underwriter’s specifications for safety.

2. Using an explosive. 36 CFR 261.52(b)

3. Smoking, except within an enclosed vehicle or building, a developed recreation site, or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable material. 36 CFR 261.52(d)

4. Possessing, discharging or using any kind of firework or other pyrotechnic device. 36 CFR 261.52(f)

5. Operating an internal combustion engine. 36 CFR 261.52(h)

Exceptions: a) Any motor vehicle, boat or other watercraft that complies with 36 CFR 261.52(j) (spark arrestors); and b) Any gas, diesel or propane powered generator that complies with 36 CFR 261.52(j) (spark arrestors).

6. Welding, or operating acetylene or other torch with open flame. 36 CFR 261.52(i)

7. Operating or using any internal or external combustion engine without a spark arresting device properly installed, maintained and in effective working order meeting either, (1) Department of Agriculture, Forest Service Standard 5100-1a; or (2) Appropriate Society of Automotive Engineers (SAE) recommended practice J335(b) and J350(a).

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8. Violating the following state laws specified in this Order concerning burning, fires, or which is for the purpose of preventing or restricting the spread of fire. 36 CFR 261.52(k)

Arizona Revised Statutes 13-1702, 13-1703, 13-1704, 13-1706, 13-2913, 36-1602, 37-501, 37-623.

9. Discharging a firearm, except while engaged in a lawful hunt pursuant to state, federal, or tribal laws and regulations. 36 CFR 261.58(m)

EXEMPTIONS

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

1. Persons with a 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.
3. Residence owners and lessees of land, and holders of Forest Service special use authorizations within the restricted area, are exempt from prohibition number 1 (building, maintaining, attending or using a fire, campfire, or wood or charcoal burning stove) provided such fires are within a permanent structure (e.g. dwelling) and a spark arresting device is in use.

AREA DESCRIBED

All National Forest System lands, roads and trails within the Tonto National Forest, Maricopa, Gila, Yavapai, and Pinal Counties, Arizona (Exhibit A).

A list of developed recreation sites exempted from prohibition number 1 are attached hereto and made part of this Order as Exhibit B.

PURPOSE

The purpose of this Order is to provide for the public's health and safety and to protect National Forest System lands, resources and facilities during the current period of severe fire danger.

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IMPLEMENTATION

1. Prohibitions contained in this Order become effective at 8:00 AM on *Thursday, May 8, 2008*, and will remain in effect until rescinded or until *August 30, 2008*, whichever occurs first.
2. 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].

Done this _____ day of _____, 2008, at Phoenix, Arizona.

GENE BLANKENBAKER
Forest Supervisor
Tonto National Forest

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EXHIBIT B – DEVELOPED RECREATION SITES EXEMPT FROM PROHIBITION NO.1

Cave Creek Ranger District

Bartlett Lake Recreation Area
Bartlett Lake Marina
Jojoba
Rattlesnake Cove
Rattlesnake Group
S B Cove
Bartlett Flat (below high waterline)
Yellow Cliffs
Lower Verde Recreation Area
Riverside Campground
Needle Rock Recreation Area
Needle Rock Campground
Box Bar
Seven Springs Recreation Area
CCC Campground
Seven Springs Picnic Area
Cave Creek Group Site
Horseshoe Lake Recreation Area
Horseshoe Lake Campground
Catfish Point
Ocotillo
Mesquite Campground

Globe Ranger District

Pioneer Pass, in the Pinal Mtns
Sulphide Del Ray, in the Pinal Mtns
Kellner, in the Pinal Mtns
Ice House CCC, in the Pinal Mtns
Pinal, in the Pinal Mtns
Upper Pinal, in the Pinal Mtns
Warnica Group Site in the Pinal Mtns
Jones Water, off AZ Hwy 77 north of Globe
Oak Flat, off AZ Hwy 60 east of Superior
Timber Camp

Mesa Ranger District

Saguaro Lake Recreation Area
Saguaro Lake Marina
Saguaro Del Norte
Butcher Jones
Canyon Lake Recreation Area

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Canyon Lake Marina
Acacia
Boulder
Laguna
Palo Verde
Lower Salt Recreation Area
Developed recreation sites only

Payson Ranger District No sites open to fires

Pleasant Valley Ranger District No sites open to fires

Tonto Basin Ranger District Apache Lake Recreation Areas.
Apache Lake Marina
Crabtree
Three-mile Wash
Davis Wash
Roosevelt Recreation Area
Vineyard
Frazier
Windy Hill
Cholla
Bachelor Cove
Grapevine
Cottonwood