

Order Number: # 03-12-03-24-16



**U.S. Department of Agriculture, U.S. Forest Service
Tonto National Forest
Mesa Ranger District**

**Butcher Jones Recreation Site & NFS Road 166 Closure
for Public Health and Safety**

PROHIBITIONS

Pursuant to 16 U.S.C. § 551 and 36 C.F.R. § 261.50(a) and (b), the following are prohibited on the National Forest System (NFS) lands and roads, in the Mesa Ranger District, Tonto National Forest, described below and shown on the attached map incorporated into this Order as Exhibit A (the "Described Area and Road"):

1. Entering or using a developed recreation site or portion thereof within the Described Area. **36 C.F.R. § 261.58(b).**
2. Being upon the Described Road. **36 C.F.R. § 261.54(e)**

EXEMPTIONS

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

1. Persons engaged in a business, trade, or occupation in the Described Area, who are authorized by the U.S. Forest Service, the State of Arizona, or Maricopa County, and their employees, agents, contractors and subcontractors.
2. Persons with Forest Service Permit No. FS-7700-48 (Permit for Use of Roads, Trails, or Areas Restricted by Regulation or Order), specifically exempting them from this Order or a written determination by a Forest Service authorized officer that a permit is not required under 36 C.F.R. § 251.50(e)(1) or (2).
3. Any Federal, State, or Local Officer, or member of an organized rescue or firefighting resource in the performance of an official duty.

DESCRIBED AREA AND ROAD

Butcher Jones Recreation Site, located within Township 3 North, Range 8 East, Sections 21, 22, and 27, and National Forest System (NFS) Road 166, starting from the intersection with NFS Road 204 (also referred to as Bush Highway), then following southeast until its terminus at the Butcher Jones Recreation Site.

PURPOSE

To protect the health and safety of the public, staff, contractors, and volunteers during construction and improvements being made within the Butcher Jones Recreation Site.

IMPLEMENTATION

1. This Order shall be in effect on May 17, 2024, at 6:00 a.m. through May 17, 2024, at 6:00 p.m. unless rescinded.
2. A map identifying the Described Area and Road is attached and made part of this Order as Exhibit A. For a digital version of this Order and Exhibit A, go to <https://www.fs.usda.gov/alerts/tonto/alerts-notice>
3. Unless otherwise expressly defined in this Order, the terms used in this Order are defined by the regulations of the Secretary of Agriculture, 36 C.F.R. Chapter II, Parts 200-299. If there are terms in this Order that are not expressly defined in the Order or 36 C.F.R. Chapter II, Parts 200-299, their meaning shall be determined by their plain language definitions.
4. A violation of the above prohibitions is punishable as a Class B misdemeanor by a fine of not more than \$5,000 for individuals and \$10,000 for organizations, or by imprisonment for not more than six months, or both. 16 U.S.C. § 551; 18 U.S.C. §§ 3559, 3571, and 3581.
5. Contact the Mesa Ranger District in Mesa, Arizona (480) 610-3300, and Tonto National Forest Supervisor's Office in Phoenix, Arizona (602) 225-5200, for more information about this Order.
6. This Order supersedes any previous Orders prohibiting the same or similar acts in or on the same Described Area and Road.

Signed and issued on May 15, 2024.

NEIL
BOSWORTH
Neil Bosworth
Forest Supervisor
Tonto National Forest

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BOSWORTH
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