KINGMAN FIELD OFFICE SCOPING FORM

Proposal:

DOI-BLM-AZ-C010-2013-0001-CX #1 S:/BLMshare:\nepa\AA-Completed NEPA Documents\2013 NEPA Documents\Assignment ROW AZA33582

NEPA Document Number RMP Implementation No. Document Location

Land Description: sec. 18, T. 20 N., R. 14 W., G&SRM.
Applicant: Mohave County Board of Supervisors
Authorization: Right-of-Way

INVOLVEMENT: Indicate in the left column which disciplines need to provide information into the EA.

Needed Input (X)	Discipline	Signature
	Lands	
	Minerals	
	Range	
	Wild Horse and Burro	
	General Recreation	
X	Cultural and Paleontological Resources	11/15/12
	Wilderness	
	Soils	
	Surface and Groundwater Quality/Water Rights	
	Air Quality	
X	Wildlife	Rebecca L. Peck 11/15/2012
X	Threatened and Endangered Plants and Animals — No effect to T&E species - No T&E species in project or Action area	Rebecca L. Peck 11/15/2012
X	Migratory Birds — existing disturbance	Rebecca L. Peck 11/15/2012
	Surface Protection	
	Hazardous Materials	
	Areas of Critical Environmental Concern	
	Visual Resources	
	Socio-Economics/Environmental Justice	
	General Botany/Noxious Weeds	
	Energy Policy	

Writer: _____ Date: 11/15/12

Environmental Coordinator: _____ Date: _____

Field Manager: _____ Date: _____

Categorical Exclusion Documentation Format for Actions Other Than Hazardous Fuels and Fire Rehabilitation Actions

Project Name
NEPA Number DOI- BLM-AZ-C010-2013-0001-CX

A. Background

BLM Office: Kingman Field Office Lease/Serial/Case File No.: AZA 33582

Proposed Action Title/Type: Assignment of AZA 33582

Location of Proposed Action: sec. 18, T. 20 N., R. 14 W., G&SRM.

Description of Proposed Action: Assignment of road right-of-way AZA 33582 from Mohave Land Group to Mohave County. This right-of-way provides access to private property and is approximately 1 mile long and 84 feet wide.

B. Land Use Plan Conformance
Land Use Plan Name: *Kingman Resource Management Plan/EIS*

Date Approved/Amended: March 1995

The proposed action is in conformance with the applicable LUP because it is specifically provided for in the following LUP decision(s):

The proposed action is in conformance with the LUP, even though it is not specifically provided for, because it is clearly consistent with the following LUP decision(s) (objectives, terms, and conditions):

LR13a/v All other minor rights-of-way would be evaluated through the environmental review process and granted on a case by case basis. Existing rights-of-way would be used when possible to minimize surface disturbance.

C. Compliance with NEPA:
The Proposed Action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 516 DM 11.9 E. (9): *Renewals and assignments of leases, permits, or rights-of-way where no additional rights are conveyed beyond those granted by the original authorizations.*

This categorical exclusion is appropriate in this situation because there are no extraordinary circumstances potentially having effects that may significantly affect the environment. The proposed action has been reviewed (See Attachment 1), and none of the extraordinary circumstances described in 516 DM2 apply.

I considered the assignment of right-of-way AZA 33582 as not having potentially significant impacts.

D. Signature

Authorizing Official: _____ Date: 11/15/12
(Signature)

Name: For Ruben A. Sánchez
Title: Field Manager

Contact Person

For additional information concerning this CX review, contact Andy Whitefield, Environmental Protection Specialist, Kingman Field Office, 2755 Mission Blvd., Kingman, AZ 86401, 928-718-3746.

Note: A separate decision document must be prepared for the action covered by the CX. See Attachment 2.

Attachment 1: Extraordinary Circumstances Review	Comment (**Yes or No with supporting Rationale)**
1. Have significant effects on public health or safety.	No. This road has been constructed and was inspected on May 25, 2012, and no risks that may result in significant effects on public health or safety were present or could be anticipated.
2. Have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation or refuge lands; wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (Executive Order 11990); floodplains (Executive Order 11988) national monuments; migratory birds; and other ecologically significant or critical areas.	No. Any effects would be within the existing right-of-way and there are no significant impacts on such natural resources and unique geographical characteristics as historic or cultural resources; park, recreation or refuge land; wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (Executive Order 11990); floodplains (Executive Order 11988) national monuments; migratory birds; and other ecologically significant or critical area.
3. Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2)(E)].	No. The environmental effects would be Non-controversial and no conflicts concerning available resources were identified.
4. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.	No. The environmental effects would be limited to the effects of the existing right-of-way. The assignment would have no significant effects or risks.
5. Establishes a precedent for future action or represents a decision in principle about future actions with significant environmental effects.	No. Any future action or decision in principle about future actions would be subject to NEPA.
6. Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.	No. The effects would not contribute significantly to the altering of the this area's natural landscape by incrementally filling it with human created features as long as the threshold deemed as significant is not exceeded.
7. Have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by either the bureau or office.	No. There are no properties listed, or eligible for listing, on the National Register of Historic Places within the project locations.
8. Have significant impacts on species listed, or proposed to be listed, on the List of Endangered or Threatened Species, or have significant impacts on designated Critical Habitat for these species.	No. The effects would not have significant impacts on species listed, or proposed to be listed, on the List of Endangered or Threatened Species, or have significant impacts on designated Critical Habitat for the species.
9. Violate a Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment.	No. The assignment of this right-of-way would not violate any laws or any requirements imposed for the protection of the environment.
10. Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).	No. The effects of the right-of-way would benefit the public as a whole equally.

11. Limit access to and ceremonial use of Indian sacred sites on Federal lands by Indian religious practitioners or significantly adversely affect the physical integrity of such sacred sites (Executive Order 13007).	No. The affected area is not known to be sacred, nor would the assignment of this right-of-way impact access to any ceremonially used Indian sacred sites on Federal lands.
12. Contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act and Executive Order 13112).	No. The assignment of the right-of-way would not contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species.

Approval and Decision
Attachment 2

Compliance and assignment of responsibility: Lands/Realty Program

Monitoring and assignment of responsibility: Lands/Realty Program

Review: *We have determined that the proposal is in accordance with the categorical exclusion criteria and that it would not involve any significant environmental effects. Therefore, it is categorically excluded from further environmental review.*

Prepared by: _____ **Date:** 11/15/12
Andy Whitefield, Environmental Protection Specialist
Project Lead

Reviewed by: _____ **Date:** 11/15/12
Ramone McCoy
NEPA Coordinator

Reviewed by: _____ **Date:** 11/15/12
for **Ruben Sánchez, Field Manager**
Supervisor

Project Description: Assignment of road right-of-way AZA 33582 from Mohave Land Group to Mohave County. This right-of-way provides access to private property and is approximately 1 mile long and 84 feet wide.

Decision: Based on a review of the project described above and field office staff recommendations, I have determined that the project is in conformance with the land use plan and is categorically excluded from further environmental analysis. It is my decision to approve the action as proposed, with the following stipulations (see the attached grant).

Approved By: _____ **Date:** 11/15/12
for **Ruben A. Sánchez**
Field Manager, Kingman Field Office

Exhibits:

1) **Stipulations: see the attached grant and additional term and condition.**

Draft

In Reply Refer To:
LLAZC01000 (2800)
AZA 33582

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

DECISION

Mohave County Board of Supervisors Post Office Box 7000 Kingman, AZ 86402-7000	: : :	Right-of-Way Assignment AZA 33582

Assignment Approved

On January 24, 2007 Right-of-Way AZA 33582 was granted to Mohave Group Land Development, LLC for a road right-of-way within the following described public land:

Gila and Salt River Meridian, Arizona

T. 20 N., R 14 W.,
sec. 18, lots 1 and 2, SW¼SW¼NE¼, SE¼NW¼, N½SE¼.

Containing 10.2 acres, more or less.

On February 19, 2009, this right-of-way was amended to include a cattleguard and gate to prevent livestock drift from the Yellow Pine grazing allotment.

On January 6, 2012, an application for an assignment for Right-of-Way AZA 33582 was filed by the Mohave County Board of Supervisors (Board). In their application the Board states their concurrence to abide by the terms and conditions of the grant. Evidence of the holder's concurrence to the assignment has also been provided.

In conducting a compliance inspection to ensure the construction and maintenance of the roadway is within the terms and conditions of the right-of-way grant, it was noted that there is accelerated erosion occurring within the right-of-way caused by the roadway. To ensure that this does not create a problem, on June 1, 2012, I notified the County that to approve this assignment I would require that the County would take reasonable measures as directed by the BLM to reduce and prevent erosion within the limits of the right-of-way. On November 5, 2012, the Board agreed to this additional term and condition. Therefore, Right-of-Way AZA 33582, as amended, is hereby assigned from Mohave

Group Land Development, LLC to the Board and, as requested, the term of the grant is amended to perpetuity.

A copy of Right-of-Way Grant AZA 33582, as amended, is enclosed for your records.

Ruben A. Sánchez
Field Manager
Kingman Field Office

Enclosure

cc: Al Brown, Member, Mohave Group Land Development, LLC
Gene brown, Agent, Mohave Group Land Development, LLC
Steven Latoski, Director, Mohave County Public Works