

**Categorical Exclusion Documentation Format for Actions Other Than Hazardous Fuels and
Fire Rehabilitation Actions
NPG Cable LLC Assignment
DOI-BLM-AZ-C030-2013-0008-CX**

A. Background

BLM Office: Lake Havasu Field Office

Lease/Serial/Case File No.: AZA 33298

Proposed Action Title/Type: Assignment to NPG Cable, LLC dba: Suddenlink

Location of Proposed Action: The fiber optic cable line ROW AZA 33298 is located north of Lake Havasu City, Arizona.

Gila and Salt River Meridian, Arizona

- T. 14 N., R. 20 W.,
 - sec. 4, lot 4, S $\frac{1}{2}$;
 - sec. 5, S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$;
 - sec. 9, NE $\frac{1}{4}$;
 - sec.10, W $\frac{1}{2}$;
- T. 15 N., R. 20 W.,
 - sec. 1, lot 1, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$;
NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$;
 - sec. 11, SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$;
 - sec. 12, NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$;
 - sec. 14, W $\frac{1}{2}$;
 - sec. 22, E $\frac{1}{2}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$;
 - sec. 23, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$;
 - sec. 27, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$;
 - sec. 28, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$;
- T. 16 N., R. 19 W.,
 - sec. 2, SE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$;
 - sec. 10, N $\frac{1}{2}$, SW $\frac{1}{4}$;
 - sec. 15, NW $\frac{1}{4}$ NW $\frac{1}{4}$;
 - sec. 16, E $\frac{1}{2}$;
 - sec. 20, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 - sec. 21, NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$;
 - sec. 28, NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$;
 - sec. 29, NE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$;
 - sec. 30, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 - sec. 31, lots 3-4, NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$;
 - sec. 32, NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$;
 - sec. 36, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$;
- T. 16 $\frac{1}{2}$ N., R. 18 W.,
 - sec. 20, SE $\frac{1}{4}$;
 - sec. 30, SE $\frac{1}{4}$.

Description of Proposed Action:

On March 27, 2006, Right-of-Way (ROW) AZA 33298 was granted to NPG Cable, Inc. for a fiber optic cable. On August 15, 2008 and amendment was authorized to reduce the width from 50' to 20' and increase the length by 75,134.40'. The entire row is 103,631.40' long and 20' wide, containing ROW AZA 33298 Assignment DOI-BLM-AZ-C030-2013-0008-CX

47.580 acres. On May 2, 2011, NPG Cable LLC submitted an application request for assignment of ROW AZA 33298 from NPG Cable Inc. to NPG Cable LLC dba: Suddenlink. The original ROW and renewal terms, conditions, and the expiration date of December 31, 2025, shall remain unchanged.

B. Land Use Plan Conformance

Land Use Plan (LUP) Name: *Lake Havasu Field Office Resource Management Plan*

Date Approved/Amended: May 10, 2007

The proposed action is in conformance with the applicable LUP because it is specifically provided for in the following LUP decision(s): On Page 37: Lake Havasu Field Office may allow the use of the public lands or interests in lands through issuance of ROWs, leases, and permits. The types of uses that would be authorized by a ROW issued pursuant to Title 5 FLPMA would include access roads, power lines, telephone lines, fiber optic systems, communications facilities, and so forth. Examples of uses authorized pursuant to the Mineral Leasing Act include crude oil pipelines and oil and gas pipelines. Typical uses authorized by permits would include filming and establishing and maintaining apiary sites.

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):

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 2, Appendix 4, E. Realty (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, and none of the extraordinary circumstances described in 516 DM2 apply.

I considered the possibility of significant impacts by authorizing this action, but there are none as demonstrated by the signatures in Attachment 1.

D: Signature

Authorizing Official: /s/ Kimber Liebhauser Authenticated: Lisa Stapp Date: 2/4/2013
Kimber Liebhauser
Field Manager, Lake Havasu Field Office

Contact Person

For additional information concerning this CX review, contact:
Lisa Stapp, Realty Specialist
BLM, Lake Havasu Field Office
2610 Sweetwater Ave.
Lake Havasu City, AZ 86406
Phone: 928-505-1200

BLM Categorical Exclusions: Extraordinary Circumstances¹
Attachment 1

EXTRAORDINARY CIRCUMSTANCES REVIEW AND CHECKLIST			
IMPORTANT: Appropriate staff should review the circumstances listed below, comment and initial for concurrence. Rationale supporting the concurrence should be included where appropriate.			
EXTRAORDINARY CIRCUMSTANCES	YES/NO & RATIONALE (If Appropriate)	RESOURCE/PROGRAM AND STAFF SIGNATURE(S)	DATE
Does the proposed action...			
1. Have significant impacts on public health and safety?		Health & Safety – Bill Parry	
		Operations/Engineering Review – Project Lead	
		Fuels / Fire Management – Project Lead	
		Wastes, Hazardous or Solid – Project Lead	

¹ If an action has any of these impacts, you must conduct NEPA analysis.

EXTRAORDINARY CIRCUMSTANCES Does the proposed action...	YES/NO & RATIONALE (If Appropriate)	RESOURCE/PROGRAM AND STAFF SIGNATURE(S)	DATE
2. Have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation or refuge lands; wilderness or wilderness study 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 (Executive Order 13186); and other ecologically significant or critical areas?		Geology – Project Lead	
		Cultural/Paleontological – George Shannon	
		Recreation – Project Lead	
		Wilderness & WSA	
		Wild & Scenic Rivers	
	No. By definition, there are no “National Natural Landmarks” on BLM-administered lands within LHFO.	National Natural Landmark – Project Lead	
		Soils –	
		Water quality –	
		Air –	
	No. By definition, there are no “prime farmlands” on BLM-administered lands within LHFO.	Prime Farmland – Project Lead	
		Wetlands - Doug Adams	
		Floodplains – Doug Adams	

EXTRAORDINARY CIRCUMSTANCES Does the proposed action...	YES/NO & RATIONALE (If Appropriate)	RESOURCE/PROGRAM AND STAFF SIGNATURE(S)	DATE
	No. By definition, there are no “National Monuments” on BLM-administered lands within LHFO.		
		National Monuments – Project Lead	
		Migratory Birds – Doug Adams	
		Areas of Critical Environmental Concern George Shannon	
3. Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2)(E)]?		Biology – Doug Adams	
		Lands/Realty – Lisa Stapp	
		Minerals – Project Lead	
		Law Enforcement – Mike Dodson	
		Visual Resource Mgmt –Project Lead	
		Wild Horses/Burros – Project Lead	
4. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks?		Biology – Doug Adams	

EXTRAORDINARY CIRCUMSTANCES Does the proposed action...	YES/NO & RATIONALE (If Appropriate)	RESOURCE/PROGRAM AND STAFF SIGNATURE(S)	DATE
5. Establish a precedent for future action, or represent a decision in principle about future actions, with potentially significant environmental effects?			
		Project Lead	
		Biology – Doug Adams	
		Recreation – Project Lead	
6. Have a direct relationship to other actions with individually insignificant, but cumulatively significant, environmental effects?		Project Lead	
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?		Archeology – George Shannon	
	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?	Birds/Wildlife/Habitat – Doug Adams	
Fisheries/Habitat – Doug Adams			
9. Violate a Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment?			
		Project Lead	

EXTRAORDINARY CIRCUMSTANCES Does the proposed action...	YES/NO & RATIONALE (If Appropriate)	RESOURCE/PROGRAM AND STAFF SIGNATURE(S)	DATE
10. Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898)?		Project Lead	
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)?		Native American Coordinator – George Shannon	
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)?		Invasive & Non-Native Weeds – Doug Adams	

Approval and Decision

Attachment 2

Compliance and assignment of responsibility: Lands and Resources Division

Monitoring and assignment of responsibility: Lands and Resources Division

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: /s/ Lisa Stapp Authenticated: Lisa Stapp Date: 1/29/2013
Lisa Stapp, Project Lead

Reviewed by: /s/ Dave Daniels Authenticated: Lisa Stapp Date: 2/5/2013
David Daniels, Planning and Environmental Coordinator

Reviewed by: /s/ Amanda Dodson Authenticated: Lisa Stapp Date: 1/29/2013
Amanda Dodson, Assistant Field Manager, Lands and Resources

Project Description: On March 27, 2006, Right-of-Way (ROW) AZA 33298 was granted to NPG Cable, Inc. for a fiber optic cable. On August 15, 2008 an amendment was authorized to reduce the width from 50 feet to 20 feet and increase the length by 75,134.40 feet. The entire row is 103,631.40 feet long and 20 feet wide, containing 47.580 acres. On May 2, 2011, NPG Cable LLC submitted an application request for assignment of ROW AZA 33298 from NPG Cable Inc. to NPG Cable LLC dba: Suddenlink. The original ROW and renewal terms, conditions, and the expiration date of December 31, 2025, shall remain unchanged.

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 (if applicable).

Approved By: /s/ Kimber Liebhauser Authenticated: Lisa Stapp Date: 2/4/2013
Kimber Liebhauser
Field Manager, Lake Havasu Field Office

Exhibits:

- A. Site Map
- B. Stipulations