

FILE COPY	Init.	Init.	Date
Author	<i>[Signature]</i>		9/30/14
ADM/Prog Mgr.			
Field/Mon Mgr.	<i>[Signature]</i>		9/30/2014
District Mgr.			

SEP 30 2014

In Reply Refer To:
 2800 (P010)
 AZA-36146

CERTIFIED MAIL RETURN RECEIPT REQUESTED NO. 7013 3020 0000 6082 8055

Decision

T-Mobile West, LLC
 Attention: Sherri Gene
 2625 S. Plaza Drive, Suite 400
 Tempe, AZ 85282

:
 :
 :

Right-of-Way Grant Issued
Rental Determined
Monitoring Fees Determined

Enclosed is a copy of right-of-way (R/W) grant number AZA-36146 for a road right-of-way which has been approved by the Bureau of Land Management (BLM). The rental for a grant is determined according to regulations found at 43 CFR 2806. The rental for the above-referenced R/W is \$1,231.81 for a ten (10) year term of the R/W, adjusted for calendar year billing.

The rental for the above-referenced R/W was received on September 26, 2014. The rental received was for the rental period of September 2014 through December 31, 2023.

All subsequent rental payments will be due at the beginning of the calendar year and thereafter in ten-year increments. Future billings will reflect the latest adjusted schedule as published in the *Federal Register*.

The cost reimbursement provisions of 43 CFR 2805.16, established a cost recovery fee schedule for monitoring fees. It has been determined that your application falls under Category 1. Under this category, a non-refundable monitoring fee, in the amount of \$119.00 was received on September 9, 2014.

The issuance of this R/W grant constitutes a final decision by the BLM in this matter. This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4 and the enclosed Form 1842-1. If an appeal is taken, your notice of appeal must be filed in this office (at the above address) within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition (request) pursuant to regulations 43 CFR 2881.10 for a stay (suspension) of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (see 43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

If you have any questions, please contact Jim Andersen at (623) 580-5570.

D. REMINGTON HAWES

Rem Hawes
Field Manager

Enclosure:
Form 1842-1

**NATIONAL ENVIRONMENTAL POLICY ACT (NEPA)
COMPLIANCE RECORD FOR CATEGORICAL EXCLUSIONS (CX)
U.S. Department of Interior
Bureau of Land Management**

PART I. – PROPOSED ACTION

BLM Office: Hassayampa FO
2014-0029-CX

NEPA No.: DOI-BLM-AZ-P010-

Case File No.: AZA-36146

Proposed Action Title/Type: Road Right-of-Way

Applicant: T-Mobile West, LLC

Location of Proposed Action: T. 10 N., R. 5 W., sec.14, lots 1, 2 and 4; sec. 23, lots 1, 2, N½NW¼.

Description of Proposed Action: T-Mobile is requesting legal access on an existing road across public lands to access a communications site on Arizona State Trust Lands. T-Mobile has also requested R/W from the State for portions of this road that cross State Lands. The requested R/W is for the existing road that is 11,301' long and 10' wide. T-Mobile has request a 25 year R/W.

Part II. – PLAN CONFORMANCE REVIEW

This proposed action is subject to the following land use plan(s): The Bradshaw-Harquahala Resource Management Plan (RMP); as amended.

Decisions and page nos.: page 33, under Land Use Authorizations, LR-25. "Continue to issue land use authorizations (rights-of-way, leases, permits, easements) on a case-by-case basis and in accordance with resource management prescriptions in this land use plan."

Date plan approved/amended: April 2010

This proposed action has been reviewed for conformance with these plans (*43 CFR 1610.5-3, BLM Manual 1601.04.C.2*).

PART III. - NEPA COMPLIANCE DETERMINATION REVIEW

A. The proposed action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 516 DM 11.9 E. Realty 16) Acquisition of easements for an existing road or issuance of leases, permits, or rights-of way for the use of existing facilities, improvements, or sites for the same or similar purposes. ;

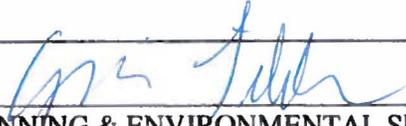
And

B. Extraordinary Circumstances Review: In accordance with 43 CFR 46.215, any action that is normally categorically excluded must be subjected to sufficient environmental review to determine if it meets any of the 12 Extraordinary Circumstances described. If any circumstance applies to the action or project, and existing NEPA documentation does not adequately address it, then further NEPA analysis is required.

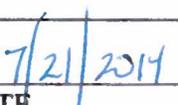
IMPORTANT: Appropriate staff should review the circumstances listed in Part IV, comment and initial for concurrence. Rationale supporting the concurrence should be included in the appropriate block.

Part IV. - EXTRAORDINARY CIRCUMSTANCES DOCUMENTATION

PREPARERS:	DATE:
Jim Andersen	05/15/2014



 PLANNING & ENVIRONMENTAL SPECIALIST



 DATE

The action has been reviewed to determine if any of the extraordinary circumstances (43 CFR 46.215(a)-(1)) apply. The project would:

(a) Have significant impacts on public health or safety.

Yes	No	Rationale:
	<input checked="" type="checkbox"/>	
		Preparer's Initials <u>JVA</u>

(b) 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.

Yes	No	Rationale:
	<input checked="" type="checkbox"/>	
		Preparer's Initials <u>JVA</u>

(c) Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA section 102 (2) (E)].

Yes	No	Rationale:
	<input checked="" type="checkbox"/>	
		Preparer's Initials <u>JVA</u>

(d) Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.

Yes	No	Rationale:
	<input checked="" type="checkbox"/>	
		Preparer's Initials <u>JVA</u>

(e) Establish a precedent for future action or represent a decision in principal about future actions with potentially significant environmental effects.

Yes	No	Rationale:
	<input checked="" type="checkbox"/>	
		Preparer's Initials <u>JVA</u>

(f) Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.

Yes	No	Rationale:
	<input checked="" type="checkbox"/>	
		Preparer's Initials <u>JVA</u>

(g) Have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by the bureau.

Yes	No	Rationale:
	<input checked="" type="checkbox"/>	
		Preparer's Initials <u>JVA</u>

(h) 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.

Yes	No	Rationale:
	<input checked="" type="checkbox"/>	
		Preparer's Initials <u>JVA</u>

(i) Violate a Federal law, or a State, local or tribal law or requirement imposed for the protection of the environment.

Yes	No	Rationale:
	<input checked="" type="checkbox"/>	
		Preparer's Initials <u>JVA</u>

(j) Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).

Yes	No	Rationale:
	<input checked="" type="checkbox"/>	
		Preparer's Initials <u>JVA</u>

(k) 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).

Yes

No

Rationale:

Preparer's Initials JVA

(l) 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).

Yes

No

Rationale:

Preparer's Initials JVA

PART V. - COMPLIANCE REVIEW CONCLUSION

I have reviewed this plan conformance and NEPA compliance record, and have determined that the proposed project is in conformance with the approved land use plan and that no further environmental analysis is required.

MITIGATION MEASURES/OTHER REMARKS:

1. All applicable regulations in accordance with 43 CFR 2800.
2. Any cultural and/or paleontological resources (historic or prehistoric site or object) discovered by the holder or any person working on the holders behalf, on public or federal land shall be immediately reported to the authorized officer. The holder shall suspend all operations in the immediate area of such discovery until written authorization to proceed is issued by the authorized officer. An evaluation of the discovery will be made the authorized officer to determine the appropriate actions to prevent the loss of significant cultural or scientific values. The holder will be responsible for the cost of the evaluation and any decision as to the proper mitigation measures will be made by the authorized officer after consulting with the holder.

APPROVING OFFICIAL: Edward James

DATE: 7/24/14

TITLE: Acting Field Manager

Note: The signed conclusion on this compliance record is part of an interim step in the BLM's internal decision process and does not constitute an appealable decision. A separate decision to implement the action should be prepared in accordance with program specific guidance.