

**DECISION MEMORANDUM**  
Three Points CenturyLink ROW Renewal  
DOI-BLM-AZ-G020-2015-0023-CX

U.S. Department of the Interior  
Bureau of Land Management  
Tucson Filed Office

**Project Description**

A renewal for an existing ROW that was originally issued to Quest Corporation d/b/a CenturyLink QC for 30 years on 9/17/1982 and expired on 9/16/2012. The line is an underground telephone line consisting of two buried copper cables. The ROW is 10 feet wide and is approximately 2,300 feet long. No additional facilities, structures or construction are proposed, only a renewal of the ROW grant. The BLM and the proponent are proposing to renew the ROW for a term of 30 years

The grant is for legal access across the following public lands:

Gila & Salt River Meridian  
Township 16 S. Range 10 E.  
Section 4, Lots 12, 18

The proposed action is categorically excluded from further documentation under the National Environmental Policy Act (NEPA) in accordance with 516 DM 11.9 (Appendix 4 E.9) "Renewals and assignments of leases, permits, or rights-of-way where no additional rights are conveyed beyond those granted those granted by the original authorizations."

**Approval and Decision**

Based on a review of the project described in the attached Categorical Exclusion documentation and field office staff recommendations, I have determined that the project is in conformance with the Phoenix Resource Management Plan (approved September 1989), Page 14 "to issue land use authorizations on a case by case basis" and is categorically excluded from further environmental analysis. It is my decision to approve the action as proposed.

**Administrative Review or Appeal Opportunities**

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 attached Form 1842-1. If an appeal is taken, your notice of appeal must be filed via tax, mail, or hand delivered to the Tucson Field Office, 3201 E Universal Way, Tucson AZ 85756 within 30 days from receipt of this decision. No appeals submitted through email or any other electronic method will be accepted. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition (pursuant to regulation 43 CFR 4.21 (58 FR 4939, January 19, 1993) (request) 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 Office of the Solicitor (Department of the Interior, Office of the Field Solicitor, Sandra Day O'Connor U.S. Court House #404, 401 West Washington Street SPC44, Phoenix, AZ 85003-2151) (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.

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

Standards for Obtaining a Stay

1. The relative harm to the parties if the stay is granted or denied,
2. The likelihood of the appellant's success on the merits,
3. The likelihood of immediate and irreparable harm if the stay is not granted, and
4. Whether the public interest favors granting the stay.

/s/ Karen Simms

9-8-15

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Karen Simms, Acting Field Manager

\_\_\_\_\_  
Date

Attachment: DOI-BLM-AZ-G020-2015-0023-CX Stipulations