

# KINGMAN FIELD OFFICE SCOPING FORM

Proposal:  
DOI-BLM-AZ-C010-2013-0043-CX  
 NEPA Document Number

K:\LANDS\Land Law Examiner\Assignments\Campbell  
 Document Location

## Land Description:

G&SR Meridian, T. 23 N., R. 18 W., Section 4, Lot 12.

**Applicant:** Delbert and Dorothy Campbell

**Authorization:** Assignment AZAR 026865

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	/s/ Tim Watkins 09/23/2013
	Wilderness	
	Soils	
	Surface and Groundwater Quality/Water Rights	
	Air Quality	
X	Wildlife	/s/ Rebecca L. Peck 09/23/2013
X	Threatened and Endangered Plants and Animals	/s/ Rebecca L. Peck 09/23/2013
X	Migratory Birds	/s/ Rebecca L. Peck 09/23/2013
	Surface Protection	
	Hazardous Materials	
	Areas of Critical Environmental Concern	
X	Visual Resources	/s/ Len Marceau 09/26/2013
	Socio-Economics/Environmental Justice	
	General Botany/Noxious Weeds	
	Energy Policy	

Writer: /s/ Maria Troche

Date: 09/26/2013

Environmental Coordinator: /s/ Ramone B. McCoy

Date: 09/26/2013

Field Manager: /s/ Len Marceau

Date: 09/26/2013

## **Categorical Exclusion**

**Project Name:** Assignment of Right-of-Way AZAR 026865

**NEPA Number:** DOI- BLM-AZ-C010-2013-0043-CX

### **A. Background**

BLM Office: Kingman Field Office

Lease/Serial/Case File No.: AZAR 026865

Proposed Action Title/Type: Assignment of Right-of-Way AZAR 026865

Location of Proposed Action:

Gila and Salt River Meridian, Arizona,  
T. 23 N., R. 18 W., sec. 4, lot 12.

Description of Proposed Action: Assignment of Right-of-Way (ROW) AZAR 026865, from Margie S. Smaller to Delbert and Dorothy Campbell. AZAR 026865 authorizes the use of public lands for a water well, pump and pumphouse. Delbert and Dorothy Campbell agree to the terms and conditions of the ROW and no additional rights would be conveyed beyond those granted by the original grant.

### **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): *N/A*

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): *LR13 a/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 that these are existing facilities and no changes in the facilities and improvements nor their operation would occur as a result of the assignment of these. These have not resulted in significant impacts nor is it anticipated that they would.

#### **D. Signature**

Authorizing Official: /s/ Len Marceau Date: 09/26/2013  
(Signature)

Name: Len Marceau

Title: Assistant Field Manager

#### **Contact Person**

For additional information concerning this CX review, contact Maria Troche LLE, 2755 Mission Blvd., Kingman, AZ 86401, (928) 718-3719, mtroche@blm.gov.

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

<b>Attachment 1: Extraordinary Circumstances</b>	<b>Comment (Yes or No with supporting Rationale)</b>
1. Have significant effects on public health or safety.	No. If assigned, the new holder of ROW AZAR 026865 must be in conformance with the terms and conditions of the original grant, which require for the safe operation of the facilities and equipment.
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. No such resources are known to exist in the affected area nor is it anticipated these would be affected. The stipulations of the grant require that water from the well be made available to BLM if an emergency situation arises.
3. Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2)(E)].	No. The assignment of this grant would not be controversial, nor would it involve conflicts concerning alternative uses of available resources.
4. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.	No. AZAR 026865 is already authorized and there have been no highly uncertain and potentially significant environmental effects resulting from it; nor have there been unique or unknown environmental risks. It would be anticipated this would remain the same.
5. Establishes a precedent for future action or represents a decision in principle about future actions with significant environmental effects.	No. The assignment of this grant would not establish any precedent. Any substantial deviations from the original grant would require further analysis in accordance with the National Environmental Policy Act.
6. Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.	No. No direct relationship to other actions with individually insignificant, but cumulatively significant environmental effects, are anticipated as a result of the assignment of this grant.
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. No listed properties or properties eligible for listing on the National Register of Historic Places are known in the affected area nor is it anticipated any such properties would be affected.
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. AZAR 026865 is currently authorized and no significant impacts on sensitive species have occurred. It is anticipated this would remain if the grant is assigned.
9. Violate a Federal law, or a State, local, or tribal law or requirement imposed for the protection of the environment.	No. No laws or requirements for the protection of the environment would be violated as a result of the assignment of this grant.
10. Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).	No. No distinct populations have been affected differently from these facilities nor is it anticipated any would be affected by the assignment of this grant.
<i>Continued on following page ....</i>	

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. No sacred sites are known to exist in the affected area nor is it anticipated that the assignment of this grant limit access to any such site or otherwise affect the physical integrity of any sacred sites.
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 this grant would not contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species.

## NEPA Review

### Attachment 2

**Compliance and assignment of responsibility:** Lands and Realty

**Monitoring and assignment of responsibility:** Lands and Realty

**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/ Maria Troche **Date:** 09/26/2013

Maria Troche  
**Land Law Examiner**

**Reviewed by:** /s/ Ramone B. McCoy **Date:** 09/26/2013

Ramone McCoy  
**NEPA Coordinator**

**Reviewed by:** /s/ Len A. Marceau **Date:** 09/26/2013

Leonard A. Marceau  
**Supervisor**

**Project Description:** Assignment of Right-of-Way AZAR 026865, from Margie S. Smaller to Delbert and Dorothy Campbell for the use of public lands for a water well, pump and pumphouse. Delbert and Dorothy Campbell agree to the terms and conditions of the ROW and no additional rights would be conveyed beyond those granted by the original grant.

**DECISION MEMORANDUM**  
Assignment of Right-of-Way AZA 026865  
DOI- BLM-AZ-C010-0043-CX

U.S. Department of the Interior  
Bureau of Land Management  
Kingman Field Office – Kingman, AZ.

**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 Kingman Resource Management Plan (approved March 7, 1995 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 made, your notice of appeal must be filed at the Kingman Field Office of the BLM located at 2755 Mission Blvd., Kingman AZ, 86401, within 30 days from receipt of this decision. The appellant has the burden of showing how they are harmed and how 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 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.

\_\_\_\_\_  
Leonard A, Marceau, Assistant Field Manager

\_\_\_\_\_  
Date

Attachment: Form 1842-1



Source: Esri, DigitalGlobe, GeoEye, i-cubed, USDA, USGS, AEX, Getmapping, Aerogrid, IGN, IGP, Swisstopo, and the GIS User Community

0 0.025 0.05 Miles

No Warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data for individual use or aggregate use with other data.



# Campbell Assignment AZA 026865 T23N R18W, sec. 4, G&SRM

Prepared by: Troche  
August 22, 2013  
Kingman Field Office  
EXHIBIT A



Source: Esri, DigitalGlobe, GeoEye, IGN, GeoEye, USDA, USGS, AeroGRID, IGN, IGP, Swisstopo, and the GIS User Community

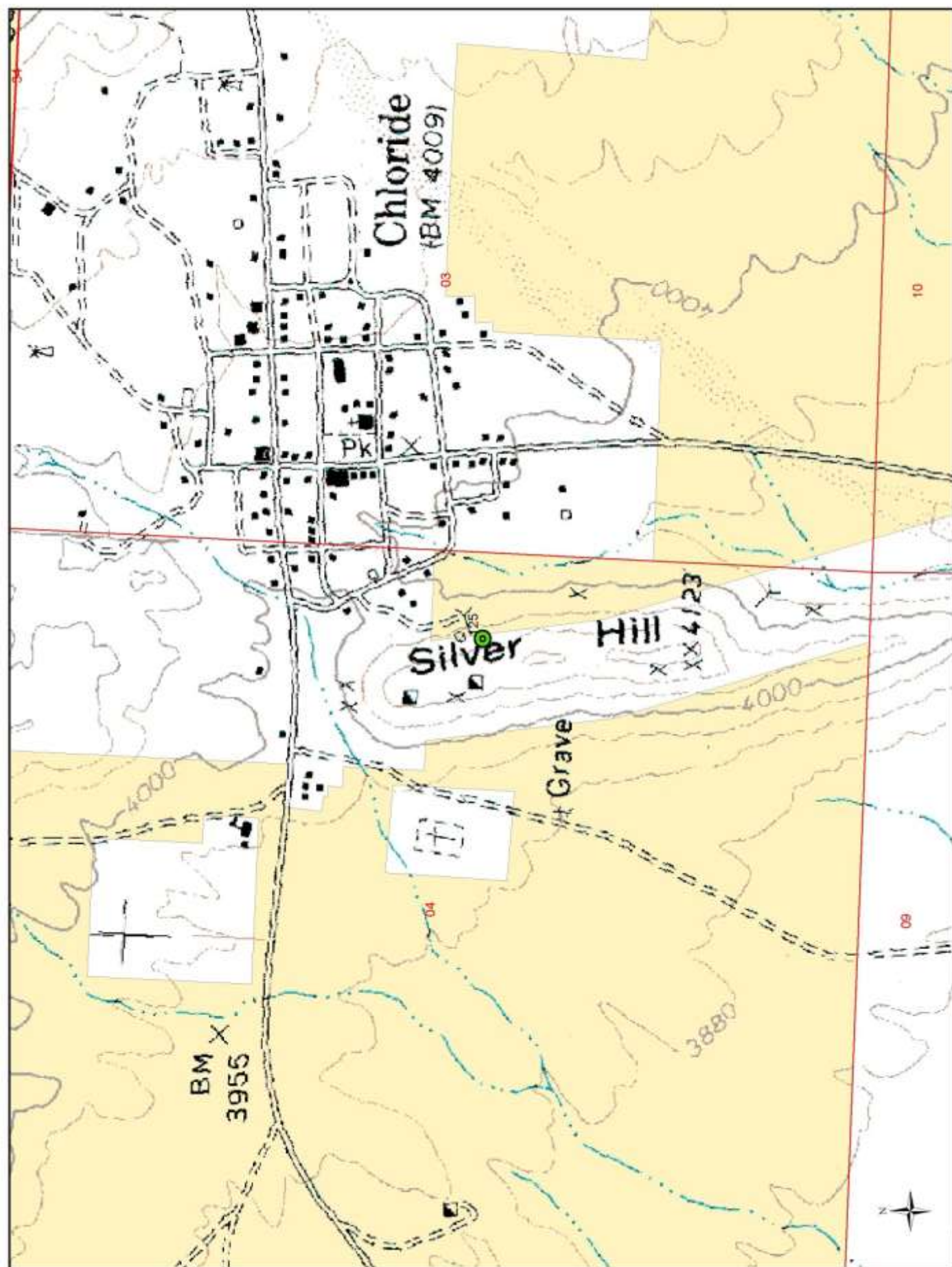
0 0.0125 0.025 Miles

No Warranty is made by the Bureau of Land Management as to the accuracy, reliability, or completeness of these data for individual use or aggregate use with other data.



**Campbell Assignment**  
**AZA 026865**  
**T23N R18W, sec. 4, G&SRM**

Prepared by: Troche  
August 22, 2013  
Kingman Field Office  
EXHIBIT A



A2ALO-32  
1960

LO  
R/W Appl.  
AR-026865

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
Bureau of Land Management  
Land Office  
P. O. Box 148  
Phoenix, Arizona

RA

April 13, 1961

DECISION

RIGHT-OF-WAY GRANTED

Details of Grant

Serial Number of Grant: Arizona 026865

Name of Grantee: James M. Combs and Leah L. Combs

Map Showing the Location and Dimensions of Grant:

Map Designations: Combs Domestic Water Easement

Date Filed: August 3, 1960

Permitted Use by Grantee: Well, Pump and Pump House

Authority for Grant: February 15, 1901 (31 Stat. 790; 43 U.S.C. 959)

Regulations Applicable to Grant:

Code Reference: 43 C.F.R. 244

Circular Numbers: 1915

Date of Grant: April 13, 1961

Expiration Date of Grant: - - -

Rental:

Amount: \$ 5.00

When Payable by Grantee: Annually, in advance

**Terms and Conditions of Grant**

Pursuant to the authority vested in the undersigned by Order No. 541 of the Director, Bureau of Land Management, dated April 21, 1954, (19 F.R. 2473), as amended, a right-of-way, the details of which are shown above, is hereby granted, subject to the following terms and conditions:

1. All valid rights existing on the date of the grant;
2. All regulations in the circulars specified above (except 43 CFR 244.9m);
3. Filing of proof of construction within 5 years of date of the grant;
4. Further terms and conditions as follows:
5. Attached Stipulation required by this Bureau and executed April 6, 1961.

This Permit affects public land in the NE $\frac{1}{4}$  of Lot 12, Sec. 4, T. 23 N., R. 18 W., G. & S. R. N. Arizona.

Roy T. Helmsdeller  
Manager

CC: Director  
Bureau of Reclamation

EMR:b

In connection with Right-of-Way Application Arizona 026865, we hereby agree to the following:

1. The Government reserves the right to utilize the equipment and as much water as may be needed for emergency purposes;
2. The improvements must be constructed in a workmanlike manner out of proper materials to insure high sanitation standards, and the premises maintained in a safe manner to protect humans and livestock;
3. The issuance of this permit does not convey the right for the permittee to sell water obtained from this well;
4. That all permanent non-movable improvements to the well and premises will remain in the ownership of the United States upon cancellation or revocation of the permit; and
5. The annual rental fee be subject to change at the discretion of this Bureau.

*James M. Combs*  
JAMES M. COMBS

*Leah L. Combs*  
LEAH L. COMBS

*April 6<sup>th</sup> 1961*  
(Date signed)

RECEIVED  
LAND OFFICE  
Phoenix, Arizona

APR 7 1961

HOURS *10 am*

13

In connection with Right-of-Way Application Arizona 026865, we hereby agree to the following:

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2. The improvements must be constructed in a workmanlike manner out of proper materials to insure high sanitation standards, and the premises maintained in a safe manner to protect humans and livestock;
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James M. Combs  
JAMES M. COMBS

Leah L. Combs  
LEAH L. COMBS

April 6<sup>th</sup> 1961  
(Date signed)