

# KINGMAN FIELD OFFICE SCOPING FORM

**Proposal:** Renew Right-of-Way AZA 30121 and AZA 30715

DOI-BLM-AZ-C010-2013-0053-EA  
NEPA Document Number

S:\Blmshare\LANDS\Renewals\UNS Electric\AZA 30121  
Document Location

**Land Description:** AZA 030715, UNISOURCE ENERGY, T. 23 N. R 19 W. sec 18  
AZA 030121, CITIZENS RURAL UTILITY, T. 23 N. R 18 W. sec 22

**Applicant:** UNS Electric, Inc. and Citizens Utilities

**Authorization:** Rights-of-way reauthorizations

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

Needed Input (X)	Discipline	Signature
	Lands	
	Minerals	
	Range	
	Wild Horse and Burro	
	General Recreation	
x	Cultural and Paleontological Resources	/s/ Tim Watkins 09/22/2013
	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/ Leonard A. Marceau 09/26/2013
x	Socio-Economics/Environmental Justice	/s/ Matthew Driscoll 09/23/2013
	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: \_\_\_\_\_

Date: \_\_\_\_\_

**U.S. Department of Interior  
Bureau of Land Management**

Environmental Assessment

---

**DOI-BLM-AZ-C010-2013-0053-EA  
August 13, 2013**

**West Highway 93 Rights-of-Way Renewals**

*Location: Adjacent to Highway 93, West of Kingman, Arizona  
Applicant: UNS Electric, Inc. & Citizens Utilities Co.*

**Kingman Field Office  
2755 Mission Blvd.  
Kingman, AZ 86401  
Phone: 928-718-3700  
Fax: 928-718-3761**

Prepared By: Maria Troche  
Signed on:



**EA Number:** DOI-BLM-AZ-C010-2013-0053-EA

**Lease/Serial Case File Numbers:** AZA 030715, AZA 030121

**Proposed Action Title/Type:** West Highway 93 Rights-of-Way Renewals

**Applicants:** UNS Electric, Inc. (AZA 030715) Citizens Utilities Co. (AZA 030121)

**Location of Proposed Action:**

AZA 030715: sec. 18, T. 23 N., R. 19 W., G&SRM. (electrical distribution powerline)

AZA 030121: sec. 22, T. 23 N., R 18 W., G&SRM. (buried telephone line)

## **BACKGROUND**

Rights-of-way (ROWs) AZA 030715 and AZA 030121 were authorized and constructed according to the terms and conditions of their respective grants. Each ROW was eligible to be renewed; however the applicants, UNS Electric, Inc. and Citizens Utilities Co., failed to file renewal applications 120-days prior to the application expiration date in accordance with 43 CFR 2807.22. As a result, the expired grants cannot be renewed. Under the Proposed Action each grant will be re-authorized with the original serial number. The term of these grants will be for 30 years, expiring on December 31, 2043.

## **CONFORMANCE WITH APPLICABLE LAND USE PLAN**

This Proposed Action is in conformance with the Kingman Resource Management Plan approved March 1995. Remarks: RMP Decision number and narrative:

*Decision LR13/B3: Minor ROWs would be evaluated through the environmental review process and granted or rejected on a case-by-case basis. Existing ROWs would be used when possible to minimize surface disturbance (Kingman RMP, p. 66).*

Comment: The ROWs described in this document are considered minor.

## **PURPOSE AND NEED FOR PROPOSED ACTION**

The purpose of the action is to respond to UNS Electric, Inc. and Citizens Utilities Co. request for ROWs. The need for the action is established by the BLM's responsibility under the Federal Land Management and Policy Act and 43 CFR Part 2800 to grant or deny a ROW upon the submission of a complete application.

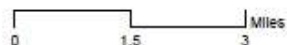
## **DECISION TO BE MADE**

The BLM Authorized Officer will decide whether to re-authorize the ROWs described in the Proposed Action Alternative, deny the applications, or approve them with modifications.

## **DESCRIPTION OF PROPOSED ACTION**

The Proposed Action is to re-authorize ROWs AZA 030715 and AZA 030121 under the authority of Title V of the Federal Land Management and Policy Act for the operation, maintenance, and termination of one powerline and one telephone line. The terms for each of these ROWs would be for 30 years. Refer to Table 1 and Maps 1, 2, and 3 for details of the Proposed Action components.

Serial Number	Type	Location	ROW Length (feet)	ROW Width (feet)	Total Current ROW (acres)
030715	Powerline	T. 23 N., R. 19 W., sec. 18	4731	10	1.100
030121	Telephone Line	T. 23 N., R. 18 W., sec. 22	26	10	.040
			65	20	
TOTAL					1.14



T23N R18W sec 22

T23N R19W sec 18

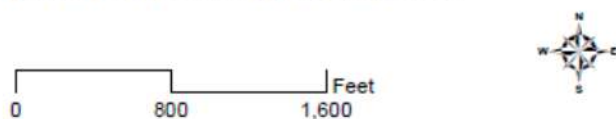
Created on: August 12, 2013

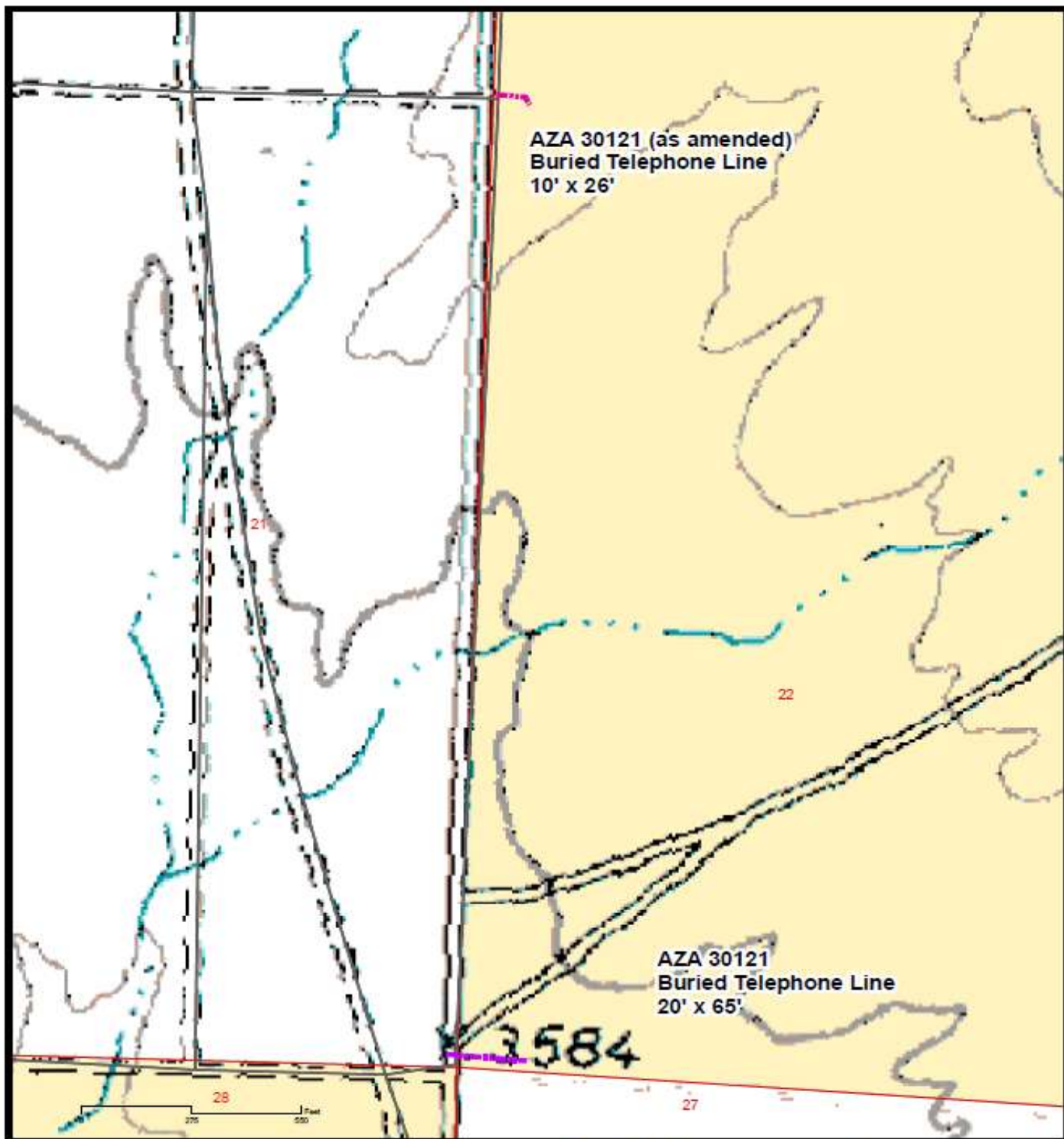




## MAP 2

Created on: August 12, 2013





- BLM
- Private



**AZ Tortoise Habitat:** None

**Visual Resource Management:** Class IV

**AZA 30121 - Buried Telephone line**  
**T23N R18W sec 22**  
**East of Hwy 93**

MAP 3

Created on: August 12, 2013

## DESCRIPTION OF NO ACTION ALTERNATIVE

Under the No Action Alternative the applications for the ROWs would be denied. If the applications were denied, UNS Electric, Inc. and Citizens Utilities Co. would be required to remove the current facilities as described in the terms and conditions of their respective grants.

## AFFECTED ENVIRONMENT

This section describes the existing conditions of the environment and expected impacts. The affected environment was considered and analyzed by an interdisciplinary team as documented in the KFO Project Scoping Form found in the Administrative Record for this proposal. Resources of concern that are either not present in the project area, or would not be impacted to a degree that requires detailed analysis, will not be discussed here. Resources which could be impacted by the Proposed Action or alternatives are discussed below.

The table below summarizes the resources reviewed for this project. Those resources that have been identified by an interdisciplinary team as present and potentially affected are discussed further below.

Table 2 PROJECT RESOURCE review			
Resources Considered	Not Present	Present and Not Affected	Present and/or Potentially Affected
Air Quality*		X	
Areas of Critical Environmental Concern*	X		
Cultural and Historic*		X	
Environmental Justice* / Socioeconomics		X	
Floodplains*	X		
Grazing		X	
Hazardous or Solid Waste*	X		
Invasive and Non-native Species*	X		
Land Use	X		
Migratory Birds*	X		
Native American Religious Concerns*	X		
Prime and Unique Farmland*	X		
Threatened and Endangered Species*	X		
Vegetation		X	
Visual Resources		X	
Water Quality*	X		
Wetland or Riparian Zones*	X		
Wild and Scenic Rivers*	X		
Wilderness*	X		
Wildlife		X	
* Consideration Required By Law or Executive Order			



## **IMPACTS FROM THE PROPOSED ALTERNATIVE**

### **Environmental Justice/Socioeconomics**

The facilities currently exist; therefore, under the Proposed Action residents and visitors to the area would continue to be served by these facilities. No additional impacts would occur.

### **Vegetation and Wildlife Habitat**

The affected environment is located in Mohave County, approximately 15 miles northwest of Kingman, Arizona, at an elevation of approximately 4,000 feet. The facilities occupy a total of 1.140 acres of public lands directly adjacent to Hwy 93. AZA 30121, a buried telephone line, located along a county maintained road (Adobe Road), north of Highway 93. AZA 030715, an electrical distribution line, is located alongside a lightly used jeep trail, south of the Highway 93. The surrounding vegetation community for both ROWS is desert scrub, dominated by palo verde, mesquite, creosote bush, and numerous types of cacti and both locations are located on BLM lands within checker-board townships. Because the facilities already exist, the Proposed Action would have no impacts to existing vegetation. Access to these facilities is within previously disturbed areas; therefore, the Proposed Action will have no expected impacts to vegetation during the maintenance of these facilities.

The general fauna of the region is dominated by various bird, lizard, snake, and rodent species with coyote, bobcat, and raptors being the common predators. AZA 030715 is within Category 3 Desert Tortoise habitat, which is the lowest criterion for tortoise habitat (*Desert tortoise habitat management on the public lands: a rangewide plan - 1988*). The powerline under this authorization was constructed as “raptor-proof”, and meets the requirements as described in *Suggested Practices for Raptor Protection on Powerlines, Raptor Research Foundation, Inc.-1981*. Since the facilities already exist, the Proposed Action would have no impacts to wildlife in the area.

### **Visual Resource Management (VRM)**

The locations of the facilities to be re-authorized are in VRM Class II and IV areas. The powerline authorized under AZA 030715 is in the Class II area. Class II provides for the retention of landscape character and the existing powerline does meet this criterion. As requested by BLM as a mitigation measure, powerline poles were constructed with dark wood, and conductors and guy wires were non-reflective”. AZA 030121, a buried telephone line, is located in the Class IV area. The objective for VRM Class IV allows for changes which may subordinate the landscape character, and AZA 030121 meets this criterion. Under the Proposed Action the objectives for VRM management would be met.

## **IMPACTS FROM THE NO ACTION ALTERNATIVE**

### **Environmental Justice/Socioeconomics**

If these ROWs are denied, several residences would no longer receive power or telephone services from the existing facilities.

### **Vegetation and Wildlife Habitat**

The current stipulations for both these ROWs require that the facilities be removed if they are no longer authorized. The facilities currently occupy approximately 1.140 acres of public lands. Vegetation and wildlife habitat may be temporarily impacted during the removal activity. Stipulations of AZA 030121 require that the area be reclaimed; however it is unlikely that vegetation or wildlife will be restored after the reclamation, because the surrounding area is still disturbed and not in a natural state. The removal of powerline authorized under AZA 030715, if removed, may be reclaimed to a natural state.



**Visual Resource Management (VRM)**

If the ROWs are denied, and the facilities are removed, there will be no impacts to VRM. The objectives for VRM Class IV would be met by the No Action Alternative.

**Cumulative Impacts**

Other power and telephone lines make up a portion of the cumulative impacts in the areas which are close to the area of these authorizations. There would be no cumulative impacts to T&E species, or BLM sensitive species, because the area does not currently support these species. There would be no impacts to cultural resources because the area is already disturbed from historical activities that have occurred in the area.

**PERSONS/AGENCIES CONSULTED:**

Preparer: Maria Troche, BLM Kingman Field Office Land Law Examiner

Environmental Coordinator: Ramone McCoy

Len Marceau, Outdoor Recreation Planner (VRM)

Tim Watkins, Archaeologist

Rebecca Peck, Wildlife Biologist

Bureau of Land Management, Kingman Field Office  
FINDING OF NO SIGNIFICANT IMPACT

**NEPA Document Number:** DOI-BLM-AZ-C010-2013-0053-EA

Finding of No Significant Impact: Based on the analysis of potential environmental impacts contained in the attached environmental assessment, I have determined that impacts are not expected to be significant and an environmental impact statement is not required.

/s/ Leonard A. Marceau  
Assistant Field Manager, Kingman

09/24/2013  
Date

---

---

DECISION RECORD

**NEPA Document Number:** DOI-BLM-AZ-C010-2013-0053-EA

Decision: The BLM Authorized Officer will re-authorize the ROWs described in the Proposed Action Alternative with modifications to the terms and conditions of the grant.

Rationale for Decision: The ROWs will be re-authorized because the facilities provide services to residents in the area and the impacts are not expected to be significant.

Stipulations: See the individual ROW grants.

/s/ Leonard A. Marceau  
Assistant Field Manager, Kingman

09/24/2013  
Date



UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
RIGHT-OF-WAY GRANT/TEMPORARY USE PERMIT

SERIAL NUMBER AZA 30121

---

1. A right-of-way is hereby granted pursuant to Title V of the Federal Land Policy and Management Act of October 21, 1976 (90 Stat. 2776; 43 U.S.C. 1761).

2. Nature of Interest:

a. By this instrument, the holder:

Citizens Utilities Rural Company, Inc.  
P.O. Box 3609  
Kingman, Arizona 86402-3609

receives a right to construct, operate, maintain, and terminate a buried telephone line on public lands (or Federal lands for MLA Rights-of-Way) described as follows:

Gila and Salt River Meridian, Arizona

T. 23 N., R.23 W.,  
sec.22

- b. The right-of-way or permit area granted herein is 20 feet wide, 91 (total) feet long, and contains 0.040 acres, more or less.
- c. This instrument will terminate on December 31, 2043 unless, prior thereto, it is relinquished, abandoned, terminated, or modified pursuant to the terms and conditions of this instrument or of any applicable Federal law or regulation.
- d. This instrument may be renewed. If renewed, the right-of-way or permit shall be subject to the regulations existing at the time of renewal and any other terms and conditions that the authorized officer deems necessary to protect the public interest.
- e. Notwithstanding the expiration of this instrument or any renewal thereof, early relinquishment, abandonment, or termination, the provisions of this instrument, to the extent applicable, shall continue in effect and shall be binding on the holder, its successors, or assigns, until they have fully satisfied the obligations and/or liabilities accruing herein before or on account of the expiration, or prior termination, of the grant.

3. Rental:

For and in consideration of the rights granted, the holder agrees to pay the Bureau of Land Management fair market value rental as determined by the authorized officer unless specifically exempted from such payment by regulation. Provided, however, that the rental may be adjusted by the authorized officer, whenever necessary, to reflect changes in the fair market rental value as determined by the application of sound business management principles, and so far as practicable and feasible, in accordance with comparable commercial practices.

4. Terms and Conditions:

- a. This grant or permit is issued subject to the holder's compliance with all applicable regulations contained in Title 43 Code of Federal Regulations parts 2800 and 2880.
- b. Upon grant termination by the authorized officer, all improvements shall be removed from the public lands within 90 days, or otherwise dispose of as directed by the authorized officer.
- c. Each grant issued for a term of 20 years or more shall, at a minimum, be reviewed by the authorized officer at the end of the 20th year and at regular intervals thereafter not to exceed 10 years. Provided, however, that a right-of-way or permit granted herein may be reviewed at any time deemed necessary by the authorized officer.
- d. The stipulations, plans, maps, or designs set forth in Exhibit(s) A and B, dated September 19, 2013 attached hereto, are incorporated into and made a part of this grant instrument as fully and effectively as if they were set forth herein in their entirety.
- e. Failure of the holder to comply with applicable law or any provision of this right-of-way grant or permit shall constitute grounds for suspension or termination thereof.
- f. The holder shall perform all operations in a good and workmanlike manner so as to ensure protection of the environment and the health and safety of the public.

IN WITNESS WHEREOF, The undersigned agrees to the terms and conditions of this right-of-way grant or permit.

---

(Signature of Holder)

---

(Signature of Authorized

Officer)

---

(Print Name)

---

(Title)

---

(Title)

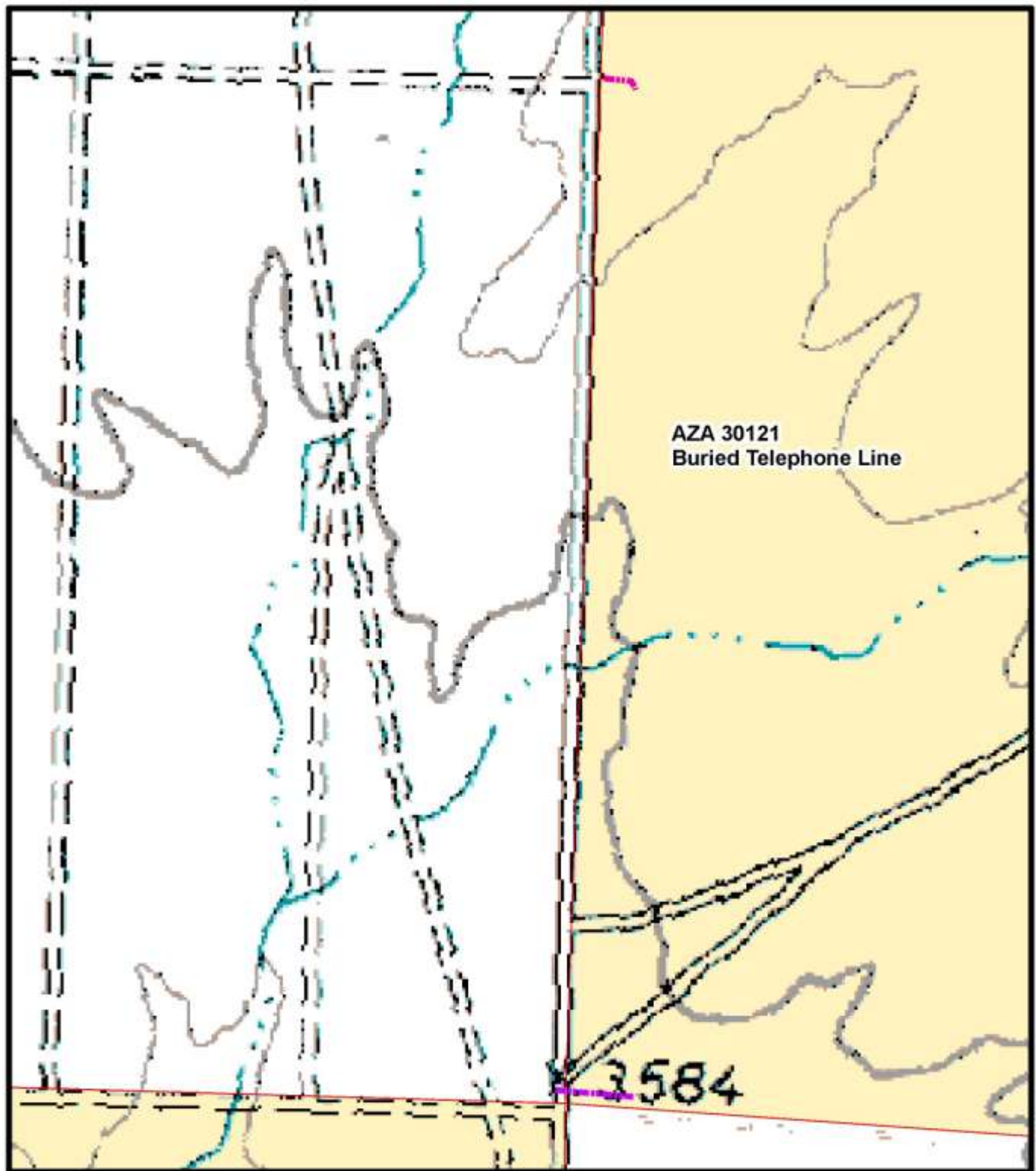
---

(Effective Date of Grant)

---

(Date)





BLM  
Private



0 275 550 Feet

AZA 30121 - Buried Telephone Line  
T23N R18W sec 22

Created on: September 19, 2013  
EXHIBIT A

EXHIBIT B  
Terms and Conditions  
September 19, 2013  
AZA 030121

1. The Holder shall conduct all activities associated with the construction, operation, and termination of the right-of-way within the authorized limits of the right-of-way.

2. A copy of these stipulations shall be on the project area and available to persons directing equipment operation during maintenance activities.

3. Any cultural or paleontological resource (historic or prehistoric site or object) discovered by the holder, or any person working on his behalf, on public or Federal land will be immediately reported to the authorized officer. An evaluation of the discovery will be made by the authorized officer to determine appropriate actions to prevent the loss of significant cultural or scientific values. The holder will be responsible for the cost of evaluation and any decision as to proper mitigation measures will be made by the authorized officer after consulting with the holder.

4. Disposal of all liquid or solid waste produced during operation of this right-of-way shall be in an approved manner so it will not impact the air, soil, water, vegetation, and animals.

5. Holder shall not violate applicable air and water quality standards or related facility siting standards established by or pursuant to applicable Federal and State law.

6. Construction sites shall be maintained in a sanitary condition at all times; waste materials at those sites shall be disposed of promptly at an appropriate waste disposal site. "Waste" means all discarded matter including, but not limited to, human waste, trash, garbage, refuse, oil drums, petroleum products, ashes, and equipment.

7. Holder shall maintain the right-of-way in a safe, useable condition, as directed by the Authorized Officer. (A regular maintenance program shall include, but not be limited to, soil stabilization.)

8. The Holder shall be responsible for weed control on disturbed areas within the limits of the right-of-way. The Holder is responsible for consultation with the Authorized Officer and /or local authorities for acceptable weed control methods within limits imposed in the grant stipulations.

9. Use of pesticides shall comply with the applicable Federal and state laws. Pesticides shall be used only in accordance with their registered uses and within limitations imposed by the secretary of the Interior. Prior to the use of pesticides, the Holder shall obtain from the Authorized Officer written approval of a plan showing the type and quantity of material to be used, pest(s) to be controlled, method of application, location of storage and disposal of containers, and any other information deemed necessary by the Authorized Officer. Emergency use of pesticides shall be approved in writing by the Authorized Officer prior to such use.

10. Ninety days prior to termination of the right-of-way, the Holder shall contact the Authorized Officer to arrange a joint inspection of the right-of-way. This inspection will be held to agree to an acceptable termination (and rehabilitation) plan. This plan shall include, but is not limited to, removal of facilities, drainage structures, or surfacing material, recontouring, topsoiling, or seeding. The Authorized Officer must approve the plan in writing prior to the Holder's commencement of any termination actions.

11. The Holder of this right-of-way grant, or the Holder's successor in interest, shall comply with Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d et seq.) and the regulations of the Secretary of the Interior issued pursuant thereto.

12. If surface disturbing activities occur outside of the areas specified in the grant those areas must be raked out and the Authorized Officer may require further rehabilitation including reseeded.

13. The holder shall protect all survey monuments found within the right-of-way. Survey monuments include, but are not limited to, General Land Office and Bureau of Land Management Cadastral Survey Corners, reference corners, witness points, U.S. Coastal and Geodetic benchmarks and triangulation stations, military control monuments, and recognizable civil (both public and private) survey monuments. In the event of obliteration or disturbance of any of the above, the holder shall immediately report the incident, in writing, to the authorized officer and the respective installing authority if known. Where General Land Office of Bureau of Land Management right-of-way monuments or references are obliterated during operations, the holder shall secure the services of a registered land surveyor or a Bureau cadastral surveyor to restore the disturbed monuments and references using surveying procedures found in the Manual of Surveying Instructions for the Survey of the Public Lands in the United States, latest edition. The holder shall record such survey in the appropriate county and send a copy to the authorized officer. If the Bureau cadastral surveyors or other Federal surveyors are used to restore the disturbed survey monument, the holder shall be responsible for the survey cost.









UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
RIGHT-OF-WAY GRANT/TEMPORARY USE PERMIT

SERIAL NUMBER AZA 030715

---

1. A right-of-way is hereby granted pursuant to Title V of the Federal Land Policy and Management Act of October 21, 1976 (90 Stat. 2776; 43 U.S.C. 1761).

2. Nature of Interest:

a. By this instrument, the holder:

UNS Electric, Inc.  
P.O. Box 3099  
Kingman, Arizona 86402-3099

receives a right to construct, operate, maintain, and terminate 12kV powerline on public lands (or Federal lands for MLA Rights-of-Way) described as follows:

Gila and Salt River Meridian, Arizona

T. 23 N., R. 19 W.,  
sec. 18,

- b. The right-of-way or permit area granted herein is 10 feet wide, 4731.0' feet long, and contains 1.100 acres, more or less.
- c. This instrument will terminate on December 31, 2043 unless, prior thereto, it is relinquished, abandoned, terminated, or modified pursuant to the terms and conditions of this instrument or of any applicable Federal law or regulation.
- d. This instrument may be renewed. If renewed, the right-of-way or permit shall be subject to the regulations existing at the time of renewal and any other terms and conditions that the authorized officer deems necessary to protect the public interest.



- e. Notwithstanding the expiration of this instrument or any renewal thereof, early relinquishment, abandonment, or termination, the provisions of this instrument, to the extent applicable, shall continue in effect and shall be binding on the holder, its successors, or assigns, until they have fully satisfied the obligations and/or liabilities accruing herein before or on account of the expiration, or prior termination, of the grant.

### 3. Rental:

For and in consideration of the rights granted, the holder agrees to pay the Bureau of Land Management fair market value rental as determined by the authorized officer unless specifically exempted from such payment by regulation. Provided, however, that the rental may be adjusted by the authorized officer, whenever necessary, to reflect changes in the fair market rental value as determined by the application of sound business management principles, and so far as practicable and feasible, in accordance with comparable commercial practices.

### 4. Terms and Conditions:

- a. This grant or permit is issued subject to the holder's compliance with all applicable regulations contained in Title 43 Code of Federal Regulations parts 2800 and 2880.
- b. Upon grant termination by the authorized officer, all improvements shall be removed from the public lands within 90 days, or otherwise dispose of as directed by the authorized officer.
- c. Each grant issued for a term of 20 years or more shall, at a minimum, be reviewed by the authorized officer at the end of the 20th year and at regular intervals thereafter not to exceed 10 years. Provided, however, that a right-of-way or permit granted herein may be reviewed at any time deemed necessary by the authorized officer.
- d. The stipulations, plans, maps, or designs set forth in Exhibit(s) **A and B, dated September 19, 2013** attached hereto, are incorporated into and made a part of this grant instrument as fully and effectively as if they were set forth herein in their entirety.
- e. Failure of the holder to comply with applicable law or any provision of this right-of-way grant or permit shall constitute grounds for suspension or termination thereof.

- f. The holder shall perform all operations in a good and workmanlike manner so as to ensure protection of the environment and the health and safety of the public.

IN WITNESS WHEREOF, The undersigned agrees to the terms and conditions of this right-of-way grant or permit.

\_\_\_\_\_  
(Signature of Holder)

\_\_\_\_\_  
(Signature of Authorized  
Officer)

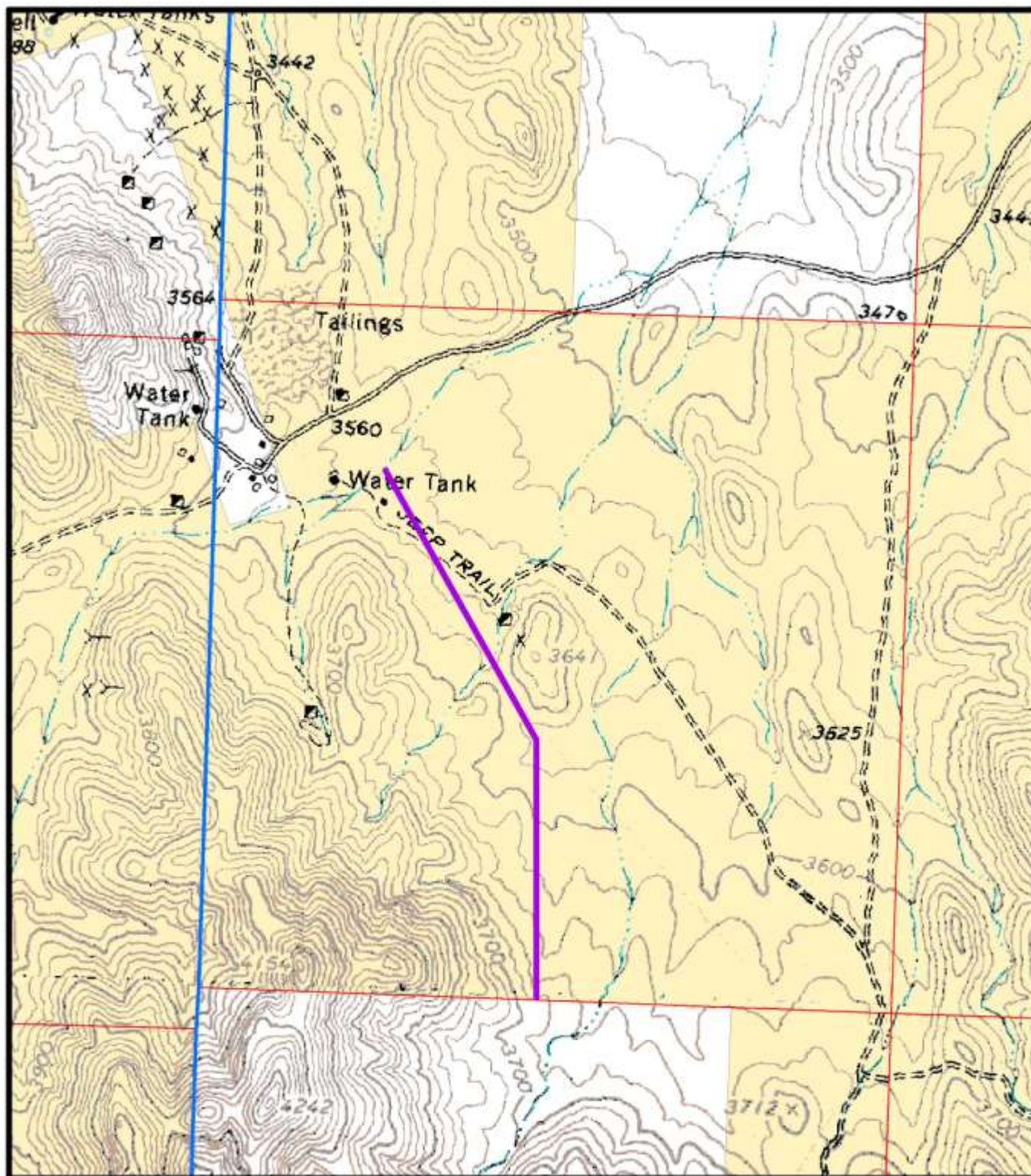
\_\_\_\_\_  
(Print Name)

\_\_\_\_\_  
(Title)

\_\_\_\_\_  
(Title)

\_\_\_\_\_  
(Effective Date of Grant)

\_\_\_\_\_  
(Date)



**AZA 30715 - 12 Kv Powerline  
T23N R19W sec 18**

Created on: September 19, 2013  
EXHIBIT A

EXHIBIT B  
Terms and Conditions  
September 19, 2013  
AZA 030715

1. The Holder shall conduct all activities associated with the operation, maintenance, and termination of the right-of-way within the authorized limits of the right-of-way.
2. A copy of these stipulations shall be on the project area and available to persons directing equipment operation during maintenance activities.
3. Any cultural or paleontological resource (historic or prehistoric site or object) discovered by the holder, or any person working on his behalf, on public or Federal land will be immediately reported to the authorized officer. An evaluation of the discovery will be made by the authorized officer to determine appropriate actions to prevent the loss of significant cultural or scientific values. The holder will be responsible for the cost of evaluation and any decision as to proper mitigation measures will be made by the authorized officer after consulting with the holder.
4. Disposal of all liquid or solid waste produced during operation of this right-of-way shall be in an approved manner so it will not impact the air, soil, water, vegetation, and animals.
5. Holder shall not violate applicable air and water quality standards or related facility siting standards established by or pursuant to applicable Federal and State law.
6. Construction sites shall be maintained in a sanitary condition at all times; waste materials at those sites shall be disposed of promptly at an appropriate waste disposal site. "Waste" means all discarded matter including, but not limited to, human waste, trash, garbage, refuse, oil drums, petroleum products, ashes, and equipment.
7. Holder shall maintain the right-of-way in a safe, useable condition, as directed by the Authorized Officer. (A regular maintenance program shall include, but not be limited to, soil stabilization.)
8. The Holder shall be responsible for weed control on disturbed areas within the limits of the right-of-way. The Holder is responsible for consultation with the Authorized Officer and /or local authorities for acceptable weed control methods within limits imposed in the grant stipulations.
9. Use of pesticides shall comply with the applicable Federal and state laws. Pesticides shall be used only in accordance with their registered uses and within limitations imposed by the secretary of the Interior. Prior to the use of pesticides, the Holder shall obtain from the Authorized Officer written approval of a plan showing the type and quantity of material to be used, pest(s) to be controlled, method of application, location of storage and disposal of containers, and any other information deemed necessary by the Authorized Officer. Emergency use of pesticides shall be approved in writing by the Authorized Officer prior to such use.



10. Ninety days prior to termination of the right-of-way, the Holder shall contact the Authorized Officer to arrange a joint inspection of the right-of-way. This inspection will be held to agree to an acceptable termination (and rehabilitation) plan. This plan shall include, but is not limited to, removal of facilities, drainage structures, or surfacing material, recontouring, topsoiling, or seeding. The Authorized Officer must approve the plan in writing prior to the Holder's commencement of any termination actions.

11. The Holder of this right-of-way grant, or the Holder's successor in interest, shall comply with Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d et seq.) and the regulations of the Secretary of the Interior issued pursuant thereto.

12. If surface disturbing activities occur outside of the areas specified in the grant those areas must be raked out and the Authorized Officer may require further rehabilitation including reseedling.

13. At the time the power poles within the right-of-way area are replaced, significantly modified and or maintained those power lines shall be constructed in accordance to standards outlined in "Suggested Practices for Raptor Protection on Power lines," Raptor Research Foundation, Inc., 1981. The Holder shall assume the burden and expense of proving that pole designs not shown in the above publication are "eagle safe." Such proof shall be provided by a raptor expert approved by the Authorized Officer. The BLM reserves the right to require modifications or additions to all power line structures placed on this right-of-way, should they be necessary to ensure the safety of large perching birds. Such modifications and/or additions shall be made by the Holder without liability or expense to the United States.

14. If any desert tortoise are observed in this right-of-way during construction or maintenance activities or while accessing the facilities authorized herein they will be handled in accordance with the protocol of the "Guidelines for Handling Desert Tortoise Encountered On Roads and Vehicle Ways: (Page 3 of this document).

15. The holder shall protect all survey monuments found within the right-of-way. Survey monuments include, but are not limited to, General Land Office and Bureau of Land Management Cadastral Survey Corners, reference corners, witness points, U.S. Coastal and Geodetic benchmarks and triangulation stations, military control monuments, and recognizable civil (both public and private) survey monuments. In the event of obliteration or disturbance of any of the above, the holder shall immediately report the incident, in writing, to the authorized officer and the respective installing authority if known. Where General Land Office of Bureau of Land Management right-of-way monuments or references are obliterated during operations, the holder shall secure the services of a registered land surveyor or a Bureau cadastral surveyor to restore the disturbed monuments and references using surveying procedures found in the Manual of Surveying Instructions for the Survey of the Public Lands in the United States, latest edition. The holder shall record such survey in the appropriate county and send a copy to the authorized officer. If the Bureau cadastral surveyors or other Federal surveyors are used to restore the disturbed survey monument, the holder shall be responsible for the survey cost.



# United States Department of the Interior

## BUREAU OF LAND MANAGEMENT

Kingman Field Office  
2755 Mission Boulevard  
Kingman, Arizona 86401

[www.az.blm.gov](http://www.az.blm.gov)



### **GUIDELINES FOR HANDLING DESERT TORTOISE, ROSY BOA AND CHUCKWALLA ENCOUNTERED ON ROADS AND VEHICLE WAYS**

1. Stop your vehicle and allow the tortoise, rosy boa or chuckwalla to move off the road or if possible, drive around the tortoise or other animal.
2. If the tortoise is not moving, gently\*\* pick up the tortoise and move it approximately 200 feet off the road to a shaded location.
  - a. Do **not** turn the tortoise over.
  - b. Move the tortoise in the direction it was traveling. If it was crossing the road, move it in the direction it was crossing.
  - c. Keep the tortoise within 12-18 inches of the ground, move slowly so as not to cause it to become alarmed.
  - d. Release the tortoise under the shade of a bush or rock.

\*\* Tortoise store water in their bladder. If a tortoise becomes alarmed its defense is to void its bladder onto the captor. This could lead to dehydration of the tortoise and potentially to death.

3. Prior to moving any parked vehicles or equipment at the project site, check for tortoise under the vehicles.





