

**MINUTES**  
**REGULAR MEETING OF THE BOARD OF LAND COMMISSIONERS**  
**Friday, August 3, 2012, at 9:00 a.m.**  
**Helena College – University of Montana**  
**Student Center – Room 104**  
**1115 N. Roberts**  
**Donaldson Campus**  
**Helena, MT**

**Please note:** *The Land Board has adopted the audio recording of its meetings as the official record, as allowed by [2-3-212, MCA](#). These minutes provide an abbreviated summary of the Land Board discussion, public testimony, action taken, and other activities. The time designations listed are approximate and may be used to locate the referenced discussion on the audio recording of this meeting. Access to an electronic copy of these minutes and the audio recording is provided from the Land Board webpage at <http://dnrc.mt.gov/LandBoard>. The written minutes summary, along with the audio recordings, are listed by meeting date on the Land Board Archive webpage.*

**Members Present**

Governor Brian Schweitzer  
Attorney General Steve Bullock  
Commissioner of Securities and Insurance Monica Lindeen  
Secretary of State Linda McCulloch (via telephone conferencing)  
Superintendent of Public Instruction Denise Juneau

**Testifying Staff**

Mary Sexton, DNRC Director  
Hugh Zackheim, FWP Lands Program Manager

**Attachments**

Related Materials, Attachment 1 – Sign-in Sheet

**Call to Order**

00:00:00 Governor Schweitzer called the meeting to order. Ms. Juneau moved to approve the May 21, 2012, minutes. The motion was seconded by Mr. Bullock and carried unanimously.

**Business Considered**

**812-1 FWP: Wildlife Management Area – Deer Creek Addition to Marshall Creek WMA**

00:00:15 Ms. Sexton.  
00:00:25 Mr. Zackheim gave an overview of the item.  
00:02:35 Mr. Bullock moved to approve the WMA. The motion was seconded by Ms. McCulloch and carried unanimously.

**812-2 FWP: Fishing Access Site Acquisition – Bailey Reservoir**

00:02:54 Ms. Sexton  
00:03:20 Mr. Zackheim gave an overview of the item.  
00:05:10 Ms. Lindeen moved to approve the fishing access site acquisition. The motion was seconded by Ms. McCulloch and carried unanimously.

**812-3 Signal Peak Energy Coal Lease Application – Competitive Bid Results**

00:05:31 Ms. Sexton gave an overview of the item.

Board Discussion/Questions

00:06:44 Governor Schweitzer

00:06:48 Ms. Sexton

00:06:52 Governor Schweitzer

00:06:56 Ms. Juneau moved to solicit public comment on the results of the competitive bid process. The motion was seconded by Ms. Lindeen and carried unanimously.

**812-4 Fairways/Primary Seismic Projects**

00:07:09 Ms. Sexton gave an overview of the item.

00:08:48 Ms. Lindeen moved for approval of the seismic projects. The motion was seconded by Ms. Juneau and carried unanimously.

**812-5 Preliminary Approval for Land Banking Parcels.**

**A. Rosebud County**

**B. Flathead County**

00:09:00 Ms. Sexton gave an overview of items 812-5A and 812-5B.

00:10:12 Mr. Bullock moved for preliminary approval of items 812-5A and 812-5B. The motion was seconded by Ms. McCulloch and carried unanimously.

**812-6 Set Minimum Bid for Land Banking Parcels**

00:10:38 Ms. Sexton gave an overview of the item.

00:11:58 Ms. McCulloch moved to set the minimum bid for the parcels. The motion was seconded by Ms. Lindeen.

Board Discussion/Questions

00:12:07 Governor Schweitzer

00:14:50 Ms. Sexton

00:15:03 Governor Schweitzer

00:15:09 Ms. Sexton

00:15:15 The motion to set minimum bid for the parcels was carried unanimously.

**812-7 Final Approval for Land Banking Parcels**

00:15:20 Ms. Sexton gave an overview of the item.

00:16:23 Ms. Juneau moved for final approval for the sale of the land banking parcels. The motion was seconded by Mr. Bullock and carried unanimously.

**812-8 Timber Sales**

**A. Fish Bull Face**

**B. Mohican Stickney (Limited Access)**

**C. Pleasant Valley**

**D. Tim Burke Two**

00:16:38 Ms. Sexton gave an overview of items 812-8A through 812-8D.

00:19:52 Mr. Bullock moved to approve items 812-8A through 812-8D. The motion was seconded by Ms. Lindeen and carried unanimously.

**812-9 Easements**

**A. Rights of Way**

00:20:06 Ms. Sexton gave an overview of the item.

00:21:09 Ms. McCulloch moved to approve the rights-of-way. The motion was seconded by Ms. Juneau and carried unanimously.

**B. Nature Conservancy Reciprocal Access Easement**

00:21:22 Ms. Sexton gave an overview of the item.  
00:22:44 Ms. Lindeen moved to approve the reciprocal access easement. The motion was seconded by Mr. Bullock and carried unanimously.

**C. Pipeline Easement Applications**

00:22:58 Ms. Sexton gave an overview of the item.

Public Comment/Board Discussion

00:26:32 Senator Jim Keane (SD38)  
00:26:44 Governor Schweitzer  
00:26:46 Senator Keane (SD38)  
00:28:02 Governor Schweitzer  
00:28:11 Ms. Sexton  
00:28:25 Governor Schweitzer  
00:28:27 Ms. Sexton  
00:28:34 Ms. Lindeen moved to approve the pipeline easement applications. The motion was seconded by Ms. Juneau.  
00:28:44 Mr. Bullock  
00:28:54 Ms. Sexton  
00:29:52 Governor Schweitzer

00:30:42 The motion to approve the pipeline easement applications was carried unanimously.

General Public Comment

00:30:50 Governor Schweitzer  
00:32:26 Bryan Nickerson, Blue Skies Campaign  
00:34:42 Jan Siemers  
00:36:14 Lowell Chandler, Blue Skies Campaign  
00:40:25 Richard Gold  
00:42:30 Cory Bressler, Blue Skies Campaign  
00:44:52 Nick Engelfried, Blue Skies Campaign

Adjournment

00:48:09 Adjournment

PRESIDENT

ATTEST

/s/ Brian Schweitzer  
Brian Schweitzer, Governor

/s/ Mary Sexton  
Mary Sexton, DNRC Director

RELATED MATERIALS  
ATTACHMENT 1

LAND BOARD MEETING SIGN-IN SHEET  
August 3, 2012

| NAME                 | AFFILIATION                               | E-MAIL                      | Check to be added to the interested parties list. |
|----------------------|---|-----------------------------|---|
| Pete Lawrence        | MRL                                       | plawrenson@mtRail.com       |   |
| Edward Viren         | Signal Peak Energy                        | eviren@signalpeakenergy.com |   |
| BOB EBERTS           | ONEOK                                     | robert.eberts@oneok.com     |   |
| Bruce Johnson        | ONEOK                                     | brucej@unitedwb.coop        |   |
| Melissa Lewis        | ONEOK                                     | melissa@mlewisassoc.com     |   |
| GAIL ABERCROMBIE     | Gaila Consulting for<br>MT Petroleum Assn | Gaila_consulting@msn.com    |   |
| Keat Mollohan        | citizen                                   | keatml23@live.com           |   |
| Hugh Zackham         | FWP                                       |                             |   |
| Candace Durran       | FWP                                       |                             |   |
| Nick Engelried       |   | nicke.activism@gmail.com    | X   |
| Dustin Leftridge     |   | dustin.leftridge@gmail.com  | X   |
| John Johnson         | 100 E 400                                 | out of work 400@MT.Mt       |   |
| Jay Bodner           | MSGA                                      |                             |   |
| Pick Gold            | Citizen                                   | goldrich@hotmail.com        | X   |
| Jan Siemers          | Occupy Helena                             | je.helena@gmail.com         |   |
| Connie Raskey        | LWV Bellingham                            | randc.raskey@juno.com       |   |
| Clayton Elliott      | Northern Plains                           | clayton@northplains.org     |   |
| Lowell Chandler      | BLUE SKIES Campaign                       |                             |   |
| Cary Hegreberg       | Contractors Assn.                         | cary@mtagc.org              |   |
| EVAN BARRETT         | G.O.E.D.                                  | ebarrett@mt.gov             |   |
| <b>Cory Bressler</b> | <b>Blue Skies</b>                         |                             |   |
|                      |   |                             |   |
|                      |   |                             |   |