

*These abbreviated summary minutes and the audio recording will become the official adopted minutes at the next Land Board meeting when the board votes to officially approve them. Until then they are considered a draft.*

**MINUTES**  
**REGULAR MEETING OF THE BOARD OF LAND COMMISSIONERS**  
**Monday, May 20, 2013, at 9:00 AM**  
**State Capitol, Room 303**  
**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 Steve Bullock  
Attorney General Tim Fox (via telephone conferencing)  
Secretary of State Linda McCulloch  
Superintendent of Public Instruction Denise Juneau

**Members Absent**

Commissioner of Securities and Insurance Monica Lindeen

**Testifying Staff**

John Tubbs, DNRC Director  
Monte Mason, DNRC Minerals Management Bureau Chief  
Matt Wolcott, DNRC Southern Land Office (SLO) Area Manager

**Attachments**

Related Materials, Attachment 1 – sign-in sheet  
Related Materials, Attachment 2 – aerial photo (613-7A)  
Related Materials, Attachment 3 – photos submitted by Brian Turley (613-7A)

**Call to Order**

00:00:00 Governor Bullock called the meeting to order.  
00:00:15 Ms. McCulloch moved to approve the May 20, 2013, minutes. The motion was seconded by Ms. Juneau and carried unanimously.

**Business Considered**

~~**613-1 DPHHS: Final Approval of Sale – Warm Springs Store**~~  
*Item 613-1 was withdrawn from the agenda on 6/10/13.*

**613-2 Timber Sales**

**A. Nemo**

**B. Promised Toomey (Salvage)**

**C. West Fork Timber Creek**

00:00:26 Mr. Tubbs gave an overview of the items 613-2A through 613-2C.  
00:05:04 Governor Bullock  
00:05:06 Ms. McCulloch moved to approve 613-2A through 613-2C. The motion was seconded by Ms. Juneau and carried unanimously.

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**613-3 Oil and Gas Lease Sale (June 4, 2013)**

00:05:24 Mr. Tubbs gave an overview of item 613-3.

00:06:37 Governor Bullock

00:06:44 Ms. Juneau moved to approve 613-3. The motion was seconded by Ms. McCulloch.

**Board Discussion/Comments**

00:06:56 Governor Bullock

00:07:03 Mr. Tubbs

00:07:16 Mr. Mason

00:07:55 The motion to approve 613-3 carried unanimously.

**613-4 Land Banking Parcels: Preliminary Approval for Sale**

**A. Pondera County**

00:08:08 Mr. Tubbs gave an overview of item 613-4A.

00:09:38 Governor Bullock

00:09:41 Ms. McCulloch moved to approve 613-4A. The motion was seconded by Mr. Fox and carried unanimously.

**B. Toole County**

00:10:03 Mr. Tubbs gave an overview of item 613-4B.

00:10:35 Governor Bullock

00:10:37 Mr. Fox moved to approve 613-4B. The motion was seconded by Ms. Juneau and carried unanimously.

**613-5 Land Banking Parcels: Final Approval for Sale**

00:10:54 Mr. Tubbs gave an overview of item 613-5.

00:11:34 Governor Bullock

00:11:37 Ms. Juneau moved to approve 613-5. The motion was seconded by Ms. McCulloch and carried unanimously.

**613-6 Land Exchange: Final Approval – Nistler**

00:11:54 Mr. Tubbs gave an overview of item 613-6.

00:12:57 Governor Bullock

00:13:04 Mr. Fox moved to approve 613-6. The motion was seconded by Ms. Juneau and carried unanimously.

**613-7 Easements**

**A. Rights-of-Way**

*Right-of-way application #16283 by Steven and Kendra Cook (pg. 9 of the agenda item) was considered and voted on separately from the rest of item 613-7A.*

00:13:23 Mr. Tubbs gave an overview of item 613-7A (excepting application #16283).

00:17:08 Governor Bullock

00:17:13 Ms. McCulloch moved to approve 613-7A, excepting application number 16283. The motion was seconded by Mr. Fox and carried unanimously.

**A. Rights-of-Way: Application #16283 – Steven and Kendra Cook**

*Right-of-way application #16283 by Steven and Kendra Cook (pg. 9 of the agenda item) was considered and voted on separately from the rest of item 613-7A.*

00:17:37 Mr. Tubbs gave an overview of historic right-of-way application #16283.

00:18:20 Governor Bullock

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Public Comment

00:19:16 Mitch Roen (on behalf of Steve and Kendra Cook)  
00:20:24 Brian Turley  
00:22:52 Tom Turley  
00:24:48 Maxine Turley

Board Discussion/Comments

00:26:15 Ms. McCulloch moved to approve historic right-of-way application #16283. The motion was seconded by Ms. Juneau.  
00:26:31 Ms. Juneau  
00:26:41 Mr. Tubbs  
00:28:25 Governor Bullock  
00:28:48 Mr. Wolcott  
00:29:35 Motion to approve historic right-of-way application #16283 carried unanimously.

**B. Reciprocal Access: East Ashby**

00:29:44 Mr. Tubbs gave an overview of item 613-7B.  
00:30:46 Governor Bullock  
00:30:50 Ms. Juneau moved to approve 613-7B. The motion was seconded by Ms. McCulloch and carried unanimously.

**C. Cost Share: Clay Banks**

00:31:06 Mr. Tubbs gave an overview of item 613-7C.  
00:31:47 Governor Bullock  
00:32:04 Ms. Juneau moved to approve 613-7C. The motion was seconded by Mr. Fox and carried unanimously.

**General Public Comment**

None

**General Land Board Comments**

00:32:34 Mr. Tubbs  
00:33:44 Ms. Juneau  
00:33:49 Governor Bullock

**Adjournment**

00:33:56 Adjournment

PRESIDENT

ATTEST

/s/  
Steve Bullock, Governor

/s/  
John E. Tubbs, DNRC Director



**Aerial Photo with Cook Historic Easement & Homesite Lease #9985**

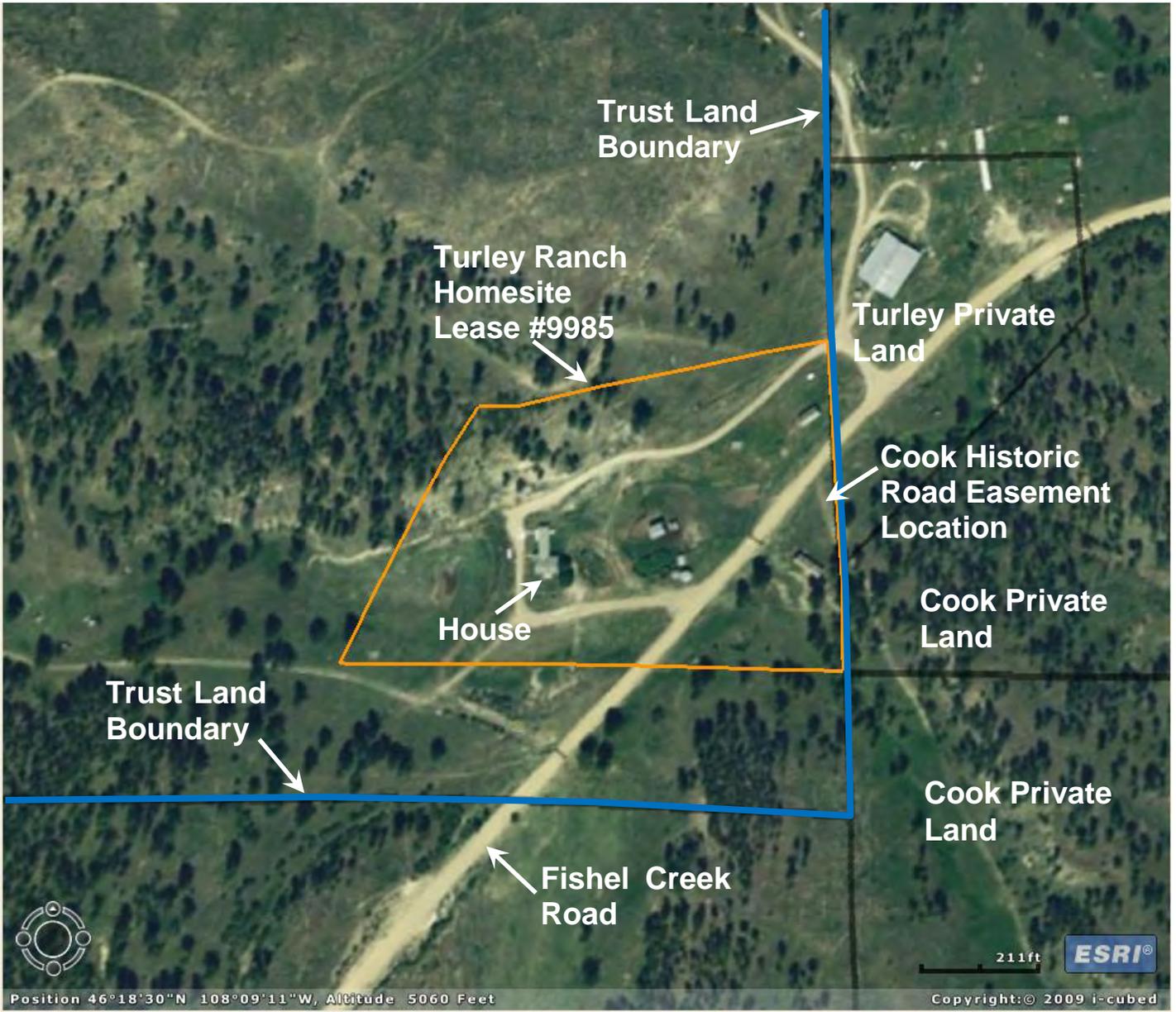


Image taken from ArcGIS Explorer.



**Photographs submitted to the Land Board by the Turleys.**

**Related Materials  
Attachment 3**



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**Photographs submitted to the Land Board by the Turleys.**

A photograph of a rustic wooden barn with a white roof, situated in a grassy field with scattered trees and a dirt road in the foreground. The barn is made of dark, weathered wood and has a simple gabled roof. It is positioned in the middle ground, slightly to the right of center. A dirt road or path runs horizontally across the foreground, leading towards the barn. The field is lush green with some small bushes and scattered trees. In the background, there are more trees and a slight rise in the land. The overall scene is rural and peaceful.

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A photograph of a grassy field with a dirt path leading to a wooden structure in the background. The field is filled with green grass and some small white flowers. A dirt path runs from the foreground towards the background, leading to a wooden structure that appears to be a shed or a small building. The sky is blue and there are some trees in the distance.

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**Photographs submitted to the Land Board by the Turleys**