

AGENDA
REGULAR MEETING OF THE BOARD OF LAND COMMISSIONERS
January 17, 2017 at 9:00 a.m.
Supreme Court Chambers, Joseph P. Mazurek Bldg
215 North Sanders, 4th floor
Helena, MT

ACTION ITEMS

- 0117-1 **Timber Sales:**
 A. Bull Moose
 Benefits: Public Buildings and Common Schools
 Location: Powell and Lewis & Clark Counties
 B. Mudd Creek Fire Salvage
 Benefits: Public Buildings
 Location: Sanders County
 C. Lower Calico Fire Salvage
 Benefits: Public Buildings
 Location: Sanders County
 D. Upper Calico Fire Salvage
 Benefits: Common Schools
 Location: Sanders County
 Approved
- 0117-2 **Sale of Cabin and Home Site: Preliminary Approval for Sale**
 Benefits: Montana State University, Common Schools, University of Montana & Montana Tech
 Location: Flathead, Missoula, Lewis & Clark, Gallatin, Dawson & Richland Counties
 Approved
- 0117-3 **Sale of Cabin and Home Site: Set Minimum Bid for Sale – Sales 818 & 820**
 Benefits: Montana State University
 Location: Missoula County
 Approved
- 0117-4 **Land Banking Acquisition: Preliminary Approval for Purchase**
 Benefits: TBD
 Location: Yellowstone County
 Approved
- 0117-5 **Easements**
 Benefits: Common Schools, MSU Morrill, Public Land trust, University of Montana
 Location: Blaine, Hill, Jefferson, Judith Basin, Lewis & Clark, Liberty, Lincoln, Meagher, Powell, Teton, Toole, Valley, Yellowstone Counties
 Approved

Informational Item

- 0117-6 **An Introduction to Land Board Programs Managed by the DNRC Trust Land Management Division**

PUBLIC COMMENT

0117-1

TIMBER SALES:

- A. Bull Moose
- B. Mudd Creek Fire Salvage
- C. Lower Calico Fire Salvage
- D. Upper Calico Fire Salvage

**Land Board Agenda Item
January 17, 2017**

0117-1A Timber Sale: Bull Moose

Location: Powell County and Lewis and Clark County
Section 28, T14N, R9W
Section 36, T14N, R10W

Trust Benefits: Public Buildings and Common Schools

Trust Revenue: \$105,542 (estimated, minimum bid)

Item Summary

Location: The Bull Moose Timber Sale is located approximately 5 miles west of Lincoln, MT.

Size and Scope: This sale includes 11 harvest units (*468 acres*) of skyline and tractor logging.

Volume: The estimated harvest volume is 16,806 tons (*2.3 MMBF*) of sawlogs.

Estimated Return: The minimum bid is \$6.28 per ton, which would generate approximately \$105,542 for the Public Buildings and Common Schools Trust and approximately \$47,393 in Forest Improvement fees.

Prescription: This sale has harvest prescriptions of shelterwood, overstory removal, and seed tree treatments that will improve overall forest health in the stands and reduce the likelihood of short-term losses to disease and fire.

Road Construction/Maintenance: DNRC is proposing 5.3 miles of new permanent road construction and 6.9 miles of road maintenance.

Access: Access is obtained through public roads.

Public Comments: Members of the public were in favor of the harvest plans and some expressed concerns about weeds. Internal and external issues and concerns were incorporated into project planning and design.

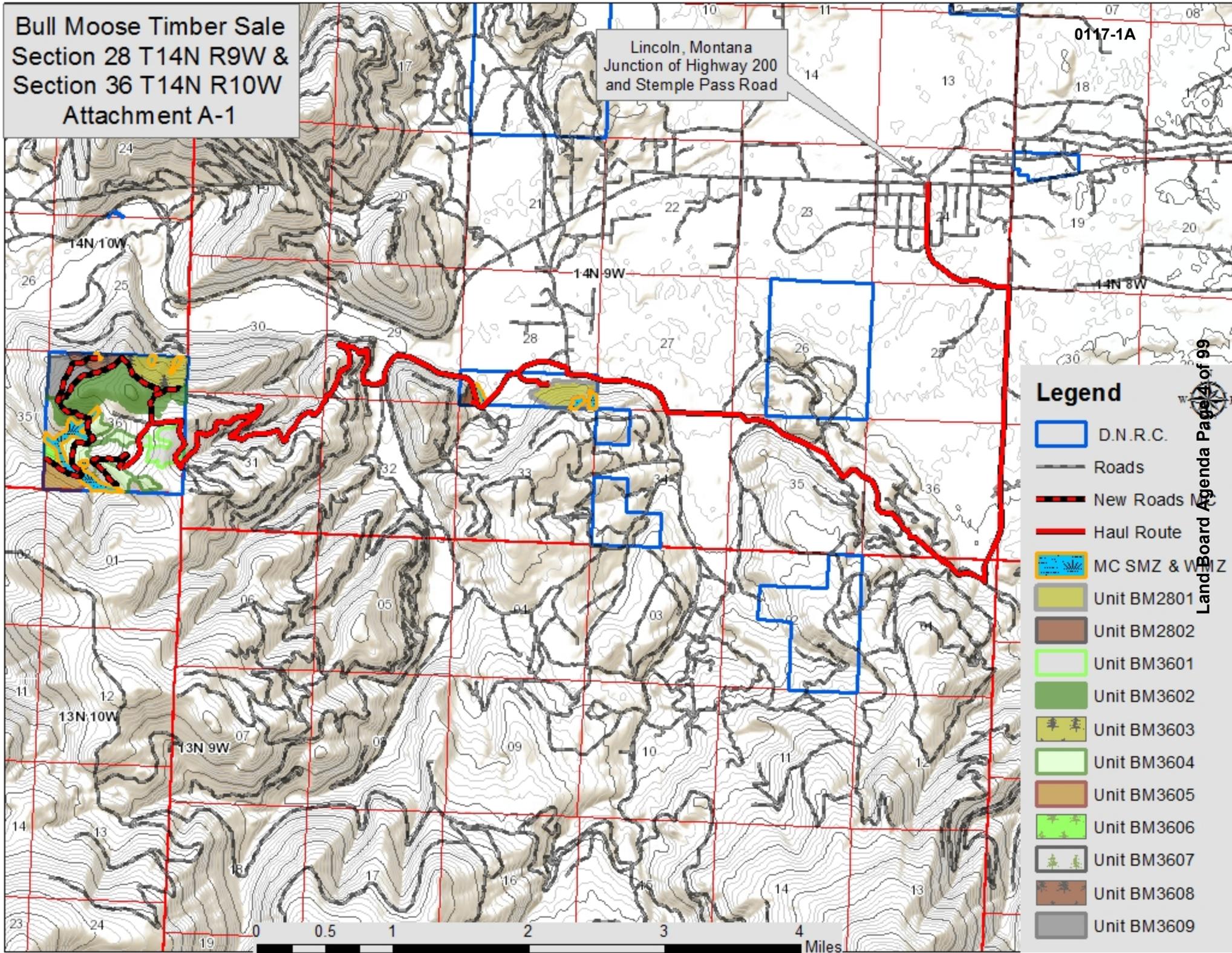
DNRC Recommendation

The director recommends the Land Board direct DNRC to sell the Bull Moose Timber Sale.

**Bull Moose Timber Sale
Section 28 T14N R9W &
Section 36 T14N R10W
Attachment A-1**

Lincoln, Montana
Junction of Highway 200
and Stemple Pass Road

0117-1A



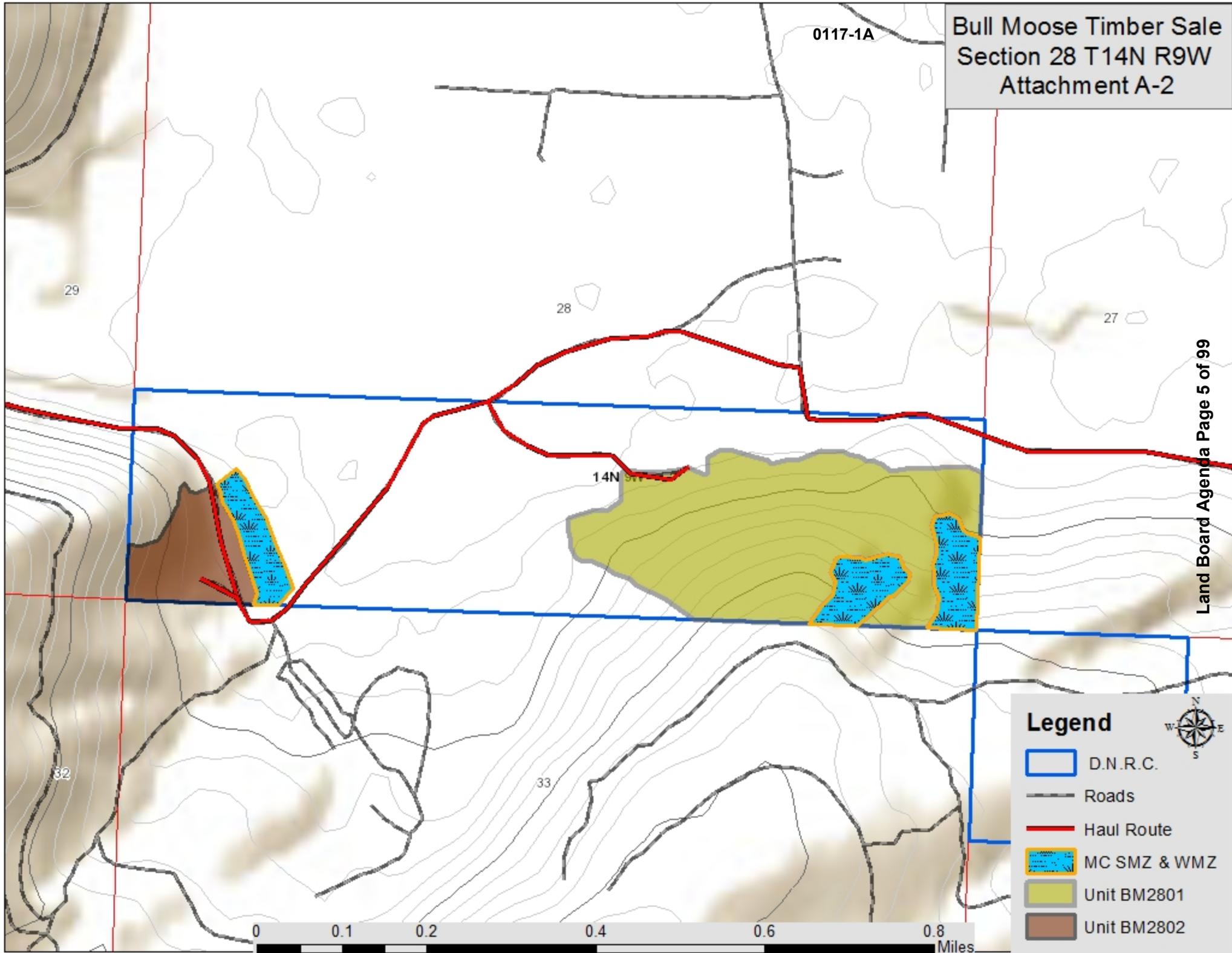
Legend

-  D.N.R.C.
-  Roads
-  New Roads
-  Haul Route
-  MC SMZ & WIZ
-  Unit BM2801
-  Unit BM2802
-  Unit BM3601
-  Unit BM3602
-  Unit BM3603
-  Unit BM3604
-  Unit BM3605
-  Unit BM3606
-  Unit BM3607
-  Unit BM3608
-  Unit BM3609



**Bull Moose Timber Sale
Section 28 T14N R9W
Attachment A-2**

0117-1A

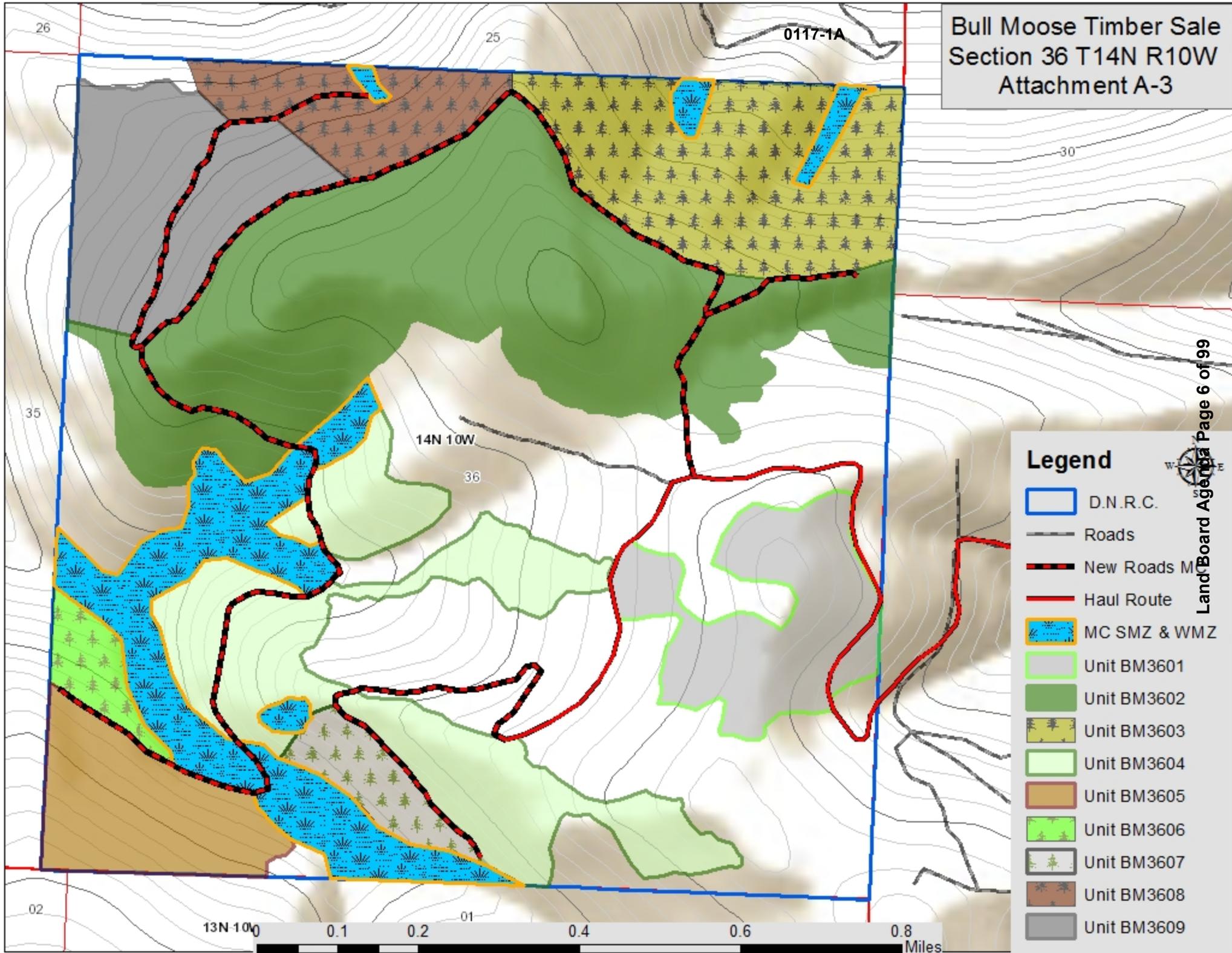


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Legend

- D.N.R.C.
- Roads
- Haul Route
- MC SMZ & WMZ
- Unit BM2801
- Unit BM2802

**Bull Moose Timber Sale
Section 36 T14N R10W
Attachment A-3**



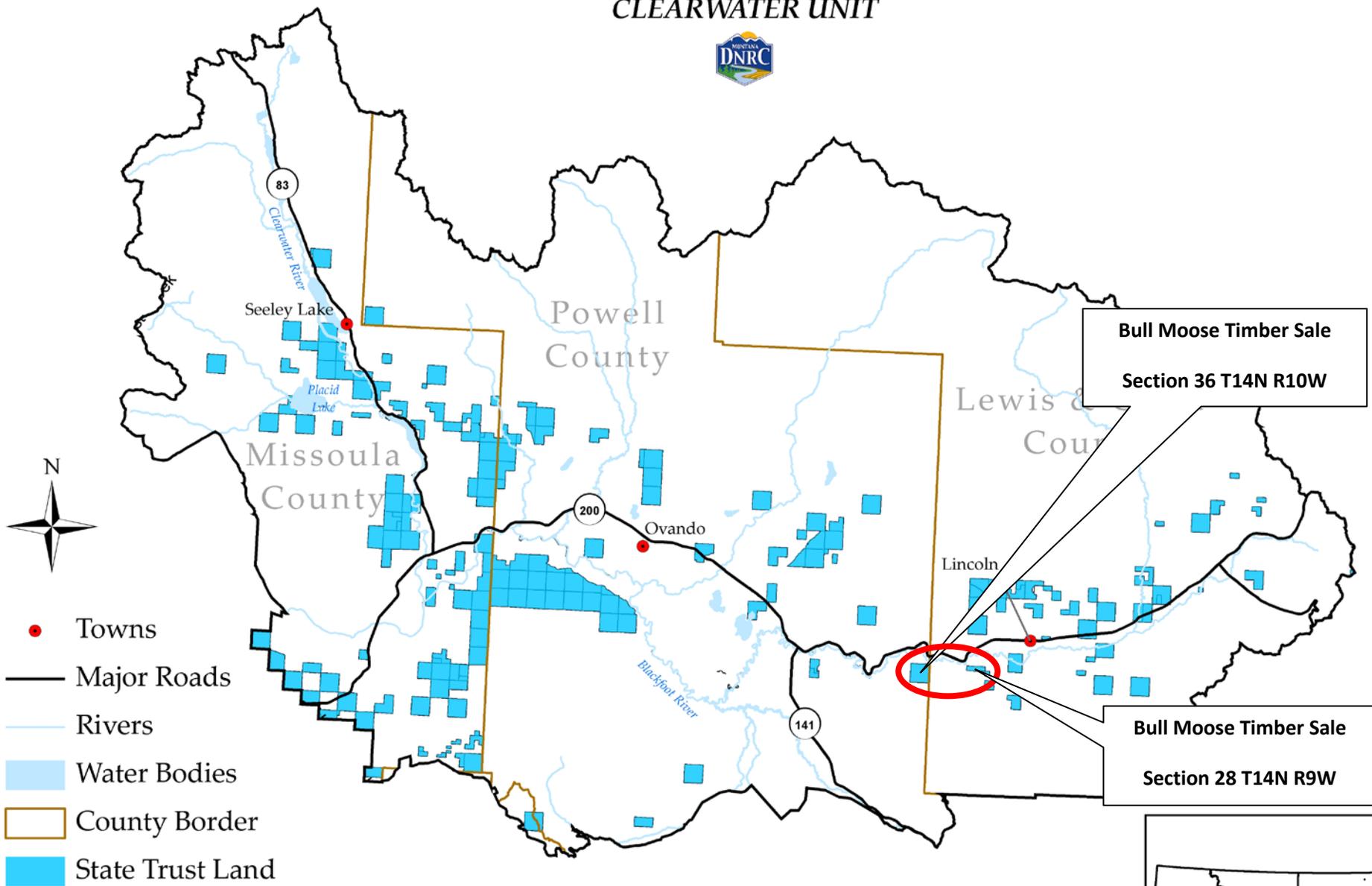
Legend

-  D.N.R.C.
-  Roads
-  New Roads M
-  Haul Route
-  MC SMZ & WMZ
-  Unit BM3601
-  Unit BM3602
-  Unit BM3603
-  Unit BM3604
-  Unit BM3605
-  Unit BM3606
-  Unit BM3607
-  Unit BM3608
-  Unit BM3609

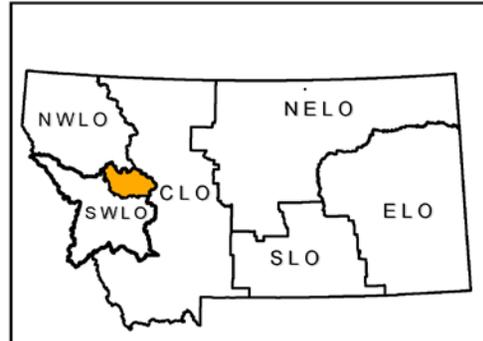
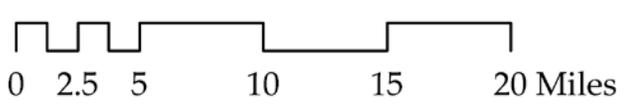


BULL MOOSE TIMBER SALE, VICINITY MAP CLEARWATER UNIT

0117-1A



- Towns
- Major Roads
- Rivers
- Water Bodies
- County Border
- State Trust Land



**Land Board Agenda Item
January 17, 2017**

0117-1B Timber Sale: Mudd Creek Fire Salvage

**Location: Sanders County
Section 18, T22N, R26W**

Trust Beneficiaries: Public Buildings

Trust Revenue: 102,057 (estimated, minimum bid)

Item Summary

Location: The Mudd Creek Fire Salvage Timber Sale is located approximately 13 miles northwest of Plains, MT.

Size and Scope: The sale includes 5 harvest units (309 acres) of tractor and skyline logging.

Volume: The estimated harvest volume is 7,295 tons (1.1 MMBF) of sawlogs.

Estimated Return: The minimum bid is \$13.99 per ton, which would generate approximately \$102,057 for the Public Buildings Trust and approximately \$27,137 in Forest Improvement fees.

Prescription: This sale has a harvest prescription of seed tree treatment that will capture the value of burned trees while reducing future fuel load.

Road Construction/Maintenance: DNRC is proposing 100 feet of new permanent road construction, 0.1 miles of road reconstruction, and 8.7 miles of road maintenance.

Access: Access has been obtained to this timber sale via county road and the Lower Thompson Reciprocal Access Agreement with Weyerhaeuser.

Public Comments: Five comments were received. The Sanders County Commissioners fully support these three fire salvage projects. The Confederated Salish & Kootenai Tribes approve of this project. Two cabin owners would like to see these sales proceed as quickly as possible to salvage timber value. A cabin owner in the project area was concerned about clearcutting and the control of noxious weeds. Internal and external issues and concerns were incorporated into project planning and design.

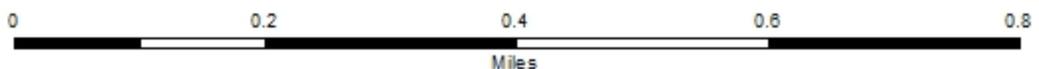
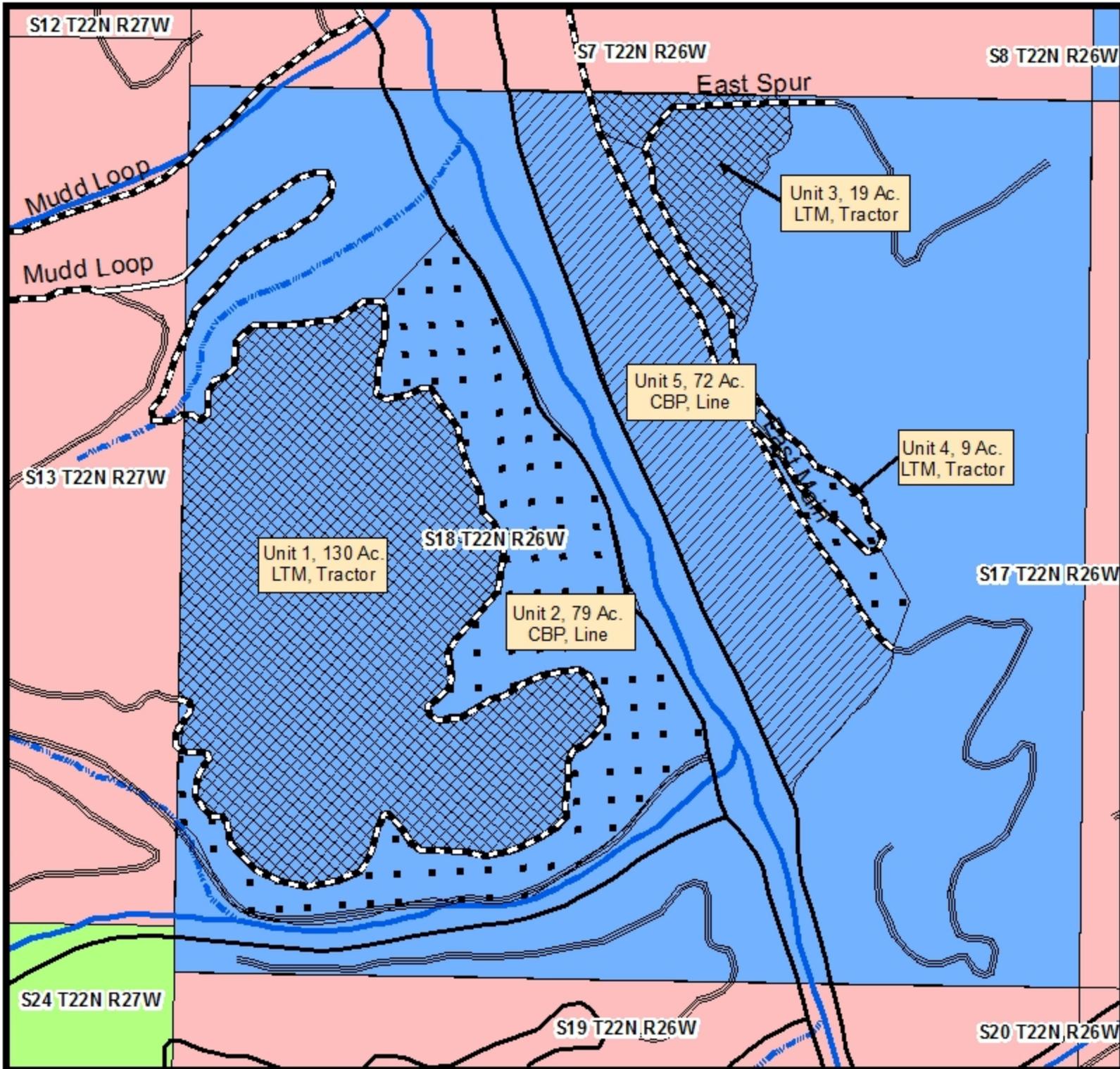
DNRC Recommendation

The director recommends the Land Board direct DNRC to sell the Mudd Creek Fire Salvage Timber Sale.

Mudd Creek Fire Salvage: Harvest Map

S18 T22N R26W

0117-1B



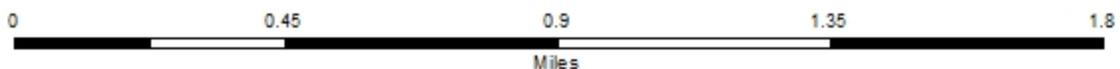
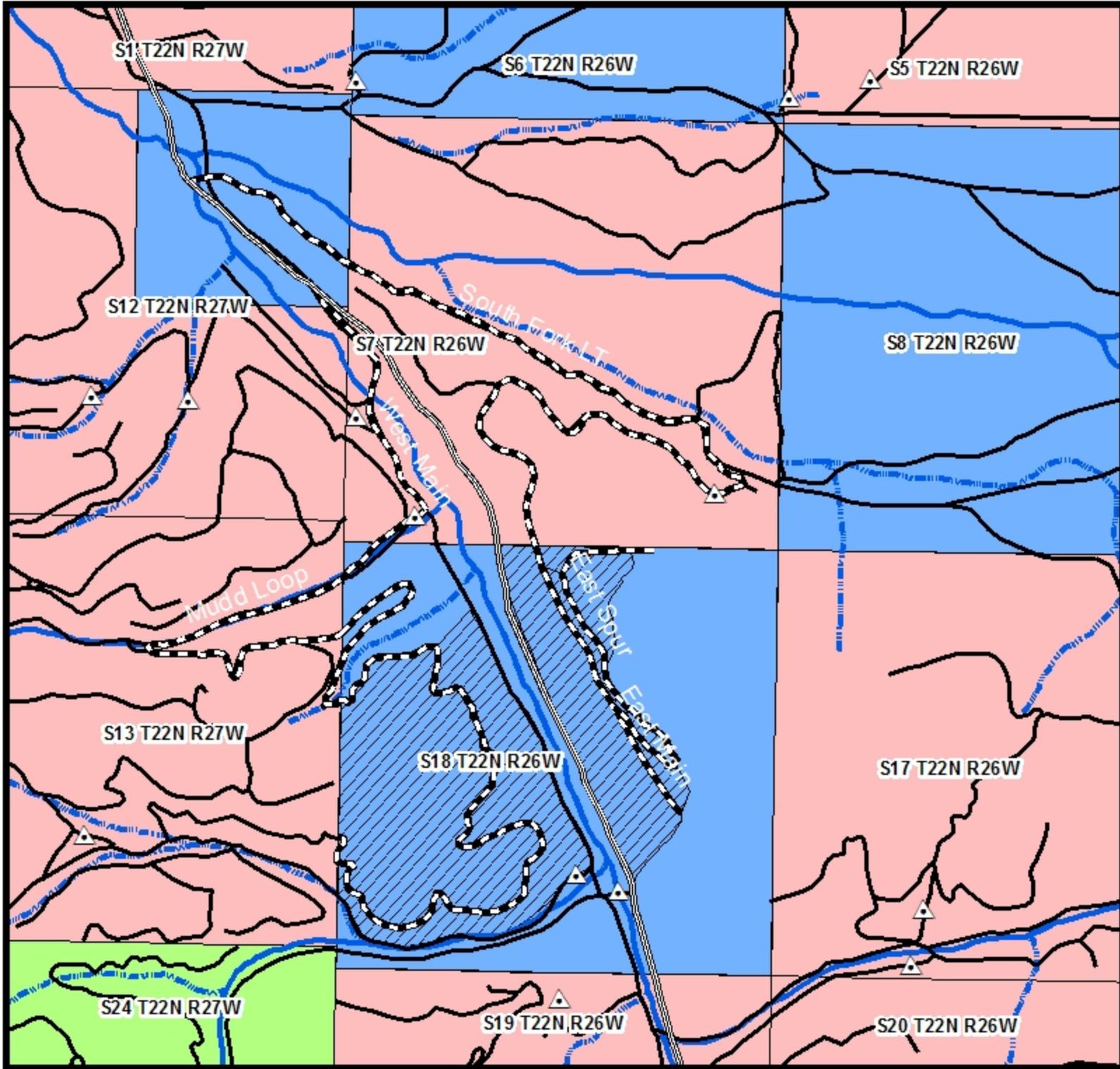
Legend	
Ownership	ROAD S
MTDNRC	OPEN
Weyerhaeuser	RESTRICTED
USFS	Const_Type
	Maintenance
	Reconstruction



Mudd Creek Fire Salvage: Haul Route

S18 T22N R26W

0117-1B



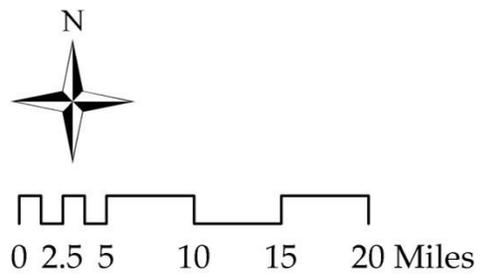
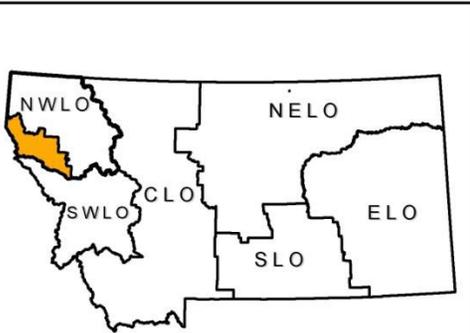
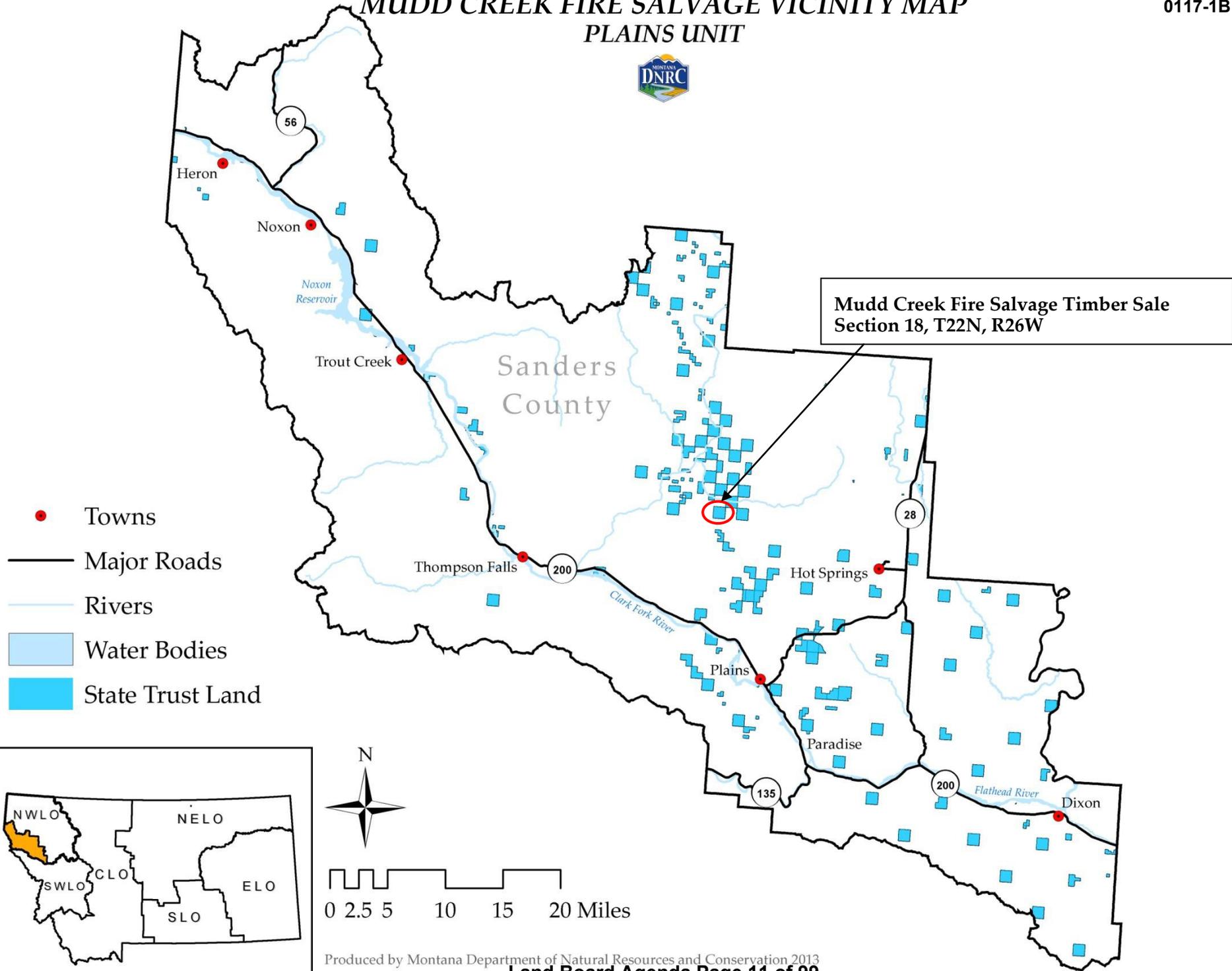
Legend	
Ownership	Haul Route
MTDNRC	County Road
Weyerhaeuser	Gate
USFS	Harvest Units-MCS



MUDD CREEK FIRE SALVAGE VICINITY MAP

PLAINS UNIT

0117-1B



**Land Board Agenda Item
January 17, 2017**

0117-1C Timber Sale: Lower Calico Fire Salvage

Location: Sanders County
Section 4, T22N, R27W
Section 10, T22N, R27W

Trust Benefits: Public Buildings

Trust Revenue: \$118,252 (estimated, minimum bid)

Item Summary

Location: The Lower Calico Fire Salvage Timber Sale is located approximately 17 miles northwest of Plains, MT.

Size and Scope: The sale includes 8 harvest units (314 acres) of skyline and tractor logging.

Volume: The estimated harvest volume is 9,020 tons (1.5 MMBF) of sawlogs.

Estimated Return: The minimum bid is \$13.11 per ton, which would generate approximately \$118,252 for the Public Buildings Trust and approximately \$36,350 in Forest Improvement fees.

Prescription: This sale has a harvest prescription of seed tree treatment that will capture the value of burned trees while reducing future fuel load.

Road Construction/Maintenance: DNRC is proposing 1.0 miles of new permanent road construction and 7.3 miles of road maintenance.

Access: Access is obtained through the Calico-Weeksville Reciprocal Access Agreement with the United States Forest Service.

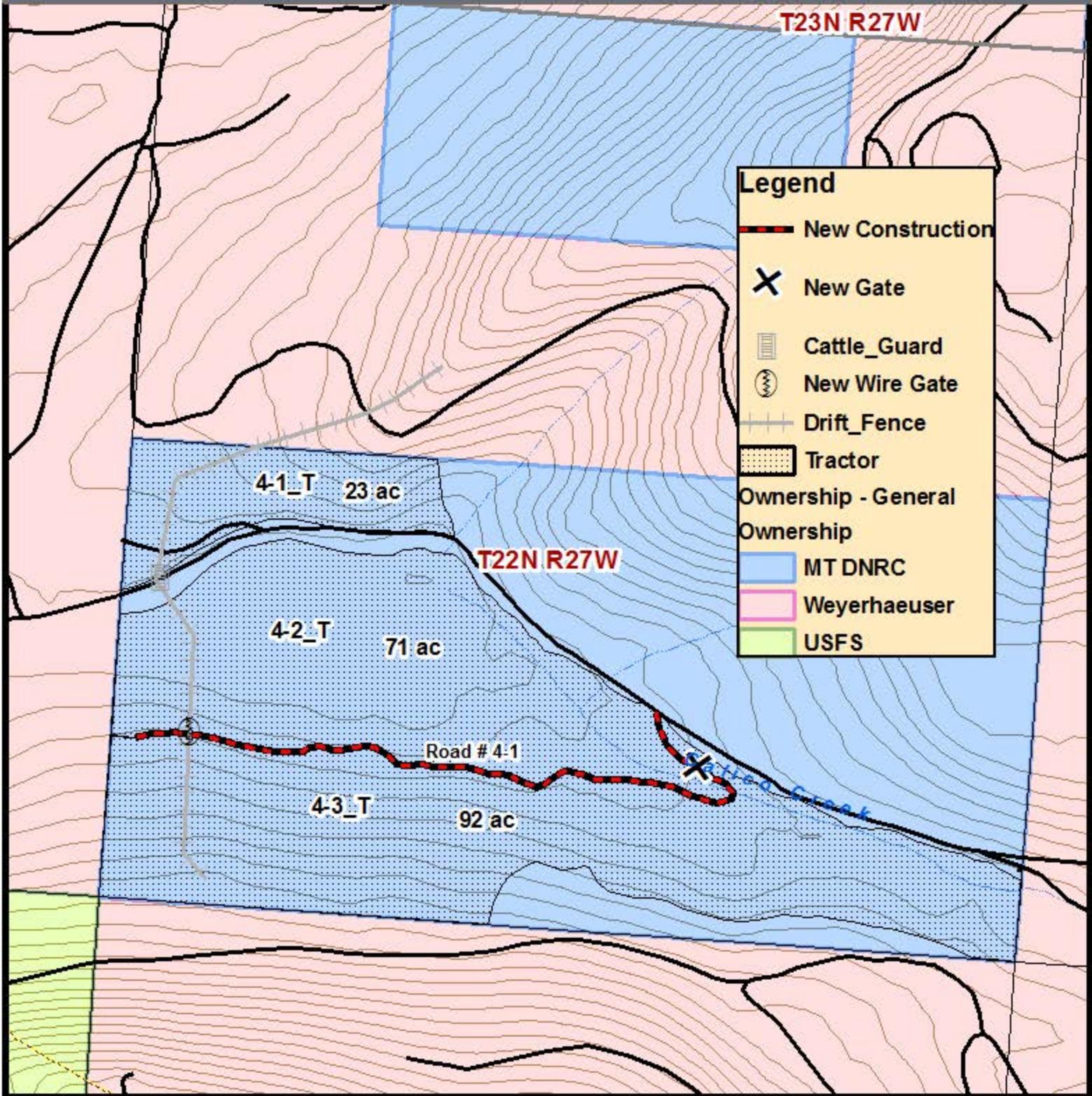
Public Comments: Five comments were received. The Sanders County Commissioners fully support these three fire salvage projects. The Confederated Salish & Kootenai Tribes approve of this project. Two cabin owners would like to see these sales proceed as quickly as possible to salvage timber value. A cabin owner in the project area was concerned about clearcutting and the control of noxious weeds. Internal and external issues and concerns were incorporated into project planning and design.

DNRC Recommendation

The director recommends the Land Board direct DNRC to sell the Lower Calico Fire Salvage Timber Sale.

Lower Calico Fire Salvage S4 T22N R27W

0117-1C

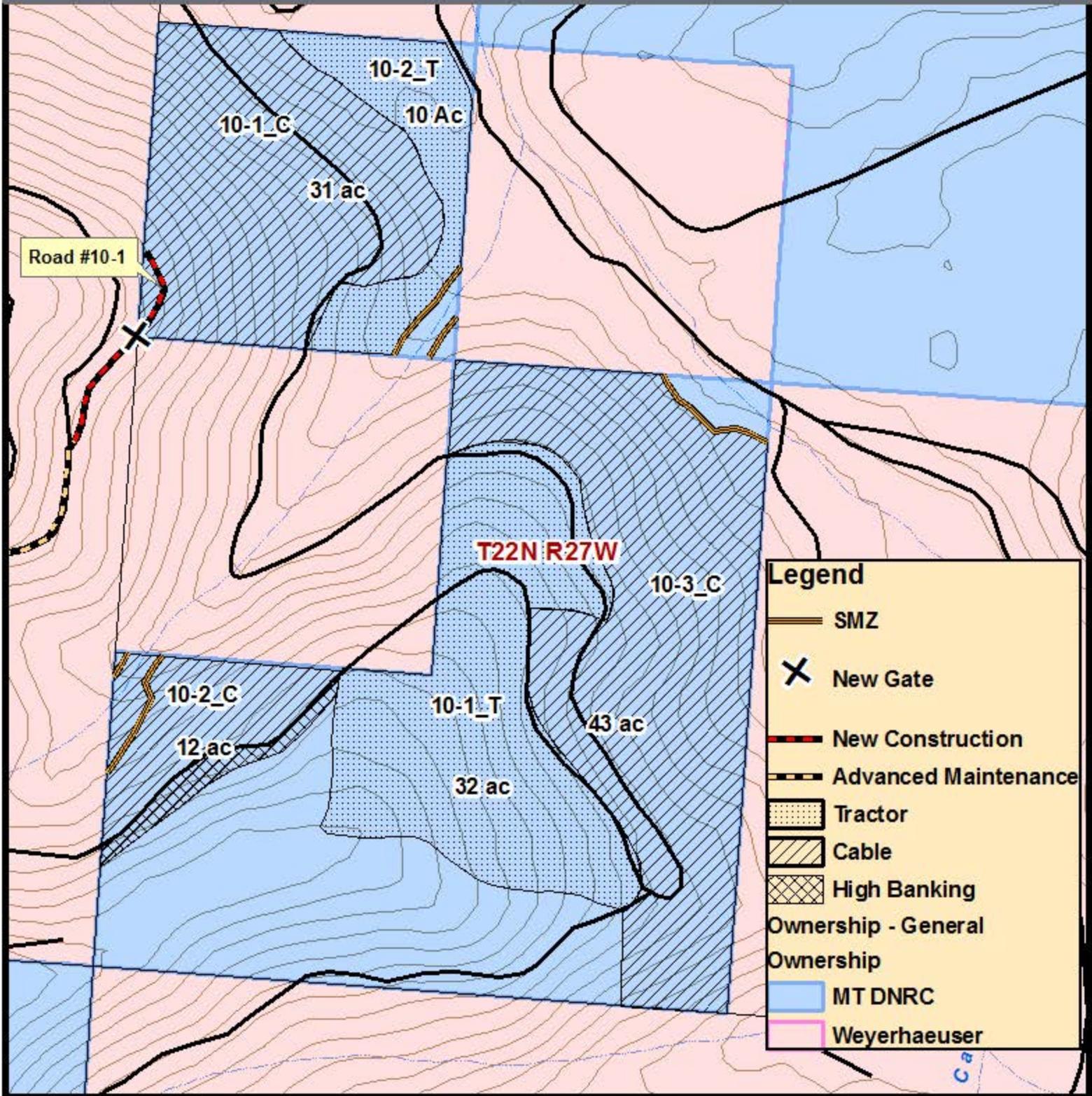


Montana DNRC
Northwestern Land Office
Plains Unit dmp 11/16



Lower Calico Fire Salvage S10 T22N R27W

0117-1C

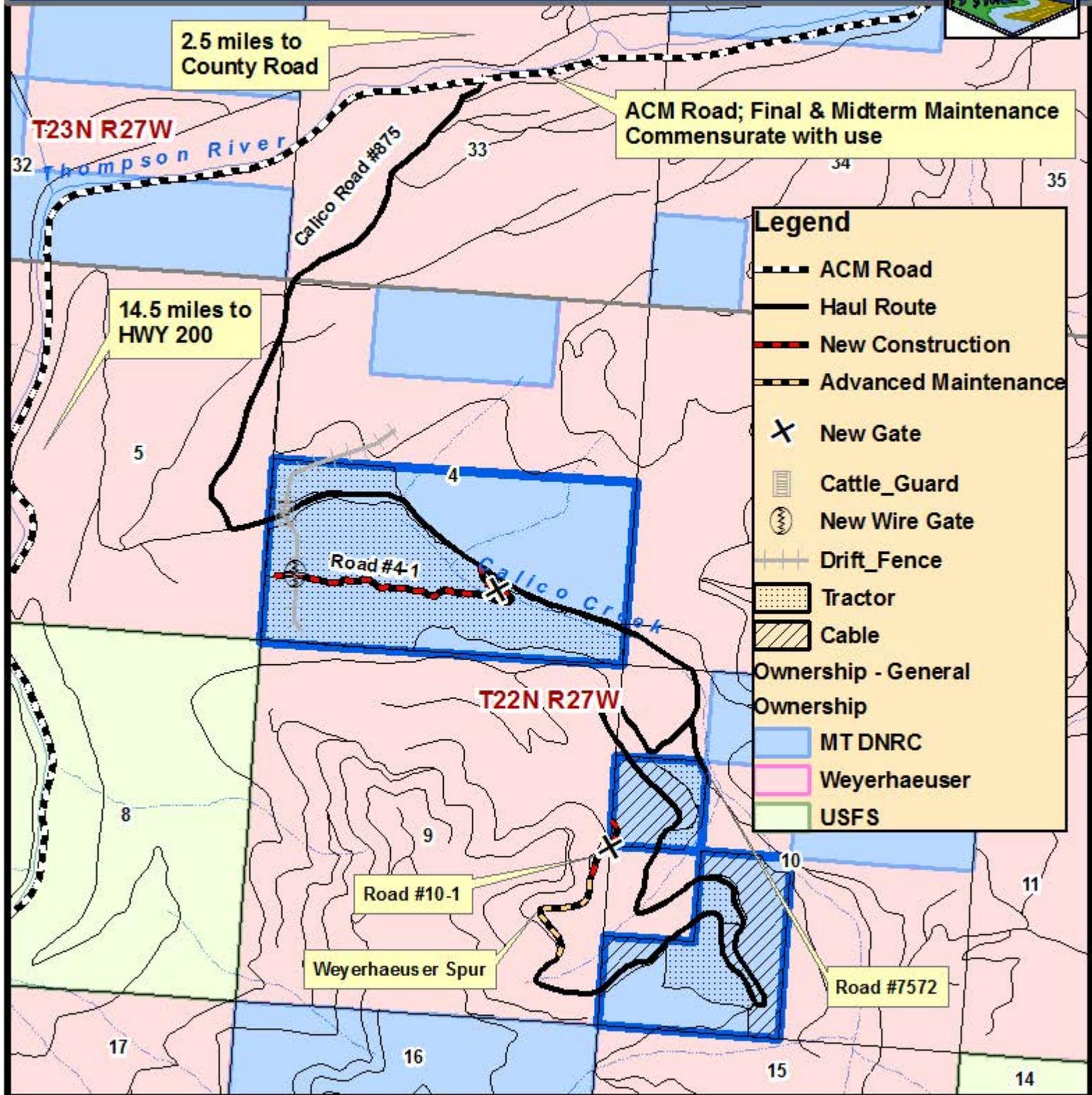


Montana DNRC
Northwestern Land Office
Plains Unit dmp 11/16

Lower Calico Fire Salvage: Transportation Plan

Sections 4 & 10 T22N R27W

0117-1C



Montana DNRC
 Northwestern Land Office
 Plains Unit dmp 11/16



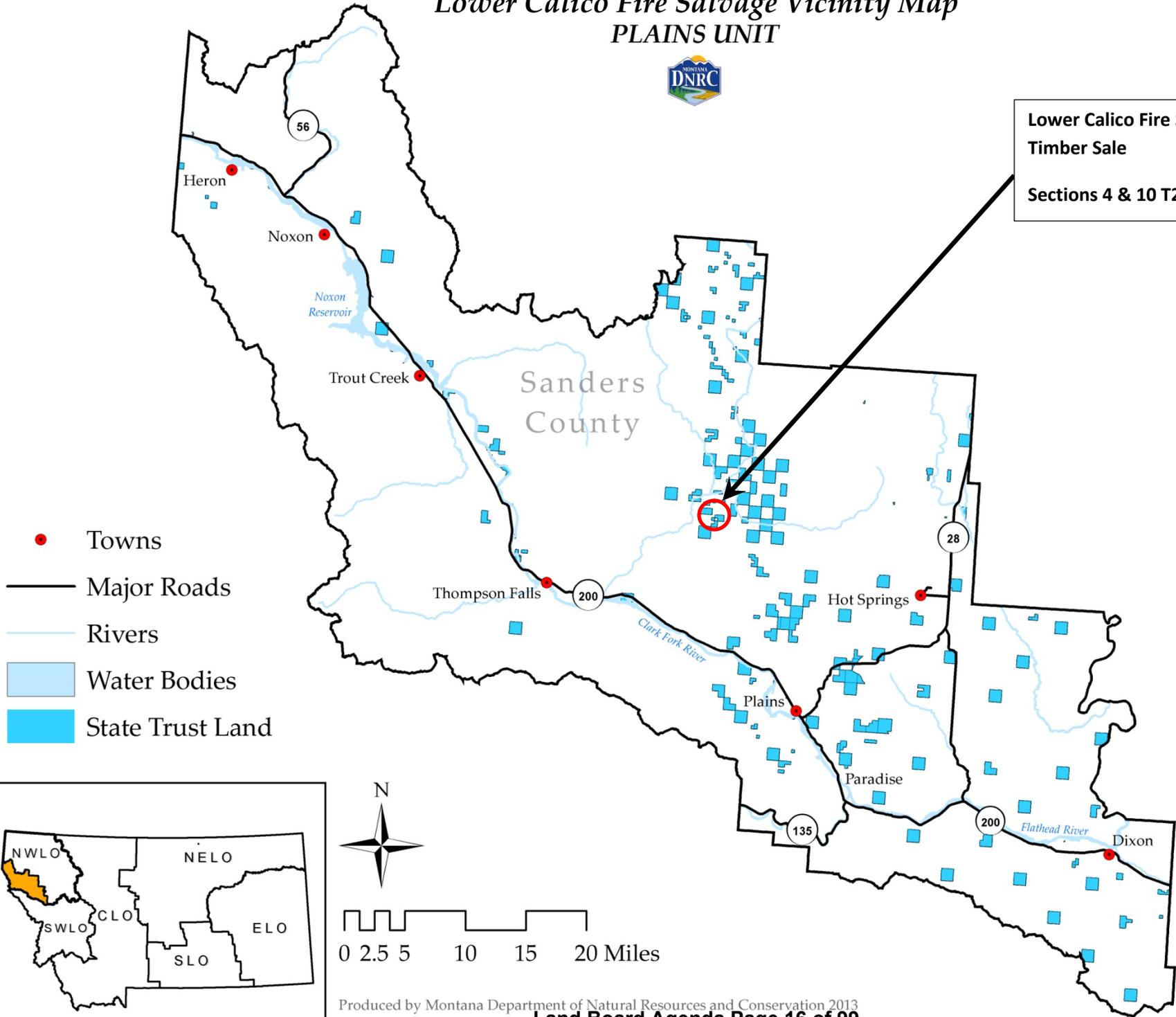
Lower Calico Fire Salvage Vicinity Map

PLAINS UNIT

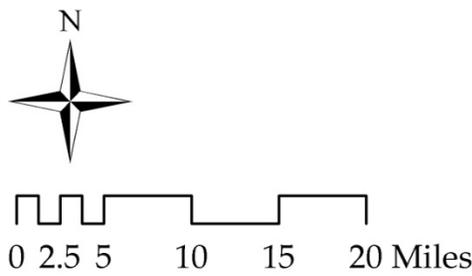
0117-1C



Lower Calico Fire Salvage
Timber Sale
Sections 4 & 10 T22N, R27W



- Towns
- Major Roads
- Rivers
- Water Bodies
- State Trust Land



Produced by Montana Department of Natural Resources and Conservation 2013
Datum: NAD 1983 Montana State Plane
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dmp 10/16

**Land Board Agenda Item
January 17, 2017**

0117-1D Timber Sale: Upper Calico Fire Salvage

**Location: Sanders County
Section 16, T22N, R27W**

Trust Benefits: Common Schools

Trust Revenue: \$241,782 (estimated, minimum bid)

Item Summary

Location: The Upper Calico Fire Salvage Timber Sale is located approximately 16 miles northwest of Plains, MT.

Size and Scope: The sale includes 11 harvest units (*482 acres*) of skyline and tractor logging.

Volume: The estimated harvest volume is 20,352 tons (*3.7 MMBF*) of sawlogs.

Estimated Return: The minimum bid is \$11.88 per ton, which would generate approximately \$241,782 for the Common Schools Trust and approximately \$88,735 in Forest Improvement fees.

Prescription: This sale has a harvest prescription of seed tree treatment that will capture the value of burned trees while reducing future fuel load.

Road Construction/Maintenance: DNRC is proposing 1.95 miles of new permanent road construction, 0.45 miles of road reconstruction, and 16.5 miles of road maintenance.

Access: Access is obtained through the Calico-Weeksville Reciprocal Access Agreement with the United States Forest Service.

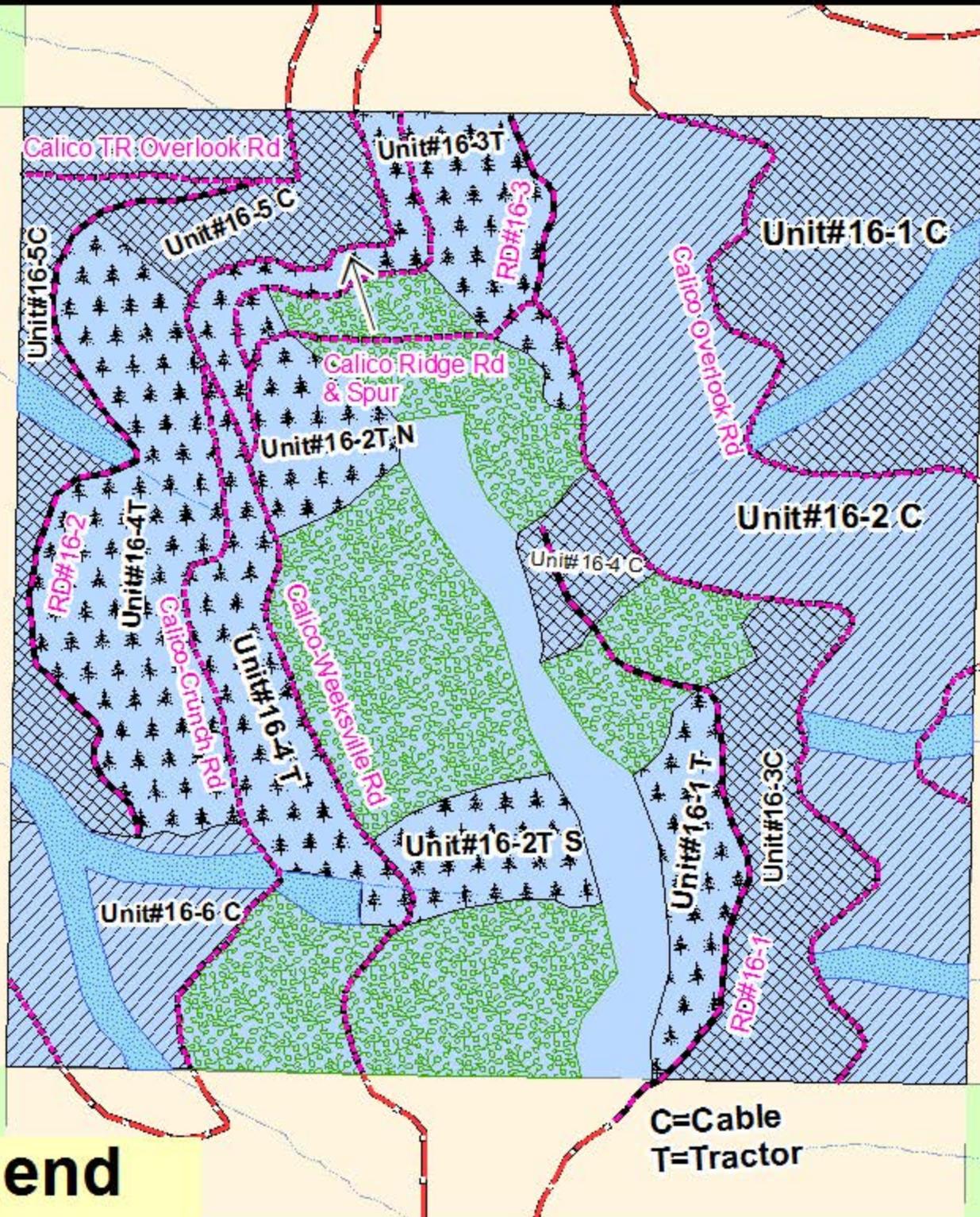
Public Comments: Five comments were received. The Sanders County Commissioners fully support these three fire salvage projects. The Confederated Salish & Kootenai Tribes approve of this project. Two cabin owners would like to see these sales proceed as quickly as possible to salvage timber value. A cabin owner in the project area was concerned about clearcutting and the control of noxious weeds. Internal and external issues and concerns were incorporated into project planning and design.

DNRC Recommendation

The director recommends the Land Board direct DNRC to sell the Upper Calico Fire Salvage Timber Sale.

Upper Calico Fire Salvage Timber Sale Harvest Plan S16 T22N R27W

0117-1D



C=Cable
T=Tractor

Legend

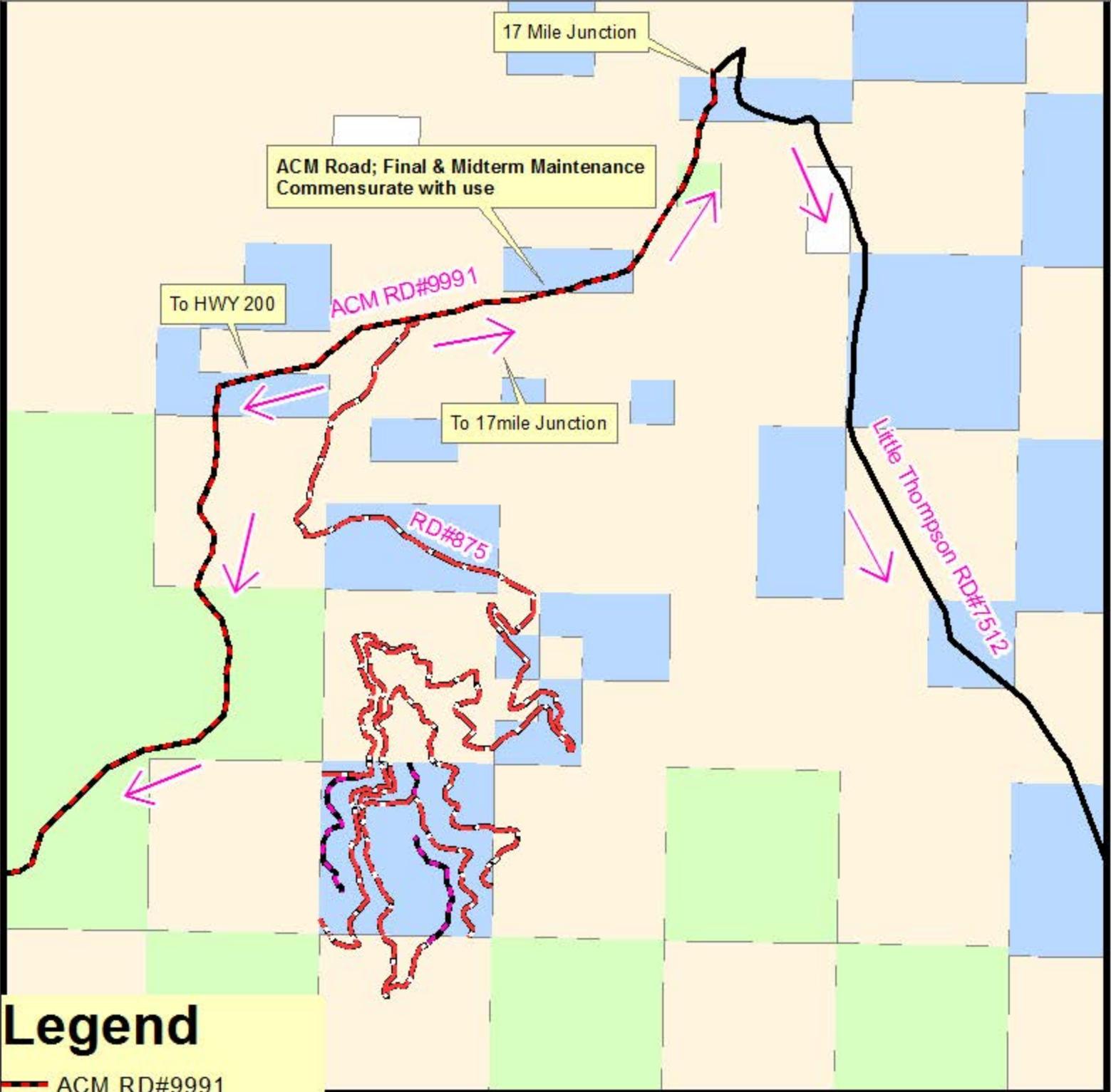
- New Road Construction
- Regeneration Acres
- SMZ's

Montana DNR
Northwestern Land Office
Timber JPH 2016



Upper Calico Fire Salvage Timber Sale Haul Route/Transportation Plan S16 T22N R27W

0117-1D



- ### Legend
- ACM RD#9991
 - Existing Haul Route
 - New Road Construction

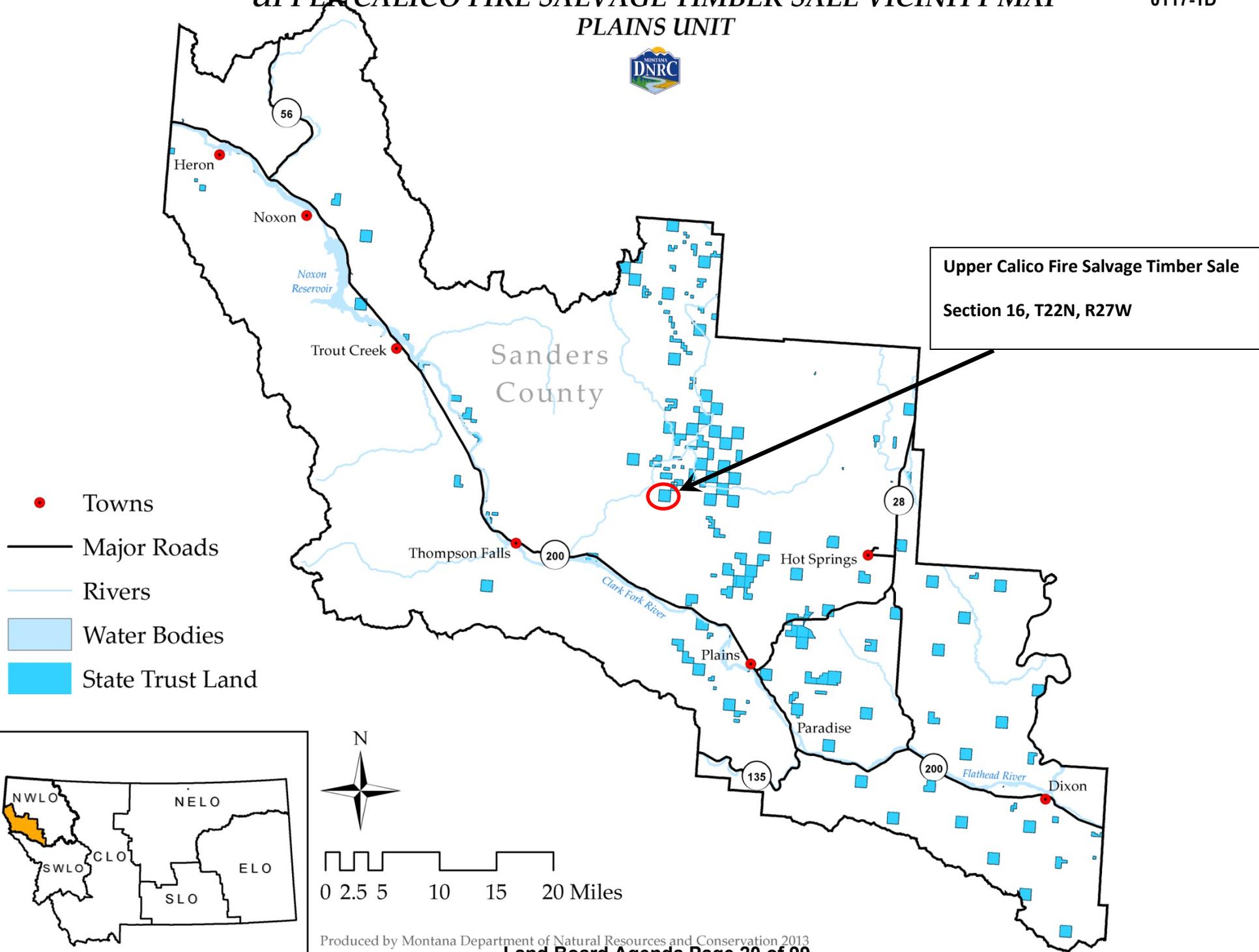


Montana DNR
Northwestern Land Office
Timber JPH 2016



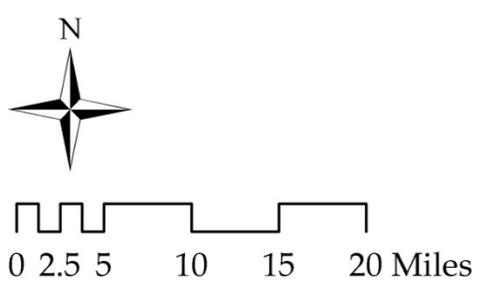
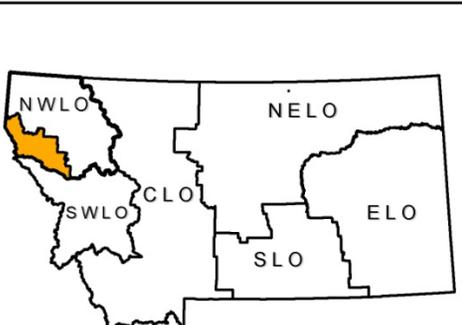
UPPER CALICO FIRE SALVAGE TIMBER SALE VICINITY MAP PLAINS UNIT

0117-1D



Upper Calico Fire Salvage Timber Sale
Section 16, T22N, R27W

- Towns
- Major Roads
- Rivers
- Water Bodies
- State Trust Land



0117-2

SALE OF CABIN AND HOME SITE:

Preliminary Approval for Sale

0117-2 Sale of Cabin and Home Sites: Preliminary Approval for Sale

Location: Flathead, Missoula, Lewis & Clark, Gallatin, Dawson and Richland Counties

Trust Benefits: Montana Tech, Montana State University, University of Montana, Common Schools

Trust Revenue: N/A

Item Summary

The Department of Natural Resources and Conservation (DNRC) is requesting preliminary approval of 24 cabin sites nominated for sale on Echo Lake and McGregor Lake in Flathead County, Placid Lake in Missoula County, Lincoln Flats in Lewis & Clark County, and un-surveyed parcels in Gallatin, Dawson and Richland Counties. These sales were nominated by the lessees in conjunction with the Cabin and Home Site Sale Program.

Sale #	# of Acres	Legal	Nominator	Trust
847	1.699	Lots 18 &19, Echo Lake, T27N-R19W, Sec. 5 Flathead County	Ray & Shawn Christiaens	Montana Tech
848	2.111	Lots 1 & 2, Echo Lake, T27N-R19W, Sec. 5 Flathead County	Bradley & Debbie Nay	Montana Tech
850	1.274	Lot 25, McGregor Lake, T26N-R25W, Sec. 16 Flathead County	Helen Brown, et al.	Common Schools
851	1.997	Lot 9, McGregor Lake, T26N-R25W, Sec. 16 Flathead County	Lisa Owens	Common Schools
852	1.352	Lot 9, Lincoln Flats, T14N-R8W, Sec. 16 Lewis & Clark County	Harold Rapley	Common Schools
853	1.46	Lot 11, Lincoln Flats, T14N-R8W, Sec. 16 Lewis & Clark County	Clifford Schmutzler	Common Schools
854	1.00	Lot 24, Lincoln Flats, T14N-R8W, Sec. 16 Lewis & Clark County	Karen & Lonnie Kelly	Common Schools
855	1.00	Lot 28, Lincoln Flats, T14N-R8W, Sec. 16 Lewis & Clark County	Bret & Sandra Bandt	Common Schools
856	1.00	Lot 26, Lincoln Flats, T14N-R8W, Sec. 16 Lewis & Clark County	Roger & Julee Kranz	Common Schools
857	1.385	Lot 2, Lincoln Flats, T14N-R8W, Sec. 16	Barbara Davies	Common Schools

		Lewis & Clark County		0117-2
858	1.00	Lot 12, Lincoln Flats, T14N-R8W, Sec. 16 Lewis & Clark County	Larry Sheppard	Common Schools
859	1.587	Lot 8, Lincoln Flats, T14N-R8W, Sec. 16 Lewis & Clark County	Wayne & Rachael Sherrill	Common Schools
860	1.066	Lot 29, Lincoln Flats, T14N-R8W, Sec. 16 Lewis & Clark County	Russell Fuller & Taz Harvey	Common Schools
861	1.731	Lot 6, Lincoln Flats, T14N-R8W, Sec. 16 Lewis & Clark County	Linda Hamilton	Common Schools
862	1.112	Lot 27, Lincoln Flats, T14N-R8W, Sec. 16 Lewis & Clark County	Ray & Kylie Pancich	Common Schools
863	1.01	Lot 21, Lincoln Flats, T14N-R8W, Sec. 16 Lewis & Clark County	Lisa & Jim Reynolds	Common Schools
898	1.719	Lot 5, Lincoln Flats, T14N-R8W, Sec. 16 Lewis & Clark County	Gene & Shirley Smith	Common Schools
899	1.003	Lot 51, Lincoln Flats, T14N-R8W, Sec. 16 Lewis & Clark County	Nanette & Morris Wheatley	Common Schools
864	1.247	Lot 11, Placid Lake, T16N-R15W, Sec. 28 Missoula County	Thomas & Debbie Beaudette	Montana State University
865	1.132	Lot 6, Placid Lake, T16N-R15W, Sec. 28 Missoula County	Ron & Merna Terry	Montana State University
866	1.001	Lot 5, Placid Lake, T16N-R15W, Sec. 28 Missoula County	Jeffrey L. & Kathleen B. Cunniff Living Trust	Montana State University
867	5.00	An un-surveyed tract in NW4NW4NE4, T1S-R4E, Sec. 8 Gallatin County	Paul Bunn	University of Montana
869	6.35	An un-surveyed tract in NW4NW4SE4, T21N-R55E, Sec. 34 Dawson County	Marcelle M. Warden	Common Schools
870	22.93	An un-surveyed tract in S2S2SE4NW4_ SW4SW4NE4_ W2NW4SE4_NE4SW4, T24N-R54E, Sec. 36 Richland County	Vera Roberts	Common Schools

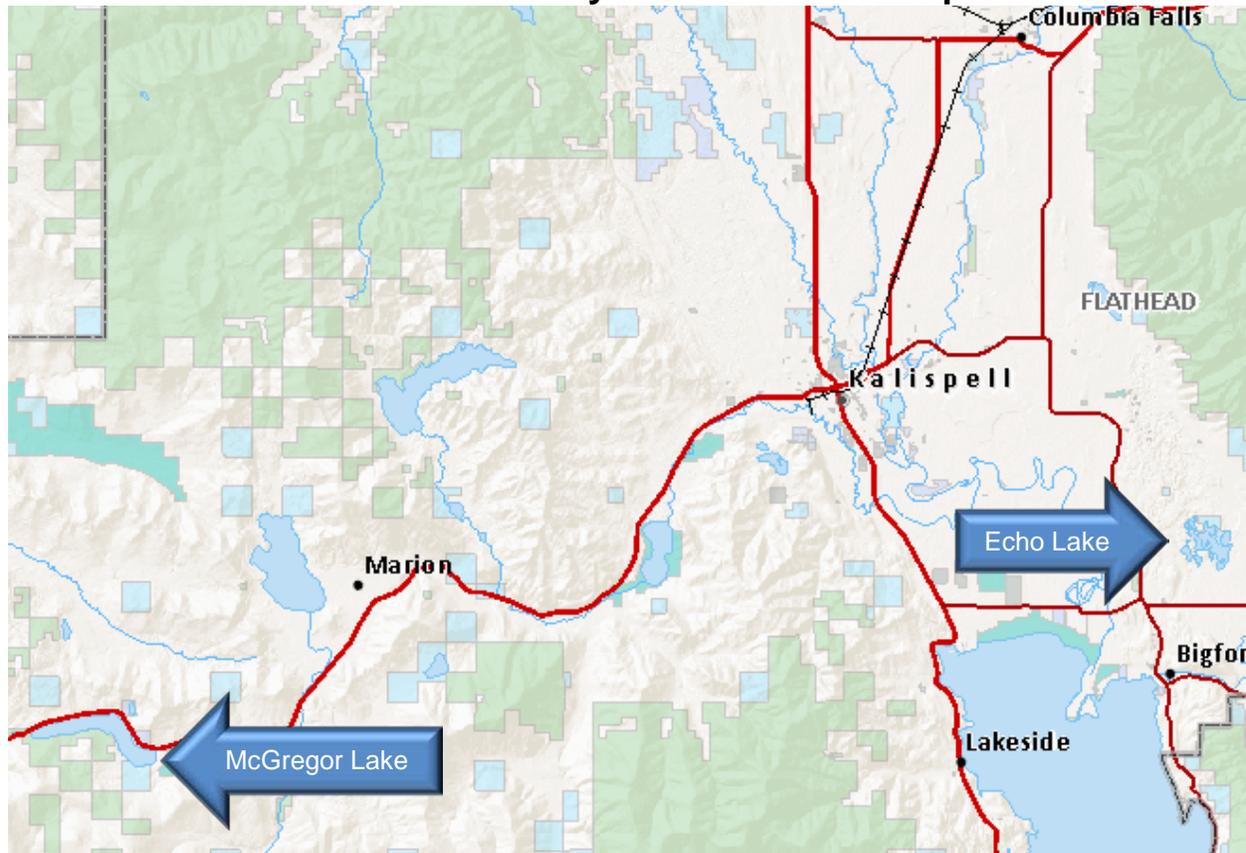
Sale parcels 847-848, 850-867, 869, 870, 898 and 899 are currently leased as cabin/home sites and produce an average income for residential leases statewide.

Each parcel will be sold with the access that is currently provided to the current lessee under their lease agreement.

DNRC Recommendation

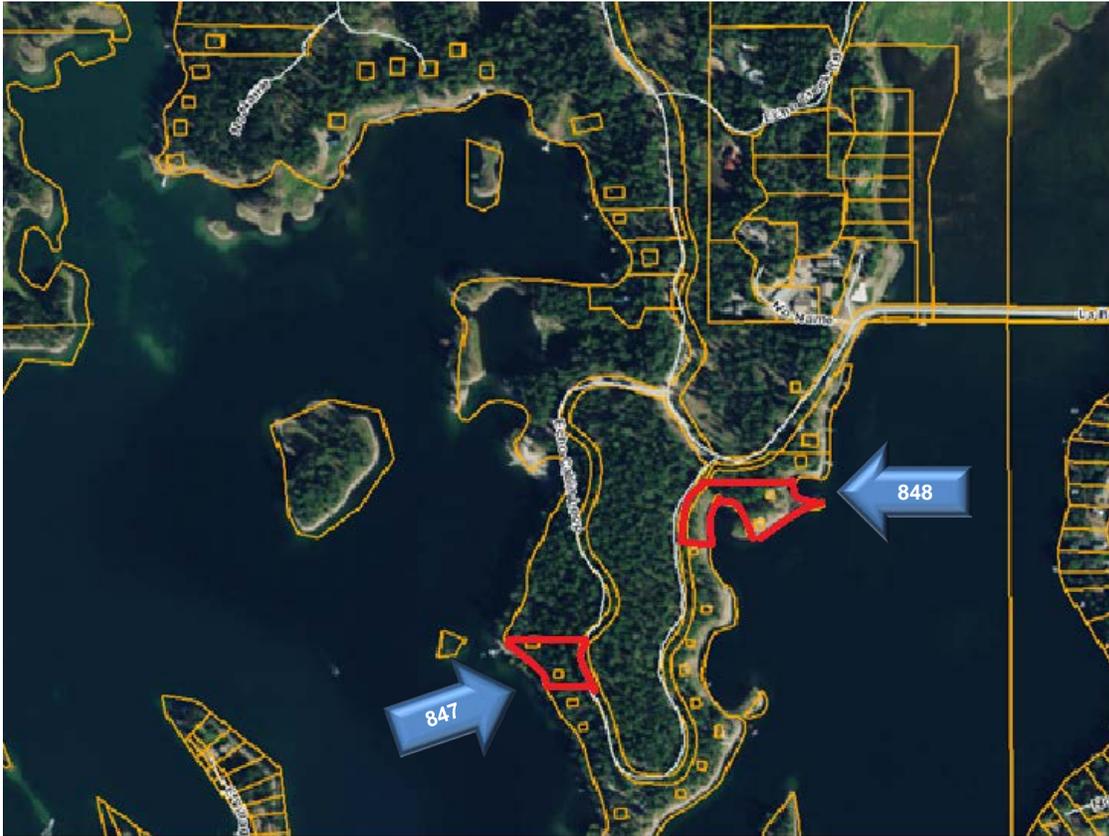
The director recommends that the Land Board give preliminary approval to sell these cabin sites.

Flathead County Sales Location Map



Echo Lake Sales

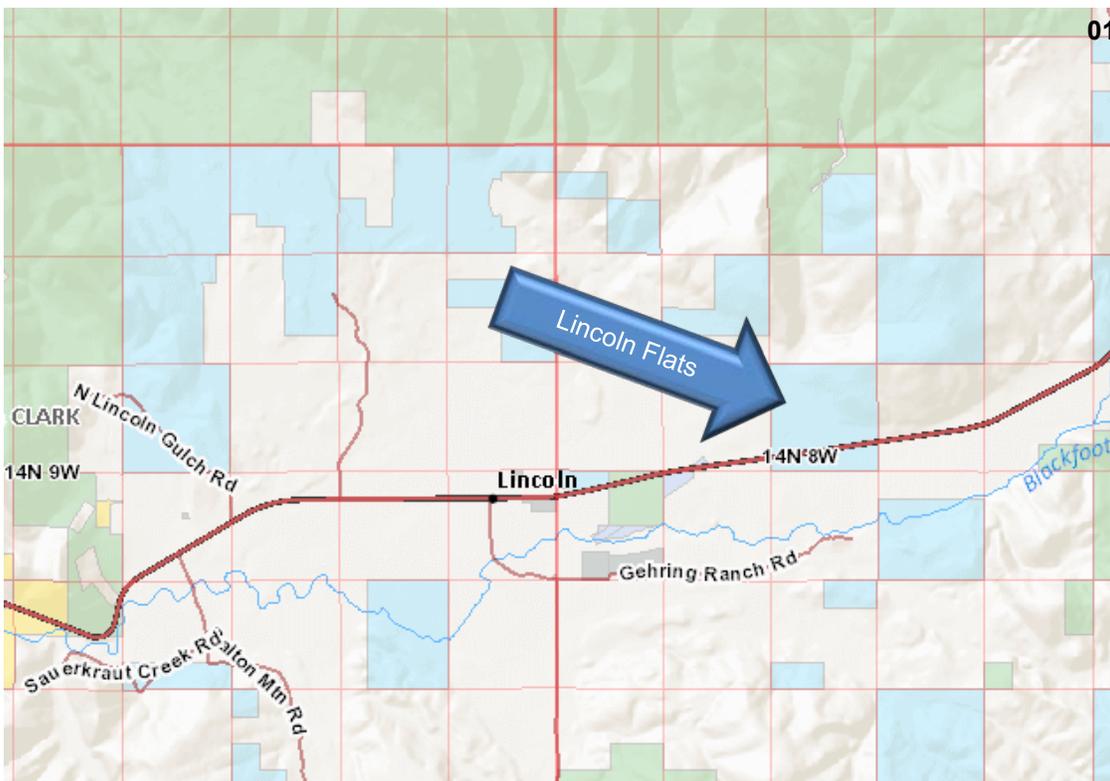
0117-2



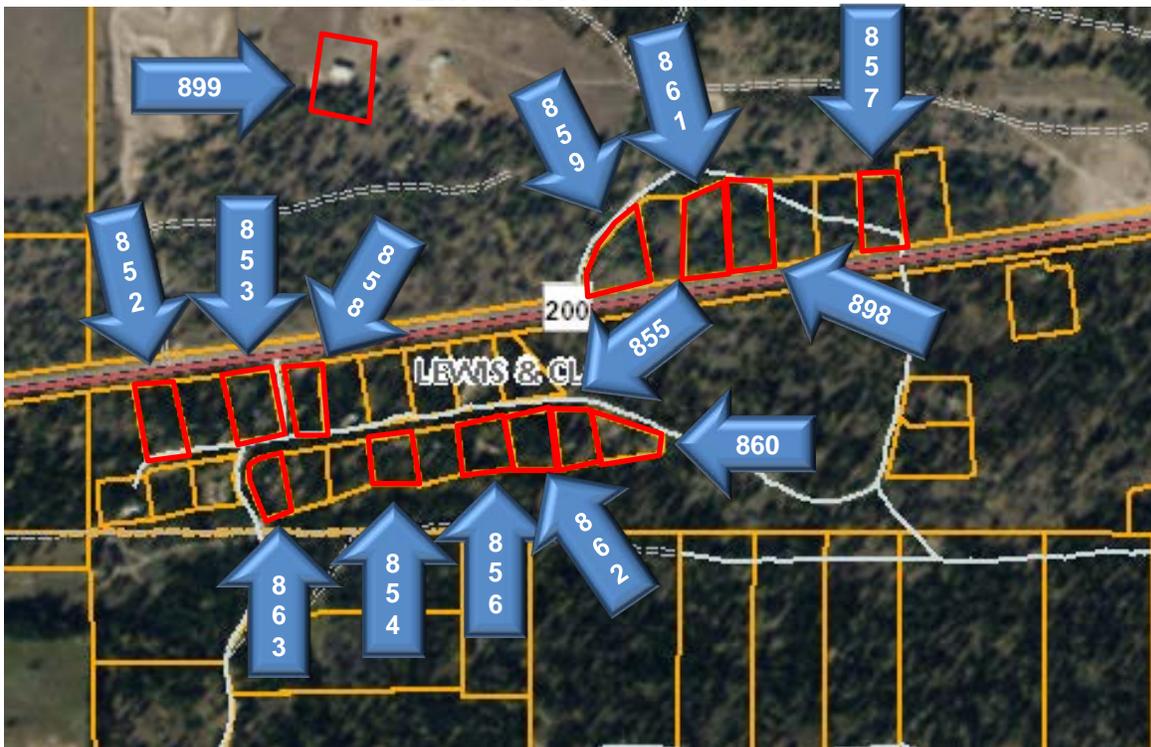
McGregor Lake Sales



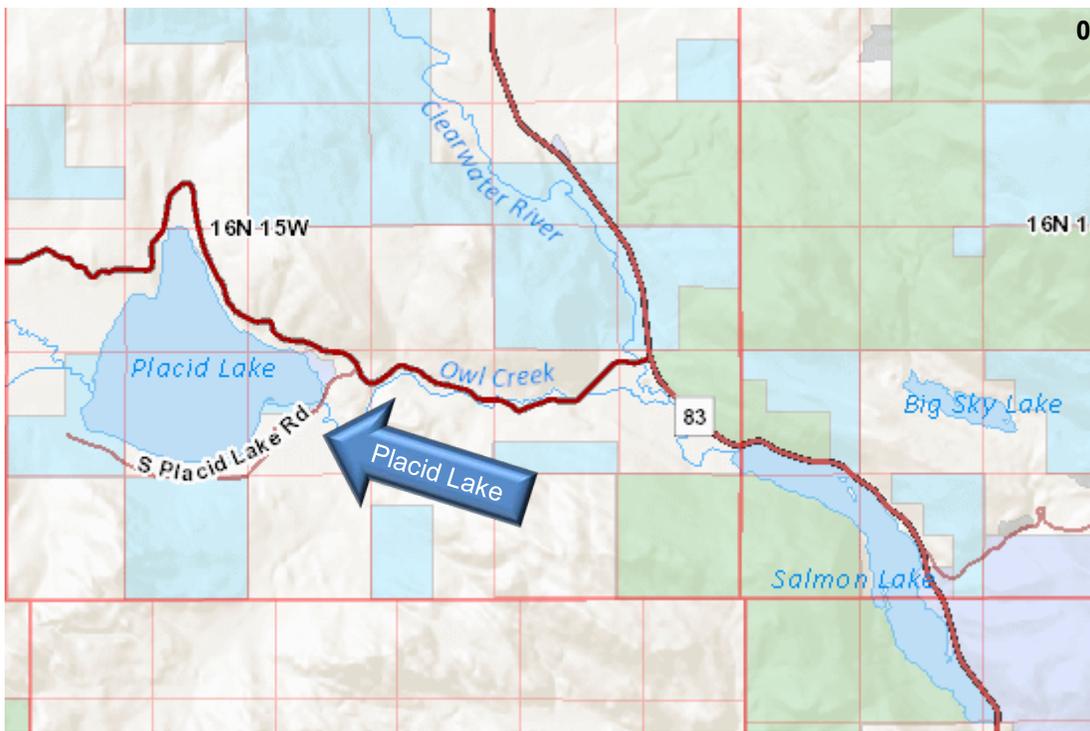
Lewis & Clark County Sales Location Map



Lincoln Flats Sales



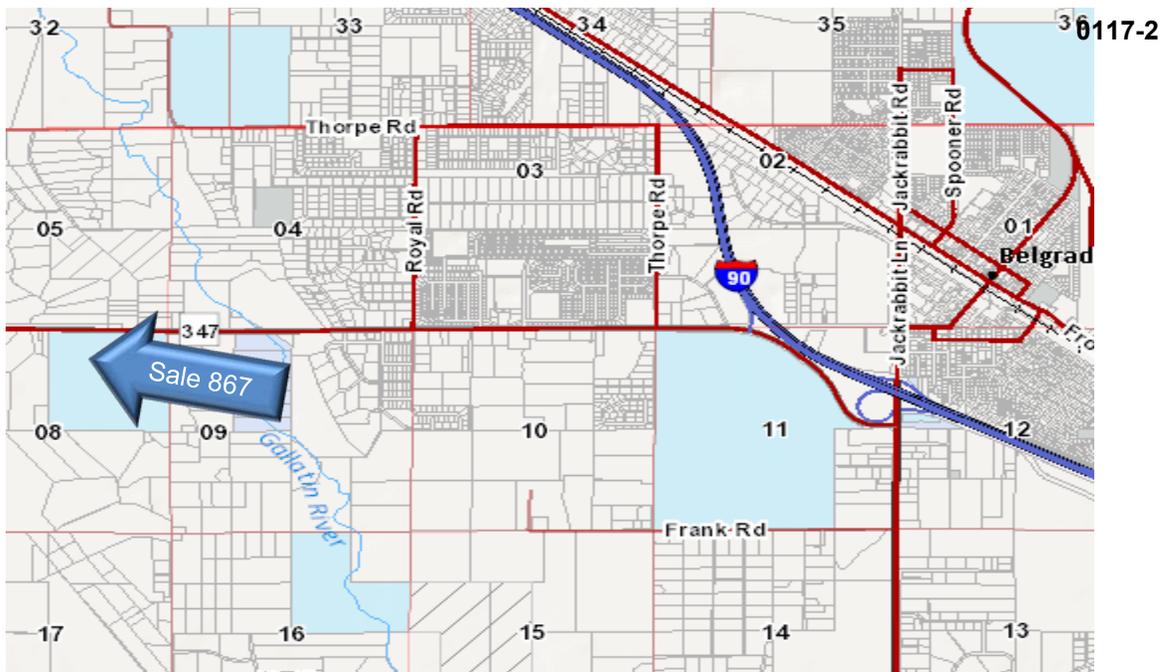
Missoula County Sales Location Map



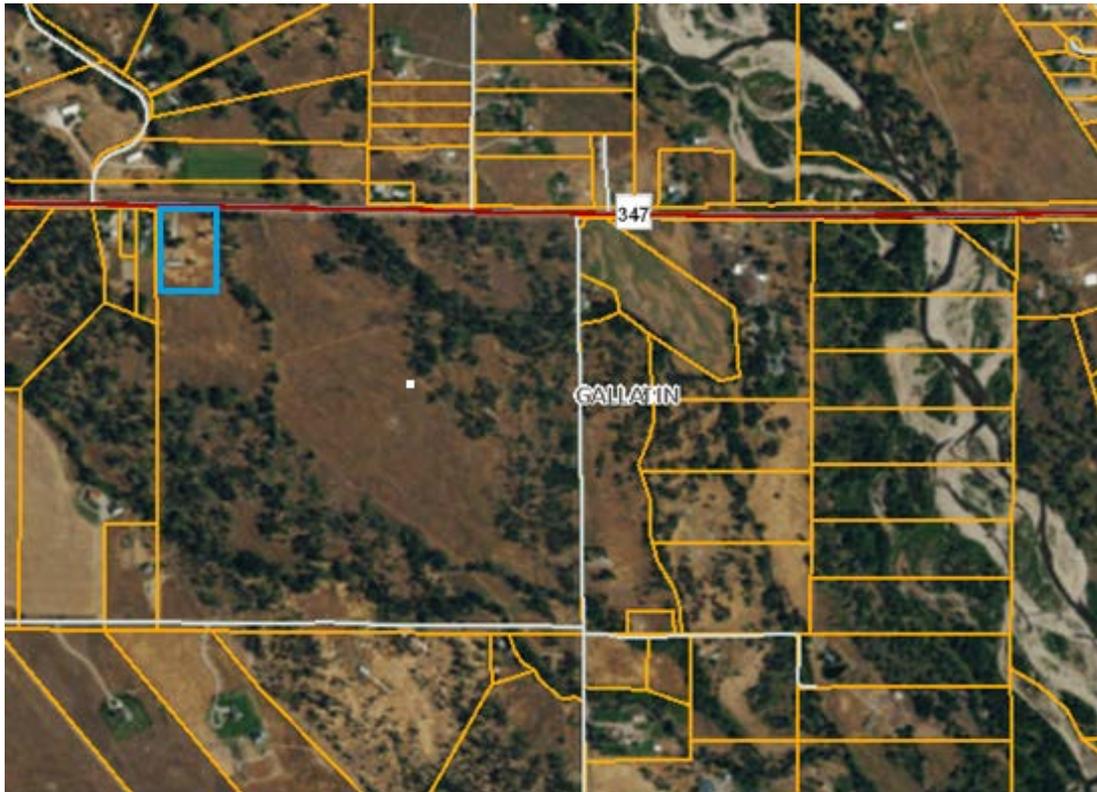
Placid Lake Sales



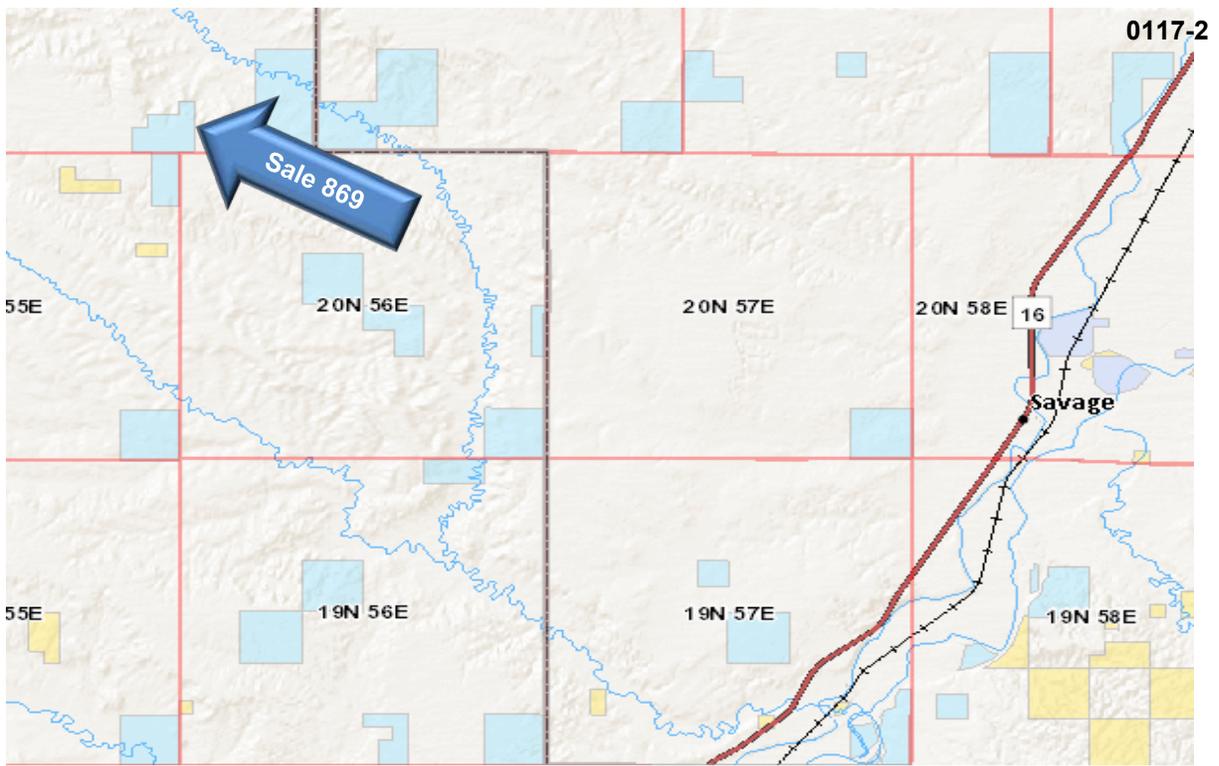
Gallatin County Sale Location Map



Sale # 867



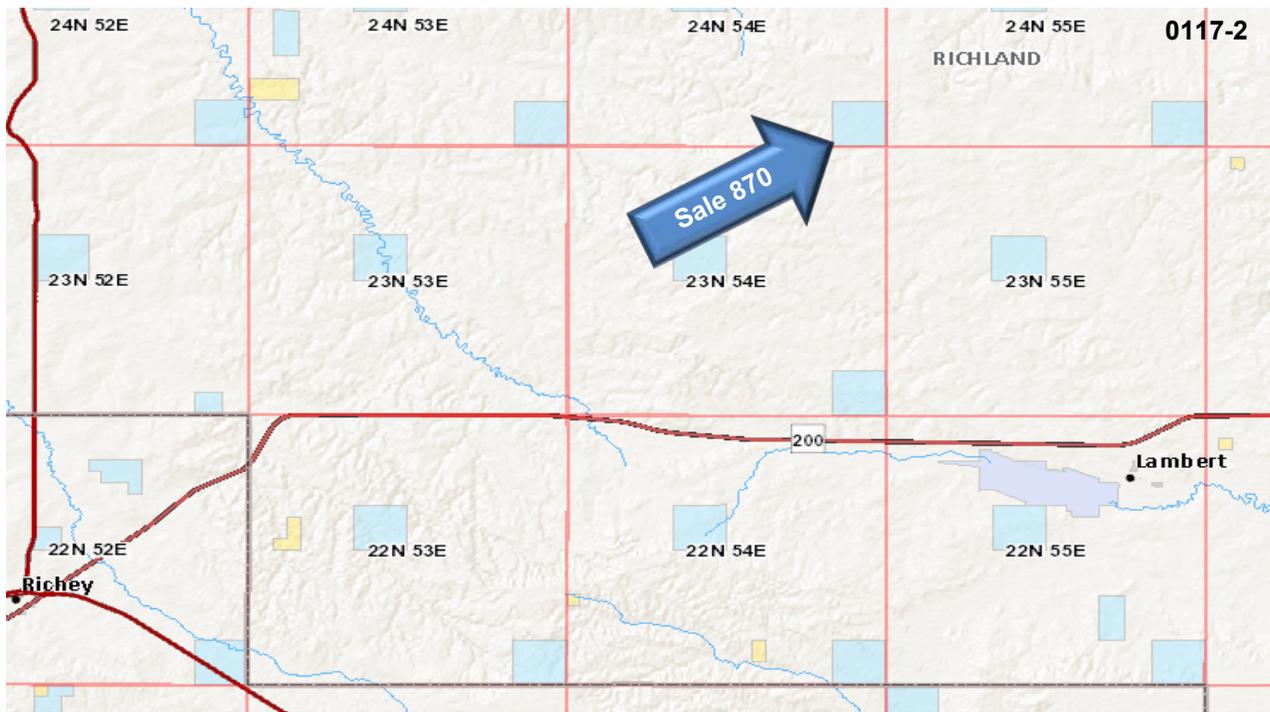
Dawson County Sale Location Map



Sale # 869



Richland County Sale Location Map



Sale # 870



0117-3

SALE OF CABIN AND HOME SITE:

Set Minimum Bid for Sale

Sales 818 & 820

**Land Board Agenda Item
January 17, 2017**

0117-3 Sale of Cabin and Home Sites: Set Minimum Bid for Sale – Sales 818 & 820

Location: Missoula County

Trust Benefits: Montana State University

Trust Revenue: \$ 320,000

Item Summary

The Department of Natural Resources and Conservation (DNRC) is requesting to set the minimum bid on two cabin sites nominated for sale in Seeley Lake Outlet West in Missoula County. These sales were nominated by the lessees in conjunction with the Cabin and Home Site Sale Program. The sales and are located West of Seeley Lake, Montana.

Sale #	# of Acres	Legal	Nominator	Trust
818	1.133	Lot 4, Seeley Lake Outlet West, Section 4, T16N-R15W	Joseph & Gina Bollinger	MSU
820	1.237	Lot 3, Seeley Lake Outlet West, Section 4, T16N-R15W	David & Julie Lapham	MSU

The parcels are currently leased as cabin sites and produce an average income for residential leases statewide.

The parcels will be sold with the access that is currently provided under the lease agreement and can be conveyed by DNRC.

Economic Analysis:

Short term – The average rate of return on sale parcel 818 is 3.06%. The average rate of return on sale parcel 820 is 3.15%. The parcels will continue to receive these returns if they remain in state ownership.

Long term – The funds from the sale of these parcels would be combined with other sale funds to purchase replacement lands through the department's Land Banking program. Lands purchased are required to have an equal or greater rate of return than the combined lands that generated the sale funds used for the purchase. To date, the average annual rate of return on acquisitions has been 2.64% on acquisitions with income generated from annual lease payments.

Cultural/Paleontological Resources:

A Class I level of cultural resource inventory was conducted for the proposed sales. Home sites typically contain numerous structures and the ground surfaces within most home sites have been variously disturbed over the course of many years of occupation and development. These sales will have no effect to state owned heritage properties.

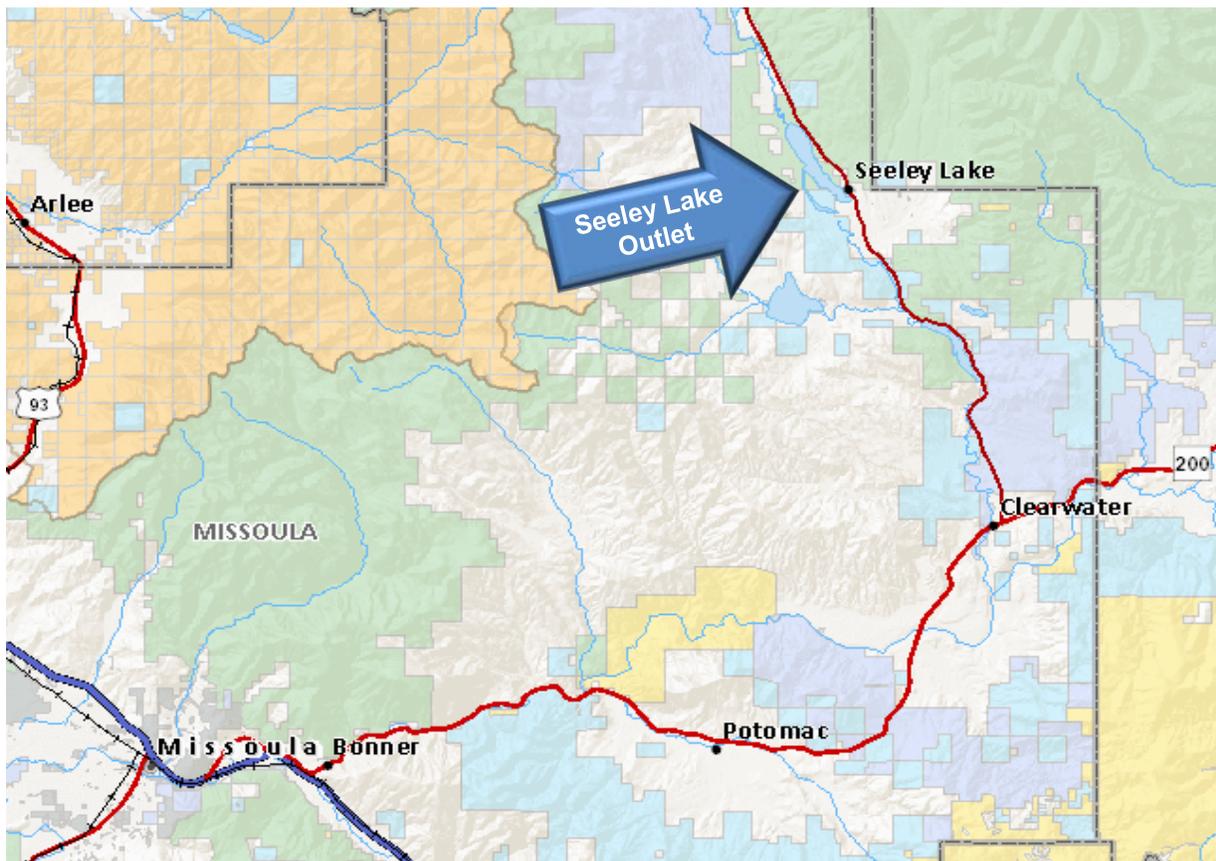
Sale #	Appraised Value of Land	Hearings Examiners Recommendation of Value of Improvements
818	\$160,000	\$92,413.50
820	\$150,000	\$140,000

At the request of the lessees and in accordance with 77-2-317(1)(c), informal administrative hearings were held in August 2016 to contest the valuations of the land and/or improvements under consideration for sale. The Hearing Examiner concluded that the appraisal valuations for the land were reasonable and unbiased estimates of current fair market value. The Hearing Examiner recommended that the value of the improvements for sale 818 be adjusted upwards from the appraised value to reflect the value of additional work completed since the appraisal date. The Hearing Examiner also recommended that the value of the improvements for sale 820 be adjusted upwards from the appraised value to reflect the value of an indoor bathroom. The Hearing Examiner recommended that the Land Board set the minimum bid for the land and the maximum amount to be compensated for the improvements set at the values stated above.

DNRC Recommendation

The director recommends that the Land Board set the minimum bid for the cabin site lots at the appraised values and the maximum value of compensation for the improvements shown above.

Missoula County Sales Location Map



Seeley Lake Outlet West



0117-4

LAND BANKING ACQUISITION:

Preliminary Approval for Purchase

0117-4 Land Banking Acquisition: Preliminary Approval for Purchase

Location: Yellowstone County

Trust Benefits: TBD

Trust Revenue: N/A

Item Summary

The Department of Natural Resources and Conservation (DNRC) has identified a potential land acquisition of 1,266.12 acres known as the Birkley Road Farm available for sale in Yellowstone County.

Proposed Acquisition:

These acres include approximately 1,222.5 acres of dryland agricultural land and 43.62 acres of dryland grazing in addition to one outbuilding. The property is for sale for \$979,265.

Selection Considerations:

The Department has conducted a review of this property nominated for acquisition per Administrative Rule 36.25.813 (3).

Access: The parcels are accessible from Birkley and Oswald Roads, both county roads.

Revenue: The predicted annual rate of return, over a 20 year period is estimated at 2.87%. The dryland agricultural land is typically planted in spring/winter wheat, with a crop/summer fallow rotation.

Multiple Use: The parcel has a variety of natural resource uses including dryland agricultural and grazing land. The property also offers wildlife habitat, hunting (big game and upland game birds) and other recreational opportunities.

Location: The property is located approximately five miles north of Acton, MT in Yellowstone County, along Birkley Road.

Cooperation: DNRC will contact FWP Region 5 & and the Yellowstone County Board of County Commissioners to discuss the proposed acquisition prior to the Land Board meeting.

Steps in this process include securing a purchase agreement contingent upon findings of the due diligence as per Land Banking rule ARM 36.25.813 through 815. Due diligence includes a detailed inventory report of the property, appraisal, Phase 1 hazardous materials study, an in-depth financial analysis, and a survey, if needed, followed by final Land Board approval.

DNRC Recommendation:

The director recommends preliminary approval of the Birkley Road Farm for further consideration for acquisition.

Birkley Road Farm

Yellowstone County, Estimated Price: \$979,265

Location: 5± miles north of Acton, MT in Yellowstone County

Acreage: 1,266.12± deeded acres
(1,222.5± acres Dryland Crop Land
and 43.62± acres Non-Crop acres)

Crop Land: 1,266.12± acres of dryland crop land of which 1,222.5± acres are currently planted mainly in wheat.

Carrying Capacity: There is currently no grazing associated with this property. This property is not currently fenced and does not contain any stockwater development.

Stockwater: There is not any developed stockwater on the property.

Irrigation: None

Timber: None

Fencing: This property is not currently fenced.

Improvements: One Quonset structure on the north side of Birkley Road, at the mid section line of Section 11.

County/Taxes: \$1,877 annually

Precipitation: 10-14 inch precipitation zone

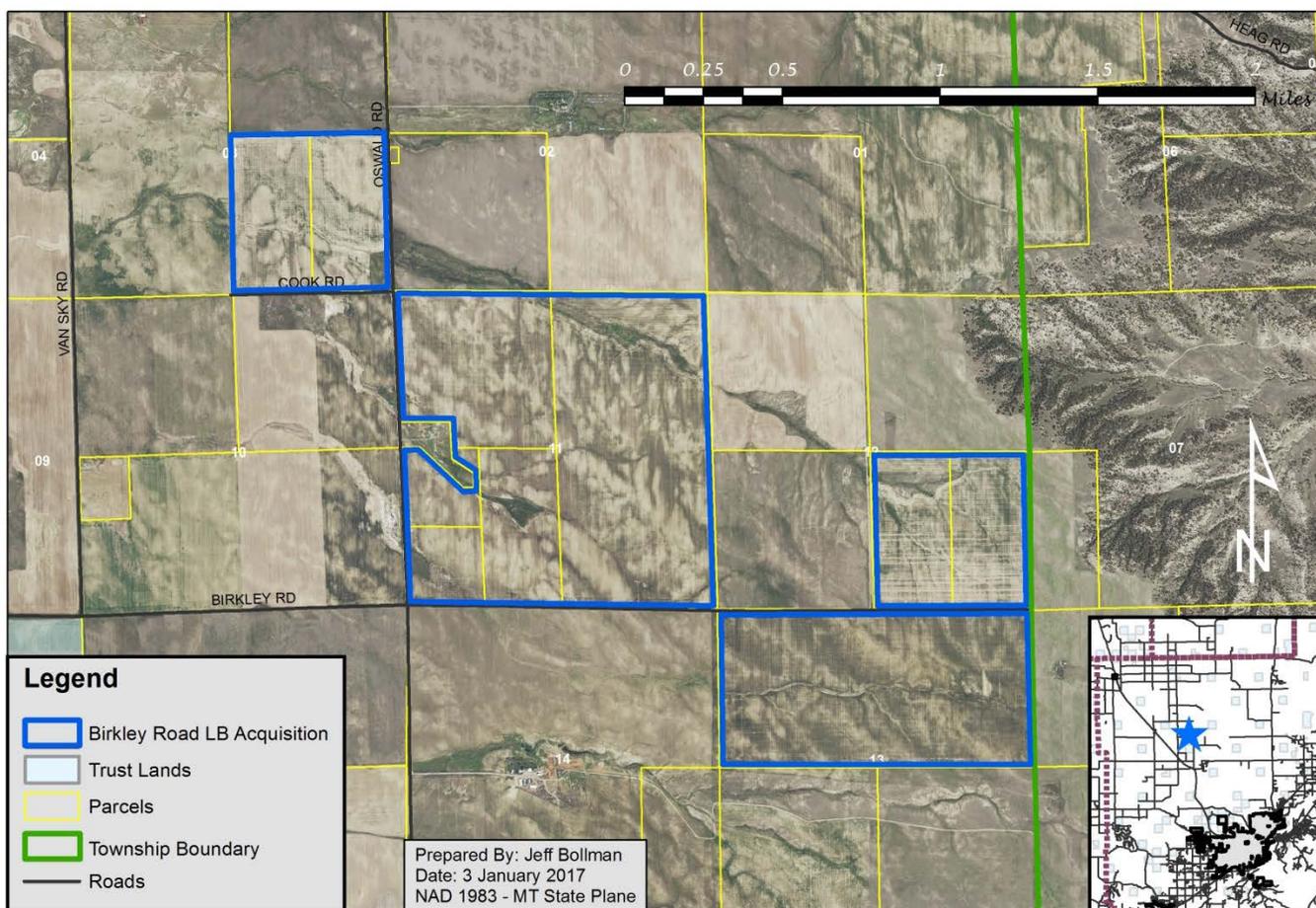


Birkley Road Farm

Comments: The 1,266.12± acre Birkley Road Farm presents an opportunity to purchase four parcels of productive dryland agricultural lands in northwestern Yellowstone County. The property supports antelope, deer and upland game bird hunting opportunities, as well as hiking and bird watching.

Revenue projections for agriculture lease estimate annual revenue to the Trust beneficiary of \$28,115. The dryland agricultural land is planted in wheat with a crop/summer fallow rotation. The projected revenue would result in a rate of return of 2.87%. The seller is not interested in leasing back the property, so the DNRC would put the property out to bid for new agricultural leases.

In addition to the high rate of return, the parcels only have one structure, a small Quonset hut on them. This area is a productive dryland agricultural area and would provide some additional income diversity for the Trust beneficiary.



0117-5

EASEMENTS:

**Land Board Agenda Item
January 17, 2017**

0117-5 Easements

Location: Blaine, Hill, Jefferson, Judith Basin, Liberty, Lincoln, Lewis & Clark, Meagher, Powell, Stillwater, Teton, Toole, Valley, Yellowstone

Trust Benefits: Common Schools, MSU Morrill, Public Land Trust, University of Montana

Trust Revenue: Common Schools= \$125,687
MSU Morrill=\$685
Public Land Trust=\$1802
University of Montana=\$5270

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Applicant	Right-of-Way Purpose	Term	Page(s)
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Northwestern Energy	Historic Electric Utility	Permanent	13-26
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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Blaine County PO Box 278 Chinook MT 59523
Application No.:	17019
R/W Purpose:	a public county road known as Plainsman Road
Lessee Agreement:	N/A (Historic)
Acreage:	5.18
Compensation:	\$1296.00
Legal Description:	30-foot strip through E2NW4 & 60-foot strip through NW4SW4, Sec. 8; 60-foot strip through NW4NW4, Sec. 17, Twp. 32N, Rge. 18E, Blaine County
Trust Beneficiary:	Common Schools

Item Summary

Blaine County has made application for this county road that was constructed on state lands many years ago without proper authorization from the Land Board. Pursuant to §77-1-130, MCA the county is requesting recognition of this road as a historic right of way.

DNRC Recommendation

The director recommends approval of this historic right of way for Blaine County.

Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Blaine County PO Box 278 Chinook MT 59523
Application No.:	17026
R/W Purpose:	a public county road known as Middle Road
Lessee Agreement:	N/A (Historic)
Acreage:	13.86
Compensation:	\$3465.00
Legal Description:	60-foot strip through E2E2, Sec. 16, 30-foot strip through E2SE4, Sec. 27, NE4NE4, Sec. 34, Twp. 34N, Rge. 19E; 30-foot strip through W2W2, Sec. 16, Twp. 37N, Rge. 19E, Blaine County
Trust Beneficiary:	Common Schools & MSU Morrill

Item Summary

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DNRC Recommendation

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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Blaine County PO Box 278 Chinook MT 59523
Application No.:	17028
R/W Purpose:	a public county road known as North Savoy Road
Lessee Agreement:	N/A (Historic)
Acreage:	8.22
Compensation:	\$2056.00
Legal Description:	60-foot strip through E2NW4, W2SW4, Sec. 1 & SE4SE4, Sec. 2, Twp. 33N, Rge. 24E, Blaine County
Trust Beneficiary:	Common Schools

Item Summary

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DNRC Recommendation

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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Blaine County PO Box 278 Chinook MT 59523
Application No.:	17441
R/W Purpose:	a public county road known as Cherry Ridge
Lessee Agreement:	N/A (Historic)
Acreage:	6.53
Compensation:	\$1633.00
Legal Description:	30-foot strip through W2W2, Sec. 16, Twp. 36N, Rge. 21E & E2E2, Sec. 16, Twp. 37N, Rge. 21E, Blaine County
Trust Beneficiary:	Common Schools

Item Summary

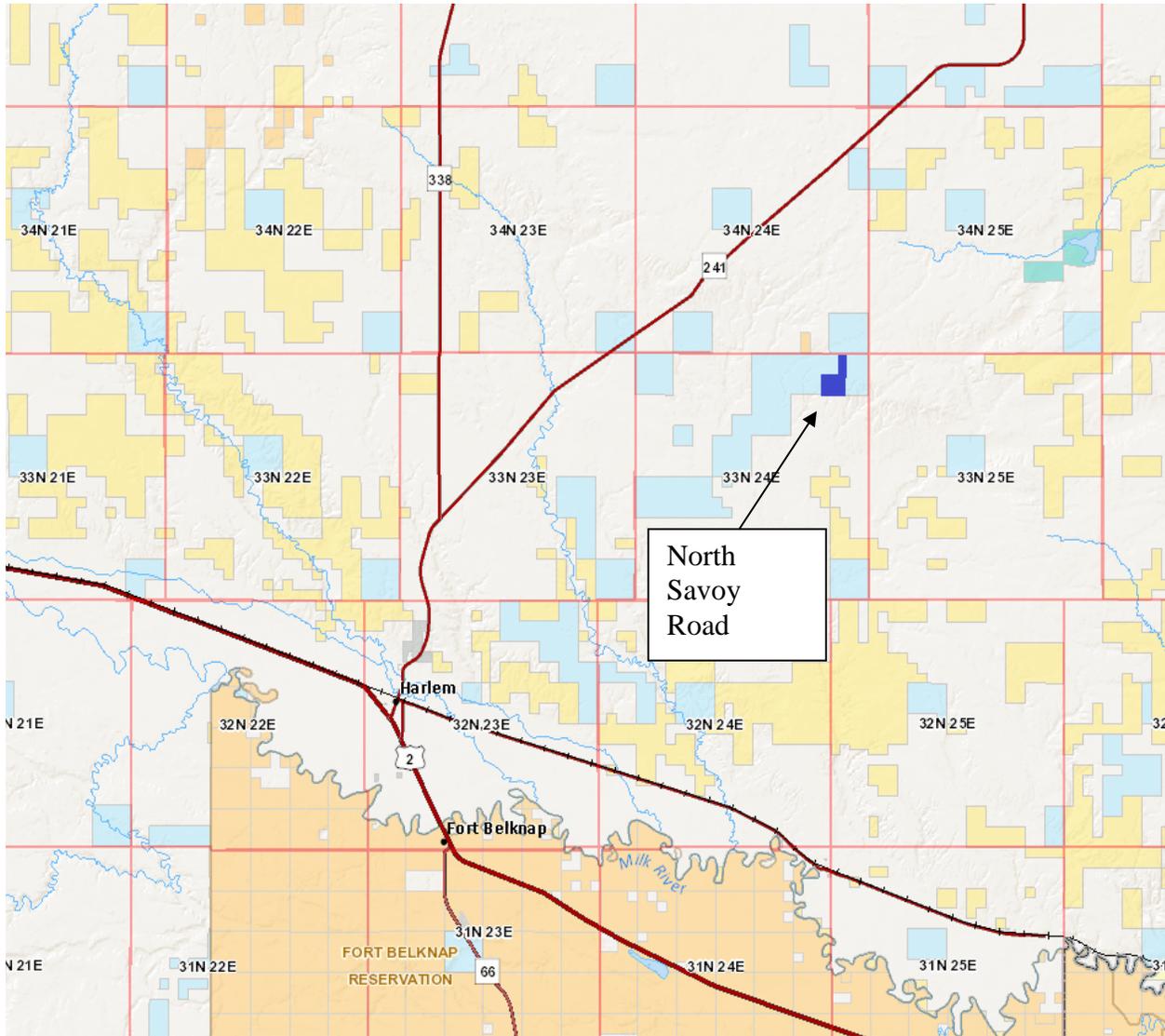
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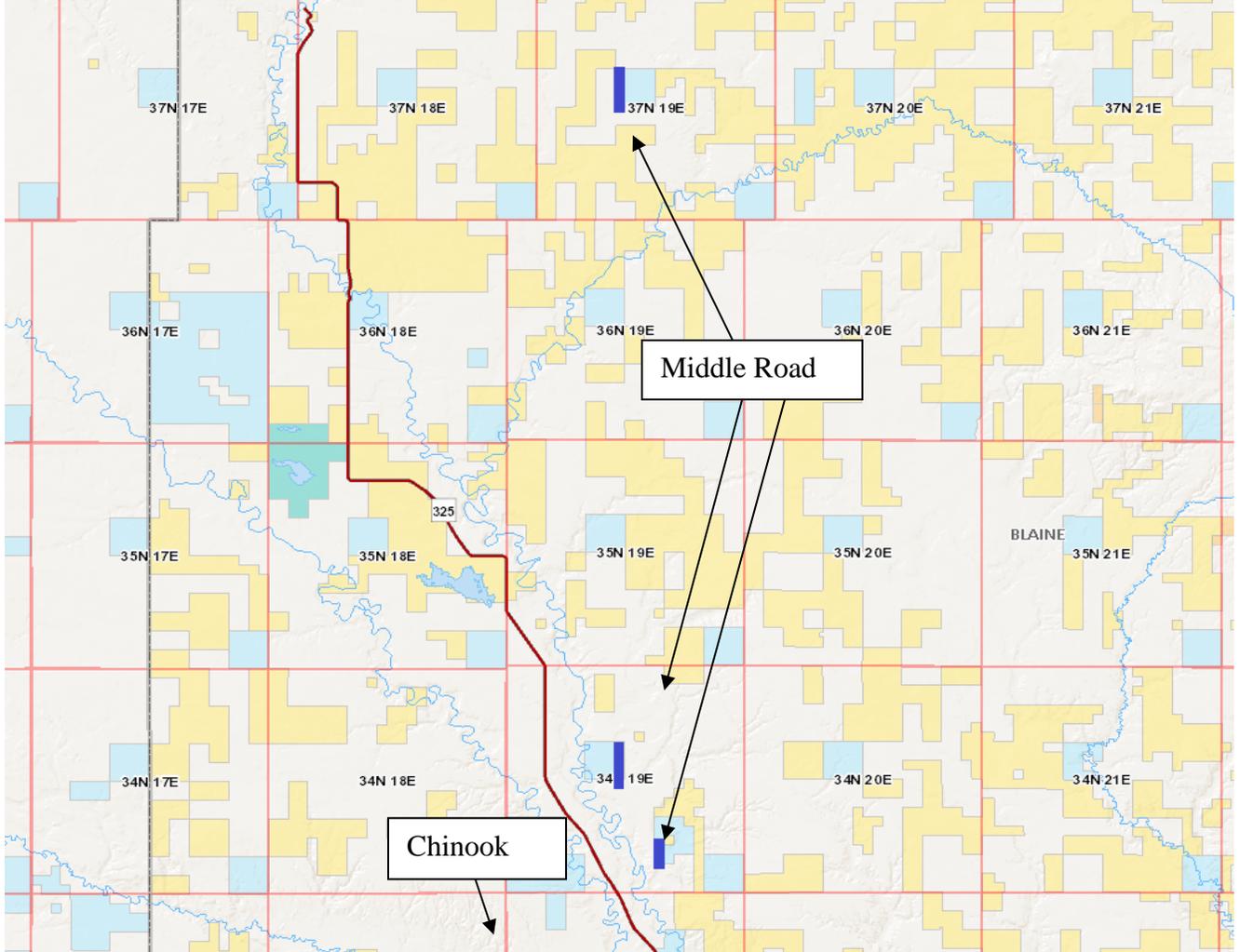
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Application # 17028 – Blaine County

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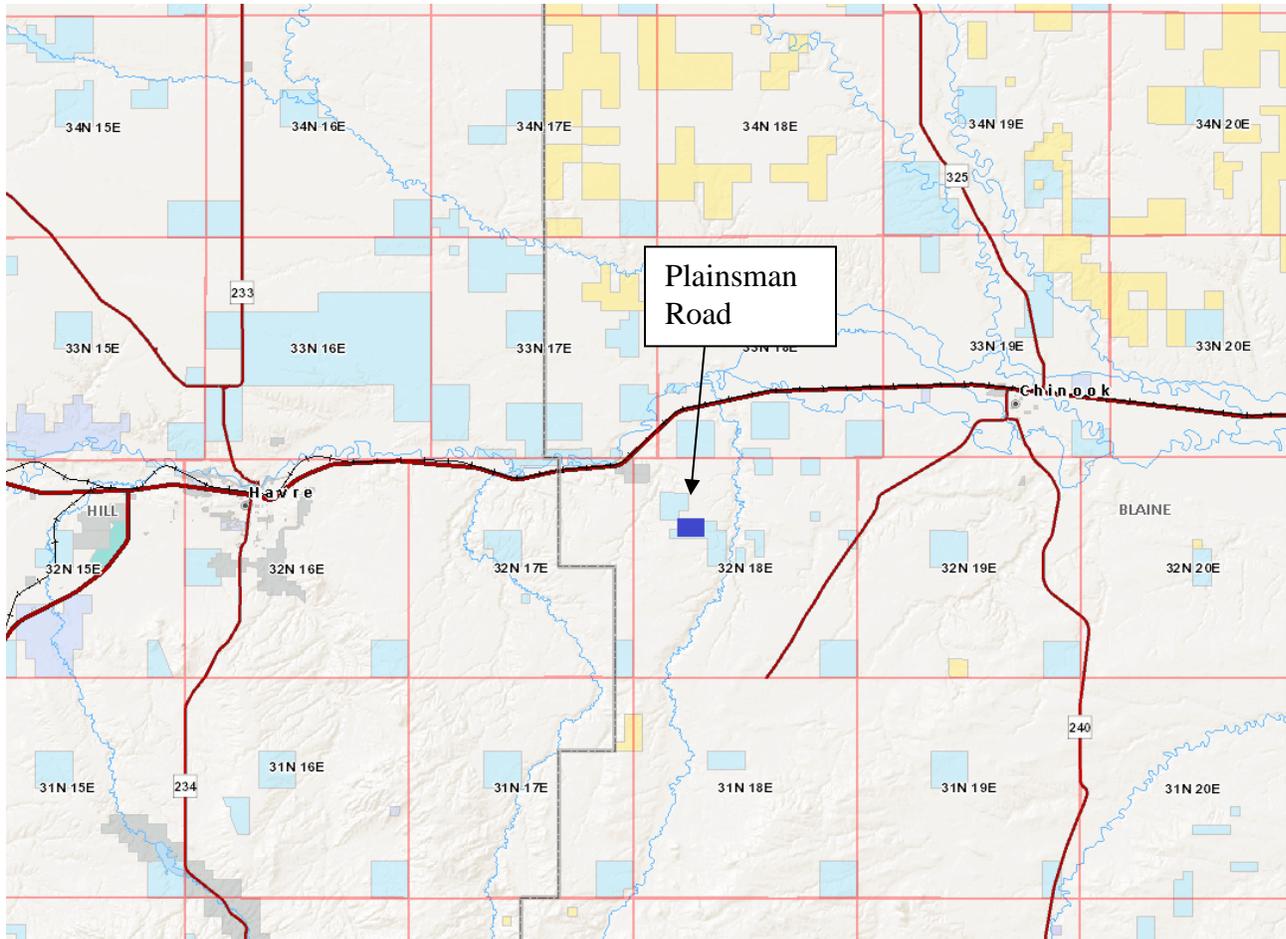
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Application # 17026- Blaine County

Rights of Way Applications

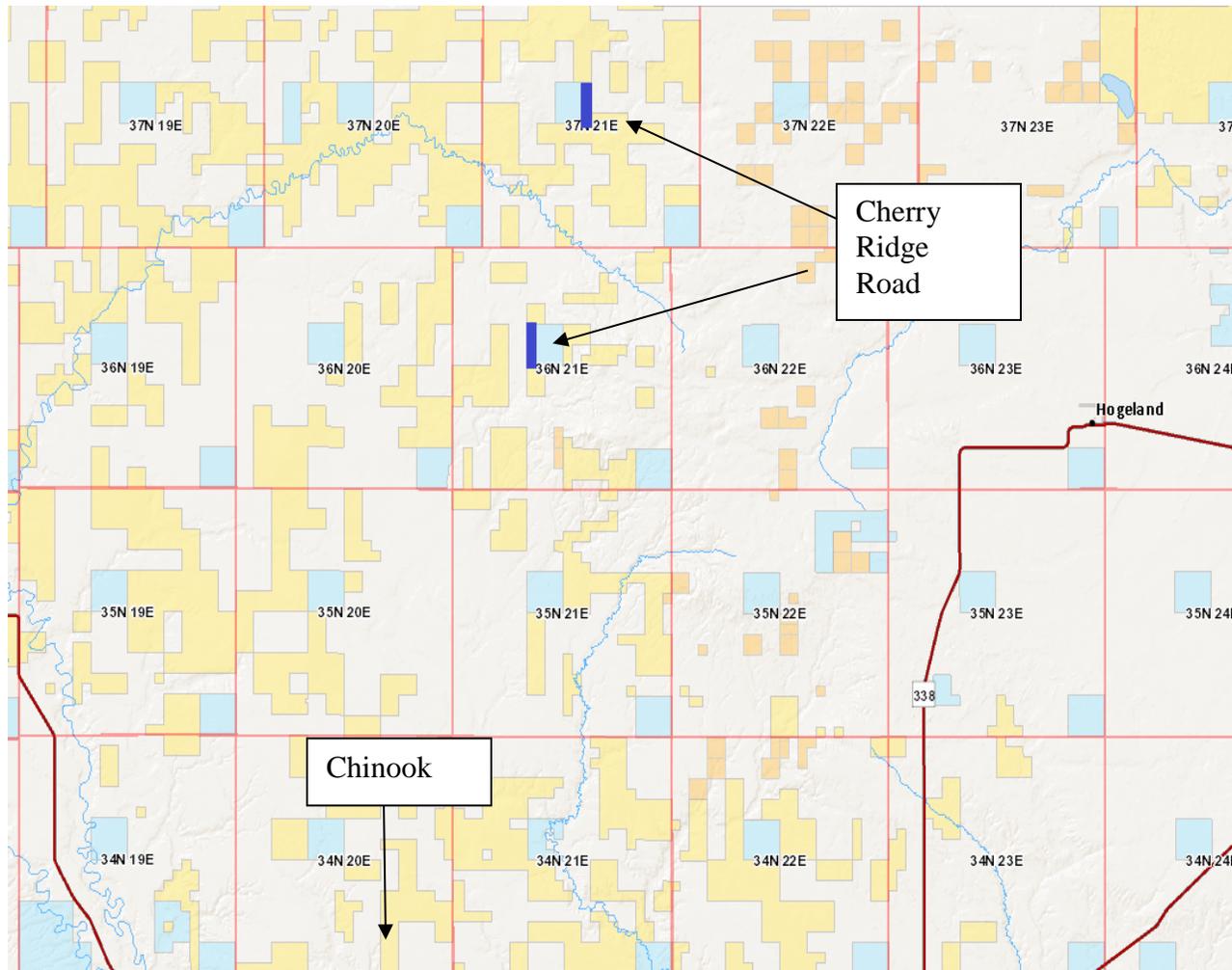
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Application # 17019 – Blaine County

Rights of Way Applications

January 17, 2017



Application # 17441 – Blaine County

Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Toole County 226 1st Street South Shelby MT 59474
Application No.:	17066
R/W Purpose:	a public county road known as Red River Road
Lessee Agreement:	N/A (Historic)
Acreage:	5.87
Compensation:	\$1468.00
Legal Description:	60-foot strip through SE4SW4, SW4SE4, Sec. 5 & NE4NE4, Sec. 8, Twp. 37N, Rge. 4W, Toole County
Trust Beneficiary:	Common Schools

Item Summary

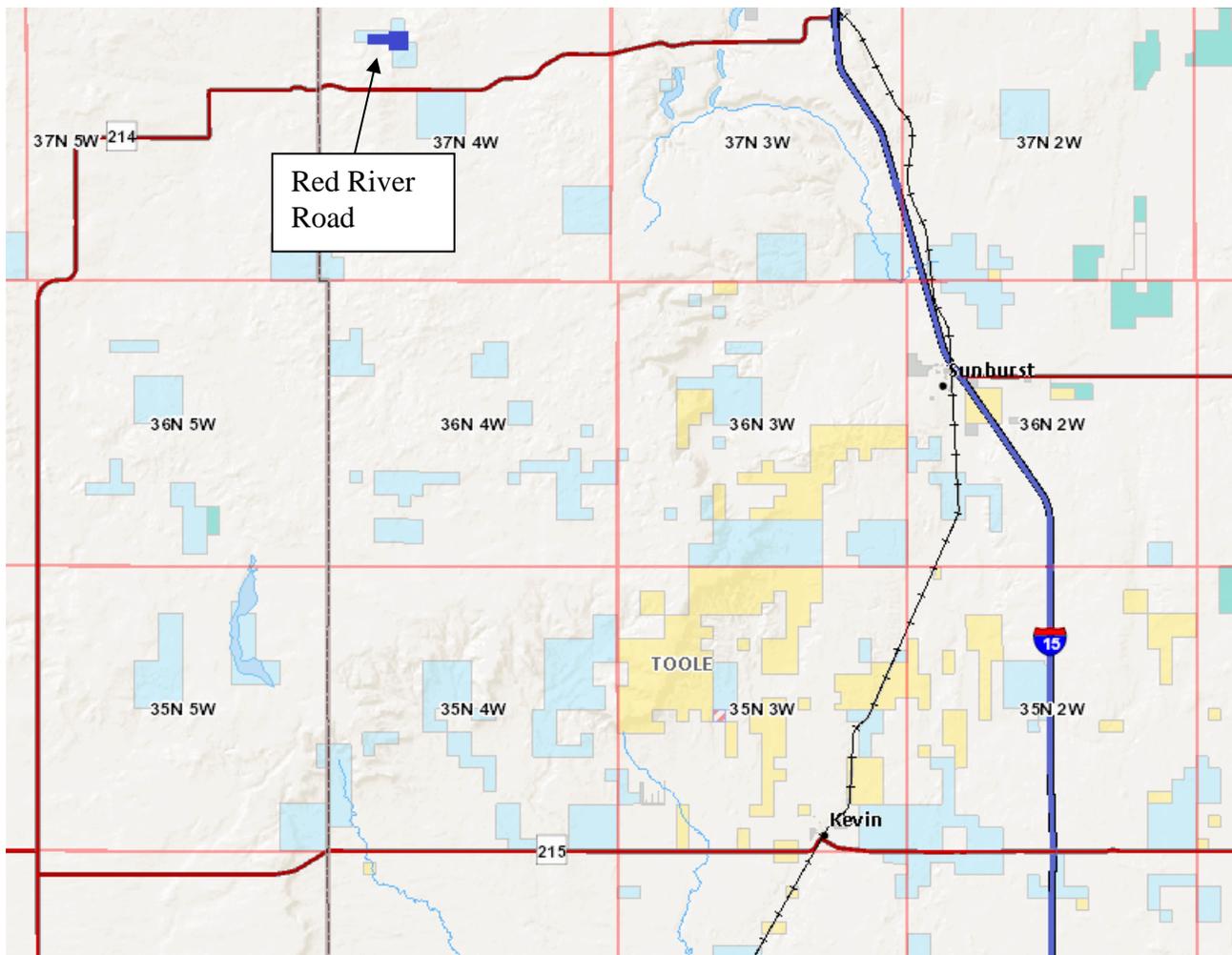
Toole County has made application for this county road that was constructed on state lands many years ago without proper authorization from the Land Board. Pursuant to §77-1-130, MCA the county is requesting recognition of this road as a historic right of way.

DNRC Recommendation

The director recommends approval of this historic right of way for Toole County.

Rights of Way Applications

January 17, 2017



Application # 17066 – Toole County

Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Sinclair Lane Road Users Association 600 Sinclair Land Eureka MT 59917
Application No.:	17414
R/W Purpose:	a private access road for the purpose of access to up to 11 single family residences and associated outbuildings
Lessee Agreement:	N/A (Unleased)
Acreage:	0.96
Compensation:	\$5,591 to \$6,412
Legal Description:	30-foot strip through NW4NE4, Sec. 16, Twp. 36N, Rge. 26W, Lincoln County
Trust Beneficiary:	Common Schools

Item Summary

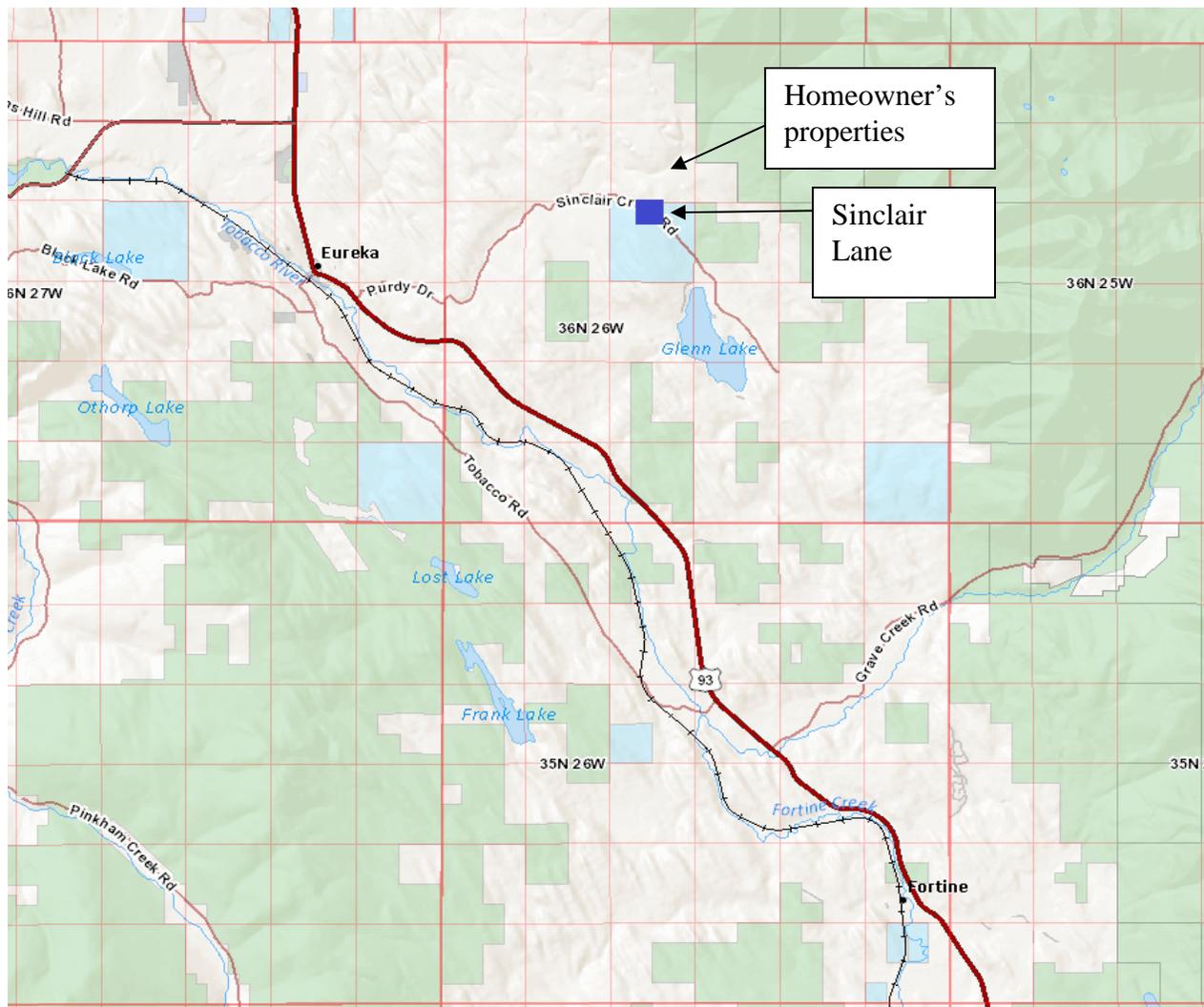
Sinclair Land Road Users Association (SLRUA) has made application for an easement on an existing private road named Sinclair Lane that has provided access to their private lands for many years. The road is not a county road. Most of the parcels to be accessed have residences constructed on them, ranging from being built in the 1930's up to 2013. A few parcel owners wish to have the ability to build and/or split their lots for family transfers in the future. Because some of the homes were built after 1997 and others have not yet been built, the SLRUA does not qualify for a historic right of way although the road has been in existence for decades. The Department has applied the 1% conveyance fee for the additional lots to be accessed and that assessment is included in the compensation for the easement. One landowner has not fully committed to being a part of the SLRUA, therefore the Department has valued the easement compensation to reflect his participation or non-participation. Should this landowner choose to not participate under the SLRUA he will bear all costs associated with a private easement on his own. The parcels accessed by Sinclair Lane are identified as Parcels A-D; Tract 2A, Tract 2A1, Tract 3 and the SE4SE4; all in Section 9, Township 36 North, Range 26 West.

DNRC Recommendation

The director recommends approval of the Sinclair Land Road Users Association application.

Rights of Way Applications

January 17, 2017



Application # 17414 – Sinclair Lane Road Users Association

Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Northwestern Energy 11 East Park Butte MT 59701
Application No.:	17494
R/W Purpose:	a 100kV overhead electric transmission line
Lessee Agreement:	N/A (Historic)
Acreage:	3.75
Compensation:	\$3000.00
Legal Description:	40-foot strip through N2N2, Sec. 18, Twp. 7N, Rge. 9E, Meagher County
Trust Beneficiary:	Common Schools

Item Summary

Northwestern Energy has made application for multiple overhead electric distribution and transmission lines and natural gas pipelines that were constructed on state lands many years ago without proper authorization from the Land Board. Pursuant to §77-1-130, MCA Northwestern Energy is requesting recognition of these overhead electric distribution and transmission lines and natural gas pipelines as historic rights of ways.

DNRC Recommendation

The director recommends approval of this historic right of way for Northwestern Energy.

Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Northwestern Energy 11 East Park Butte MT 59701
Application No.:	17495
R/W Purpose:	a 230kV overhead electric transmission line across the Blackfoot River
Lessee Agreement:	N/A (Historic)
Acreage:	0.12
Compensation:	\$162.00
Legal Description:	30-foot strip through SW4NE4, Sec. 30, Twp. 14N, Rge. 10W, Powell County
Trust Beneficiary:	Public Lands

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DNRC Recommendation

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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Northwestern Energy 11 East Park Butte MT 59701
Application No.:	17496
R/W Purpose:	a 230kV overhead electric transmission line across the Blackfoot River
Lessee Agreement:	N/A (Historic)
Acreage:	0.06
Compensation:	\$100.00
Legal Description:	30-foot strip through NE4NW4, Sec. 33, Twp. 14N, Rge. 11W, Powell County
Trust Beneficiary:	Public Lands

Item Summary

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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Northwestern Energy 11 East Park Butte MT 59701
Application No.:	17497
R/W Purpose:	a 69kV overhead electric transmission line
Lessee Agreement:	N/A (Historic)
Acreage:	0.95
Compensation:	\$760.00
Legal Description:	40-foot strip through NE4NE4, Sec. 16, Twp. 7N, Rge. 7E, Meagher County
Trust Beneficiary:	Common Schools

Item Summary

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DNRC Recommendation

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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Northwestern Energy 11 East Park Butte MT 59701
Application No.:	17498
R/W Purpose:	a 69kV overhead electric transmission line with a 14.4kV underbuilt distribution line
Lessee Agreement:	N/A (Historic)
Acreage:	4.85
Compensation:	\$3880.00
Legal Description:	40-foot strip through S2S2, Sec. 16, Twp. 7N, Rge. 8E, Meagher County
Trust Beneficiary:	Common Schools

Item Summary

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DNRC Recommendation

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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Northwestern Energy 11 East Park Butte MT 59701
Application No.:	17500
R/W Purpose:	a 1.25" buried natural gas distribution line
Lessee Agreement:	N/A (Historic)
Acreage:	1.35
Compensation:	\$1080.00
Legal Description:	20-foot strip through NW4SW4, S2SW4, Sec. 8, Twp. 13N, Rge. 4W, Lewis & Clark County
Trust Beneficiary:	Common Schools

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Rights of Way Applications

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Northwestern Energy 11 East Park Butte MT 59701
Application No.:	17501
R/W Purpose:	a 2" buried natural gas distribution line
Lessee Agreement:	N/A (Historic)
Acreage:	0.92
Compensation:	\$460.00
Legal Description:	20-foot strip through E2SE4, Sec. 16, Twp. 8N, Rge. 3W, Jefferson County
Trust Beneficiary:	Common Schools

Item Summary

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DNRC Recommendation

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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Northwestern Energy 11 East Park Butte MT 59701
Application No.:	17507
R/W Purpose:	a 24.94kV buried electric distribution line
Lessee Agreement:	N/A (Historic)
Acreage:	1.47
Compensation:	\$3174.00
Legal Description:	30-foot strip through S2SE4, Sec. 16, Twp. 12N, Rge. 5W, Lewis & Clark County
Trust Beneficiary:	Common Schools

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Rights of Way Applications

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Northwestern Energy 11 East Park Butte MT 59701
Application No.:	17508
R/W Purpose:	a 12.47kV buried electric distribution line
Lessee Agreement:	N/A (Historic)
Acreage:	0.55
Compensation:	\$330.00
Legal Description:	30-foot strip through SW4SW4, Sec. 20, Twp. 14N, Rge. 4W, Lewis & Clark County
Trust Beneficiary:	Common Schools

Item Summary

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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Northwestern Energy 11 East Park Butte MT 59701
Application No.:	17509
R/W Purpose:	a 12.47kV buried electric distribution line
Lessee Agreement:	N/A (Historic)
Acreage:	0.52
Compensation:	\$260.00
Legal Description:	30-foot strip through E2SE4, Sec. 16, Twp. 8N, Rge. 3W, Jefferson County
Trust Beneficiary:	Common Schools

Item Summary

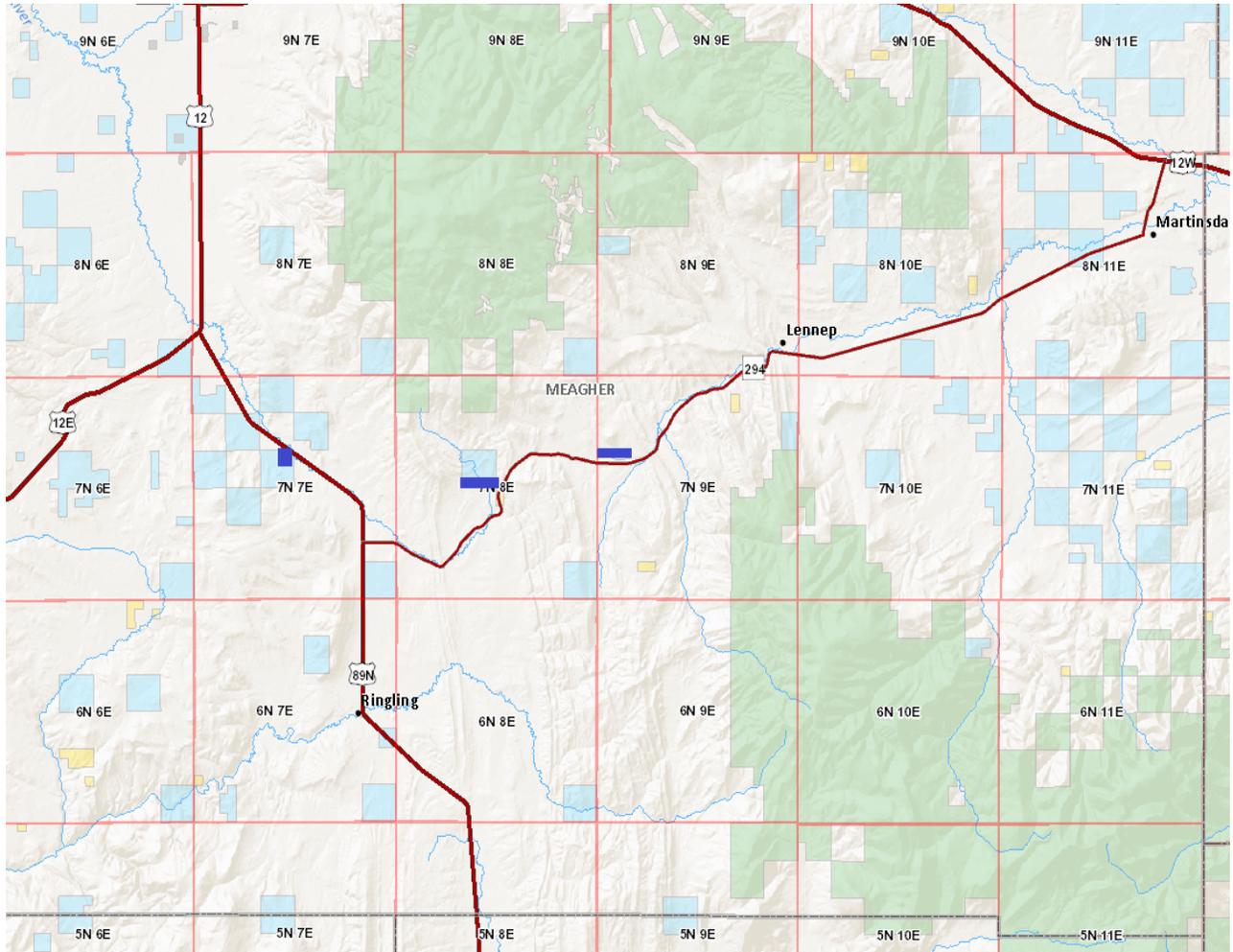
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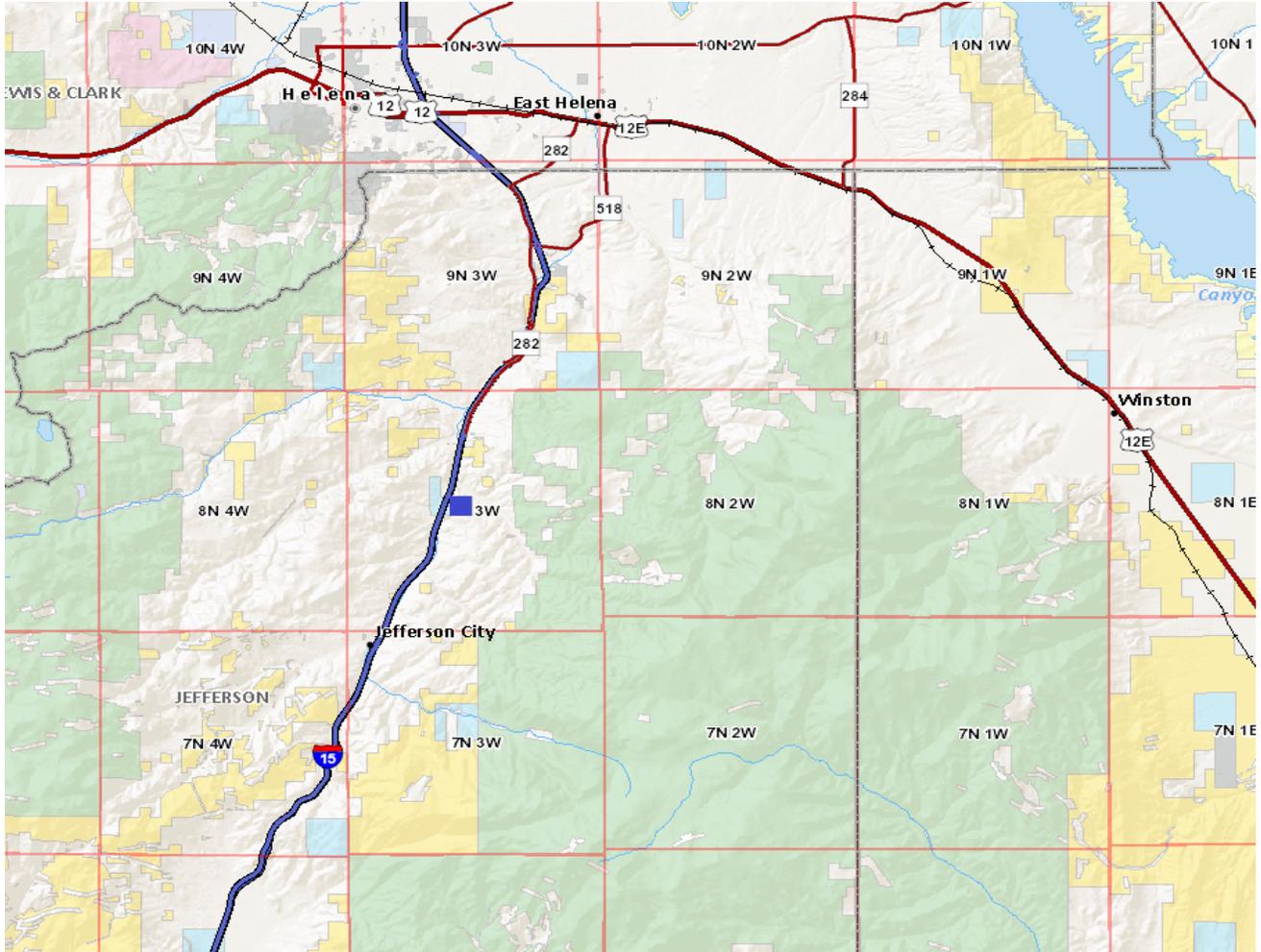
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Application #'s 17494, 17497-98 – NWE

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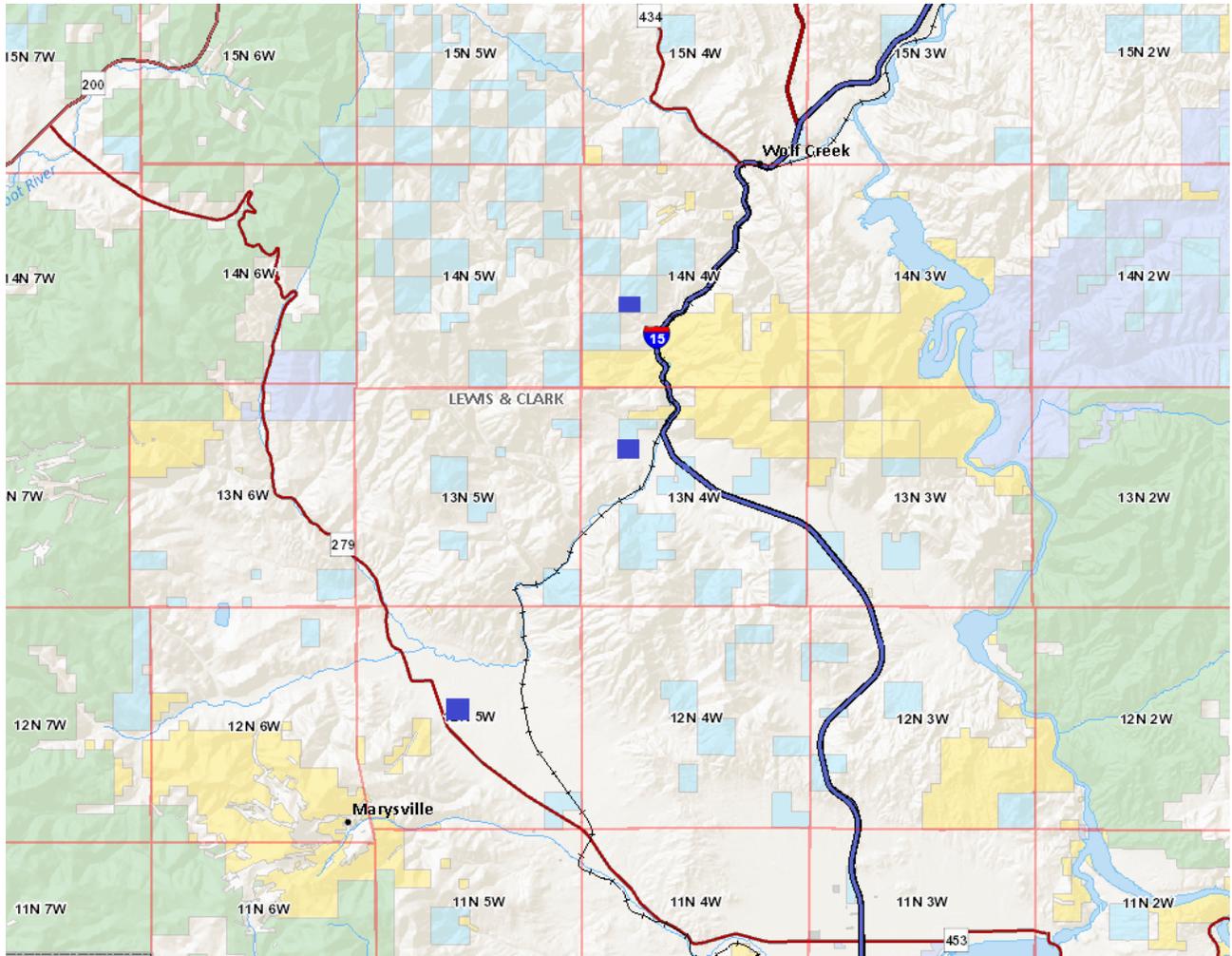
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Application #'s 17501, 17509 – NWE

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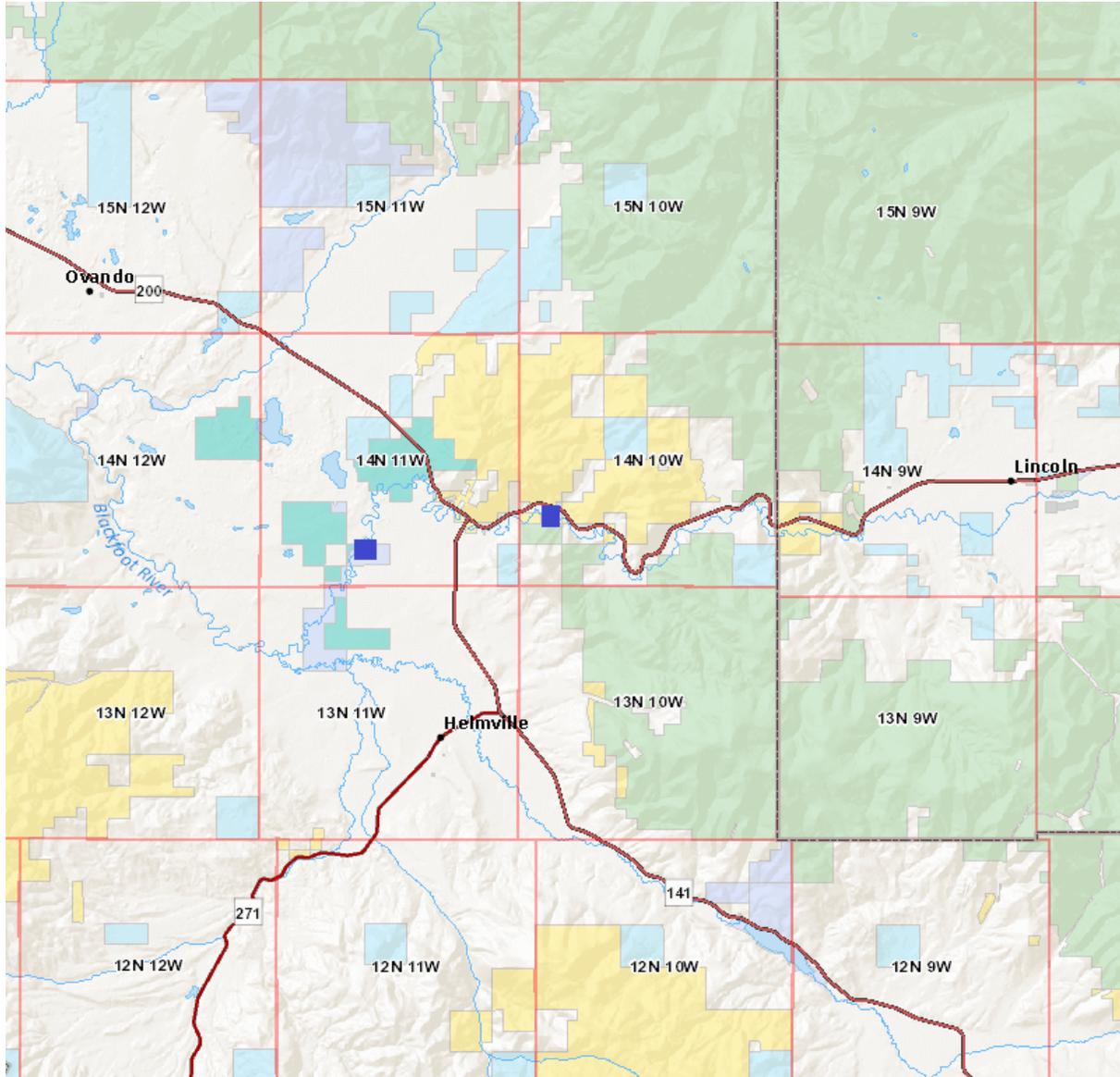
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Application #'s 17500, 17507-08 – NWE

Rights of Way Applications

January 17, 2017



Application #'s 17495-96 – NWE

Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Department of Transportation PO Box 201001 Helena MT 59620
Application No.:	17600
R/W Purpose:	highway construction and maintenance including occupancy by public utilities
Lessee Agreement:	ok
Acreage:	5.3
Compensation:	\$6890.00
Legal Description:	tract of land in the SE4SW4, Sec. 36, Twp. 28N, Rge. 41E, Valley County
Trust Beneficiary:	Common Schools

Item Summary

The Department of Transportation has made application for a highway construction project known as Milk River – North. The scope of the project is to reconstruct the section of Highway 117 from the north end of the Milk River Bridge to the intersection with U.S. 2 which will also include a second access to U.S. 2 through construction of a grade-separated crossing of the BNSF Railroad that currently bisects the Town of Nashua. Construction will include a realignment of the existing roadway as well as installation of new drainage features and a major widening of portions of the existing roadway. Pavement preservation, new signage and pavement markings will be included with this project. The fundamental purpose of this project is to improve the safety and drivability of the roadway for the traveling public and bring the roadway up to current federal highway design standards.

DNRC Recommendation

The director recommends approval of this highway construction project.

Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Department of Transportation
 PO Box 201001
 Helena MT 59620

Application No.: 17611
 R/W Purpose: highway construction and maintenance including occupancy by
 public utilities

Lessee Agreement: ok
 Acreage: 1.92
 Compensation: \$14,893.00
 Legal Description: tract of land in the E2SW4, Sec. 36, Twp. 28N, Rge. 41E,
 Valley County
 Trust Beneficiary: Common Schools

Item Summary

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DNRC Recommendation

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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Town of Nashua PO Box 47 Nashua MT 59248
Application No.:	17612
R/W Purpose:	highway construction and maintenance including occupancy by public utilities
Lessee Agreement:	ok
Acreage:	1.67
Compensation:	\$11,885.00
Legal Description:	tract of land in the SW4SE4, Sec. 36, Twp. 28N, Rge. 41E, Valley County
Trust Beneficiary:	Common Schools

Item Summary

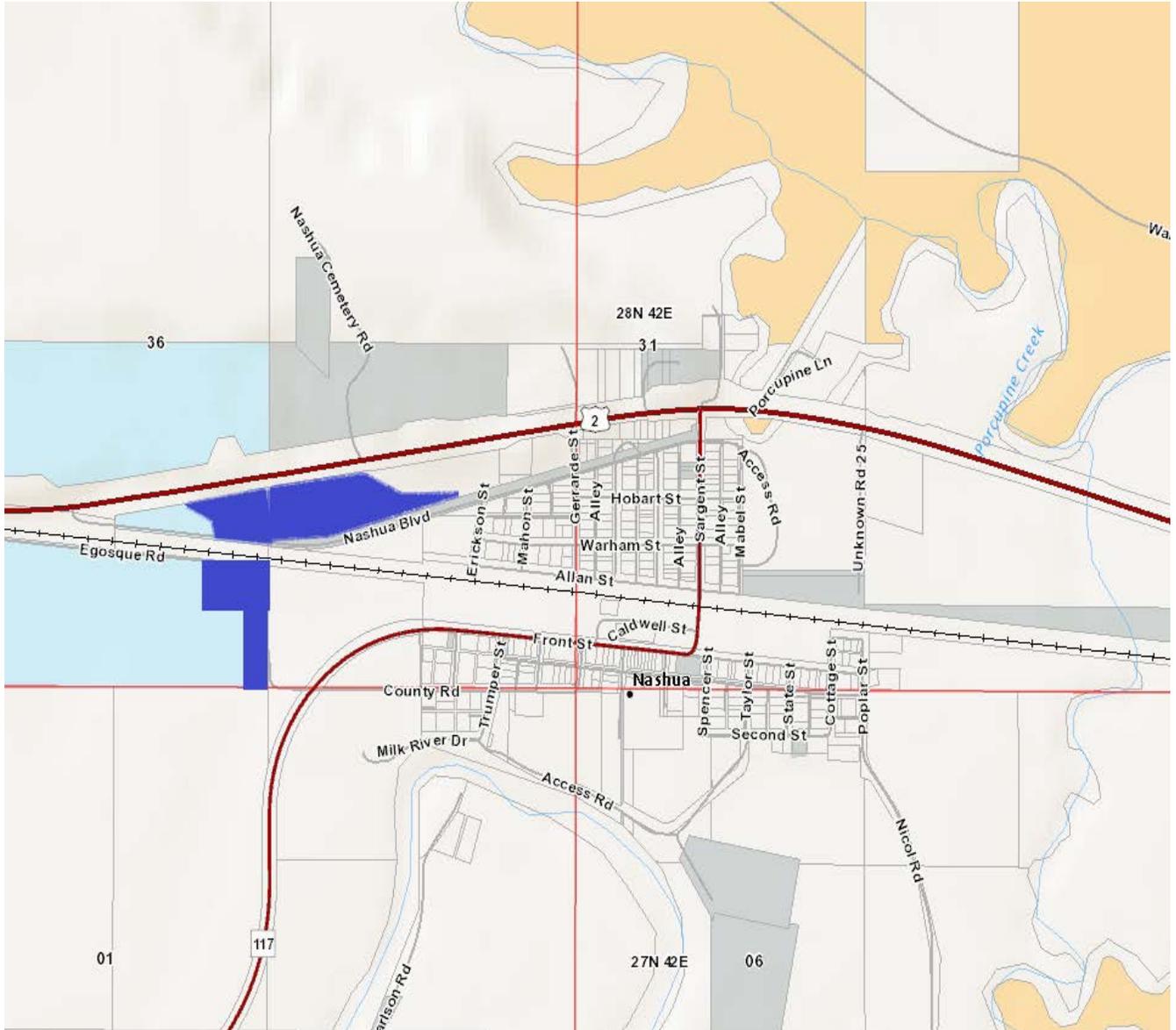
See page 27. This application is made by the Department of Transportation on behalf of the Town of Nashua and is associated with the Milk River – North project.

DNRC Recommendation

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Rights of Way Applications

January 17, 2017



Application #'s 17600, 17611, 17612 – DOT & Town of Nashua

Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Judith Basin County PO Box 427 Stanford MT 59479
Application No.:	17674
R/W Purpose:	a public county road known as Coyote Creek Road
Lessee Agreement:	N/A (Historic)
Acreage:	6.37
Compensation:	\$3367.00
Legal Description:	30-foot strip through S2SW4, Sec. 19 and NE4NE4, Sec. 29, Twp. 17N, Rge. 13E; S2SE4, Sec. 24 and N2NE4, Sec. 25, Twp. 17N, Rge. 12E, Judith Basin County
Trust Beneficiary:	Common Schools

Item Summary

Judith Basin County has made application for this county road that was constructed on state lands many years ago without proper authorization from the Land Board. Pursuant to §77-1-130, MCA the county is requesting recognition of this road as a historic right of way.

DNRC Recommendation

The director recommends approval of this historic right of way for Judith Basin County.

Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Judith Basin County PO Box 427 Stanford MT 59479
Application No.:	17675
R/W Purpose:	a public county road known as N. Windham Road
Lessee Agreement:	N/A (Historic)
Acreage:	6.75
Compensation:	\$3038.00
Legal Description:	30-foot strip through E2E2 & 60-foot strip through SE4SE4, Sec. 1, Twp. 15N, Rge. 12E; 30-foot strip through E2SE4, Sec. 31, Twp. 16N, Rge. 13E, Judith Basin County
Trust Beneficiary:	Common Schools

Item Summary

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DNRC Recommendation

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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Judith Basin County PO Box 427 Stanford MT 59479
Application No.:	17676
R/W Purpose:	a public county road known as Mountain View Road
Lessee Agreement:	N/A (Historic)
Acreage:	8.33
Compensation:	\$3749.00
Legal Description:	60-foot strip through N2NW4, SE4NW4, E2SW4, Sec. 28, Twp. 16N, Rge. 12E Judith Basin County
Trust Beneficiary:	Common Schools

Item Summary

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DNRC Recommendation

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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Judith Basin County PO Box 427 Stanford MT 59479
Application No.:	17677
R/W Purpose:	a public county road known as Surprise Creek Road
Lessee Agreement:	N/A (Historic)
Acreage:	3.02
Compensation:	\$1359.00
Legal Description:	60-foot strip through S2SW4, Sec. 3, Twp. 16N, Rge. 11E, Judith Basin County
Trust Beneficiary:	Common Schools

Item Summary

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DNRC Recommendation

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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Judith Basin County PO Box 427 Stanford MT 59479
Application No.:	17678
R/W Purpose:	a public county road known as Coal Road
Lessee Agreement:	N/A (Historic)
Acreage:	7.28
Compensation:	\$6780.00
Legal Description:	30-foot strip through S2S2, Sec. 25; N2NW4, Sec. 36, Twp. 15N, Rge. 12E & E2SE4, Sec. 1, Twp. 14N, Rge. 12E, Judith Basin County
Trust Beneficiary:	Common Schools

Item Summary

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DNRC Recommendation

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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Judith Basin County PO Box 427 Stanford MT 59479
Application No.:	17679
R/W Purpose:	a public county road known as Red Hawk Road
Lessee Agreement:	N/A (Historic)
Acreage:	6.16
Compensation:	\$2772.00
Legal Description:	30-foot strip through E2SE4, Sec. 24; E2E2, Sec. 25 & 60-foot strip through E2SE4, Twp. 15N, Rge. 12E, Judith Basin County
Trust Beneficiary:	Common Schools

Item Summary

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DNRC Recommendation

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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Judith Basin PO Box 427 Stanford MT 59479
Application No.:	17680
R/W Purpose:	a public county road known as Upper Willow Creek Road
Lessee Agreement:	N/A (Historic)
Acreage:	2.15
Compensation:	\$968.00
Legal Description:	30-foot strip through E2SW4 & 60-foot strip through SE4SW4, Sec. 5, Twp. 15N, Rge. 12E, Judith Basin County
Trust Beneficiary:	Common Schools

Item Summary

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Rights of Way Applications

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Judith Basin PO Box 427 Stanford MT 59479
Application No.:	17681
R/W Purpose:	a public county road known as Micks Drive
Lessee Agreement:	N/A (Historic)
Acreage:	5.27
Compensation:	\$5270.00
Legal Description:	30-foot strip through E2SW4 & 60-foot strip through SE4SW4, Sec. 22, Twp. 14N, Rge. 15E, Judith Basin County
Trust Beneficiary:	University of Montana (UM)

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Rights of Way Applications

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Judith Basin County PO Box 427 Stanford MT 59479
Application No.:	17682
R/W Purpose:	a public county road known as Antelope Creek Road
Lessee Agreement:	N/A (Historic)
Acreage:	16.37
Compensation:	\$11,872.00
Legal Description:	30-foot strip through SW4NE4, W2SE4, SE4SE4, Sec. 34 & S2S2, Sec. 35, Twp. 14N, Rge. 13E; N2N2, E2E2, Sec. 2 & NE4NE4, Sec. 3, Twp. 13N, Rge. 13E, Judith Basin County
Trust Beneficiary:	Common Schools

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Rights of Way Applications

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Judith Basin County PO Box 427 Stanford MT 59479
Application No.:	17683
R/W Purpose:	a public county road known as Sage Creek Trailhead Road
Lessee Agreement:	N/A (Historic)
Acreage:	4.19
Compensation:	\$1886.00
Legal Description:	30-foot strip through N2N2, Sec. 16 & 60-foot strip through SE4NW4, Sec. 17, Twp. 14N, Rge. 12E, Judith Basin County
Trust Beneficiary:	Common Schools

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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Judith Basin County PO Box 427 Stanford MT 59479
Application No.:	17684
R/W Purpose:	a public county road known as Jack Rabbit Road
Lessee Agreement:	N/A (Historic)
Acreage:	8.15
Compensation:	\$5916.00
Legal Description:	60-foot strip through S2NW4, SW4NE4, N2NE4, Sec. 16, Twp. 13N, Rge. 15E, Judith Basin County
Trust Beneficiary:	Common Schools

Item Summary

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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Judith Basin County PO Box 427 Stanford MT 59479
Application No.:	17685
R/W Purpose:	a public county road known as Short Grass Road
Lessee Agreement:	N/A (Historic)
Acreage:	1.78
Compensation:	\$1780.00
Legal Description:	60-foot strip through N2NW4, Sec. 2, Twp. 12N, Rge. 14E, Judith Basin County
Trust Beneficiary:	Common Schools

Item Summary

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Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Judith Basin County PO Box 427 Stanford MT 59479
Application No.:	17686
R/W Purpose:	a public county road known as South Fork Road
Lessee Agreement:	N/A (Historic)
Acreage:	4.55
Compensation:	\$3185.00
Legal Description:	60-foot strip through E2SW4, Sec. 36, Twp. 13N, Rge. 11E, Judith Basin County
Trust Beneficiary:	Common Schools

Item Summary

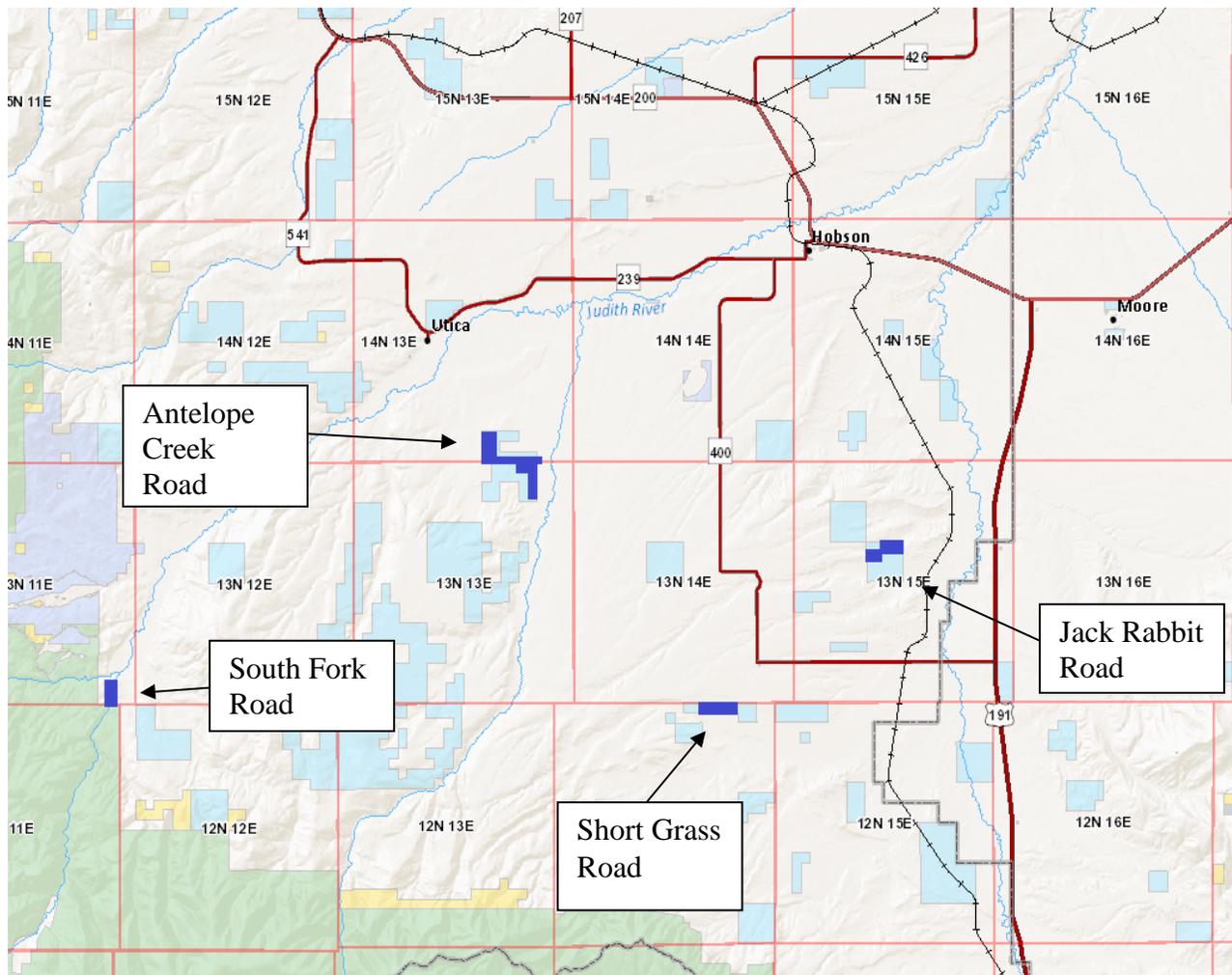
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Rights of Way Applications

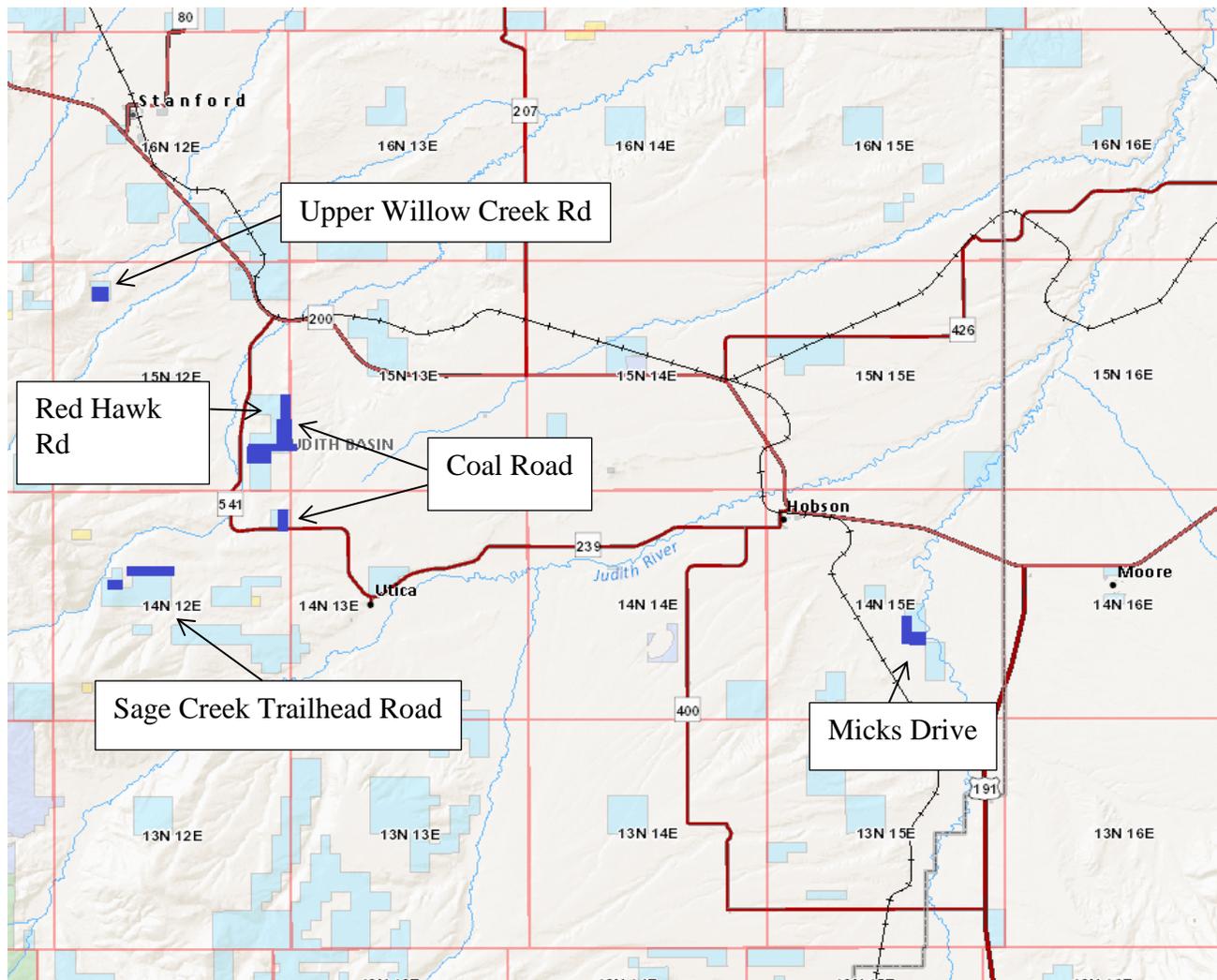
January 17, 2017



Application #'s 17682, 17684, 17685, 17686 – Judith Basin County

Rights of Way Applications

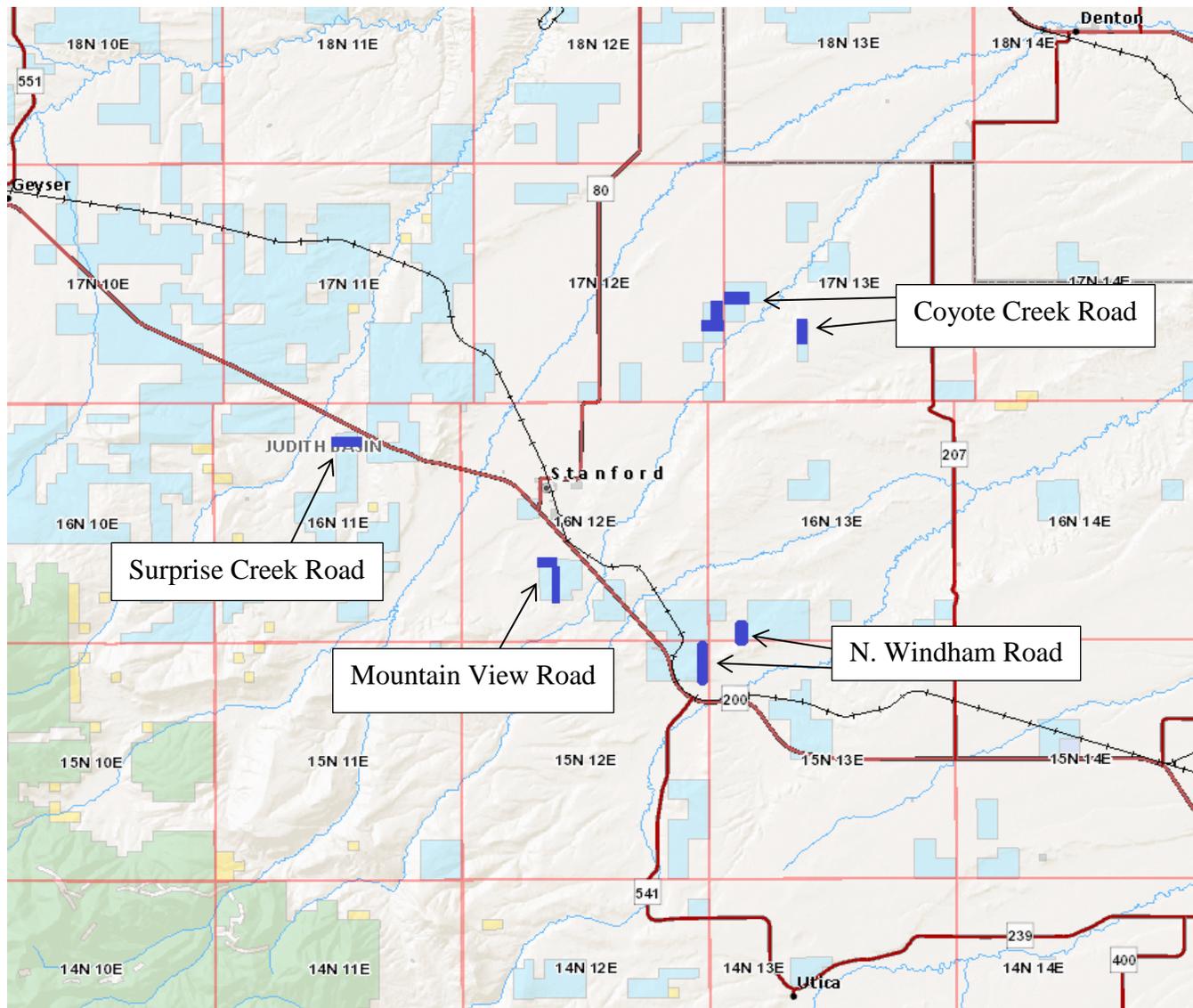
January 17, 2017



Application #'s 17678, 17679, 17680, 17681, 17683 – Judith Basin County

Rights of Way Applications

January 17, 2017



Application #'s 17674, 17675, 17676, 17677 – Judith Basin County

Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	3 Rivers Communications PO Box 429 Fairfield MT 59436
Application No.:	17687
R/W Purpose:	a buried telecommunications cable
Lessee Agreement:	N/A (Historic)
Acreage:	1.18
Compensation:	\$650.00
Legal Description:	20-foot strip through E2SE4, Sec. 16, Twp. 23N, Rge. 3W, Teton County
Trust Beneficiary:	Common Schools

Item Summary

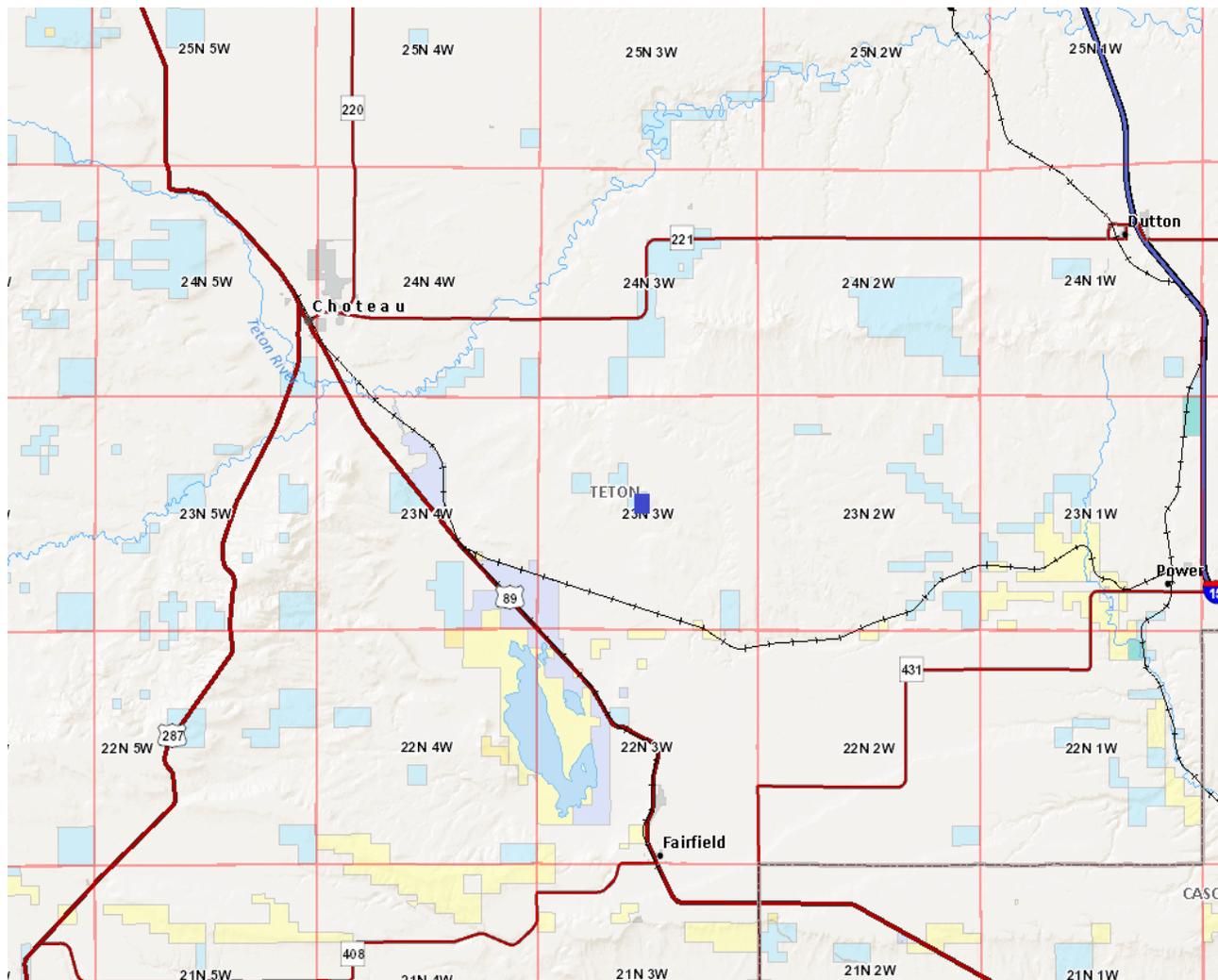
3 Rivers Communications has made application for a buried telecommunications cable that was constructed on state lands many years ago without proper authorization from the Land Board. Pursuant to §77-1-130, MCA 3 Rivers Communications is requesting recognition of this buried telecommunications cable as a historic rights of way.

DNRC Recommendation

The director recommends approval of this historic right of way for a buried telecommunications cable.

Rights of Way Applications

January 17, 2017



Application # 17687 – 3 Rivers Communications

Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	City of Billings 2224 Montana Ave Billings MT 59101
Application No.:	17698
R/W Purpose:	two 36" water pipelines and screen house with bridge walkway across the Yellowstone River
Lessee Agreement:	N/A (Historic/Navigable River)
Acreage:	0.14
Compensation:	\$1540.00
Legal Description:	30-foot strip through NW4SE4, Sec. 2, Twp. 1S, Rge. 26E, Yellowstone County
Trust Beneficiary:	Public Lands

Item Summary

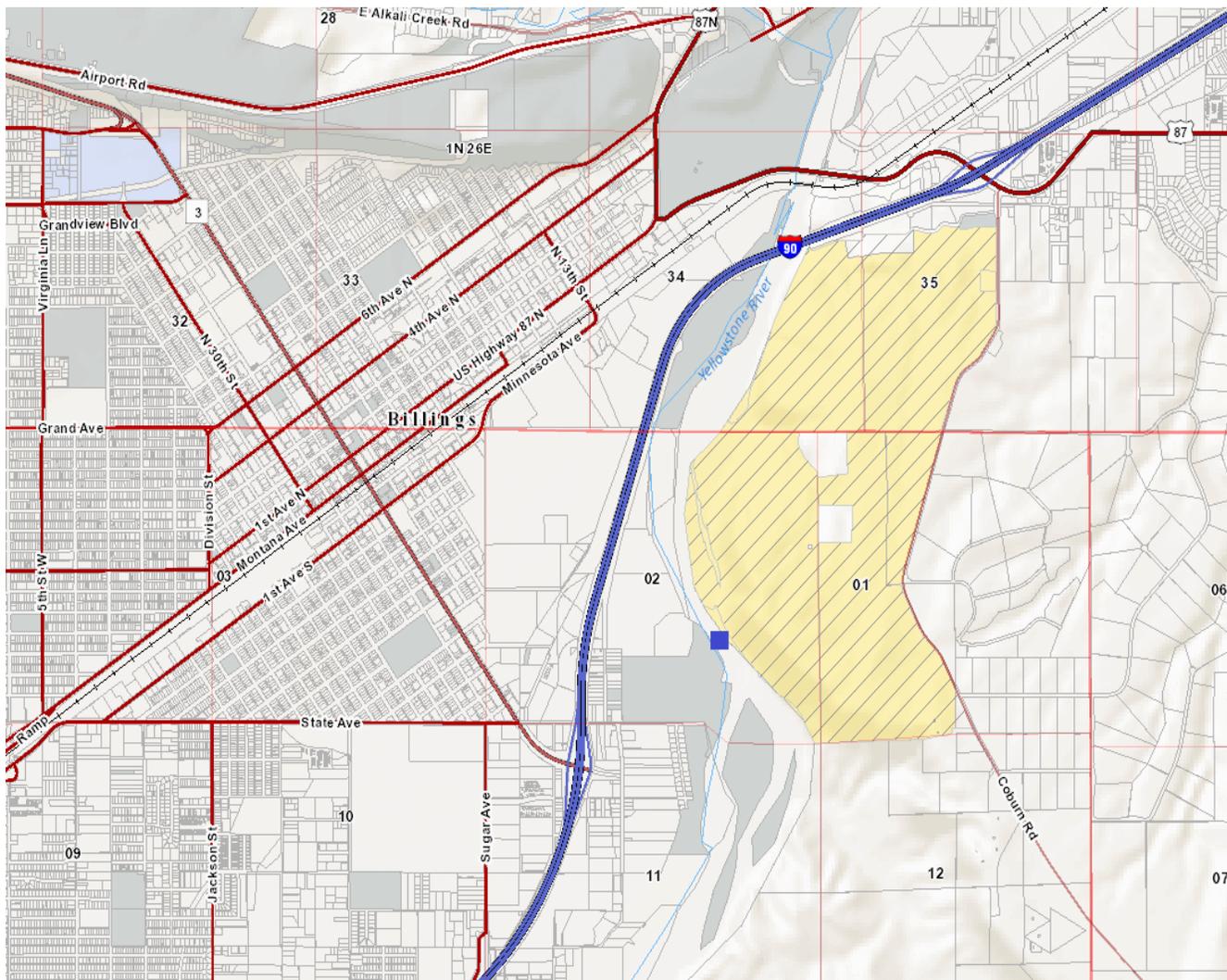
The City of Billings has made application for two 36" water pipelines and screen house with a bridge walkway across the Yellowstone River that was constructed on state lands many years ago without proper authorization from the Land Board. Pursuant to §77-1-130, MCA the City of Billings is requesting recognition of these water pipelines and bridge walkway as a historic rights of way.

DNRC Recommendation

The director recommends approval of this historic right of way for two water pipelines and bridge walkway.

Rights of Way Applications

January 17, 2017



Application # 17698- City of Billings

Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Dry Prairie Rural Water Authority PO Box 577 Culbertson MT 59218
Application No.:	17700
R/W Purpose:	a 1.5" buried water pipeline
Lessee Agreement:	ok
Acreage:	0.1
Compensation:	\$100.00
Legal Description:	30-foot strip through S2SE4, Sec. 9, Twp. 29N, Rge. 39E, Valley County
Trust Beneficiary:	Common Schools

Item Summary

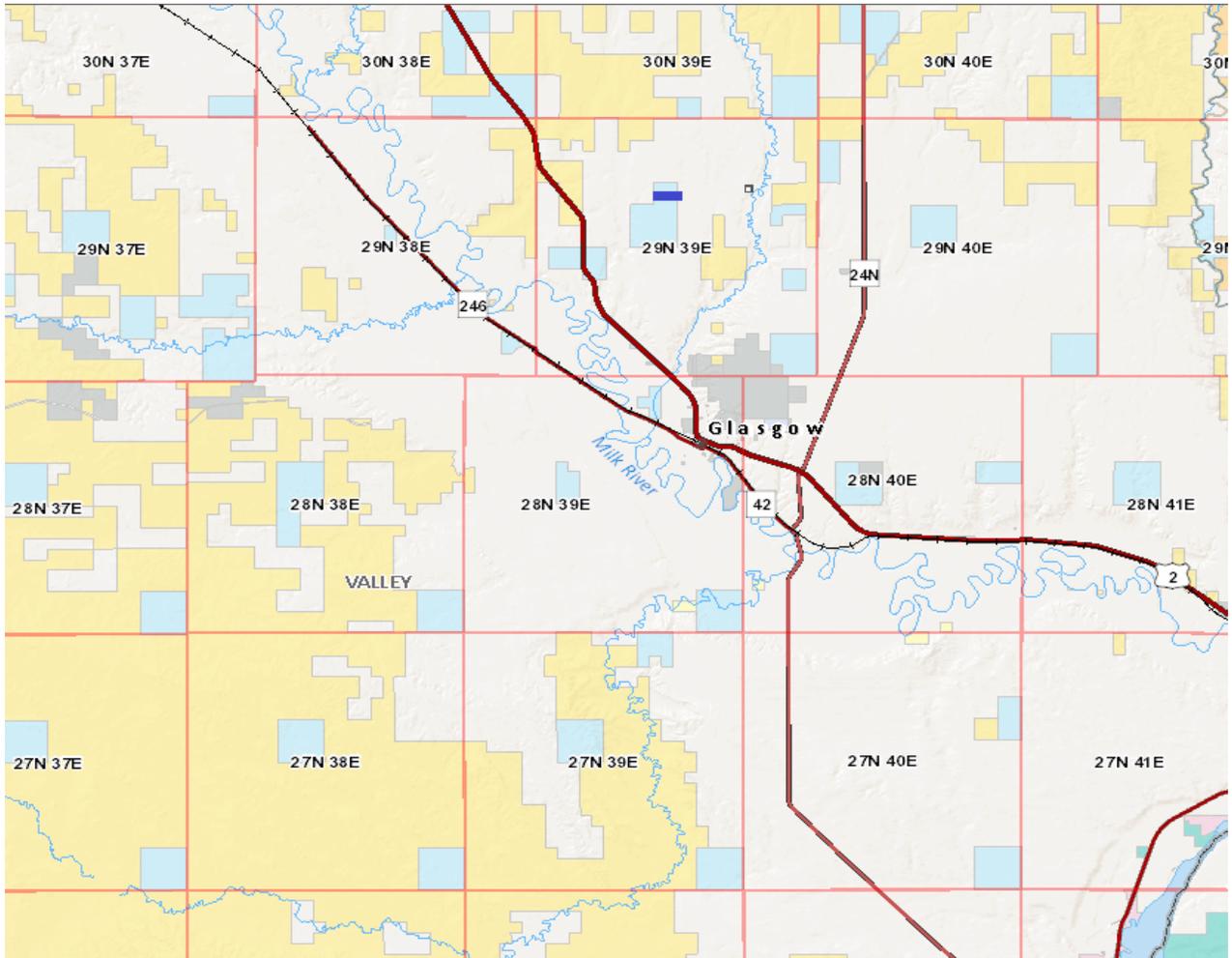
Dry Prairie Rural Water Authority has made application for a buried water pipeline to serve the rural area in Valley County. The proposed pipeline is part of the federally funded water system under construction to bring quality drinking water to the Fort Peck area. The selected route is the most cost effective for the project. Portions of the proposed route are within sage grouse general habitat. Pursuant to *Sage Grouse Executive Order No. 12-2015* special stipulations will be placed in the easement documents to address mitigation measures, such as restrictions related to construction time periods. This project, identified as Project No. 1457729658799, has been approved by the Montana Sage Grouse Habitat Conservation Program.

DNRC Recommendation

The director recommends approval of this buried water pipeline.

Rights of Way Applications

January 17, 2017



Application # 17700 – Dry Prairie Rural Water Authority

Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Northern Telephone Cooperative Inc. PO Box 190 Sunburst MT 59482
Application No.:	17702
R/W Purpose:	a buried telecommunications cable
Lessee Agreement:	N/A (Historic)
Acreage:	2.42
Compensation:	\$1694.00
Legal Description:	20-foot strip through S2S2, Sec. 10, Twp. 32N, Rge, 5E, Liberty County
Trust Beneficiary:	Common Schools

Item Summary

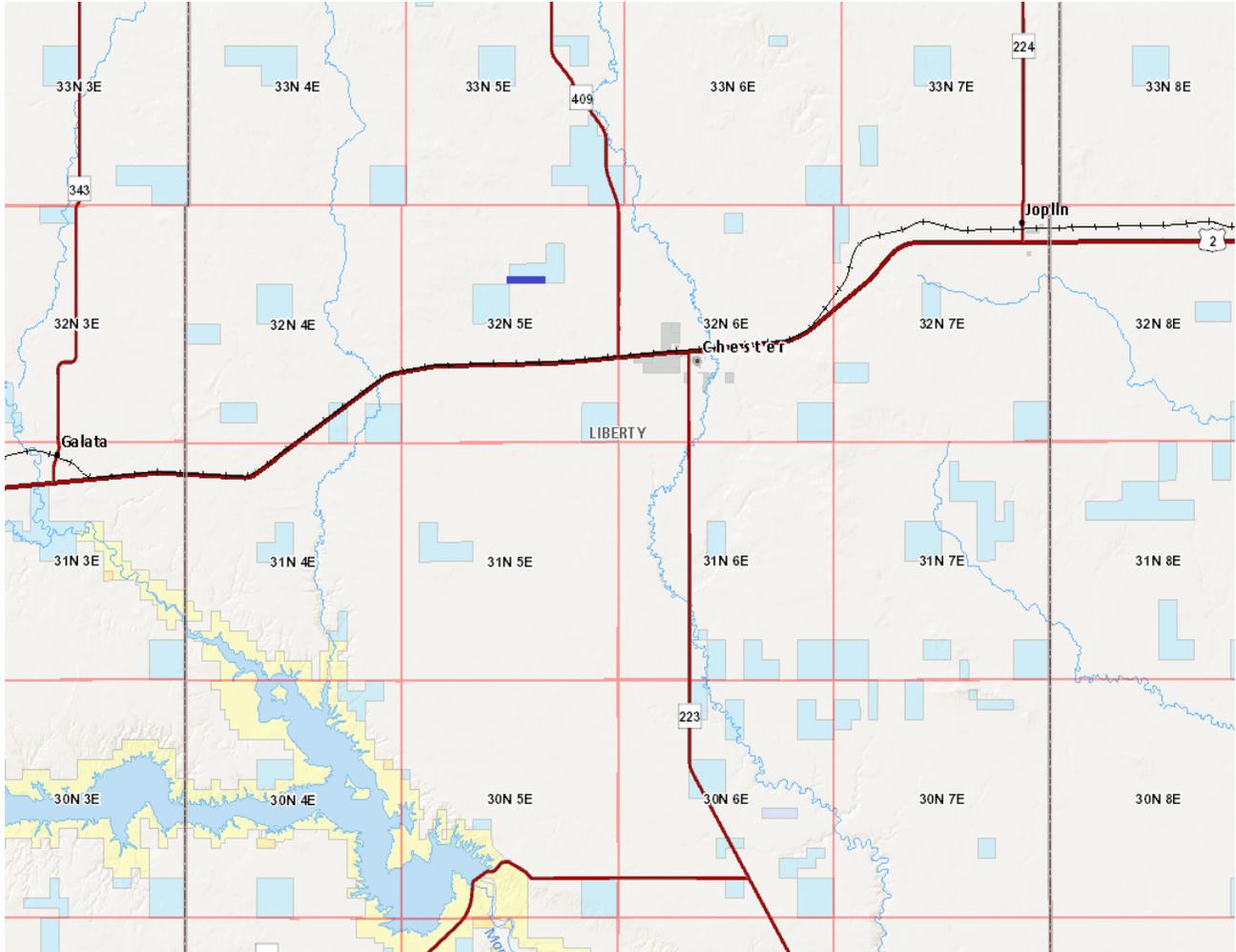
Northern Telephone Cooperative Inc. has made application for a buried telecommunications cable that was constructed on state lands many years ago without proper authorization from the Land Board. Pursuant to §77-1-130, MCA Northern Telephone Cooperative Inc. is requesting recognition of this buried telecommunications cable as a historic rights of way.

DNRC Recommendation

The director recommends approval of this historic right of way for a buried telecommunications cable.

Rights of Way Applications

January 17, 2017



Application # 17702 – Northern Telephone Cooperative Inc.

Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	North Central Montana Regional Water Authority PO Box 2456 Havre MT 59501
Application No.:	17703
R/W Purpose:	a buried 12" drinking water pipeline
Lessee Agreement:	ok
Acreage:	6.08
Compensation:	\$2869.00
Legal Description:	50-foot strip through E2E2, Sec. 9, Twp. 31N, Rge. 8E, Hill County
Trust Beneficiary:	Common Schools

Item Summary

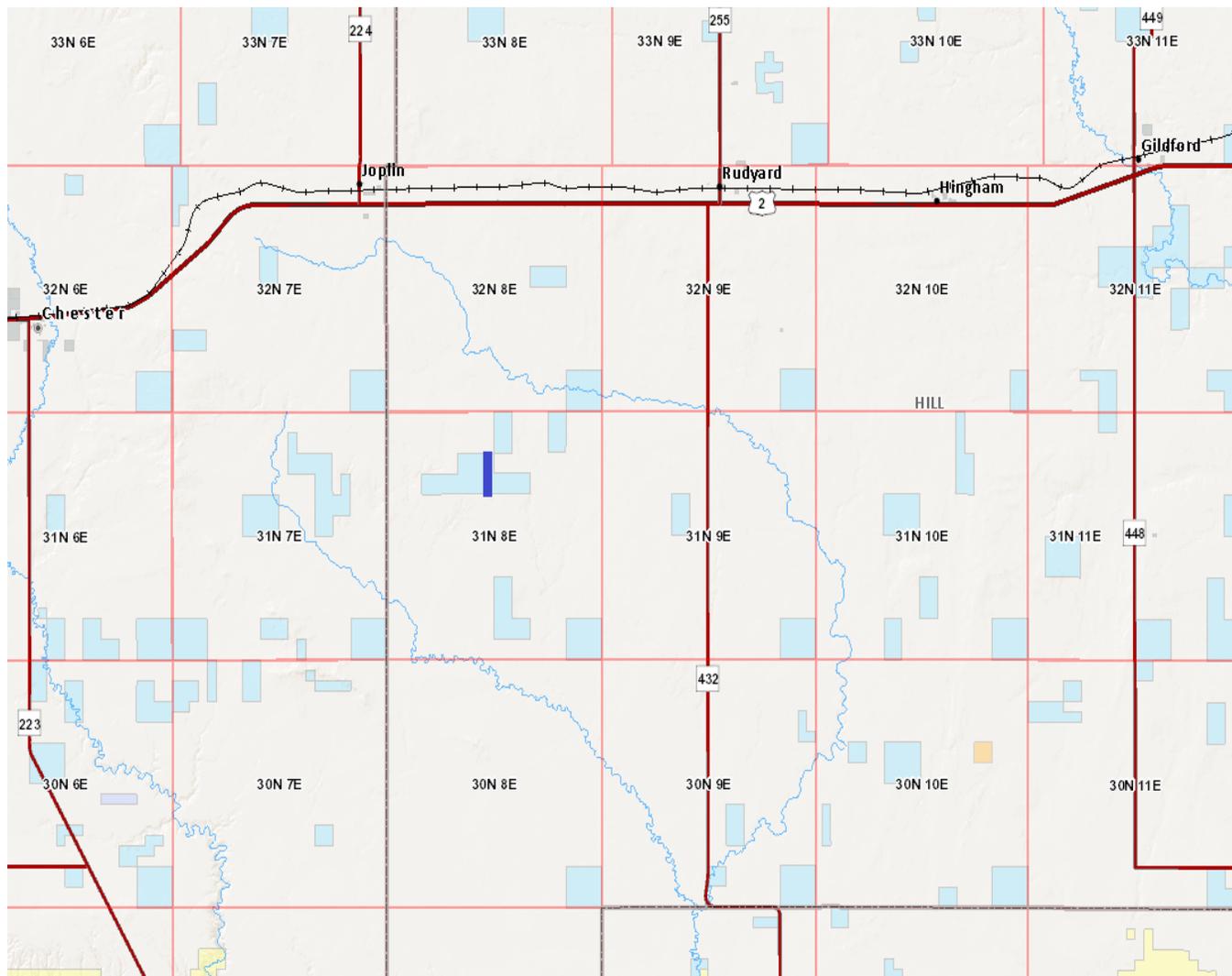
North Central Montana Regional Water Authority has made application for a 12" buried drinking water pipeline. The pipeline is part of the Rocky Boy's/NCMRWA project and will provide drinking water to the residents of North Central Montana. The proposed route along the Inverness Road was chosen to follow existing road corridors where economically feasible to provide better access for both construction as well as future maintenance.

DNRC Recommendation

The director recommends approval of this buried drinking water pipeline.

Rights of Way Applications

January 17, 2017



Application # 17703 – North Central Regional Water Authority

Rights of Way Applications

January 17, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant:	Northwestern Energy 11 East Park Butte MT 59701
Application No.:	17704
R/W Purpose:	a 100kV overhead electric transmission line
Lessee Agreement:	ok
Acreage:	7.63
Compensation:	\$11,445.00
Legal Description:	60-foot strip through N2SW4, NW4SE4, S2NE4, Sec. 36, Twp. 3S, Rge. 16E Stillwater County
Trust Beneficiary:	Common Schools

Item Summary

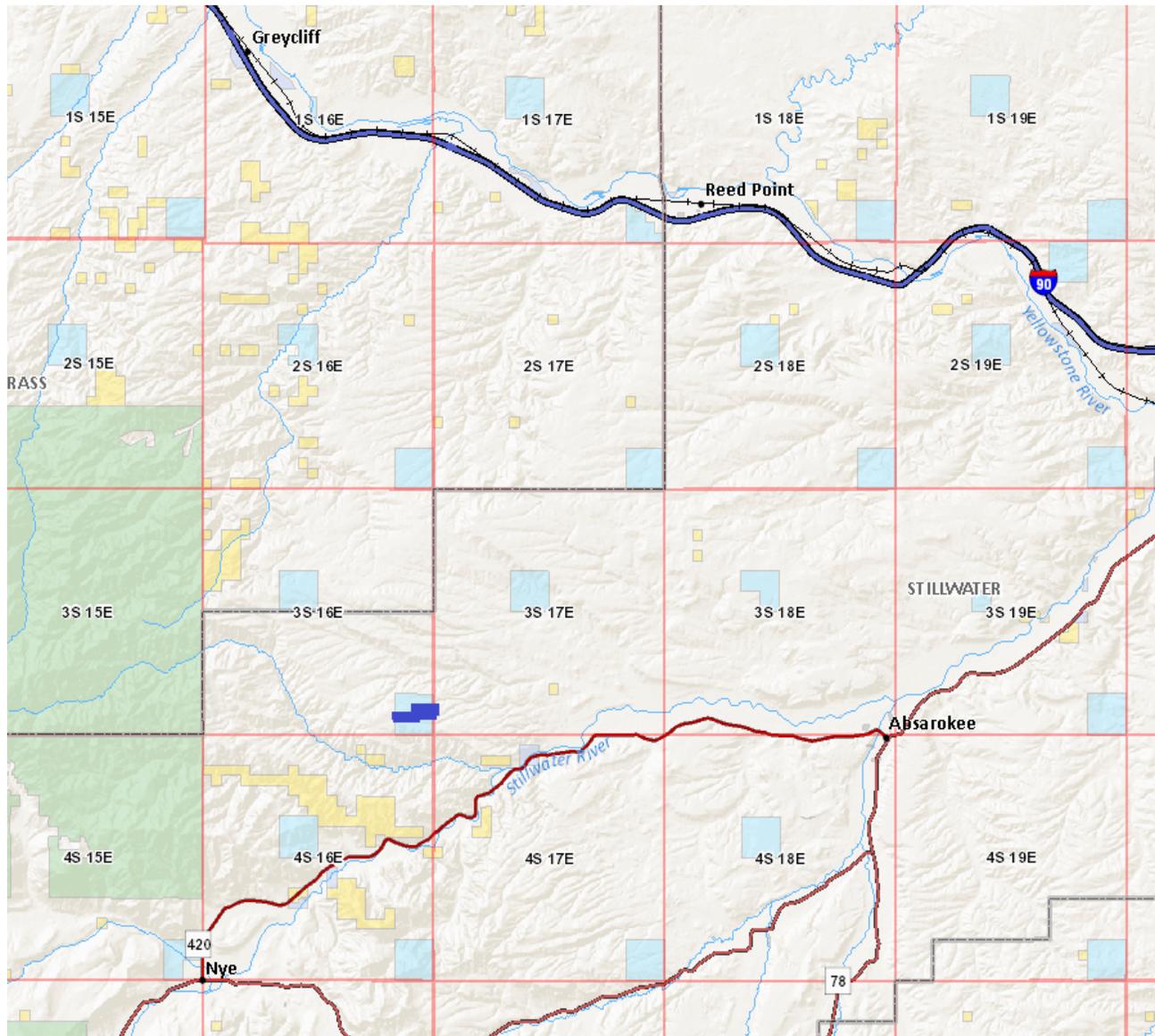
Northwestern Energy has made application for a 100kV overhead electric transmission line. This easement request is part of a larger project for the construction of a new transmission line that will start 15 miles north of Columbus at the Columbus-Rapelje substation, then head west/southwest to a crossing of the Yellowstone River west of Reed Point and then continue south to its termination at a proposed new substation located approximately five miles southwest of Nye. This line will be the first phase of a multi-year five phase system upgrade in Carbon and Stillwater Counties. Five applications related to this line have previously been approved by the Land Board in 2014 and 2015 and have been executed. Portions of the proposed route are within sage grouse general habitat. Pursuant to *Sage Grouse Executive Order No. 12-2015* special stipulations will be placed in the easement documents to address mitigation measures, such as restrictions related to construction time periods. This project, identified as Project No. 1475512146683, has been approved by the Montana Sage Grouse Habitat Conservation Program.

DNRC Recommendation

The director recommends approval of this 100kV overhead electric transmission line.

Rights of Way Applications

January 17, 2017



Application # 17704 –NWE

0117-6

INFORMATIONAL ITEM:

Introduction to Land Board Programs Managed by
the DNRC Trust Land Management Division