

AGENDA
REGULAR MEETING OF THE BOARD OF LAND COMMISSIONERS
June 19, 2017 at 9:00 am
Supreme Court Chambers, Joseph P. Mazurek Building
215 North Sanders, 4th floor
Helena, MT

ACTION ITEMS

0617-1 FWP: Blackfoot-Clearwater Wildlife Management Area Willard Addition

Benefits: N/A
Location: Missoula County
APPROVED 5-0

0617-2 FWP: Fleecer Mountain Wildlife Management Area Addition

Benefits: N/A
Location: Silver Bow County
APPROVED 5-0

0617-3 Timber Sales

A. Sliver Me Timber

Benefits: Common Schools
Location: Missoula County

B. Parrot Creek West

Benefits: Common Schools
Location: Musselshell County

C. Hooligan Billy Mack

Benefits: Common Schools
Location: Broadwater County

D. Johnson's Yurt

Benefits: Common Schools
Location: Flathead County

E. Cilly 349

Benefits: Common Schools
Location: Lake County

F. Cilly Sanitation

Benefits: Common Schools
Location: Lake County
APPROVED 5-0

0617-4 Oil and Gas Lease Sale: June 6, 2017

Benefits: Common Schools
Location: Carter, Musselshell, Sweet Grass, Toole Counties
APPROVED 5-0

0617-5 Easements

Benefits: Common Schools, MSU 2nd, MSU Morrill, Pine Hills School, Public Buildings, Public Land Trust, School for Deaf & Blind
Location: Beaverhead, Granite, Jefferson, Lewis & Clark, Madison, Meagher, Missoula, Richland, Sanders Counties
APPROVED 5-0

PUBLIC COMMENT

0617-1

FWP: Blackfoot-Clearwater
Wildlife Management Area
Willard Addition

**Land Board Agenda Item
June 19, 2017**

0617-1 FWP: Blackfoot-Clearwater Wildlife Management Area Willard Addition

Location: Missoula County

Trust Benefits: N/A

Trust Revenue: N/A

Item Summary

The Department of Fish, Wildlife, and Parks (FWP) proposes to purchase in fee approximately 22.2 acres from the Willard and Shoquist Family Trust (hereafter "Willard Addition") for the appraised value of \$200,000. Funding for the proposed Willard Addition would come from Pittman-Robertson Federal Aid in Wildlife Restoration to be matched with FWP's Habitat Montana funding. The property is located southeast of Seeley Lake on the north boundary of the Blackfoot-Clearwater Wildlife Management Area (BCWMA, Figure 1) and borders the county road (Woodworth Road, Figure 2).

FWP would incorporate the proposed Willard Addition into the BCWMA, which would block up the north boundary of the BCWMA along Woodworth Road. The location of the proposed Willard Addition, surrounded by BCWMA, Montana Department of Natural Resources and Conservation (DNRC), and U.S. Forest Service (USFS) land gives the parcel high value for wildlife habitat and connectivity. Wildlife management goals on the surrounding land are primarily for elk and deer winter range, as well as habitat for grizzly bear, Canada lynx, and other forest carnivores.

FWP released a draft Environmental Assessment for public review on March 4, 2017. One public meeting was held on March 15, 2017 in Seeley Lake, Montana where no members of the public participated. FWP received 1 comment supporting the proposed acquisition.

Located along a county road, the proposed Willard Addition is a prime candidate for subdivision and/or development as residential or recreational property. If developed, the habitat functions would be compromised and impacts would likely radiate onto the BCWMA. Trespass across this private land has also been an issue in the past because of the proximity to the county road. Consolidation of the proposed Willard Addition with the BCWMA would eliminate trespass.

FWP Commission approval is pending. The proposed acquisition will be presented for final consideration at the June 7, 2017, FWP Commission meeting.

Rationale for Land Board Action

Based on the connectivity value of the parcel to the BCWMA, the ability to block up ownership that borders a county road, and the strategic nature of this parcel for maintaining the integrity of the north boundary of the BCWMA, FWP recommends the Land Board give approval for this purchase.

FWP Recommendation

FWP recommends the Land Board give approval for the purchase of the Willard Addition to the Blackfoot-Clearwater Wildlife Management Area.

Figure 1
Vicinity Map showing the Willard Addition
in relation to the BCWMA and surrounding land ownership

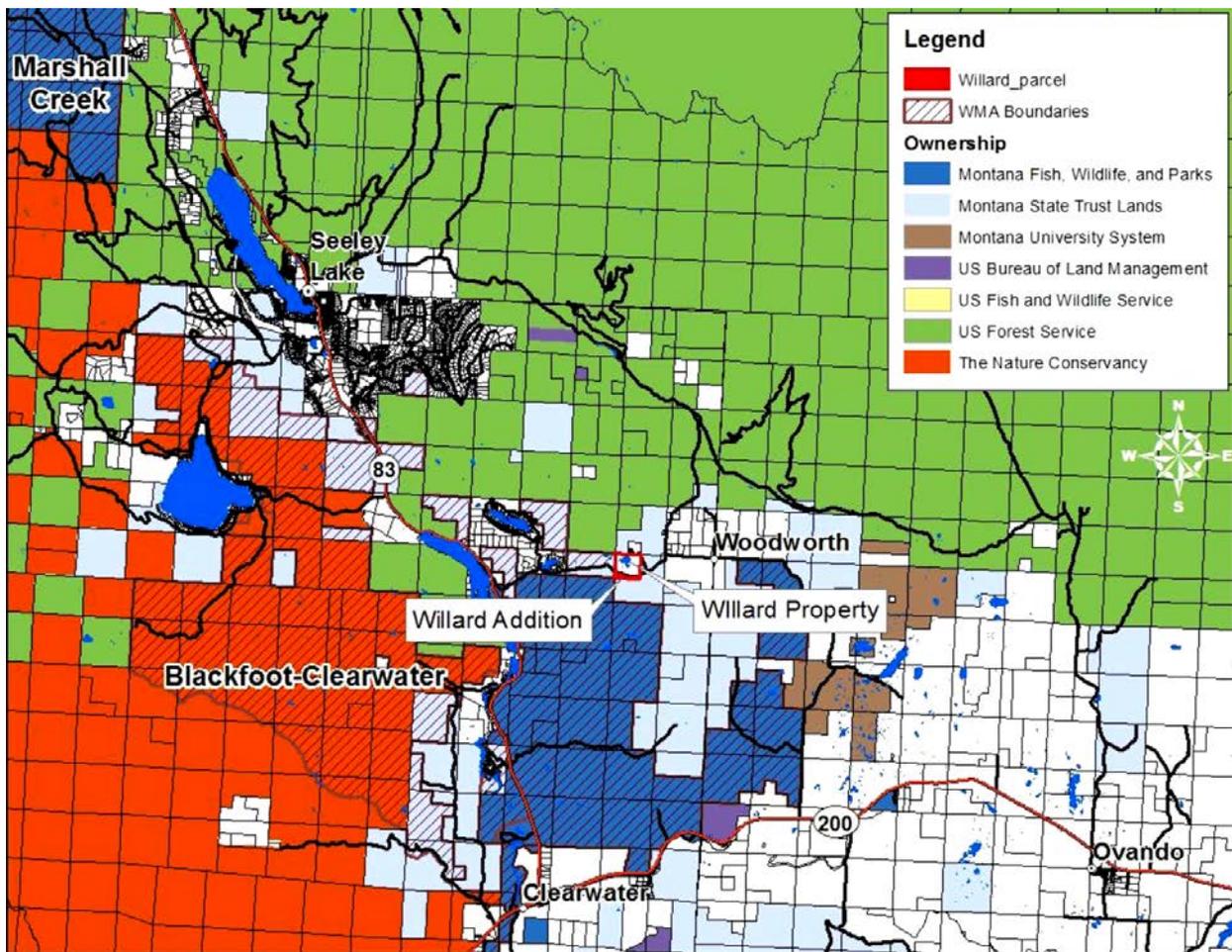
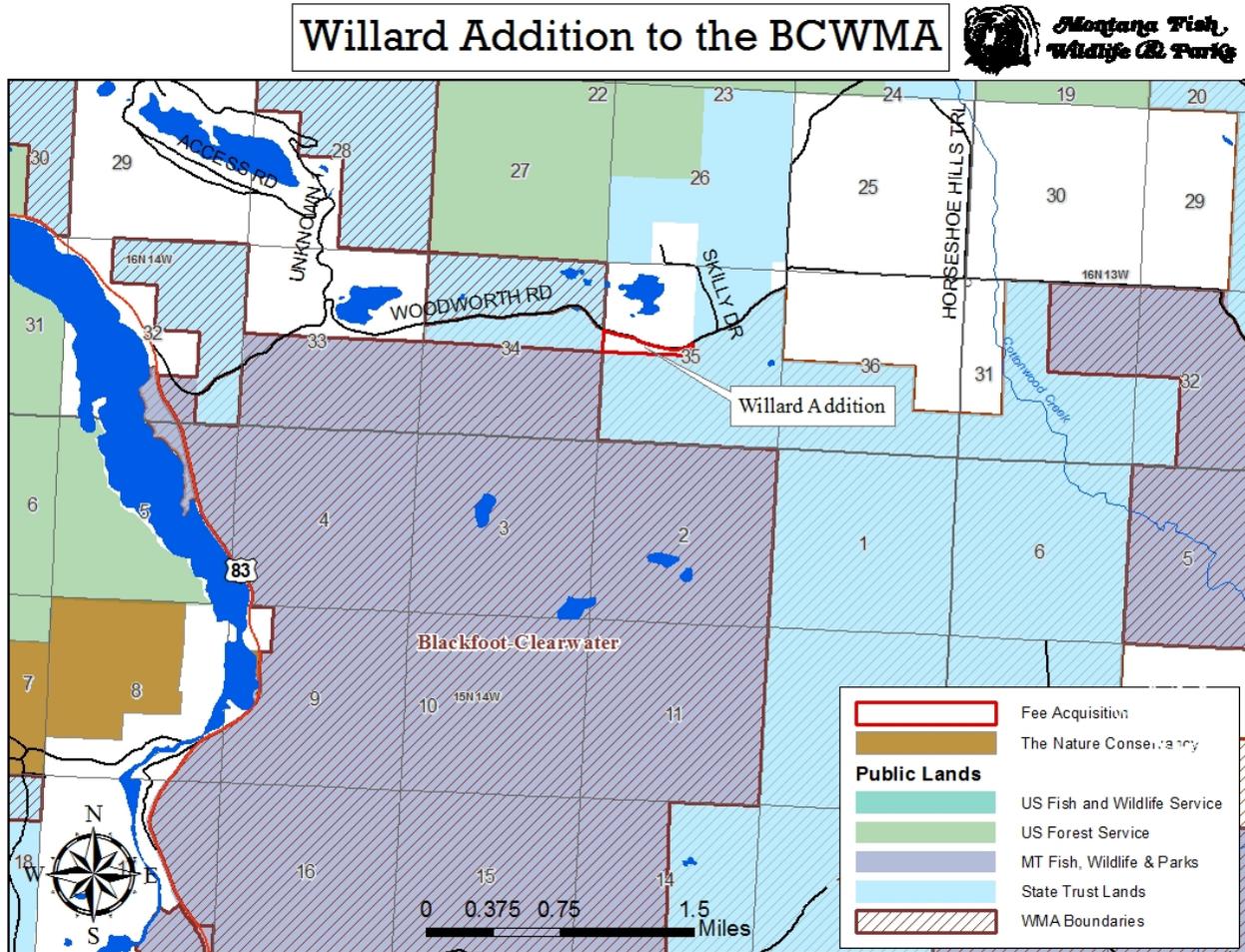


Figure 2
Location Map





Region 2
3201 Spurgin Road
Missoula, MT 59804
May 9, 2016

Dear Interested Citizens:

Thank you for your thoughtful reviews and comments on a proposal by Montana Fish, Wildlife and Parks (FWP) to purchase approximately 23 acres of private land located just south of Woodworth Road (southeast of the town of Seeley Lake in Missoula County) and adjacent to FWP's Blackfoot Clearwater Wildlife Management Area. The proposal's purpose is to protect wetlands and a travel corridor for wildlife, block up the northern boundary of the WMA, and enhance compatible recreational opportunities and access for the public.

Enclosed is a decision document in which FWP explains its rationale for recommending that the Fish & Wildlife Commission and the State Board of Land Commissioners approve this transaction as proposed. Upon completion of the public involvement process and by including this Decision Notice, FWP accepts the draft environmental assessment (EA) as final. The decision document also summarizes public comment on the proposed acquisition, and explains how FWP considered and incorporated this comment in formulating a recommendation.

FWP will request approval for the purchase of the subject lands at the monthly Fish & Wildlife Commission meeting scheduled for June 7, 2017, in Kalispell. FWP will also request approval from the State Board of Land Commissioners at its regularly scheduled meeting on June 19, 2017 in Helena. These meetings are open to the public, as are other regularly scheduled Commission and Land Board meetings.

Please feel free to contact me at 406-542-5500 with any questions you may have. Thank you for your interest and participation.

Sincerely,

A handwritten signature in black ink, appearing to read 'Randy Arnold', written in a cursive style.

Randy Arnold
Regional Supervisor

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**DECISION NOTICE for the Draft EA:
Proposed Willard Addition to the
Blackfoot Clearwater Wildlife Management Area**

January 11, 2016

Proposal

Montana Fish, Wildlife & Parks (FWP) proposes (the “Proposed Action” Alternative) to purchase the approximately 23-acre property (hereafter, Willard Addition) from the private Willard and Shoquist Family Trust.

If approved, the Willard Addition would be added to FWP’s existing Blackfoot Clearwater Wildlife Management Area (BCWMA) and would block up the north boundary of the WMA along Woodworth Road. The location of the private property, surrounded by BCWMA, Montana Department of Natural Resources & Conservation (DNRC), and U.S. Forest Service land gives the parcel high value for wildlife habitat and connectivity. Wildlife management goals on the surrounding land are primarily for elk and deer winter range, and for grizzly bear, Canada lynx, and other forest carnivores. The Willard Addition sits within one of the most biologically diverse areas in the state.

The BCWMA provides critical winter range for approximately 1000 elk that migrate to and from higher-elevation summer ranges in the surrounding mountains. Many of these elk migrate from the Bob Marshall Wilderness Area through the Willard Addition onto the BCWMA. Mule deer and white-tailed deer use the Willard Addition and surrounding BCWMA year-round, and the area produces one of the best whitetail deer harvests in FWP’s Region 2 area.

In addition to the importance for elk migration to the BCWMA the Willard Addition also experiences regular use by grizzly bears traveling through the area. Radio-collared research and management bears have been documented in the area and continue to use the wetlands on the Addition for forage and cover.

Multiple game, nongame, furbearing, and threatened species would benefit from the purchase of the Willard Addition. Per the Statewide Wildlife Action Plan¹ (SWAP), the Willard Addition is associated with two Tier 1 Community Types of Greatest Conservation Need: 1) Conifer-dominated Forest and Woodland (xeric-mesic), and 2) Wetlands.

The appraised value and purchase cost is \$200,000. This proposal would remove a partial inholding along the northern boundary of core BCWMA and reduce potential conflicts for the Willard and Shoquist Family Trust by creating an easily definable ownership boundary along Woodworth Road, which also helps ensure the integrity of this part of the WMA is maintained.

FWP developed a Draft Management Plan for the Willard Addition, to direct FWP management of the WMA and guide public use.

¹ Montana’s State Wildlife Action Plan. 2015. Montana Fish, Wildlife & Parks, 1420 East Sixth Avenue, Helena, Montana 59620-0701. 441 pp. Available online (accessed 4 April 2017) <http://fwp.mt.gov/fishAndWildlife/conservationInAction/swap2015Plan.html>

Under the “No Action” Alternative, FWP would not acquire the approximately 23-acre property. If the Willard and Shoquist Family Trust retained the property or sold it to another buyer, the future impacts to resources and public access would be dependent on the desires of the property’s owner(s). The property could be subject to the potential (sub)division and/or development of the land as residential or recreational housing or properties. This would increase the probability that habitat function would be compromised, as land uses would differ by owner.

Public Review Process

FWP is required by the Montana Environmental Policy Act (MEPA) to assess potential impacts of its proposed actions to the human and physical environments, evaluate those impacts through an interdisciplinary approach, including public input, and make a decision based on this information. FWP released a draft environmental assessment (EA; “Proposed Willard Addition to the Blackfoot Clearwater Wildlife Management Area”) for public review of this proposal on March 3, 2017 and accepted public comment until April 3, 2017.

Legal notices of the proposed addition and its Draft EA availability were published in the following newspapers (dates): *Independent Record* (Helena; March 3 & 10), *Missoulian* (March 3 & 10), and *Seeley Swan Pathfinder* (March 2 & 9).

FWP mailed 9 copies of the EA, and emailed approximately 50 notifications of the EA’s availability, to adjacent landowners and interested individuals, groups and non-FWP agencies. The EA was available for public review and comment for 32 days on FWP’s web site (<http://fwp.mt.gov/>, “Public Notices”) beginning March 3 through April 3, 2017².

A public hearing to explain the project, answer questions and take public comment was held in Seeley Lake on March 15 (Wednesday) at 6:00 p.m. at the Seeley Lake Community Center (east side of MT Highway 83, immediately north of the town of Seeley Lake).

Public Comment

Public Comment

FWP received one (1) emailed comment, which was from the Missoula County Community and Planning Service (CAPS; Kali Becher, Natural Resource Specialist). The CAPS comments expressed “Missoula County’s support of the proposed acquisition,” and stated, “it will benefit Missoula County residents and will support wildlife habitat and connectivity.” CAPS also noted:

The Seeley Lake Regional Plan, adopted in 2011, contains many goals that align with this addition to the BCWMA. The Plan specifically identifies the importance of protecting natural resources and their functions, values, and connectivity to the larger ecoregion, promoting conservation of significant habitat through public acquisition in order to protect and enhance habitat, and maintaining connectivity among large blocks of habitat. In addition, Missoula County has invested resources in this area through community

² The EA (accessed 4 April 2017) is posted online on FWP’s website at http://fwp.mt.gov/news/publicNotices/environmentalAssessments/acquisitionsTradesAndLeases/pn_0197.html

planning and the use of 2006 Open Space Bond funding to assist private land conservation and protect wildlife habitat and connectivity.

Public Hearing

No members of the public showed up to attend the public hearing.

Decision and Recommendation

Based upon the Draft Environmental Assessment and the applicable laws, regulations, and policies, I have determined that the proposed action will not have negative effects on the human and physical environments associated with this project. Therefore, I conclude that the EA is the appropriate level of analysis and the preparation of an Environmental Impact Statement is unnecessary.

This proposal for FWP to purchase the approximately 23-acre Willard property and add it to the Blackfoot Clearwater WMA received support during the public review period. The supporter noted that "Purchase of the property . . . will result in a more clear ownership arrangement and management consistent with the adjacent BCWMA, as well as additional public access." And that the Willard acquisition would align with goals set forth in Missoula County's Seeley Lake Regional Plan.

In consideration of these facts and with the addition of this Decision Notice, I adopt the Draft EA as final. Therefore, I am pleased to recommend to the Fish & Wildlife Commission (at its regularly scheduled June 7, 2017 meeting in Kalispell) that it approve the proposed purchase of this approximately 23-acre property and its addition to the BCWMA.



Randy Arnold
Region 2 Supervisor
Montana Fish, Wildlife & Parks

5/9/2017

Date

0617-2

FWP: Fleecer Mountain
Wildlife Management Area Addition

**Land Board Agenda Item
June 19, 2017**

0617-2 FWP: Fleecer Mountain Wildlife Management Area Addition

Location: Silver Bow County

Trust Benefits: N/A

Trust Revenue: N/A

Item Summary

The Department of Fish, Wildlife, and Parks (FWP) proposes to purchase in fee title a 194-acre (approximate) parcel of private land adjacent to the Fleecer Mountain Wildlife Management Area (WMA) for the appraised value of \$620,000. Funding for the acquisition would be a combination of Pittman-Robertson, Habitat Montana, and a \$25,000 contribution from Rocky Mountain Elk Foundation. The property shares 2 miles of boundary with Fleecer Mountain WMA and is part of the Fleecer winter range that supports 700-900 elk and 150-200 antelope. The property also includes 2 miles of Divide Creek and 100 acres of associated wetland habitat that supports a trout fishery and year-round habitat for white-tailed deer. The wetland portion of the property is encumbered with a Wetland Reserve Program easement administered by the NRCS.

FWP completed an Environmental Assessment (EA) for the proposed action, which was released for public comment for 30 days (March 16-April 17, 2017). Legal notices were printed in the *Butte Montana Standard*, the *Anaconda Leader*, and the *Dillon Tribune*. The EA was also posted on the FWP webpage. In addition, this proposal was discussed with many interested parties. Ten comments were received: 8 supported the proposed action and 2 opposed it. The Decision Notice summarizes public comments.

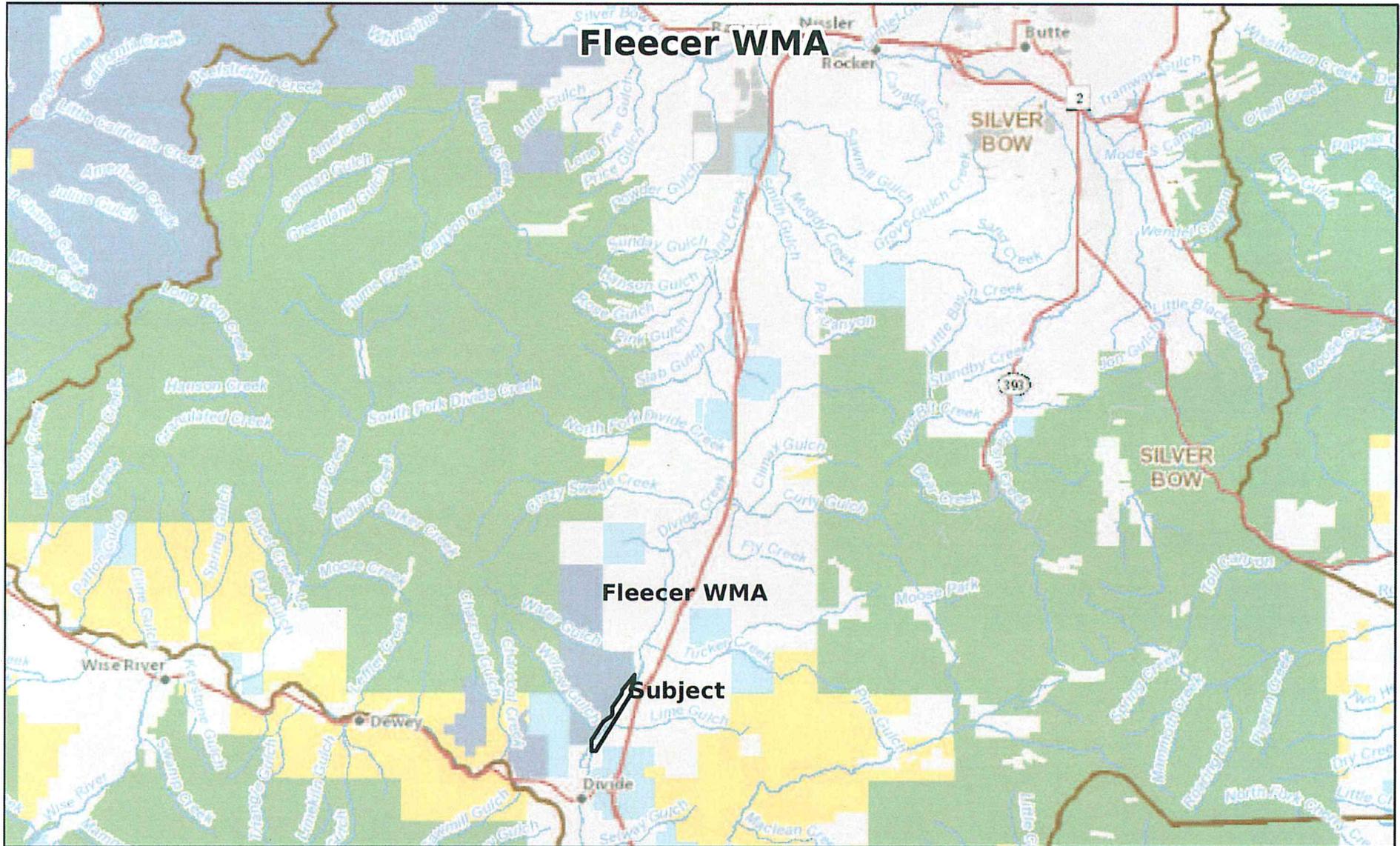
FWP Commission approval is pending. The proposal will be presented to the Fish and Wildlife Commission at the June 7, 2017 meeting.

Rationale for Land Board Action

Purchasing this property will maintain and enhance the wildlife habitat values of Fleecer WMA, benefit fisheries, and help alleviate game damage on private lands. This acquisition would extend the WMA to a more suitable boundary (railroad and highway), preclude the potential for residential development on big game winter range, and provide additional public access for hunting, fishing, and other recreation.

FWP Recommendation

FWP recommends the Land Board give approval for the purchase of this addition to the Fleecer Mountain WMA.



Printed from fwp.mt.gov
June 1, 2017

1:288,896

0 2.25 4.5 9 mi



Montana Fish,
Wildlife & Parks

0 3.75 7.5 15 km

This map was generated from the Montana Fish, Wildlife & Parks (FWP) internal FWP Mapper online mapping system. Data layers on this map may depict sensitive species level information. This map is not intended for distribution or use beyond work associated with FWP.

Divide Creek



Cadastral Parcels

 Cadastral Parcels

Printed from fwp.mt.gov
June 1, 2017

1:2,257

0 0.0175 0.035 0.07 mi



Montana Fish,
Wildlife & Parks

0 0.03 0.06 0.12 km

This map was generated from the Montana Fish, Wildlife & Parks (FWP) internal FWP Mapper online mapping system. Data layers on this map may depict sensitive species level information. This map is not intended for distribution or use beyond work associated with FWP.

Divide Creek



Cadastral Parcels

 Cadastral Parcels

Printed from fwp.mt.gov 1:2,257
 June 1, 2017 0 0.0175 0.035 0.07 mi



0 0.03 0.06 0.12 km

This map was generated from the Montana Fish, Wildlife & Parks (FWP) internal FWP Mapper online mapping system. Data layers on this map may depict sensitive species level information. This map is not intended for distribution or use beyond work associated with FWP.

0617-3

Timber Sales

- A. Sliver Me Timber
- B. Parrot Creek West
- C. Hooligan Billy Mack
- D. Johnson's Yurt
- E. Cilly 349
- F. Cilly Sanitation

**Land Board Agenda Item
June 19, 2017**

0617-3A Timber Sale: Sliver Me Timber

Location: Missoula County
Section 26, T12N, R16W

Trust Benefits: Common Schools

Trust Revenue: \$13,555 (estimated, minimum bid)

Item Summary

Location: The Sliver Me Timber Timber Sale is located approximately 3 miles north of the Beavertail exit along I-90 in the Cramer Creek Drainage, Missoula County, MT.

Size and Scope: The sale includes 4 harvest units (194 acres) of skyline and tractor logging.

Volume: The estimated harvest volume is 4,841 tons (685 MBF) of sawlogs.

Estimated Return: The minimum bid is \$2.80 per ton, which would generate approximately \$13,555 for the Common Schools trust and approximately \$14,087 in Forest Improvement fees.

Prescription: This sale has a harvest prescription of salvage and sanitation harvest. This treatment is designed to reduce insect and disease issues, as well as remove trees with poor growth characteristics.

Road Construction and Maintenance: The Department of Natural Resources and Conservation (DNRC) is proposing 2.4 miles of new road construction and 5.7 miles of road maintenance.

Access: Access to the project area is via county road and a permanent easement through The Nature Conservancy.

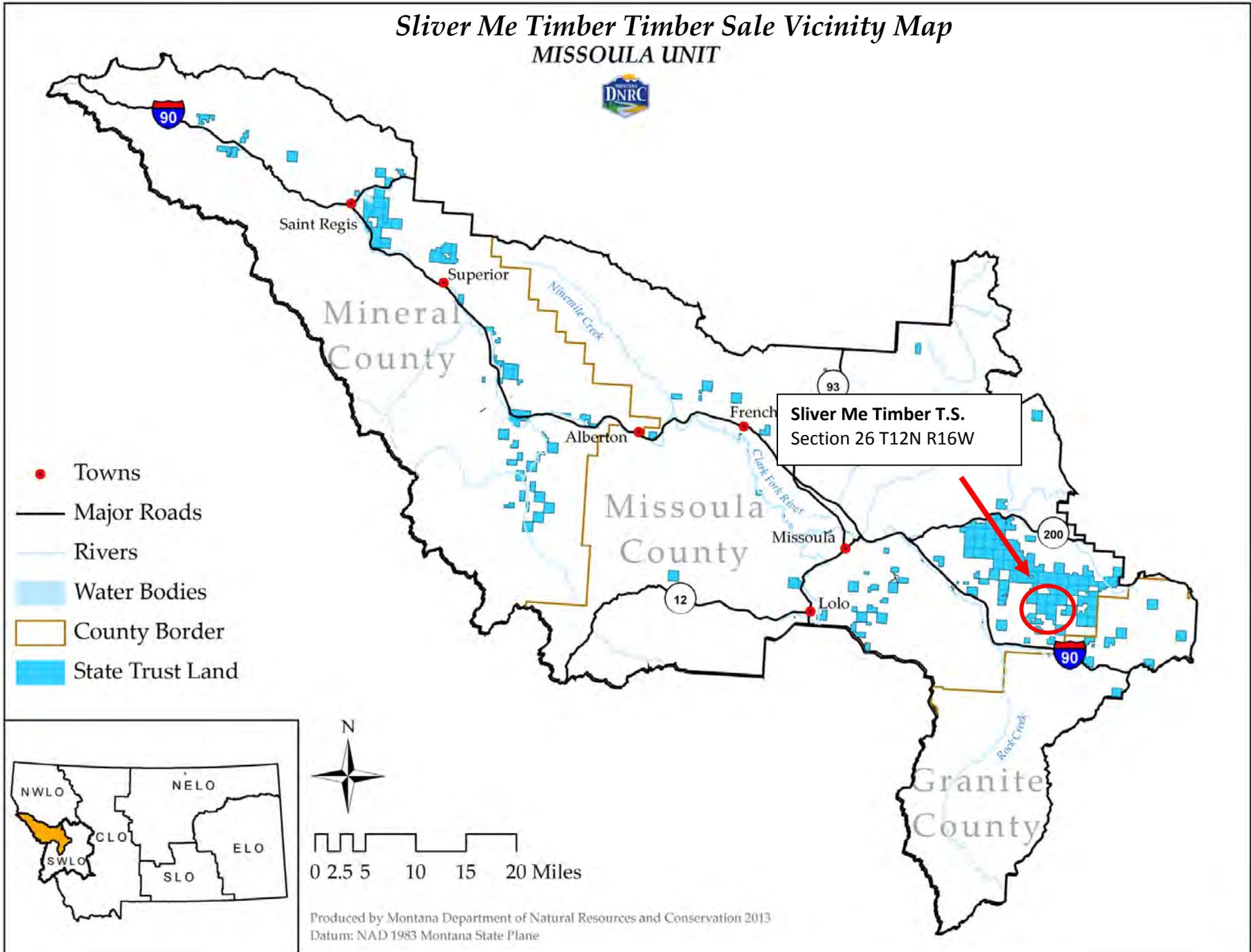
Public Comments: DNRC received the following comments during the scoping period. The Confederated Salish and Kootenai Tribes indicated that they were aware of one cultural site in the project area. The DNRC Archaeologist was consulted about the site and found that while the site is within the project area, it falls outside of the treatment area and would not be impacted. Montana Fish, Wildlife, and Parks (FWP) expressed concerns about the potential impact to fisheries within the sale area. One comment outlined concerns related to water quality, road maintenance, dust, aesthetics, protecting improvements, and traffic. DNRC addressed the above concerns in the MEPA document and in project design.

DNRC Recommendation

The director recommends approval of the Sliver Me Timber Timber Sale.

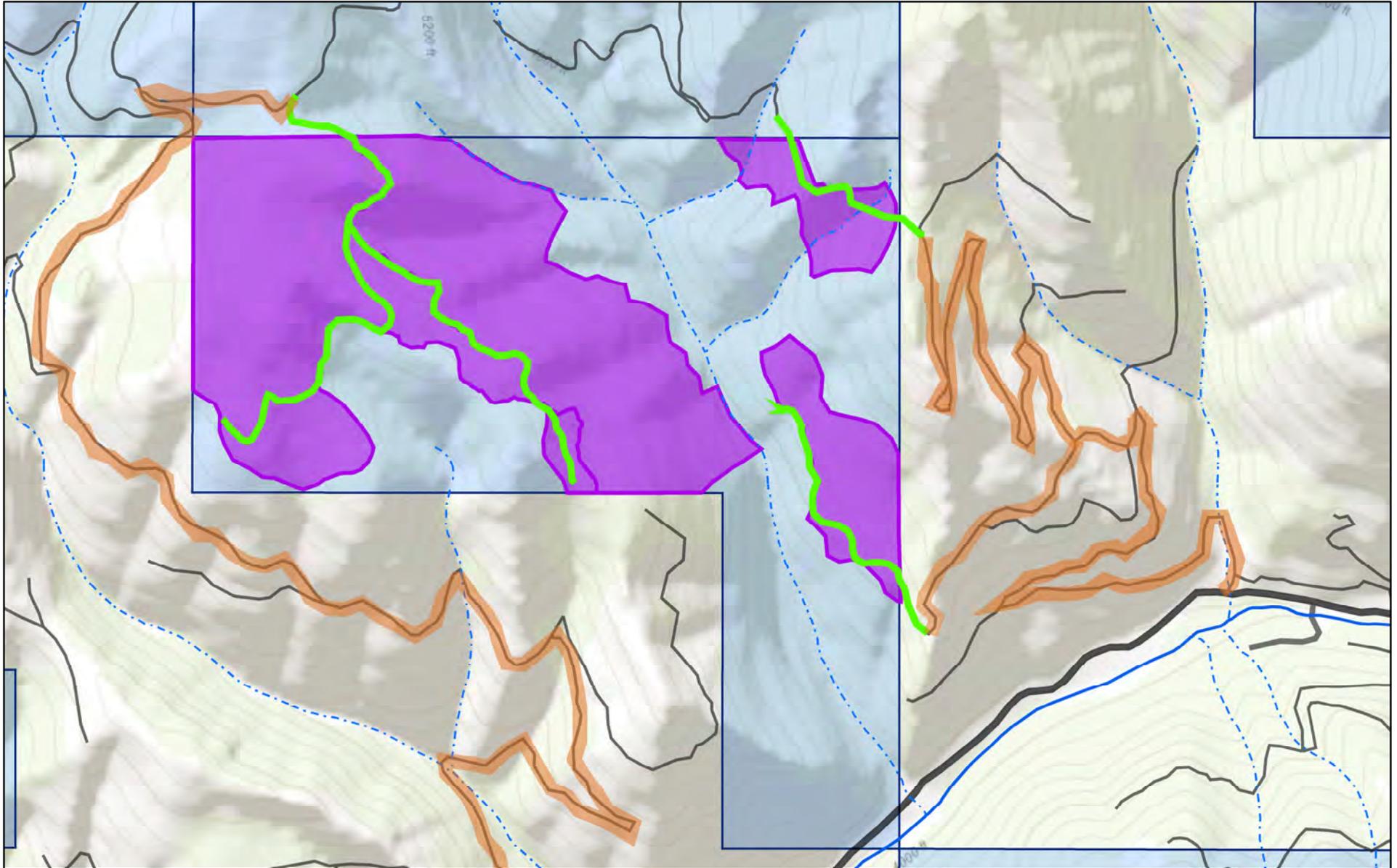
Sliver Me Timber Timber Sale Vicinity Map

MISSOULA UNIT

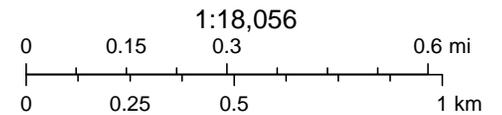


Sliver Me Timber Timber Sale Harvest Unit Map

0617-3A



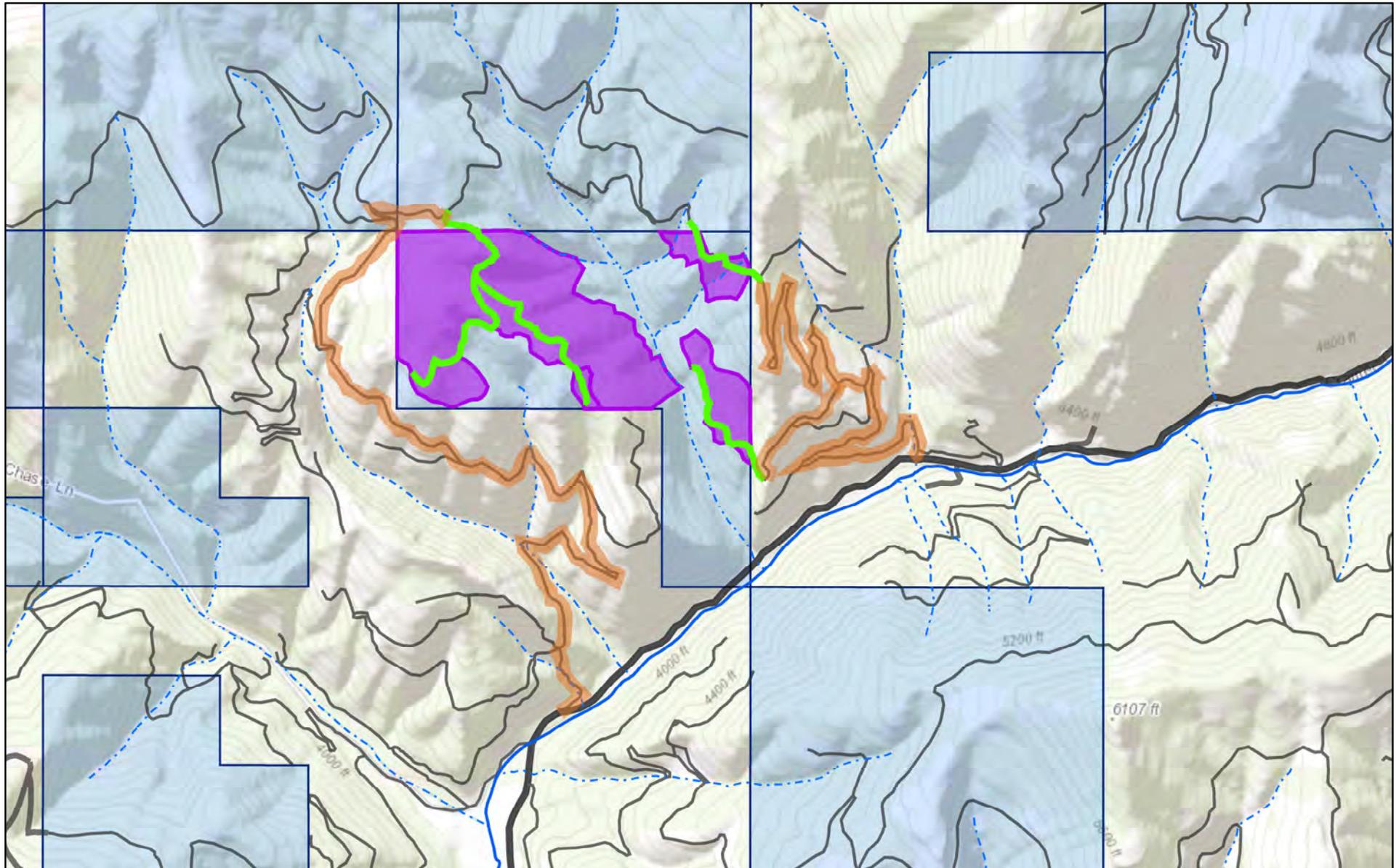
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|---|--|
|  Existing Road |  Perennial Stream |
|  New Road |  Intermittent Stream |
|  Temporary Road |  Proposed Harvest Units |
|  Haul Route |  DNRC Surface Tracts |



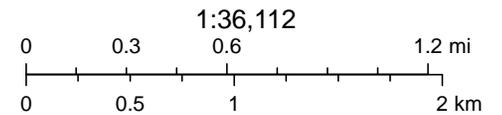
Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey,

Sliver Me Timber Timber Sale Haul Route Map

0617-3A



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|---|--|
|  Existing Road |  Perennial Stream |
|  New Road |  Intermittent Stream |
|  Temporary Road |  Proposed Harvest Units |
|  Haul Route |  DNRC Surface Tracts |



Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey,

**Land Board Agenda Item
June 19, 2017**

0617-3B Timber Sale: Parrot Creek West

**Location: Musselshell County
Section 36, T8N, R26E**

Trust Benefits: Common Schools

Trust Revenue: \$4,092 (estimated, minimum bid)

Item Summary

Location: The Parrot Creek West Timber Sale is located approximately 6 miles southeast of Roundup, MT.

Size and Scope: The sale includes 4 harvest units (301 acres) of tractor logging.

Volume: The estimated harvest volume is 2,046 tons (400 MBF) of sawlogs.

Estimated Return: The minimum bid is \$2.00 per ton, which would generate approximately \$4,092 for the Common Schools trust and approximately \$655 in Forest improvement fees.

Prescription: This sale has a harvest prescription of commercial thinning and selection treatment. The treatment is designed to reduce overstocking and fuel loading in the stands.

Road Construction and Maintenance: The Department of Natural Resources and Conservation (DNRC) is proposing 1.8 miles of road maintenance, 0.25 miles of temporary road construction, and 3 miles of road reconstruction.

Access: Access to the timber sale is via county road.

Public Comments: DNRC received 3 comments. The Fort Belknap Indian Community and Confederated Salish and Kootenai Tribes expressed concern over the protection of a cultural resource site. The cultural resource site is located on a section that is no longer part of this proposed project. Montana Fish, Wildlife, and Parks (FWP) commented with several project-related concerns, and provided recommendations to DNRC. FWP comments were addressed in detail in the environmental document.

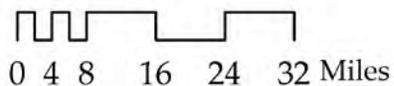
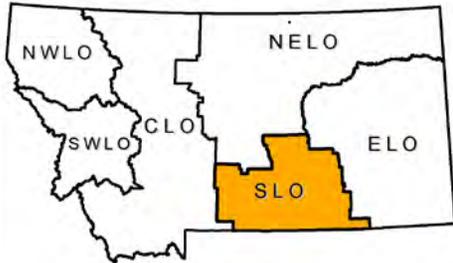
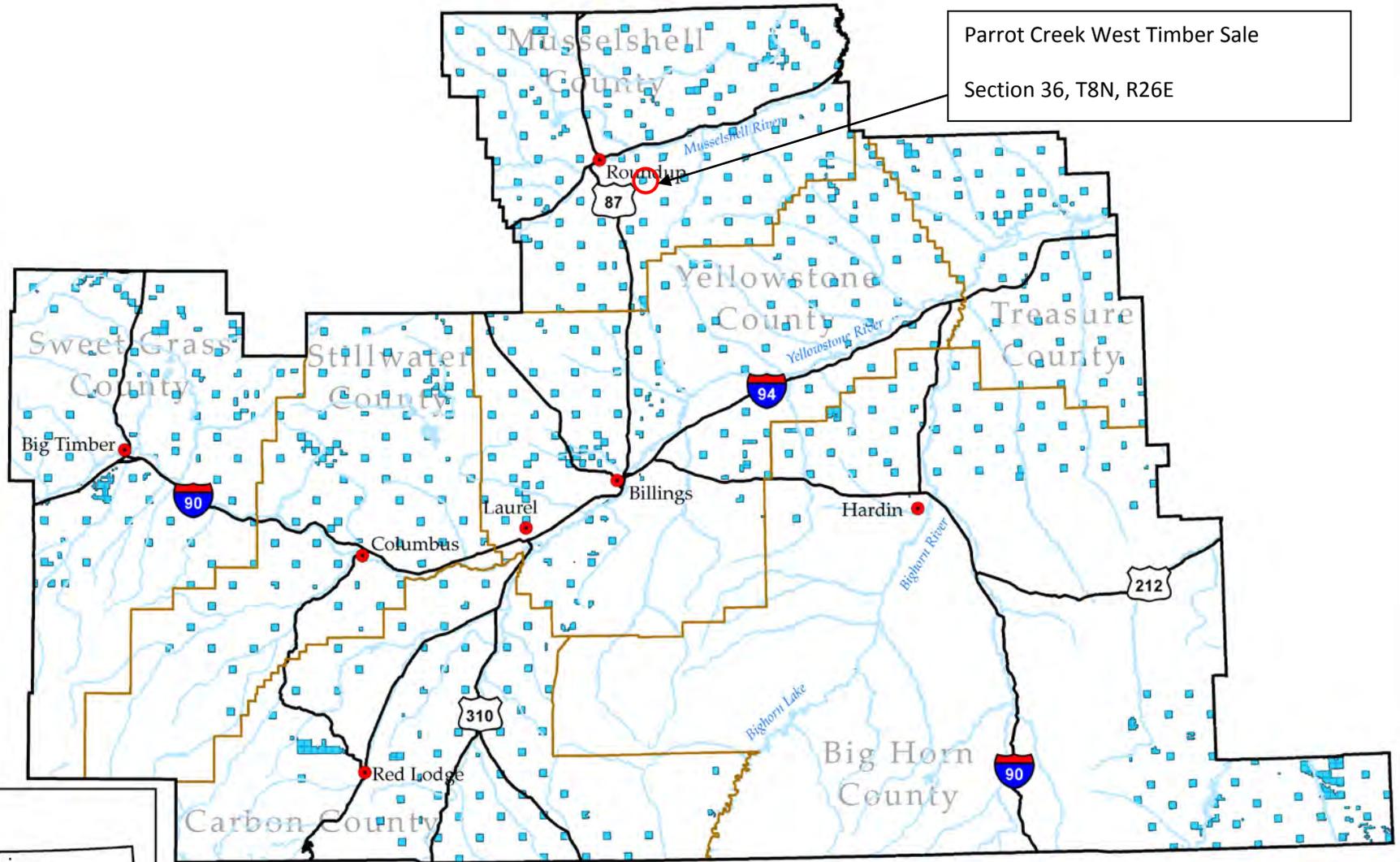
DNRC Recommendation

The director recommends approval of the Parrot Creek West Timber Sale.

PARROT CREEK WEST TIMBER SALE VICINITY MAP

SOUTHERN LAND OFFICE

0617-3B

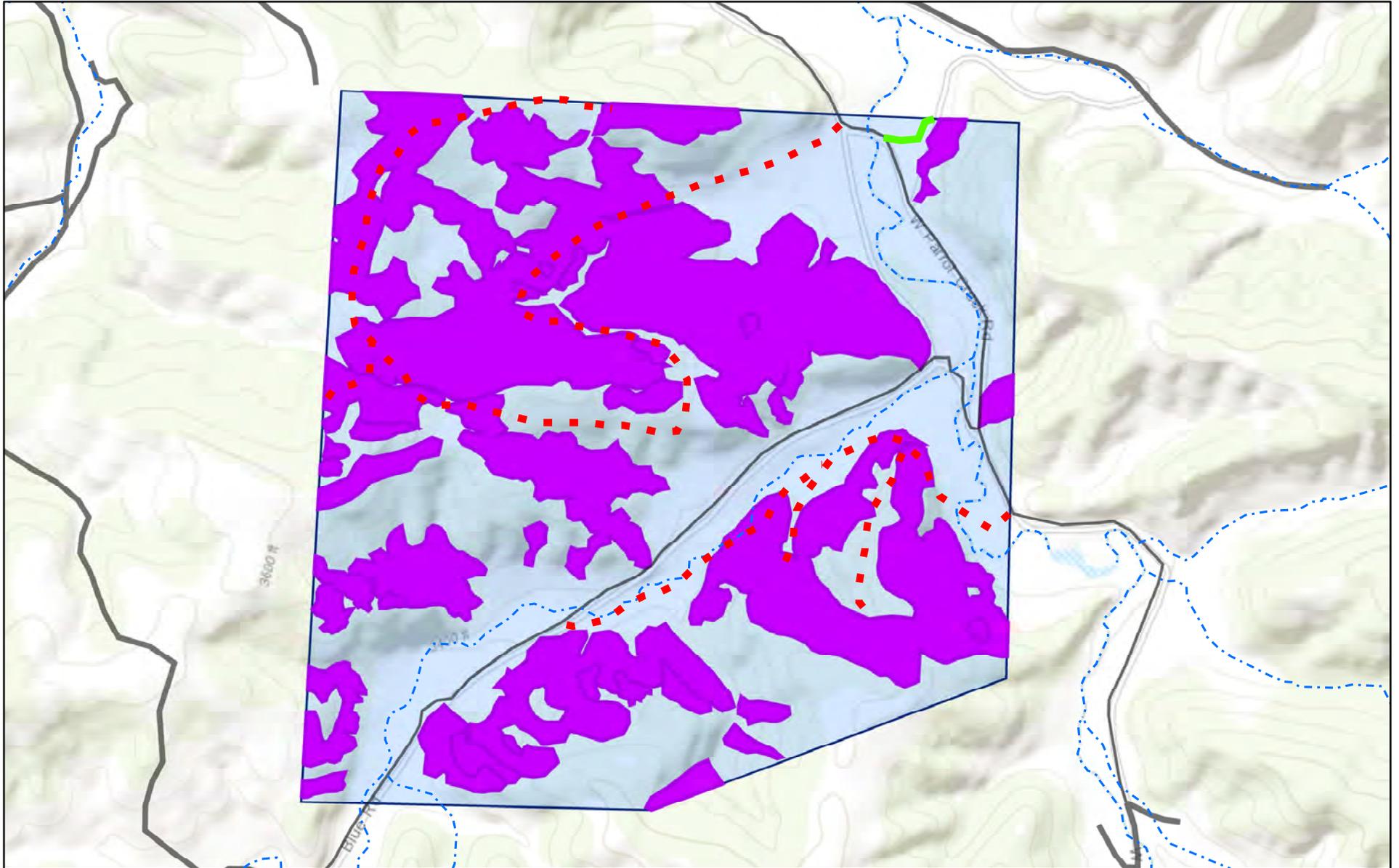


Produced by Montana Department of Natural Resources and Conservation 2013
Datum: NAD 1983 Montana State Plane

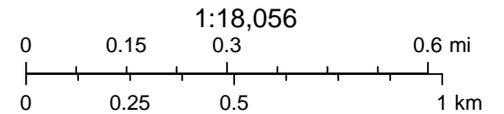
- Towns
- County Border
- Major Roads
- Rivers
- Water Bodies
- State Trust Land

Parrot Creek West Timber Sale Harvest Map

0617-3B



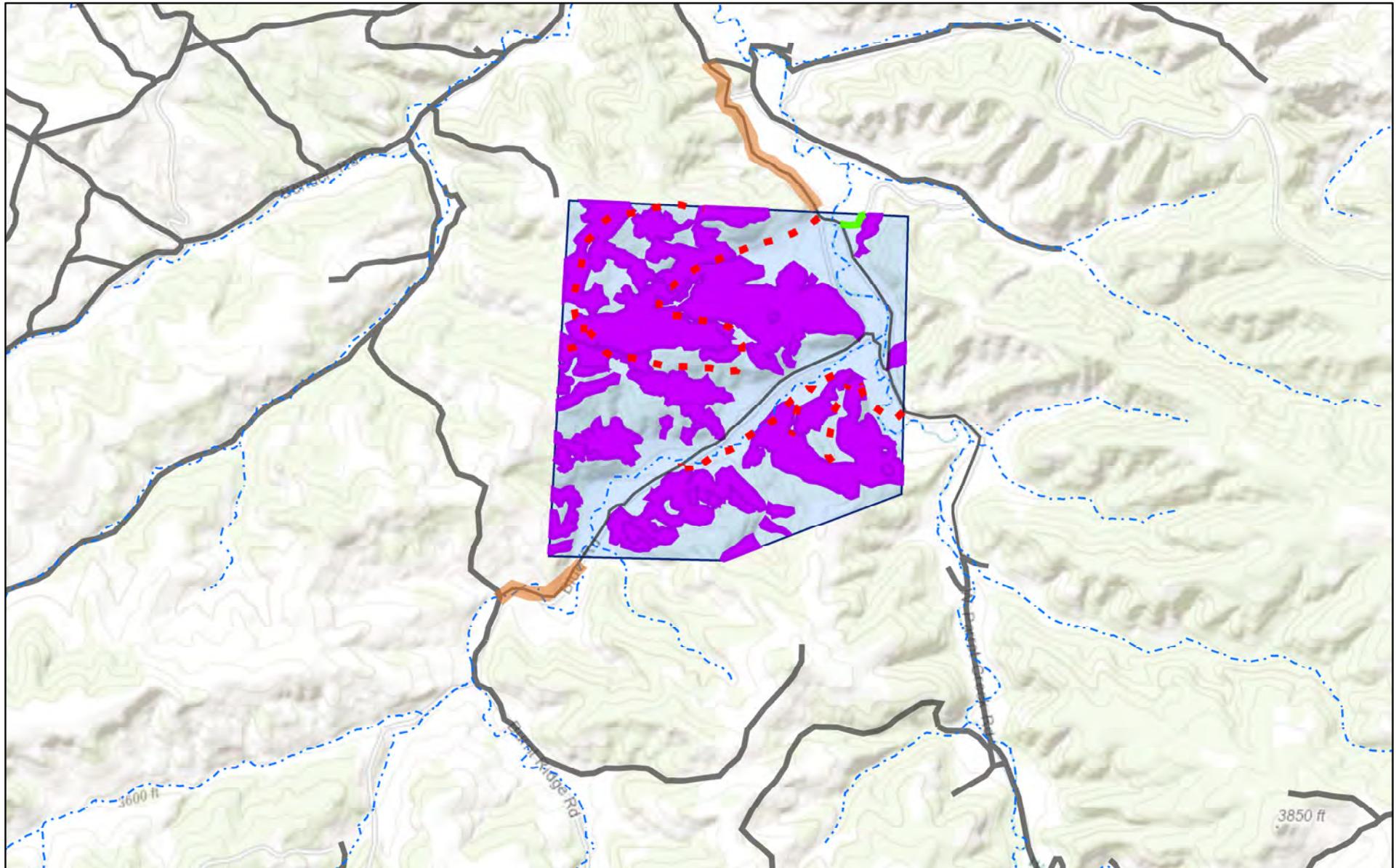
- Existing Road
- New Road
- Temporary Road
- Haul Route
- Perennial Stream
- Intermittent Stream
- Proposed Harvest Units
- DNRC Surface Tracts



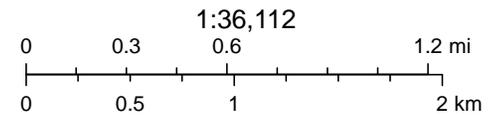
Sources: Esri, HERE, DeLorme, Intermap, increment P. Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey,

Parrot Creek West Timber Sale Haul Route Map

0617-3B



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|--|----------------|---|------------------------|
|  | Existing Road |  | Perennial Stream |
|  | New Road |  | Intermittent Stream |
|  | Temporary Road |  | Proposed Harvest Units |
|  | Haul Route |  | DNRC Surface Tracts |



Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey,

**Land Board Agenda Item
June 19, 2017**

0617-3C Timber Sale: Hooligan Billy Mack

**Location: Broadwater County
Section 16, T8N, R3E**

Trust Benefits: Common Schools

Trust Revenue: \$18,815 (estimated, minimum bid)

Item Summary

Location: The Hooligan Billy Mack Timber Sale is located approximately 11 miles northeast of Townsend, MT.

Size and Scope: The sale includes 4 harvest units (219 acres) of tractor and skyline logging.

Volume: The estimated volume of the Hooligan Billy Mack Timber Sale is 4,181 tons (477 MBF) of sawlogs.

Estimated Return: The minimum bid is \$4.50 per ton, which would generate approximately \$18,815 for the Common School trust, and \$3,428 in Forest Improvement fees.

Prescription: The Hooligan Billy Mack Timber Sale has a harvest prescription of seed tree and selection treatments. These treatments are designed to promote a diverse, fire resilient forest stand structure and remove diseased, dead, and dying trees.

Road Construction and Maintenance: The Department of Natural Resources and Conservation (DNRC) is proposing 1.25 miles of temporary road construction, 1 mile of road reconstruction, and 2.25 miles of road maintenance.

Access: Access to the timber will occur via adjacent private landowners.

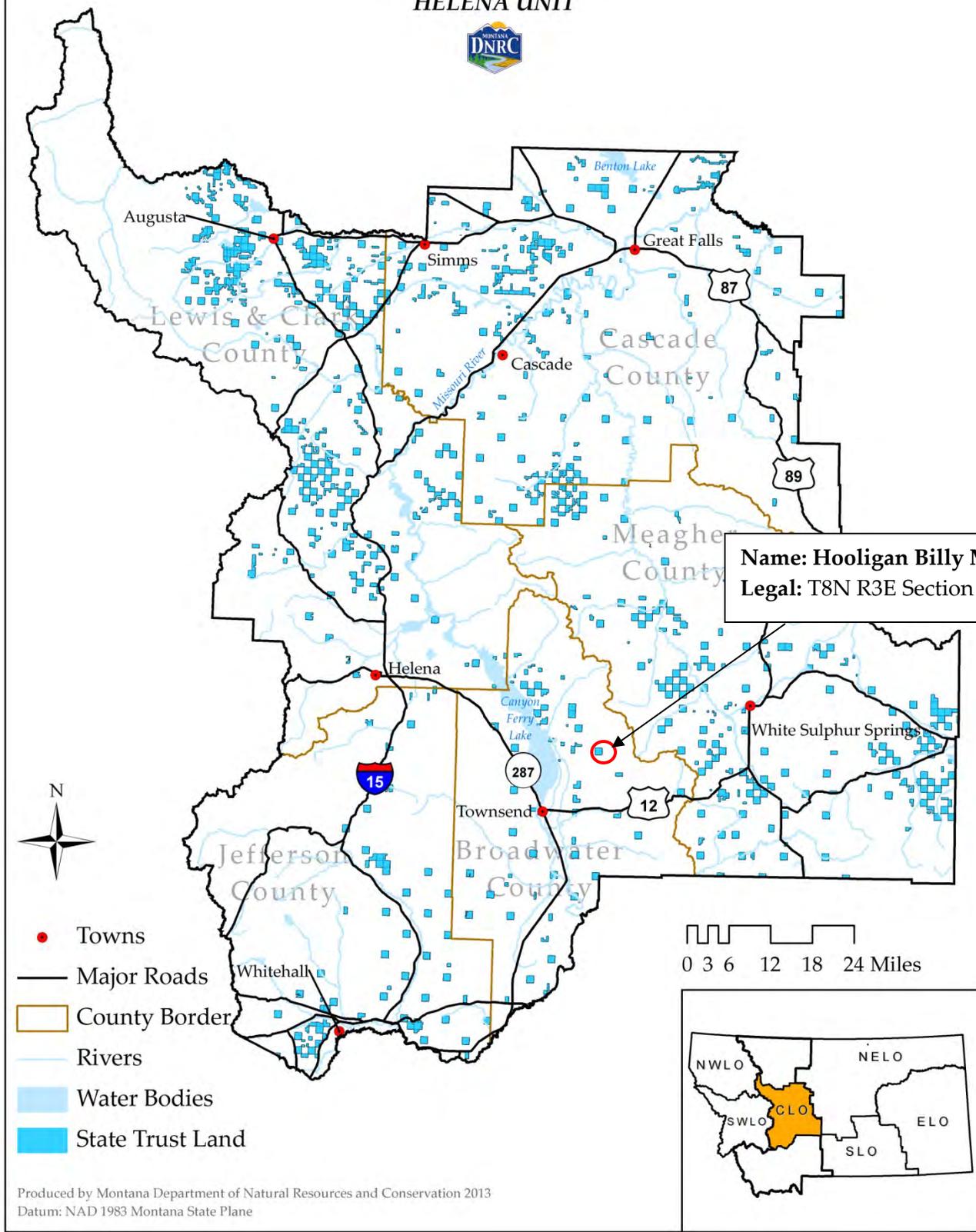
Public Comments: The following comments were received. The Blackfeet Nation expressed concerns about potential cultural resources in the area. DNRC conducted a Class I cultural resource survey and has no record of cultural resources in the sale area. If unanticipated cultural resources are discovered, project activity will cease until the resource can be adequately evaluated. The Northern Cheyenne Tribe sent an email stating they received our information. Montana Fish, Wildlife, and Parks (FWP) had several harvest prescription related comments that were addressed in project design.

DNRC Recommendation

The director recommends approval of the Hooligan Billy Mack Timber Sale.

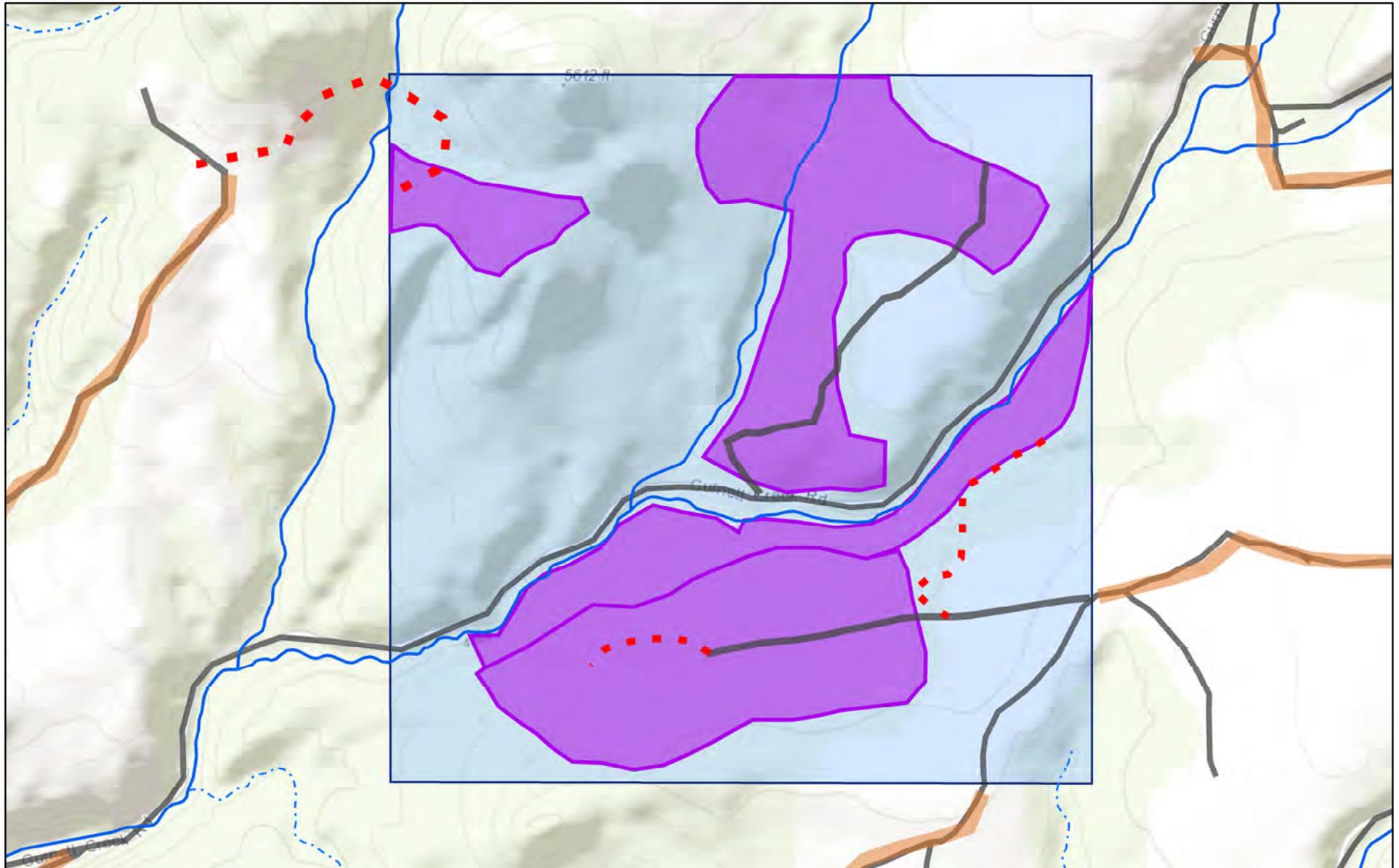
HOOLIGAN BILLY MACK TIMBER SALE VICINITY MAP

HELENA UNIT

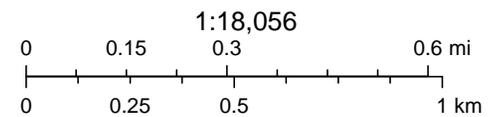


Hooligan Billy Mack Timber Sale Harvest Unit Map

0617-3C



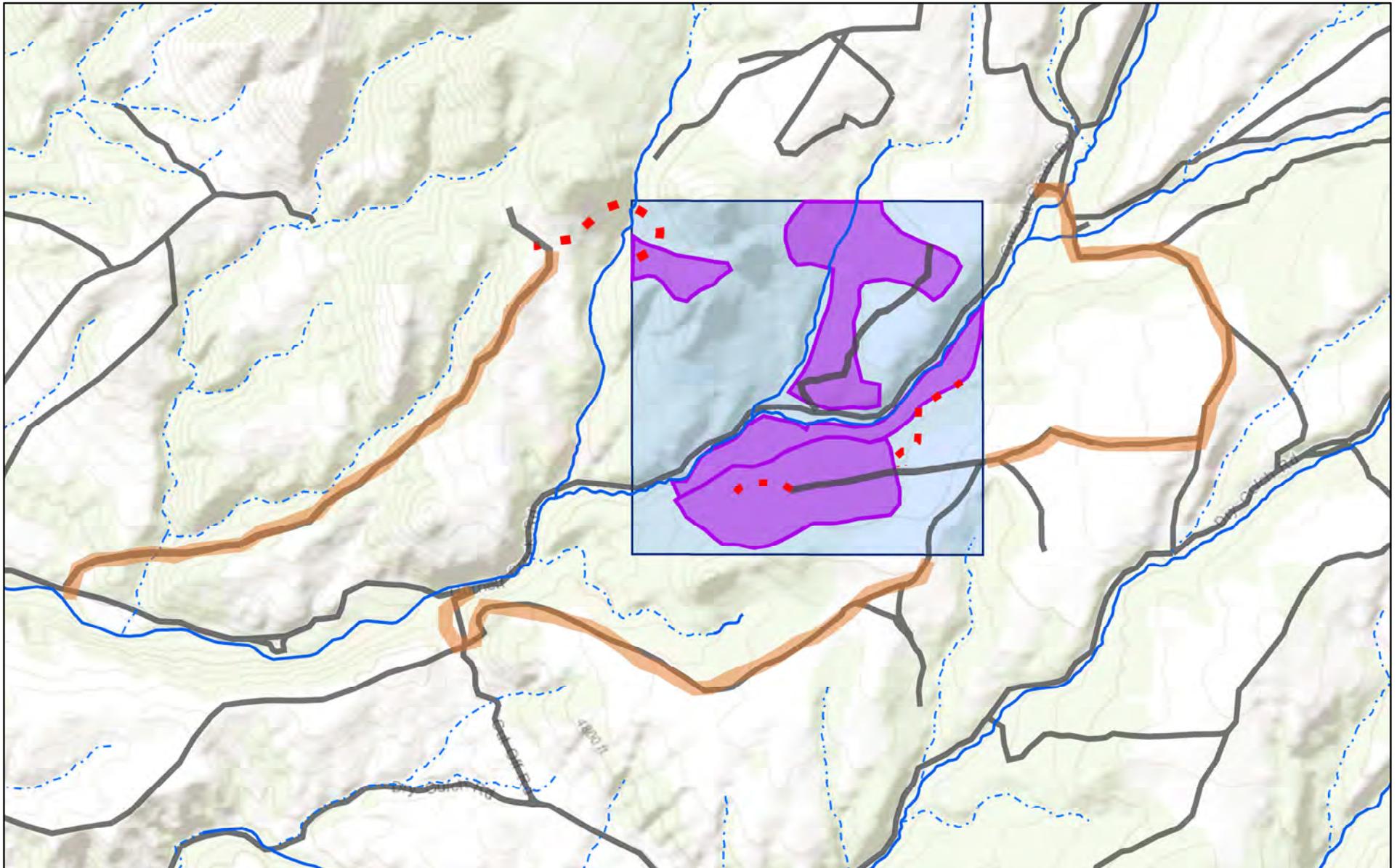
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|  Existing Road |  Perennial Stream |
|  New Road |  Intermittent Stream |
|  Temporary Road |  Proposed Harvest Units |
|  Haul Route |  DNRC Surface Tracts |



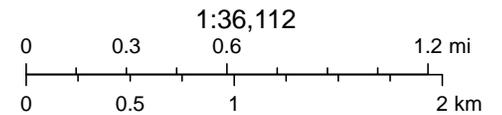
Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey,

Hooligan Billy Mack Timber Sale Haul Route Map

0617-3C



- Existing Road
- New Road
- Temporary Road
- Haul Route
- Perennial Stream
- Intermittent Stream
- Proposed Harvest Units
- DNRC Surface Tracts



Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey,

**Land Board Agenda Item
June 19, 2017**

0617-3D Timber Sale: Johnson's Yurt

Location: Flathead County
Sections 31 & 32, T34N, R23W

Trust Benefits: Common Schools

Trust Revenue: \$340,517 (estimated, minimum bid)

Item Summary

Location: The Johnson's Yurt Timber Sale is located approximately 8 miles north of Olney, MT.

Size and Scope: The sale includes 12 harvest units (239 acres) of tractor and skyline logging.

Volume: The estimated volume is 23,196 tons (4,350 MBF) of sawlogs.

Estimated Return: The minimum bid is \$14.68 per ton, which would generate approximately \$340,517 for the Common Schools trust and approximately \$104,382 in Forest Improvement fees.

Prescription: This sale has a harvest prescription of seedtree with reserves and clearcut with reserves. Variable levels of reserve trees will be retained throughout. These treatments will focus on the harvest of non-desired species and the regeneration of desired species to move stands toward the Department of Natural Resources and Conservation's (DNRC) desired future conditions.

Road Construction and Maintenance: DNRC is proposing 2.4 miles of new temporary road construction, 0.4 miles of road reconstruction, and 18.5 miles of road maintenance.

Access: Access is obtained through the Upper Whitefish Road system as well as the West Fork Road system. The lower portions of the Upper Whitefish Road are in a cost-share road system with Weyerhaeuser.

Public Comments: There were no comments received during the scoping process.

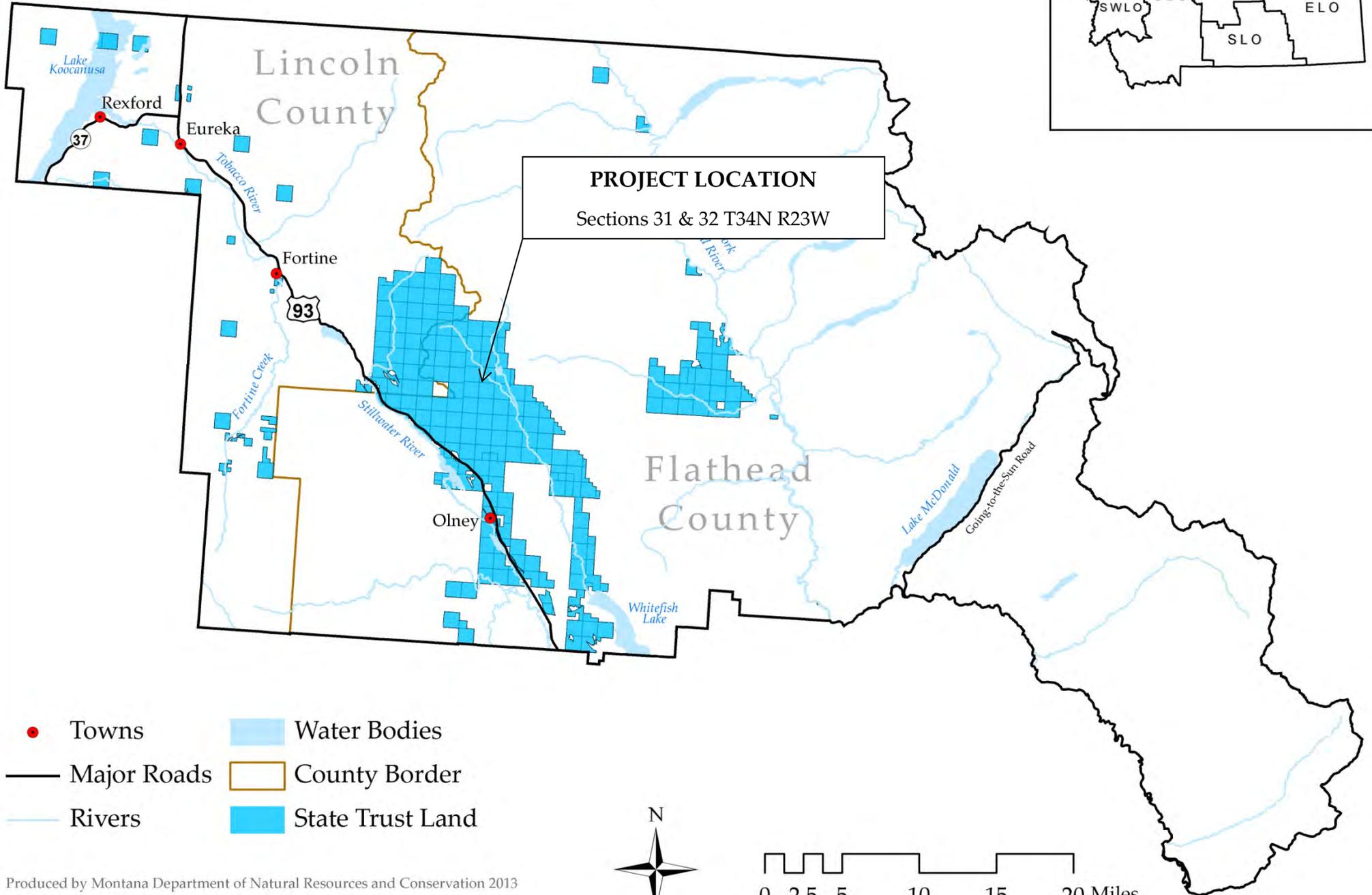
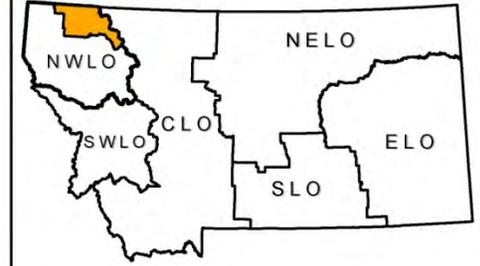
DNRC Recommendation

The director recommends approval of the Johnson's Yurt Timber Sale.

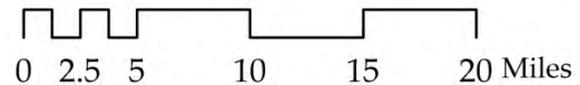
JOHNSON'S YURT TIMBER SALE STILLWATER UNIT



0617-3D

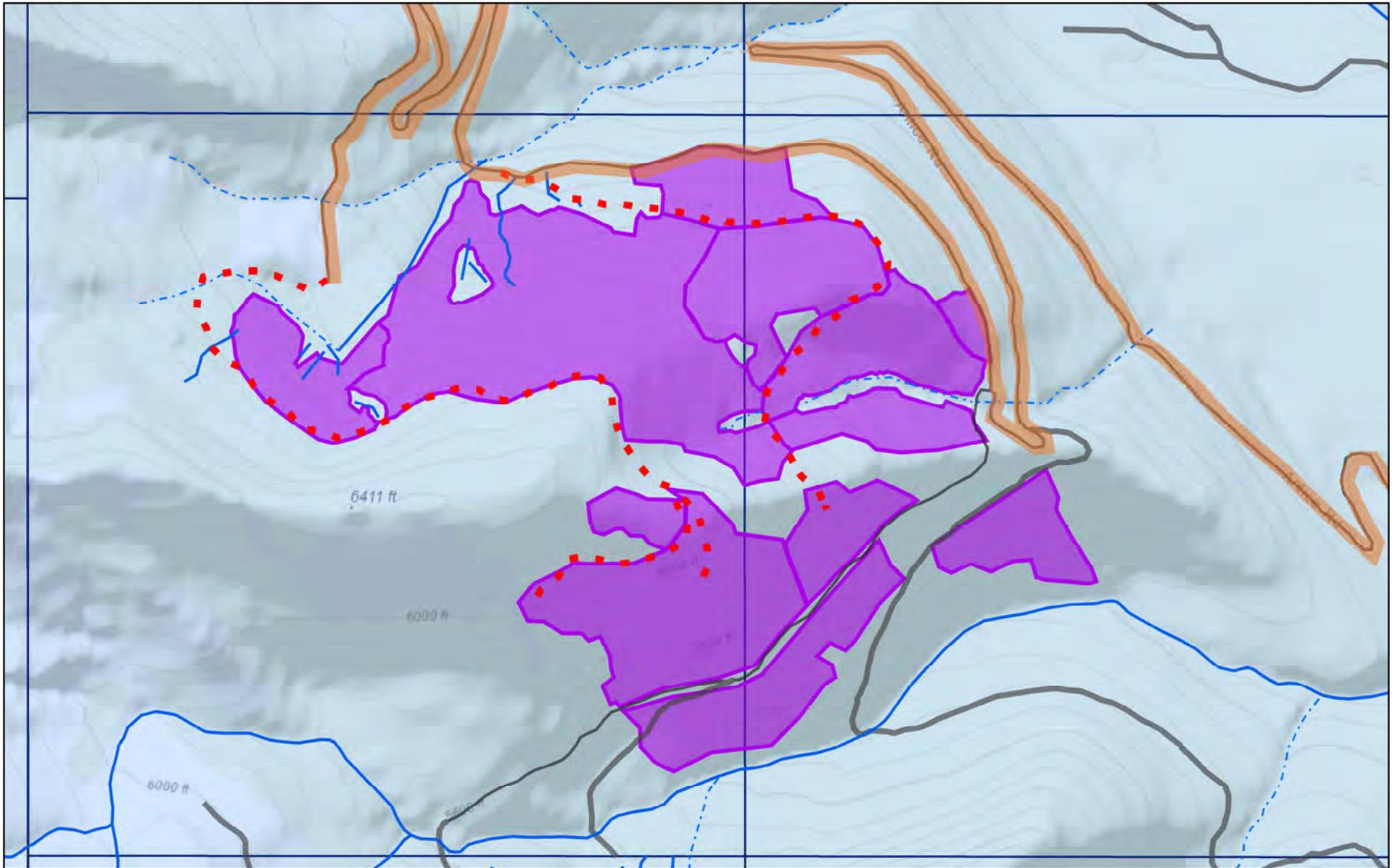


Produced by Montana Department of Natural Resources and Conservation 2013
Datum: NAD 1983 Montana State Plane

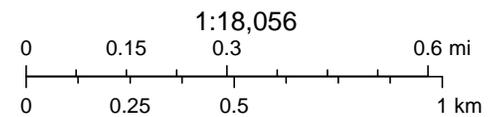


Johnson's Yurt Timber Sale Harvest Unit Map

0617-3D



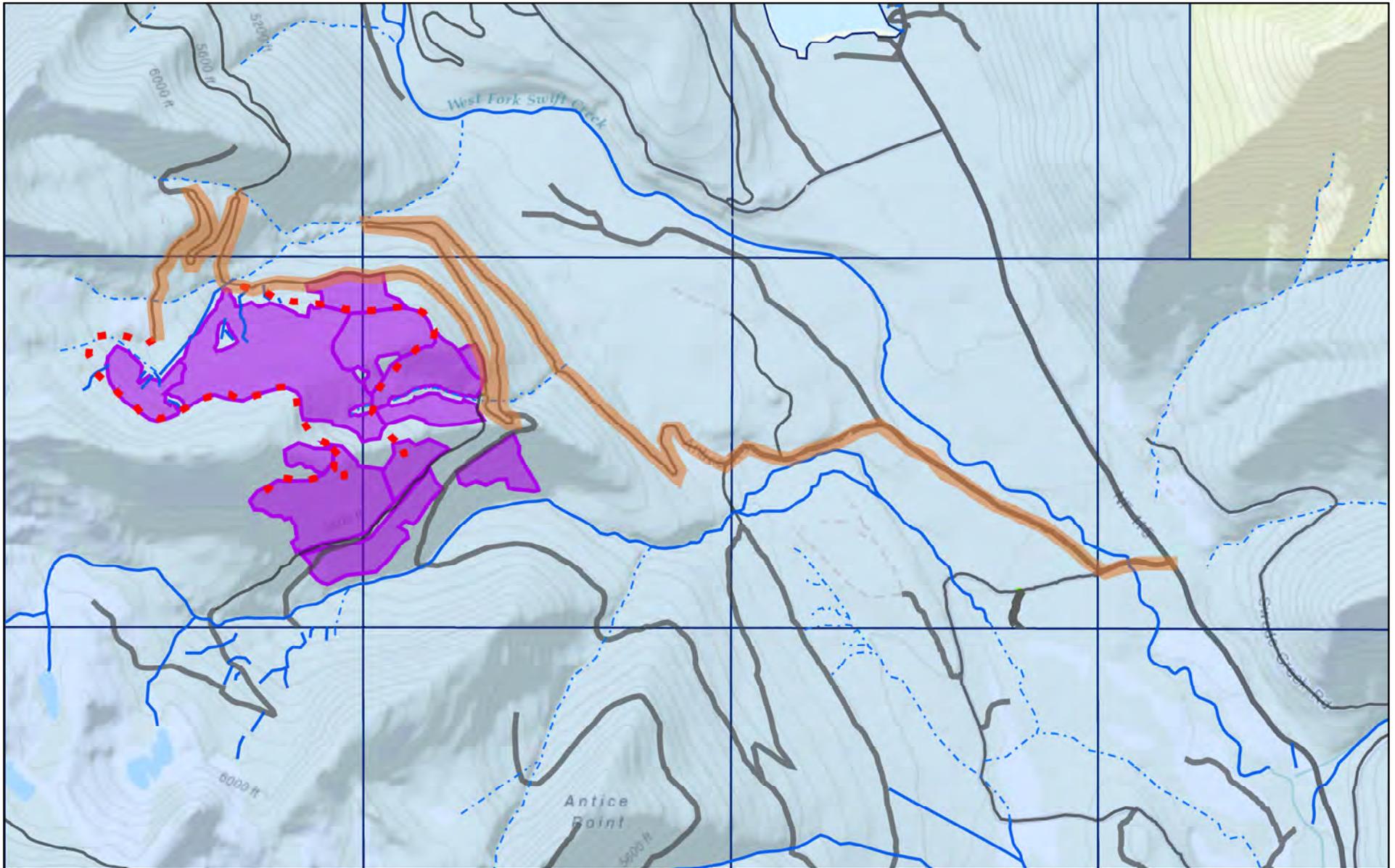
- | | |
|---|--|
|  Existing Road |  Perennial Stream |
|  New Road |  Intermittent Stream |
|  Temporary Road |  Proposed Harvest Units |
|  Haul Route |  DNRC Surface Tracts |



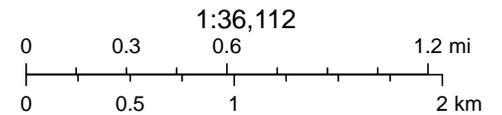
Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey,

Johnson's Yurt Timber Sale Haul Route Map

0617-3D



- | | |
|--|--|
|  Existing Road |  Perennial Stream |
|  New Road |  Intermittent Stream |
|  Temporary Road |  Proposed Harvest Units |
|  Haul Route |  DNRC Surface Tracts |



Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey,

**Land Board Agenda Item
June 19, 2017**

0617-3E Timber Sale: Cilly 349

Location: Lake County
Sections 3, 4, and 9, T24N, R17W

Trust Benefits: Common Schools

Trust Revenue: \$384,799 (estimated, minimum bid)

Item Summary

Location: The Cilly 349 Timber Sale is located approximately 5 miles southeast of Swan Lake, MT.

Size and Scope: The sale includes 5 harvest units (238 acres) of tractor and skyline logging.

Volume: The estimated harvest volume is 14,659 tons (2,709 MBF) of sawlogs.

Estimated Return: The minimum bid is \$26.25 per ton, which would generate approximately \$384,799 for the Common Schools trust and approximately \$65,086 in Forest Improvement fees.

Prescription: This sale has a harvest prescription of seedtree, selection, and old-growth maintenance. All harvest treatments are designed to address insect and disease issues, promote appropriate species composition and desired future conditions, reduce fuel loads and potential fire hazards, and balance revenue recovery with environmental considerations such as wildlife habitat, watershed health, and soil stability.

Road Construction and Maintenance: The Department of Natural Resources and Conservation (DNRC) is proposing 6.9 miles of road maintenance, 0.4 miles of road reconstruction, and 0.8 miles of new permanent road construction.

Access: Access to the timber sale is via the Soup Creek Road, Lost Creek/South Lost Creek Road, and the 9521 Road. The Lost Creek/South Lost Creek Road and the 9521 Road are in a cost-share road system with the United States Forest Service (USFS).

Public Comments: In February 2013, DNRC distributed the scoping notice and invited public comments. Public notices were placed in Kalispell's *Daily Interlake* and Swan Valley's *Pathfinder* newspapers. The scoping notice was mailed to individuals, agencies, internal DNRC staff, industry representatives, and other organizations that had expressed interest in the Swan River State Forest management activities. During the 30-day comment period, a total of 9 responses were received. DNRC also hosted a field trip for interested individuals. Throughout the project development phase the primary concerns were: the size and scope of the project, the perceived similarities between action alternatives, impacts of timber harvesting and road construction on old growth and wildlife habitat, protection of water quality, and maintaining biodiversity. These resource concerns were addressed in the MEPA document and in project design and were incorporated into the timber sale contract.

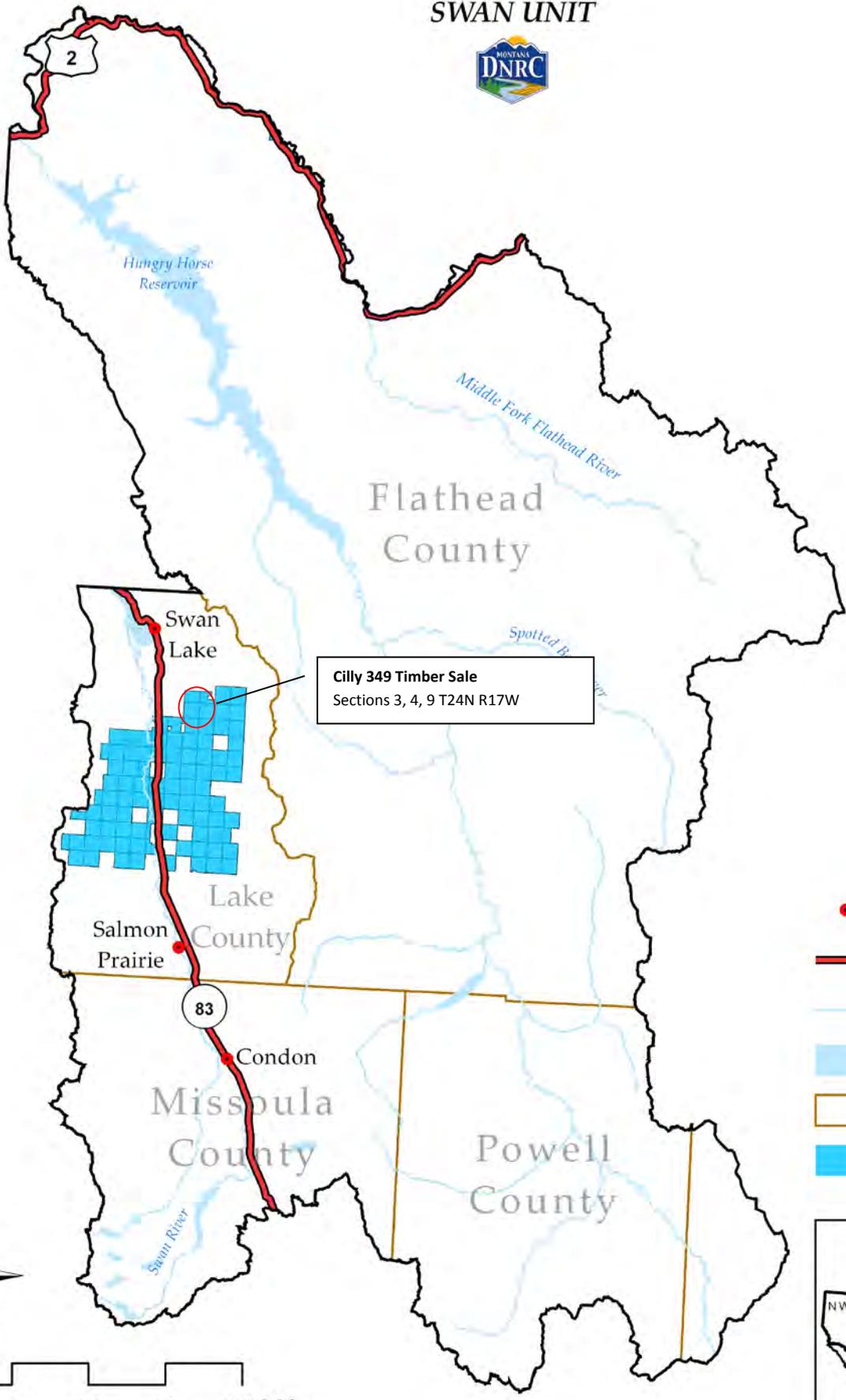
DNRC Recommendation

The director recommends approval of the Cilly 349 Timber Sale.

CILLY 349 TIMBER SALE VICINITY MAP

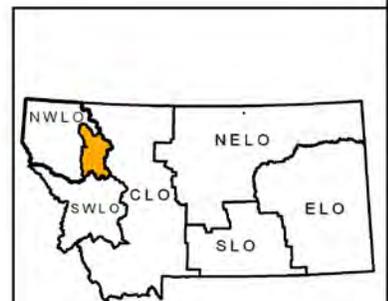
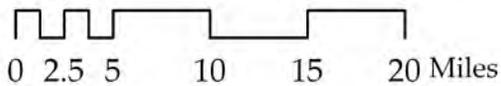
0617-3E

SWAN UNIT



Cilly 349 Timber Sale
Sections 3, 4, 9 T24N R17W

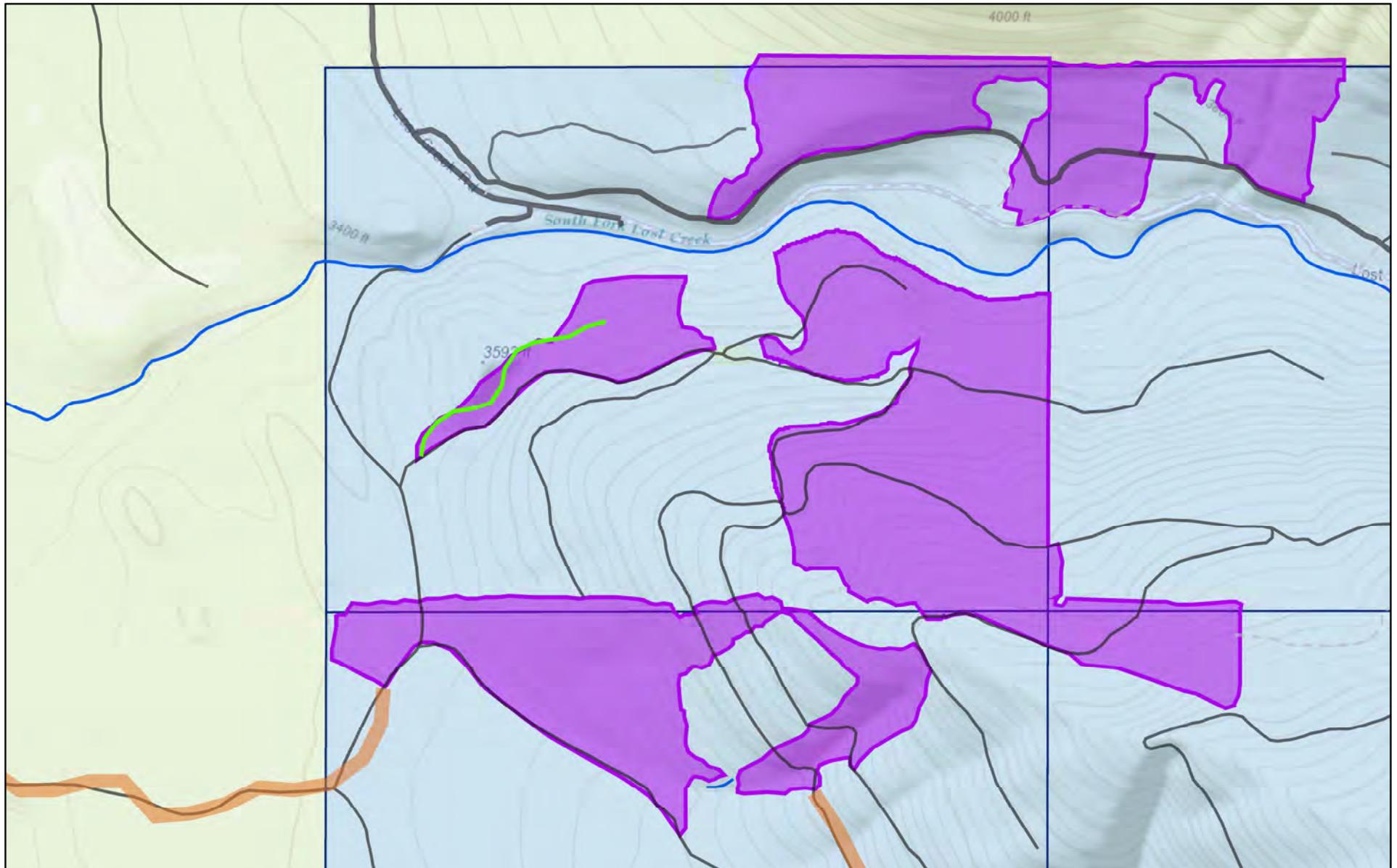
- Towns
- Major Roads
- Rivers
- Water Bodies
- County Border
- State Trust Land



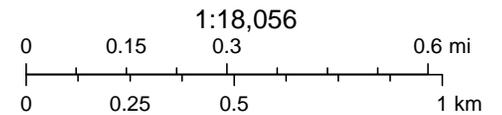
Produced by Montana Department of Natural Resources and Conservation 2013
Datum: NAD 1983 Montana State Plane

Cilly 349 Timber Sale Harvest Unit Map

0617-3E



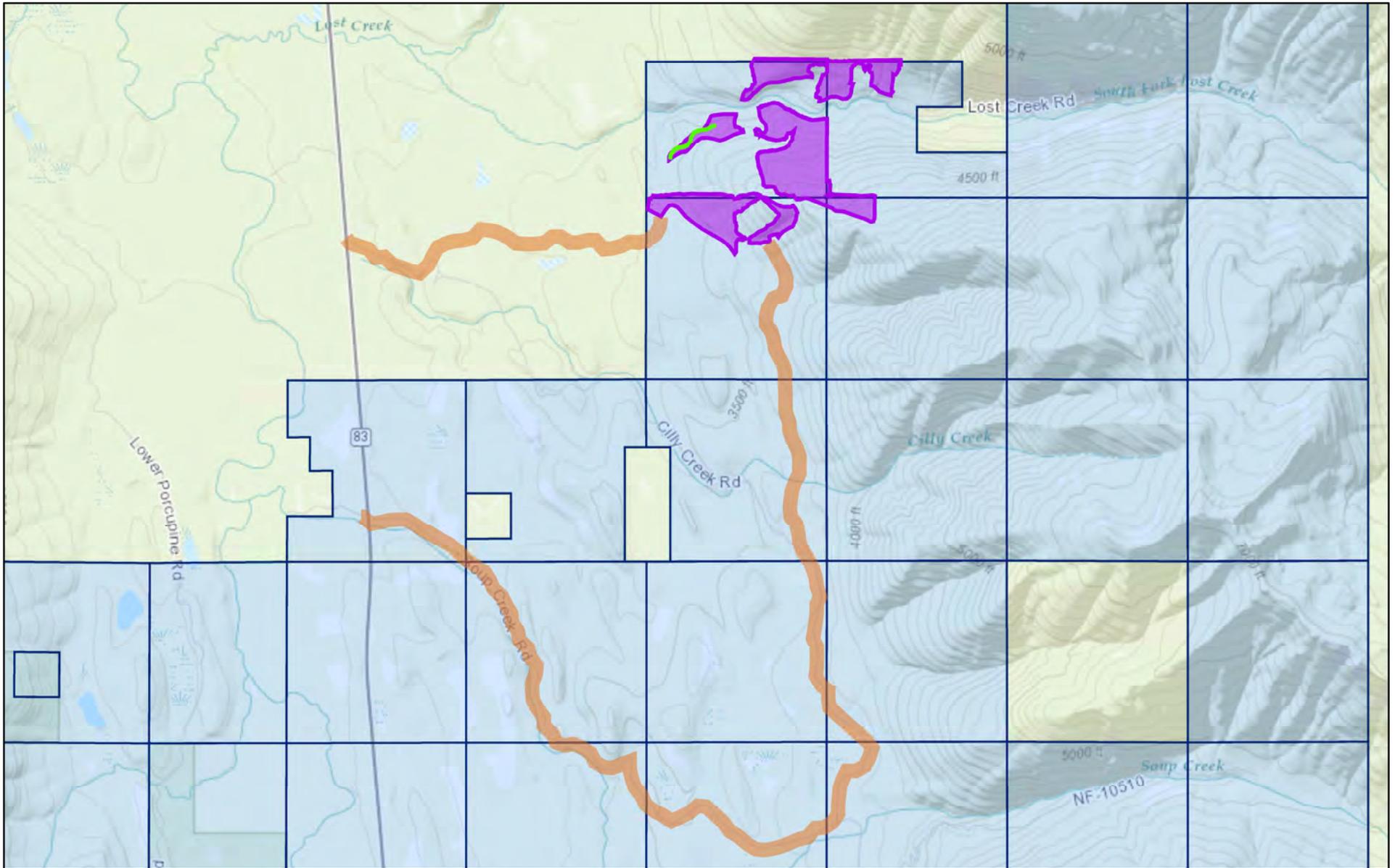
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|---|--|
|  Existing Road |  Perennial Stream |
|  New Road |  Intermittent Stream |
|  Temporary Road |  Proposed Harvest Units |
|  Haul Route |  DNRC Surface Tracts |



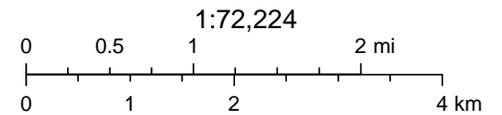
Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey,

Cilly 349 Timber Sale Haul Route Map

0617-3E



- | | | | |
|--|----------------|---|------------------------|
|  | Existing Road |  | Perennial Stream |
|  | New Road |  | Intermittent Stream |
|  | Temporary Road |  | Proposed Harvest Units |
|  | Haul Route |  | DNRC Surface Tracts |



Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey,

**Land Board Agenda Item
June 19, 2017**

0617-3F Timber Sales: Cilly Sanitation

Location: Lake County
Section 17, T24N, R17W

Trust Benefits: Common Schools

Trust Revenue: \$83,314 (estimated, minimum bid)

Item Summary

Location: The Cilly Sanitation Timber Sale is located 7 miles from Swan Lake, MT.

Size and Scope: The sale includes 1 harvest unit (178 acres) of tractor logging.

Volume: The estimated harvest volume is 4,657 tons (827 MBF) of sawlogs.

Estimated Return: The minimum bid is \$17.89 per ton, which would generate approximately \$83,314 for the Common Schools trust and approximately \$19,839 in Forest improvement fees.

Prescription: This sale has a harvest prescription of sanitation treatment. The treatment is designed to remove the diseased, dying, and dead trees present in the stand and those currently infested with beetles.

Road Construction and Maintenance: The Department of Natural Resources and Conservation (DNRC) is proposing 0.47 miles of road reconstruction and 10.8 miles of road maintenance.

Access: Access to the timber sale is via the Cilly Creek Road which is in a cost-share road system with the United States Forest Service (USFS).

Public Comments: In February 2013, DNRC distributed the scoping notice and invited public comments. Public notices were placed in Kalispell's *Daily Interlake* and Swan Valley's *Pathfinder* newspapers. The scoping notice was mailed to individuals, agencies, internal DNRC staff, industry representatives, and other organizations that had expressed interest in the Swan River State Forest management activities. During the 30-day comment period, a total of 9 responses were received. DNRC also hosted a field trip for interested individuals. Throughout the project development phase the primary concerns were: the size and scope of the project, the perceived similarities between action alternatives; impacts of timber harvesting and road construction on old growth and wildlife habitat; protection of water quality; and maintaining biodiversity. These resource concerns were addressed in the MEPA document and in project design and were incorporated into the timber sale contract.

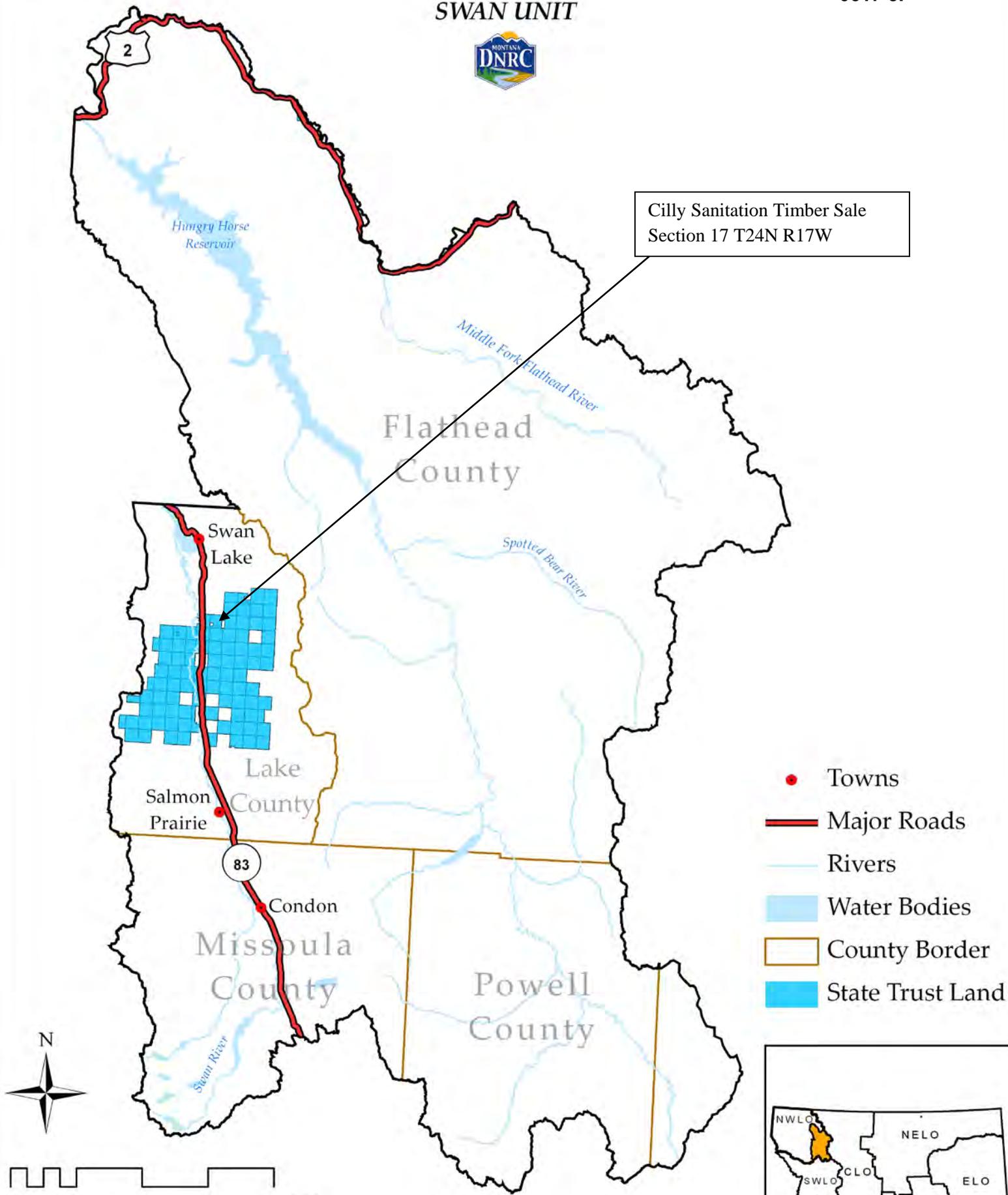
DNRC Recommendation

The director recommends approval of the Cilly Sanitation Timber Sale.

CILLY SANITATION VICINITY MAP

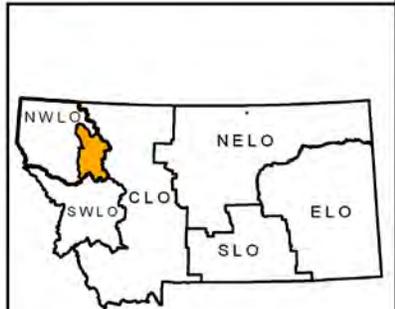
0617-3F

SWAN UNIT



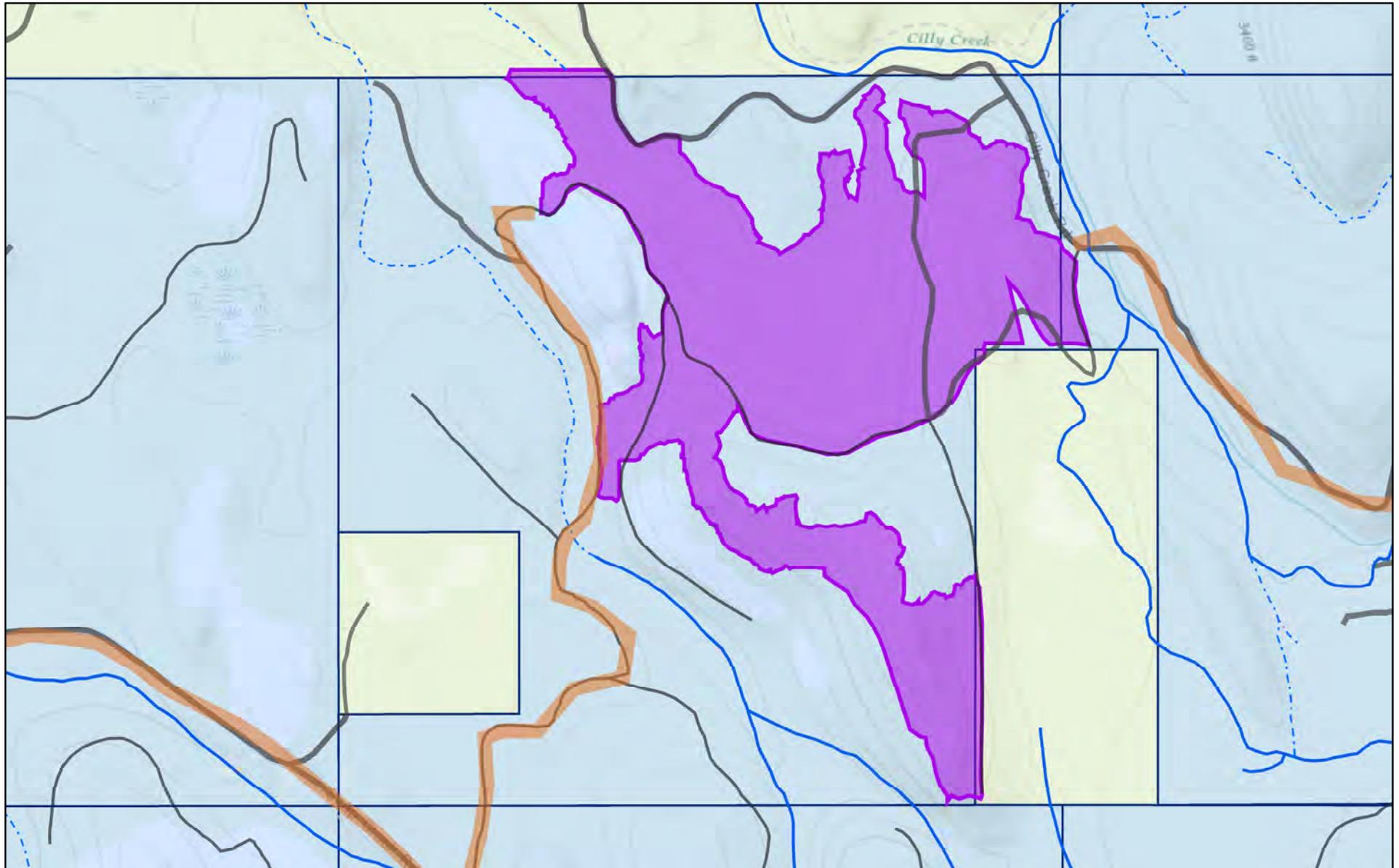
Cilly Sanitation Timber Sale
Section 17 T24N R17W

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

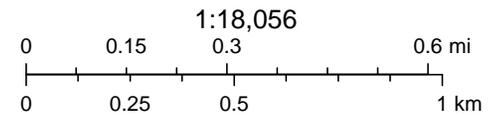


Cilly Sanitation Timber Sale Harvest Unit Map

0617-3F



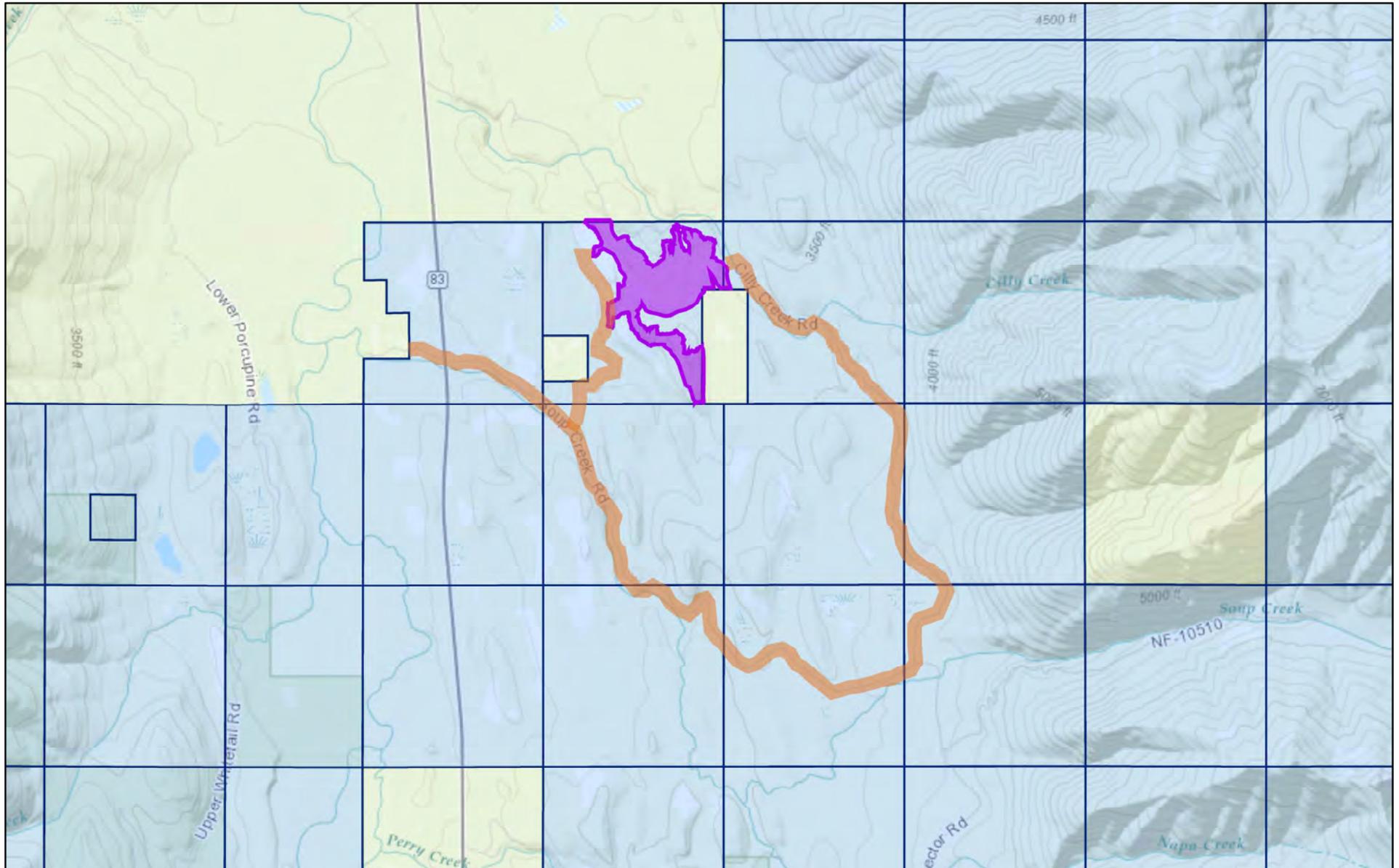
- | | |
|---|--|
|  Existing Road |  Perennial Stream |
|  New Road |  Intermittent Stream |
|  Temporary Road |  Proposed Harvest Units |
|  Haul Route |  DNRC Surface Tracts |



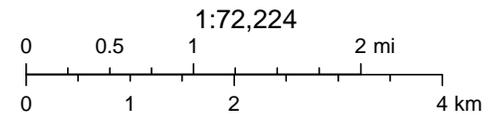
Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey,

Cilly Sanitation Timber Sale Haul Route Map

0617-3F



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|--|----------------|---|------------------------|
|  | Existing Road |  | Perennial Stream |
|  | New Road |  | Intermittent Stream |
|  | Temporary Road |  | Proposed Harvest Units |
|  | Haul Route |  | DNRC Surface Tracts |



Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey,

0617-4

Oil and Gas Lease Sale:
June 6, 2017

**Land Board Agenda Item
June 19, 2017**

0617-4 Oil and Gas Lease Sale: June 6, 2017**Location: Carter, Musselshell, Sweet Grass, Toole Counties****Trust Benefits: Common Schools****Trust Revenue: \$30,080****Item Summary**

The Department of Natural Resources and Conservation (DNRC) held an oil and gas lease sale on June 6, 2017, in the Montana Conference Room at the Montana DNRC headquarters in Helena, MT. A total of 6 tracts were offered for lease. Six tracts were leased for a total of \$30,080. The 6 tracts that were sold covered a total of 3,840 acres. The average bid per acre was \$7.83.

The high competitive bid for the June 6, 2017 sale was \$31 per acre and the largest total bid was \$19,840 for Tract 2 in Musselshell County.

DNRC Recommendation

The director requests Land Board approval to issue the leases from the June 6, 2017 Oil and Gas Lease Sale.

**State of Montana
Oil & Gas Lease Sale - June 6, 2017
Lease Sale Results**

The following described lands were offered for oil and gas leasing through oral competitive bidding in the Department of Natural Resources and Conservation Montana Room, 1539 Eleventh Avenue, Helena, Montana, beginning at 9:00 am, June 6, 2017.

Tract	Stipulations	Twp	Rng	Sec	Description	Acres	Bid/Acre	Total Bid	Lessee
Carter									
1	1, 2, 3, 4, 5, 6, 7	8.S	55.E	16	All	640.00	\$1.50	\$960.00	KNAPP OIL CORPORATION
Musselshell									
2	1, 2, 3, 4, 5, 6, 8	9.N	26.E	16	All	640.00	\$31.00	\$19,840.00	ZONE EXPLORATION, INC.
Sweet Grass									
3	1, 2, 3, 4, 5, 6	2.S	16.E	36	All	640.00	\$1.50	\$960.00	CRAZY MOUNTAIN OIL AND GAS LLC
4	1, 2, 3, 4, 5, 6, 7, 9	2.S	17.E	16	All	* 640.00	\$1.50	\$960.00	CRAZY MOUNTAIN OIL AND GAS LLC
Toole									
5	1, 2, 3, 4, 5, 6	34.N	2.W	16	All, below the base of the Rierdon formation	* 640.00	\$1.50	\$960.00	SOG RESOURCES
6	1, 2, 3, 4, 5, 6, 7	37.N	3.W	34	All	640.00	\$10.00	\$6,400.00	VECTA OIL & GAS, LTD.

* Part or all of tract is not state-owned surface

Summary by Lessor

	Total Acres	Total Tracts
Dept. of Natural Resources and Conservation	3,840.00	6

Oil and Gas Lease Sale Summary

Total Tracts	6
Total Acres	3,840.00
Total Bid Revenue	\$30,080.00
Average Bid Per Acre	\$7.83

State of Montana
Oil & Gas Lease Sale - June 6, 2017
Stipulations

- 1 Lessee shall notify and obtain approval from the Department's Trust Land Management Division (TLMD) prior to constructing well pads, roads, power lines, and related facilities that may require surface disturbance on the tract. Lessee shall comply with any mitigation measures stipulated in TLMD's approval.
- 2 Prior to the drilling of any well on or into the lease premises, lessee shall send one copy of the well prognosis, including Form 22 "Application for Permit" to the Department's Trust Land Management Division (TLMD). After a well is drilled and completed, lessee shall send one copy of all logs run, Form 4A "Completion Report", and geologic report to TLMD. A copy of Form 2 "Sundry Notice and Report of Wells" or other appropriate Board of Oil and Gas Conservation form shall be sent to TLMD whenever any subsequent change in well status or operator is intended or has occurred. Lessee shall also notify and obtain approval from the TLMD prior to plugging a well on the lease premises.

Issuance of this lease in no way commits the Land Board to approval of coal bed methane production on this lease. Any coal bed methane extraction wells would require subsequent review and approval by the board.
- 3 The TLMD will complete an initial review for cultural resources and, where applicable, paleontological resources of the area intended for disturbance and may require a resources inventory. Based on the results of the inventory, the TLMD may restrict surface activity for the purpose of protecting significant resources located on the lease premises.
- 4 The lessee shall be responsible for controlling any noxious weeds introduced by lessee's activity on State-owned land and shall prevent or eradicate the spread of those noxious weeds onto land adjoining the lease premises. The lessee's methods of control shall be reviewed and approved by the Department's Unit Office that has jurisdiction for that locale.
- 5 The definitions of "oil" and "gas" provided in 82-1-111, MCA, do not apply to this lease for royalty calculation purposes.
- 6 If the State does not own the surface, the lessee must contact the owner of the surface in writing at least 30 days prior to any surface activity. A copy of the correspondence shall be sent to TLMD.
- 7 Due to unstable soil conditions on this tract and/or topography that is rough and/or steep, surface use may be restricted or denied. Seismic activity may be restricted to poltershots.
- 8 This lease is located within designated sage grouse core habitat. Proposed activities are subject to, and shall comply with, all provisions, stipulations and mitigation requirements of the Montana Sage Grouse Habitat Conservation Strategy, as implemented by Governor's Executive Orders 10-2014, 12-2015, and amendments thereto. Contact the TLMD prior to preparing a project proposal.
- 9 Unless otherwise approved by the Department in writing, wells and related surface infrastructure, including new road construction, are prohibited within 1/2 mile of the centerline of a navigable river, lake or reservoir, and within 1/4 mile of direct perennial tributary streams of navigable waterways, on or adjacent to the tract. No surface occupancy is allowed within the bed of a river, stream, lake or reservoir, islands and accretions or abandoned channels.

0617-5

Easements

**Land Board Agenda Item
June 19, 2017**

0617-5 Easements

Location: Beaverhead, Granite, Jefferson, Lewis & Clark, Madison, Meagher, Missoula, Richland, Sanders Counties

Trust Benefits: Common Schools, MSU 2nd, MSU Morrill, Pine Hills School, Public Buildings, Public Land Trust, School for Deaf & Blind

**Trust Revenue: Common Schools – \$49,675
MSU 2nd – \$11,580
MSU Morrill – \$6,048
Pine Hills School – \$2,124
Public Buildings – \$8,650
Public Land Trust – \$3,436
School for Deaf & Blind – \$630**

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Applicant	Right-of-Way Purpose	Term	Page(s)
Northwestern Energy	Historic Electric Utility	Permanent	1-51
David & Helena Seivers	New Private Access Road	Permanent	52-53
Three Rivers Telephone Cooperative, Inc.	New Telecommunications Utility	Permanent	54-59
ONEOK Rockies Midstream, LLC	New Natural Gas Utility	30-Year Term	60-62

Rights of Way Applications

June 19, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17316
R/W Purpose: a 7.2kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 0.01
Compensation: \$100.00
Legal Description: 10-foot strip across Ninemile Creek in SW4NW4, Sec. 28, Twp. 15N,
Rge. 22W, Missoula County
Trust Beneficiary: Public Land Trust

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

June 19, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17361
R/W Purpose: a 100kV overhead electric transmission line
Lessee Agreement: N/A (Historic)
Acreage: 0.03
Compensation: \$100.00
Legal Description: 30-foot strip across Ninemile Creek in NW4SW4, Sec. 28, Twp. 15N,
Rge. 22W, Missoula County
Trust Beneficiary: Public Land Trust

Item Summary

See page 1

DNRC Recommendation

See page 1

Rights of Way Applications

June 19, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17384
R/W Purpose: a 7.2kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 0.22
Compensation: \$330.00
Legal Description: 10-foot strip across the Clark Fork River in NW4SE4, Sec. 21, Twp. 12N,
Rge. 17W, Missoula County
Trust Beneficiary: Public Land Trust

Item Summary

See page 1

DNRC Recommendation

See page 1

Rights of Way Applications

June 19, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17390
R/W Purpose: a 7.2kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 1.0
Compensation: \$1500.00
Legal Description: 30-foot strip through SW4SW4, SE4SE4, Sec. 13, Twp. 12N,
Rge. 7W, Lewis & Clark County
Trust Beneficiary: Common Schools

Item Summary

See page 1

DNRC Recommendation

See page 1

Rights of Way Applications

June 19, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17397
R/W Purpose: a 100kV overhead electric transmission line
Lessee Agreement: N/A (Historic)
Acreage: 0.23
Compensation: \$1313.00
Legal Description: 30-foot strip across the Clark Fork River in SE4SE4, Sec. 22, Twp. 13N,
Rge. 19W, Missoula County
Trust Beneficiary: Public Land Trust

Item Summary

See page 1

DNRC Recommendation

See page 1

Rights of Way Applications

June 19, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17538
R/W Purpose: a 12.47kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 2.47
Compensation: \$1976.00
Legal Description: 30-foot strip through SW4NW4, NW4SW4, SE4SW4, Sec. 8,
Twp. 13N, Rge. 4W, Lewis & Clark County
Trust Beneficiary: Common Schools

Item Summary

See page 1

DNRC Recommendation

See page 1

Rights of Way Applications

June 19, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17539
R/W Purpose: a 12.47kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 0.72
Compensation: \$576.00
Legal Description: 30-foot strip through NE4SW4, NW4SE4, Sec. 16, Twp. 13N, Rge. 4W,
Lewis & Clark County
Trust Beneficiary: Common Schools

Item Summary

See page 1

DNRC Recommendation

See page 1

Rights of Way Applications

June 19, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17540
R/W Purpose: a 12.47kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 1.0
Compensation: \$550.00
Legal Description: 30-foot strip through N2SW4, Sec. 16, Twp. 8N, Rge. 3W, Jefferson
County
Trust Beneficiary: Common Schools

Item Summary

See page 1

DNRC Recommendation

See page 1

Rights of Way Applications

June 19, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17541
R/W Purpose: a 12.47kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 1.2
Compensation: \$1080.00
Legal Description: 30-foot strip through W2NE4, Sec. 2, Twp. 15N, Rge. 3W,
Lewis & Clark County
Trust Beneficiary: Common Schools

Item Summary

See page 1

DNRC Recommendation

See page 1

Rights of Way Applications

June 19, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17542
R/W Purpose: a 12.47kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 0.08
Compensation: \$200.00
Legal Description: 10-foot strip across the Missouri River in SE4SW4, Sec. 24 &
NE4NW4, Sec. 25, Twp. 16N, Rge. 3W, Lewis & Clark County
Trust Beneficiary: Public Land Trust

Item Summary

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DNRC Recommendation

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Rights of Way Applications

June 19, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17543
R/W Purpose: a 12.47kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 0.13
Compensation: \$130.00
Legal Description: 10-foot strip across the Missouri River in N2SE4, Sec. 24,
Twp. 16N, Rge. 3W, Lewis & Clark County
Trust Beneficiary: Public Land Trust

Item Summary

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DNRC Recommendation

See page 1

Rights of Way Applications

June 19, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17545
R/W Purpose: a 12.47kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 0.09
Compensation: \$100.00
Legal Description: 10-foot strip across the Missouri River in SW4SE4, Sec. 35, Twp. 16N,
Rge. 3W, Lewis & Clark County
Trust Beneficiary: Public Land Trust

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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.: 17546
R/W Purpose: a 12.47kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 0.10
Compensation: \$100.00
Legal Description: 10-foot strip across the Missouri River in NW4SE4, Sec. 5,
Twp. 14N, Rge. 3W, Lewis & Clark County
Trust Beneficiary: Public Land Trust

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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.: 17547
R/W Purpose: a 12.47kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 2.26
Compensation: \$2034.00
Legal Description: 30-foot strip through NE4NW4, N2NE4, Sec. 36, Twp. 15N,
Rge. 3W, 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.: 17548
R/W Purpose: a 12.47kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 1.67
Compensation: \$1002.00
Legal Description: 30-foot strip through SW4NW4, W2SW4, Sec. 16, Twp. 15N,
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.: 17551
R/W Purpose: a 24.94kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 3.98
Compensation: \$5970.00
Legal Description: 30-foot strip through S2NW4, N2SW4, N2SE4, Sec. 16,
Twp. 14N, Rge. 8W, Lewis & Clark County
Trust Beneficiary: Common Schools

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17553
R/W Purpose: a 24.94kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 4.25
Compensation: \$6375.00
Legal Description: 30-foot strip through SW4NE4, NW4SE4, S2SE4, Sec. 12,
Twp. 14N, Rge. 9W, Lewis & Clark County
Trust Beneficiary: MSU 2ND

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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.: 17554
R/W Purpose: a 24.94kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 2.13
Compensation: \$7455.00
Legal Description: 30-foot strip through NE4SW4, S2SW4, NW4SE4, Sec. 12,
Twp. 14N, Rge. 8W, Lewis & Clark County
Trust Beneficiary: Public Buildings & School for Deaf & Blind

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Rights of Way Applications

June 19, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17555
R/W Purpose: a 24.94kV buried electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 0.17
Compensation: \$255.00
Legal Description: 30-foot strip through SW4SE4, Sec. 16, Twp. 14N, Rge. 8W, Lewis & Clark County
Trust Beneficiary: Common Schools

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17556
R/W Purpose: a 24.94 overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 0.62
Compensation: \$930.00
Legal Description: 30-foot strip through W2SW4, Sec. 16, Twp. 14N, Rge. 8W, 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.: 17557
R/W Purpose: a 14.4kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 0.02
Compensation: \$100.00
Legal Description: 30-foot strip through NW4SE4, Sec. 2, Twp. 14N, Rge. 9W,
Lewis & Clark County
Trust Beneficiary: Public Buildings

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June 19, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17558
R/W Purpose: a 14.4kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 2.42
Compensation: \$3630.00
Legal Description: 30-foot strip through E2NE4, NE4SE4, Sec. 10, Twp. 14N,
Rge. 9W, Lewis & Clark County
Trust Beneficiary: MSU 2nd

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17559
R/W Purpose: a 7.2kV buried electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 0.2
Compensation: \$300.00
Legal Description: 30-foot strip through SW4SW4, Sec. 16, Twp. 14N, Rge. 9W, Lewis & Clark County
Trust Beneficiary: Common Schools

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17560
R/W Purpose: a 24.94kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 0.02
Compensation: \$100.00
Legal Description: 10-foot strip across the Blackfoot River in SE4SW4, Sec. 24, Twp. 14N,
Rge. 9W, Lewis & Clark County
Trust Beneficiary: Public Land Trust

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17561
R/W Purpose: a 7.2kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 0.04
Compensation: \$100.00
Legal Description: 10-foot strip across the Blackfoot River in NW4NE4, Sec. 28, Twp. 14N,
Rge. 9W, Lewis & Clark County
Trust Beneficiary: Public Land Trust

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17562
R/W Purpose: a 24.94kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 0.23
Compensation: \$184.00
Legal Description: 30-foot strip through NE4NE4, Sec. 16, Twp. 9N, Rge. 6E, Meagher
County
Trust Beneficiary: Common Schools

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17563
R/W Purpose: a 12.47kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 1.95
Compensation: \$1560.00
Legal Description: 30-foot strip through W2NW4, Sec. 16, Twp. 10N, Rge. 6E, Meagher
County
Trust Beneficiary: Common Schools

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17564
R/W Purpose: a 12.47kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 1.69
Compensation: \$1352.00
Legal Description: 30-foot strip through N2NW4, SW4NW4, Sec. 16, Twp. 11N,
Rge. 4E, Meagher County
Trust Beneficiary: Common Schools

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17565
R/W Purpose: a 24.94kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 3.88
Compensation: \$3104.00
Legal Description: 30-foot strip through E2NW4, SW4NE4, N2SE4, SE4SE4,
Sec. 6, Twp. 11N, Rge. 5E, Meagher County
Trust Beneficiary: MSU Morrill

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17566
R/W Purpose: a 24.94kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 3.68
Compensation: \$2944.00
Legal Description: 30-foot strip through N2NW4, E2SE4, Sec. 8, Twp. 11N, Rge. 5E,
Meagher County
Trust Beneficiary: MSU Morrill

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17567
R/W Purpose: a 24.94kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 0.92
Compensation: \$736.00
Legal Description: 30-foot strip through SW4SE4, Sec. 20, Twp. 11N, Rge. 5E, Meagher
County
Trust Beneficiary: Common Schools

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17568
R/W Purpose: a 12.47kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 1.91
Compensation: \$1528.00
Legal Description: 30-foot strip through E2SE4, SW4SE4, Sec. 36, Twp. 13N,
Rge. 4E, Meagher County
Trust Beneficiary: Common Schools

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17583
R/W Purpose: a 230kV overhead electric transmission line
Lessee Agreement: N/A (Historic)
Acreage: 0.4
Compensation: \$280.00
Legal Description: 100-foot strip through SE4SE4, Sec. 29, Twp. 7S, Rge. 10W, Beaverhead
County
Trust Beneficiary: Common Schools

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17585
R/W Purpose: a 230kV overhead electric transmission line
Lessee Agreement: N/A (Historic)
Acreage: 6.19
Compensation: \$3405.00
Legal Description: 100-foot strip through N2NE4, Sec. 25, Twp. 2N, Rge. 5W, Jefferson
County
Trust Beneficiary: Common Schools

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17587
R/W Purpose: a 100kV overhead electric transmission line
Lessee Agreement: N/A (Historic)
Acreage: 0.12
Compensation: \$100.00
Legal Description: 30-foot strip across the Clark Fork River in SW4SW4, Sec. 16, Twp. 11N,
Rge. 15W, Granite County
Trust Beneficiary: Public Land Trust

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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.: 17588
R/W Purpose: a 100kV overhead electric transmission line
Lessee Agreement: N/A (Historic)
Acreage: 0.07
Compensation: \$100.00
Legal Description: 30-foot strip across the Clark Fork River in SE4SE4, Sec. 17,
Twp. 11N, Rge. 15W, Granite County
Trust Beneficiary: Public Land Trust

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11 East Park
Butte, MT 59701

Application No.: 17589
R/W Purpose: a 100kV overhead electric transmission line
Lessee Agreement: N/A (Historic)
Acreage: 0.17
Compensation: \$100.00
Legal Description: 30-foot strip across the Clark Fork River in NE4NW4, NW4NE4,
Sec. 21, Twp. 11N, Rge. 15W, Granite County
Trust Beneficiary: Public Land Trust

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Rights of Way Applications

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Northwestern Energy
11East Park
Butte, MT 59701

Application No.: 17590
R/W Purpose: a 100kV overhead electric transmission line
Lessee Agreement: N/A (Historic)
Acreage: 0.08
Compensation: \$100.00
Legal Description: 30-foot strip across the Clark Fork River in SE4NE4, Sec. 21, Twp. 11N,
Rge. 15W, Granite County
Trust Beneficiary: Public Land Trust

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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.: 17591
R/W Purpose: a 100kV overhead electric transmission line
Lessee Agreement: N/A (Historic)
Acreage: 0.06
Compensation: \$100.00
Legal Description: 30-foot strip across the Clark Fork River in SW4SW4, Sec. 25, Twp. 11N,
Rge. 13W, Granite County
Trust Beneficiary: Public Land Trust

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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.: 17598
R/W Purpose: a 12" buried natural gas transmission line
Lessee Agreement: N/A (Historic)
Acreage: 3.18
Compensation: \$1749.00
Legal Description: 50-foot strip through SW4NE4, N2SE4, Sec. 25, Twp. 2N,
Rge. 5W, Jefferson 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.: 17733
R/W Purpose: a 12.47kV overhead electric distribution line
Lessee Agreement: N/A (Historic)
Acreage: 2.25
Compensation: \$1575.00
Legal Description: 30-foot strip through N2NW4, NW4NE4, Sec. 12, Twp. 1N,
Rge. 5W, Jefferson County
Trust Beneficiary: MSU 2nd

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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.: 17942
R/W Purpose: a 161kV overhead electric transmission line
Lessee Agreement: N/A (Historic)
Acreage: 0.08
Compensation: \$100.00
Legal Description: 30-foot strip across the Blackfoot River in SE4SE4, Sec. 1,
Twp. 13N, Rge. 17W, Missoula County
Trust Beneficiary: Public Land Trust

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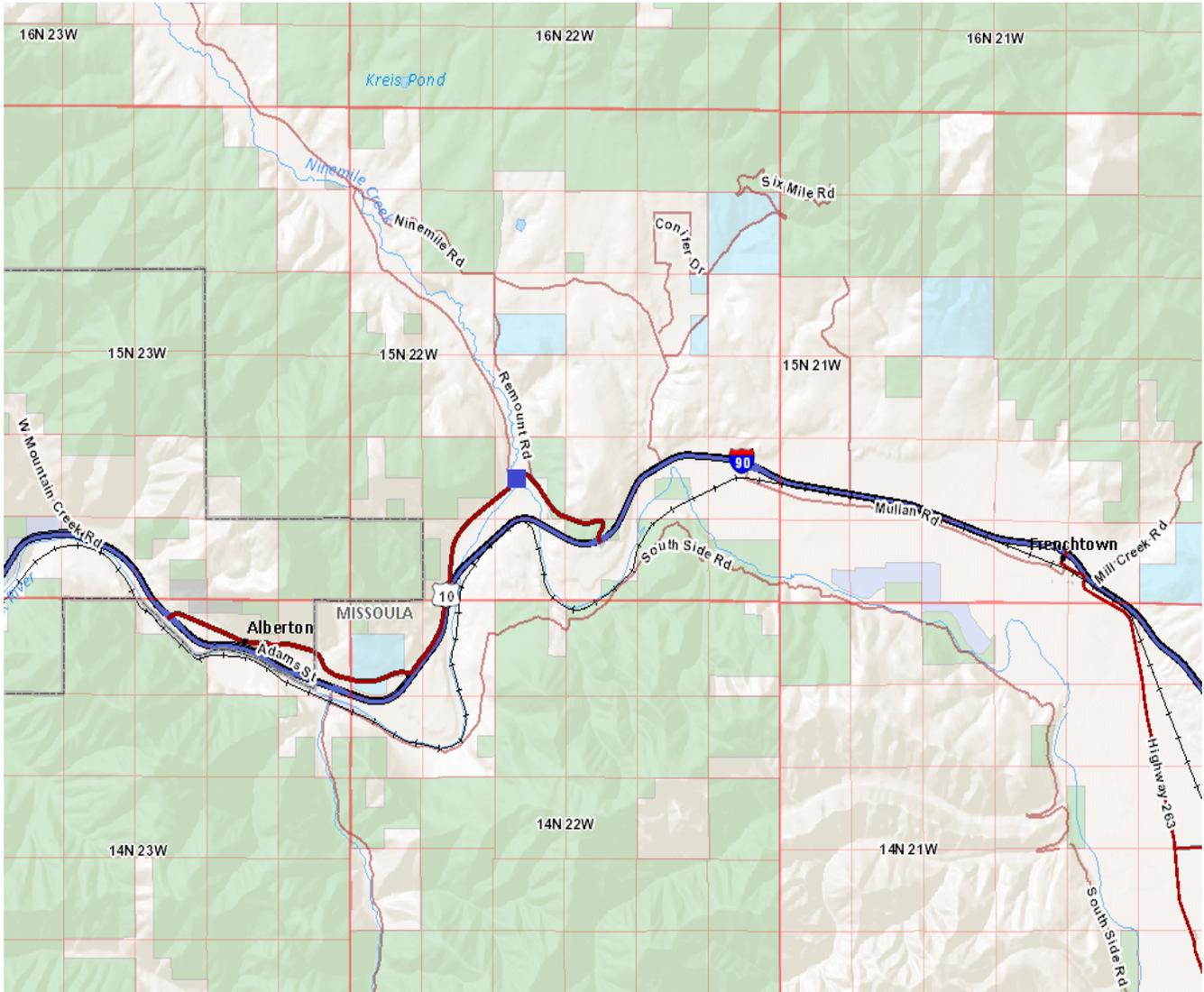
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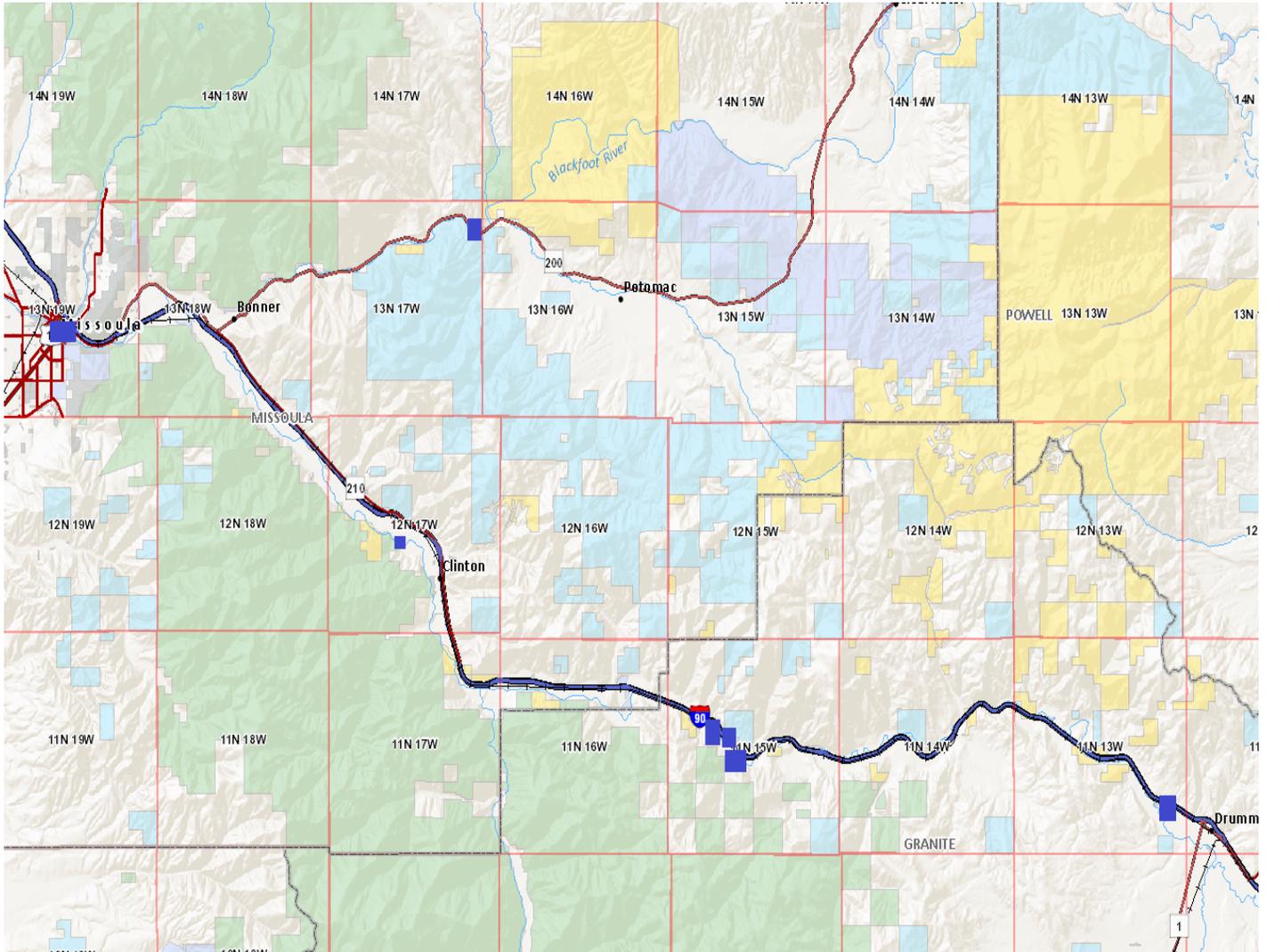
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Applications 17316 & 17361 – NWE

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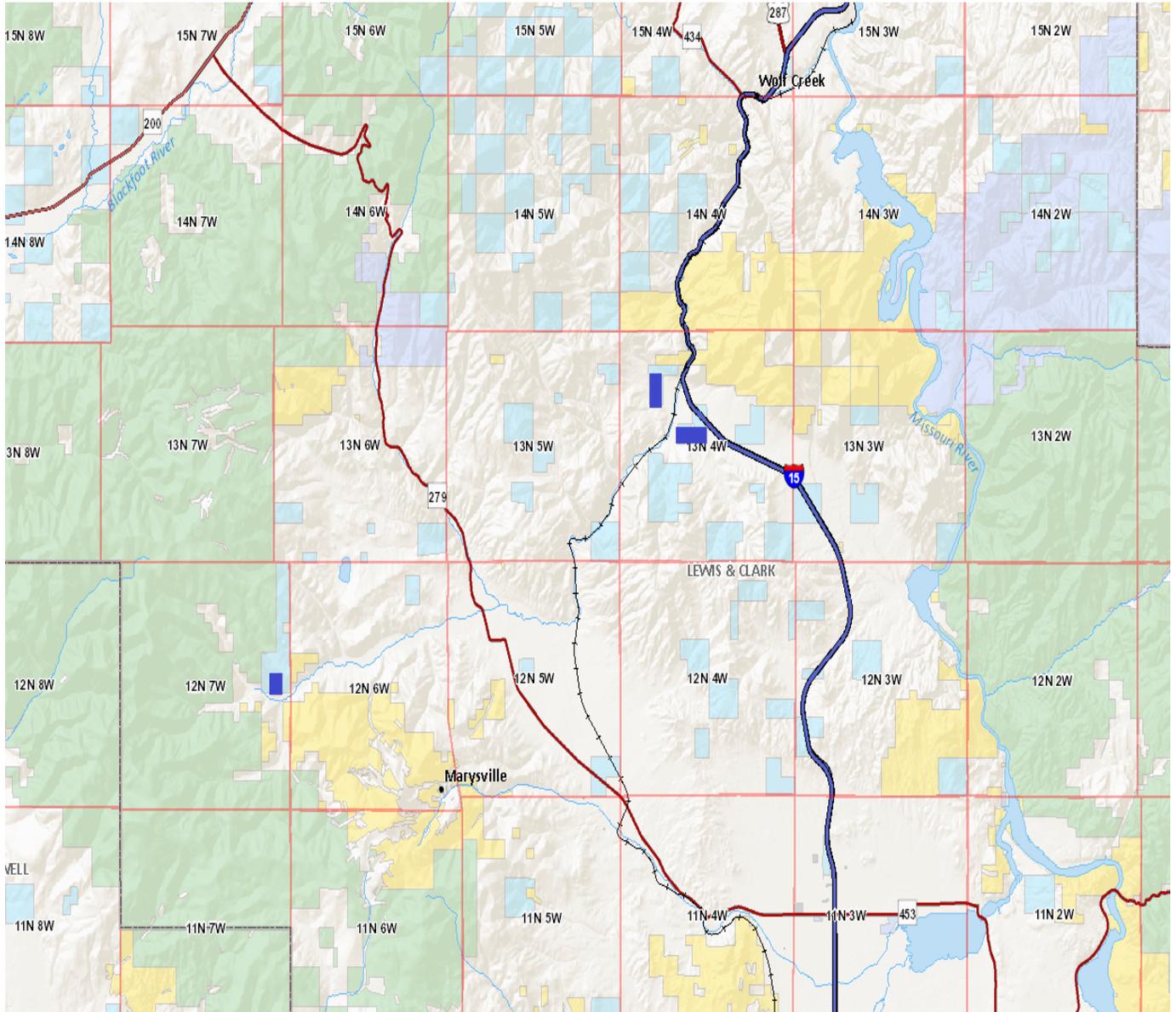
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Applications 17384, 17397, 17587 – 17591, 17942 – NWE

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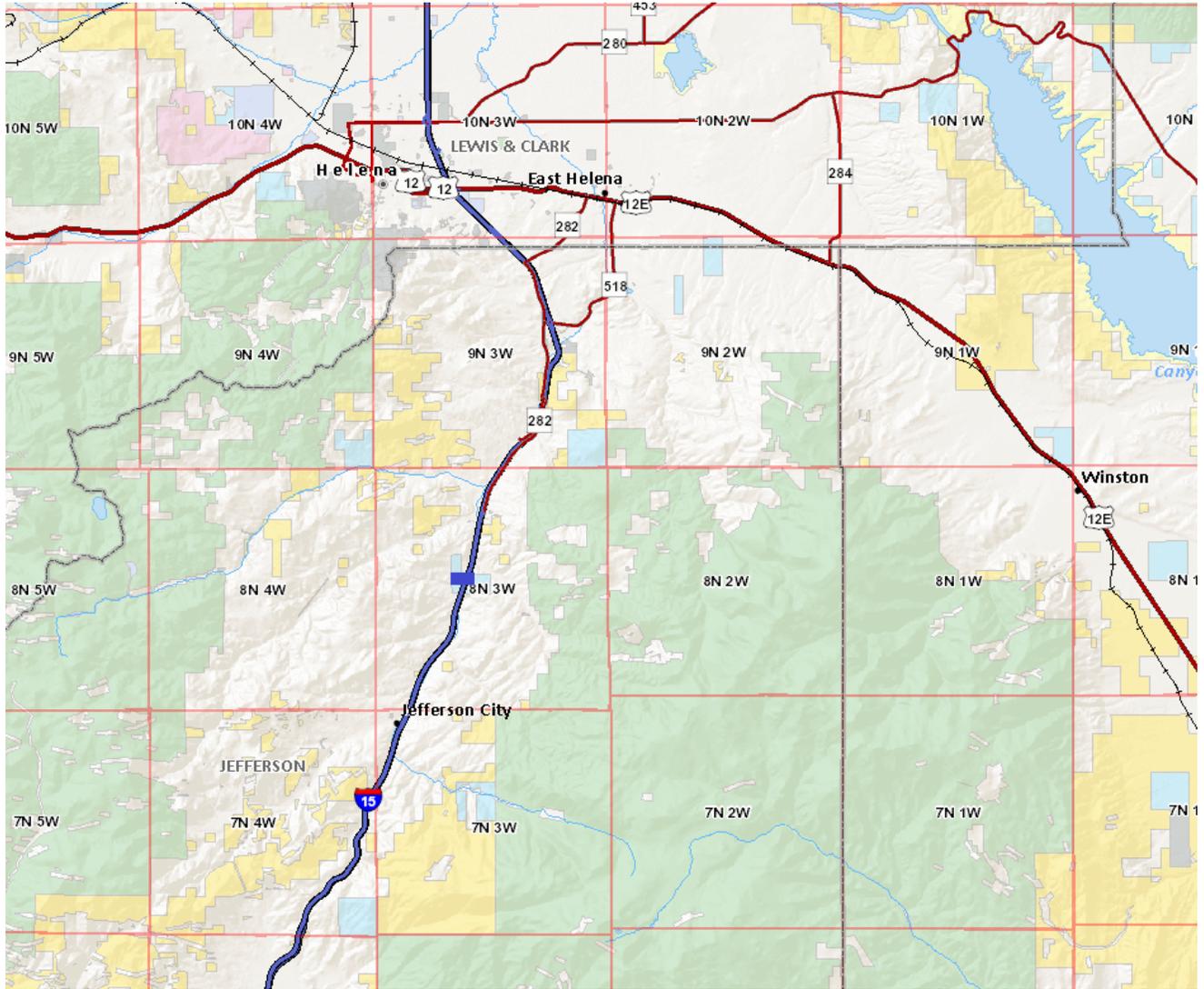
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Applications 17390, 17538 & 17539 – NWE

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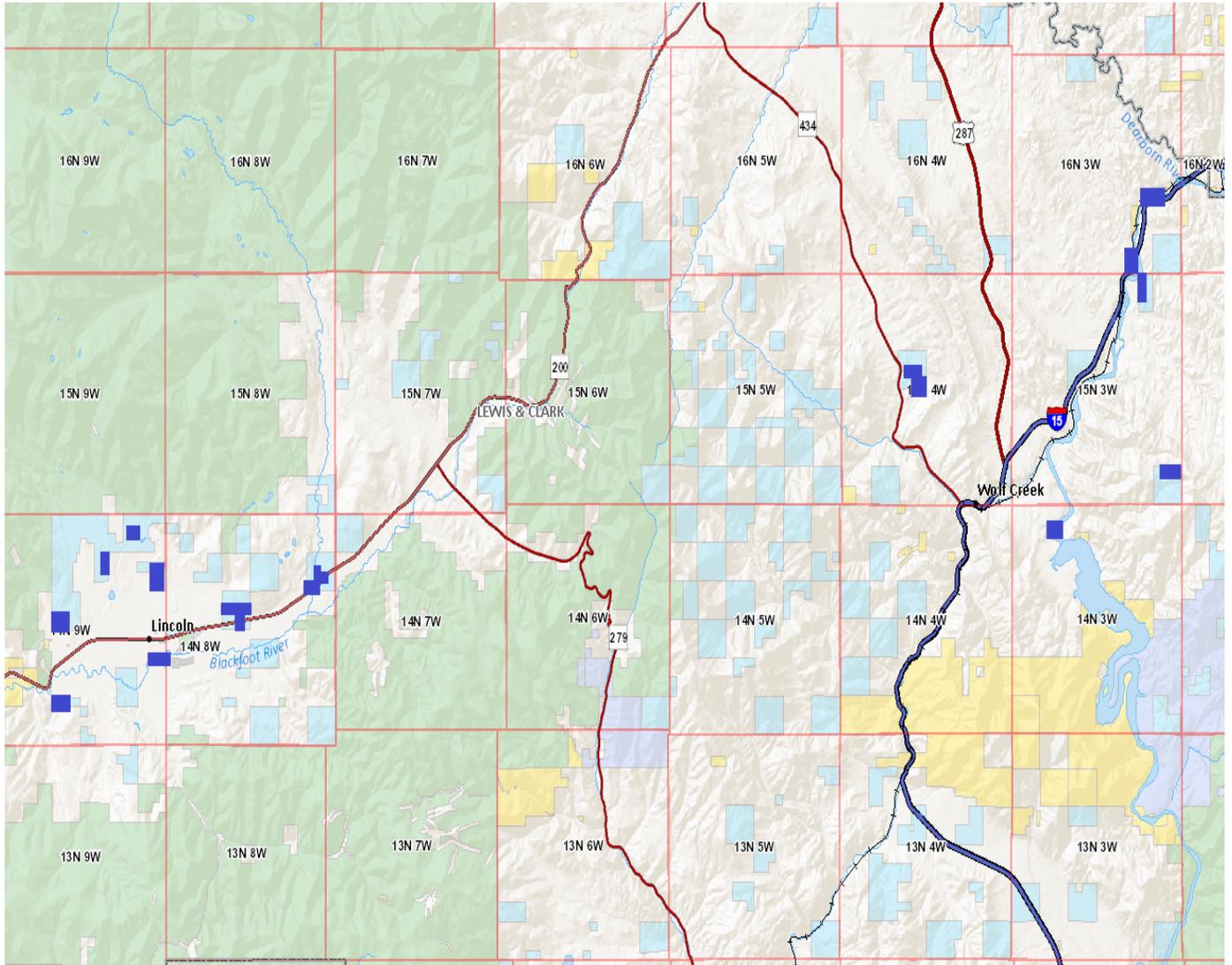
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Application 17540 – NWE

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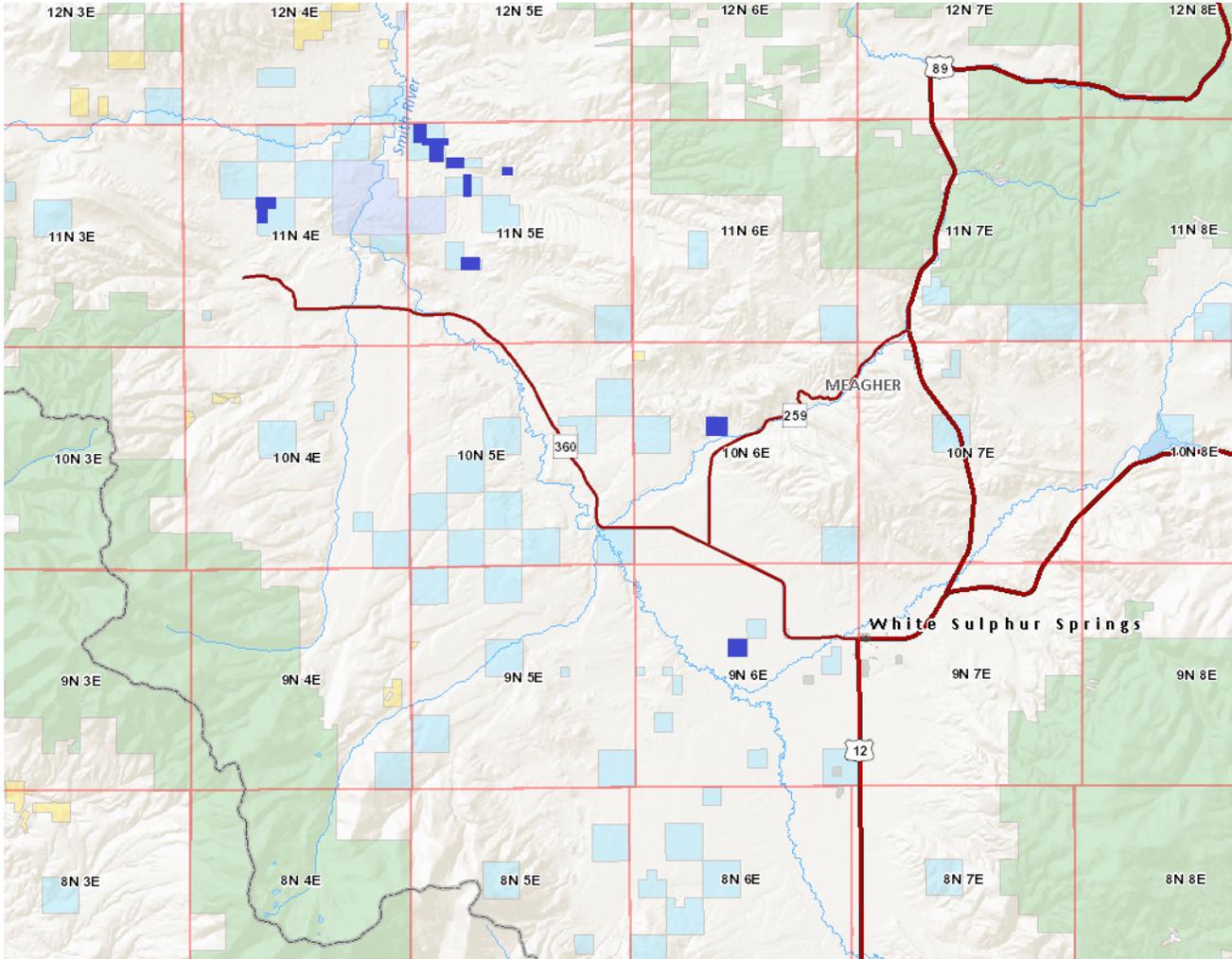
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Applications 17541 – 17543, 17545 – 17548, 17551, 17553 – 17561 – NWE

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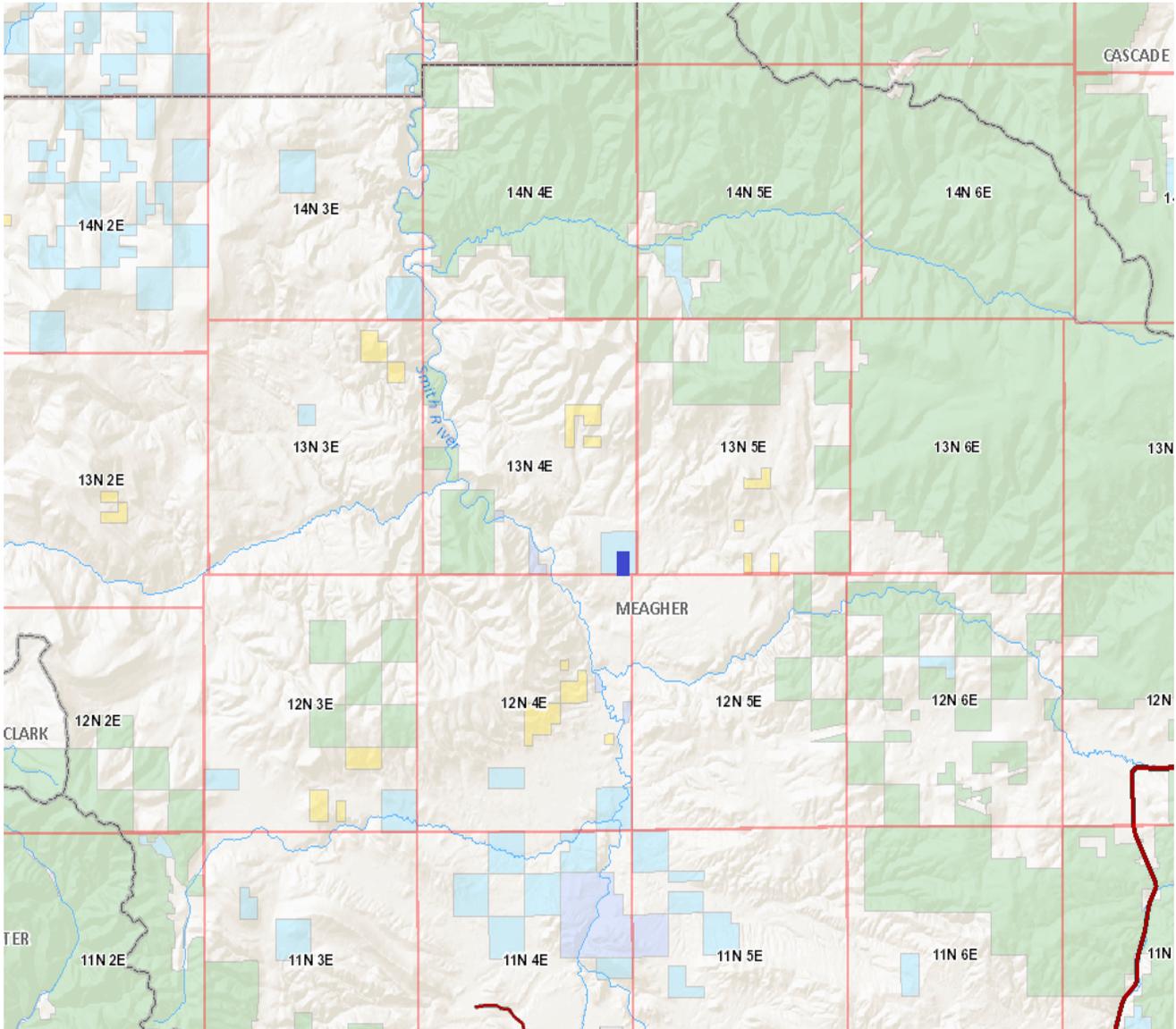
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Applications 17562 – 17567 – NWE

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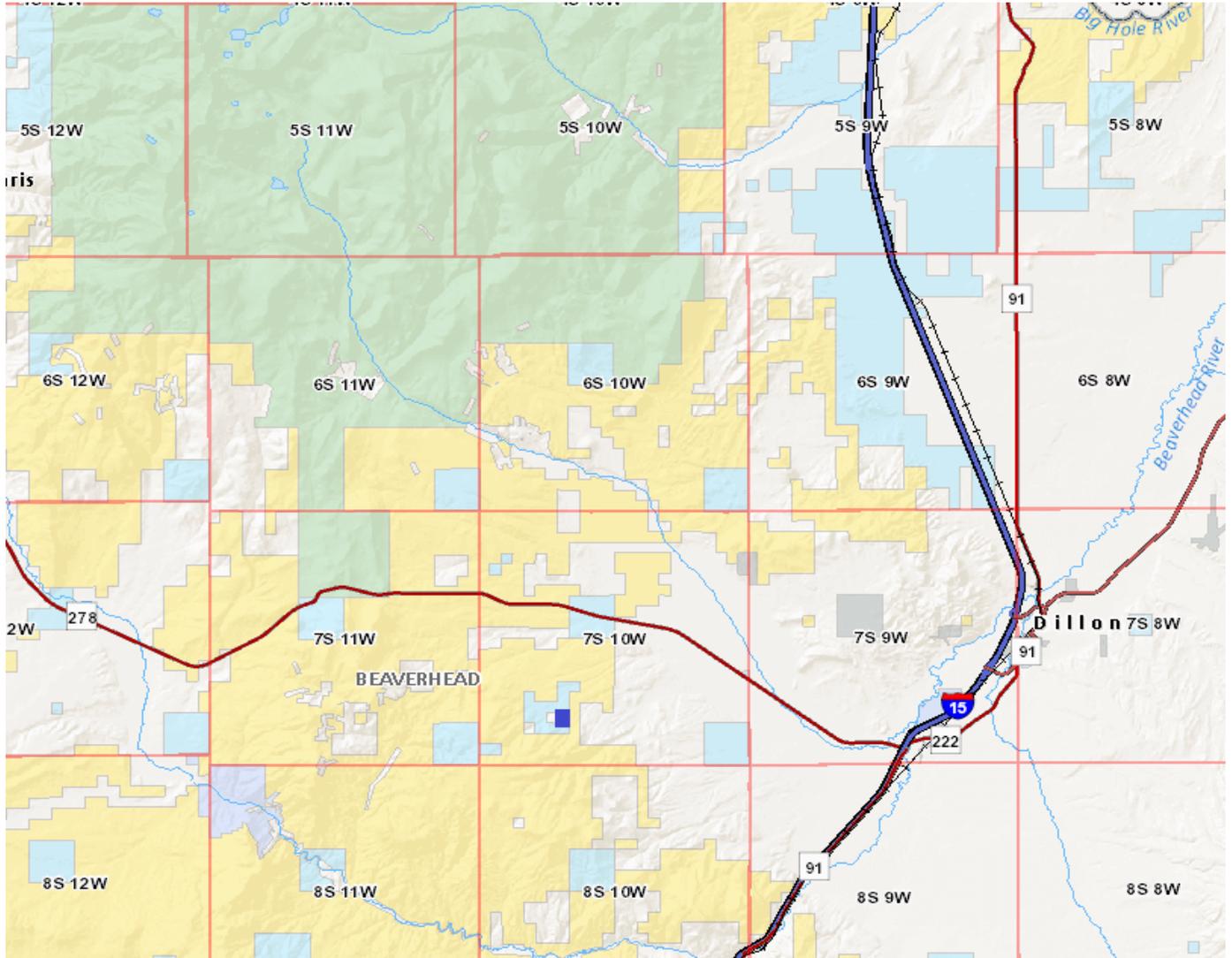
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Application 17568 – NWE

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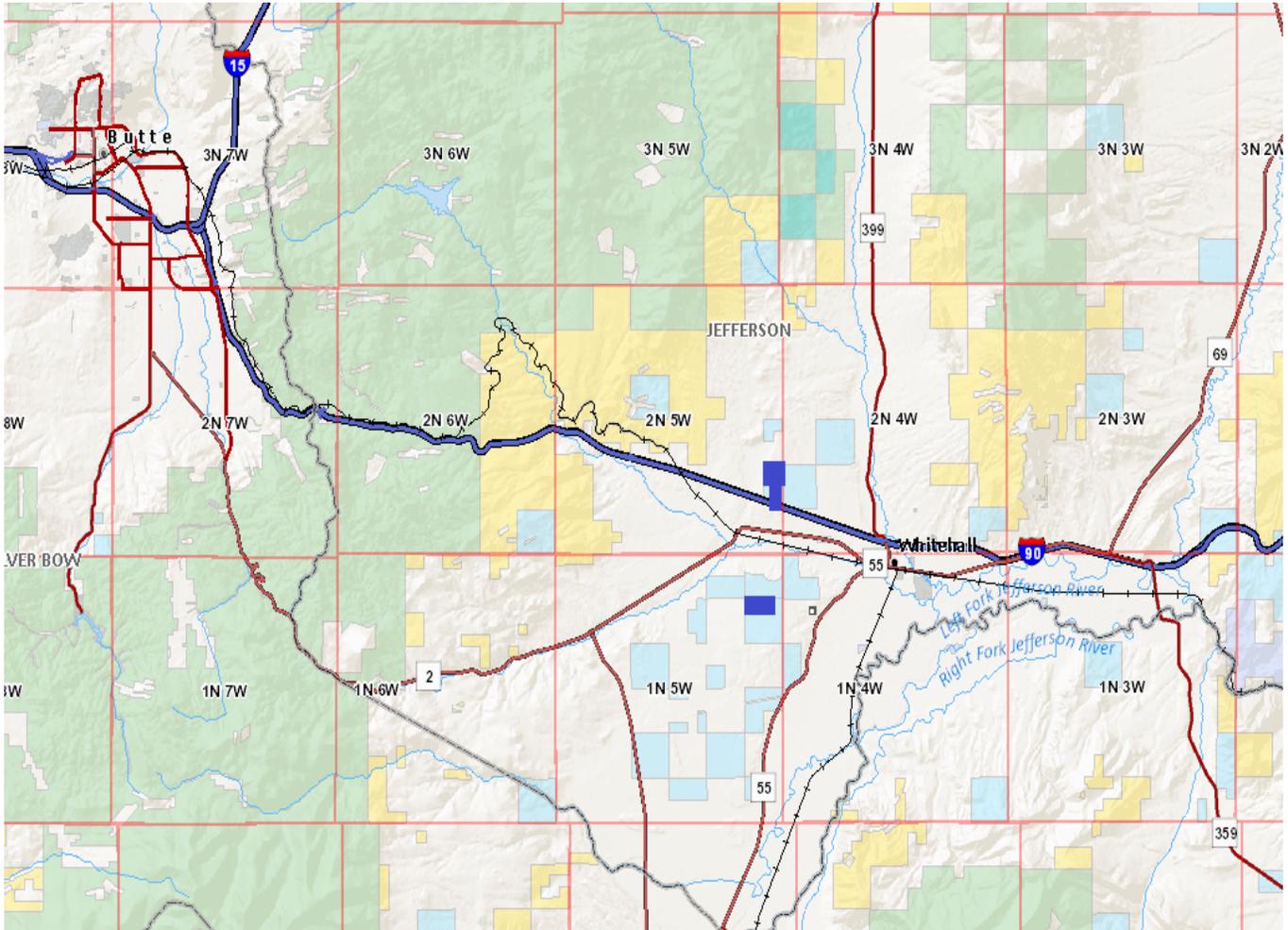
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Application 17583 – NWE

Rights of Way Applications

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Applications 17585, 17598, 17733 – NWE

Rights of Way Applications

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: David & Helena Seiver
1200 Post Oak Blvd. #1210
Houston, TX 77056

Application No.: 17701
R/W Purpose: a private access road for the purpose of access to one single family residence and associated outbuildings and for conducting farming and ranching operations

Lessee Agreement: ok
Acreage: 1.15
Compensation: \$1725.00
Legal Description: 30-foot strip through NE4NW4, Sec. 14, Twp. 21N, Rge. 26W, Sanders County
Trust Beneficiary: Public Buildings

Item Summary

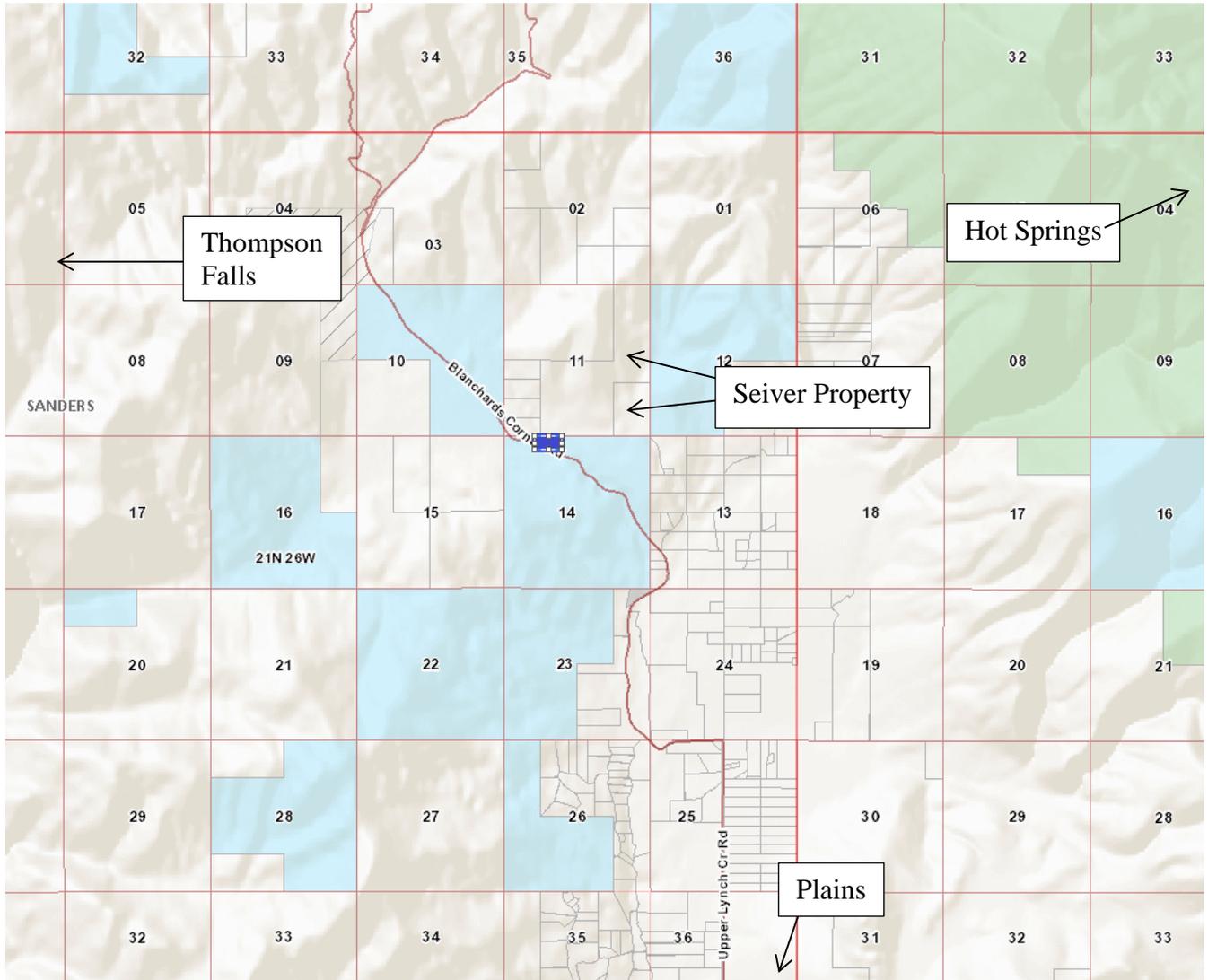
The Seivers have requested an easement to construct a new road across state land, including a bridge across Lynch Creek to access their adjoining private lands. A parcel owned by the Seivers currently has access through state land by a historic easement issued to their predecessors in interest. An adjacent parcel also owned by the Seivers was acquired by them through a bank foreclosure and did not have an easement. DNRC worked with the bank to make application, however the bank did not follow through and sold the parcel without access. Access to the Seivers' parcels includes using an existing road through adjacent private lands, over which easements appear to have been reserved. The Seivers have had continual conflicts with one particular neighbor over use of the road easement across the private lands and law enforcement has been called to the site on several occasions. Episodes include deliberate flooding of the road to prevent vehicle passage and gunfire in the vicinity of passing vehicles. To alleviate conflicts the Seivers requested a new access road across state land that will tie in directly to their properties. After physical inspection DNRC determined that the proposed alternate road would cause little impact and will benefit future timber sale activity on the state land. The Seivers will be responsible for construction of the road and bridge and DNRC will retain rights to use. The existing easement route will be reclaimed and returned to a natural state upon completion of the new road and bridge. The private property to be accessed is described as: Sec. 11, Twp. 21N, Rge. 26W – W2SE4, N2SE4SE4, E2NE4, NE4SW4 (260 acres) & SE4SE4, S2NE4SE4 (60 acres).

DNRC Recommendation

The director recommends approval of this private access easement.

Rights of Way Applications

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Application 17701 - Seivers

Rights of Way Applications

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Three Rivers Telephone Cooperative, Inc.
 PO Box 429
 Fairfield, MT 59436

Application No.: 17968
 R/W Purpose: a buried telecommunications cable
 Lessee Agreement: N/A (Navigable River)
 Acreage: 0.15
 Compensation: \$263.00
 Legal Description: 20-foot strip across the Madison River in NE4NE4, Sec. 4, Twp. 6S, Rge. 1W, Madison County
 Trust Beneficiary: Public Land Trust

Item Summary

Three Rivers Telephone Cooperative, Inc., has made application for a buried telecommunications cable. The purpose of the project is to provide Fiber to the Home (FTTH) facilities capable of providing telephone, high-speed data, and broadband services. Currently the phone lines in this project area are aging copper cables that have reached their useful life limit, preventing Three Rivers Telephone Cooperative, Inc., from being able to fulfill service requests, including full deployment of DSL services. The proposed facilities will be buried fiber optic cables placed within existing cable corridors along state highways or county road right-of-way both in public rights-of-way and utilizing some private easements. Buried placement of new facilities will be through the use of plowing, trenching, and boring where appropriate and for the most part with the use of a vibratory plow drawn by a crawler tractor. This involves insertion of the cable to a depth of 36" to 42" through a temporary surface opening of approximately 6" in width.

DNRC Recommendation

The director recommends approval of this buried telecommunications cable request.

Rights of Way Applications

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: Three Rivers Telephone Cooperative, Inc.
PO Box 429
Fairfield, MT 59436

Application No.: 17969
R/W Purpose: a buried telecommunications cable
Lessee Agreement: ok
Acreage: 1.18
Compensation: \$1416.00
Legal Description: 20-foot strip through S2SE4, Sec. 24, Twp. 7S, Rge. 1W,
Madison County
Trust Beneficiary: Pine Hills School

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: 3 Rivers Telephone Cooperative, Inc.
PO Box 429
Fairfield, MT 59436

Application No.: 17970
R/W Purpose: a buried telecommunications cable
Lessee Agreement: ok
Acreage: 1.77
Compensation: \$2124.00
Legal Description: 20-foot strip through S2NE4, NE4NE4, Sec. 24, Twp. 6S,
Rge. 1W, Madison County
Trust Beneficiary: Common Schools

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: 3 Rivers Telephone Cooperative, Inc.
PO Box 429
Fairfield, MT 59436

Application No.: 17971
R/W Purpose: a buried telecommunications cable
Lessee Agreement: ok
Acreage: 0.61
Compensation: \$732.00
Legal Description: 20-foot strip through SE4NW4, Sec. 20, Twp. 6S, Rge. 1E, Madison
County
Trust Beneficiary: Common Schools

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Rights of Way Applications

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: 3 Rivers Telephone Cooperative, Inc.
PO Box 429
Fairfield, MT 59436

Application No.: 17972
R/W Purpose: a buried telecommunications cable
Lessee Agreement: ok
Acreage: 0.59
Compensation: \$708.00
Legal Description: 20-foot strip through NE4NW4, Sec. 18, Twp. 7S, Rge. 1E, Madison
County
Trust Beneficiary: Pine Hills School

Item Summary

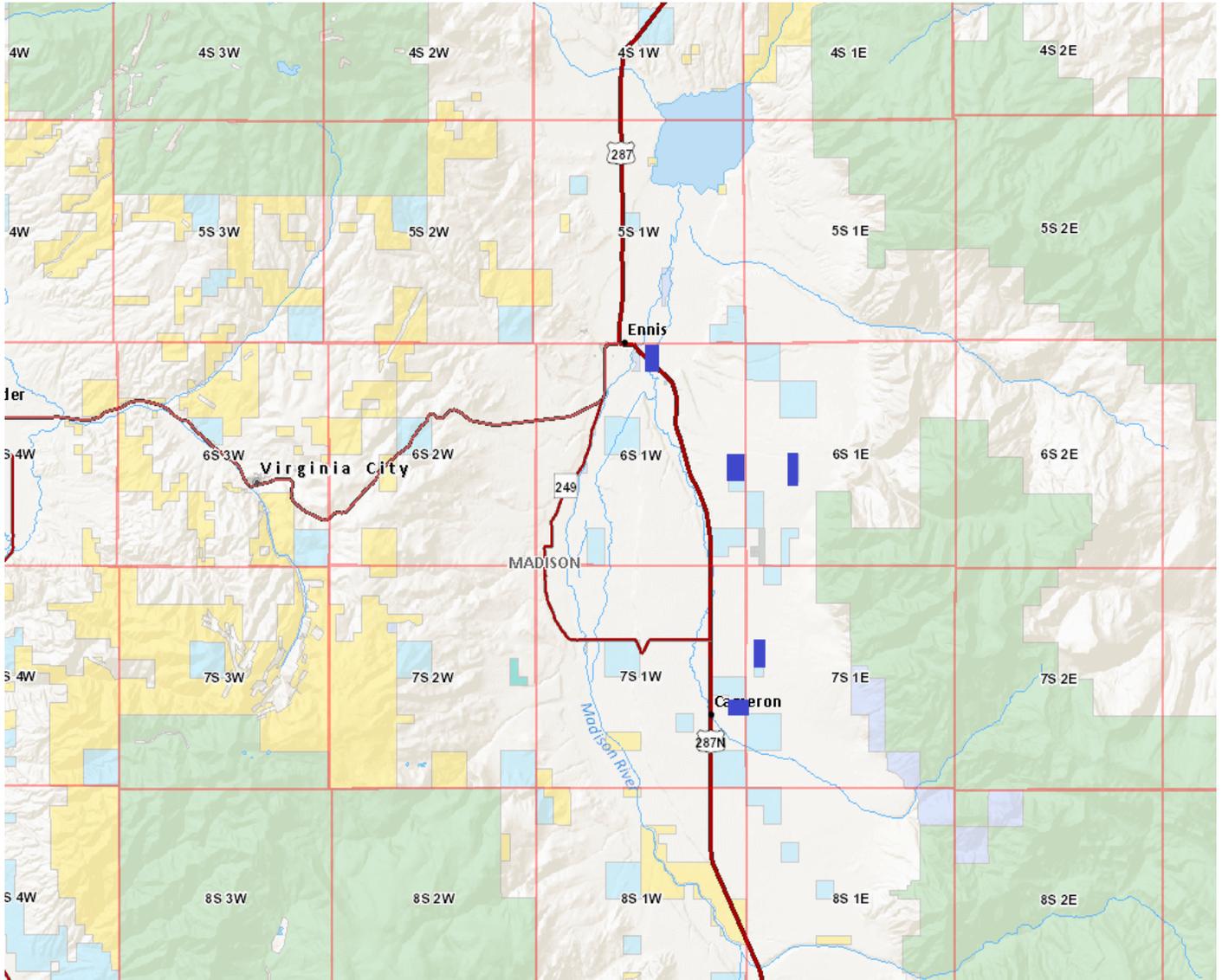
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Rights of Way Applications

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Applications 17968 – 17972 – Three Rivers Telephone Cooperative, Inc.

Rights of Way Applications

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APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: ONEOK Rockies Midstream, LLC
 896 25th Street SE
 Sidney, MT 59270

Application No.: 17974
 R/W Purpose: a buried 6" natural gas pipeline
 Lessee Agreement: ok
 Acreage: 0.08
 Compensation: \$743.00
 Legal Description: 20-foot strip through SE4SE4, Sec. 16, Twp. 22N, Rge. 58E, Richland County
 Trust Beneficiary: Common Schools

Item Summary

ONEOK Rockies Midstream, LLC, has made application for a 6" natural gas pipeline. The pipeline was previously authorized and installed under two Land Use Licenses issued in 2007. This application is to convert the Land Use Licenses to 30-year term easements. ONEOK Rockies Midstream, LLC, has agreed to compensation in the amount of \$70 per rod which is consistent with other installations in the area.

DNRC Recommendation

The director recommends approval of this 30-year term easement for this natural gas pipeline.

Rights of Way Applications

June 19, 2017

APPLICANTS AND RIGHTS OF WAY INFORMATION

Applicant: ONEOK Rockies Midstream, LLC
896 25th Street SE
Sidney, MT 59270

Application No.: 17975
R/W Purpose: a buried 6" natural gas pipeline
Lessee Agreement: ok
Acreage: 2.07
Compensation: \$19,109.00
Legal Description: 20-foot strip through S2S2, Sec. 16, Twp. 22N, Rge. 58E, Richland
County
Trust Beneficiary: Common Schools

Item Summary

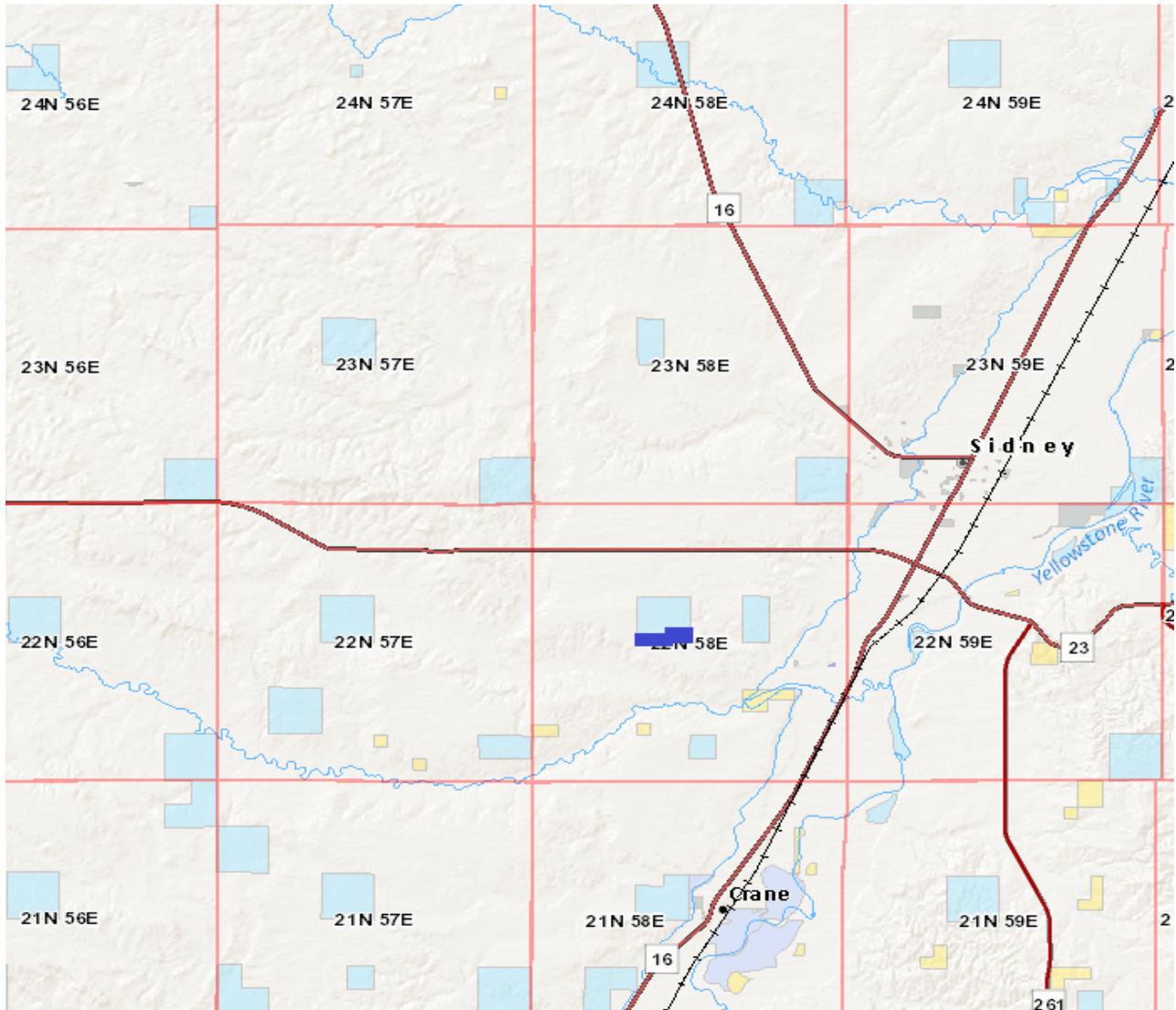
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DNRC Recommendation

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Rights of Way Applications

June 19, 2017



Applications 17974 & 17975 – ONEOK