

## CATEGORICAL EXCLUSION DOCUMENTATION FOR DNRC REAL ESTATE MANAGEMENT ACTIVITY

Project Name: LUL – King Street Productions

Proposed Implementation Date: August 29, 2022 to September 9, 2022

Proponent: King Street Productions, Inc 1923

Type and Purpose of Action: Issuing a Land Use License (LUL) for general access to state land to mow 1-2 acres and remove existing metal gate and replace with a wood gate. This is in conjunction with filming the 1923 movie. No filming or other action will occur on state land. State land and gate will be seen on camera in the background.

Location: E2SW4, Sec 16, T1N, R2E

County: Gallatin

**Category (refer to ARM 36.25.918 (1)(a-o) for additional detail):**

- a)  Lease and License Administration
- b)  Review of Lease and License Modification
- c)  Boundary Adjustments to Existing Leases
- d)  Project Planning and Design
- e)  Project Evaluation under **ARM 36.25.906**
- f)  Development of a Site Selection Report under **ARM 36.25.907**
- g)  Project Selection under **ARM 36.25.908**
- h)  Development of the Project Management List under **ARM 36.25.909**
- i)  Marketing of State Trust Lands Proposed for lease, license, or easement
- j)  Short-term land use licenses, involving no resource extraction or developed uses, and conforming to local permitting and land use regulations
- k)  Other RE Management Activities Administered by the Bureau on State Trust Lands that are not in connection to:
  - i. A Department Proposal for a Sale, Exchange, Easement, Placement of Improvement, Lease, License, or Permit; or
  - ii. A Department Review of an Application for Authorization of a Sale, Exchange, Easement, Placement of Improvement, Lease, License, or Permit
- l)  Department Request to Amend a Local Growth Policy or Zoning Regulation
- m)  Department Request to Amend or Develop a Neighborhood Plan or Extension of Services Plan
- n)  Annexation
- o)  Land Acquisition

The Department of Natural Resources and Conservation, Trust Land Management Division, has adopted the above categorical exclusions for real estate activities conducted on state trust lands. "Categorical Exclusion" refers to a type of action that does not individually, collectively, or cumulatively require an EA or EIS unless extraordinary circumstances occur (ARM 36.2.522(5)).

**Extraordinary Circumstances:**

Will the proposed action affect one or more of the following resources, species or situations in the project area? If the resource, species, or situation is present, but project design avoids potential adverse effects on the resource, the answer is "No". One "Yes" answer indicates that Categorical Exclusion is not appropriate for the project, and an EA or EIS must be conducted.

YES      NO

- YES       NO      a) upon sites with high erosion risk.
- YES       NO      b) where critical habitat for federally listed threatened and endangered species may be affected
- YES       NO      c) where Native American religious and cultural sites may be affected
- YES       NO      d) where archaeological sites may be affected
- YES       NO      e) where historic properties and areas may be affected
- YES       NO      f) where several related categorically-excluded individual activities may cumulatively result in significant impacts to the human environment because they will either occur closely in time, or in the same geographic area. Such related actions may be subject to environmental review even if they are not individually subject to review
- YES       NO      g) where the activity would result in a violation of any applicable local, state, or federal laws or regulations

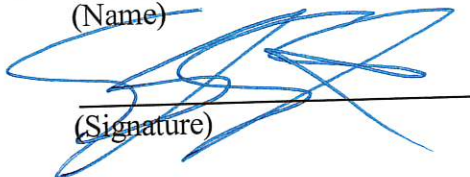
The project listed above meets the definition of the indicated categorical exclusion, including specified conditions and extraordinary circumstances, as provided in the Real Estate Management Project Rules (ARM 36.25.918).

Prepared by: Michaela Hanson, LUS  
(Name)

8/29/2022  
(Date)

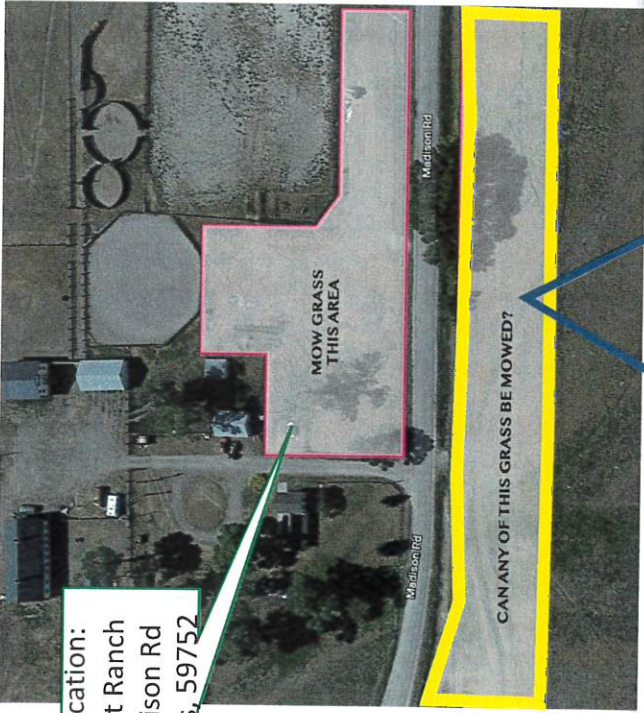
Decision by: Erik Eneboe  
(Name)

Bozeman / Conrad Unit Manager  
(Title)

  
(Signature)

8/29/22  
(Date)

Filming Location:  
McDermott Ranch  
4333 Madison Rd  
Three Forks, 59752



State of Montana Property  
Request to mow the area highlighted  
In YELLOW

KING STREET  
PRODUCTIONS



Film Date: Friday Sept 2, 2022

If approved by State-MT, date we need to do this work by: **August 31, 2022**

Contact: Perri Pearson 310-346-3800

Email: [locationscoutpp@gmail.com](mailto:locationscoutpp@gmail.com)

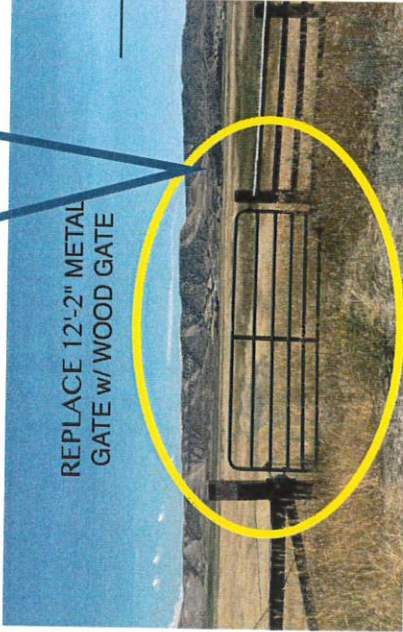
Address of Filming property: 4333 Madison Rd. Three Forks, 59752

State of Montana Property

Request to remove/ restore metal  
cattle gate - (Place a wooden gate in it place for  
Scene). highlighted with YELLOW circle



REPLACE 12'-2" METAL  
GATE w/ WOOD GATE



REPLACE (2) 10' METAL  
GATES w/ WOOD GATES

