

**REGULAR MEETING OF THE BOARD OF LAND COMMISSIONERS**  
**AGENDA**  
**March 17, 2025, 9:00 a.m.**  
**Supreme Court Chambers, Mazurek Justice Building**  
**Helena, MT**

**ACTION ITEMS**

**0325-1 Timber Sales    APPROVED: 5-0**

**A. County Line**

*Location: Carter County*  
*Benefits: Common Schools*

**B. Game On**

*Location: Missoula County*  
*Benefits: Common Schools*

**C. No Tellum**

*Location: Flathead County*  
*Benefits: Common Schools*

**0325-2 Oil and Gas Lease Sale    APPROVED: 5-0**

*Location: Blaine, Richland, Roosevelt, and Toole County*  
*Benefits: Common Schools*

**0325-3 Cabin and Homesite: Set Minimum Bid for Sale    APPROVED: 5-0**

*Location: Missoula County*  
*Benefits: MSU 2nd*

**0325-4 Easements    APPROVED: 5-0**

*Location: Carter, Custer, Flathead, Gallatin, Lewis & Clark, Teton, and Valley County*  
*Benefits: Capitol Buildings, Common Schools, MSU-Eastern/UM-Western, Pine Hills School*

**0325-5 Informational Item: Navigating Montana's Water Rights, An Overview of the Adjudication Process**

*Location: NA*  
*Benefits: NA*

**PUBLIC COMMENT**

# 0325-1

## TIMBER SALES

- A. County Line
- B. Game On
- C. No Tellum

**Land Board Agenda Item  
March 17, 2025**

**0325-1A Timber Sale: County Line**

**Location: Carter County**

**Trust Benefits: Common Schools**

**Trust Revenue: \$13,387 (estimated, minimum)**

**Item Summary**

**Location:** The County Line Timber Sale is located approximately 2 miles south of Ridge, Montana.

**Size and Scoping:** The sale has 4 harvest units totaling (465 acres) of tractor logging.

**Volume:** The estimated harvest volume is 5,625 tons (750 MMBF) of sawlogs.

**Estimated Return:** The minimum price is set at \$2.38 per ton, which would generate approximately \$13,387 for the Common School Trust and \$750 in Forest Improvement fees.

**Prescription:** This sale would utilize a selection harvest prescription designed to reduce stocking levels to a more historic pre fire suppression level. Dominant and co-dominant live green ponderosa pine trees from all size classes will be left to promote regeneration.

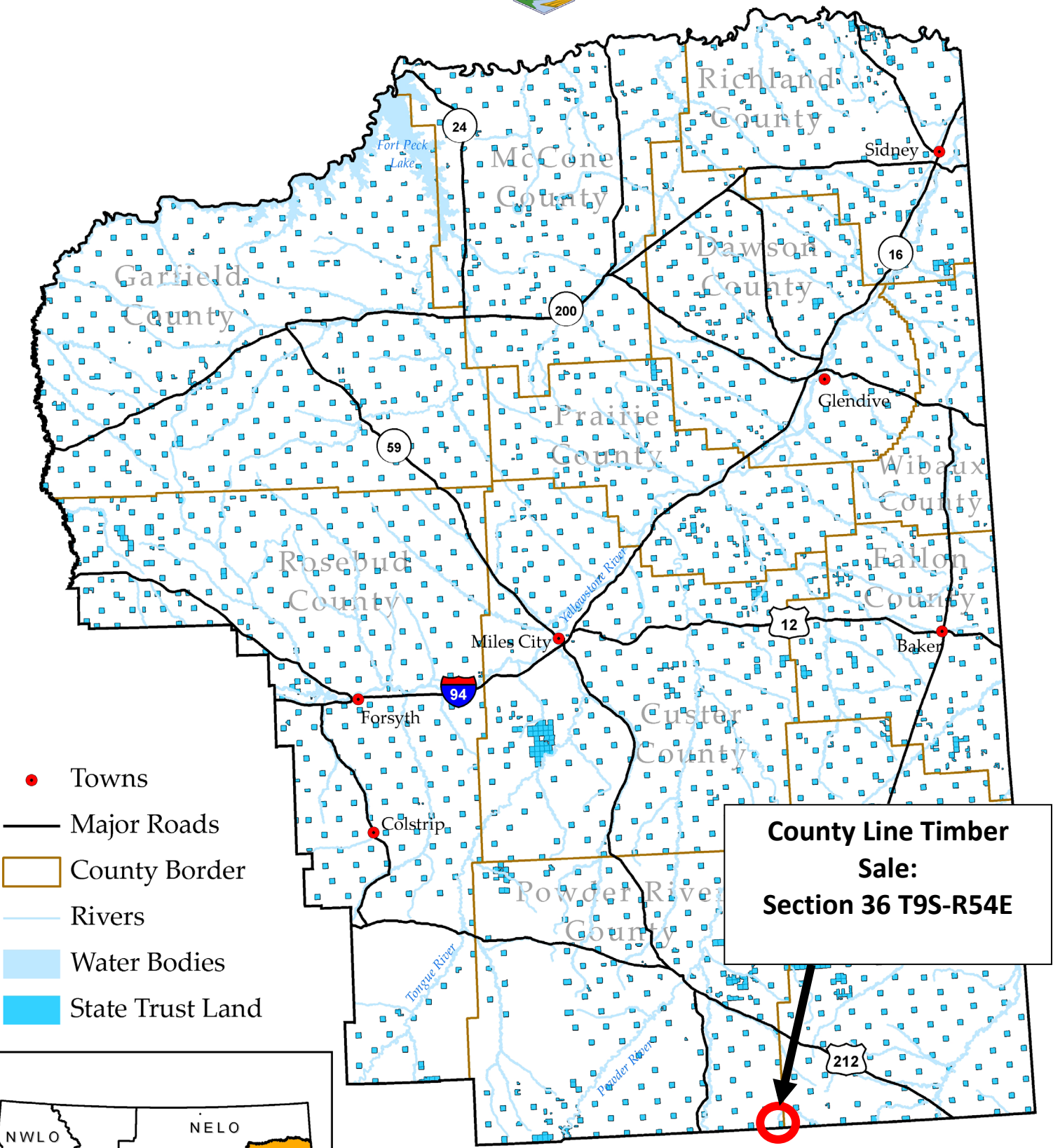
**Road Construction/Maintenance:** The Department of Natural Resources and Conservation (DNRC) is proposing 6 miles of temporary road construction.

**Public Comments:** One comment was received from a Northern Cheyenne Tribal representative requesting a cultural review of the project area. DNRC's archaeologist conducted a Class I review of the project area, which indicated that the site contains possible cultural artifacts. The cultural artifact does not occur within the proposed project's harvest units and will not be impacted by project operations.

**DNRC Recommendation**

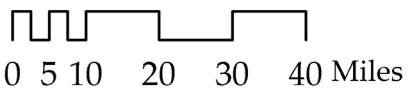
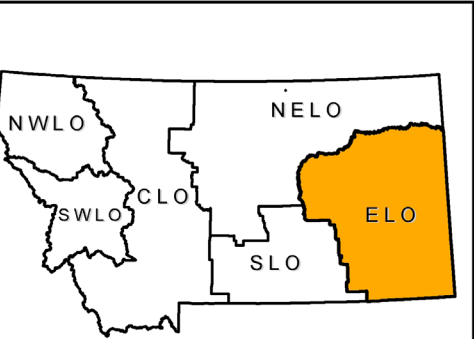
The DNRC recommends the Land Board direct DNRC to sell the County Line Timber Sale.

COUNTY LINE VICINITY MAP  
EASTERN LAND OFFICE

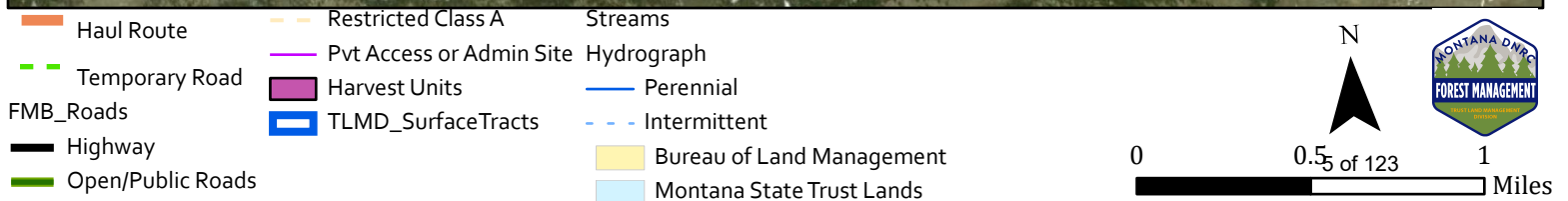
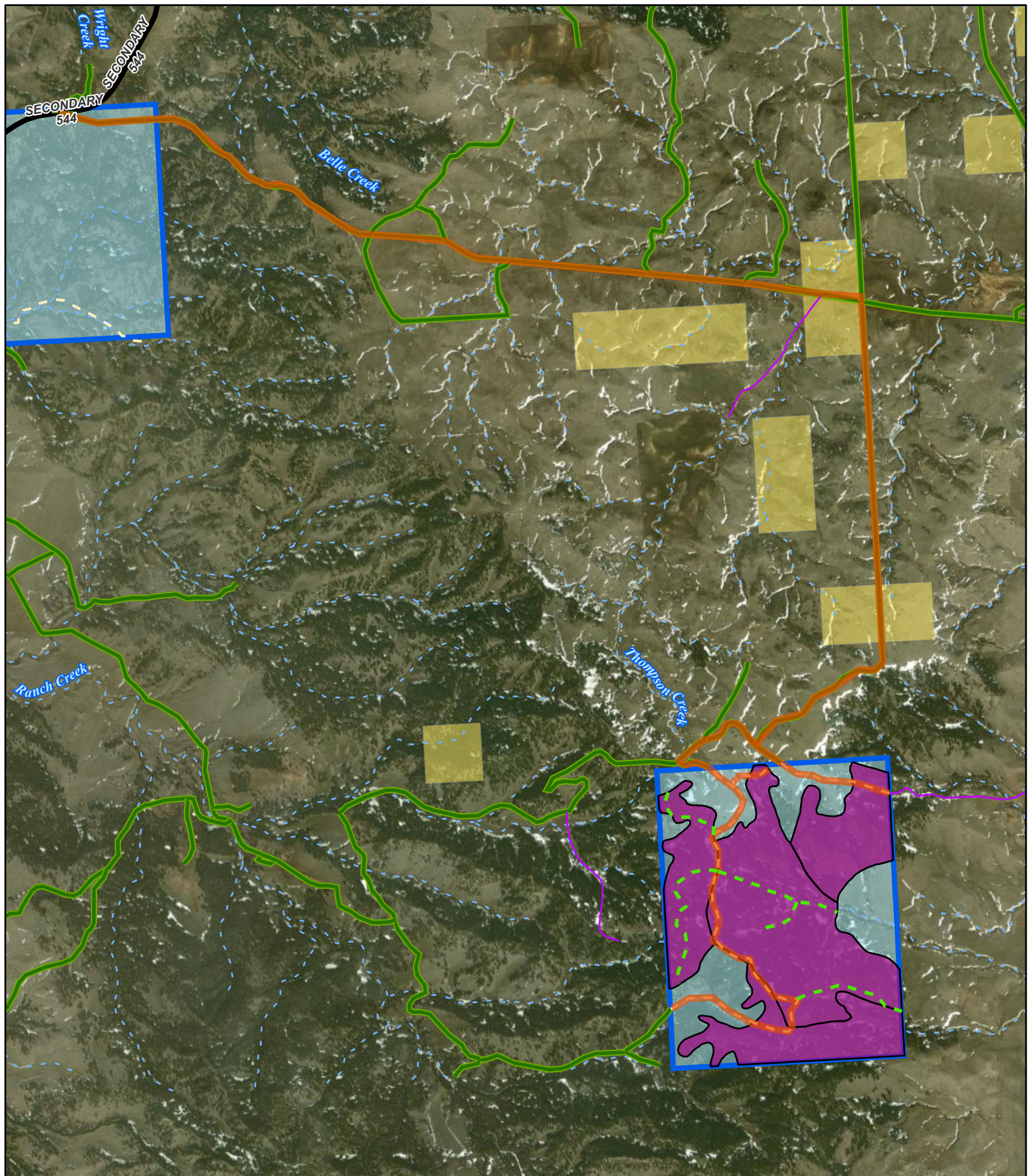


- Towns
- Major Roads
- ▭ County Border
- Rivers
- Water Bodies
- State Trust Land

**County Line Timber  
Sale:  
Section 36 T9S-R54E**



# County Line Timber Sale Haul Route and Harvest Units



**Land Board Agenda Item  
March 17, 2025**

**0325-1B Timber Sale: Game On**

**Location:** Missoula County

**Trust Benefits:** Common Schools

**Trust Revenue:** \$127,301 (estimated, minimum)

**Item Summary**

**Location:** The Game On Timber Sale is located approximately 10 miles east of Bonner, Montana.

**Size and Scope:** The sale includes 3 harvest units of skyline (*52 acres*) and tractor (*426 acres*) logging.

**Volume:** The estimated harvest volume is 15,264 tons (*2.1 MMBF*) of sawlogs.

**Estimated Return:** The minimum bid is \$8.34 per ton, which would generate approximately \$127,301 for the Common Schools Trust and approximately \$45,731 in Forest Improvement fees.

**Prescription:** This sale would utilize an individual tree selection harvest prescription designed to generate revenue for the Common Schools Trust, bring stands closer to historic conditions, reduce stand densities and fuel loads, and reduce the risks of insect and disease infestation by promoting tree health and vigor with multiple age classes and mixed-species stands.

**Road Construction/Maintenance:** The Department of Natural Resources and Conservation (DNRC) is proposing 27 miles of road maintenance.

**Access:** Access is obtained through secured easements on open private roads.

**Public Comments:** Six comments were received during the initial scoping of the Dirty Donovan Projects, however no public comments were relevant to the Game On Timber Sale.

**DNRC Recommendation**

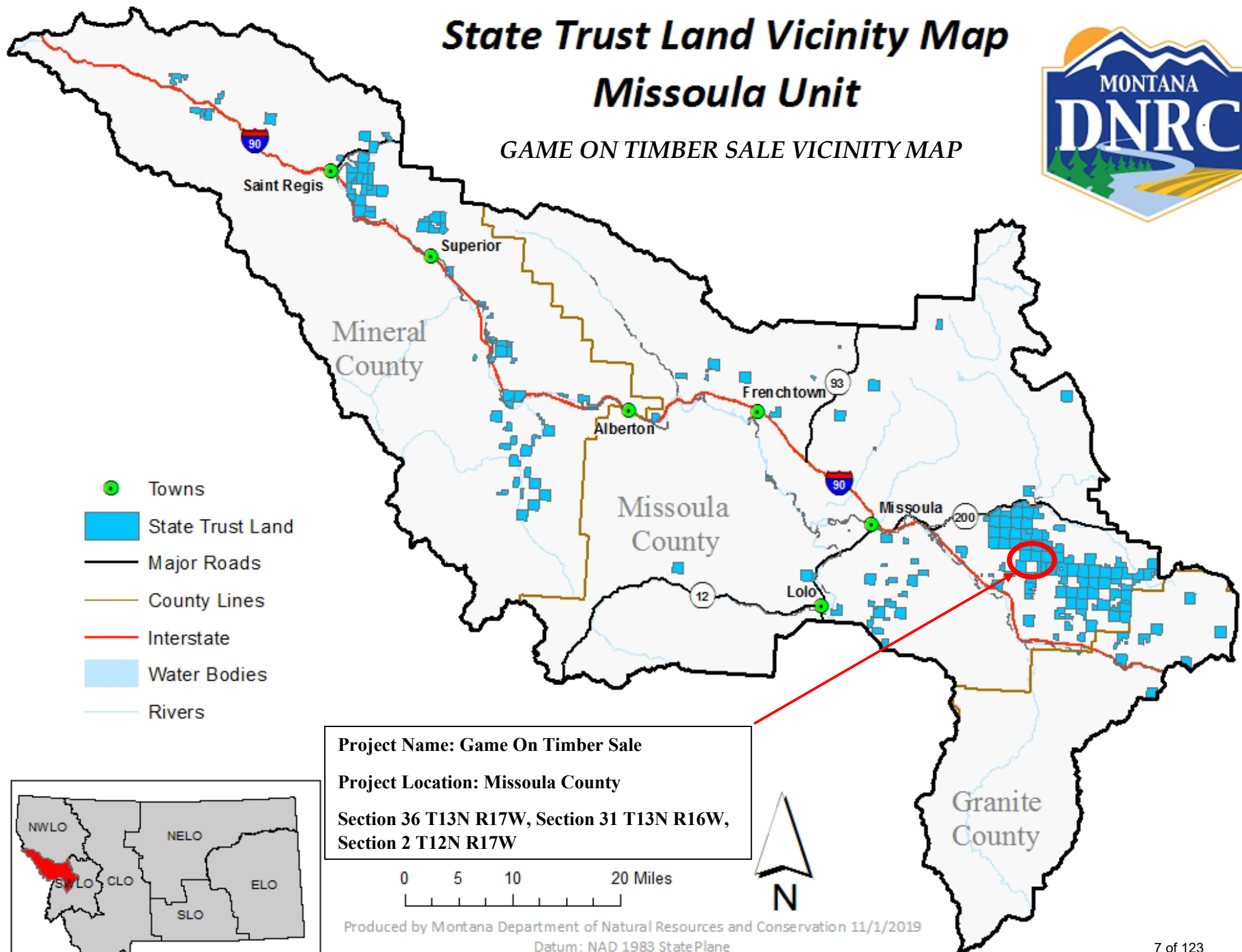
The DNRC recommends the Land Board direct DNRC to sell the Game On Timber Sale.

# State Trust Land Vicinity Map

## Missoula Unit



GAME ON TIMBER SALE VICINITY MAP



- Towns
- State Trust Land
- Major Roads
- County Lines
- Interstate
- Water Bodies
- Rivers

**Project Name:** Game On Timber Sale

**Project Location:** Missoula County

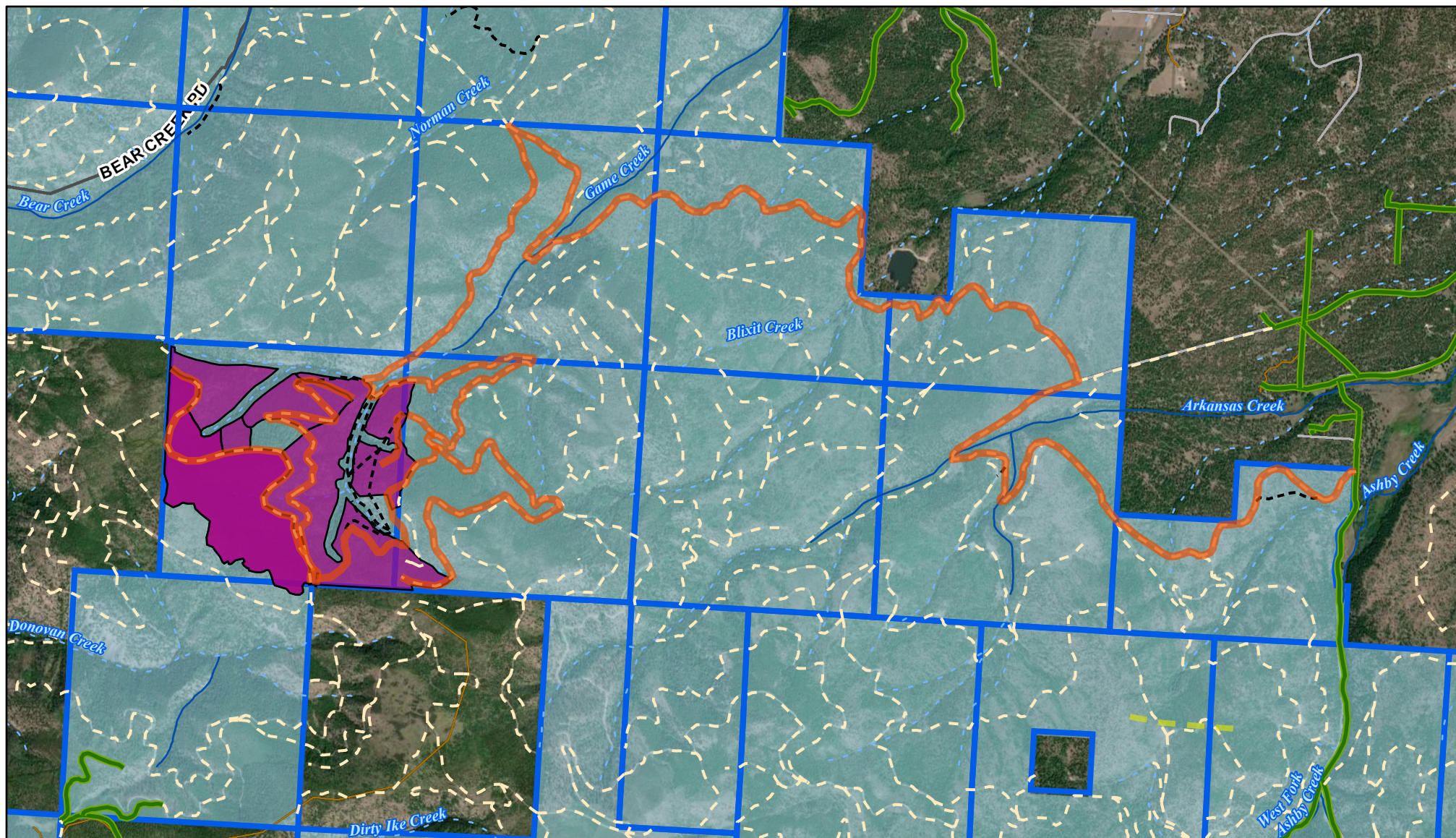
Section 36 T13N R17W, Section 31 T13N R16W,  
Section 2 T12N R17W

0 5 10 20 Miles

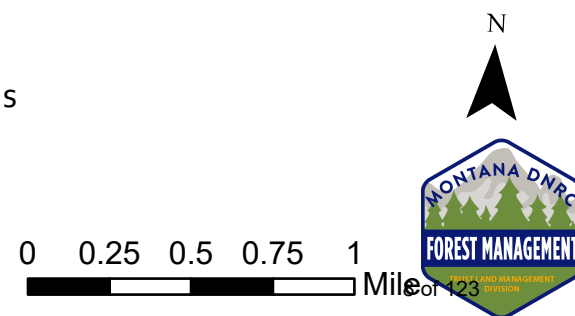


Produced by Montana Department of Natural Resources and Conservation 11/1/2019  
Datum: NAD 1983 StatePlane

# Game On Timber Sale Haul Route and Harvest Units



- |                                   |                            |                           |
|-----------------------------------|----------------------------|---------------------------|
| — Haul Route                      | --- Abandoned or Reclaimed | TLMD_SurfaceTracts        |
| — Reconstruction of Existing Road | Harvest Units              | Montana State Trust Lands |
| FMB_Roads                         | Streams                    |                           |
| — Highway                         | Hydrograph                 |                           |
| — Open/Public Roads               | — Perennial                |                           |
| — Restricted Class A              | — Intermittent             |                           |



**Land Board Agenda Item  
March 17, 2025**

**0325-1C Timber Sale: No Tellum**

**Location:** Flathead County

**Trust Beneficiaries:** Common Schools

**Trust Revenue:** \$91,498 (estimated, minimum bid)

**Item Summary**

**Location:** The No Tellum Timber Sale is located approximately 12 miles southwest of Marion, Montana.

**Size and Scope:** The sale includes 6 harvest units (*99 acres*) of tractor logging.

**Volume:** The estimated harvest volume is 4,773 tons (*764 MMBF*) of sawlogs.

**Estimated Return:** The minimum bid is \$19.17 per ton, which would generate approximately \$91,498 for the Common Schools Trust and approximately \$20,322 in Forest Improvement fees.

**Prescription:** This sale would utilize a sanitation harvest prescription designed to sanitize the stand of severe insect and disease infestation, while promoting forest health and vigor and reducing wildfire fuels and hazards.

**Road Construction/Maintenance:** The Department of Natural Resources and Conservation (DNRC) is proposing 5.3 miles of existing road maintenance.

**Access:** Access is obtained through a cost share road with the United States Forest Service.

**Public Comments:** Seven comments were received. Six of the comments were from local residents with concerns about road use and maintenance, forestry, and increasing the harvest area to include additional fuels reduction near residences. DNRC responded and assured individuals that roads would be maintained with use and that the project could not be expanded past current boundaries on state trust land ownership. Another neighbor sought information about forest management and then pursued similar management efforts on their land. Montana Department of Fish, Wildlife & Parks (FWP) comments with concerns about wildlife habitat and requested to be kept informed of project development. DNRC provided FWP with project updates and addressed wildlife concerns in the Environmental Assessment document.

**DNRC Recommendation**

The DNRC recommends the Land Board direct DNRC to sell the No Tellum Timber Sale.

# State Trust Land Vicinity Map

## Kalispell Unit

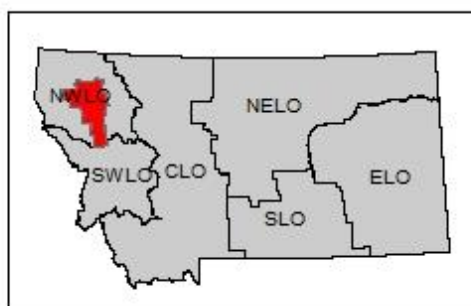
**Project Name:** No Tellum  
Timber Sale

**Location:** Section 16 T26N  
R25W

**County:** Flathead

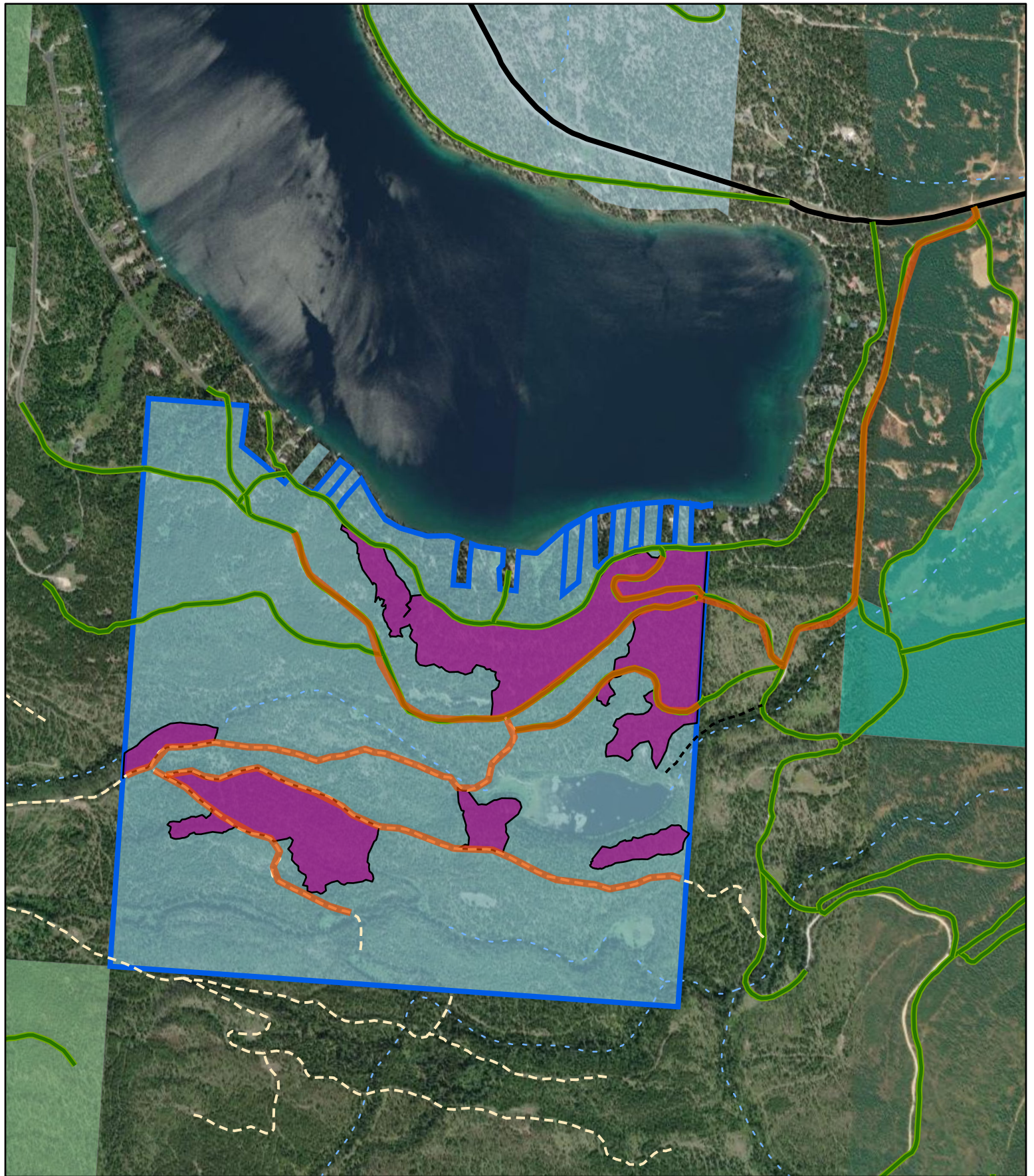


- State Trust Land
- Water Bodies
- Towns
- Rivers
- County Lines
- Major Roads

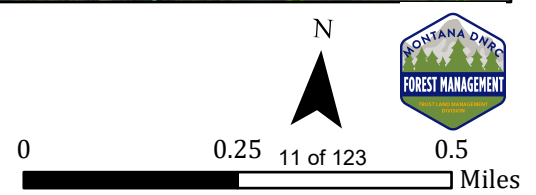


0 5 10 20 Miles

# No Tellum Timber Sale Haul Route and Harvest Units



- |  |   |  |
|--|---|--|
| <span style="color: orange;">—</span> Haul Route           | <span style="color: black;">---</span> Abandoned or Reclaimed | <span style="color: blue;">---</span> Intermittent                 |
| <span style="color: black;">—</span> FMB_Roads             | <span style="color: purple;">■</span> Harvest Units           | <span style="color: teal;">■</span> US Fish and Wildlife           |
| <span style="color: black;">—</span> Highway               | <span style="color: blue;">□</span> TLMD_SurfaceTracts        | <span style="color: lightgreen;">■</span> US Forest Service        |
| <span style="color: green;">—</span> Open/Public Roads     | <span style="color: blue;">—</span> Streams                   | <span style="color: lightblue;">■</span> State of Montana Misc.    |
| <span style="color: orange;">---</span> Restricted Class A | <span style="color: blue;">—</span> Hydrograph                | <span style="color: lightblue;">■</span> Montana State Trust Lands |
|  | <span style="color: blue;">—</span> Perennial                 |  |



# 0325-2

OIL AND GAS LEASE SALE

**Land Board Agenda Item  
March 17, 2025**

**0325-2 Oil and Gas Lease Sale**

**Location: Blaine, Richland, Roosevelt, and Toole County**

**Trust Benefits: Public Land Trust-Navigable Rivers, Common Schools**

**Trust Revenue: \$4,509,899**

**Item Summary**

The Department of Natural Resources and Conservation (DNRC) held an online oil and gas lease sale that started on February 26 and closed on March 4, 2025, using the online auction platform, EnergyNet. A total of fifteen tracts were offered for lease. Fifteen tracts were leased for a total of \$4,509,899. The fifteen tracts that were sold covered a total of 4,974 acres. The average bid per acre was \$906.

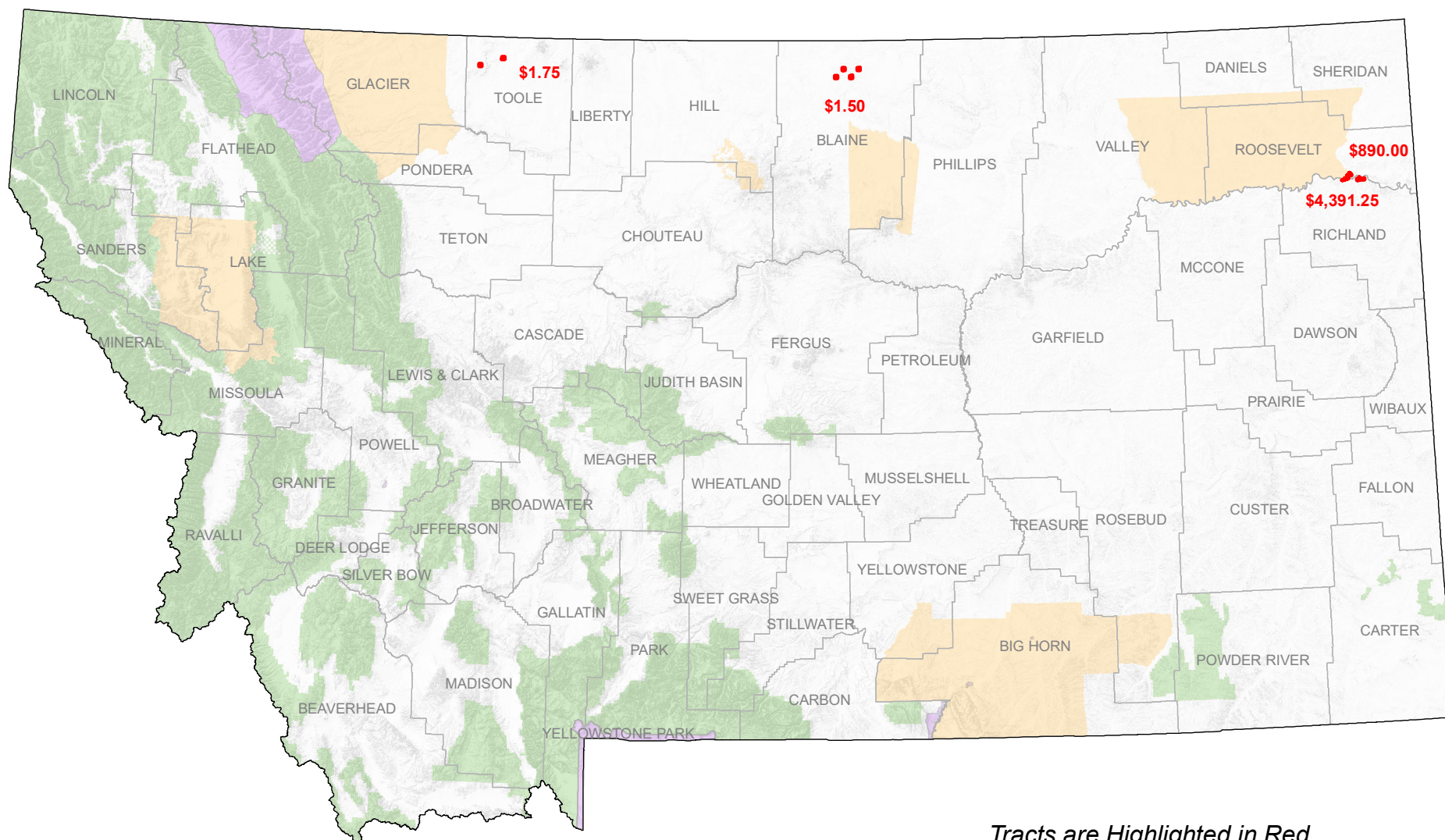
The high competitive bid for the March 4, 2025 sale was \$10,005 per acre and the largest total bid was \$1,980,089 for Tract 10 in Richland County.

**DNRC Recommendation**

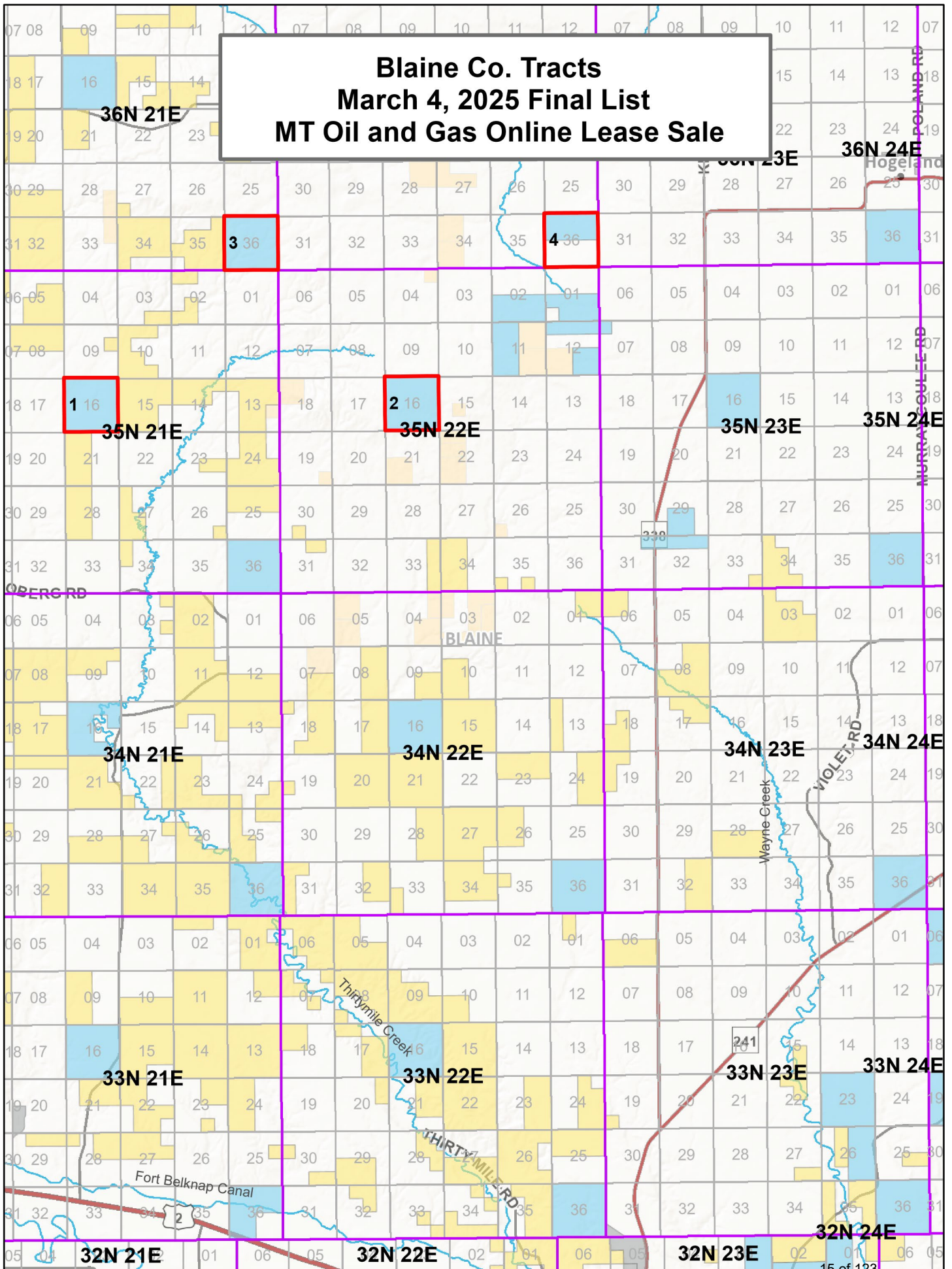
The DNRC requests Land Board approval to issue the leases from the March Oil and Gas Lease Sale.

# State of Montana February 26 - March 4, 2025 O&G Lease Sale

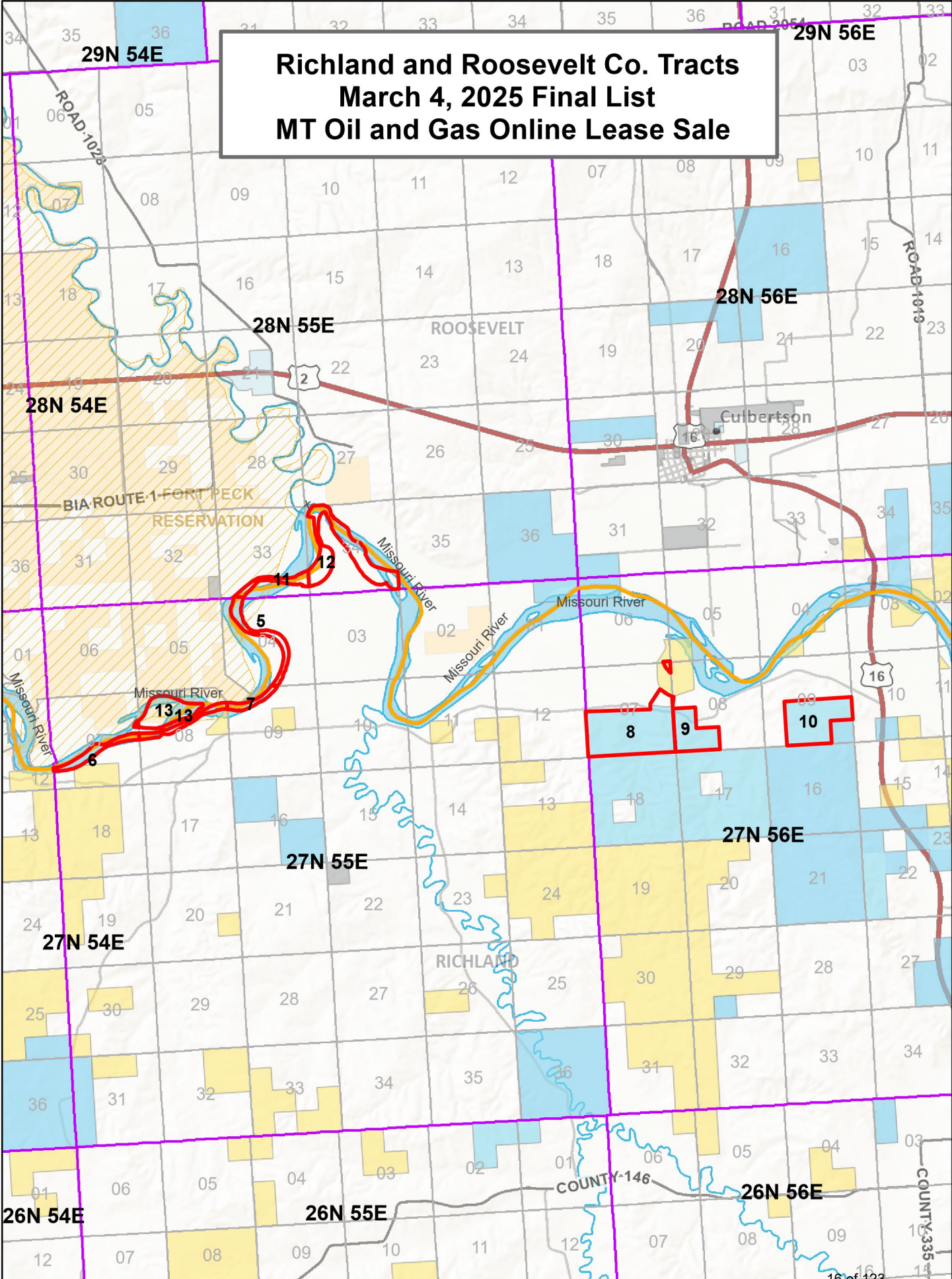
## County Average Bid/Acre



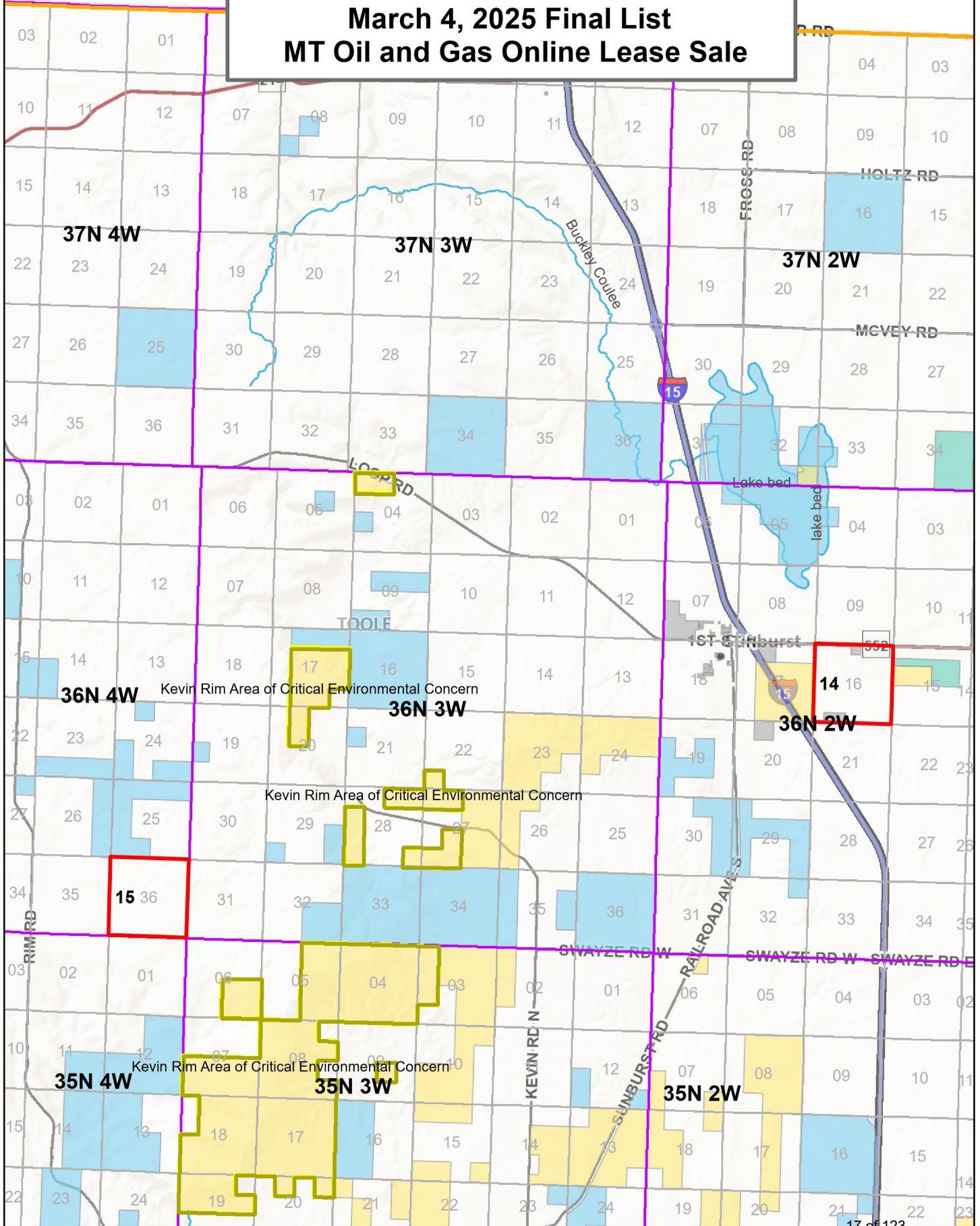
**Blaine Co. Tracts**  
**March 4, 2025 Final List**  
**MT Oil and Gas Online Lease Sale**



**Richland and Roosevelt Co. Tracts  
March 4, 2025 Final List  
MT Oil and Gas Online Lease Sale**



**Toole Co. Tracts**  
**March 4, 2025 Final List**  
**MT Oil and Gas Online Lease Sale**



# State of Montana

## Oil and Gas Lease Sale - March 4, 2025

### Lease Sale Results

The following described lands were offered for oil and gas leasing through an online bidding service, EnergyNet, opened on February 26, 2025 and closed on March 4, 2025.

Tract	Stipulations	Twp Rng Sec	Description	* Acres	Bid/Acre	Total Bid	Lessee
<b>Blaine</b>							
1	1, 2, 3, 4, 5, 6, 7, 9	35N 21E 16	ALL	640.00	\$1.50	\$960.00	DAKTANA MINERALS, LLC
2	1, 2, 3, 4, 5, 6, 9, 10	35N 22E 16	ALL	640.00	\$1.50	\$960.00	DAKTANA MINERALS, LLC
3	1, 2, 3, 4, 5, 6, 7, 9	36N 21E 36	ALL	640.00	\$1.50	\$960.00	DAKTANA MINERALS, LLC
4	1, 2, 3, 4, 5, 6, 8	36N 22E 36	ALL	* 640.00	\$1.50	\$960.00	DAKTANA MINERALS, LLC
<b>Richland</b>							
5	1, 2, 3, 4, 5, 6, 11, 13	27N 55E 4	ANY AND ALL STATE INTEREST UNDER THE MISSOURI RIVERBED AND RELATED ACREAGE	58.00	\$1,115.00	\$64,670.00	PHOENIX ENERGY ONE, LLC
6	1, 2, 3, 4, 5, 6, 11, 13	27N 55E 7	ANY AND ALL STATE INTEREST UNDER THE MISSOURI RIVERBED AND RELATED ACREAGE,	48.00	\$780.00	\$37,440.00	PHOENIX ENERGY ONE, LLC
7	1, 2, 3, 4, 5, 6, 11, 13	27N 55E 9	ANY AND ALL STATE INTEREST UNDER THE MISSOURI RIVERBED AND RELATED ACREAGE	25.00	\$1,505.00	\$37,625.00	PHOENIX ENERGY ONE, LLC
8	1, 2, 3, 4, 5, 6, 7, 10, 11, 13, 15	27N 56E 7	GOV. LOTS 7-12 LESS 0.58 AC. MORE OR LESS (OF LOT 12 THAT EXTENDS INTO SEC. 8, T27N, R56E), SE4SW4, S2SE4, MISSOURI RIVERBED AND RELATED ACREAGE	339.37	\$3,340.00	\$1,133,495.80	PHOENIX ENERGY ONE, LLC
9	1, 2, 3, 4, 5, 6, 7, 15	27N 56E 8	GOV. LOT 12, S2SW4, AND 0.58 AC. MORE OR LESS (OF SECTION 7'S LOT 12 THAT EXTENDS INTO SEC. 8, T27N, R56E)	117.79	\$7,505.00	\$884,013.95	PHOENIX ENERGY ONE, LLC
10	1, 2, 3, 4, 5, 6, 7, 15	27N 56E 9	GOV. LOTS 3-5, SE4SW4, SW4SE4	197.91	\$10,005.00	\$1,980,089.55	PHOENIX ENERGY ONE, LLC
11	1, 2, 3, 4, 5, 6, 11, 13	28N 55E 33	ANY AND ALL STATE INTEREST UNDER THE MISSOURI RIVERBED AND RELATED ACREAGE	37.00	\$1,360.00	\$50,320.00	DAKTANA MINERALS, LLC
12	1, 2, 3, 4, 5, 6, 11, 13	28N 55E 34	ANY AND ALL STATE INTEREST UNDER THE MISSOURI RIVERBED AND RELATED ACREAGE	175.00	\$1,115.00	\$195,125.00	PHOENIX ENERGY ONE, LLC
<b>Roosevelt</b>							
13	1, 2, 3, 4, 5, 6, 11, 13	27N 55E 8	ANY AND ALL STATE INTEREST UNDER THE MISSOURI RIVERBED AND RELATED ACREAGE	136.00	\$890.00	\$121,040.00	PHOENIX ENERGY ONE, LLC

Tract	Stipulations	Twp Rng Sec	Description	* Acres	Bid/Acre	Total Bid	Lessee
<b>Toole</b>							
14	1, 2, 3, 4, 5, 6, 10, 12	36N 2W 16	ALL	* 640.00	\$1.50	\$960.00	HEIMMER, DON H
15	1, 2, 3, 4, 5, 6, 10, 14	36N 4W 36	ALL	* 640.00	\$2.00	\$1,280.00	BEYOND HORIZON, LLC

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

## Summary By Lessor

<b>Dept. Of Natural Resources and Conservation</b>	<b>Total Acres</b>	<b>Total Tracts</b>
		15

## Oil And Gas Lease Summary

<b>Total Tracts</b>	15
<b>Total Acres</b>	4,974.07
<b>Total Bid Revenue</b>	\$4,509,899.30
<b>Average Bid Per Acre</b>	\$906.68

**State of Montana**  
**Oil and Gas Lease Sale - March 4, 2025**  
**Stipulations**

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- 1 Lessee shall notify and obtain approval from the Department's Forestry and Trust Lands Division (FTLD) 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 FTLD'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 Forestry and Trust Lands Division (FTLD). After a well is drilled and completed, lessee shall send one copy of all logs run, Form 4A "Completion Report", and geologic report to FTLD. 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 FTLD whenever any subsequent change in well status or operator is intended or has occurred. Lessee shall also notify and obtain approval from the FTLD 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 FTLD 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 FTLD 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 FTLD.
- 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 The lessee is responsible to pay for all damages, including penalties and charges assessed by the USDA-CFSA on CRP lands, as a result of drilling and production on the tract.
- 9 This lease is located within designated sage grouse general 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 FTLD prior to preparing a project proposal.
- 10 Due to the floodplain/wetlands area(s), surface use may be restricted or denied.
- 11 This tract contains navigable river beds and/or related acreage. No surface occupancy is allowed within the bed of the navigable river, abandoned channels, or on islands and accretions. In addition, upon completion of a successful well, where river title is disputed, the lessee will file an interpleader action under Rule 22, M.R.Civ.P. in the Montana District Court, or other court having jurisdiction, in which the leased lands are located for all acreage within the lease in which the title is disputed. The lessee shall name all potential royalty claimants as defendants.
- 12 No surface occupancy of the cemetery site is permitted without written approval of FTLD.

- 13 If the lessee completes a successful oil and/or gas well, and if land title is disputed, the lessee shall fund professional land surveys as needed to determine the location and acreage encompassed by the spacing and/or pooling unit and the state lease acreage within that unit. Surveys shall be conducted by a licensed land surveyor acceptable to the Department, and shall be prepared pursuant to survey requirements provided by the Department.
- 14 Due to existing surface uses and the potential for future surface development, utilization of the surface for mineral exploration and development may be restricted or denied. Review of operating plans for exploration and/or development will include consideration of both existing and potential surface development to minimize conflicts and ensure that both mineral and surface uses are consistent with one another and in the best long-term interest of the school trust.
- 15 If whooping cranes are observed on-site, construction and/or maintenance activities shall be suspended until birds leave the area.

# 0325-3

CABIN AND HOMESITE:  
SET MINIMUM BID FOR SALE

**Land Board Agenda Item  
March 17, 2025**

**0325-3 Cabin and Home Sites: Set Minimum Bid for Sale**

**Location: Missoula County**

**Trust Benefits: MSU 2nd**

**Trust Revenue: \$290,000**

The Department of Natural Resources and Conservation (DNRC) is requesting to set minimum bid for one (1) cabin site nominated for sale in Missoula County. This sale was nominated by the lessee in conjunction with the 2024-2025 Cabin and Home Site Sales Program.

<b>Sale No.</b>	<b>Acres</b>	<b>Legal Description</b>	<b>Nominator</b>	<b>Trust</b>
2067	1.803±	Lot 23, Seeley Lake Outlet West COS 5140 T16N-R15W, Section 4	Jonathan Espenschied	Montana State University

This parcel is currently leased as a cabin site and produces a below average income for residential leases statewide.

**Background:**

Preliminary Land Board approval was granted in May of 2024 (Approved 5-0) for this site to be included as part of the 2024-2025 Cabin Site Sales Program.

**Cultural/Paleontological Resources:**

Home sites typically contain numerous privately owned structures and the ground surfaces within most home sites have been extensively disturbed over the course of many years of occupation and development.

For State Antiquities Act compliance, a Class I (literature review) level review was conducted by the DNRC staff archaeologist for the area of potential effect (APE). This entailed inspection of project maps, DNRC's sites/site leads database, land use records, General Land Office Survey Plats, and control cards. The Class I search results revealed that no cultural or paleontological resources have been identified in the APE of each homesite boundary. It should be noted that previous Class III level inventories have been conducted in or around many of the tracts proposed for sale. These sales will have no effect to state-owned heritage properties, and no additional archaeological investigative work will be conducted.

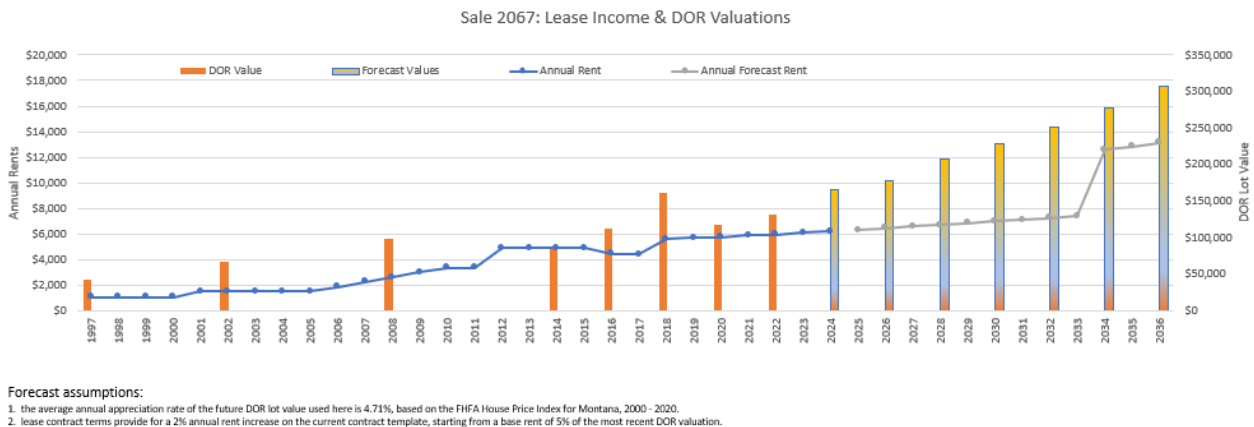
### Access/Recreational Use:

As part of the cabin site sale process, the State will convey any access that it has and can be conveyed to the purchaser of the cabin or home site property. Current cabin/home site access is limited to the lessee and does not provide access or recreational use to the general public. State lands classified as cabin or home sites are closed to general recreational use by the public in accordance with ARM 36.25.150(1)(a). Therefore, the State is not selling land under the cabin site sale program that the public is permitted to use for recreation. Rather, the funds generated by these sales will go towards purchasing new lands that will have dedicated public access and recreational opportunities.

### Economic Analysis:

Short term – The average rate of return on this sale parcel is 1.689%. The parcel will continue to receive this return if it remains in state ownership. The income rate of return will likely grow smaller over the next 20 years, as average annual value appreciation is greater than the annual rent increase, as shown in Figure 1 below.

**Figure 1: Sale 2067-Review of Past Income and Values; Forecast Income & Values**



Long term – The funds from the sale of these parcels would be combined with other sale funds to purchase replacement lands through DNRC'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 3.17% on acquisitions with income generated from annual lease payments. However, the rate of return on land acquired within the last ten years has been higher at 3.42%. Figure 2 shows hypothetical lot values derived from the 3-year average net revenue of the current lease, at a sample range of income rates of return that could be anticipated when the sale proceeds are used for a land banking acquisition.

**Figure 2: Lot Values derived from 3-year Average Net Income at Sample Rate of Return**

Sale Number		Rate of Return at Current Appraised Value for Land	Average Rate of Return on all Land Banking Acquisitions	Average Rate of Return on Land Banking Acquisitions within the last 10 years
	Income Rate of Return	1.689%	3.17%	3.42%
2067	Derived Lot Value	\$290,000	\$154,531	\$143,235

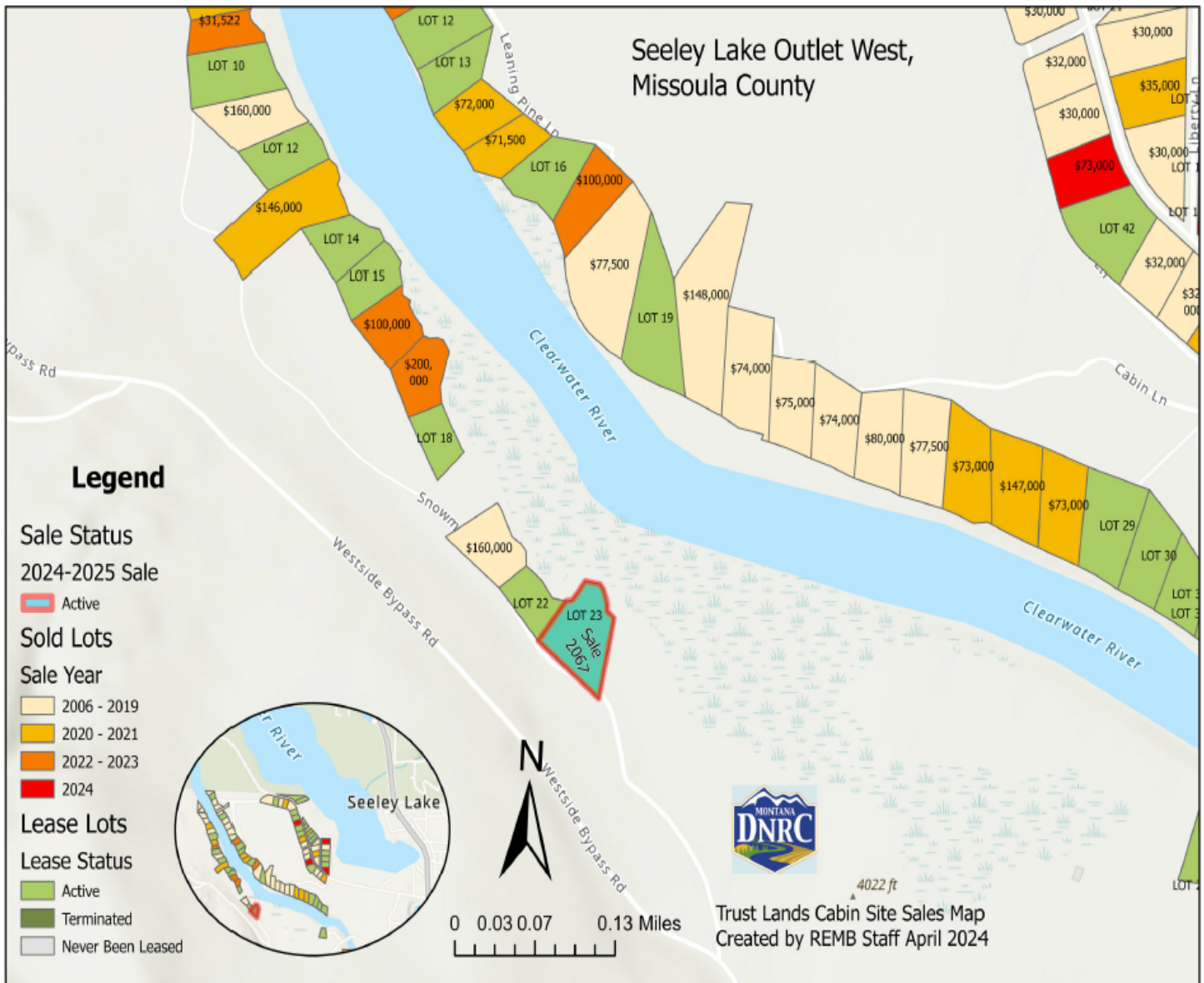
**Appraised Values of Land and Improvements:**

The appraisal was prepared by Montana General Certified Appraiser Nicholas J. Hogan, MAI of Hogan Real Estate Appraisal Group, LLC in Missoula, Montana. The sale proponents appealed the land value determined by the appraiser and requested a hearing regarding the appraised land value. The administrative hearing was held on January 22, 2025. Administrative Law Judge Martin Balukas' recommendation to the Land Board was to set minimum bid at the appraised land value shown below.

Sale No.	Appraised Land Value	Appraised Improvements Value
2069	\$290,000	\$650,000

**DNRC Recommendation**

The DNRC recommends that the Land Board set the minimum bid for this cabin site at the appraised land value and the maximum value of compensation for the improvements shown above.



# 0325-4

## EASEMENTS

**Land Board Agenda Item  
March 17, 2025**

**0325-4 Easements**

**Location: Carter, Custer, Flathead, Gallatin, Lewis & Clark, Teton, and Valley  
County**

**Trust Benefits: Capitol Buildings, Common Schools, MSU-Eastern/UM-Western  
and Pine Hills School**

**Trust Revenue: \$126,435**

**Item Table of Contents**

<b>Applicant</b>	<b>Right-of-Way Purpose</b>	<b>Term</b>	<b>Page(s)</b>
Lincoln Electric Cooperative, Inc.	Electric Distribution Line	Permanent	29
Custer County	Public County Road	Permanent	31
David & Lu Ann Odt	Private Access Easement	Permanent	104
William S. Peebles	Private Access Easement	Permanent	106
John D. Peebles & William S. Peebles	Private Access Easement	Permanent	108
John D. Peebles	Private Access Easement	Permanent	110
Carter County Commissioners	Public County Road	Permanent	112
Dry Prairie Rural Water Authority	Buried Water Pipeline	Permanent	114
NorthWestern Energy	Buried Natural Gas Pipeline	30-Year	118
NorthWestern Corporation	Buried Power Line	Permanent	120

## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Lincoln Electric Cooperative, Inc. PO Box 628 Eureka, MT 59917
Application No.:	9538 (Amended)
Lessee Agreement:	N/A (Unleased)
Acreage:	0.78
Compensation:	\$5,372.00
Legal Description:	20-foot strip through W2NW4, Sec. 17, Twp. 32N, Rge. 23W, Flathead County
Trust Beneficiary:	MSU-Eastern/UM-Western

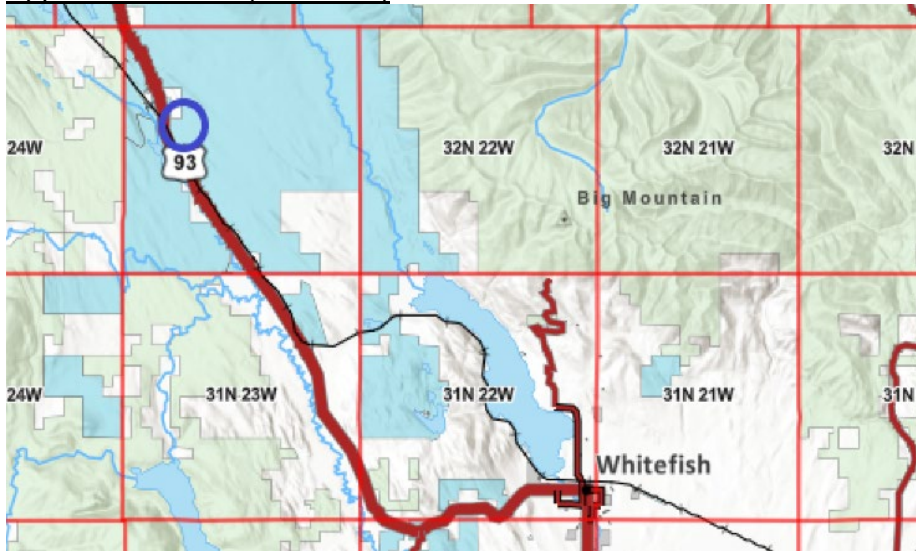
### Item Summary

Lincoln Electric Cooperative Inc. is requesting to amend this existing easement from an overhead 3-phase power line to a buried line in their efforts to mitigate potential fire hazards. The change from overhead to buried will also reduce outages experienced by customers. While the buried line will be placed in the same footprint as the existing easement, this amendment will reduce the existing variable width of 30-50 feet, to 20-feet.

### DNRC Recommendation

The DNRC recommends approval of the application of Lincoln Electric Cooperative, Inc.

Application #9538 (amended)



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19235
R/W Purpose:	a public county road known as Graveyard Creek Road
Lessee Agreement:	N/A (Historic)
Acreage:	1.11
Compensation:	\$666.00
Legal Description:	15-foot strip through S2S2, Sec. 16, Twp. 5N, Rge. 45E, Custer County
Trust Beneficiary:	Common Schools

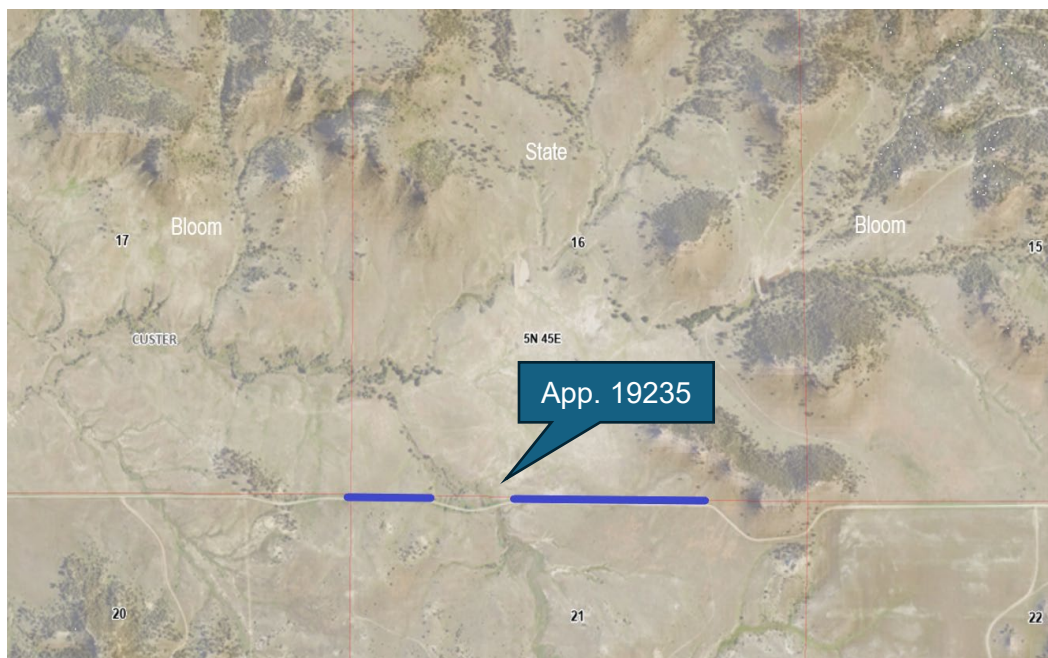
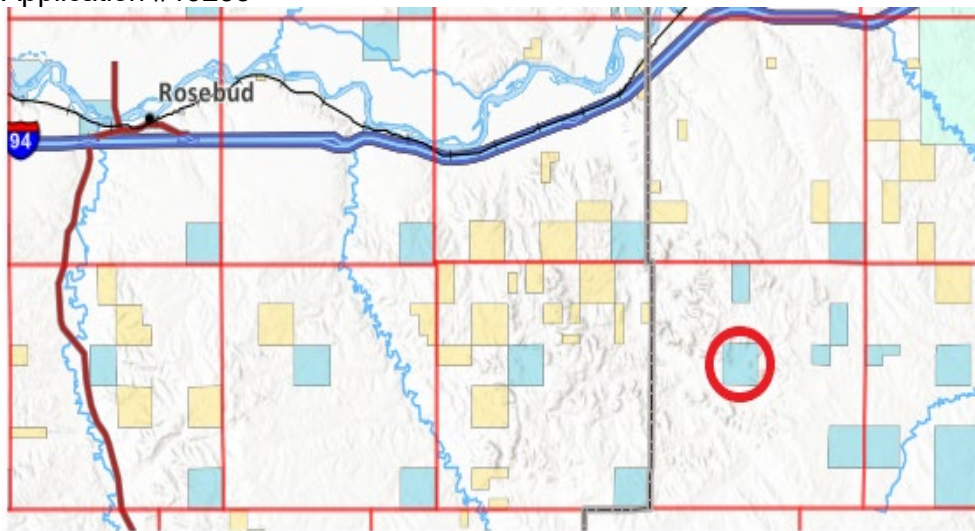
### Item Summary

Custer County made application pursuant to §77-1-130, MCA prior to its expiration date of October 1, 2021. Upon application the County Commissioners requested DNRC to hold the applications until they were financially able to proceed with obtaining the final easements. The DNRC was notified in February, 2025 that the County was wanting to proceed to Land Board for approval of their historic public road applications.

### DNRC Recommendation

The DNRC recommends approval of the application of Custer County.

Application #19235



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19236
R/W Purpose:	a public county road known as Liscom Road
Lessee Agreement:	N/A (Historic)
Acreage:	0.03
Compensation:	\$100.00
Legal Description:	15-foot strip through, Sec. 36, Twp. 1N, Rge. 45E, Custer County
Trust Beneficiary:	Common Schools

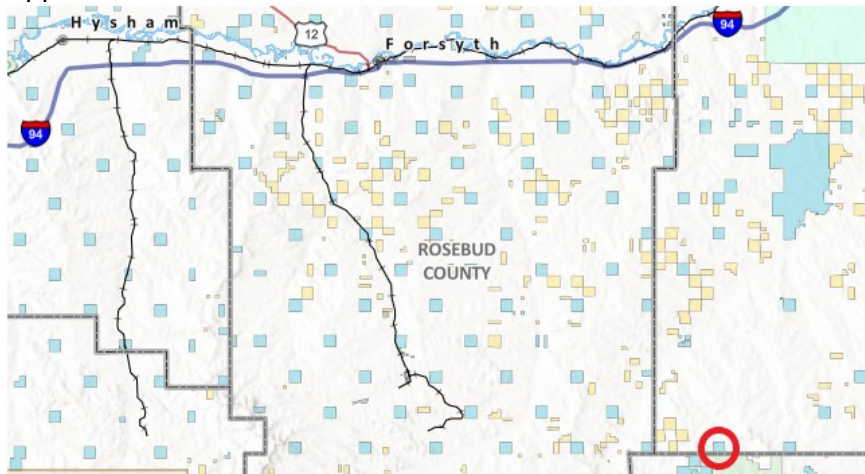
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19236



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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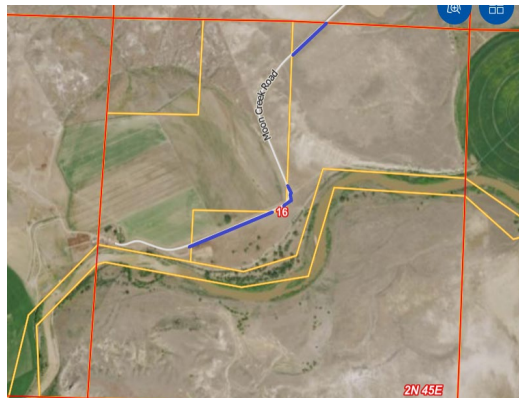
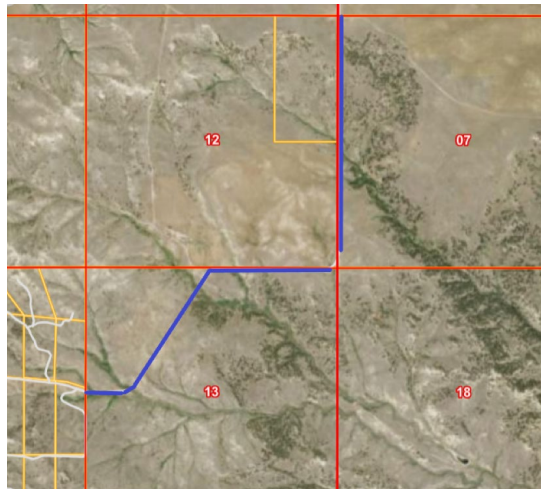
Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19237
R/W Purpose:	a public county road known as Moon Creek Road
Lessee Agreement:	N/A (Historic)
Acreage:	13.28
Compensation:	\$7,968.00
Legal Description:	15-foot strip through W2W2, Sec. 25, Twp. 5N, Rge. 45E; 15-foot strip through W2W2, Sec. 7, Twp. 4N, Rge. 46E; 30-foot strip through NW4, NE4NE4, Sec. 13, Twp. 4N, Rge. 45E; 30-foot strip through W2W2, Sec. 16, Twp. 3N, Rge. 45E; 30-foot strip through W2NE4, N2SW4, Sec. 16, Twp. 2N, Rge. 45E, Custer County
Trust Beneficiary:	Common Schools

### Item Summary

Continuation of Custer County applications.

### DNRC Recommendation

The DNRC recommends approval of the application of Custer County.



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19238
R/W Purpose:	a public county road known as Deadman Road
Lessee Agreement:	N/A (Historic)
Acreage:	5.47
Compensation:	\$2,462.00
Legal Description:	30-foot strip through E2E2, Sec. 36, Twp. 12N, Rge. 45E; 15-foot strip through E2E2, Sec. 36, Twp. 11N, Rge. 45E, Custer County
Trust Beneficiary:	Common Schools

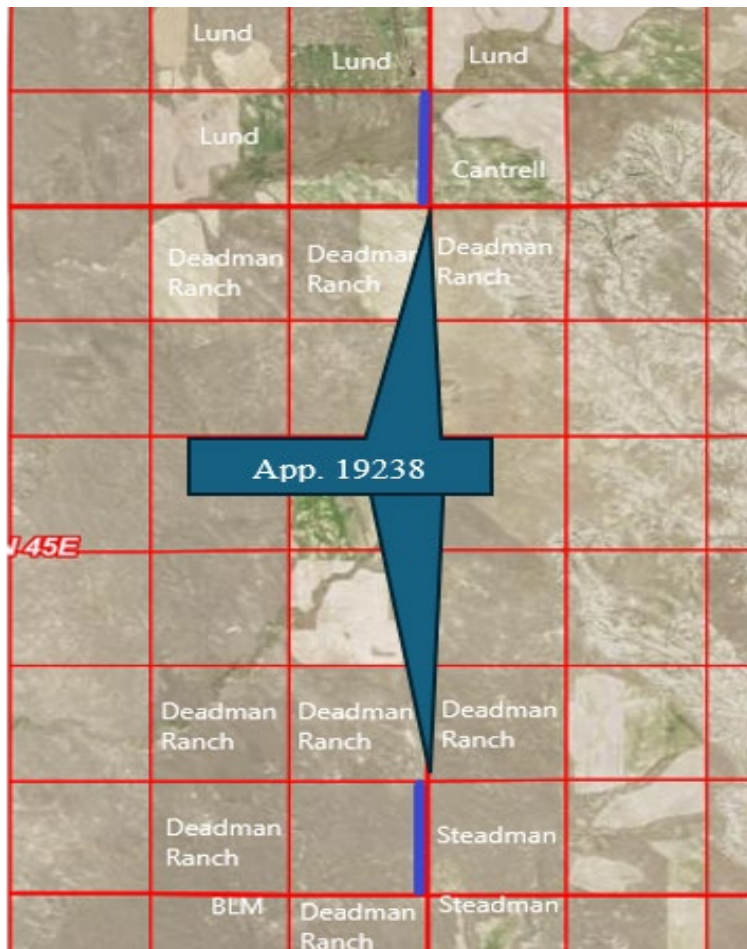
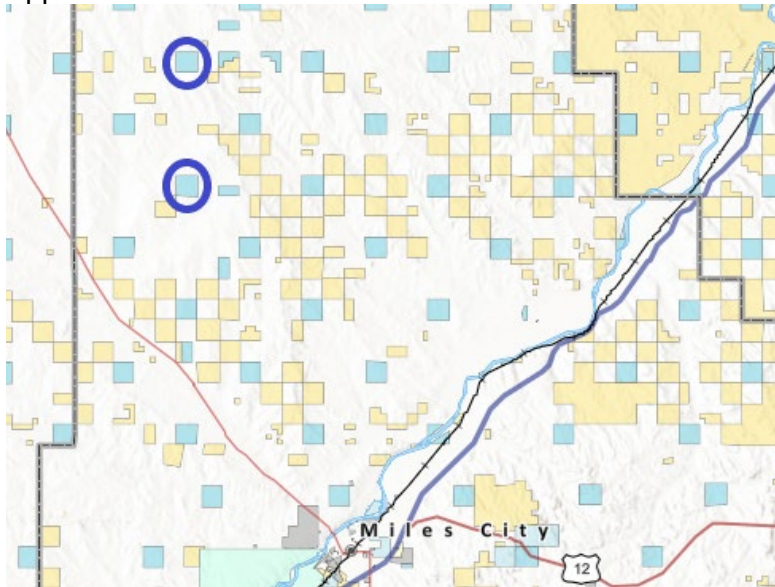
### Item Summary

Continuation of Custer County applications.

### DNRC Recommendation

The DNRC recommends approval of the application of Custer County.

Application #19238



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19239
R/W Purpose:	a public county road known as Crow Creek Road
Lessee Agreement:	N/A (Historic)
Acreage:	7.4
Compensation:	\$3,330.00
Legal Description:	15-foot strip through W2W2, Sec. 16, Twp. 12N, Rge. 45E; 15-foot strip through W2W2, Sec. 16, Twp. 11N, Rge. 45E; 30-foot strip through W2W2, Sec. 16, Twp. 10N, Rge. 45E, Custer County
Trust Beneficiary:	Common Schools

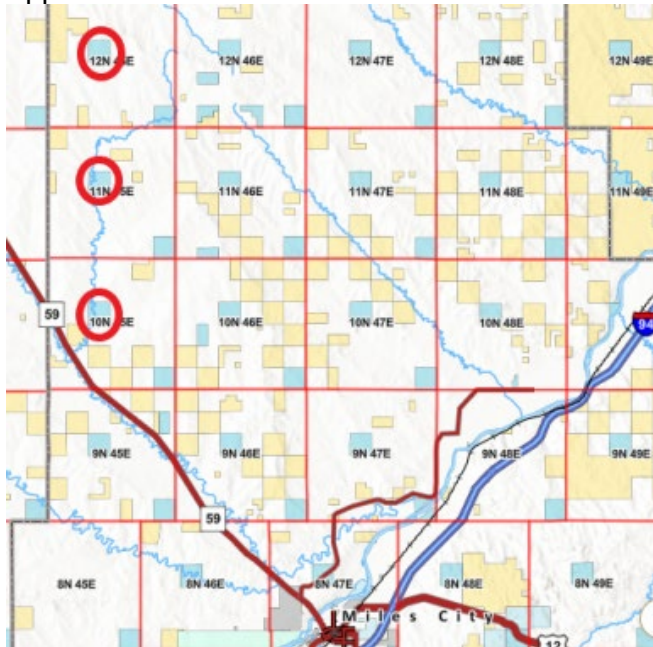
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19239



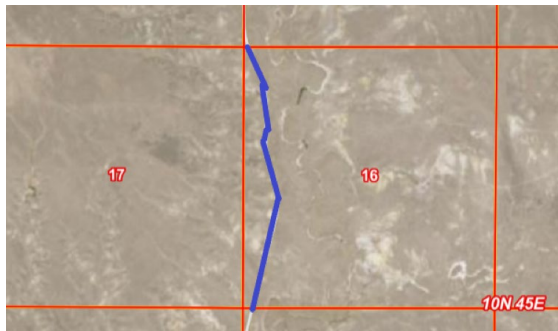
Sec. 16-T12N-R45E



Sec. 16-T11N-R45E



Sec. 16-T10N-R45E



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19240
R/W Purpose:	a public county road known as Crow Rock Cut Across Road
Lessee Agreement:	N/A (Historic)
Acreage:	1.82
Compensation:	\$819.00
Legal Description:	15-foot strip through S2S2, Sec. 16, Twp. 12N, Rge. 45E, Custer County
Trust Beneficiary:	Common Schools

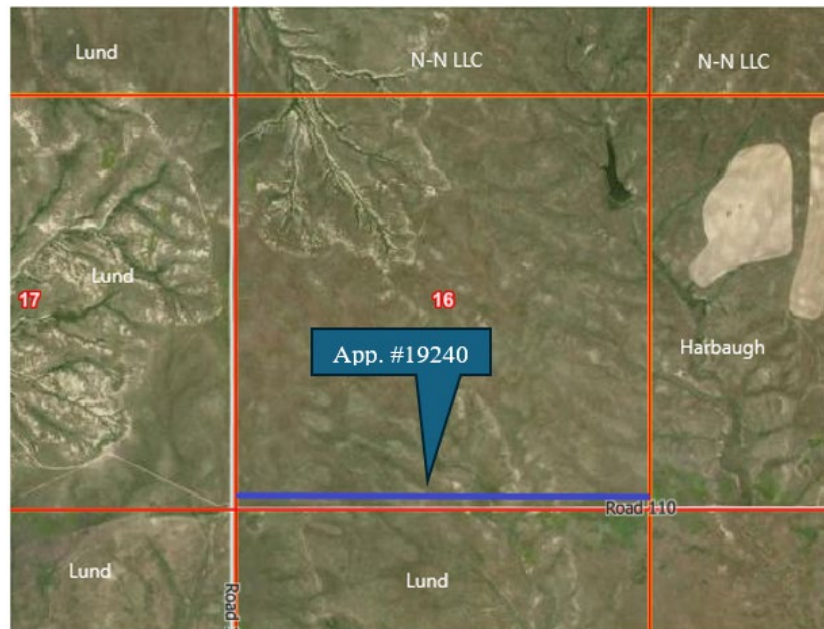
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19240



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19241
R/W Purpose:	a public county road Cap Rock Cut Across Road
Lessee Agreement:	N/A (Historic)
Acreage:	3.68
Compensation:	\$1,656.00
Legal Description:	30-foot strip through N2N2, Sec. 36, Twp. 13N, Rge. 45E, Custer County
Trust Beneficiary:	Common Schools

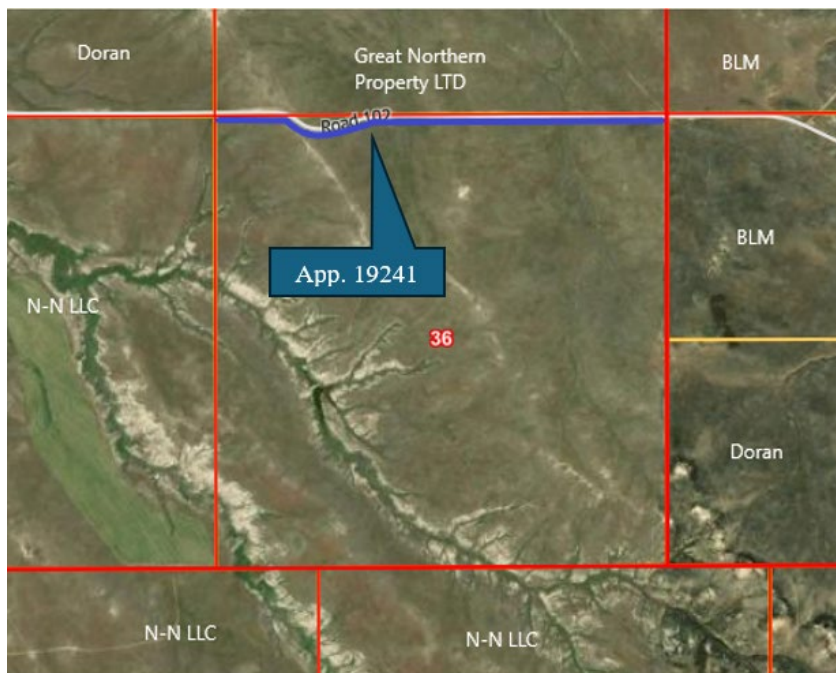
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19241



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19242
R/W Purpose:	a public county road known as South Sunday Creek Road
Lessee Agreement:	N/A (Historic)
Acreage:	2.38
Compensation:	\$1,071.00
Legal Description:	40-foot strip through NW4SW4, S2SW4, Sec. 16, Twp. 8N, Rge. 46E, Custer County
Trust Beneficiary:	Common Schools

### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19242



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19243
R/W Purpose:	a public county road known as Cap Rock Road
Lessee Agreement:	N/A (Historic)
Acreage:	13.65
Compensation:	\$6,225.00
Legal Description:	30-foot strip through W2NW4, SE4NW4, NE4SW4, W2SE4, SE4SE4, Sec. 36, Twp. 13N, Rge. 46E; 30-foot strip through W2SW4, Sec. 16, Twp. 12N, Rge. 47E; 30-foot strip through NE4NW4, NW4NE4, S2NE4, NE4SE4, Sec. 16, Twp. 11N, Rge. 47E; 30-foot strip through W2W2, Sec. 36, Twp. 11N, Rge. 47E; 15-foot strip through NE4NE4, Sec. 36, Twp. 10N, Rge. 47E, Custer County
Trust Beneficiary:	Common Schools

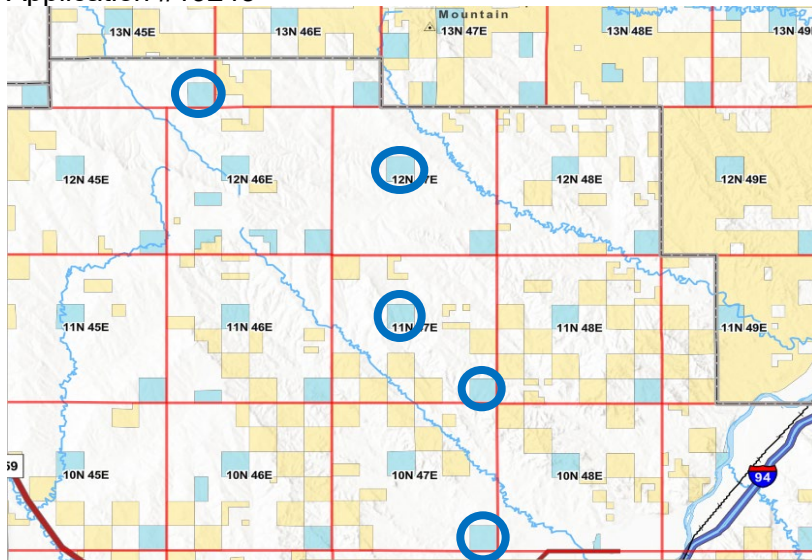
### Item Summary

Continuation of Custer County applications.

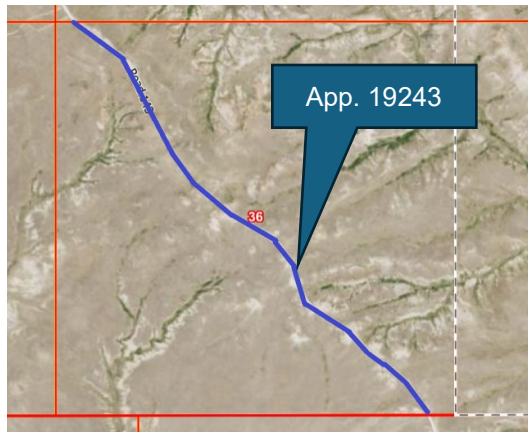
### DNRC Recommendation

The DNRC recommends approval of the application of Custer County.

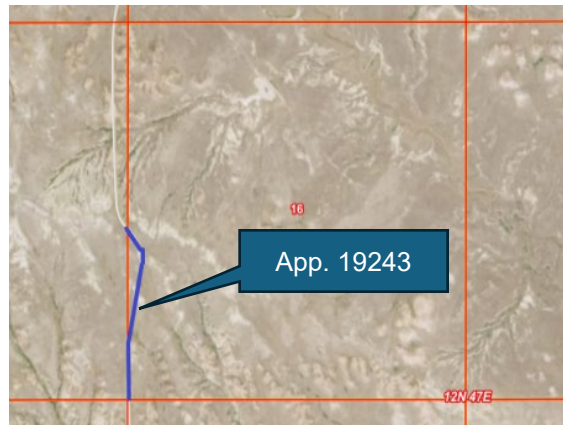
# Application #19243



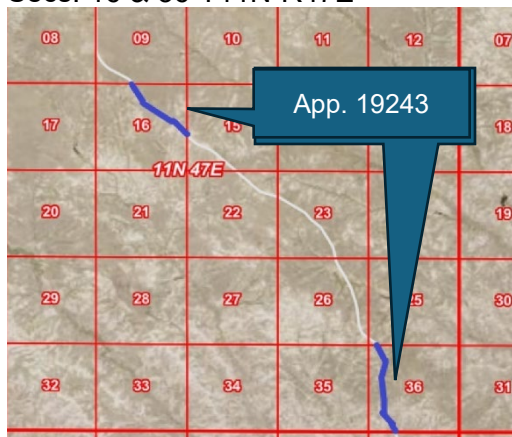
## Sec. 36-T13N-R46E



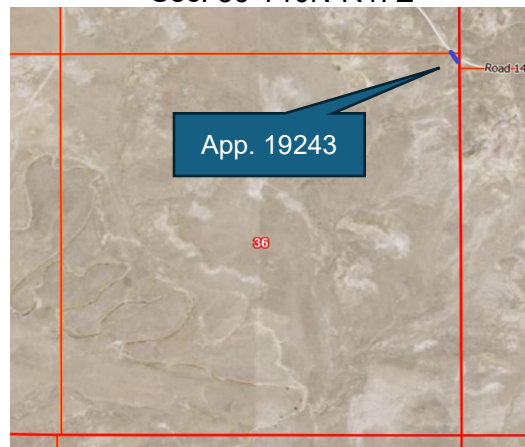
## Sec. 16-T12N-R47E



## Secs. 16 & 36-T11N-R47E



## Sec. 36-T10N-R47E



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19244
R/W Purpose:	a public county road Basin Creek Road
Lessee Agreement:	N/A (Historic)
Acreage:	0.71
Compensation:	\$426.00
Legal Description:	15-foot strip through N2NE4, Sec. 36, Twp. 2N, Rge. 47E, Custer County
Trust Beneficiary:	Common Schools

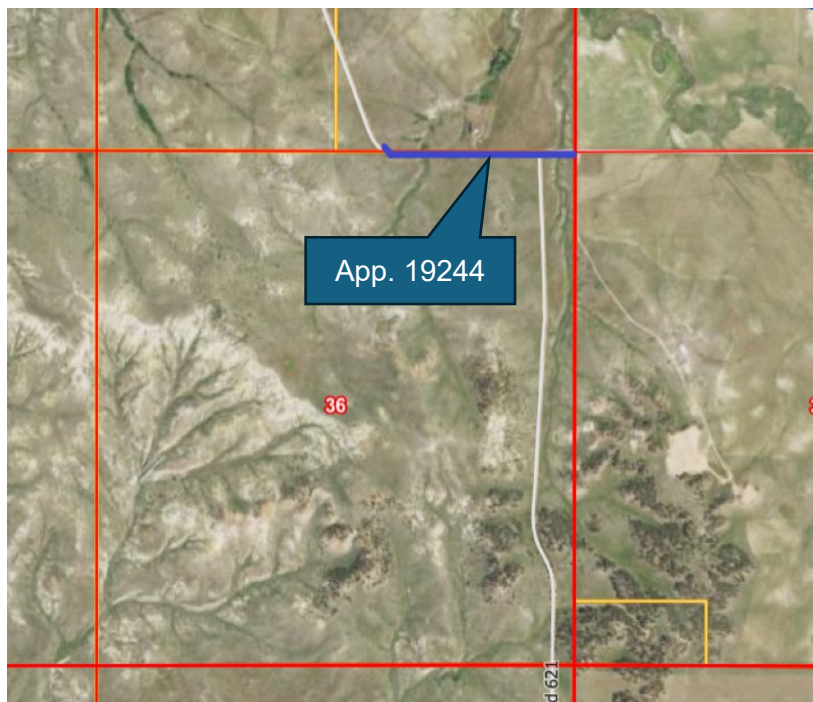
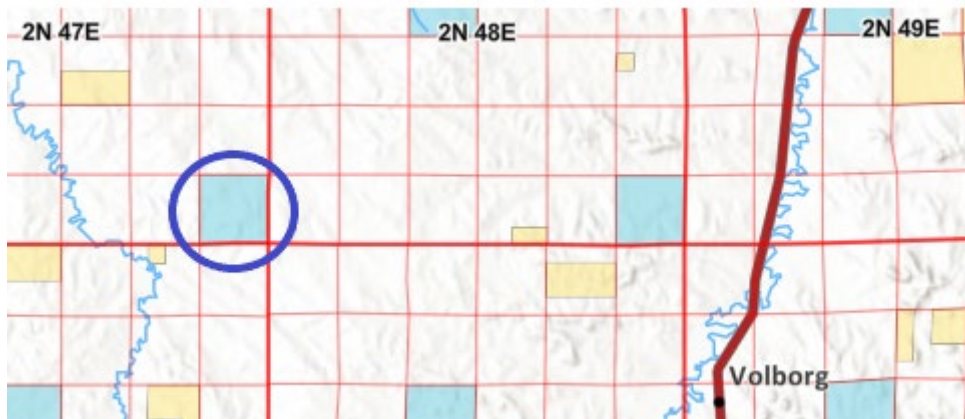
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19244



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19245
R/W Purpose:	a public county road known as Foster Creek Road
Lessee Agreement:	N/A (Historic)
Acreage:	3.65
Compensation:	\$2,190.00
Legal Description:	30-foot strip through E2E2, Sec. 36, Twp. 2N, Rge. 47E, Custer County
Trust Beneficiary:	Common Schools

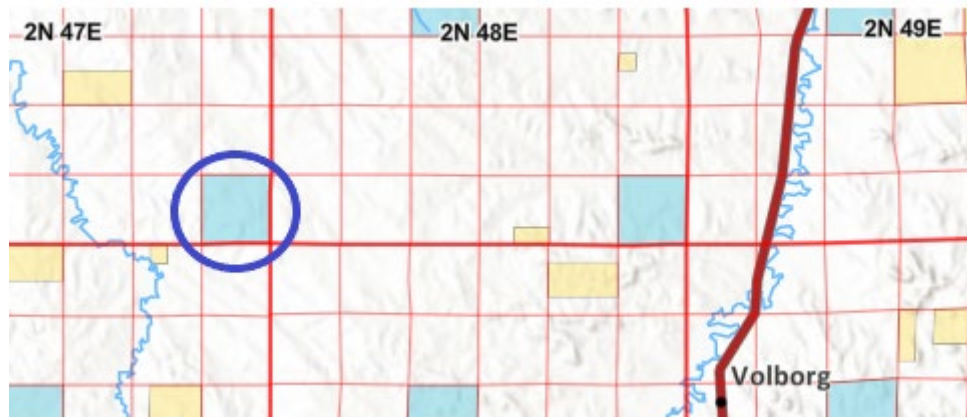
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19245



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19246
R/W Purpose:	a public county road known as Leighton Boulevard
Lessee Agreement:	N/A (Historic)
Acreage:	1.81
Compensation:	\$1,086.00
Legal Description:	30-foot strip through S2SE4, Sec. 36, Twp. 8N, Rge. 47E, Custer County
Trust Beneficiary:	Pine Hill School

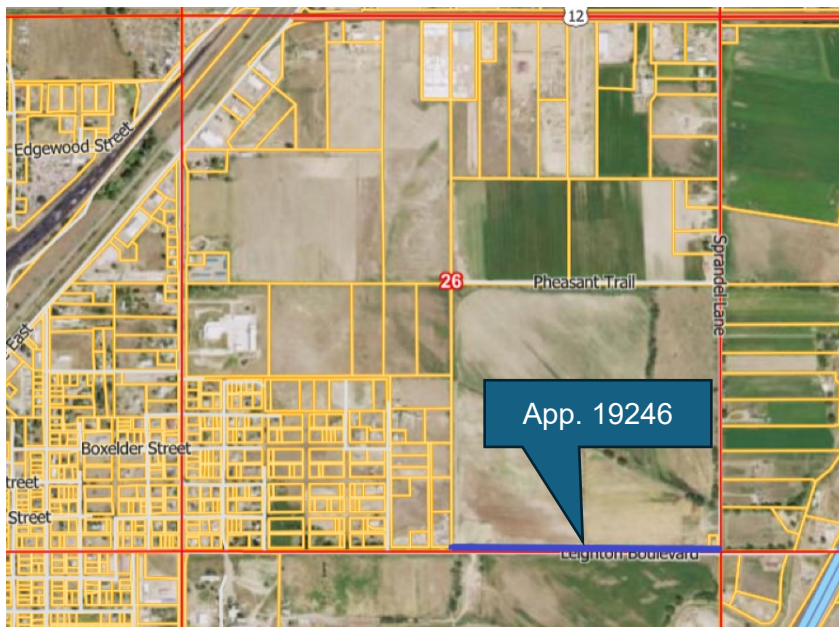
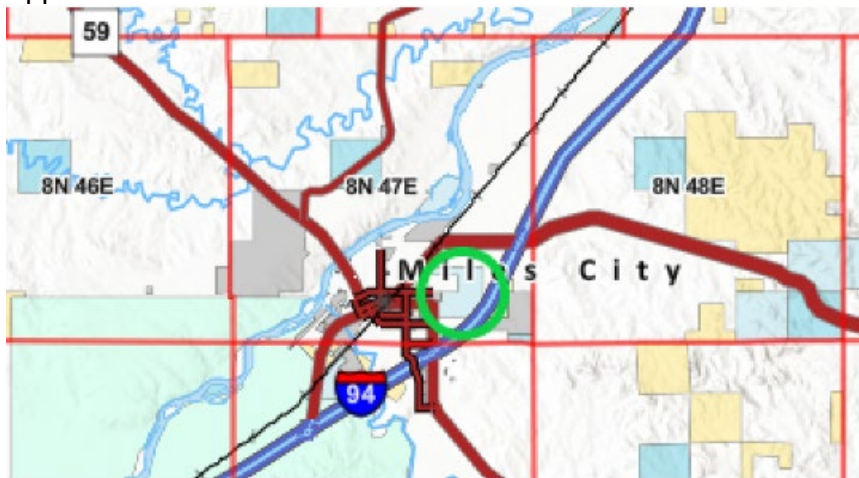
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19246



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19247
R/W Purpose:	a public county road known as Sprandel Lane
Lessee Agreement:	N/A (Historic)
Acreage:	0.91
Compensation:	\$546.00
Legal Description:	15-foot strip through E2SE4, Sec. 26, Twp. 8N, Rge. 47E, Custer County
Trust Beneficiary:	Pine Hills School

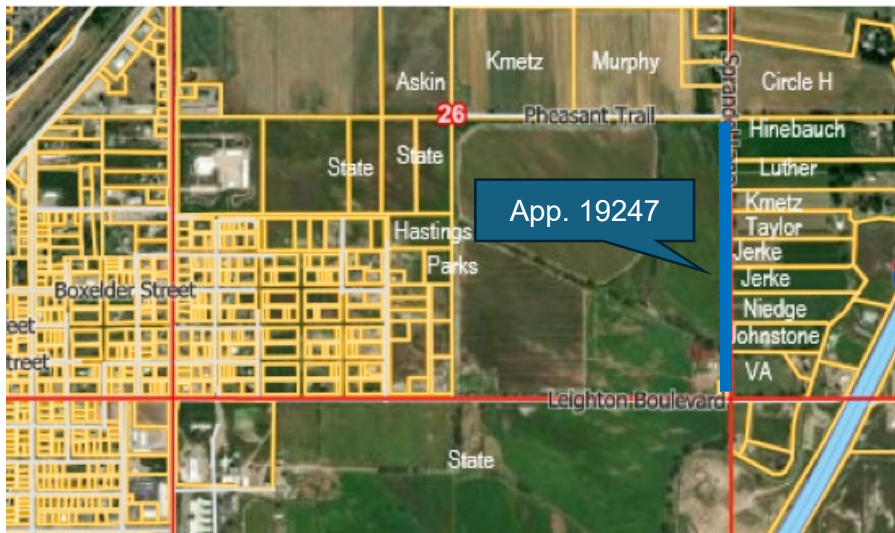
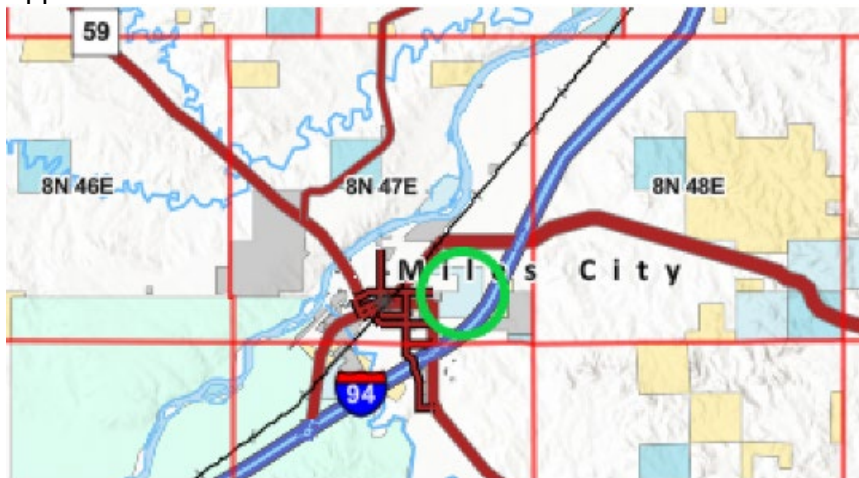
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19247



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19248
R/W Purpose:	a public county road known as Sundial Road
Lessee Agreement:	N/A (Historic)
Acreage:	0.41
Compensation:	\$246.00
Legal Description:	15-foot strip through SE4SE4, Sec. 36, Twp. 9N, Rge. 47E, Custer County
Trust Beneficiary:	Common Schools

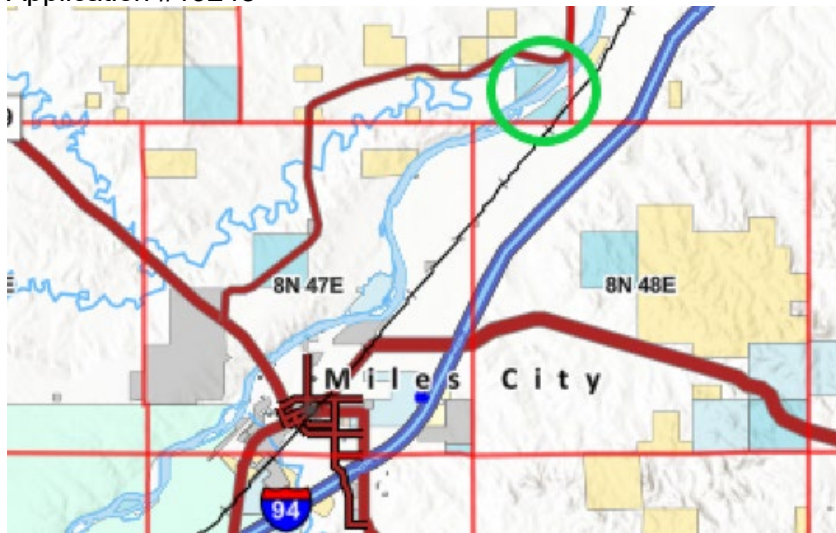
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19248



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19249
R/W Purpose:	a public county road known as Road 686
Lessee Agreement:	N/A (Historic)
Acreage:	3.66
Compensation:	\$2,196.00
Legal Description:	30-foot strip through S2S2, Sec. 36, Twp. 1N, Rge. 48E, Custer County
Trust Beneficiary:	Common Schools

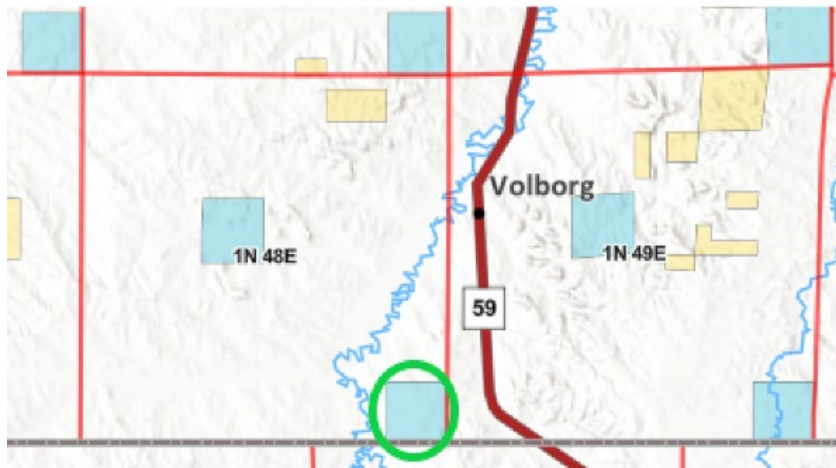
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19249



## APPLICANTS AND RIGHTS OF WAY INFORMATION

---

Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19250
R/W Purpose:	a public county road known as Road 664
Lessee Agreement:	N/A (Historic)
Acreage:	3.96
Compensation:	\$2,376.00
Legal Description:	30-foot strip through N2S2, SE4SE4, Sec. 36, Twp. 3N, Rge. 48E, Custer County
Trust Beneficiary:	Common Schools

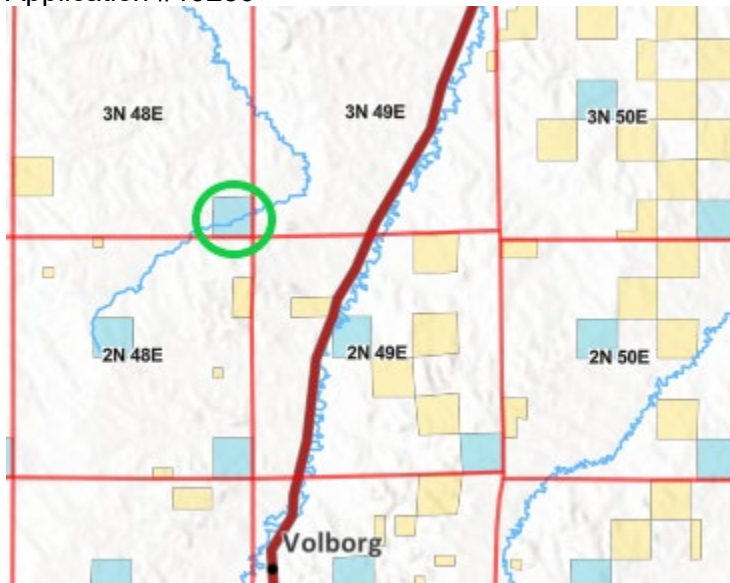
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19250



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19251
R/W Purpose:	a public county road known as Bird Divide Road
Lessee Agreement:	N/A (Historic)
Acreage:	1.80
Compensation:	\$1,080.00
Legal Description:	15-foot strip through S2S2, Sec. 36, Twp. 1N, 49E, Custer County
Trust Beneficiary:	Common Schools

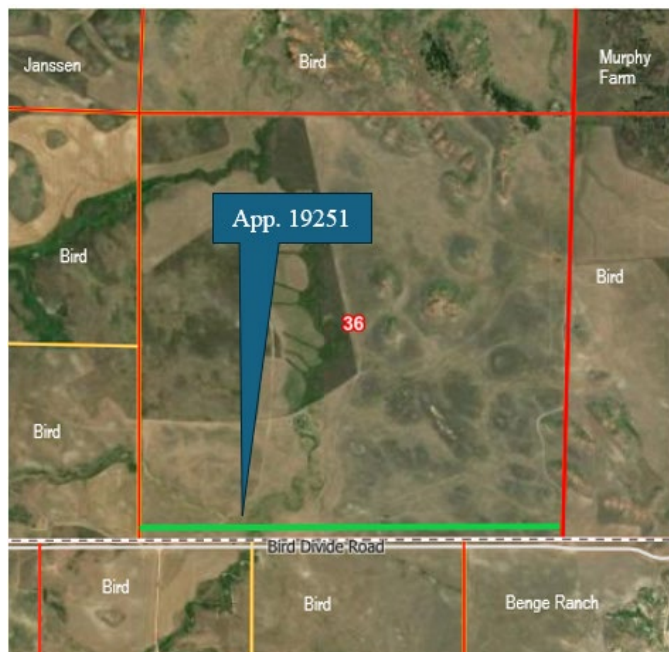
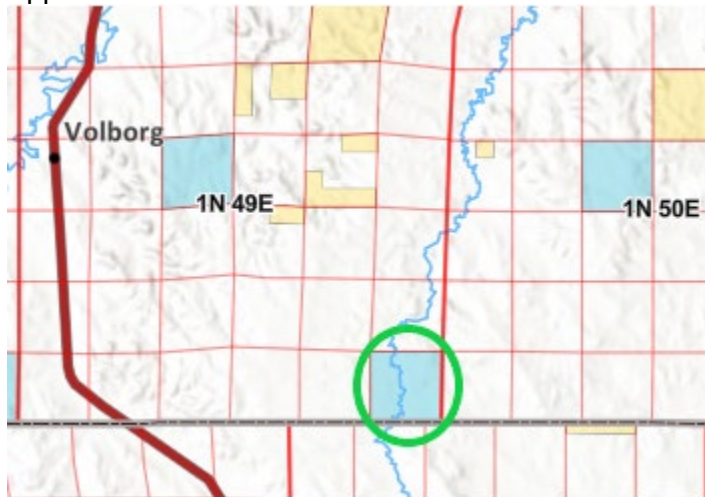
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19251



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19252
R/W Purpose:	a public county road known as Road 538
Lessee Agreement:	N/A (Historic)
Acreage:	3.78
Compensation:	\$2,268.00
Legal Description:	30-foot strip through N2S2, Sec. 36, Twp. 6N, Rge. 49E, Custer County
Trust Beneficiary:	Common Schools

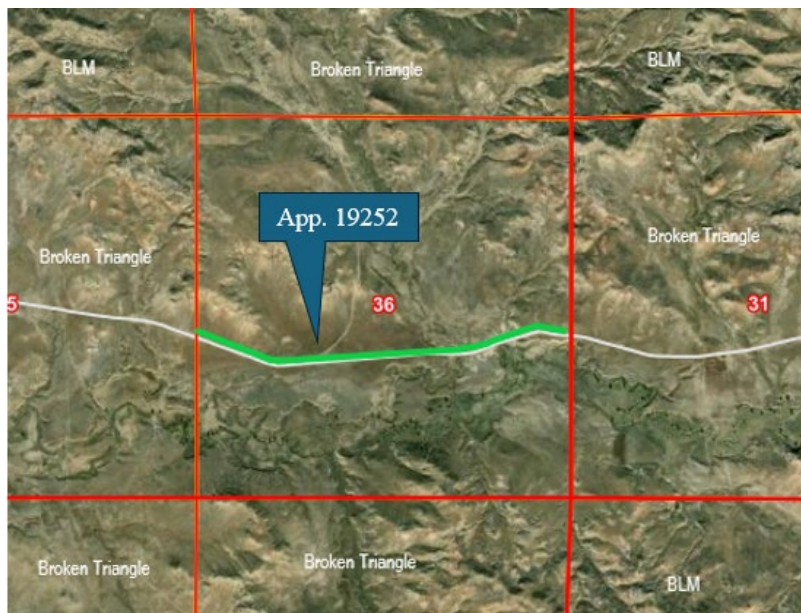
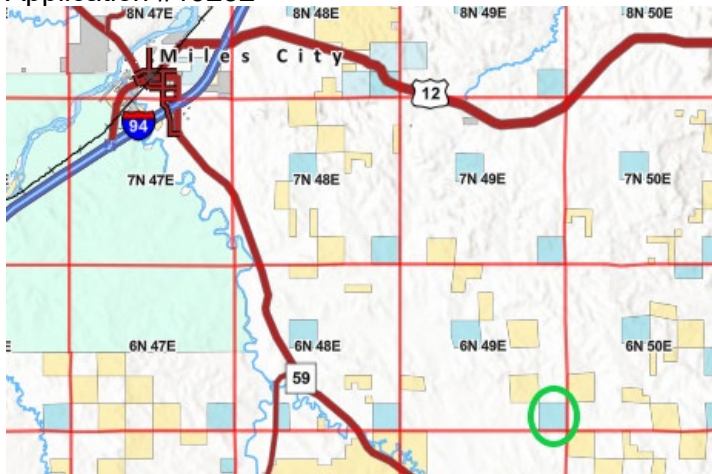
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

# Application #19252



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19253
R/W Purpose:	a public county road known as Road 552
Lessee Agreement:	N/A (Historic)
Acreage:	11.87
Compensation:	\$7,180.00
Legal Description:	15-foot strip through NE4NE4, Sec. 16, Twp. 3N, Rge. 50E; 30-foot strip through N2NW4, SE4NW4, NE4SW4, W2SE4, SE4SE4, Sec. 36, Twp. 3N, Rge. 50E; 30-foot strip through NE4NW4, W2NE4, SE4NE4, E2SE4, Sec. 16, Twp. 2N, Rge. 51E; 30-foot strip through N2NE4, Sec. 36, Twp. 2N, Rge. 51E; 30-foot strip through NE4NE4, Sec. 36, Twp. 1N, Rge. 52E, Custer County
Trust Beneficiary:	Common Schools

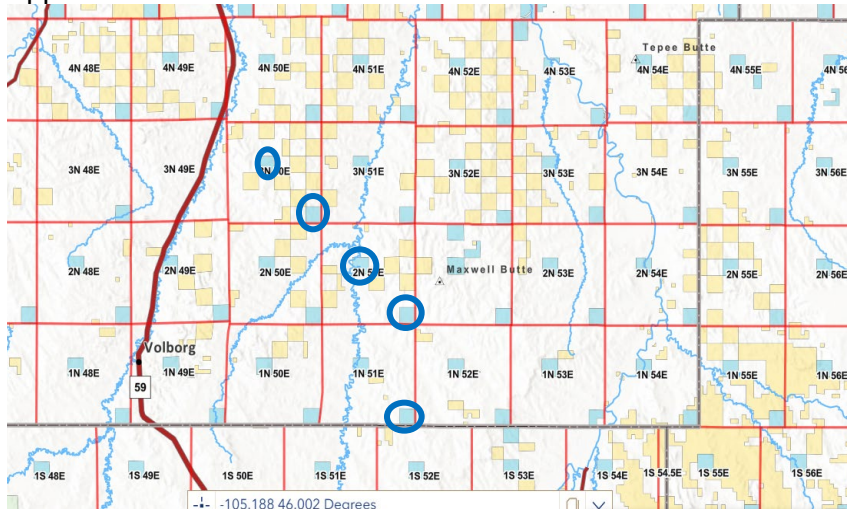
### Item Summary

Continuation of Custer County applications.

### DNRC Recommendation

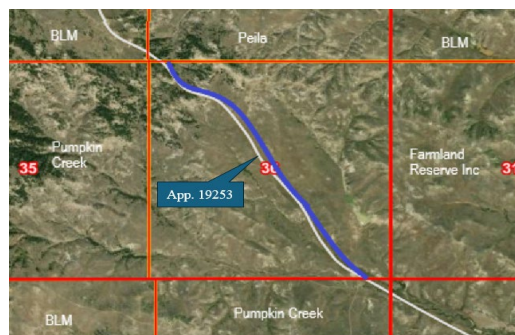
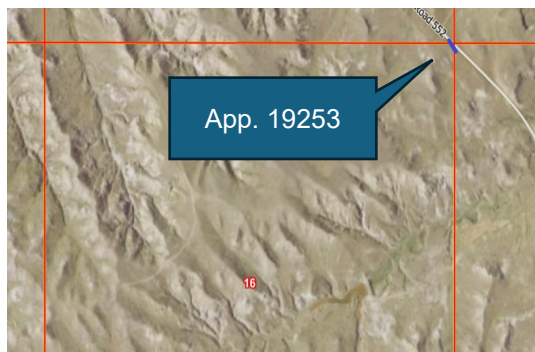
The DNRC recommends approval of the application of Custer County.

# Application #19253



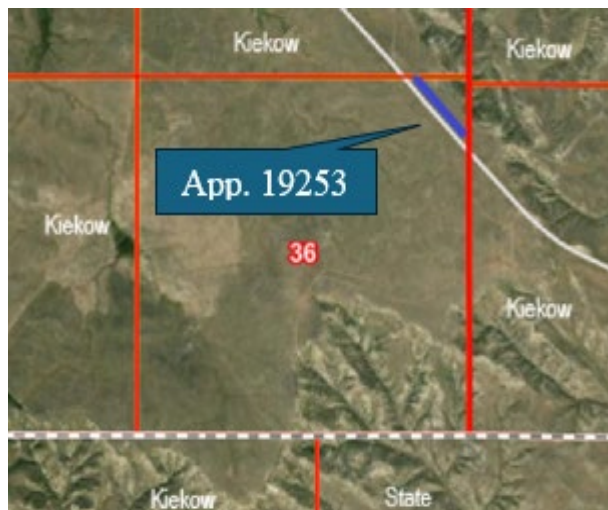
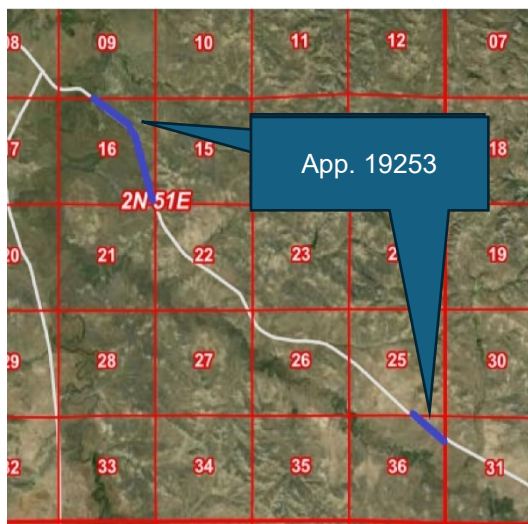
Sec. 16-T3N-R50E

Sec. 36-T3N-R50E



Secs. 16 & 36-T2N-R51E

Sec. 36-T1N-R52E



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19254
R/W Purpose:	a public county road known as Road 425
Lessee Agreement:	N/A (Historic)
Acreage:	24.10
Compensation:	\$14,460.00
Legal Description:	30-foot strip through SW4NW4, N2SW4, SE4SW4, S2SE4, Sec. 16, Twp. 7N, Rge. 50E; 30-foot strip through SW4NW4, N2SW4, SE4SW4, SW4SE4, Sec. 36, Twp. 7N, Rge. 50E; 30-foot strip through NE4NW4, N2NE4, SE4NE4, Sec. 16, Twp. 6N, Rge. 51E; 30-foot strip through Gov. Lot 7, 9 & 11, NE4SW4, Sec. 30, Twp. 6N, Rge. 52E; 30-foot strip through NE4NE4, Sec. 16, Twp. 5N, Rge. 52E; 30-foot strip through NE4NW4, Sec. 26, Twp. 5N, Rge. 52E; 30-foot strip through NW4NW4, S2NW4, N2SW4, SE4SW4, Sec. 36, Twp. 5N, Rge. 52E; 30-foot strip through NE4NE4, Sec. 6, Twp. 4N, Rge. 53E; 30-foot strip through W2SW4, SE4SW4, SW4SE4, Sec. 16, Twp. 4N, Rge. 53E; 30-foot strip through W2W2, Sec. 36, Twp. 1N, Rge. 53E, Custer County
Trust Beneficiary:	Common Schools

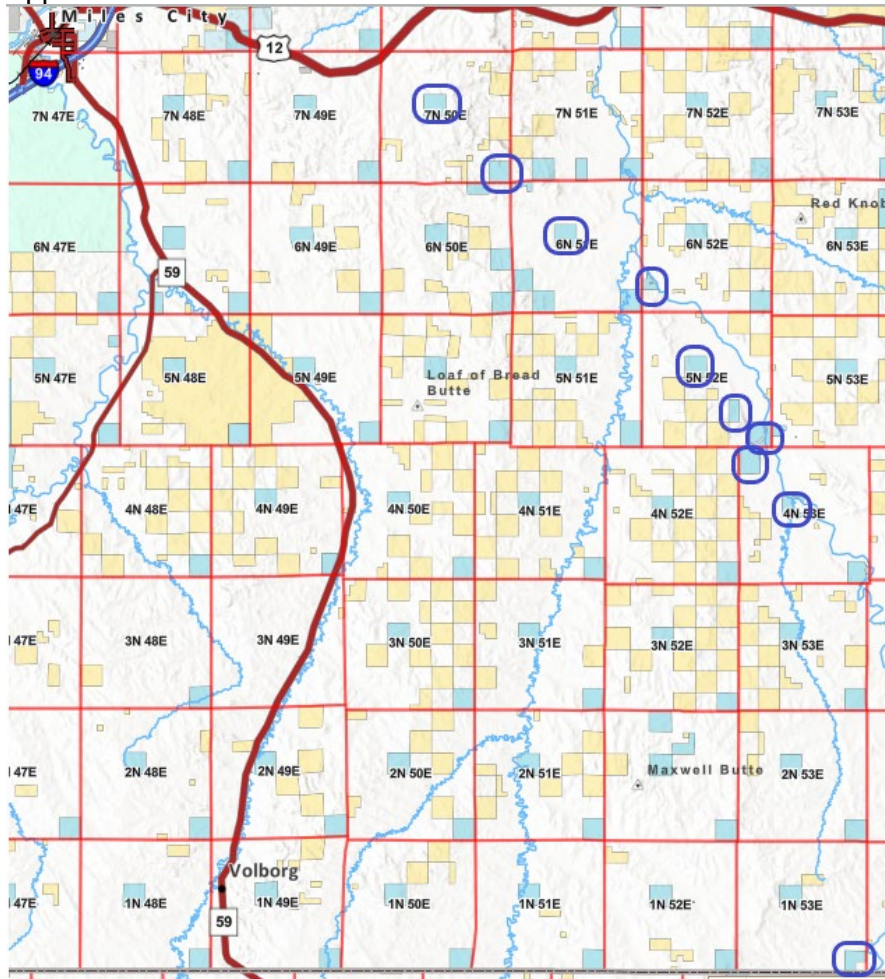
### Item Summary

Continuation of Custer County applications.

### DNRC Recommendation

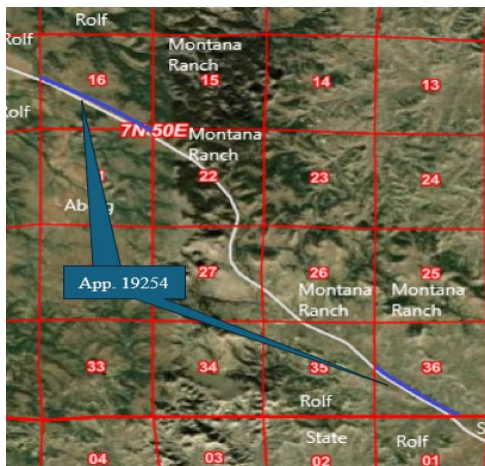
The DNRC recommends approval of the application of Custer County.

# Application #19254

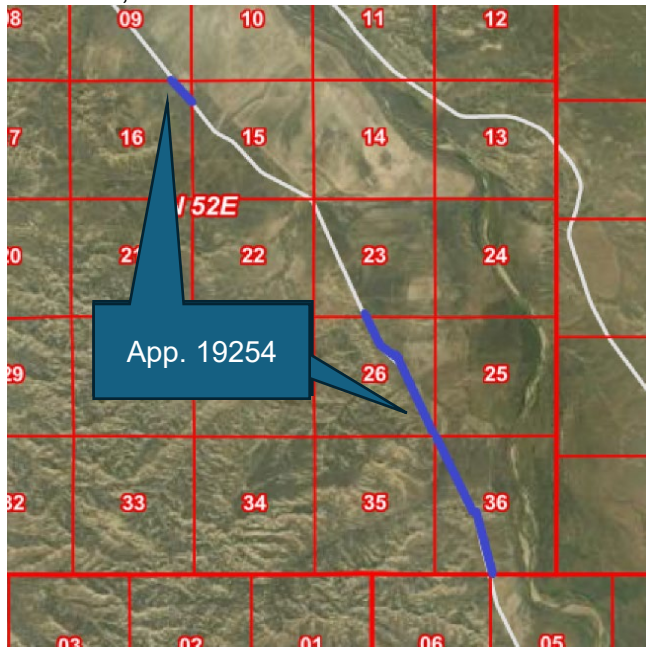


Secs. 16 & 36-T7N-R50E

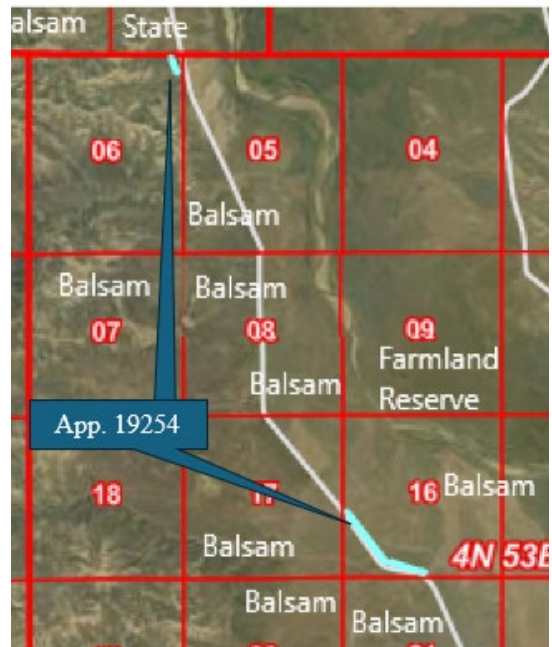
Sec. 16-T6N-R51E & Sec. 30-T6N-R52E



Secs. 16, 26 & 36-T5N-R52E



Secs. 6 & 16-T4N-R53E



36-1N-53E



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19255
R/W Purpose:	a public county road known as Road 551
Lessee Agreement:	N/A (Historic)
Acreage:	4.02
Compensation:	\$2,412.00
Legal Description:	30-foot strip through E2NE4, W2SE4, SE4SW4, Sec. 16, Twp. 3N, Rge. 51E, Custer County
Trust Beneficiary:	Common Schools

### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19255



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19256
R/W Purpose:	a public county road known as Road 407 (Horse Creek Road)
Lessee Agreement:	N/A (Historic)
Acreage:	3.64
Compensation:	\$2,184.00
Legal Description:	30-foot strip through W2W2, Sec. 36, Twp. 8N, Rge. 51E, Custer County
Trust Beneficiary:	Common Schools

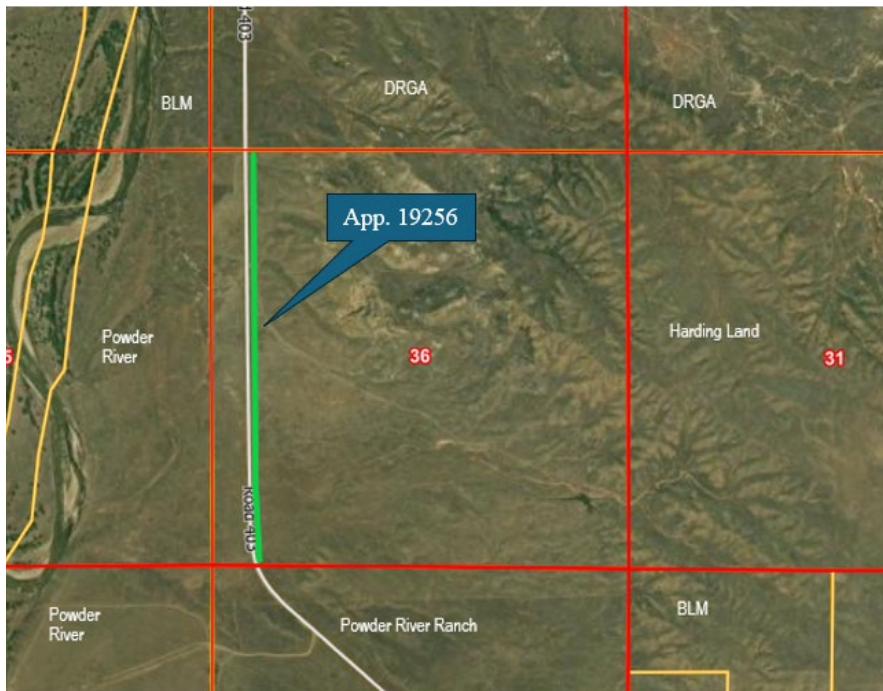
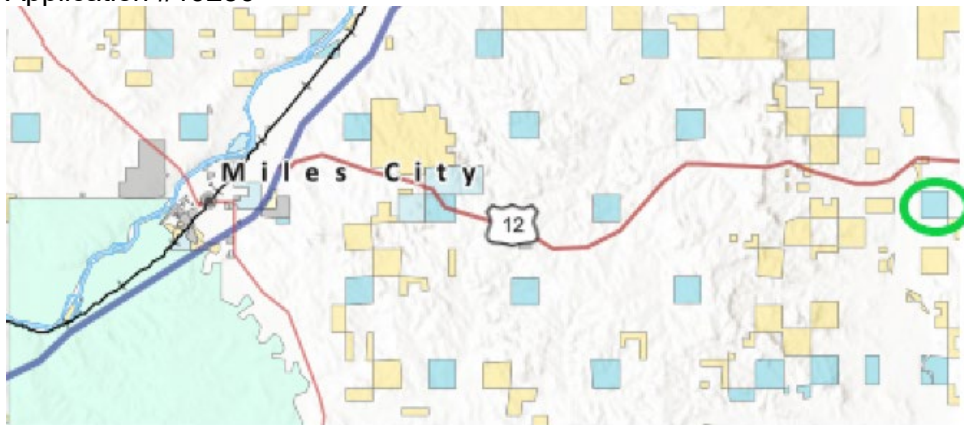
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19256



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19257
R/W Purpose:	a public county road known as Road 305
Lessee Agreement:	N/A (Historic)
Acreage:	2.19
Compensation:	\$1,314.00
Legal Description:	30-foot strip through Gov. Lots 1 & 3, Sec. 16, Twp. 9N, Rge. 51E, Custer County
Trust Beneficiary:	Common Schools

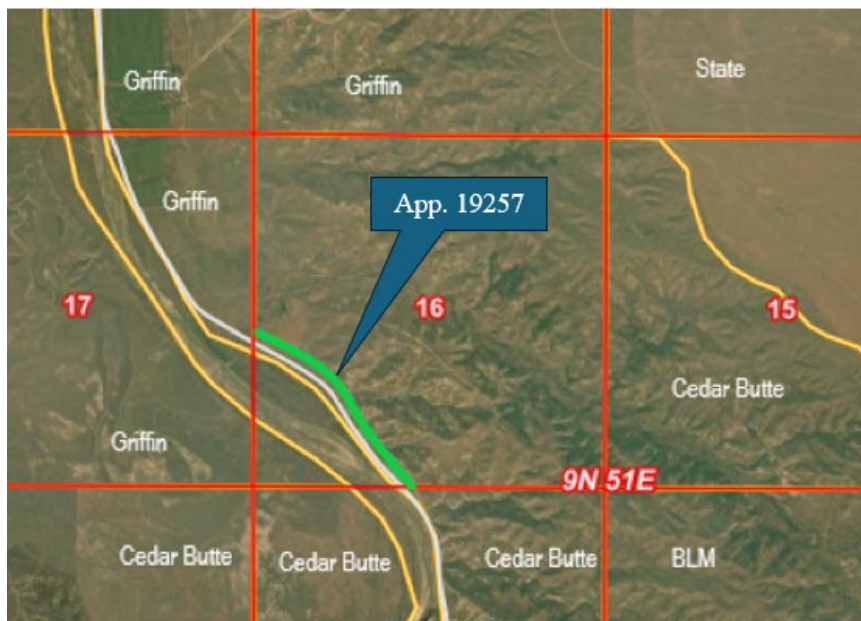
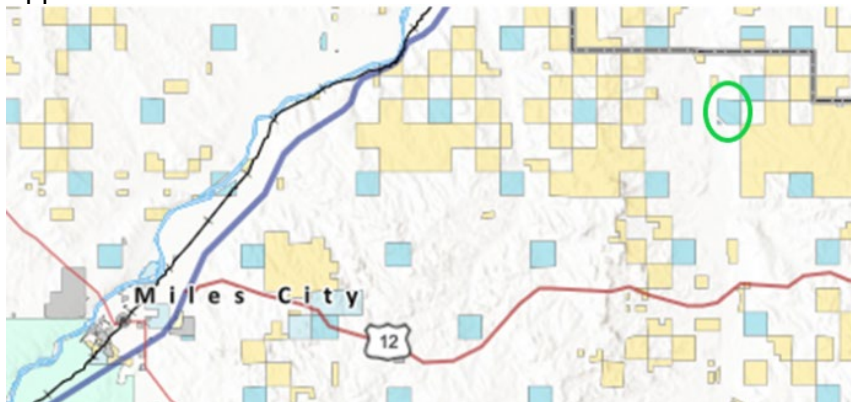
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19257



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19258
R/W Purpose:	a public county road known as Road 428
Lessee Agreement:	N/A (Historic)
Acreage:	4.19
Compensation:	\$2,514.00
Legal Description:	30-foot strip through Gov. Lot 7, Sec. 30, Twp. 6N, Rge. 52E; 30-foot strip through S2S2, Sec. 36, Twp. 5N, Rge. 53E, Custer County
Trust Beneficiary:	Common Schools

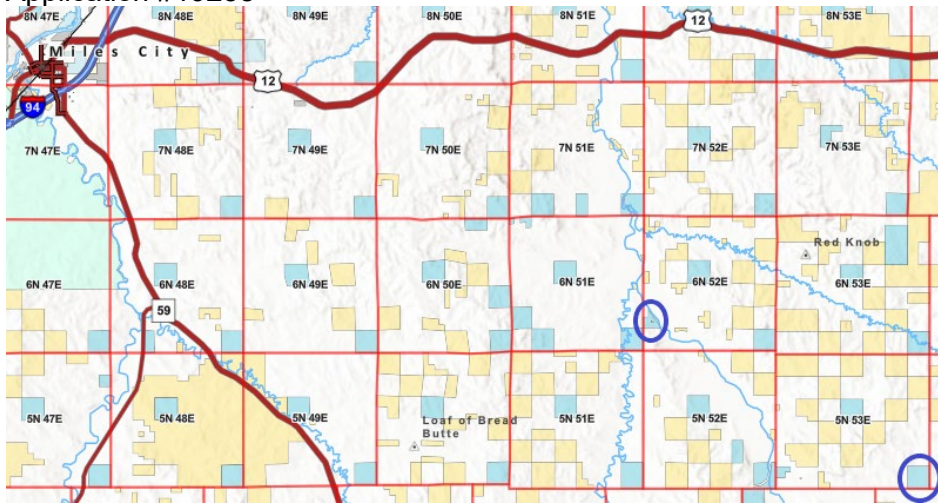
### Item Summary

Continuation of Custer County applications.

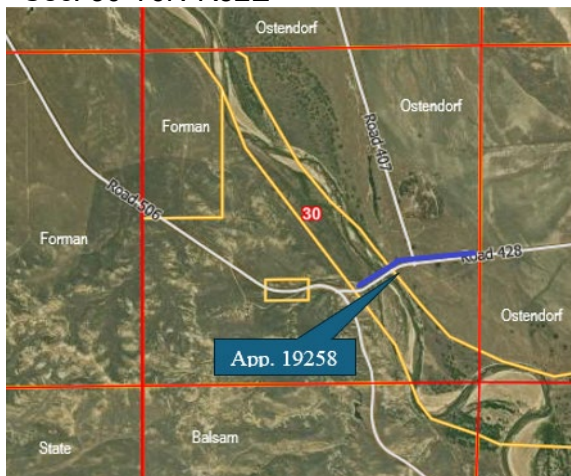
### DNRC Recommendation

The DNRC recommends approval of the application of Custer County.

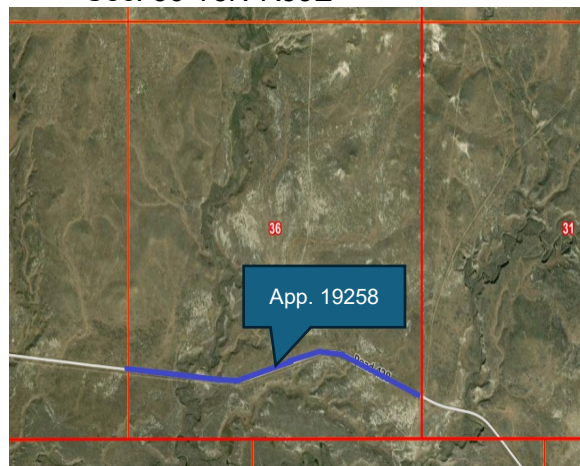
# Application #19258



## Sec. 30-T6N-R52E



## Sec. 36-T5N-R53E



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19259
R/W Purpose:	a public county road known as Road 417
Lessee Agreement:	N/A
Acreage:	5.52
Compensation:	\$3,312.00
Legal Description:	30-foot strip through N2SW4, SE4SE4, Sec. 16, Twp. 7N, Rge. 53E; 30-foot strip through E2E2, Sec. 36, Twp. 8N, Rge. 52E, Custer County
Trust Beneficiary:	Common Schools

### **Item Summary**

Continuation of Custer County applications.

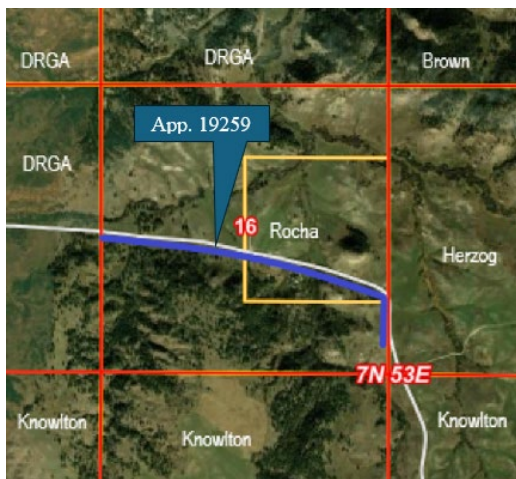
### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

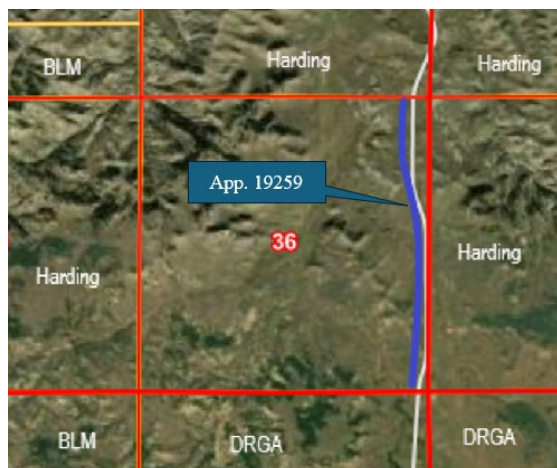
Application #19259



Sec. 16-T7N-R53E



Sec. 36-T8N-R52E



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19260
R/W Purpose:	a public county road known as Highpoint Road
Lessee Agreement:	N/A (Historic)
Acreage:	5.13
Compensation:	\$3,078.00
Legal Description:	30-foot strip through N2NW4, SE4NW4, SW4NE4, NW4SE4, S2SE4, Sec. 36, Twp. 7N, Rge. 53E, Custer County
Trust Beneficiary:	Common Schools

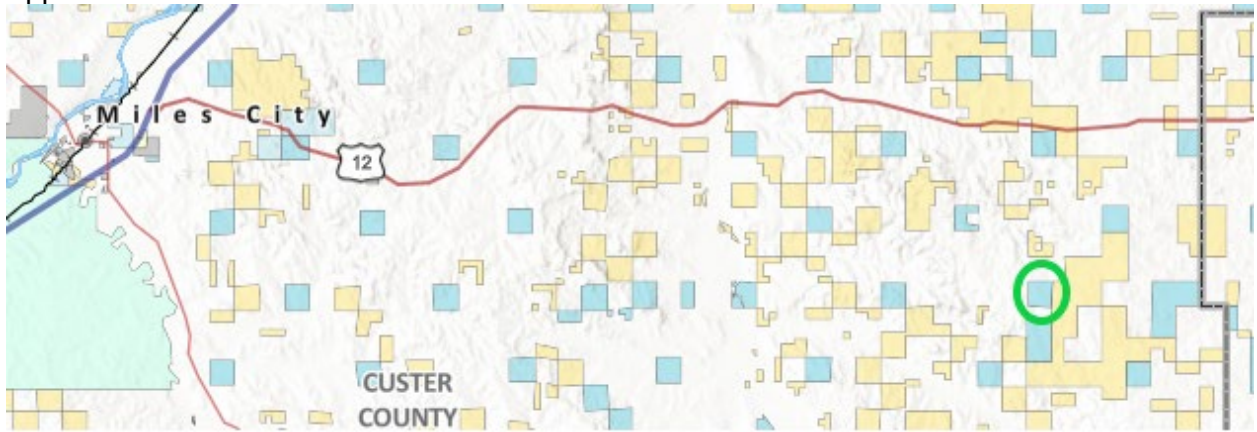
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19260



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19261
R/W Purpose:	a public county road known as Road 319
Lessee Agreement:	N/A (Historic)
Acreage:	2.52
Compensation:	\$1,512.00
Legal Description:	30-foot strip through N2NW4, SW4NW4, NW4NE4, Sec. 16, Twp. 8N, Rge. 53E, Custer County
Trust Beneficiary:	Common Schools

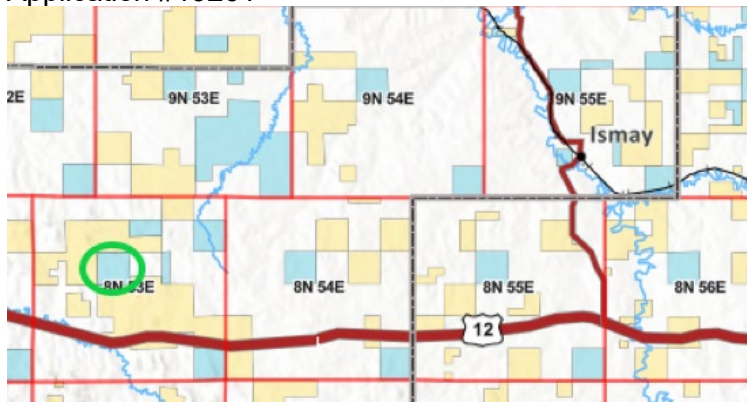
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19261



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19262
R/W Purpose:	a public county road known as Road 312
Lessee Agreement:	N/A (Historic)
Acreage:	3.64
Compensation:	\$2,184.00
Legal Description:	15-foot strip through S2S2, Sec. 16, Twp. 9N, Rge. 53E, Custer County
Trust Beneficiary:	Common Schools

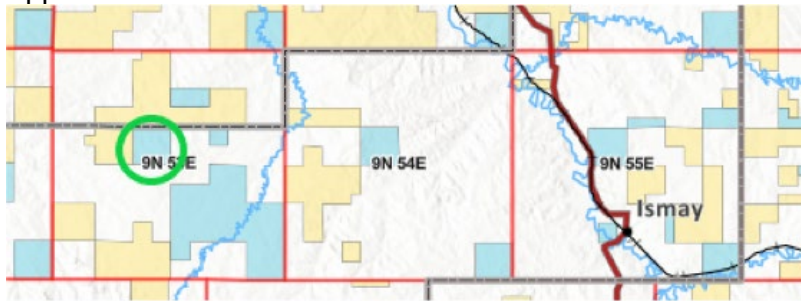
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19262



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19263
R/W Purpose:	a public county road known as Road 331
Lessee Agreement:	N/A (Historic)
Acreage:	7.28
Compensation:	\$4,368.00
Legal Description:	30-foot strip through W2W2, Sec. 23, Twp. 9N, Rge. 53E; 30-foot strip through W2W2, Sec. 26, Twp. 9N, Rge. 53E, Custer County
Trust Beneficiary:	Common Schools

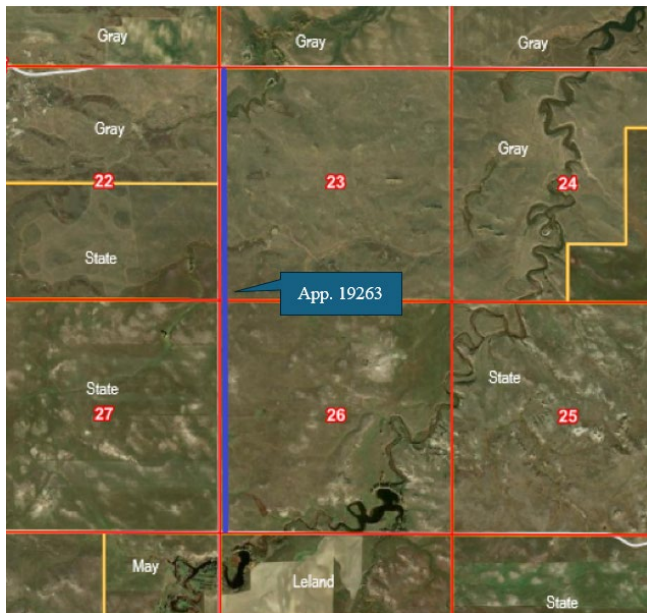
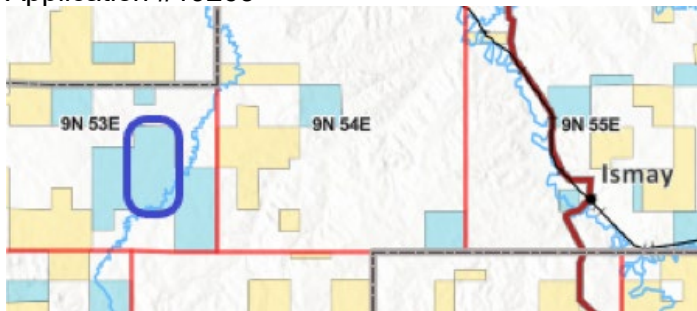
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19263



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19264
R/W Purpose:	a public county road known as Road 316
Lessee Agreement:	N/A
Acreage:	12.04
Compensation:	\$7,224.00
Legal Description:	30-foot strip through S2S2, Sec. 27, Twp. 9N, Rge. 53E; 15-foot strip through S2S2, Sec. 26, Twp. 9N, Rge. 53E; 30-foot strip through N2N2, Sec. 36, Twp. 8N, Rge. 53E; 15-foot strip through N2N2, Sec. 36, Twp. 9N, Rge. 54E; 15-foot strip through N2NW4, NW4NE4, Sec. 36, Twp. 9N, Rge. 55E, Custer County
Trust Beneficiary:	Common Schools

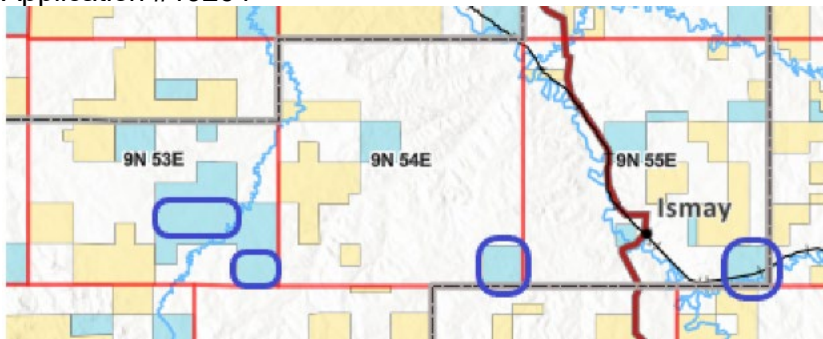
### Item Summary

Continuation of Custer County applications.

### DNRC Recommendation

The DNRC recommends approval of the application of Custer County.

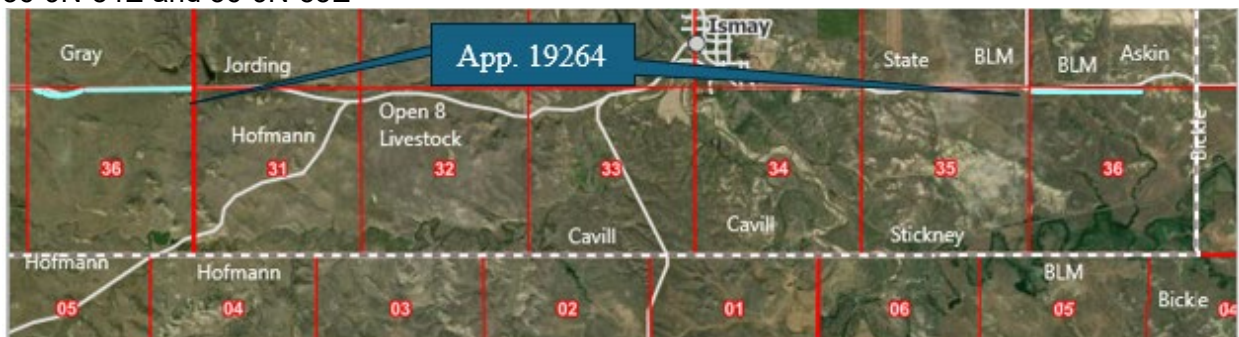
Application #19264



27-9N-53E, 26-9N-53E & 36-9N-53E



36-9N-54E and 36-9N-55E



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19265
R/W Purpose:	a public county road known as Road 429
Lessee Agreement:	N/A (Historic)
Acreage:	1.44
Compensation:	\$864.00
Legal Description:	30-foot strip through SW4SE4, S2SE4, Sec. 16, Twp. 1N, Rge. 54E, Custer County
Trust Beneficiary:	Common Schools

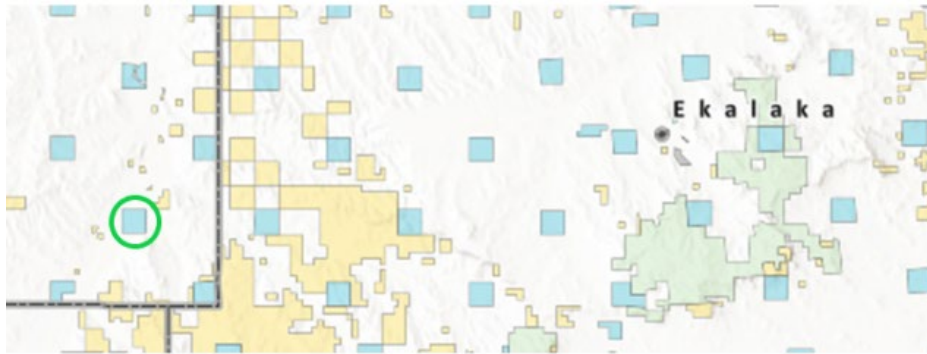
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19265



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19266
R/W Purpose:	a public county road known as Road 439
Lessee Agreement:	N/A (Historic)
Acreage:	3.98
Compensation:	\$2,388.00
Legal Description:	30-foot strip through S2NW4, SW4NE4, N2SE4, Sec. 36, Twp. 5N, Rge. 54E, Custer County
Trust Beneficiary:	Common Schools

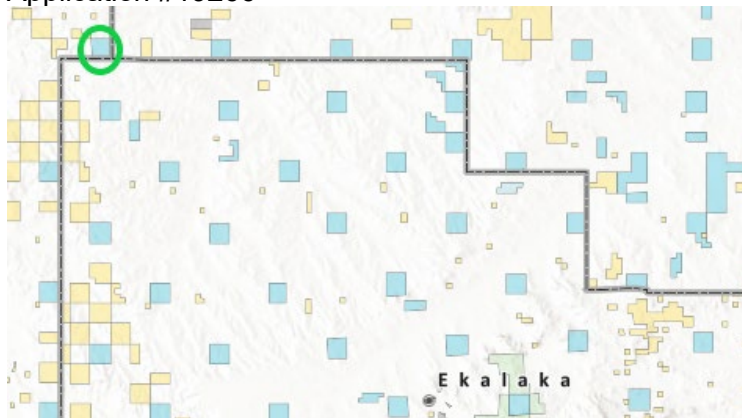
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19266



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19267
R/W Purpose:	a public county road known as Road 431 (Spring Creek Road)
Lessee Agreement:	N/A (Historic)
Acreage:	1.81
Compensation:	\$1,086.00
Legal Description:	15-foot strip through E2E2, Sec. 36, Twp. 7N, Rge. 54E, Custer County
Trust Beneficiary:	Common Schools

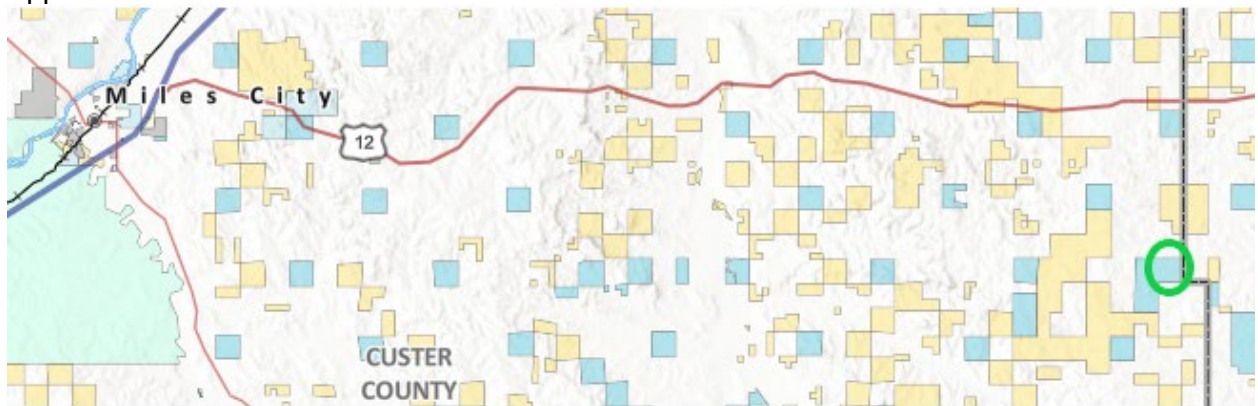
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19267



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19268
R/W Purpose:	a public county road known as Road 337
Lessee Agreement:	N/A (Historic)
Acreage:	0.81
Compensation:	\$486.00
Legal Description:	30-foot strip through SE4SE4, Sec. 36, Twp. 9N, Rge. 54E, Custer County
Trust Beneficiary:	Common Schools

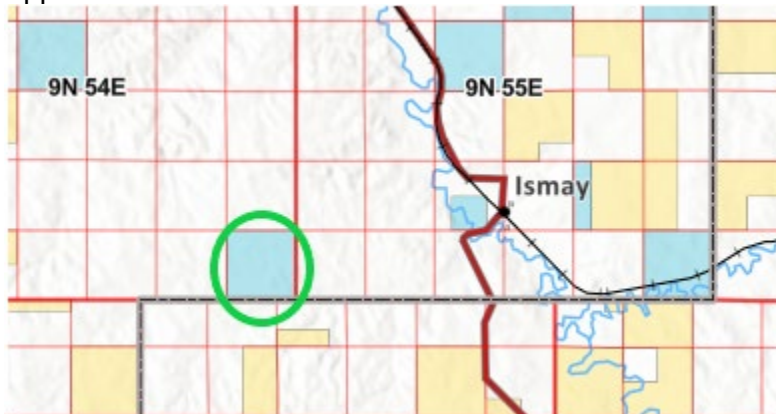
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19268



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19269
R/W Purpose:	a public county road known as Road 357
Lessee Agreement:	N/A (Historic)
Acreage:	1.80
Compensation:	\$1,080.00
Legal Description:	15-foot strip through S2S2, Sec. 12, Twp. 9N, Rge. 55E, Custer County
Trust Beneficiary:	Common Schools

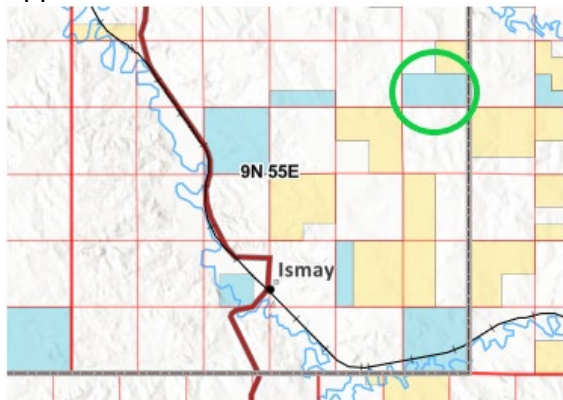
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19269



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Custer County 1010 Main Street Miles City, MT 59301
Application No.:	19270
R/W Purpose:	a public county road known as Road 314
Lessee Agreement:	N/A (Historic)
Acreage:	1.74
Compensation:	\$1,044.00
Legal Description:	30-foot strip through W2SW4, Sec. 16, Twp. 9N, Rge. 55E, Custer County
Trust Beneficiary:	Common Schools

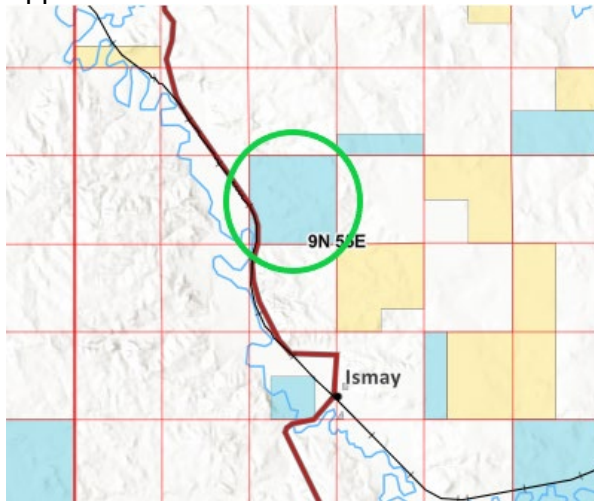
### **Item Summary**

Continuation of Custer County applications.

### **DNRC Recommendation**

The DNRC recommends approval of the application of Custer County.

Application #19270



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	David and Lu Anne Odt 6383 Walker Road Bozeman, MT 59715
Application No.:	19342 (Amended)
R/W Purpose:	private access to two single-family residences and associated outbuildings.
Lessee Agreement:	N/A (Historic)
Acreage:	2.33
Compensation:	\$6,320.00
Legal Description:	30-foot strip through S2SW4, SW4SE4, Sec. 36, Twp. 1N, Rge. 5E, Gallatin County
Trust Beneficiary:	Common Schools

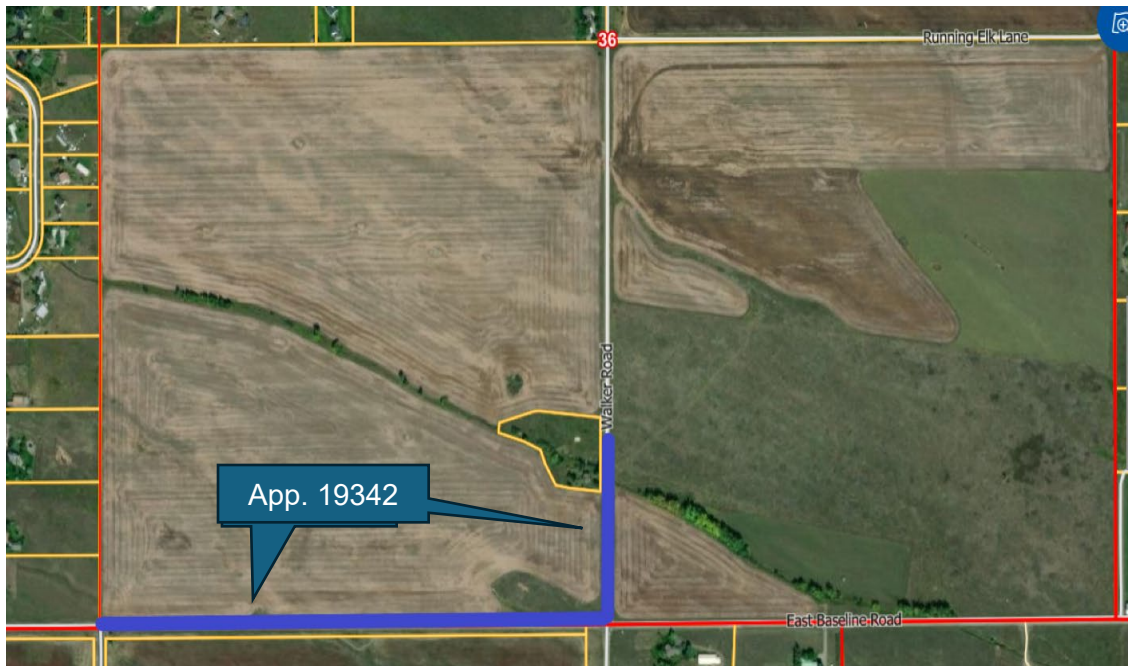
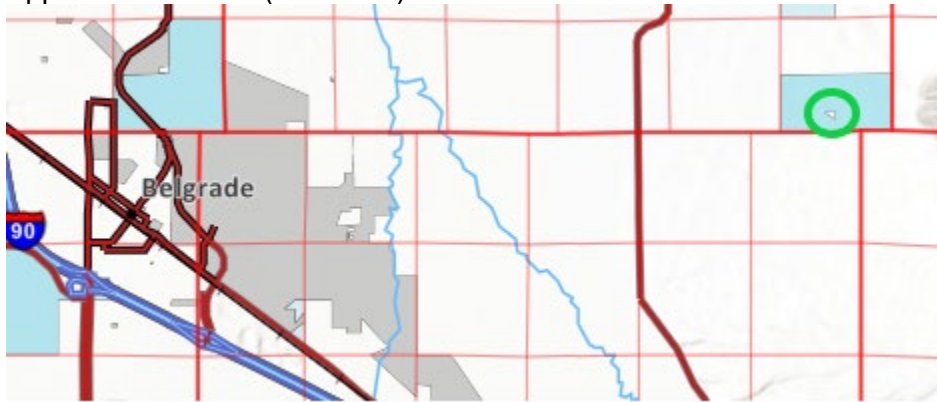
### Item Summary

David and Lu Anne Odt are requesting an amendment to their existing private access easement. The Odts purchased their homesite in 2023, which provided access to one residence. The Odts wish to construct a 2<sup>nd</sup> family home on the property and has received approval for well and septic expansion through DEQ and Gallatin County. The access to the 2<sup>nd</sup> residence is located approximately 65 feet north of the existing easement access boundary. In addition to land value being assessed for the added road access, a 1% conveyance fee for access to a 2<sup>nd</sup> homesite has been assessed per the Land Board's Access Road Policy.

### DNRC Recommendation

The DNRC recommends approval of the application of David and Lu Anne Odt.

Application #19342 (amended)



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	William S. Peebles PO Box 32 Choteau, MT 59522
Application No.:	19730
R/W Purpose:	a private access road to conduct normal farming and ranching operations.
Lessee Agreement:	N/A (Historic)
Acreage:	0.854
Compensation:	\$854.00
Legal Description:	20-foot strip through Gov. Lot 3, Sec. 30, Twp. 25N, Rge. 6W, Teton County
Trust Beneficiary:	Common Schools

### Item Summary

William S. Peebles is requesting a historic easement for a private access road to conduct farming and ranching operations. DNRC has full access to this parcel of state land via Stott Road, therefore reciprocal access is not requested. This application is made pursuant to amendments of §77-2-101, MCA for recognition of historic uses across State Trust Land.

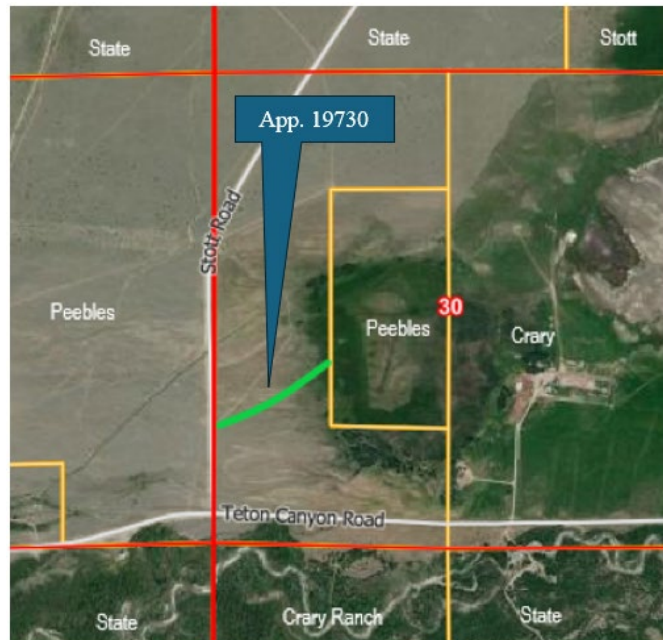
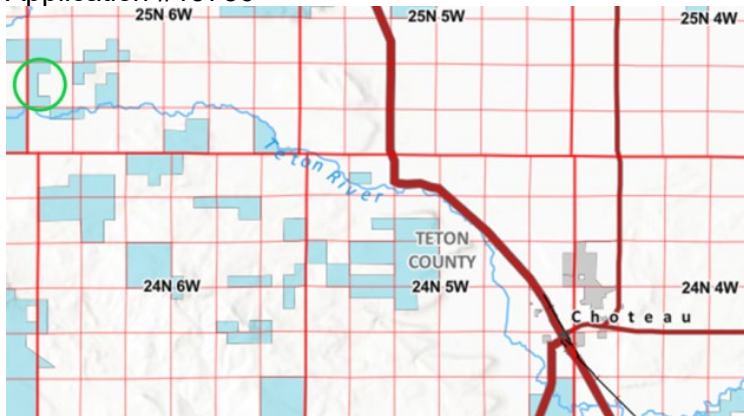
William S. Peebles private land to be accessed is described as follows:

- SE4NW4, NE4SW4 of Section 30, Township 25 North, Range 6 West

### DNRC Recommendation

The DNRC recommends approval of the application of William S. Peebles.

Application #19730



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant: John D. Peebles & William S. Peebles  
PO Box 452  
Choteau, MT 59522

Application No.: 19731  
R/W Purpose: a private access road to conduct normal farming and ranching operations.

Lessee Agreement: N/A (Historic)  
Acreage: 0.886  
Compensation: \$886.00  
Legal Description: 20-foot strip through NE4NW4, SW4SW4, Sec. 26, Twp. 25N, Rge. 7W, Teton County  
Trust Beneficiary: Capitol Buildings

### Item Summary

John D. Peebles & William S. Peebles is requesting a historic easement for a private access road to conduct farming and ranching operations. DNRC has full access to this parcel of state land via Teton Canyon Road, therefore reciprocal access is not requested. This application is made pursuant to amendments of §77-2-101, MCA for recognition of historic uses across State Trust Land.

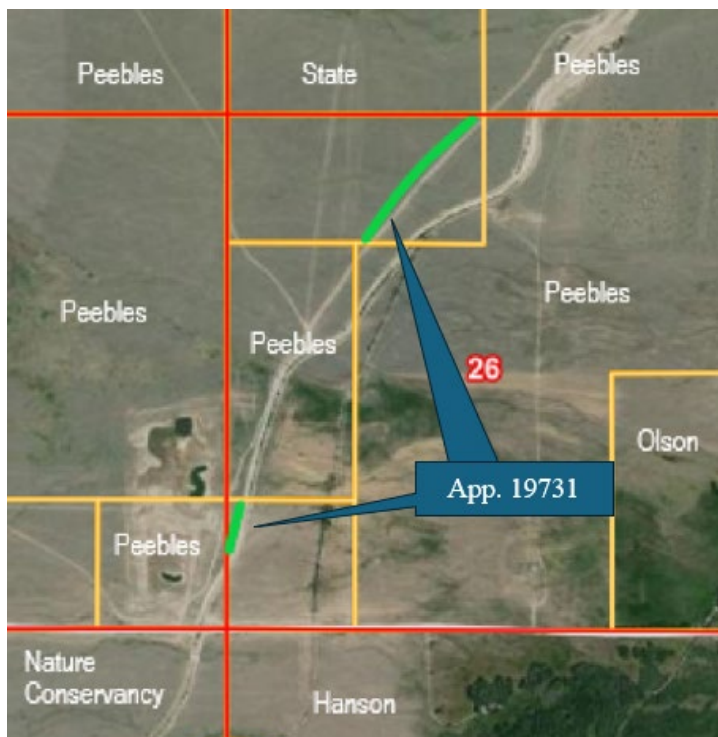
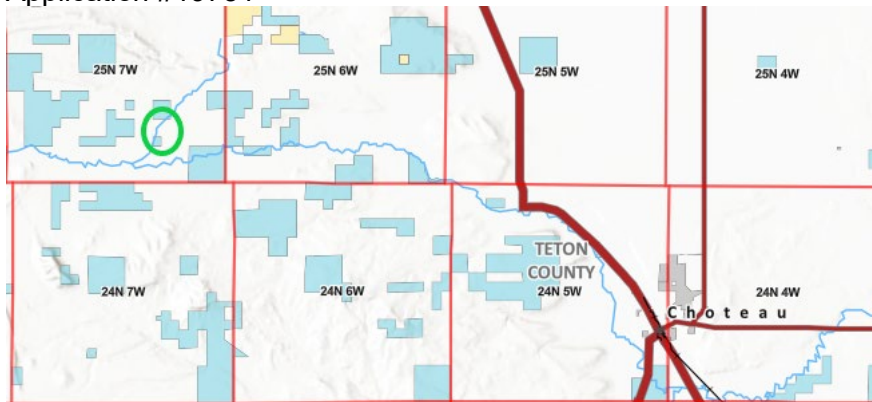
John D. Peebles & William S. Peebles private land to be accessed is described as follows:

- N2N2SW4, SE4 of Section 23, Township 25 North, Range 7 West
- N2, SW4 of Section 243, Township 25 North, Range 7 West
- All of Section 14, Township 25 North, Range 7 West
- All of Section 13, Township 25 North, Range 7 West

### DNRC Recommendation

The DNRC recommends approval of the application of John D. Peebles & William S. Peebles.

Application #19731



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	John D. Peebles PO Box 452 Choteau, MT 59522
Application No.:	19732
R/W Purpose:	a private access road to a single-family residence and associated outbuildings and to conduct normal farming and ranching operations.
Lessee Agreement:	N/A (Historic)
Acreage:	0.555
Compensation:	\$550.00
Legal Description:	20-foot strip through SW4SE4, Sec. 28, Twp. 25N, Rge. 7W, Teton County
Trust Beneficiary:	Capitol Buildings

### Item Summary

John D. Peebles is requesting a historic easement for a private access road for the purpose of accessing a single family residence and to conduct farming and ranching operations. DNRC has full access to this parcel of state land via Teton Canyon Road, therefore reciprocal access is not requested. This application is made pursuant to amendments of §77-2-101, MCA for recognition of historic uses across State Trust Land.

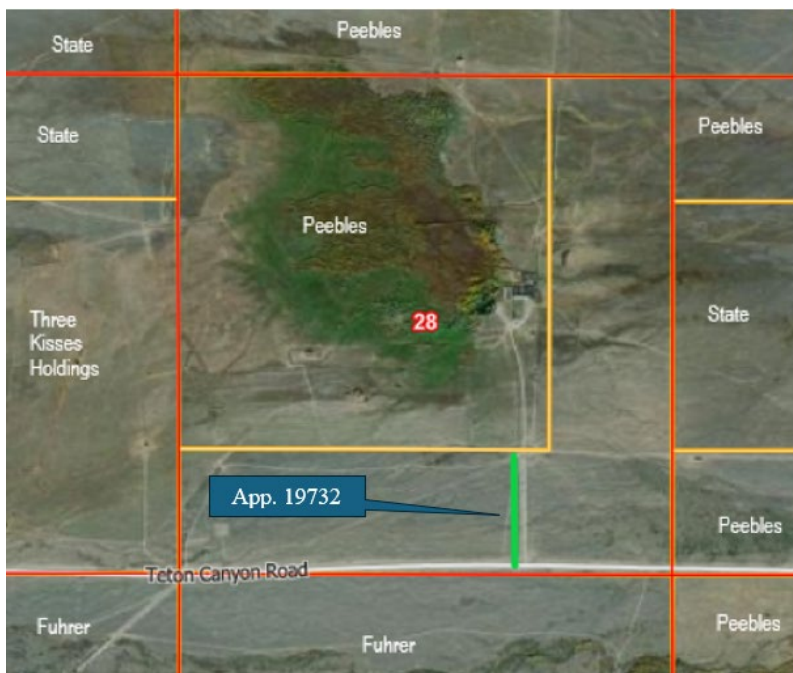
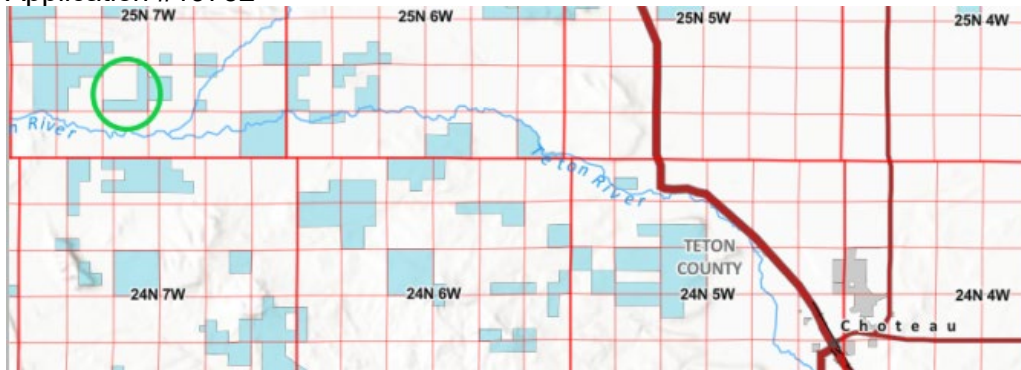
John D. Peebles private land to be accessed is described as follows:

- W2NE4, NW4, N2SW4, NW4SE4 of Section 28, Township 25 North, Range 7 West
- NE4, N2NW4, N2SE4, S2NW4, NE4SW4, S2S2 of Section 21, Township 25 North, Range 7 West
- SE4, N2, N2SW4, SW4SW4 of Section 22, Townshp 25 North, Range 7 West
- All of Section 15, Township 25 North, Range 7 West
- NE4, E2NW4, NE4SW4 of Section 20, Township 25 North, Range 7 West

### DNRC Recommendation

The DNRC recommends approval of the application of John D. Peebles.

Application #19732



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Carter County Commissioners PO Box 353 Ekalaka, MT 59324
Application No.:	19733
R/W Purpose:	a public county road
Lessee Agreement:	N/A (Historic)
Acreage:	3.68
Compensation:	\$2,208.00
Legal Description:	60-foot strip through W2W2, Sec. 16, Twp. 4S, Rge. 62E, Carter County
Trust Beneficiary:	Common Schools

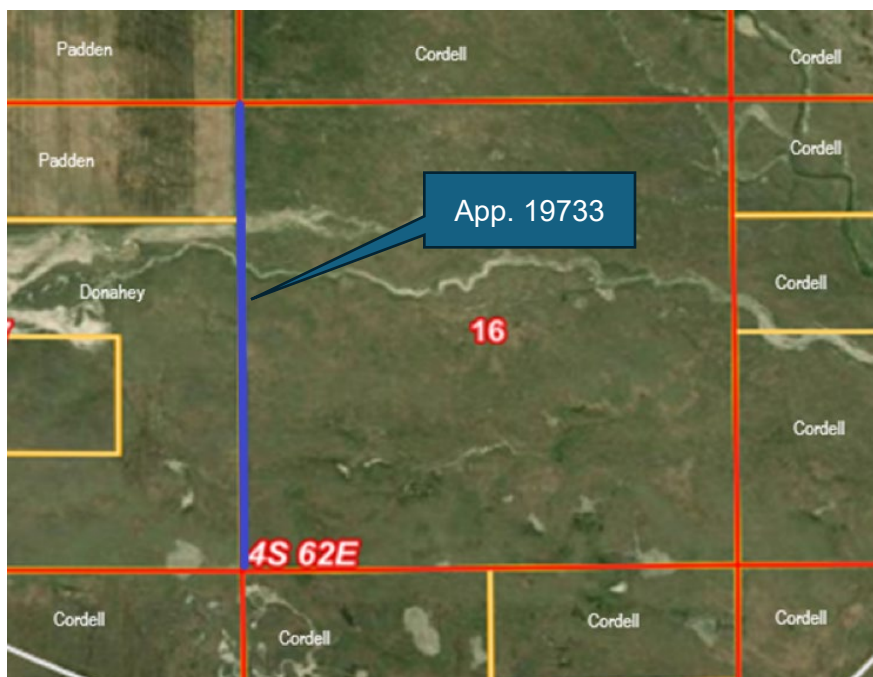
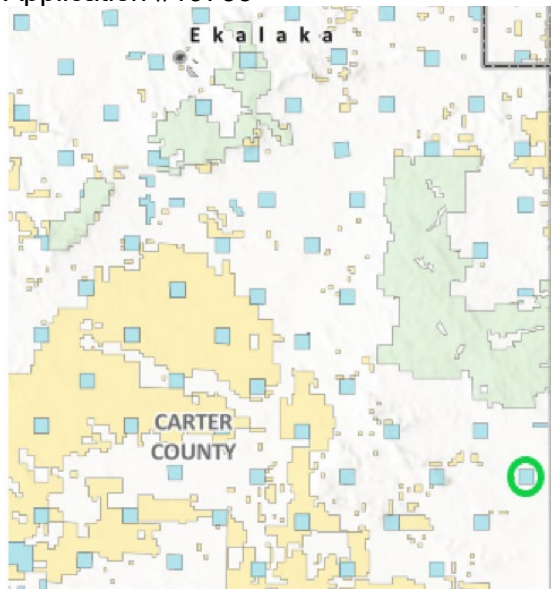
### Item Summary

Carter County Commissioners are requesting a historic easement for a public county road. Litigation brought by private landowners north of the State Trust land resulted in the District Court reversing a decades old abandonment of the public road by the County Commissioners. The road was abandoned by the Commissioners without a legal petition, public hearing, and other public process. Because the county road provides access to and through a State Section the County is requesting a historic easement to re-open the road along the west section line of the State. The County will grade the existing road bed to provide a maintained access for landowners and the public.

### DNRC Recommendation

The DNRC recommends approval of the application of Carter County Commissioners.

Application #19733



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Dry Prairie Rural Water Authority PO Box 577 Culbertson, MT 59218
Application No.:	19734
R/W Purpose:	a buried 3" water pipeline
Lessee Agreement:	ok
Acreage:	0.22
Compensation:	\$110.00
Legal Description:	30-foot strip through SE4SE4, Sec. 16, Twp. 30N, Rge. 40E, Valley County
Trust Beneficiary:	Common Schools

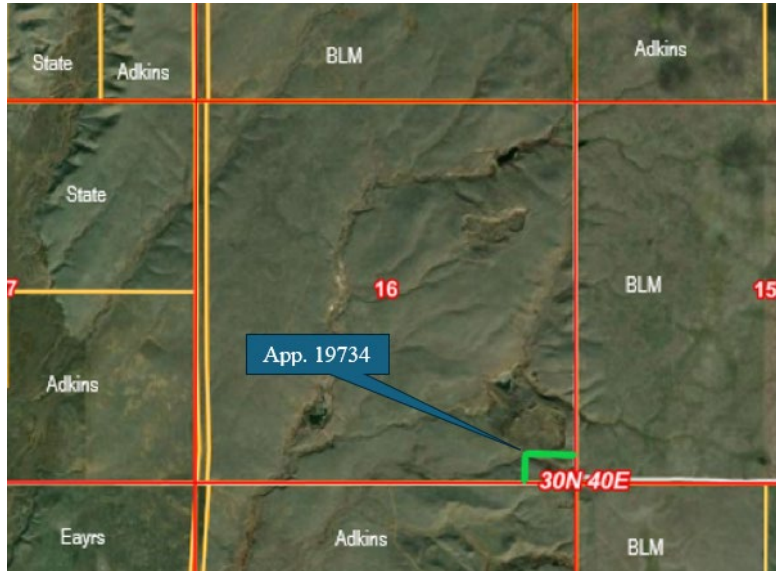
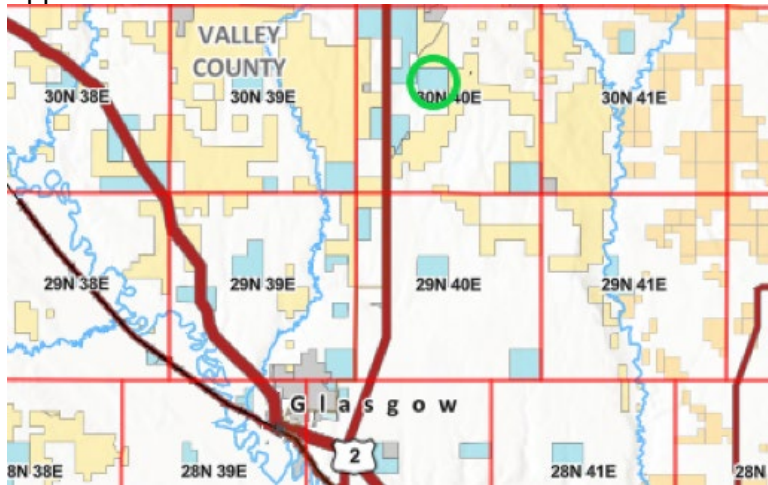
### Item Summary

Dry Prairie Rural Water Authority has requested an easement for a 3" water pipeline construction to bring quality drinking water to the residents of Valley County. The selected route across state lands is the most cost effective route. Other routes were rejected based upon engineering design requirements, topographical features, and increased cost.

### DNRC Recommendation

The DNRC recommends approval of the application of Dry Prairie Rural Water Authority.

Application #19734



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	Dry Prairie Rural Water Authority PO Box 577 Culbertson, MT 59218
Application No.:	19735
R/W Purpose:	a buried 3" water pipeline
Lessee Agreement:	ok
Acreage:	1.04
Compensation:	\$468.00
Legal Description:	30-foot strip through SW4NW4, NW4SW4, Sec. 2, Twp. 35N, Rge. 43E, Valley County
Trust Beneficiary:	Common Schools

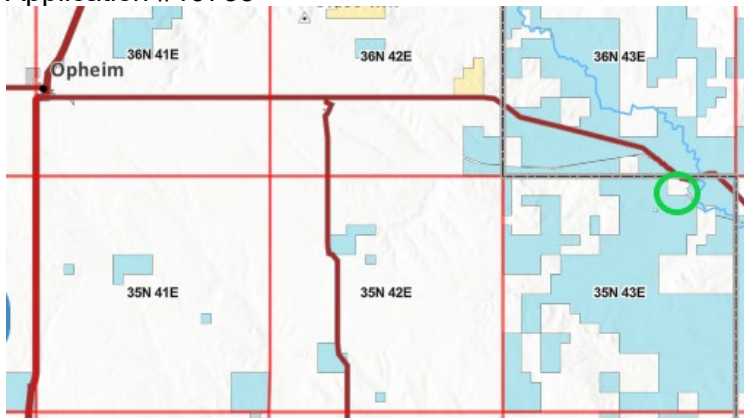
### Item Summary

Continuation of Dry Prairie Rural Water Authority applications.

### DNRC Recommendation

The DNRC recommends approval of the application of Dry Prairie Rural Water Authority.

Application #19735



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	NorthWestern Energy 11 East Park Street Butte, MT 59701
Application No.:	19736
R/W Purpose:	a buried 12" natural gas transmission pipeline
Lessee Agreement:	ok
Acreage:	6.01
Compensation:	\$10,818.00
Legal Description:	50-foot strip through N2N2, Sec. 36, Twp. 11N, Rge. 5W, Lewis and Clark County
Trust Beneficiary:	Common Schools

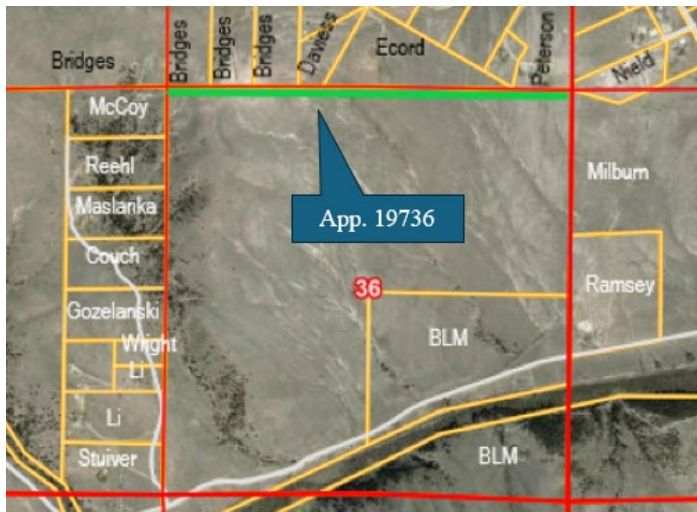
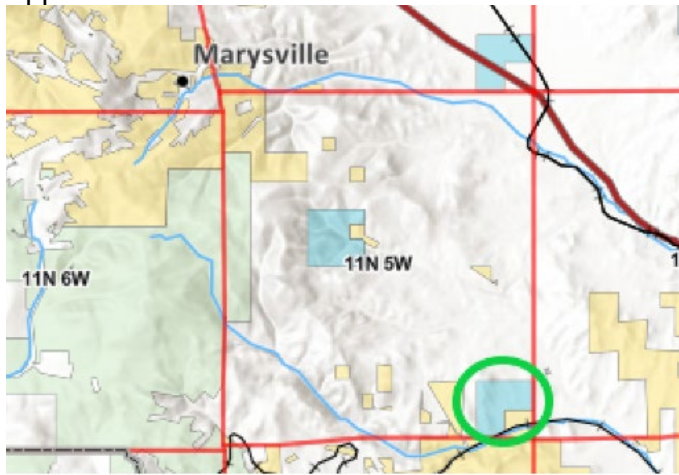
### Item Summary

Northwestern Energy is requesting an easement to install a buried 12" natural gas transmission pipeline to replace the existing pipeline that was placed on State Land in the 1930's without authorization. The project in total will replace approximately 9 miles of pipeline in the Birdseye-Helena area. The replacement of the line is to enhance reliability and capacity to the Helena region while maintaining compliance with federal regulations. Alternative routes were considered, but any reroutes would impact populated neighborhoods. Consistent with previous approvals of petroleum products and natural gas pipelines, a 30-year term easement is recommended.

### DNRC Recommendation

The DNRC recommends approval of the application of NorthWestern Energy for a 30-year term easement.

Application #19736



## APPLICANTS AND RIGHTS OF WAY INFORMATION

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Applicant:	NorthWestern Corporation 11 East Park Street Butte, MT 59701
Application No.:	19737
R/W Purpose:	a buried single phase 7,200/12470v power line
Lessee Agreement:	ok
Acreage:	4.31
Compensation:	\$3,448.00
Legal Description:	30-foot strip through SE4, Sec. 16, Twp. 14N, Rge. 4W, Lewis and Clark County
Trust Beneficiary:	Common Schools

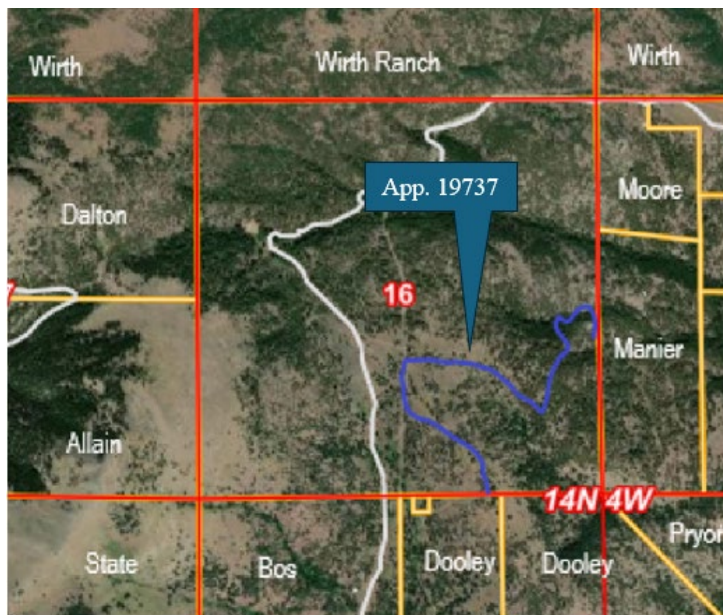
### Item Summary

NorthWestern Energy has requested an easement for a buried single phase 7,200/12470v power line to feed a customer's home. The nearest alternative route would pass through several private landowners on the south side of Interstate 15, adding significant cost and complexity in construction, including a directional bore under the interstate. The proposed route follows an existing two-track road, therefore minimal impacts are anticipated from the construction on State Land.

### DNRC Recommendation

The DNRC recommends approval of the application of NorthWestern Corporation.

Application #19737



# 0325-5

INFORMATIONAL ITEM: NAVIGATING  
MONTANA'S WATER RIGHTS, AN OVERVIEW  
OF THE ADJUDICATION PROCESS

**Land Board Agenda Item  
March 17, 2025**

**0325-5 Informational Item: Navigating Montana's Water Rights, An Overview of the Adjudication Process**

**Location: NA**

**Trust Benefits: N/A**

**Trust Revenue: N/A**

**Item Summary**

Informational summary on water right adjudication and the Water Court as it pertains to School Trust Lands for members of the Land Board and the public.