LAND EXCHANGE FLOWCHART

Pre Application Discussions with Proponent and Unit/Bureau

LETTER OF INTENT AND APPLICATION RECEIVED

Certified Letter Sent to Lessees (Ref. 77-2-204, MCA)

Initial Criteria Review (Ref. 7 Criteria in Montana Board of Land Commissioners Land Exchange Policy, Value, Acreage, Income, Consolidation, Access, Long Term Appreciation, Navigable Waterways)

1. Preliminary Parcel Evaluations & Rec Use Matrix
   a) Area Office Field Investigation on Land and Resources
   b) Bureau Requests Specialists' Reports for Minerals, Cultural, Water Rights, and Land
2. Briefing Report to Director

DISAPPROVAL CONCURRENCE BY DIRECTOR, LETTER TO APPLICANT

APPROVAL CONCURRENCE BY DIRECTOR, LETTER TO APPLICANT

Solicit Public Comment

1. Publish in Local Newspaper
2. Mailing to Interested Parties
   a. State Lessees and Licensees
   b. County Commissioners
   c. Beneficiaries, State Agencies
   d. State Legislators
   e. Adjoining Landowners
   f. Special Interest Groups
   g. Federal Agencies
   h. Others as Appropriate
3. Public Meeting(s) if Deemed Necessary

PREPARE LAND BOARD AGENDA ITEM WITH COMPLETE WRITE-UP AND RECOMMENDATION

LAND BOARD DECISION

DISAPPROVAL LETTER TO APPLICANT

PRELIMINARY APPROVAL LETTER TO APPLICANT

Execute Land Exchange Agreement to Initiate and Payment Agreement

Coordinate Environmental Review

1. Formal Research Investigations
   a. Land and Mineral Title Investigations (Commitments to Insure)
   b. Baseline Inventories
      - Soils
      - Vegetation
      - Range Condition
      - Water
      - Wildlife (inc. T and E)
      - Aesthetics
      - Recreation
      - Access
      - Socio-Economic (inc. Labor & tax bases)
   c. Cultural/Paleontogical Inventory
   d. Final Mineral Resource Assessment
   e. Final Water Rights Investigation
   f. Formal Reports
      - Real Property Appraisal
      - Phase I Environmental Site Assessment
      - Real Property Survey
   g. Other Issues and Reports as Necessary
2. Prepare EA or EIS
   a. In-house or Working Draft Document Review
   b. EA or Draft EIS – Solicit Public Comment (Ref. Previous Public Comment Item)

PUBLIC HEARING

Prepare Final EA or Final EIS

FINAL REPORT TO LAND BOARD PRESENTED BY DIRECTOR

LAND BOARD DECISION

DISAPPROVAL LETTER TO APPLICANT

APPROVAL LETTER TO APPLICANT

FINALIZE EXCHANGE DOCUMENTS

Lessee Improvement Settlement (Ref. 77-2-206, MCA)

Closing Transaction

1. Proposed Exchange Documents Drafted
2. Staff Legal Counsel Reviews Documents
3. Documents Finalized
4. Final Title Reports on Exchange Lands
5. Proration of Taxes Agreement Executed
6. Closing Date Set
7. Closing
   a. Delivery of Documents
   b. Record w/County Clerk and Recorder
   c. Water Rights Transfer Filed w/DNRC

Final Report

1. Assign Trust Designation(s)
2. Notify Trust Beneficiaries
3. Notify Other DNRC Bureaus
4. Notify Local Government
5. Notify Other State Agencies

POSSESSION OF PROPERTY