DEPAR .MENT OF NATURAL RES JURCES
AND CONSERVATION

Trust Land Management Division

STEVE BULLOCK, GOVERNOR

1625 ELEVENTH AVENUE

DIRECTOR'S OFFICE (406) 444-2074
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PO BOX 201601
HELENA, MONTANA 59620-1601

December 4, 2015

Jim Ledger, Realty Specialist
Bureau of Land Management
3255 Ft. Missoula Road
Missoula, MT 59804

Dear Jim:

Enclosed please find the original State of Montana's Application for Indemnity Selection.

Please let me know if you have any questions or if I may be of further assistance.

Best regards,

Emily Cooper, Lands Section Supervisor
Real Estate Management Bureau
Trust Land Management Division
(406) 444-4165
ecooper@mt.gov

cc: Acquisition File

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

# STATE APPLICATION FOR SELECTION

**Sections 2275 and 2276, Revised Statutes, as amended, 43 U.S.C. 851 and 852 (43 CFR 2621), or other State Quantity or Special Grant Acts (43 CFR 2622)**

**Date**
December 2, 2015

**Serial Number**

**INSTRUCTIONS**

**Submit in *duplicate*, to State Office of the Bureau of Land Management having jurisdiction over the lands.**

**1. Name of Selecting Agent *(first, middle initial, last)***

John E. Tubbs, Director,
Montana Department of Natural
Resources and Conservation

**Address *(include zip code)***

Department of Natural Resources
& Conservation
1625 11th Avenue
PO Box 201601
Helena, MT 59620

**2. This application for selection of the public lands described in the attached papers is made under and pursuant to the laws of the State of for:**

a. [✓] **Indemnity Selection under Sections 2275 and 2276, Revised Statutes, as amended (43 U.S.C. 851 and 852)**
b. [ ] **Other Selection *(Cite type and granting authority)***

**3. What basis for your State's right to and authority for this selection?**

Montana's selection is based on lands lost by appropriation under various public land laws before title was vested in the State, and natural deficiencies and short surveys. Final selection and approval of acreage to be selected is subject to the approval of the Montana Board of Land Commissioners and this application does not bind the Board to select any of the particular tracts attached to this application.

**4. Attach the information required in:**
a. **43 CFR 2621.1 and 2621.2 *(for selections made under 2a, above)***
b. **43 CFR 2622 *(for selections made under 2b, above)***

**5. If the selected land described in this application has not been classified pursuant to the requirements of 43 CFR Part 2400, for the selection desired, consider this application as a petition for such classification.**

**6. I CERTIFY That insofar as the application does not involve the selection of a reserved mineral estate, no portion of the selected land is occupied for any purpose by the United States and that the land is unoccupied, unimproved, and unappropriated by any person claiming the land other than the applicant.**

**(Signature of Selecting Agent)**

Director, Montana Department of Natural Resources & Conservation

**(Official Title)**

December 2, 2015

**(Date)**

**Title 18, U.S.C. Section 1001, makes it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious, or fraudulent statements or representations as to any matter within its jurisdiction.**

GPO 831 - 854

**Form 2620–1 (June 1981)**

The lands selected by this application are intended to meet the requirements found in 43 CFR 2621.1. If, during the classification process, it is discovered that any of these lands cannot meet the requirements necessary for clear listing to the State of Montana, the application will be withdrawn as to those lands and other lands substituted. These changes will be in writing and endorsed by the State Land Board at its next regular meeting. The selected lands exceed the losses by at least 20%. The application will be automatically withdrawn as to any excesses when the State entitlement is satisfied.

# TABLE 1 - BASE LAND PARCEL

## In-Place Base Lands

| Location | Parcel | Twp/Rng/Sec | Acres | County | Value | Reason for Loss | Mineral-in-Character |
|---|---|---|---|---|---|---|---|
| 1 | 72 | T. 32 N., R. 19 W<br>sec. 36, lots 1, 3, 5, 7 | 59.11 | Flathead | $886,650 | Private Settlement | Yes |
| 2 | 66 | T. 24 N., R. 17 W.<br>sec. 16, SWNW, W2SW | 52.87 | Lake | $317,220 | Private Settlement | No |
| 3 | 133 | T. 32 N., R. 34 W., sec. 36<br>NENE, N2NW, SENW, W2SW | 266.70 | Lincoln | $826,770 | National Forest Reserve | Yes |
| 4 | 158 | T. 23 N., R. 18 W.<br>sec. 16, portion of NW | 13.00 | Lake | $14,300 | Indian Reservation | No |
| 5 | 165 | T. 24 N., R. 19 W.<br>PB 44 (sec. 36) | 640.00 | Lake | $704,000 | Indian Reservation | No |
| 6 | 147 | T. 9 S., R. 8 E.<br>sec. 16, lot 1 | 17.83 | Park | $802,350 | National Forest Reserve | Yes |
| 7 | 149 | T. 1 S., R. 14 E.<br>sec. 16, lot 2 | 7.95 | Sweet Grass | $222,600 | Private Settlement | Yes |
| 8 | 135 | T. 14 S., R. 2 W.<br>sec. 36, S2SE | 80.00 | Beaverhead | $240,000 | Phosphate Reserve | Yes |
| 9 | 97 | T. 37 N., R. 26 W.<br>sec. 16, portion of | 43.63 | Lincoln | $87,260 | National Forest Reserve | Yes |
| Subtotal | | | 1181.09 | | $4,101,150 | | |

## Deficiency Base Lands

| Location | Parcel | Twp/Rng/Sec | Acres | County | Value | Reason for Loss | Mineral-in-Character |
|---|---|---|---|---|---|---|---|
| - | - | T. 6 N., R. 16 W.<br>sec. 36, portion of | 1.22 | Granite | $1,830 | Small Survey | No |
| - | - | T. 6 N., R. 20 W.<br>sec. 36, portion of | 1.19 | Ravalli | $1,428 | Small Survey | No |
| - | - | T. 25 N., R. 25 W.<br>sec. 36, portion of | 0.32 | Flathead | $208 | Small Survey | No |
| - | - | T. 5 S., R. 41. E.<br>sec. 16, portion of | 0.33 | Rosebud | $107 | Small Survey | No |
| - | - | T. 7 S., R. 60. E.<br>sec. 36, portion of | 0.01 | Carter | $3 | Small Survey | No |
| Subtotal | | | 3.07 | | $3,577 | | |
| Grand Total | | | 1,184.16 | | $4,104,727 | | |

# TABLE 2 - SELECTED LAND PARCELS

Filing Date: December 2, 2015

| Parcel Number | Township/Range/Section/Subdivision | Acres | County | Mineral-in-Character w/ Description | Medicinal or Hot Springs |
|---|---|---|---|---|---|
| 1 | T7 N, R47 E, S4, Portions of Tracts O & Z | 3.2 | Custer | No | No |
| 2 | T26 N, R55 E, S1, Gov. Lot 4 | 42.3 | Richland | Yes Oil & Gas | No |
| 3 | T26 N, R55 E, S2, Gov. Lots 1 & 2, SW4NE4 | 124.3 | Richland | Yes Oil & Gas | No |
| 4 | T27 N, R56 E, S22, NE4NE4,SW4NW4, W2SW4 | 160 | Richland | Yes Oil & Gas | No |
| 5 | T27 N, R56 E, S9, E2SW4, W2SE4, NE4SE4 | 200 | Richland | Yes Oil & Gas | No |
| 6 | T27 N, R56 E, S8, LOT 12, S2SW4 | 117.0 | Richland | Yes Oil & Gas | No |
| 7 | T27 N, R56 E, S18, GOV. LOTS 1,2,3,4,NE4,E2NW4,SE4SW4,SE4 | 590 | Richland | Yes Oil & Gas | No |
| 8 | T27 N, R56 E, S17, E2,N2NW4,SW4NW4,SW4 | 600 | Richland | Yes Oil & Gas | No |
| 9 | T27 N, R56 E, S7, GOV. LOTS 7,8,9,10,11, 12,SE4SW4,S2SE4 | 315 | Richland | Yes Oil & Gas | No |
| 10 | T04 N, R47 E, S06, LTS 1 - 7, S2NE4, SE4NW4, E2SW4, SE4 | 624.9 | Custer | No | No |
| 11 | T04 N, R47 E, S08, NW4NE4, N2NW4 | 120 | Custer | No | No |
| 12 | T04 N, R47 E, S08, SE4NE4, NE4SE4 | 80 | Custer | No | No |
| 13 | T05 N, R46 E, S24, E2 | 320 | Custer | No | No |
| 14 | T8 N, R56 E, S24, S2 | 320 | Fallon | No | No |
| 15 | T8 N, R56 E, S12, W2, E2SE4 | 400 | Fallon | No | No |
| 16 | T8 N, R56 E, S13, All | 640 | Fallon | No | No |
| 17 | T8 N, R57 E, S18, E2NE4, SE4 | 240 | Fallon | No | No |
| 18 | T8 N, R57 E, S19, All | 640 | Fallon | No | No |
| 19 | T8 N, R56 E, S14, N2,SW4_less 1 acre school site, located in the NW4NW4 | 479 | Fallon | No | No |
| 20 | T9 N, R55 E, S25, W2 | 320 | Custer | No | No |
| 21 | T9 N, R55 E, S26, E2, E2NW4,E2SW4 | 480 | Custer | No | No |
| 22 | T13 N, R52 E, S30, S2S2 | 160 | Prairie | No | No |
| 23 | T13 N, R52 E, S29, E2SE4SW4, E2W2SE4SW4, S2SE4 | 110 | Prairie | No | No |
| 24 | T13 N, R52 E, S33, Lots 5-7 | 74 | Prairie | No | No |
| 25 | T12 N, R52 E, S3, Lots 1-3 | 118 | Prairie | No | No |
| 26 | T12 N, R50 E, S14, Lots 1-4, S2SW, S2SE | 261 | Prairie | No | No |

| Parcel Number | Township/Range/Section/Subdivision | Acres | County | Mineral-in-Character w/ Description | Medicinal or Hot Springs |
|---|---|---|---|---|---|
| 27 | T12 N, R52 E, S5 | 640 | Prairie | No | No |
| 28 | T12 N, R52 E, S6, ALL less 40 acres | 600 | Prairie | No | No |
| 29 | T12 N, R52 E, S7, Lots 1-7, NWNE, ENW | 446.49 | Prairie | No | No |
| 30 | T12 N, R52 E, S8, Lots 1-3 | 54.72 | Prairie | No | No |
| 31 | T3N, R30 E, S1, All | 655.3 | Yellowstone | No | No |
| 32 | T3N, R30 E, S2, S2 | 320 | Yellowstone | No | No |
| 33 | T3N, R30 E, S12, N2 | 320 | Yellowstone | No | No |
| 34 | T29 N, R11 E, S21, N2N2 | 160 | Chouteau | No | No |
| 35 | T29 N, R11 E, S22, NW4NW4 | 40 | Chouteau | No | No |
| 36 | T29 N, R12 E, S09, W2, SE4 | 480 | Chouteau | No | No |
| 37 | T29 N, R12 E, S21, N2, SW4, W2SE4, NE4SE4 | 600 | Chouteau | No | No |
| 38 | T29 N, R12 E, S28, W2 | 320 | Chouteau | No | No |
| 39 | T29 N, R12 E, S29, E2E2 | 160 | Chouteau | No | No |
| 40 | T29 N, R12 E, S22, ALL | 640 | Chouteau | No | No |
| 41 | T30 N, R12 E, S35, SE | 160 | Hill | No | No |
| 42 | T4 N, R31 E, S6, All | 518.7 | Yellowstone | No | No |
| 43 | T4 N, R31 E, S7, All | 618.8 | Yellowstone | No | No |
| 44 | T4 N, R31 E, S8, All | 640 | Yellowstone | No | No |
| 45 | T4 N, R31 E, S17, All | 640 | Yellowstone | No | No |
| 46 | T4 N, R31 E, S18, N2, SW4 | 461.6 | Yellowstone | No | No |