

DEPARTMENT OF NATURAL
RESOURCES AND CONSERVATION

NORTHEASTERN LAND OFFICE

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MAY 03 2004

D.N.R.C.



STATE OF MONTANA

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DNRC - Trust Land Management Division

April 28, 2004

MEMORANDUM

TO: Clive Rooney, Area Manager, Northeastern Land Office
Julie David, Supervisor, Mineral Leasing Section, Helena Office

FR: Dan Dobler, Havre Unit Manager, Northeastern Land Office

RE: Klabzuba Oil & Gas, Inc. - Lessee and Operator
Oil & Gas Lease #32,862-98
Township 34.0 North, Range 16.0 East
Section 36: All
Hill County, Montana
State 36-2-34-16 Well (NW¼NE¼)

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Dan Dobler
LEGISLATIVE ENVIRONMENTAL
POLICY OFFICE

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DNRC NELO

Klabzuba Oil & Gas, Inc. is proposing to drill an exploratory natural gas well and construct an access road into the well site on the above referenced tract of agricultural land. Klabzuba Oil & Gas, Inc. plans to install a natural gas pipeline to transport the natural gas from the well to an existing pipeline, if the well is capable of commercial production. The surface and mineral rights are owned by the State of Montana. If the well is capable of commercial production, the buried pipeline will cross approximately 870 feet to the north of the well and tie into an existing natural gas pipeline. I conducted a field survey of the proposed project with Eric Fee, Landman for Klabzuba Oil & Gas, Inc. and have outlined my concerns in the drilling stipulations listed on the attached page. I have concluded in the Environmental Assessment Checklist, that no large-scale or negative impacts to this tract of agricultural land are expected, as long as Klabzuba Oil & Gas, Inc. follows the stipulations that I have set in place for this project.

Enclosed you will find an Environmental Assessment Checklist for your review. Please review the EA Checklist, sign and date it, and return a finalized copy to me. Please forward a copy of the EA Checklist to Connie Daruk in Helena, so that she may forward it onto the EQC. I used a global positioning system to map the drill pad area and access road into the well site. Enclosed you will find a color topographic map with the drill pad area and access road plotted in. I am recommending that Klabzuba Oil & Gas, Inc. be issued a permit to drill an exploratory natural gas well and construct an access road into the well site. Klabzuba Oil & Gas, Inc. will install the pipeline as an improvement under their oil and gas lease, if the well is capable of commercial production.

Enclosures:

Natural Gas Exploratory Well Drilling Stipulations for Oil & Gas Lease No. 32,862-98

Proposed Natural Gas Well - State 36-2-34-16 (NW¼NE¼) Hill County, Montana

1. Permittee shall contact the Havre Unit Office, 48 hours prior to any surface activity.
2. Permittee shall contact the State's surface lessee, Victor Velk, (406) 265-7439, 48 hours prior to any drilling activity. The permittee shall settle all surface damages within a reasonable time period following the completion of the well.
3. The permittee shall be responsible for controlling any noxious weeds introduced by the permittee's activity on this tract of land and shall prevent or eradicate the spread of those noxious weeds onto deeded land adjoining the premises.
4. In order to prevent the introduction of noxious weeds on this tract of land, all equipment used on this project must be initially power washed prior to use.
5. Natural gas drilling activity may occur on dry or frozen ground only. No activity will be allowed during muddy conditions.
6. No vehicle oil changes or petroleum disposal shall occur on this tract of agricultural land.
7. There will be no off-road traffic other than that necessary to accomplish the gas well drilling and the construction of an access road into the well site. The permittee shall use the most prudent route out into the agricultural field to limit soil compaction and maintain soil quality.
8. All gates will be closed and all fences that are taken down will be repaired as soon as possible.
9. The topsoil removed from the site must be located upslope of the project. Subsoil, excessive dirt, and pit stockpiles must be located down-slope of the project. The topsoil will be the last layer of soil to be placed on the disturbed area during the reclamation process.
10. The access road must be kept to a minimal size in order to minimize the impact to the dryland agricultural field. The permittee shall be consistent in the use of a two-track trail into the well site.
11. Turn-arounds must be kept to their initial size and they are not to be expanded on. The tear drop must be as close to the drill pad as possible.

CHECKLIST ENVIRONMENTAL ASSESSMENT

Project Name: Proposed Exploratory Natural Gas Well, Access Road, & Pipeline – State 36-2-34-16 (NWNE)

Proposed Implementation Date: May 20, 2004

Proponent: Klabzuba Oil & Gas, Inc., PO Box 40, Havre, MT 59501

Type and Purpose of Action: Klabzuba Oil & Gas, Inc. is proposing to drill an exploratory natural gas well and construct an access road on state land. If the natural gas well is capable of commercial production, Klabzuba will bury a pipeline to transport the natural gas off the state land to an existing pipeline located north of the tract. The pipeline will cross approximately 870 feet of state land, north of the natural gas well. The Montana Department of Natural Resources and Conservation's (DNRC) Havre Unit Office is the agency responsible for administrating natural gas development on state owned lands in Hill County.

Location: NW¼NE¼; Sec. 36, Twn. 34N, Rng. 16E

County: Blaine County, Montana

I. PROJECT DEVELOPMENT

1. PUBLIC INVOLVEMENT, AGENCIES, GROUPS OR INDIVIDUALS CONTACTED: Provide a brief chronology of the scoping and ongoing involvement for this project.

The Montana Department of Natural Resources and Conservation has been petitioned by Klabzuba Oil & Gas, Inc. to drill an exploratory natural gas well and construct an access road into the well site on the above referenced tract of land. If the natural gas well is capable of commercial production, Klabzuba Oil & Gas, Inc. will bury a pipeline to transport the natural gas from the well to an existing pipeline north of the state land. The pipeline will cross approximately 870 feet of state land, north of the proposed natural gas well. The State of Montana owns the mineral rights and the surface on this section of land. Eric Fee, Landman for Klabzuba Oil & Gas, Inc. has contacted the state's surface lessee, Victor Velk regarding their intentions to drill a natural gas well, install a pipeline if the well is capable of commercial production, and construct an access road into the well site. Damages to the agricultural land will be settled with Mr. Velk within a reasonable time period following the completion of the well. If successful, the proposed natural gas well would generate additional revenue for the School Trust Fund of Montana and Klabzuba Oil & Gas, Inc. in the form of royalties through the sale of natural gas.

2. OTHER GOVERNMENTAL AGENCIES WITH JURISDICTION, LIST OF PERMITS NEEDED:

The Montana DNRC's; Havre Unit Office, Minerals Management Bureau, and the Montana Board of Oil and Gas are the only government agencies that have jurisdiction for this type of activity on state owned lands.

<p>3. ALTERNATIVES CONSIDERED:</p>	<p>Action Alternative: Grant Klabzuba Oil & Gas, Inc. permission to drill an exploratory natural gas well, construct an access road into the well site, and install a pipeline to transport the natural gas off this tract of land, if the well is capable of commercial production. Mitigation measures will be used to limit the impact to the agricultural land.</p> <p>No Action Alternative: Deny Klabzuba Oil & Gas, Inc. permission to drill an exploratory natural gas well, construct an access road into the well site, and install a pipeline on this tract of state land.</p>
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II. IMPACTS ON THE PHYSICAL ENVIRONMENT

RESOURCE	POTENTIAL IMPACTS
<p>4. GEOLOGY AND SOIL QUALITY, STABILITY AND MOISTURE: Are fragile, compactible or unstable soils present? Are there unusual geologic features? Are there special reclamation considerations?</p>	<p>Action Alternative: The proposed natural gas well is located approximately 7 miles northeast of Havre, Montana. Klabzuba Oil & Gas, Inc. will disturb the soils on this tract of land by drilling an exploratory natural gas well, constructing an access road, and installing a pipeline, if the well is capable of commercial production. The proposed natural gas well is located on a large, rolling, upland bench with silty-loam soils. The soil in the immediate area of disturbance is suitable for this type of activity. However, some soil compaction may occur on the access road into the well site, since it will be used heavily by the drilling crew. During construction of the site, mitigation measures will be used to stockpile the topsoil upslope from the project, so that it may be used for reclaiming the site. The subsoil and excessive dirt will be stock piled in a separate pile, down-slope from the project and used first for fill. The same mitigation measures will be used for the installation of the pipeline if the well is capable of commercial production. There are no special reclamation considerations for the proposed project, since it is located in the middle of a tract of agricultural land. No unusual geologic features are present in the area of disturbance.</p> <p>No Action Alternative: Klabzuba Oil & Gas, Inc. will be denied permission to drill the exploratory natural gas well and construct an access road into the well site. There will be no need to install a pipeline if this project is denied. The soils on this tract of agricultural land will not be disturbed.</p>

II. IMPACTS ON THE PHYSICAL ENVIRONMENT

<p>5. WATER QUALITY, QUANTITY AND DISTRIBUTION: Are important surface or groundwater resources present? Is there potential for violation of ambient water quality standards, drinking water maximum contaminant levels, or degradation of water quality?</p>	<p>Action Alternative: The project will have a minimal impact on surface and groundwater resources in the surrounding area. Drilling an exploratory natural gas well will not impact the water quality, quantity, and distribution in this area. The location of the proposed gas well is in a rural area that is primarily used for dryland agricultural production for small grains and livestock grazing purposes. There is no potential to violate any ambient water quality standards. Drinking water will not be contaminated with this type of activity. The water quality will not be degraded. There are several natural gas wells in the surrounding area and there has been no violation of ambient water quality standards, degradation of water quality, or contamination of drinking water.</p> <p>No Action Alternative: The water quality, quantity, and distribution currently found on this tract will not be impacted. Klabzuba Oil & Gas, Inc. will not be issued a drilling permit to drill an exploratory natural gas well and construct an access road and pipeline on this tract of agricultural land.</p>
<p>6. AIR QUALITY: Will pollutants or particulate be produced? Is the project influenced by air quality regulations or zones (Class I airshed)?</p>	<p>Action Alternative: Drilling an exploratory natural gas well and constructing an access road into the well site will produce some particulates, during the initial drilling and construction stages. There will also be some particulates produced during the installation of the pipeline, if the well is capable of commercial production. The project is not influenced by air quality regulations or zones. Once the gas well is drilled and the pad is completed, the air quality will return to normal. There will no longer be substantial traffic in and out of this tract of land.</p> <p>No Action Alternative: The proponent will not be issued a permit to drill the exploratory natural gas well on this tract of agricultural land. The air quality will not be impacted and no dust particulates will be produced.</p>

II. IMPACTS ON THE PHYSICAL ENVIRONMENT

<p>7. VEGETATION COVER, QUANTITY AND QUALITY: Will vegetative communities be permanently altered? Are any rare plants or cover types present?</p>	<p>Action Alternative: The agricultural land is currently in stubble from last years crop and will be summer fallowed this year. The project area does not contain any rare plants or cover types. The area of disturbance is on a dryland agricultural field. This field is primarily used for the production of small grains. The topsoil excavated from the site will be stock piled upslope from the project and used last to cover the disturbed areas.</p> <p>No Action Alternative: The vegetative cover, quantity, and quality will remain in its current state on this tract of agricultural land. The topsoil will not be disturbed and there will be no need for a reclamation plan.</p>
<p>8. TERRESTRIAL, AVIAN AND AQUATIC LIFE AND HABITATS: Is there substantial use of the area by important wildlife, birds or fish?</p>	<p>Action Alternative: The habitat found in the immediate area of disturbance will be impacted with the construction of the drill pad area, access road, and pipeline. The area of disturbance will be small in scope and remain as summer fallow through the summer to collect moisture to seed a winter wheat crop this fall. The proposed project will not have any long-term impacts on the wildlife species that currently inhabit this area.</p> <p>No Action Alternative: The terrestrial and avian life and their habitats found in this area will not be altered. Wildlife and bird species will continue to use this area as they have in the past.</p>
<p>9. UNIQUE, ENDANGERED, FRAGILE OR LIMITED ENVIRONMENTAL RESOURCES: Are any federally listed threatened or endangered species or identified habitat present? Any wetlands? Sensitive Species or Species of special concern?</p>	<p>Action Alternative: The proposed natural gas well, access road, and pipeline will have a minimal impact on the unique, endangered, fragile, and limited environmental resources present in this field of summer fallow. However, once the natural gas well is drilled and the drill crew pulls out of the area, wildlife species will return to normal activities in this area.</p> <p>No Action Alternative: The unique, endangered, fragile and limited environmental resources found on this tract of agricultural land will not be impacted. Klabzuba Oil & Gas, Inc. will not be issued a permit to drill an exploratory natural gas well.</p>

II. IMPACTS ON THE PHYSICAL ENVIRONMENT

<p>10. HISTORICAL AND ARCHAEOLOGICAL SITES: Are any historical, archaeological or paleontological resources present?</p>	<p>Action Alternative: Staff from the Montana Department of Natural Resources and Conservation has inspected the proposed well site, access road, and pipeline route for historical and archaeological resources. The proposed well site is located in a dryland agricultural field that is currently in summer fallow. No visual surface features were identified in the immediate area to be disturbed.</p> <p>No Action Alternative: There are no known historical or archaeological resources present in the area of the proposed project.</p>
<p>11. AESTHETICS: Is the project on a prominent topographic feature? Will it be visible from populated or scenic areas? Will there be excessive noise or light?</p>	<p>Action Alternative: If successful, the natural gas well will be a prominent topographic feature. The natural gas well will be visible to the public from an adjacent county road. The project is located approximately 7 miles northeast of Havre, Montana. The land is primarily used for dryland agricultural production of small grains. The project will produce some excessive noise during the initial stages of drilling. Once the well is drilled, the noise levels will return to normal. The area of the proposed project is being developed for natural gas production. There is several gas wells located within the surrounding area. There will be a small portion of land that will be used for installing a shed to protect the well head and possibly an evaporation pit, if there is excessive water in the natural gas well.</p> <p>No Action Alternative: The aesthetics that are currently found on this tract of land will not be impacted. The natural gas well will not become a prominent topographic feature. The agricultural land will continue to be used primarily for the production of small grains. No excessive noise will be produced by the drilling rig and its crew and wildlife species will not be temporarily displaced.</p>
<p>12. DEMANDS ON ENVIRONMENTAL RESOURCES OF LAND, WATER, AIR OR ENERGY: Will the project use resources that are limited in the area? Are there other activities nearby that will affect the project?</p>	<p>Action Alternative: This project will demand the environmental resources of natural gas and a small portion of land for the drill pad area, access road, and pipeline. Demands on the environmental resources of water and air will be minimal. Once the project is completed, the proponent will reclaim the site, if the well does not produce justifiable gas flow. If the well is showing good commercial production, the proponent will install a natural gas pipeline to transport the natural gas to an existing pipeline.</p>

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II. IMPACTS ON THE PHYSICAL ENVIRONMENT

<p>12. DEMANDS ON ENVIRONMENTAL RESOURCES OF LAND, WATER, AIR OR ENERGY: Will the project use resources that are limited in the area? Are there other activities nearby that will affect the project?</p> <p style="text-align: center;"><u>(Continued from Previous Page)</u></p>	<p style="text-align: center;"><u>(Continued From Previous Page)</u></p> <p>No Action Alternative: There will be no demands on the environmental resources of land, water, air, or energy. The Montana DNRC will deny Klabzuba Oil & Gas, Inc. permission to drill an exploratory natural gas well and construct an access road into the well site on this tract of land.</p>
<p>13. OTHER ENVIRONMENTAL DOCUMENTS PERTINENT TO THE AREA: Are there other studies, plans or projects on this tract?</p>	<p>Action Alternative: The Montana DNRC will continue to explore for natural gas resources on tracts of land that have mineral rights owned by the State of Montana. The mineral rights belong to the State of Montana's, School Trust Fund and revenue brought in from these developments will continue to be used for funding educational purposes in the State of Montana. The MT DNRC will continue to explore and develop natural gas facilities as long as they are environmentally safe. The goal of the Montana DNRC/TLMD is to manage the State of Montana's trust land resources to produce revenue for the trust beneficiaries, while considering environmental factors and protecting the future income-generating capacity of the land.</p> <p>No Action Alternative: Klabzuba Oil & Gas, Inc. will be denied permission to drill an exploratory natural gas well on this tract of land.</p>

III. IMPACTS ON THE HUMAN POPULATION

RESOURCE	POTENTIAL IMPACTS AND MITIGATION MEASURES
<p>14. HUMAN HEALTH AND SAFETY: Will this project add to health and safety risks in the area?</p>	<p>Action Alternative: Klabzuba Oil & Gas, Inc., its subcontractors, and/or their employees understand the risks associated with drilling an exploratory natural gas well, installing a pipeline, and constructing an access road into the well site. Klabzuba Oil & Gas, Inc., its subcontractors, and their employees assume these risks as occupational hazards. This project will not add to the human health and safety risks found in this area.</p> <p>No Action Alternative: Klabzuba Oil & Gas, Inc. will be denied permission to drill an exploratory natural gas well. Klabzuba Oil & Gas, Inc. will not assume any occupational hazards by not drilling the natural gas well, installing a pipeline, and constructing an access road into the well site on this tract of land.</p>

<p>15. INDUSTRIAL, COMMERCIAL AND AGRICULTURAL ACTIVITIES AND PRODUCTION: Will the project add to or alter these activities?</p>	<p>Action Alternative: Drilling an exploratory natural gas well, installing a pipeline, and constructing an access road will add to the industrial activity on this tract of agricultural land. If Klabzuba Oil & Gas, Inc. is successful in drilling a producing natural gas well, the School Trust Fund of Montana will generate additional revenue through royalties from the sale of natural gas, since they own the mineral rights. The agricultural production will be somewhat altered with the development of a small shed to enclose the natural gas wellhead and the two-track trail that will be used to access the well.</p> <p>No Action Alternative: The agricultural activities will not be altered on this tract of land. There will be no chance for additional revenue to be generated in royalties for the School Trust Fund of Montana and Klabzuba Oil & Gas, Inc.</p>
<p>16. QUANTITY AND DISTRIBUTION OF EMPLOYMENT: Will the project create, move or eliminate jobs? If so, estimated number.</p>	<p>Action Alternative: The project will provide Klabzuba Oil & Gas, Inc. with revenue generated by the sale of natural gas. The State of Montana's, School Trust Fund will benefit from royalties, through the sale of natural gas. This project will not move or eliminate jobs within the surrounding area. The project will provide Klabzuba Oil & Gas, Inc.'s employees with additional work.</p> <p>No Action Alternative: The quality and distribution of employment may be impacted in this area. Klabzuba Oil & Gas, Inc. is scheduled to drill several natural gas wells this summer and if they are denied permission to drill this well, some employees may be laid off.</p>
<p>17. LOCAL AND STATE TAX BASE AND TAX REVENUES: Will the project create or eliminate tax revenue?</p>	<p>Action Alternative: The project will create additional tax revenue in Hill County, if the well is capable of commercial production. The project will not have an impact on the local and state tax base.</p> <p>No Action Alternative: The local and state tax base will remain the same. Tax revenue will not be impacted in Hill County by not drilling the natural gas well.</p>

<p>18. DEMAND FOR GOVERNMENT SERVICES: Will substantial traffic be added to existing roads? Will other services (fire protection, police, schools, etc) be needed?</p>	<p>Action Alternative: The project will create some substantial traffic during the initial phases of drilling the natural gas well, installing a pipeline, and constructing an access road. Klabzuba Oil & Gas, Inc. has been informed, as to where the access road into the well site will be placed. The project will not create a demand for government services. The project will not require the services of fire protection, police, or schools.</p> <p>No Action Alternative: There will be no additional demand for government services on this tract of state land.</p>
<p>19. LOCALLY ADOPTED ENVIRONMENTAL PLANS AND GOALS: Are there State, County, City, USFS, BLM, Tribal, etc. zoning or management plans in effect?</p>	<p>Action Alternative: The project will not interfere with any other locally adopted environmental plans or goals that the Montana DNRC has for this tract of land. No zoning plans will be in effect for the construction of the natural gas well, pipeline, or access road. The Montana DNRC will continue to explore and develop natural gas facilities on lands that the State of Montana owns the mineral rights. Environmental Assessment Checklist's will continue to be the basis of conclusion for future development or further study of projects such as this.</p> <p>No Action Alternative: There are no other known locally adopted environmental plans or goals for this tract of state land. The Montana DNRC will continue to work with surface lessees and natural gas companies to explore and develop natural gas production on tracts of land in which the State of Montana owns the mineral rights.</p>
<p>20. ACCESS TO AND QUALITY OF RECREATIONAL AND WILDERNESS ACTIVITIES: Are wilderness or recreational areas nearby or accessed through this tract? Is there recreational potential within the tract?</p>	<p>Action Alternative: The proposed natural gas well is located on a legally accessible tract of state land. The proposed project area is accessible to the public for recreational purposes. This tract of land does have some recreational potential for hunting. The natural gas well, pipeline, and access road will have a minimal impact on the recreational activities that may occur on this tract of state land in the future.</p> <p>No Action Alternative: This tract of state land is legally accessible to the public for recreational purposes. The recreational potential for this tract of land will continue to be low. The access to and quality of the recreational activities in this area will not be impacted.</p>

<p>21. DENSITY AND DISTRIBUTION OF POPULATION AND HOUSING: Will the project add to the population and require additional housing?</p>	<p>Action Alternative: The project will not add to the population or require additional housing. The density and distribution of population and housing will continue to be low in this rural area. The project will be completed in one to two days and the drill crew will leave the site. If the natural gas well is a productive one, Klabzuba Oil & Gas, Inc. will have to bury a pipeline to the north of the well and tie into an existing pipeline to transport the natural gas. This activity may require the presence of Klabzuba employees for an additional day or two.</p> <p>No Action Alternative: The density and distribution of population and housing will continue to be low in this rural ranching and farming community. The Montana DNRC/Havre Unit Office is the agency responsible for administrating subsurface activity on this tract of state land.</p>
<p>22. SOCIAL STRUCTURES AND MORES: Is some disruption of native or traditional lifestyles or community's possible?</p>	<p>Action Alternative: The project will not disrupt any native or traditional lifestyles found within this community. Drilling an exploratory natural gas well, installing a pipeline, and constructing and access road will not change the social structures and mores found in this area. Natural gas exploration and development are slowly becoming somewhat high in this area.</p> <p>No Action Alternative: The native and traditional lifestyles will not be impacted in this rural ranching and farming community. The natural gas well, access road, and pipeline will not be constructed on this tract of state land. The native and traditional lifestyles in this area will continue to remain the same.</p>
<p>23. CULTURAL UNIQUENESS AND DIVERSITY: Will the action cause a shift in some unique quality of the area?</p>	<p>Action Alternative: The proposed natural gas well, pipeline, and access road will not cause a shift in the unique quality of this area. No cultural artifacts or surface features were observed or noted in the area of disturbance. Natural gas production is important to the people in this area, because it provides jobs and additional income for the people in the surrounding area through royalties from the sale of natural gas.</p> <p>No Action Alternative: The cultural uniqueness and diversity of this area will remain the same. This tract of state land will continue to be used primarily for dryland agricultural purposes.</p>

<p>24. OTHER APPROPRIATE SOCIAL AND ECONOMIC CIRCUMSTANCES:</p>	<p>Action Alternative: The project will generate additional revenue for the School Trust Fund of Montana and Klabzuba Oil & Gas, Inc. through royalties from the sale of natural gas, if the natural gas well is capable of commercial production. The surrounding communities will benefit from projects such as this through lodging, gas, and food purchased by the drilling crew.</p> <p>No Action Alternative: The potential for additional revenue to the State of Montana, Klabzuba Oil & Gas, Inc., and the people in the surrounding area will be lost. Klabzuba Oil & Gas, Inc. will be denied permission to drill the exploratory natural gas well.</p>
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EA Checklist Prepared By: Dan Dobler
Name

Havre Unit Manager
Title

Dan Dobler
Signature

April 28th, 2004
Date

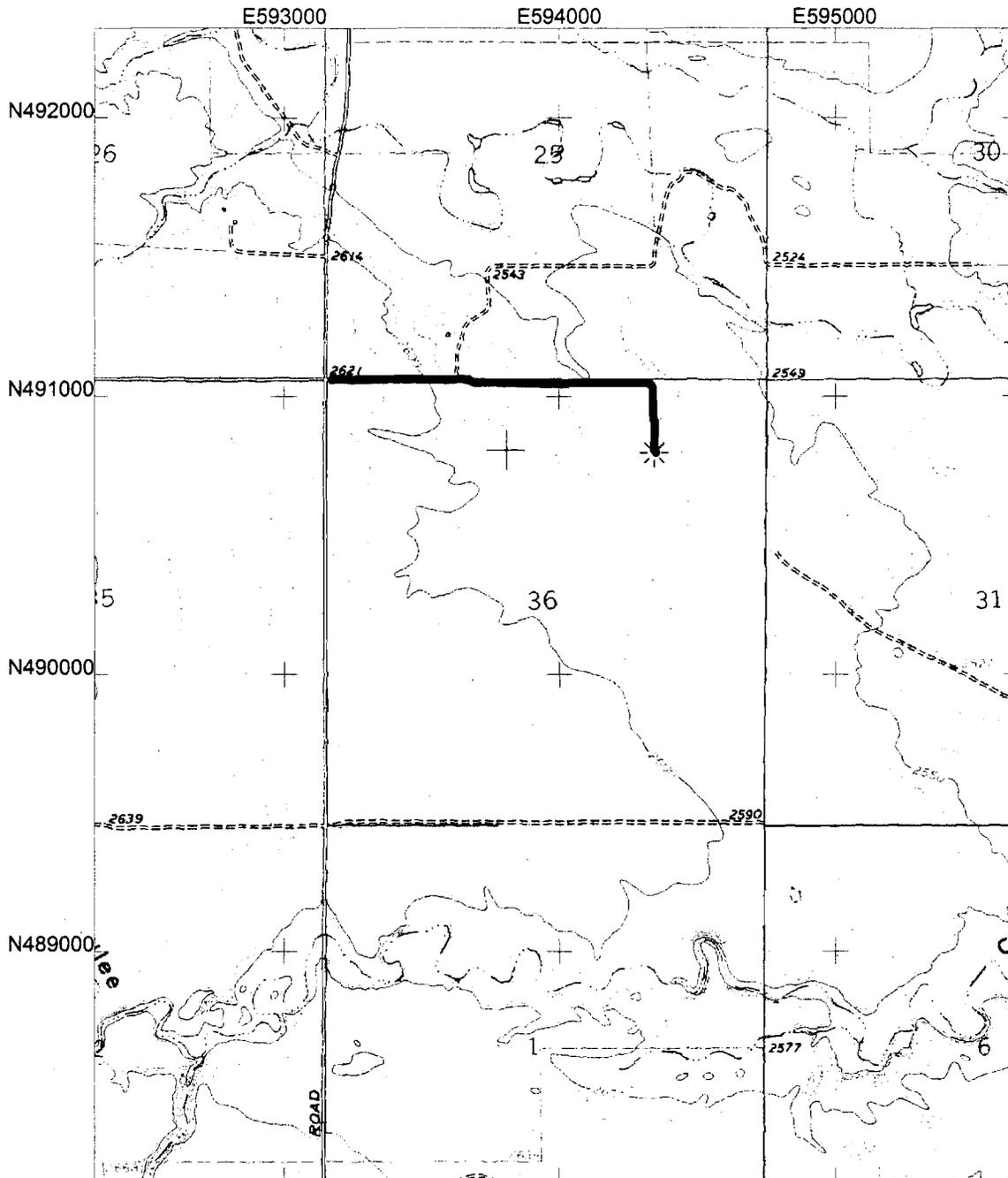
<p>IV. FINDING</p>	
<p>25. ALTERNATIVE SELECTED:</p>	
<p>26. SIGNIFICANCE OF POTENTIAL IMPACTS:</p>	
<p>27. Need for Further Environmental Analysis:</p> <p><input type="checkbox"/> EIS <input type="checkbox"/> More Detailed EA <input checked="" type="checkbox"/> No Further Analysis</p>	

EA Checklist Approved By: Clive Rooney
Name

Area Manager, Northeastern Land Office
Title

Clive Rooney
Signature

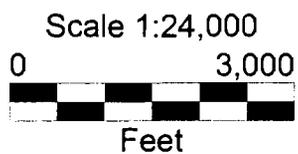
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State 36-2-34-16

US State Plane 1983
 Montana 2500
 NAD 1983 (Conus)

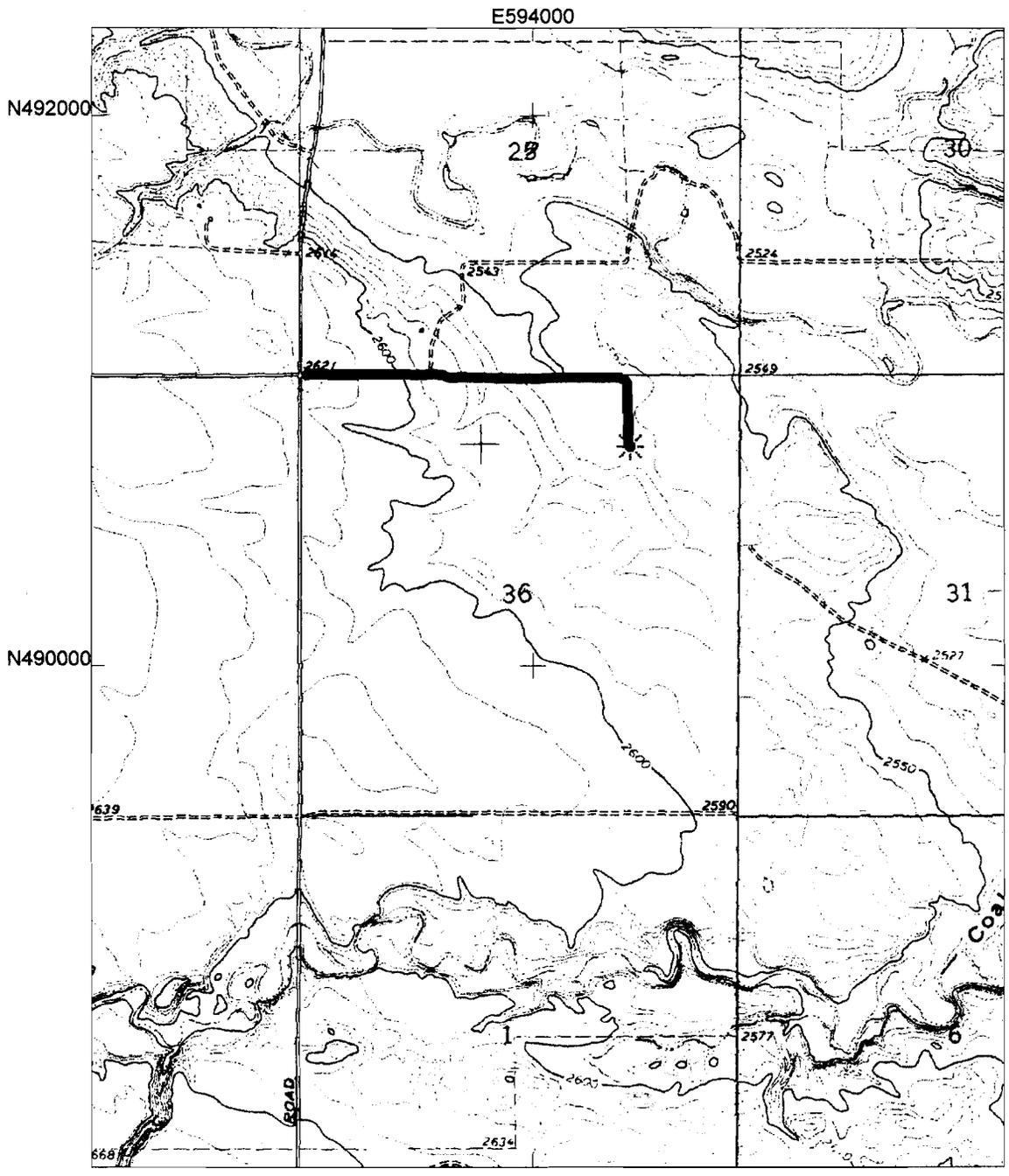
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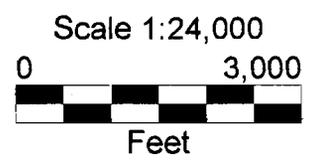
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State 36-2-34-16

US State Plane 1983
 Montana 2500
 NAD 1983 (Conus)



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