

January 10, 2008

ITEM 138-2003-R0108

Authorization to Grant an Access Easement to Barnard Land and Livestock, LP on the Ft. Ellis Research Center; Montana Agricultural Experiment Station, Montana State University

THAT:

The Board of Regents of Higher Education authorizes the Director of the Montana Agricultural Experiment Station to execute the necessary easement agreements for the easement on the Ft. Ellis Research Center in Gallatin County, Montana.

EXPLANATION:

Barnard Land and Livestock Company, a property owner, requests a non-exclusive right of way easement on the SE1/4 of the SE1/4 of Section Ten (10), Township Two (2) South of Range Six (6) East, P.M., Gallatin County, Montana located on the western border of the Ft. Ellis Research Center. The easement agreement is attached for review. Barnard Land and Livestock Company has agreed to pay the appraised value for the easement. MSU/MAES seeks authority to sign the easement documents.

Board of Regents Policy 1003.6, Easements:

All easements encumbering University System land must be approved by the Board of Regents. The easement shall only be approved if the System receives fair value for the easement. Benefit to the affected campus may be taken into account when determining fair value.