

### **NEWSLETTER - JANUARY 2021 EDITION**

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## **TAPL Upcoming Events**

January Virtual Educational Luncheon Held via Zoom featuring David Ramsden-Wood

Date/Time: January 20, 2021, 11:30 AM - 1:00 PM, CST

For more info please refer to page 5













### LETTER FROM THE PRESIDENT

Dear TAPL Members,

Greetings everyone. Hope this newsletter finds you well! I'm not going to jinx it and say anything about the cold weather coming or what oil prices have done over the past month or so...

My uncle called me this week and asked me to be part of a career day panel for our high school. The main task is to provide an overview of what a Landman does and what recommendations I might make to any aspiring Landmen. I'm pumped about it! Not necessarily about Landman career opportunities 4-5 years from now, but I get to talk about this amazing business we're in and how transformational this industry has been for our Country. Maybe get a law degree just in case? I know it can get old hearing negative viewpoints about our industry. Many of our critics don't fully understand or appreciate what oil and natural gas provides us with every day. Regardless of which side of the aisle you're on or what we might hear on the news, please take pride in what you do. There are plenty of people in this Country that get it. Our industry has made us so much less dependent on other countries for energy and thereby strengthened our National security. Just this morning, my Dentist mentioned that everything in his office was touched by oil or natural gas at some point along the way. He gets it. 2020 was rough, but hang in there friends!

The Board hated to cancel the January Social, but please keep an eye out for future emails about an end of the year get together. Our hope is that the pandemic will look a lot different in a few months and we can put a safe event or two together that will allow us to get out and see everyone. We hope to see you at the skeet shoot in February! Many thanks to Kristina Barnes for her hard work on this event and putting time into budgeting that helped reduce the cost for this event. With all of the information that Kristina and Amber Cooke were able to put together, we were able to move some funds over to help reduce costs to members and non-members. Thank you Kristina and Amber! We all really appreciate it.

Hope you saw the email about our January Educational Luncheon. Our guest is David Ramsden-Wood, creator of the #hottakeoftheday, that has over 30,000 followers. For more on David, please see his bio below. This no cost, zoom event should be a good one. I'm looking forward to it. Big thank you to Greg Geist for putting this event together. Hope you can join us on Wednesday, January 20th at 11:30 for this educational credit opportunity and interesting conversation/presentation.

Please check out our featured sponsor in the newsletter this month, Charney Brown, LLC. Thank you guys so much for sponsoring again this year. Thank you Ben and Jacob and everyone over at Charney Brown. Not just for sponsoring in a difficult year, but thank you for your continued support of TAPL. I don't think there's been a year when Ben or Jacob aren't on a TAPL committee of some sort. Thank you for all of the behind the scenes support over the years. We throw the microphone at Ben every once in a while and he always happily takes it off our hands! Jacob, Ben and their crew do great work, in every aspect of our industry. Please see their contact info and more about what they do below.

As always, if you have any questions, concerns, suggestions or otherwise, please reach out to myself or any of our Board Members. Take care.

Sincerely,

Michael D. Schooley, CPL TAPL President



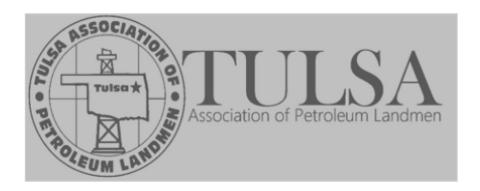
### JANUARY SOCIAL EVENT

# 2021 January Social Cancellation Notice

Dear TAPL Members,

The TAPL Board of Directors regrets to inform the membership that it has made the difficult decision to cancel this year's January Social event due to the ongoing outbreak of COVID-19. With cases continuing to surge in the Tulsa area, we feel that it necessary to cancel the in-person event in an effort to put the health of our members first. We will continue to monitor the ongoing pandemic and will update the membership as to the status of upcoming networking events accordingly.

The TAPL Board does not take these decisions lightly, as we know it is our duty to provide as many networking events as possible to our members; especially during the trying times we are facing as an industry.





### COMPREHENSIVE SPONSOR SPOTLIGHT



#### Quality - Cost Effective - Responsive

#### **Title Services**

#### **OCC Representation**

#### Litigation

- Title Opinions (OK & TX)
- Probate & Estate Administration
- Title Curative
- Due Diligence
- Oil and Gas Conservation
- Salt-Water Disposal Well Permitting
- **Quiet Title Actions**
- Revenue Disputes

2020 presented us all with many challenges, and we want to express our gratitude for our clients and friends during these tough times.

The Tulsa oil and gas industry is tight-knit, and we are continually amazed by our supportive community.

While there's nothing magical about the turn of the calendar year, we are looking forward to a more peaceful and profitable 2021.

If you are in need of title work, litigation representation or OCC services this year, consider CharneyBrown. We pride ourselves on being responsive and diligent, and we make sure each project is completed on time and within your budget.

Sincerely,

Jacob M. Charney

jcharney@charneybrown.com

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bbrown@charneybrown.com

www.charneybrown.com

918-779-6047



#### JANUARY EDUCATIONAL LUNCHEON

**Date/Time:** January 20, 2021, 11:30 AM - 1:00 PM, CST

Please join TAPL for January's Virtual Education Luncheon! The event will feature David Ramsden-Wood, the creator of the #hottakeoftheday! For more information about David, please see his Bio below.

To make educational credits available to our membership in a convenient manner during these challenging times, TAPL will host this event in a virtual format. It will be streamed via Zoom at no cost. When registering for the event, please be sure to include your current email address, as TAPL will use the registration details to coordinate Zoom invitations. Zoom can be downloaded for free online, but will not be necessary to view the presentation. All you will need is a phone or computer and access to the internet.

If you have any questions or concerns, please reach out to any of the TAPL Board Members. We hope you can join us for this interesting and informative presentation.

#### Speaker Bio



#hottakeoftheday
Be Safe. Be Good. Have a Great Day.

David Ramsden-Wood was the Co-Founder and COO of OneEnergy Partners, which was successfully divested in 2018. The creator of the #hottakeoftheday, David began his career in energy as a Reservoir Engineer for Anadarko in 2001. Throughout his career, he has held roles across the analytical spectrum, including Completion and Production Engineering and Business Development.

One of David's key skillsets is his ability to analyze the flow of funds throughout the opportunity set and to interpret market trends which has led to the founding and co-founding of multiple oil and gas teams and entities. David is passionate about the future and face of the oil and gas industry, and the evolution of the Energy Industry as a whole. David's Daily #hottakeoftheday is seen by approximately 30,000 professionals and can be found on LinkedIn by following the # and is also now available at hottakeoftheday.com and podcast.

Click <u>HERE</u> to register for this informative and inspirational luncheon



#### TAPL ANNUAL SPORTING CLAY SHOOT



The Tulsa Association of Petroleum Landmen is pleased to announce that registration is now open for its COVID friendly Annual Sporting Clays & Fun Shoot event! This event will be held entirely outdoor and is scheduled for the afternoon of <u>Friday, February 19th, 2021</u> at the <u>Tulsa Gun Club</u> located at 8802 East Mohawk Blvd, Tulsa, OK 74117.

The Board of Directors recognizes that our industry is currently facing tough times. Accordingly, we have decided to lower the registration fee for the event to \$75.00 for members and \$100.00 for non-members. If you are interested in attending this event, you can find the registration form HERE.

Sponsorships for this event are also still available! If you or your company are interested in becoming a sponsor, please find TAPL's Sponsorship Packet HERE.

We are very appreciative of the numerous companies and individuals who help sponsor our events each year. Your generosity continues to provide TAPL with the financial assistance it needs to offer first-class networking events such as this to its membership.

With great appreciation, TAPL would like to recognize the following SPONSORS below who have already generously committed to sponsoring this event!























Please feel free to email Kristina Barnes, TAPL Events Director, if you have any questions about this event.









#### TAPL MENTORING PROGRAM



#### TAPL MENTORING PROGRAM



#### VOLUNTEERS NEEDED

TAPL'S Scholarship, Endowment, Awards, and Mentoring (SEAM) Committee is currently looking for volunteers who are willing to be a mentor for the TAPL and University of Tulsa Mentoring Program. The purpose of the mentoring program is to pair junior and senior Energy Management students at the University of Tulsa with a land professional here in the Tulsa area in order to impact the next generation of land professionals, both during their education and after.

With the challenging times the industry currently finds itself in, it is now more important than ever to invest in this next generation of land professionals as they transition into the oil industry. Many former mentees have become land professionals here in the Tulsa area, and credit the mentoring program and the networking it provides as critical to early success in their careers.

As a mentor, you will be asked to attend a monthly luncheon with your student mentee where you will network with other land professionals, meet their respective mentees, and get to hear from awesome guest speakers within our industry. In addition to monthly luncheons, you will be asked to meet with your mentee once a month outside of TAPL events. Many mentors in the past have used this opportunity to meet up with their mentee for coffee, lunch, or even to bring their mentee up to the office to show him or her the day-to-day tasks of a land professional.

The SEAM committee is also planning a happy hour for mentors and their mentee to attend, in addition to many other fun events!

While these events are subject to change due to COVID, the SEAM committee is currently planning to begin events early this winter. We will continue to keep everyone updated as we near closer to this time frame.

The SEAM committee is very excited for all we have planned for this program and feel this will allow TAPL to have an even greater impact on our community's future land professionals and local Energy Management program. If you are interested in becoming a mentor, please reach out to Dustin Cates at deates@paladinlandgroup.com.

Best Regards,

#### **Tayler Peterson**

Scholarship, Endowment, Awards, And Mentoring Committee Communications Director



#### 2020-2021 COMPREHENSIVE SPONSORS

TAPL would like to thank and recognize the following 2020-2021 Comprehensive Sponsors for their generous support!

#### GOLD SPONSORS





#### SILVER SPONSORS







#### **BRONZE SPONSORS**











### COMPREHENSIVE SPONSORSHIP



This year, the TAPL Board decided to enhance its Comprehensive Sponsor experience. We know that, as a sponsor, your objectives are to promote brand awareness and engage with our 250+ (and growing!) members. Throughout this packet, you will find new opportunities, exclusive to Comprehensive Sponsors, that will undoubtedly serve as paths to achieving those goals. TAPL's charge is to facilitate excellent networking and educational opportunities so that each member and company can continue to accelerate their career and business. Sponsorship plays a pivotal role in creating that environment. TAPL looks forward to partnering with you as a 2020-2021 Comprehensive Sponsor.

If interested in becoming a comprehensive sponsor, please contact <u>Kristina</u>

<u>Barnes</u>. For full details regarding sponsorship opportunities <u>click here</u>



### ASK THE ATTORNEY

#### **ASK THE ATTORNEY**

By Jacob Charney

#### CHARNEY BROWN, LLC

Welcome to "Ask the Attorney." This new monthly segment will provide TAPL members an opportunity to get their energy related legal questions answered—without that hefty legal bill. Whether you have a unique title issue or just a general legal question, this segment will provide you guidance. Each month I will select one submitted inquiry and provide an analysis.

#### **QUESTION:**

A patent appears of record from one of the Five Civilized Tribes wherein the patent sets forth described lands, less the amount in specified acreage embraced within a railway right-of-way strip. Does the railroad company own the minerals underlying the railroad lands?

#### **ANSWER:**

In Oklahoma, a railroad company's ownership to the lands in which its rail lines are located can be (1) in fee simple, (2) a limited determinable fee, or (3) an easement. In determining the type of ownership, the first step is to identify the authority under which the railroad occupied the lands. Here, because there does not appear to have been a conveyance into the railroad, we will assume the railroad was established through an act of congress.

There are multiple acts of congress, both general and specific, that "built" railways. In interpreting these acts, courts have uniformly held that the rights granted the railroad grantees were easements for right-of-way, not fee simple ownership. The rationale for these holdings can be found in *United States. v. Magnolia Petroleum Co.*, 110 F.2d 212, 218 (10<sup>th</sup> Cir. 1939).

The court in *Magnolia* analyzed the Act of April 26, 1906, entitled "An Act to provide for final disposition of the affairs of the Five Civilized Tribes in the Indian Territory, and for other purposes." The decision established (1) that the rights acquired by railroad companies through acts of congress are only "in the nature of an easement"; (2) that upon abandonment, the interests would revert to the owners of the servient estate (being the lands subject to the easement); and (3) that the tribes had no further claim to railroad lands reserved from allotments.

Two notable exceptions exist to the rule that the mineral rights underlying a railroad vest in the owners of the abutting servient estate. Both of these exceptions stem from the Act of April 26, 1906. The first exception is that under the Act of April 26, 1906, the railroad company had the right to acquire the easement at a valuation to be determined by the Secretary of the Interior. Despite this exception, in my 10 years of running title I have never encountered, nor am I aware of, a single instance where a railroad company purchased its easement.

The second exception occurs where the railroad lands are located within a municipality. In this instance, the mineral rights underlying the railroad are vested in the towns, not the abutting servient estate. This exception was made clear in *Chickasha Cotton Oil Company v. The Town of Maysville*, *Oklahoma*, 249 F.2d 542 (10<sup>th</sup> Cir. 1957). The court in *Town of Maysville* again turned to the Act of April 16, 1906, which provides that if "any railroad or railway company fails to purchase the land upon which it holds an easement prior to that date, title will vest in the owner of the legal subdivisions of which the land so abandoned is a part, except where lands are within a municipality when title will vest in such municipality." [Emphasis added]

Do you have a legal question? Please submit it for next month's segment to ask@charneybrown.com

"The information contained in this segment is provided for informational purposes only, and should not be construed as legal advice on any subject matter."



### 2021 TAPL EVENT SCHEDULE

TAPL currently has the following membership events scheduled for the 2021 year:

1/11	January Social - <u>CANCELLED</u>
1/20	Virtual Educational Luncheon with David Ramsden-Wood
2/19	Skeet Shoot - Tulsa Gun Club
3/8	Dinner Meeting - Summit Club
4/2	Spring Volunteer - Iron Gate
4/22	Spring Seminar +HH - OU Schusterman, Perkins Auditorium
5/10	Spring Golf Tournament - Indian Springs

The above schedule will be updated in each monthly edition of the newsletter as events are added or venues and dates are confirmed

More information will be communicated to all members as each event gets closer, but go ahead and mark your calendars today! You won't want to miss out on any of these great events! (click to link to online event page)















### AAPL DIRECTOR'S REPORT FOR THE TAPL

The AAPL Quarterly Board Meeting was supposed to be held in Napa Valley, California but due to restrictions from Covid-19 AAPL decided to hold the Board Meeting virtually. The following notes are only a portion of the meeting. Should any member like to discuss more in detail, then please feel free reach out to me.

#### **AAPL By The Numbers**

- 12,003 AAPL members (as of 11/30/20 compared to 14,900 same time last year)
- 4,932 CPL's, RPL's, and RL's (as of 11/30/20 compared to 5,277 same time last year)

#### **Education**

- AAPL Field Landman Seminar via online video January 21, 2021 at Noon (CST) and is free! Sign up.
- FREE monthly AAPL seminars are on Thursday's. Be on the lookout!
- Hope everyone that took the CPL/RPL Exam in Tulsa on Friday, November 13, 2020 passed! Special thanks
  to Michael Schooley and Alex Robinson for helping to proctor the exam. Glad we were able to host this in
  Tulsa.

#### • Recertification Extensions:

- RL's Certification Committee authorized a 90-day extension with certification expiration dates of 3/31/20 12/31/20 to earn required recertification credits.
- RPL's & CPL's there is already a 90 day "grace period" to meet recertification requirements; however, the Certification Committee has authorized a 90 day extension (total 180 days) with certification dates of 3/31/20 12/31/20.
- Keep an eye out for the latest AAPL Education Seminars emailed periodically and found in the TAPL newsletters.
- Any educational oil and gas items that we should approach the Educational Foundation to help pay / promote in the Tulsa Area? Contact me with ideas.

#### **NAPE**

#### Summit (Winter) 2021 NAPE - BEING MOVED TO AUGUST. No Winter NAPE this year.

- August 18-20 (in person) / August 9 September 3 (virtual)
- Keynote Speaker: Tom Jorden President & CEO, Cimarex
- NAPE Charities Luncheon: James Mattis, Former Secretary of Defense and retired Marine General
- Summit NAPE will return in February 2022.

#### **Financials**

As the negative impacts continue from Covid-19, AAPL believes we will experience a significant downturn that may last up to two years. The loss of Summit NAPE, sponsorships, membership, etc. was significantly more than anticipated but our gains from our investment account will help limit this loss. AAPL believes that we will have a net loss of about \$3 million for this fiscal year. Fortunately, saving and investing over many years have allowed us to weather these difficult times. No plans to cut any benefits to the members. The following are accounts associated with the AAPL and the dollar amounts as of 9/30/20:

- Total Assets = \$40,581,529 (up from \$38,460,078 as of 9/30/19)
- AAPL, Inc's Investment Accounts = \$33,875,859 (up from \$30,100,811 as of 9/30/19)
- AAPL Educational Foundation, Inc. = \$4,714,943 (up from \$4,375,164 as of 9/30/19)
- Landman Scholarship Trust = \$8,367,228 (up from \$7,698,712 as of 9/30/19)



### AAPL DIRECTOR'S REPORT FOR THE TAPL

#### **Committee and Other Items to Note**

- ANNUAL MEETING We are looking for alternatives in case the US/Canada border does not reopen. The authorities are revisiting on 1/12/21 to determine when the border might open.
- TCU's Energy MBA Program recently was granted Provisional Accreditation Status effective September 11, 2020. Congrats TCU!
- Membership Satisfaction Survey will have results in March.
- You should have already received your Membership Directory in the mail.
- DOWNLOAD the new mobile app! Similar information that is on the website. Very handy!



- The website has federal and state bill tracking information. This is updated monthly very good information.
- 2020-2021 AAPL Executive Committee:

President: Lester A. Zitkus, CPL

1st Vice President: Jim Devlin, CPL

2<sup>nd</sup> Vice President: Nancy McCaskell, CPL

3<sup>rd</sup> Vice President: Marc S. Tate, CPL

Treasurer: Kyle Reynolds, CPL

Secretary: Andrew Cooper, CPL

- CONTRACT CENTER: **Keep an eye out for this!** More and more documents/contracts are being made available through the AAPL website and downloadable from Contract Center. A second round of forms has been approved and funded for preparation NPRI Ratification and Pooling. Production Sharing Agreements, Participation Agreements, and Purchase and Sale Agreements are in the works! *Membership has its benefits!*
- <u>Professional Development Assistance</u>: Did you know? AAPL will provide up to \$300 per educational event, twice a year per member in reimbursement. There is no "need" base requirement for the reimbursement and any active member in good standing can apply.
- Need Ethics Credits? AAPL has the new Ethics videos online. There are 16 new videos with a low cost of \$25 per video.

Next board meeting will be in Santa Fe, New Mexico – March 12-14, 2020 (or virtual).

These are challenging times for all of us. Be careful and stay safe! Feel free to reach out to me at <a href="mailto:arobinson@olifantenergy.com">arobinson@olifantenergy.com</a> with any comments or questions. It is a pleasure to serve as your TAPL representative on the AAPL Board.

Best regards,

Adam W. Robinson, CPL AAPL Director



#### **UPCOMING AAPL EDUCATION EVENTS**

#### AAPL STATEMENT REGARDING CORONAVIRUS

AAPL is actively monitoring the COVID-19 situation closely and taking the fullest precautions to prevent the potential spread of the virus. We are following guidance from local and national authorities as it relates to travel to and participation in our programs and events. The health and safety of our attendees, instructors and staff is our highest priority.

Due to the ongoing uncertainty regarding the coronavirus situation, AAPL will not charge a cancellation fee if you decide to not attend an in-person event in the interim based on concerns around your health or travel.

#### **January 2021 AAPL Education Events**

- January 20: Power Hour: Working Interest & NRI Calculations for the Top 10 Texas Oil and Gas Cases of 2019 (Webinar)
- January 21: National Field Landman Webinar
- January 22: AAPL RPL/CPL Certification Exam Fort Worth, TX
- January 26-27: Joint Operating Agreements 2 Day Seminar—Houston, TX

### **Tulsa Specific 2021 AAPL Education Events**

• Stay Tuned for More Events!

Click <u>here</u> to register for these great events and to view a full calendar of educational opportunities.





#### TAPL EDUCATIONAL WAIVER

To promote the continued education of our members, the TAPL Board has approved educational event funding for unemployed members. To be eligible, you must have been a member during the 2019-2020 year and currently be an Active or Associate member. This credit will apply to the 2020-2021 Spring Seminar and Education Luncheons. Each qualifying member will receive a maximum benefit up to \$150.00 for the 2020-2021 year to be applied towards educational events at your discretion. The credit will be available when signing up for an educational event and applications will be subject to Board approval.

If you are interested in applying to receive TAPL's Education Waiver, you can download the form by clicking the below link.

### **TAPL Education Waiver Form**

Please complete the form in its entirety and submit it to Rhonda Stacy at the email listed below for consideration. Once the TAPL Board of Directors has reviewed and approved your application, you will receive instructions on how to register for educational events and will be able to utilize the credit.

If you have any questions or need further information, please reach out to Rhonda Stacy at rhondalstacy@gmail.com.

Respectfully,

The TAPL Board of Directors







<u>Land Links</u>: Your source for relevant and interesting industry news and links to helpful resources from around the web



## LAND LINKS

Paladin Land Group's Courthouse Activity
Scout Report



#### **Local/Domestic News**

#### **Internatio**nal

#### Regulatory

Another major Permian natural gas line is approved

ConocoPhillips makes significant
Norwegian Sea discovery

Gas well prorationing to be considered again by Oklahoma regulators

<u>Pioneer finishes takeover of</u> Parsley Energy <u>Terrorists Jeopardize Nearly \$60B</u> in SE Africa Gas Projects

<u>Environmentalists fight move to</u> reduce beetle's protections

Occidental to Strip Carbon From the Air and Use It to Pump Crude

Saudi Arabia Starts New Bull Run In

Middle East Oil

Biden's Boom: The \$30 Trillion ESG Sector Is Set To Explode In 2021

Supreme Court to review refining exemption decision for renewable fuels

Key Wells to Watch in 2021

The Most Important Oil Find Of

The Next Decade Could Be Here

Governor: Wyoming will fight any Biden regulations on energy

<u>Google Looks To Turn Data Centers Into Energy Storage</u>

#### **Helpful Resources:**

Samson Resources II, LLC Agrees to Sell Its Powder River Basin Assets for \$215 Million <u>Schlumberger Oilfield Glossary</u> - Where the Oil Field Meets the Dictionary. Contains more than 4600 definitions and acronyms for major oilfield activities.

#### **E&P/Industry News Sites:**

- RBN Energy Daily Blog
- RBC Richardson Barr
- Oil & Gas Community

Fracking The Virus: How Oil And Gas Contribute To The Fight Against COVID-19

AAPL Toolkit - An invaluable resource center with facts & statistics regarding the oil & gas industry and our communities and environment. Provides resources needed to become true ambassadors for our industry.

- Oil&Gas Journal
- Oil and Gas Investor
- Rigzone News
- Fuelfix
- OK Energy Today



### 2020-2021 BOARD OF DIRECTORS

# 7APL 2020-2021 Board of Directors



<u>President</u>	Michael Schooley, CPL	mschooley@cimarex.com
<u>Vice President</u>	Alisha Stacy	alisha.stacy@ymail.com
Secretary	Mariena Martin, RPL	mmartin@cetulsa.com
<u>Treasurer</u>	Amber Cooke, CPL	amber.cooke@wpxenergy.com
		tapltreasurer@gmail.com
Past President	Denton Smith, RPL	dsmith@cetulsa.com
Membership Director	Alex Robinson, CPL	alexrobinson@anchorlandgroup.com
<b>Events Director</b>	Kristina Barnes	khoffman@blackbeardoperating.com
Communications Director	Elliot Dowling, RPL	elliot-dowling@utulsa.edu
Benefits Director	Rhonda Stacy	rhondalstacy@gmail.com
Education Director	Greg Geist, CPL	greg.geist@wpxenergy.com
External Affairs Director	Rob Sher, CPL	rsher@cimarex.com
AAPL Director	Adam Robinson, CPL	arobinson@olifantenergy.com



#### **MONTHLY FUNNIES**

"LEVITY FOR THE DISCERNING LANDMAN"

# **LAND MANAGER**

noun.[land man-i-jer]

Someone who does precision guesswork based on unreliable data provided by those of questionable knowledge.

See also wizard, magician



