



# Houston Association of Professional Landmen

November 1, 2016

[www.hapl.org](http://www.hapl.org)

HAPL Bulletin #456

## HAPL UPCOMING EVENTS:

### November 1

HAPL Luncheon,  
Houston Petroleum  
Club

### November 8

HAPL 22<sup>nd</sup> Offshore  
Seminar & Reception,  
Federal Reserve  
Building

### November 14

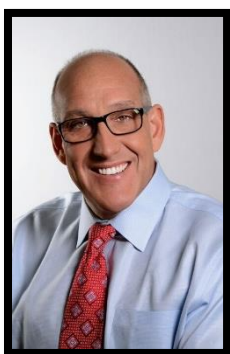
HAPL 62<sup>nd</sup> Golf  
Tournament,  
Kingwood Country  
Club

### December 6

HAPL Luncheon,  
Houston Petroleum  
Club



## HAPL NOVEMBER LUNCHEON SPEAKER MR. DREW MCMANIGLE OF SIERRA CONSTELLATION PARTNERS



With more than 25 years of operational and business turnaround experience, Drew McManigle has been instrumental in leading numerous companies through transition in both in and out of court situations. He is a Managing Director of the firm with global experience across a variety of industries including, Consumer Products, Contracting, Defense, Hospitality, Oil & Gas, Pharma & Food Manufacturing, as well as other specialty industries.

Drew's results-driven leadership style has led to successful outcomes in a number of complex and distressed situations. Some of his more noteworthy engagements include:

Chief Restructuring Officer to a leading national value cosmetics brand in drug and food store markets where he successfully led the company through the Chapter 11 process, which included leading a vibrant 11 U.S.C. 363(b) asset sale that obtained approval in 53 days from the petition date. President of an oil & gas company with significant offshore holdings in Louisiana and Texas. He managed the investments, inter-faced with operators, reviewed and approved joint interest billings and performed a review of land/offshore ownership and lease records to assess disputed ownership claims. He reviewed historical reserve studies and commissioned an update to establish economic value and negotiated a sale of the company. President of a bulk fuel distributor where he supervised the operation of the Company prior to its sale to Diamond Shamrock for \$16 million. He provided direction and business advice to operating management, directed its legal affairs and had multi-year oversight of a fuel spill remediation site. He was also responsible for the investment and distribution of the sale proceeds. President of a struggling home healthcare division of a \$100 million organization where he stabilized operations, assured adequate financing, and profitably sold its New York operations. Within 13 months, he divested 14 recalcitrant franchisees, without litigation, which enabled the company to restructure. Plus, appointment by a Federal Bankruptcy Judge as an Operating Chapter 11 Trustee; Selected as an Assignee in multiple Delaware assignment for the benefit of creditor cases; chosen to serve as a Chapter 11 Plan Administrator; appointed as a State Court Receiver; and, as a Receiver, in The British Virgin and Turks & Caicos Islands.

Drew began his career in the Permian Basin of West Texas where he was a former officer of an oil-well servicing company. He attended Texas Tech University and received his bachelor's degree from the University of Houston. He is a published author and a reputable public speaker in his field.

**TOPIC: "Business Restructuring in the Current Energy Cycle - Where Do We Go From Here?"**

Register online at <http://www.hapl.org/events/631/>

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## MARK YOUR CALENDARS

### NHAPL NOVEMBER LUNCHEON



Join us on Thursday, November 10th, 2016 for our NHAPL November Luncheon!

Join us at Repsol's Corporate offices in the Woodlands at 11:30am!

Thursday, November 10<sup>th</sup>, 2016

11:30am – 1:00pm

Repsol

2455 Technology Forest Blvd

1 RL/RPL/CPL credit will be available.

\$35 Members/\$40 Guests

<http://nhapl.org/page-394809>

### SPE BUSINESS DEVELOPMENT MEETING: MANAGING PRICE & REVENUE RISK AMID HEIGHTENED MARKET UNCERTAINTY



Gulf Coast Section

Wednesday, November 16<sup>th</sup> 2016

5:00 pm - 7:30 pm

Four Seasons

1300 Lamar St

Houston, TX 77010

The popular format of a Business & Social Networking hour followed by an hour long program, including a Q&A session, will begin at 5:00 PM in the Mezzanine.

Register at <http://www.spegcs.org/events/3363/>

### HAPL DECEMBER LUNCHEON

The next HAPL luncheon will be held on **Tuesday, December 6<sup>th</sup>, 2016**, at the Houston Petroleum Club from 11:30am to 1:00pm. Check-in starts at 11:30 and lunch will be served at 12:00 followed by a presentation. We hope to see you there! You can register online at <http://www.hapl.org/events/632/>. **The last day to register is Monday, December 5<sup>th</sup> by 1:00pm.** Please register on time since we are required to guarantee a certain number of seats with the Petroleum Club in advance.



For more industry events, check out the HAPL calendar at <http://www.hapl.org/events/month/>



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# FIELD LANDMAN SEMINAR

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A photograph of an oil drilling rig in a green field under a blue sky with clouds. The rig is a tall, dark structure with a red top section. In the background, there are some buildings and trees.

**Thursday, November 10, 2016  
Percheron Conference Room  
Katy, TX**



[www.landman.org](http://www.landman.org)

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## EVENT DETAILS

**Event:** Field Landman Seminar

**Venue:** Percheron Conference Room || 1904 West Grand Parkway N. Suite 200, Katy, TX 77449

**Date/time of event:** Thursday, November 10, 2016 || 5:00pm-8:00pm

**Registration Cost:** Free

**Class Capacity:** 38

**Accreditation:** 2 CPL/RPL/RL credits including 1 Ethics credit

## AGENDA

**Thursday, October 13<sup>th</sup>:**

<b>5:00 PM</b>	<b>Registration</b>
<b>5:30</b>	<b>Happy Hour</b>
<b>6:00</b>	<b>Speaker: Andrew Potts; Kirby Mathews &amp; Walrath</b> <b>Topic: Ron Stahnson: An Unethical Tale</b>
<b>7:00</b>	<b>Speaker: Ryan Kirby; Kirby, Mathews &amp; Walrath</b> <b>Topic: What Were They Thinking?! Making Sense of</b> <b>Idiosyncratic Language in Title Instruments</b>
<b>8:30 PM</b>	<b>Adjourn</b>

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## **Registration Form**

You can also register online at [www.landman.org](http://www.landman.org)

**11.10.16 | Field Landman Seminar| Katy, TX**

Name: \_\_\_\_\_ AAPL # \_\_\_\_\_

Company: \_\_\_\_\_

Address: \_\_\_\_\_

City, ST ZIP: \_\_\_\_\_

Phone: \_\_\_\_\_ E-mail: \_\_\_\_\_

### **Field Landman**

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NonAAPL Member ☐ \$0

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***ELI R. HUFFMAN, III***



I am honored to serve the HAPL this year as the 3<sup>rd</sup> Vice President. HAPL has provided me with a wonderful network of industry professionals, peers and friends and I feel blessed to have the opportunity to participate in this capacity.

We would like to encourage each of you to consider becoming more involved with HAPL. Our monthly luncheon's at the Petroleum Club provide excellent opportunities to learn more about our diverse business from industry leaders, make connections with fellow professionals and forge relationships that will be valuable for the duration of your careers. On Tuesday November 8, HAPL will host an educational Offshore Seminar followed by an evening reception at the Federal Reserve building. Knowledge and Networking are among a good Landman's most essential tools, so if you have an interest or focus in offshore work this is a can't miss event.

Later in the month on November 14<sup>th</sup> we will hold our 54<sup>th</sup> Annual HAPL Golf Tournament at Kingwood Country Club. If you haven't already put a team together, there are still just a few spots left at the time of this writing. Gather some industry professionals and get out to enjoy some fall weather and the company of a few hundred fellow landmen.

HAPL has dozens of committees which develop, organize and promote our various events and we could always use additional Landmen to help out. Please feel free to reach out to any of the officers, directors or committee chairs and let us know that you would like to become more involved. Or call the HAPL office and ask Diane or Lindsey how you can get more involved. We would be honored to work alongside you and get to know you better.

This year's theme is "Tomorrow hopes we learned something from yesterday". I suspect that all of us have learned some lessons and gained fresh perspectives as a result of this downturn. What will define our professional lives going forward is how we apply those lessons.

Take advantage of the opportunities available to you today to improve your professional knowledge and expand your network with the resources that HAPL provides. It will pay dividends tomorrow. We look forward to seeing you at upcoming HAPL events.

Best Regards,



Eli R. Huffman III

HAPL 3<sup>rd</sup> Vice President.



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# 2016 HAPL OFFSHORE SEMINAR & RECEPTION

## November 8, 2016

Federal Reserve Building  
1801 Allen Parkway Houston, TX 77019

Seminar: 1PM - 5PM

Reception: 5PM - 7PM

\*Attendees must be registered 3 days prior to event and have a matching valid ID\*

\$50 HAPL Members  
\$100 Non Members



**Topic: New BOEM NTL – Bonding & Financial Assurance**

**Speakers:**

- Anthony C. Marino of Slattery, Marino & Roberts
- Nadege A. Assale of Slattery, Marino & Roberts
- Doug Wills of Chubb Group
- Kyle Bambule of Chubb Group
- Keith Couvillion of Chevron
- Michael Vallejo of Arena Energy

Register for the seminar online at <http://www.hapl.org/events/626/>

Register online for the reception at <http://www.hapl.org/events/629/>

**You must be registered for the seminar to attend. No walkups.**

**You must be registered for the reception to attend. No walkups.**

## THE FEDERAL HELIUM RESERVE

BY: JOCELYN L. BUCKLEY & T.C. TURNER OF BUCKLEY & TURNER, PLLC



In examining title to Federal lands in New Mexico, I came across the following clause contained in Federal oil and gas leases:

“...Extraction of Helium – Lessor reserves the option of extracting or having extracted helium from gas production in a manner specified and by means provided by lessor at no expense or loss to lessee or owner of the gas. Lessee must include in any contract of sale of gas the provisions of this section...”

This piqued my interest and got me wondering: what’s so special about helium? It turns out, quite a lot.

Helium is the second most common element in the universe, and is lighter than air, which puts it atop the noble gas group in the periodic table of the elements (symbol: He). It is odorless, tasteless, and colorless, and most importantly, it is the only element that will not freeze, is non-flammable and is very stable. Helium’s name is derived from the word helios, being the Greek personification of the sun. The speed of sound in helium is close to three times the speed of sound of air. This causes the high-pitched, squeaky voices we all associate with children’s birthday parties.

Although abundant throughout the universe, helium is scarce in our atmosphere as it is so light it literally flies away. Fortunately, there is a large amount of helium in underground formations. This is the result of fission (splitting apart), as uranium deposits often give off particles that can produce new atoms like helium. The helium is then trapped in underground formations, which prevents its escape into the atmosphere. Helium is most commonly produced from natural gas reservoirs. Texas, Oklahoma and Kansas have some of the most helium-rich natural gas fields in the world, with concentrations of 0.3% up to 2.7%.

If you’ve ever had LASIK surgery, you can thank helium for your restored vision as it is the source of the laser that makes the surgery possible. Helium is also used for rocket engine testing (NASA), as a cooling agent for thermographic cameras used by search and rescue teams, and as a cooling medium for nuclear reactors, among a myriad of other uses too numerous to list. It is also, of course, used to float balloons at birthday parties and as mentioned above, is the beloved source of squeaky-voiced renditions of the happy birthday song.

Helium is big business in the United States. The Bureau of Land Management reported \$1.642 Billion in helium sales between 2005 and 2016, with over \$115 million in sales in 2016 alone. The Federal Helium Reserve provides approximately 50% of the U. S. helium demand and 22% of the world’s helium demand.

### The Federal Helium Reserve

Helium was first discovered and produced in Dexter, Kansas. Local drillers marveled at a gas field that produced gases that would not burn. Inspection revealed that the field contained almost 2% helium. Further experience with helium’s natural properties spurred interest in the gas for it’s military applications: being inert and buoyant, it is the perfect lifting gas for dirigibles and other military aircraft.

The Helium Act of 1925 declared the noble gas a critical war material, heavily regulated its production and outlawed its export. Several facilities for the refinement and production of helium were built near Amarillo, Texas, fed by natural gas from the Cliffside Field. World War II saw a huge surge in helium demand for reconnaissance aircraft and balloons, expanding the facility to five plants.

(Continued on the next page)

Congress later amended the Act of 1925 in the 1960s during the height of the cold war. At that time, helium demand again soared due to its use in rocket development and scientific experimentation. The amendments of the 1960s incentivized natural gas producers to separate helium from natural gas and sell it to the federal government, and established the Federal Helium Reserve in the Bush Dome near the Cliffside Field northwest of Amarillo, Texas, as a national depository of the gas. The Reserve is the only helium reserve in the world.

Ultimately, the supply of helium in the Reserve significantly outpaced demand and the creation of the Reserve incurred over \$1.3 billion in debt. This caused the Federal Government to cancel long-term helium delivery contracts with private industry, leading to intense litigation and eventually the 1996 Privatization Act. The 1996 Privatization Act directed the Secretary of the Interior to close all government-owned facilities for refining helium and to terminate the marketing of refined helium, and initiated an in-kind program that requires federal agencies to purchase refined helium from private industry who in turn are required to purchase crude helium from the Reserve. The 1996 Privatization Act additionally directed the Bureau of Land Management to sell off the contents of the Reserve (quarterly auctions began in 2003).

This winding down of the Reserve is ongoing today. The Helium Stewardship Act of 2013 extended the life of the Reserve and provided for auction of 10% of helium volumes beginning in 2015. Each year after 2015 the volume available for auction will increase by 10 percentage points. The purpose of the auctions is to recoup the \$1.3 billion dollar debt incurred for the creation of the reserve and to further facilitate the phasing out of the federal government's role in the helium market. It is my personal suspicion that an additional purpose of the 2013 Act was to ensure a sufficient amount of helium for my 33rd birthday party and my wedding. Your tax dollars hard at work!

Originally published at <http://www.buckleyturner.com/wanna-get-high-federal-helium-reserve/>

---



Jocelyn L. Buckley is a founding partner of Buckley & Turner, PLLC and focuses her practice on oil, gas, and mineral law. She is licensed in Texas, Pennsylvania and New York and has over twelve years of experience in the oil and gas industry as a landman and attorney. She is a graduate of Seton Hall University School of Law and is a proud Terp, having attended the University of Maryland, College Park.



T. C. Turner is a founding partner of Buckley & Turner, PLLC and specializes in oil, gas, and mineral law. He is licensed in Texas, Louisiana and New Mexico and is Board Certified by the Texas Board of Legal Specialization. He loves the practice of oil and gas law and particularly enjoys the more obscure nuances of New Mexico and Louisiana law. Though trained as a common law attorney at the University of Texas School of Law, he has come to appreciate the finer aspects of the Louisiana Civil Code.

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## HAPL MEMBERSHIP RENEWAL

**It's time to renew your HAPL dues!** Your HAPL membership dues are set to **expire December 31, 2016**. Be sure to renew before the end of the year. It's a great time to update your membership profile as well with any new contact information you may have.

2017 dues are \$65. Once your membership has expired, you will no longer be able to access the HAPL membership directory, receive HAPL email correspondence or membership pricing on HAPL events. You can pay online by logging onto your membership profile and clicking renew or you can mail a check to: HAPL 800 Bering Dr., Ste. 120 Houston, TX 77057. If mailing a check, please include a business card.



## HAPL NEW MEMBERS

Katie Canady – Associate  
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Lafayette, LA 70508  
337-272-7476  
[staylor@petroquest.com](mailto:staylor@petroquest.com)

**54<sup>th</sup> Annual HAPL Golf Tournament**  
**Monday, November 14, 2016**  
**Kingwood Country Club**  
**Justin Ezell, Apache Corporation, Chairman**  
**LIMITED TO THE FIRST 512 GOLFERS; 4 COURSES (ALL AT KCC)**

**ENTRY FEE:** \$130/HAPL Member; \$150/Non-Member  
 (Entry fee includes green fees, 2 mulligans, carts, range balls, beverages and luncheon)

**REGISTRATION:** **DEADLINE IS NOVEMBER 7, 2016 OR WHEN TOURNAMENT IS FULL.** Registration is on a first come, first serve basis and you are not considered registered until the entry fee is received. A wait list will be established for paid entries exceeding the limit. The tournament is open to all HAPL members and their guests. **At least one (1) HAPL member will be required per each 4-man team.** A **Team Representative** must be designated (**must be an HAPL member**) and must have his/her contact information below. That person will be notified of his/her team's respective flight and hole assignment. It will be the responsibility of that person to notify the other members of his/her team prior to tournament day. Registration refunds will only be given for cancellations made by Monday, October 31<sup>st</sup>.

**TOURNAMENT DAY:** Check-in will begin for all golfers at 7:30 a.m. on Monday, November 14, 2016 at the **Kingwood Country Club Clubhouse**. We are using all four courses at Kingwood. **ALL GOLFERS MUST CHECK-IN BEFORE PLAYING.** The driving range will be open and snacks and coffee will be available. **The tournament will begin with a shotgun start promptly at 9:00 a.m.** Rush hour traffic is always bad, so please plan accordingly to arrive early. Vacancies as a result of late arrivals or no-shows will be filled by the wait list beginning at 8:45 a.m. **These courses require soft spike golf shoes.**

**FORMAT:** 4-man Scramble. Select/register your team or let the Golf Committee place you on a team.

**MULLIGANS:** Two mulligans per person are included in your registration fee and can be used for any shot on any hole.

**HANDICAPS:** Teams are no longer flighted by handicaps, they are grouped by teams in the order registrations are received.

**LUNCHEON:** The luncheon and awards presentation will be held at the conclusion of tournament play. There will be a pre-drawing for door prizes; **YOU MUST BE PRESENT TO WIN A DOOR PRIZE.** You can purchase a luncheon only ticket for \$25/person; this does not include your name in the door prizes drawing.

**QUESTIONS/PROBLEMS:** Please contact Justin Ezell (281) 302-2531 or the HAPL Office – Diane Snyder (713) 622-6868.

X-----X-----X

Please detach and mail with your check to:

**APACHE CORPORATION**      **MAKE CHECKS PAYABLE TO:**  
**Attention: Justin Ezell**                      **"HAPL"**  
**2000 Post Oak Blvd, Suite 100**  
**Houston, TX 77056**  
[justin.ezell@apachecorp.com](mailto:justin.ezell@apachecorp.com)

PLEASE PRINT OR TYPE

**Team Member**                      **Company**                      **Shirt Size**                      **Circle One: Member (\$130) OR Guest**  
**(\$150      Cost/player)**

*			Member / <b>Team Representative</b>	\$130
			Member / Guest	\$
			Member / Guest	\$
			Member / Guest	\$

\* **Team Representative** (must have contact information or you will not be notified of your flight or reschedules)

Work phone: \_\_\_\_\_ Fax #: \_\_\_\_\_ Email: \_\_\_\_\_

TOTAL AMOUNT OF LUNCHEONS @ \$25/Non-Golfer: \_\_\_\_\_

**TOTAL AMOUNT ENCLOSED:**

Check # \_\_\_\_\_ \$ \_\_\_\_\_

# **2016 HAPL GOLF TOURNAMENT**

## **MONDAY, NOVEMBER 14, 2016**

### **SPONSORSHIP PACKAGES**

**COMPANY REPRESENTATIVES: PLEASE SUPPORT THE 2016 HAPL GOLF TOURNAMENT THROUGH ONE OF THE FOLLOWING SPONSORSHIPS:**

**HOLE SPONSORS (\$500)** - These sponsors will have their company's name displayed on the tee box on one hole of one course used in the tournament. Sponsors of 2 or more holes receive the following discounts: **4 holes (1 on all 4 courses) - \$1,500; 3 holes - \$1,000; 2 holes - \$750.**

**PAR 3 HOLE SPONSORS (INCLUDES HOLE IN-ONE CONTEST) (\$600 per hole)** – A hole in one wins an incredible golf vacation at one of eight of the world's finest golf destinations. Your company name will appear on the tee box as the sponsor of this contest on one of the par 3's on one of the four courses used in the tournament. **(1 per course)**

**LONGEST DRIVE SPONSOR (\$500 per hole)** – Have your company's name displayed on the tee box of a selected hole as the sponsor of Longest Drive Contest **(1 per course)**

**CLOSEST TO THE PIN SPONSOR (\$500 a hole)** – Have your company's name displayed on the tee box of a selected hole as the sponsor of the Closest to the Pin contest. **(1 per course)**

**LUNCHEON SPONSOR (\$1,000)** – This sponsorship will help offset the costs of our luncheon and the companies will have their name prominently displayed in the banquet facility. **(4 only)**

**DRIVING RANGE SPONSOR (\$1,500)** – This sponsor will have its name displayed on the Kingwood driving range. **(2 only)**

**BEVERAGE CART SPONSOR (\$2,000)** – This sponsor will have their company's name, logo and other pertinent information displayed on four beverage carts (One cart on each of the four courses). **(4 only)**

**TENT SPONSORSHIP** - If your company would like to have a tent placed outside the registration around the putting green and driving range serving food or adult beverages I would be pleased to discuss the various possibilities. It's a great way to get more interaction between players and sponsors. You will need to purchase items from KCC restaurant, I can get you in touch with the representative to discuss.

**GOLD SPONSOR (\$1000)**

**SILVER SPONSOR (\$750)**

**BRONZE SPONSOR (\$500)**

**All sponsors will have their names listed on large Sponsor Boards which will be displayed at the check-in desk and in the banquet room during the lunch/awards ceremony. Sponsors will also be recognized in the monthly Newsletter as well as on our website.**

Questions? Ideas? Please contact:

- Justin Ezell                      281-302-2531                      [justin.ezell@apachecorp.com](mailto:justin.ezell@apachecorp.com)

**2016 HAPL GOLF TOURNAMENT  
MONDAY, NOVEMBER 14, 2016  
SPONSOR REGISTRATION FORM**

Date: \_\_\_\_\_

Contact Name: \_\_\_\_\_

Company: \_\_\_\_\_

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City, State Zip Code: \_\_\_\_\_

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E-mail Address: \_\_\_\_\_

Amount of Check: \$ \_\_\_\_\_

Sponsor Package Desired: \_\_\_\_\_ (Reserve ASAP\*)

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Apache Corporation  
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**NOTE: REGISTRATION DEADLINE IS WEDNESDAY, NOVEMBER 9<sup>th</sup>, 2016**

*\*To reserve your sponsorship now, please scan and send your selection to (to [justin.ezell@apachecorp.com](mailto:justin.ezell@apachecorp.com).  
Please follow-up your scan by mailing your check with this completed form immediately.*

***PLEASE SEE THE SPONSORSHIPS AVAILABLE ON THE FIRST PAGE.***

**Justin Ezell, Chairman 2016 HAPL Golf Tournament Committee**

**HAPL THANKS YOU FOR YOUR SPONSORSHIP AND SUPPORT!**

## HAPL SHALE SEMINAR & SOCIAL RECAP

The 2016 Shale Play Social was held at Smith & Wollensky immediately following the Shale Play Seminar. This was the second year to hold the social at this location and was the logical choice as the seminar was also presented there. We were on the second floor with a beautiful view of Highland Village. Thanks to our generous sponsors, attendees were served a full menu of drinks while delicious appetizers were consumed.

This year the door prizes were based on a wine theme. Four lucky recipients, Joel Loshak, Richard Rosenberg, Christina Coleman & Michael McPherren, won the grand prize of a wine tasting social, to be held at a later date. Michael Brennan, CPL, with TexBrit Corporation graciously donated his house for the wine tasting and Jonathan Click, CPL will lead the tasting with the wine that he donated. There were 12 other winners, Lindsey Griffith, Robert Ramsey, James Starr, Amanda Van Deusen, Bill Creel, David Myres, Matt Sansone, Melinda Barton, Diane Snyder, Joe Dichiara, Margie Kloska & Grant Johnson, who each won a different bottle of wine. The wines ranged between Clos Du Val Cabernet from Stags Leap in Napa, Duckhorn Merlot, Chateau St. Michelle, Canoe Ridge Vineyard Merlot, to Schug & Flora Spings Chardonnay, just to name a few. Landmen, analysts, attorneys, company presidents, business development professionals, entrepreneurs, and brokers all gathered to network.



This event would not have been possible without our sponsors. BHP Billiton; Baytex Energy; Kirby, Matthews & Walrath; Rockcliff Energy Management; and Terra Firma Ventures all sponsored at the Silver Level. Tex-Brit Corporation; Bode & Werner; and Ellerbe & Harrison supported the seminar and social as Bronze Sponsors. Click Energy; UpCurve Energy; Tri Energy Asset Management; LT Global Staffing, Inc.; and Gray Reed all supported both events as Individual Sponsors. The generous Sponsors were all recognized on a banner prominently displayed at both the seminar and social.

Smith & Wollensky donated \$25 gift certificates that were used as a door prize for everyone that attended the Seminar and Social. There were also three Houston Texans footballs that were raffled off to help support the HAPL's annual charitable donations. Don Hueske, Jim Starr & Don Gray were the winners of the footballs, which were signed by either, Jadeveon Clowney, DeAndre Hopkins or Will Fuller.

A special Thank You goes to Diane Snyder and Lindsey Griffith for working the check-in table and to Diane, who without her fundraising abilities and tenacity, the Shale Play Seminar and Social would not have been what it was! Another special thank you goes to the Seminar presenters, Austin W. Brister with McGinnis Lochridge, Ryan Kirby and Drew Potts from Kirby Mathews & Walrath, Jonathan Garrett with Wood Mackenzie, D. Bradley Gibbs from Kiefaber & Olivia, and Margie Kloska with Hess Corp.

All-in-all it was a fun and successful event and we look forward to seeing you all again next year!

Jonathan Click, CPL  
Shale Play Seminar & Social Chairman





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## **AAPL DIRECTORS REPORT REGION IV**

### **BY: JOEL LOSHAK**

The first quarterly AAPL Board Meeting for the fiscal year was held September 11, 2016 at the Snow King Resort in Jackson Hole Wyoming. AAPL President Pamela Feist called the meeting to order after a moment of silence in memory of those victims who lost their lives on 9/11, 15 years ago. Several items were on this agenda which will be discussed below. After seating the new directors including yours truly, we had the Treasurer's Report.

#### **Financials**

AAPL Treasurer, Jim Bourbeau reported that for the period ending June 30, 2016, total assets have decreased from \$35,543,394.00 to \$30,842,103.00, a change of \$4,701,291.00 or 13.2%. This was primarily due to retiring \$1,338,651.00 on the building loan out of the operating account, net transfers of \$2,330,000.00 to the operating account to meet day to day expenses of which \$1,000,000.00 was used to pay off the building loan, \$378,882.00 was a general decline in the market value of investments and \$463,773.00 was a decrease in receivables from the prior year. Revenues (exclusive of investment revenue) compared to 06/30/2015 have decreased 20.1% from \$8,808,361.00 to \$7,041,138.00. The decrease in revenue is due to a reduction in education revenue totaling \$349,366.00, a 39.9% decrease in NAPE distributions and management fee income for a total of \$705,006.00, \$95,995.00 for the elimination of recertification fees, a decrease of \$183,139.00 in earned dues income and \$334,816.00 for decreased attendance at the annual meeting. Expenses decreased 2.7% from \$9,178,168.00 to \$8,930,847.00. Most of this decrease was due to the reduction of annual meeting costs. The net ordinary income (loss) for the 12 months changed from (\$369,807.00) to (\$1,889,708.00). Investments as of June 30, 2016 are \$24,098,738.00 a decrease of \$4,047,533.00 or 14.4%. This decrease was due to Paying down \$1,338,651.00 on the building loan, transfers of cash of \$2,330,000.00 to AAPL operating account and realized and unrealized losses of \$378,882.00 in the AAPL investment account.

The total assets in the AAPL Education Foundation, Inc. is \$3,323,221.00 as of 6/30/2016, a decrease of \$255,833.00. Educational grants of \$37,931.00 were given as of 6/30/2016, a decrease from \$102,718.00 as of 6/30/2015. The Landman's Scholarship Trust had total assets of \$6,231,301.00 as of 6/30/2016 a decrease of \$206,377.00. Scholarships of \$136,500.00 were given as of 6/30/2016 vs. \$85,500.00 as of 6/30/2015.

#### **Staff Reports**

Melanie Bell, Executive Vice President stated our current staff headcount is 28 after Casie Cross in Certification elected to leave for personal reasons. The re-org planned total remains at 34. Our long time Controller, Alan Kottler retired July 1<sup>st</sup> with Amanda Johnson, formerly AAPL Senior Accountant replacing him. At our AAPL facilities, one of our AC compressors had to be replaced at a cost of \$3,700.00 and our elevator electronics needs to be replaced with an estimated cost of \$43,000.00. The City of Ft. Worth has proposed a pedestrian walkway on AAPL headquarters property to the downtown area however the 55 year old Live Oaks are at risk and the AAPL is lobbying the city to save them. There will be four education events held at the AAPL facility this year.

Membership at year end stood at 13,588 members with a goal of 15,000 which we hope to achieve by January or February. The Directory has been published and should go out this quarter. There were 19 members requesting Senior Status with a range of experience from 30-56 years. Total Certification applications processed since the June Annual Meeting total 58 with 15 CPLs, 9 Retired CPLs, 29 RPLs and 5 RLs. Current designations include 2,729 (51% of eligible membership) CPLs, 2,139 (39% of eligible membership) RPLs, 492 (9% of eligible membership) RLs and 58 (1% of eligible membership) Retired CPLs. There were 184 members at the Annual Meeting in Orlando this summer. Income was down 74% due to low attendance and registration fees. Expenses were down by 22% however our actual loss for the meeting was \$554,000.00. Next year's meeting will be held in Seattle with an expected attendance of approximately 300 members. There were 2,780 attendees at Summer NAPE down 36% from the previous year. The AAPL Contract Center should be launched shortly and all Operating Agreements and COPAS will be able to be purchased directly through AAPL instead of through Forms-On-A-Disk. The AAPL is also on track for the document retention digital platform, Paper Vision for this quarter. All previous articles in the Landman and other documents of interest will be available for retrieval through this new digital platform.

## **Education**

The Education staff and Committee are developing a new initiative that will provide volunteer speakers on a regional basis for AAPL sponsored workshops and seminars in fiscal year 2017-18. This marks a change to the current approach that primarily relies on compensated presenters for AAPL seminars and workshops. This allows members the opportunity to volunteer their service to the AAPL, ensures all program content is AAPL owned and can be made available to members through live webinar and on AAPL's website, provides for regional presentations geared to regional areas of interest and aligns the Advanced Education Task Force goal to develop regionally specific certification programs. Since June's Annual Meeting, there have been 14 seminars with 398 attendees.

## **Governmental Affairs**

Russell Cohen, our Governmental Affairs Director reported the AAPL is monitoring and analyzing 36 individual pieces of legislation, as well as federal and state regulatory actions and judicial issues. We introduced an AAPL sponsored independent contractor bill in Pennsylvania legislature which provides first ever statutory definition of a landman and protects against employee misclassification actions. We sent out an AAPL advocacy letter response to a Pennsylvania radio personality to rebut negative stereotypes about the land industry and advocate for our members. We are continuing to track developments in employee misclassification and independent contractor legal actions at federal and state levels and we are coordinating efforts with the AAPL Public Lands Committee on a response to BLM right-of-way bond increases in Wyoming.

## **Committee Reports**

Six currently accredited university undergraduate level programs will expire in June 2017, and one currently accredited undergraduate program will expire in November 2017. The accreditation applications should be in within the next 30 days and the Accreditation Committee will begin the evaluation process over the next six months. To properly evaluate each application, the Committee has established a process for handling applications that now include three status periods, an application fee of \$500.00 and site visits by committee members to properly evaluate each application. The Ethics Committee reviewed six cases and conducted two hearings. One hearing resulted in suspension and the other hearing resulted in expulsion from AAPL membership. Of the six cases reviewed, one remains in the judicial process and two require additional information. The goals of the Field Landman Committee are (1) outreach, (2) networking and (3) education for Field Landmen. There were nine Field Landman Seminars this year that hosted over 400 members. This upcoming year, the Field Landman Committee will continue to have focused seminars. Five Field Landmen Seminars have tentative dates scheduled for 2016/17. The Finance Committee will meet in November at the AAPL headquarters to review the Luther King accounts, NAPE results and projections, cash flow, budget and capital budget requests, employee/staff needs and to work on the proposed 2016-2017 AAPL budget for 2017-18. The Investment Advisory Committee reported as of June 30, 2016, current accounts comprise of cash (5%), equities (70%), mutual fund bonds (19%) and the Landman's Scholarship Trust are comprised of (6%) cash, (69%) equities and (25%) mutual fund bonds. The Publication Committee will work without the Landman 2 magazine however it will plan to improve and work on cost reductions for our flagship Landman magazine.

The next AAPL Board Meeting is scheduled for December 10-11<sup>th</sup> in Williamsburg, Virginia. It is the duty of your AAPL Director to represent the views and positions of the HAPL. If you have any issues with the AAPL or concerns that you wish to discuss in greater detail, please feel free to contact me or any HAPL Board Member.

Respectfully submitted by:



Joel Loshak, AAPL Director Region IV-Houston  
Scala Energy, LLC 832-953-3026-jloshak@scalaenergy.com

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## HAPL SERVICE COMMITTEE

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Calling all Volunteers!

### Become an HAPL Service Committee Member!

Are you interested in impacting the Greater Houston Community? Do you enjoy volunteering and helping others while becoming more involved with HAPL?

Then consider joining the HAPL Service Committee!

The Service Committee meets monthly to discuss upcoming events, organize volunteers and propose non-profit organizations for HAPL to support. Our annual volunteer events include the Goldberg BBQ and Bingo Night, the Brookwood Softball Game and Lunch, and the Impact A Hero Gala.

**For more information on becoming a Service Committee Member, contact  
Mimi McGehee at [mrm1915@aol.com](mailto:mrm1915@aol.com) or Erica Adkins at [Erica.Adkins@conocophillips.com](mailto:Erica.Adkins@conocophillips.com)**



## HAPL FALL SATURDAY SEMINAR RECAP

This year's Fall Saturday Seminar, hosted by Percheron Energy, was held on October 15th. The Fall Saturday Seminar presented a wide- range of current topics discussed by four guest speakers. From Kuiper, Wheat & Associates, Alex Kuiper's presentation "The Mineral Receivership" gave way to Texas' solution to the unknown, undivided mineral interest owner. Jennifer Hardin of ConocoPhillips Company provided great insight into the ethical responsibilities of being a Landman. Austin Brister of McGinnis Lochridge presented "Oil & Gas Royalties: Payment & Calculation Issues" detailing key components and interpretations of various royalty clause provisions. Ryan Kirby of Kirby, Mathews & Walrath, took a deep-dive into operations clauses, shut-in clauses, etc. in his presentation, "Anatomy of the Confusing and Difficult Oil and Gas Lease Provisions". For participating in the Fall Saturday Seminar, attendees received 3 RPL/CPL credits and 1 ethics credit through AAPL.

A special thank you to Percheron Energy for graciously offering to host the Fall Saturday Seminar at their offices.

Stewart D. O'Neal, RPL & Zach Morgan  
HAPL Fall Saturday Seminar Co-Chairs



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## HAPL LANDMAN OF THE YEAR AWARD

The purpose of this award is to recognize an outstanding Landman for his or her contribution to the advancement of the Landman profession, participation in the HAPL and AAPL, participation in industry affairs and civic contributions to their community.

This award has been given to an HAPL member Landman each year for the past 25 years for their service and dedication and hard work.

The recipient should be a person of strong moral character and impeccable integrity. Although consideration is given to the recipient's contributions to AAPL affairs, primary consideration for this award is the individual's contribution to and association with matters pertaining specifically to the HAPL.

This award honors an individual who consistently demonstrates exemplary achievement in their duties as a landman, colleague and participant in the community.

This year's recipient received a BBA PLM at University of Texas at Austin in 1982 and has been a Landman for 34 years. The recipient has been a member of HAPL for 24 years and has been active in just about every committee that the HAPL has on its roster.

The recipient has been a member of AAPL since 1981 and a Certified Professional Landman for 26 years.

The recipient's work history spans from the early 1980's with Tenneco Oil Company (San Antonio) followed by TXO Production Company (Midland) – 1983-1989, Kelley Oil Corporation – 1989-2002

Land Manager Onshore, South Louisiana and Gulf Coast Regions to an Independent Landman in the early 2000's. The recipient worked for Swift Energy Company -- 2004-2012 as the Land Supervisor – South Louisiana, Cathexis Oil & Gas - 2012 to the current position as Senior Landman at Vanguard Operating, LLC.

This year's recipient also served as the 2003-2004 President of the HAPL.

Though tiny in stature, she doesn't back down from any fight—her last name resonates well, in fact she has a sledge hammer sitting on her desk in her office.

She has hundreds of stories about being a young female landman (not land woman) in the 1980's in Texas, including a story that was printed in the Houston Business Journal about her having a shotgun put in her face and her only response was to burst out laughing.

Her most prominent attribute is her heart; she has the biggest heart and is willing to help just about anyone. She has spent many years volunteering with M.D. Anderson Cancer Center as a Floor Host/Pediatrics Volunteer. Her home is always open to people needing help at the nearby med-center. She is highly involved in the Houston Rodeo and has spent 23 years on the BBQ Committee. She has mentored many young landmen throughout the years and is highly respected in her field.

**It is an honor and a privilege to present the 2016 Outstanding Landman of the Year award to:**

**Carol Morgan Sledge**

Now because it's Carol Sledge, she is sometimes unpredictable - we found out a few days before Executive Night that she was going to be out of the country, so we surprised her at her office earlier in the week...and I think she thought she was getting laid off!



## **HAPL LANDMAN OF THE YEAR AWARD MESSAGE FROM CAROL M. SLEDGE, CPL**

### **TO THE MEMBERS OF THE HAPL:**

First of all, please accept my heartfelt thanks for the honor and recognition of being named the 2016 HAPL Outstanding Landman of the Year. It was indeed a very nice surprise! Please also accept my apologies for not being present to accept the award and introduce you to my wonderful family who was planning to surprise me that night; the surprise was on them as well as Justin, Diane and the committee for this honor!

I have been a proud member of the HAPL for many years. There are so many people deserving of this award and I am very humbled to be chosen as the recipient. As we have all witnessed in recent times, our industry can be wonderful and it can be very difficult. The HAPL brings you opportunities through all of these times to network, to learn, to serve others and to build a bond with others in similar professional circumstances. As it works in our Landman profession, it's the people that make that difference; working together in the HAPL, we make a difference!

Being a Landman, and, yes, I will always be a Landman, has been such a great career choice for me because I feel it's the best of all worlds in the oil and gas business. Whether you are dealing with your own internal team, negotiating with other companies, or working with a landowner, you are working with people. That is the one key that has no mathematical equation or 3D Seismic to help you interpret the best way to handle the situation given all of the variable circumstances. Landmen are usually the problem solvers.

When I drive out to West Texas or over to Louisiana and see the myriad of oil and gas wells, I'm still amazed after all of these years to see what our industry ultimately accomplishes. From my grandfather who was a welder at a Cosden Refinery in Big Spring, TX to my father who was in Production Accounting with Standard/Chevron in various places, to my nephew who is a Geologist with Noble and my niece who has been an Engineering Tech, I am proud to be a part of this as a Landman and strive to do my part as well as I possibly can.

There's so many great people that I continue to meet along the way and so many stories, but I really just want to say thank you for acknowledging my small part. My faith, my family, my friends and my profession have been the guiding lights that have helped me navigate through this almost 35 year journey. It has not always been an easy path in this profession or personally, but my advice is to just keep on going; "don't quit" as my lovely mother used to tell me and lead by example. Mentor those coming into our profession and you, in turn will learn. As a Landman, every day is different, every day brings challenges and every day, recognize that there are still more things to learn. As I get older, the quote means even more to me: "When I was able to get down the road a ways and look back, I realized success is 90% perseverance. The key is to stay in the game." This is actually what I keep telling my Longhorns!

My sincere thanks to all and remember "No lease, no grease"!



**Carol M. Sledge, CPL**

**HAPL 2016 Outstanding Landman of the Year**

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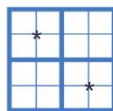
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## HOUSTON PETROLEUM AUXILIARY COUNCIL

From all accounts "HPAC's (Houston Petroleum Auxiliary Council) Fall luncheon, on 9/22/16 was a great success. "Fall Holiday Soiree, A Fashion Show", was the centerpiece of the luncheon. The models previewed fashions, furnished by Scruples, that ran the gamut from casual, dressy casual to cocktail attire. As the models walked through the audience, they and the clothing, received numerous applause. The show was produced by the Fall Event Committee: Mickey Murrell, Janet Steinmetz, SaraNan Grubb, Phyllis Carter and the owners of Scruples (a unique boutique devoted to excellent client service).



(L to R) Phoebe Hicks, Darlene Dixon, Cecilia Tinkler



Seated/ Hellen Hutchison, (L to R) Charlene Horton and a guest



(L to R) Donna Parrish, Linda Griffith (co-owner of Scruples)



(L to R) Lois McDonald, Linda Dietert, co-owner of Scruples



(L to R) Linnie Edwards, Susan Gaul, Georgeann Massell



Ladies who appear to have enjoyed the fashions presented,

**HPAC's three (3) remaining functions for 2016 -'17:**

Wednesday - 12/7/16 – Holiday Event - “A Victorian Tea” – 10:30 AM until 1:30 PM - St. Regis Hotel – 1919 Briar Oaks Lane, Houston, TX

Tuesday – 2/21/17 – Shakespeare Celebration – “Shakespeare Cross Examination: The Authorship Perspective” by Bonner Cutting – 10:30 AM until 1:30 PM - Norris Center – 816 Town & Country Blvd., Houston, TX

Tuesday – 5/2/17 – Spring Musicale – “New Faze” – Karen Nightengale & Vlad Morakhovsky, a renowned singing duo – Hess Club – 5130 Westheimer, Houston, TX

**\*\*\*\*\* ATTENTION HAPL MEMBERS \*\*\*\*\***

PLEASE BRING HPAC (HOUSTON PETROLEUM AUXILIARY COUNCIL) MEMBERSHIP TO YOUR SPOUSE'S ATTENTION.

***HPAC Mission Statement***

***“To promote and foster social relationships among its members and to assist the Engineering, Geological, Geophysical and Land Societies in their various requests.”***

**HPAC MEMBERS INVITE SPOUSES OF HAPL MEMBERS TO APPLY FOR HPAC MEMBERSHIP.** For membership information and/or a membership form, contact 2<sup>nd</sup> V.P. (Membership) Wanda Shaw @ 281-467-5999 or @ [canineclpr@aol.com](mailto:canineclpr@aol.com).

Dues are \$20.00 annually. For other information or to be a guest at one of our upcoming luncheons please contact HPAC Liaison to HAPL, Sheri McQuinn @ 281-492-0744 or @ [mcquinnmichael@att.net](mailto:mcquinnmichael@att.net).



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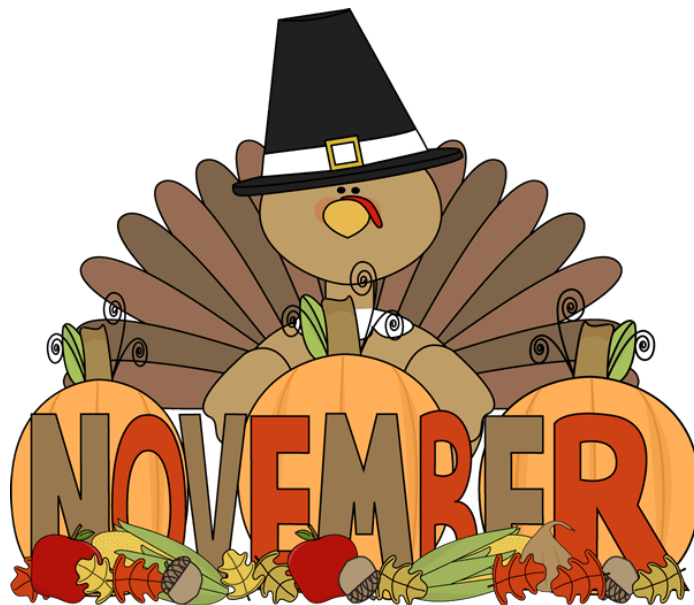
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