#### LANDMAN'S ASSOCIATION OF NORTH DAKOTA

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#### ND STATE LEASE SALE to be held on May 5, 2015

The ND DEPARTMENT OF TRUST LANDS will hold its quarter ND Oil & Gas Lease Auction on

**Tuesday** May 5, 2015 at 9:00 AM CDT **ND State Capitol** House Chambers, **Bismarck**, ND

For a complete list of nominated tracts, visit the Land Department's website at www.land.nd.gov.

## Quarter L.A.N.D. Meeting & Social to be held at the North Dakota Heritage Center



Quarter Meeting, Election of Officers and a special private viewing of "Tom Leach"

L.A.N.D. will be holding its quarterly meeting and election of officers on Monday, May 4, 2015, in the Thomas and Frances Leach Foundation Great Plains Theater, at the North Dakota Heritage Center, Bismarck, ND. The business meeting is scheduled to begin at 5:30 PM, social to follow.

We would like to thank Missouri River Royalty Corporation and the State Historical Society of North Dakota Foundation for hosting/co-sponsoring our LAND meeting and social for the evening.

The social is open to all L.A.N.D. members and friends, industry guests and personnel.

This meeting is going to be a good one! We have several exciting things happening for the evening so mark your calendar.

- 1. Election of Officers
- 2. Private viewing of the "Tom Leach: The Father of North Dakota's Petroleum Industry"
- 3. All four museum galleries will be open for our enjoyment
- 4. Early sign-up for this year's L.A.N.D. Golf Tournament in August (Bring Your Check Book!)
- 5. Social to be held in the Northern Lights Atrium, hosted/sponsored by Missouri River Royalty Corporation and the State Historical Society of North Dakota Foundation



# President's Report

Greetings Land Professionals,

As I write this I am thinking back over the last four years including my time as your vice president and president. What an honor and a privilege it has been to serve in this capacity. I want to take a second to thank the general membership for their participation in our organization. Your participation and dues support our great organization. For all of you that have served on the committees, thank you for the work that you do. For all of the sponsors that answered the call and took care of the bills, thank you.

I also want to thank some specific individuals for helping me along this path: Jeff Herman, Don Nordquist and Dennis Guenther for encouraging me to join and for the sound advice that they have given me over the years; Jon Aisenbrey and Rick Frazier for the work we did together; June Weeks, Jason Mazigian and Tom St. Peter for their roles as officers; and finally, Jon Skaare for getting me to and from every meeting and being the designated driver. I sincerely appreciate what you have all done. Thank you.

Our upcoming meeting is going to be a great experience. By now you have seen the flyers and know that it will be held at the Heritage Center in Bismarck, ND on Monday, May 4, 2015 and will include a private viewing of "Tom Leach: The Father of North Dakota's Petroleum Industry." A special "thanks" goes out to Loren Kopseng for his company's sponsorship and to him individually for helping to set up this great event. As I understand it, Frank Bavendick one of our long term members and a member of the board of the Thomas and Frances Leach Foundation will be speaking about the foundation.

The meeting time is 5:30 p.m. and includes our election of new officers and I believe it will involve sign up for our annual golf tournament. I look forward to seeing you all there.

Thank you for allowing me to serve as your President

Sincerely,

Jeffrey L. Skaare

### 2015 L.A.N.D. Directory to be Updated

We have a little over threefourths of our members paid for 2015+. If you haven't paid your dues, and you would like to continue your membership, you will be receiving a final reminder email and renewal form to complete and send in.

To ensure that you are listed in the 2015 LAND Directory, please make sure you watch for the email, complete the renewal form and mail it along with your membership fee, no later than May 31, 2015.

Membership options:

- One (1) year x \$25 = \$25
- Five (5) years x \$25 = \$125
- Ten (10) years x \$25 = \$250

If you have any questions regarding your due payment, you can e-mail Tom St. Peter at: tom@energylandservices.net

### 24<sup>th</sup> L.A.N.D. Golf Tournament

The 24<sup>th</sup> L.A.N.D. Golf Tournament will be held:

- Monday, August 3, 2015 **Bully Pulpit Golf Course** Medora, North Dakota
- Registration: 10:30 AM
- L.A.N.D. Meeting: 11:00 AM
- Shotgun Start: 12:30 PM
- Social & Dinner 6:00 PM at the Chuckwagon (included with golf fee), \$50.00 per person if you are not playing Golf.

Golf fees will be \$160.00 per player limited to the first 144 players.

Sponsorship levels below: Gold - \$1,500.00 - 4 golfers covered Silver - \$1,000.00 – 2 golfers covered Bronze - \$750.00 - 1 golfer covered

A block of 30 rooms has been reserved at the Roughrider and 65 rooms at the Badlands. Reserve your room today at 1-800-633-6721.

EARLY SIGN-UP...Bring your checkbook to the May Quarterly LAND Meeting and you can sign-up for the August Golf Tournament! More detailed information with registration and sponsorship forms will be emailed to current L.A.N.D. members in early May.

#### L.A.N.D. to Elect New Officers at the May Meeting

At the May quarterly meeting a new slate of officers will be elected for the upcoming two-year term.

June Weeks, current Vice-President, will move to President. Jeff Skaare will move into a Director's position.

Positions that are open for election are: Vice-President – Jason Mazigian Secretary - Michael Dewald Treasurer - Tom St. Peter **AAPL Director** - Rick Frazier

Please contact Jeff Skaare, June Weeks, or any other board member for further information. Board members are listed on the last page of this newsletter, along with their contact information.



### North Dakota Petroleum **Council Report**

Ron Ness, President of the North Dakota Petroleum Council

#### **ND Oil PAC Sporting Clay Shoot**

Registration is now open for the ND Oil PAC's third annual Sporting Clays Event at Capital City Sporting Clays in Bismarck, ND. Check-in/registration for the clay shoot will begin at Capital City Sporting Clays at 2:00 p.m., with a 2:30 p.m. rules meeting and 3:00 p.m. shotgun start. We'll wrap the day up with a social at 5:00 p.m. The cost is \$150 per NDPC member and \$200 per non-member. Click here to download the registration form.

- Please add the following NDPC events to your calendar: May 28: ND Oil PAC Sporting Clay Shoot – Bismarck, ND June 18: Denver Social – Denver, CO
  - June 22-25: Teacher Seminar Bismarck, ND

  - June 25: ND Oil PAC Golf Tournament Ray, ND
  - July 14: Bakken Rocks CookFest: Alexander, ND
- July 15: Oil Can! Fishing Tournament: New Town, ND July 16: Bakken Rocks CookFest: South Heart, ND

August 27: ND Oil PAC Golf Tournament – Medora, ND September 21-23: Annual Meeting – Fargo, ND More information will be available on each event as the date approaches.

### DONALD B. SASS MEMORIAL SCHOLARSHIP AWARDED

The 2015 Donald B Sass Memorial Scholarship was awarded to Drew Groves and Charles Villanueva!

Drew is a 2011 graduate of Minot High School and is currently pursuing a degree in Petroleum Engineering at the University of North Dakota. He hopes to start his career in North Dakota but is interested in working in other countries and basins throughout the world. In addition to his college load, Drew works part time to help pay for his schooling and participates in intramural hockey and the UND chapter of SPE. Drew hopes this scholarship will help him fund his way into a successful career in the oil and gas industry. Drew was awarded a \$500 scholarship.

Charles will be graduating from Watford City High School this spring with plans to attend Williston State College for Petroleum Technology. He aspires to work as a petroleum engineer in the Bakken. Charles' family moved from the Philippines when his mother got a job at the McKenzie County Healthcare Hospital. He enjoys participating in basketball, golf and music in his spare time. Charles was awarded a \$490 scholarship

Congratulations Drew and Charles!

This scholarship is open to anyone pursuing an energyrelated degree at an accredited institution and who is a graduate of a North Dakota High School. Applications for the scholarship can be found at www.ndcf.net > View the Map > Statewide Funds > Donald B. Sass Memorial Scholarship.

For further information, please contact Kate Moser Black at 701-255-1416 or email her at <u>kate@inlandoil.net.</u>



### To Donate to the Sass Scholarship

If you would like to donate to the SASS Scholarship, please send your contributions to:

Tom St. Peter, L.A.N.D. Treasurer P.O. Box 2703 Bismarck, ND 58502-2703







#### AAPL Director's Report Rick Frazier, AAPL Director

As you all know, the "landman" profession has been graced with little, if any, developments in the way of positive news since my last report to L.A.N.D. At the risk of being dreadfully redundant, I would like to pass along some general updates on two issues that I feel are of particular importance to our profession. They are:

- BAHA Petroleum Consulting Corp. vs Job Service of North Dakota (BAHA) and
- Changes to AAPL's Bylaws relating to CPL and RPL Certification requirements

BAHA is an Independent Contractor issue that has recently been appealed to the North Dakota Supreme Court as Case No. 20140452. Baha Petroleum Consulting Corp. is the Appellant. Mart Schardt, AAPL's Executive VP, his team at AAPL, Patricia Monson (attorney in Fargo) and Jacob Haseman (attorney in Sheridan, WY) have devoted untold hours to this case. I'm not a lawyer, but I did play one in The Devil and Daniel Webster (past life experience) and I can tell from the e-mail streams that I have been

"cc'd" in on that this is an important case. Irrespective of who prevails, its outcome will constitute a significant precedent to the Independent Contractor Issue. I have been given a copy of the Case Brief, and I would be more than happy to share it with whomever of you would like to read it. I'm assuming that it is public information and, therefore, not confidential. If not, I retract the offer until such time as it is.

Secondly, and I personally find this particularly close to home, AAPL's Board of Directors voted by a significant margin to change the requirement guidelines for CPL and RPL Certification. Under previous standards a landman's job duties needed to primarily be devoted to "negotiating", whether it be negotiating a JOA, a mineral acquisition, a well trade or other industry related agreement. The operative word had always been "negotiating". According to Taylor Cann, CPL (Assistant Chairman to the Certification Committee): "Wouldn't it be more prudent and fair to allow those landmen who determine ownership a seat at the

AAPL certification table? After the vote at the March quarterly meeting the answer is a resounding YES!". The next time I am asked "What can AAPL do for me?" I will promptly, and with full confidence, remind that person, whomever he or she may be, of AAPL's tireless devotion to this case. I can personally attest to countless other reasons to support AAPL, not the least of which range from AAPL's commitment to BAHA as well as reaching out to its membership in the "hinterlands" with endless support and educational opportunities. To quote AAPL's President Roger Soape: "AAPL exists to help landmen."

Lastly, and I reeeeeaaaaaaallly hate to bring this subject up at such an inopportune time (what with April 15th still a ginormous blip on the radar screen of our lives), but I want to offer one final AAPL "pitch". AAPL has assembled an "Independent Contractor Tool Kit" as a onestop source of valuable tax law information for independent landmen. The kit includes tips,

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April 28-30	2015 Williston Basin Petroleum Conf. Evra Place, Regina, Saskatchewan, Canada www.wbpc.ca
May 4	Quarter L.A.N.D. Meeting and Special "Tom Leach" Viewing 5:30 pm Meeting, 6:00 pm Social North Dakota Heritage Center Bismarck, ND
May 5	ND State Lease Sale 9:00 A.M. CDT – House Chambers ND State Capitol, Bismarck, ND
May 28	2015 ND Oil PAC Sporting Clay Shoot 2:00 P.M. CDT – Capital City Sporting Clays 12951 71 <sup>st</sup> Ave. NE, Bismarck, ND
June 17-20	AAPL 61 <sup>st</sup> Annual Meeting Nashville, TN – www.landman.org
Aug 4	24 <sup>th</sup> L.A.N.D. Golf Tournament Bully Pulpit Golf Course – Medora, ND

#### WELCOME New 2015 LAND Members

Barnes, Jerry Larsen, Erik Pool, Geoff

#### AAPL Director's Report (continued from page 5)

videos, and articles on how to structure or modify your business in order to best comply with the monumental tax regulations that bring us to our knees, pleading for mercy and understanding. You will also find a state-by-state guide on tax and independent contractor laws as part of the kit. Please refer to AAPL' website for more details.

Looking towards the not-too-distant future, AAPL's Annual Meeting will be held June 17-20, 2015, in Nashville, TN. The Annual Meeting is always a special event and an incredible combination of educational opportunities, interesting/fun things to do and the absolute best place to network with our colleagues. I strongly encourage all of you to think about making the trip. I guarantee it will be rewarding and well worth your while.

As always, thank you all for allowing me the privilege to represent L.A.N.D. as its regional director to AAPL. Please feel free to contact me with any thoughts, issues, or concerns that relate to the well-being of our industry. I will be happy to present them to AAPL as appropriate.

#### Rick Frazier, CPL

Region 7 Director to AAPL and Incoming Chairman of the Field Landman Committee

#### **OFFICERS**

PRESIDENTjskaare@calibermidstream.co	m
VICE PRESIDENT	m
SECRETARYjason_mazigian@yahoo.co	m
TREASURER TOM ST. PETER, RPL	et
AAPL DIRECTOR	m
DIRECTOR JON AISENBREY, RPL	m
DIRECTORRICK FRAZIER, CPLrickf@legacyresourcesinc.co	m
DIRECTORjohn@jhhop.co	m

#### **COMMITTEE CHAIRS**

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EDUCATION
& BRIAN BJELLA
ETHICS
INDUSTRY AFFAIRS
MEMBERSHIP TOM ST. PETER, RPL
MINING/GEOTHERMAL JIM MELCHIOR 701-222-7587jim.melchior@nacoal.com
PUBLICATIONS JUNE WEEKS, RPL
PUBLIC INFORMATION and
PUBLIC LANDSDREW COMBS, RPL

#### CREDITS

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\* \* \* EDITOR \* \* \*

JUNE WEEKS 701-751-2121 junew@verityresources.com

GRAPHICS, DESIGN, LAYOUT & PUBLISHING: JUNE WEEKS

