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## ND STATE LEASE SALE *to be held on* February 7, 2012

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

**Tuesday**  
**February 7, 2012**  
**at 9:00 AM CDT**  
**ND State Capitol**  
**House Chambers**  
**Bismarck, ND**

With the offering of 834 tracts  
in 15 counties, there is the  
potential for this sale to  
extend into early evening.

For a complete list of  
nominated tracts, visit the  
ND Department of Trust Lands  
website at [www.land.nd.gov](http://www.land.nd.gov).

## First Quarter L.A.N.D. Meeting & Social

L.A.N.D. will be holding its quarterly  
meeting on **Monday, February 6,**  
**2012, at the Kelly Inn, Bismarck,**  
**ND.** The business meeting is  
scheduled to begin at 5:30 PM and  
the social at 6:30 PM.

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

We would like to thank



for sponsoring our LAND  
Social for the evening.

## ND Board of University & School Lands Raise Royalty Rates in Seven Counties

As a result of Land Board action  
taken at its meeting on January 26,  
2012, lease royalty rates for leases  
offered at the February 2012 lease  
auction will remain at 1/6th, with the  
exception of mineral tracts within  
Billings, Divide, Dunn, Golden  
Valley, McKenzie, Mountrail, and  
Williams Counties which will be set  
at 3/16th.

The Land board voted to postpone the  
leasing of several tracts in Billings  
County from the February sale for  
further analysis of the wildlife and  
wilderness values. To receive the  
decision on which tracts will be  
postponed and/or any current  
information regarding the ND Trust  
Lands, sign-up online at:  
<http://www.land.nd.gov/minerals/mineralapps/emaillist/emailsSignup.aspx>

# President's Report

*Jon Aisenbrey, RPL*

*Happy New Year!*

All the member directories have been delivered or are out in the mail so if you haven't got one let us know and we'll make sure you do. There will be some at the next meeting as well. They were notably thicker this year which is good. LAND is a great way to meet your peers and learn from those with more and different experiences. The legislative and educational updates are a great tool to keep abreast of changes in case law and the legislature itself. If you know of a new landman or an old one who just hasn't joined, encourage them to look at LAND



*Jon Aisenbrey*

and the AAPL – you should have received your 2012 dues reminder and now is a great time for new members as well.

In other news, winter may still show up so keep your mukluks handy and your Southerners warned.

Cordially,

Jon Aisenbrey  
*L.A.N.D. President*

## L.A.N.D. has a NEW Mailing Address

With the appointment of our new officers in August, we also received a NEW MAILING ADDRESS for all LAND communications by mail:

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

If you have outdated forms, such as the membership application, etc., please discard them. I will be attaching the current membership application along with this newsletter for your use.

If you would like hard copies or any other updated LAND forms, etc., email me at: [junew@legacyresourcesinc.com](mailto:junew@legacyresourcesinc.com) or call me at 701-751-2121.

## Continuing Education Credits

This is just a reminder for those who need Continuing Ed Credits; one continuing education credit will be awarded to all who attend the full L.A.N.D. meeting. (Not just the social!)

A signup sheet will be available at the meeting. There is no cost for this credit, but you do have to be in attendance for the full meeting.



### Trouble Finding Missing Mineral Owners?

Contact...

W.T. Butcher & Associates, LTD.  
Toll Free: 1-800-700-1541  
Email: [bill.wtba@midconetwork.com](mailto:bill.wtba@midconetwork.com)

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Search Fee: \$35-\$100 | No Hit: \$25  
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North Dakota Recorders Information Network



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# Calendar

- February 6 First Quarter L.A.N.D. Meeting  
*Kelly Inn ~ Bismarck, ND*  
Safety Committee Meeting  
*Civic Center, Bismarck, ND*
- February 7 ND State Lease Sale  
*9:00 A.M. CDT – House Chambers*  
*ND State Capital, Bismarck, ND*
- March 6 ND Sportsmen's & Oil Industry Forum  
*Bismarck, ND*
- March 14 NDPC Spring Social  
*Brown Palace, Denver, CO*
- April 16 AAPL Training  
*Applied Land Practices*  
*Best Western Doublewood, Bismarck, ND*  
*(Deadline for pre-registration is 10:00 am,*  
*Monday, April 9, 2012)*
- April 23 AAPL Training  
*Field Landman Seminar - Dickinson, ND*

- Backman, Kimberly A.
- Bement, Allisen C.
- Brunsmann, Daniel J.
- Colby, Nicole
- DeVrient, Mark A.
- Endicott, Dianna C.
- Fretheim, Chad A.
- Gannaway, Ryan G.
- Hoff, Kevin R.
- Johnson, Blaire T.
- Keup, Ben W.
- Landstrom, Adam W.
- Lee, Knute H. Jr.
- Palczewski, Ben C.
- Pallone, Dominic A.
- Pathroff, Dennis R.
- Perry, Amanda J.
- Reuther, Kurt J.
- Rice, Matthew D.
- Schellin, Karen
- Schilke, Sharon K.
- Schroh, Rory L.
- Strand, Chris N.
- Talbert, Tonya L.
- Wilson, Chase A.

## AAPL training right in our back yard

### APPLIED LAND PRACTICES

Bismarck – Monday, April 16, 2012 - 7:30 am-5:00 pm  
(\$250 AAPL Member, \$375 Non-Member)

- ❖ The Benefits of AAPL Membership and the AAPL Certification Program
- ❖ Running Title - The Courthouse and the Abstract Plant
- ❖ Negotiation and the Landman
- ❖ Document Preparation
- ❖ The Lease Purchase Report Package
- ❖ Runsheet Preparation
- ❖ Title Curative
- ❖ Ethics

### FIELD LANDMAN SEMINAR

- ❖ Dickinson – Monday, April 23, 2012 - 5:00 pm-8:30 pm
- ❖ (FREE for AAPL members, \$50 for Non-Members - Goes towards their first-year dues)
- ❖ Dinner and Drinks Provided
- ❖ Speakers include:
  - Marty Schardt – VP/COO of AAPL
    - Leonard, Street and Deinard & Crowley and Fleck – Education
    - Estate Curative & ND Probate Laws
    - ND Homestead Laws
    - Title work on lands under production
    - Malloy/3rd Party reservations
    - Water and Railroad Issues
  - SuAnn Olson – Eide Bailly
    - Tax issues facing independent contractors/landmen

### Correction in the 2011 Directory...

Mike Smith, Paladin Resources, Inc. was accidentally omitted from the 2011 Directory.

*NOTE: In the near future, I will be emailing a .pdf file of the new members and Mike Smith's ads. Please watch for the email and print out the ads to add to your 2011 directory.*



## North Dakota Petroleum Council Report

*Ron Ness, President of the North Dakota Petroleum Council*

**2012 WBPC** – The 2012 WBPC will be held May 22-24 in Bismarck, ND. Exhibitor and attendee registration will open online February 1 at 9:00 a.m. CST. Hotel information for the Bismarck-Mandan area is available on our website, [www.ndoil.org](http://www.ndoil.org). **Please make your room reservations and rental car reservations soon. The agenda will be available online Friday, January 20, 2012.**

**Registration:** \$500 (Feb 1 – Apr. 15)  
\$600 (Apr. 16 – May 15)  
\$750 (after May 16)

**Booths:** \$3,500/booth (cost includes 2 registrations)  
Indoor: 10x10 ft.  
Outdoor: 20x50 ft.

**Sponsorships:** All sponsors will be included in all marketing materials, including on-site signage and the conference booklet and website.

**Bakken Gold** – US\$15,000 (only 16 sponsorship spots available)

Premium end cap booth and adjacent booth  
5 registrations  
2 Bakken Gold Club parking passes  
5 Bakken Gold Club passes  
Reserved seating for 5 at Wed. and Thurs. luncheons  
½ page color ad in conference booklet  
5 speaker/sponsor breakfast invites  
Logo in conference booklet and on electronic signage

**Diamond** – US\$10,000 (only 20 sponsorship spots available)

1 complimentary booth assignment  
3 registrations  
1 Bakken Gold Club parking pass  
3 Bakken Gold Club passes  
Reserved seating for 3 at Wed. and Thurs. luncheons  
¼ page color ad in conference booklet  
3 speaker/sponsor breakfast invites  
Logo in conference booklet and on electronic signage

**Platinum** – US\$5,000

2 registrations  
2 Bakken Gold Club passes  
Reserved seating for 2 at Wed. and Thurs. luncheons  
¼ page black and white ad in conference booklet  
2 speaker/sponsor breakfast invites  
Logo in conference booklet and on electronic signage

**Silver** – US\$2,500

1 speaker/sponsor breakfast invite  
Reserved seating for 1 at Wed. and Thurs. luncheons  
Logo in conference booklet and on electronic signage

**Bronze** – US\$1,000

1 speaker/sponsor breakfast invite  
Logo in conference booklet and on electronic signage

**NDPC Spring Social** – The Petroleum Council will host a social at the Brown Palace on March 14 from 5:30-8:00 p.m. MDT. We are seeking sponsorships of \$500. If you are interested in sponsoring the event, please contact Brittany at [ndpc@ndoil.org](mailto:ndpc@ndoil.org) or 701-223-6380.

**Reservations must be made by February 12 to receive the discounted room rate. Please reference the NDPC room block.**

### **Brown Palace Hotel and Spa Reservations**

303-297-3111 or 800-321-2599  
\$169 per night for Classic Queen Room  
\$129 per night for a Standard Queen Room

### **Comfort Inn Downtown Denver Reservations**

303-296-0400 or 800-237-7431  
\$189 for Signature King Room

### **ND Oil Activity -**

*Preliminary production numbers for November 2011 are 510,000 BOPD from 6,300 wells (both all-time highs) and 521,193 MCFD (all-time high) of natural gas. There are currently 202 rigs active in the state.*

### **Mark your calendars!**

February 6	Safety Committee Meeting – Civic Center, Bismarck, ND
March 6	ND Sportsmen's & Oil Industry Forum – Bismarck, ND
March 14	NDPC Spring Social – Brown Palace, Denver, CO
May 22-24	Williston Basin Petroleum Conference – Bismarck, ND
April 16	AAPL Training "Applied Land Practices" – Bismarck, ND
April 23	AAPL Training "Field Landman Seminar" - Dickinson, ND
June 11-14	Teacher Seminar – Bismarck, ND
July 24 & 26	Bakken Rocks CookFest – Ray and Belfield, ND
September 19-20	NDPC Annual Meeting – Medora, ND

## AAPL Director's Report

*Rick Larson, AAPL Director*

More and more, our oil and gas industry is being chastised by the uninformed media and politicians. At the last Regional Director's meeting a documentary looking at the future of energy was presented. The movie is called "spOiled". It talks about the global uses of carbon based energy in relation to the other sources of energy. The current technology related to those other sources just is not going to provide the world with what oil is giving us. Reference is made to peak oil—whenever that will be or was. The demand for energy will continue to increase. Hydrocarbons are providing the majority of the energy we use. We just do not have anything in the pipeline that is going to substitute or replace it, at this time. The documentary provides much food for thought concerning our future. China is doing everything it can to assure its supply of hydrocarbons. They have the majority of the chemicals that will be necessary for the batteries used in hybrid vehicles. Their government is looking into the future; our government is stifling energy development and looking as far as the next election. They are being misled by the environmental community.

The producer of the movie was available at the meeting and showing to talk about the film. He wants to show it in theaters around the country and is willing to personally come to wherever it is shown to engage the audiences. He needs a local sponsor to do so. The cost is about \$15,000.

More states are looking at oil development and are concerned about how landmen approach the mineral owners. As we all know, a bad name earned by one of us will affect the rest of us. AAPL has been able to provide responses to inquiries on our behalf. Sometimes that response falls on deaf ears. The New York Times called upon AAPL to answer questions about leasing and oil development. The response provided answered their questions, but only one line referred to the response and the reporter just negatively commented on the response. They wanted to make our profession sound like hard selling salesmen. In another instance the AAPL representatives were able to meet with a State's administration to forestall proposed legislation to require licensure of landmen.

Finally, the independent contractor status is being attacked by more

government agencies. Broker's need to be more proactive with assuring they are protected by proper contracts and practices. Become aware of what these agencies look at to assert that someone is an employee and not an independent contractor. If anyone is contacted by a State or Federal agency they should get legal representation sooner than later. The AAPL has recently established a Tax Issues Committee to help any of its members that need assistance. The Committee is also engaging an accounting firm to conduct a study of our industry's common practice to have that as an additional argument against those agencies. The last time that a similar survey was done of this nature was in the early 1990's. The concern is that once it gets started it will spread everywhere.

## SASS Scholarship

The scholarship is open to anyone pursuing an energy-related degree at an accredited institution and is a graduate of a North Dakota High School. SASS Scholarship grants are not limited to young, recent High School graduates, but are available also to non-traditional students who may be "older than average" and are studying for graduate as well as undergraduate energy-related degrees.

Applications for grants are available through **Kate Moser-Black** at Inland Oil & Gas ([kate@inlandoil.net](mailto:kate@inlandoil.net) or 701-255-1416).

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

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**CREDITS**

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