

**THE WILDCATTER**
MICHAEL LATE BENEDUM CHAPTER
AMERICAN ASSOCIATION OF PROFESSIONAL LANDMEN



INSIDE THE ISSUE:

Fall Clay Shoot, Half Day Seminar, and Charity Golf Outing



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LETTER FROM THE PRESIDENT

MLBC PRESIDENT, JOHN CATSONIS



A Few Good [Land] Men

Have you ever spoken with someone outside of the oil and gas industry and been asked what you do in your line of work? I'm sure you have. Sometimes, it is difficult to capture the exact wording to answer this question. Every landman or attorney may have their own unique answer.

What is a Landman?

The American Association of Professional Landmen (AAPL) defines a landman as: the public facing side of an oil, gas, mineral or other energy sources exploration and production team who interacts and negotiates directly with landowners to acquire leases for the exploration and development of minerals or other energy sources.

There are various types of landmen ranging from in-house (company) landmen to independent field landmen and independent land consultants.

This is a good definition; it is concise and provides a general description of what a landman does in his or her role.

As members of the MLBC, the AAPL, and as professionals in the energy industry, we know what we do. And it is important (emphasis added), even if we sometimes struggle to explain it to someone outside the energy industry.

While we may not need reminding, it's still important to recognize that the work we do is much larger than signing a deal, clearing title, or completing a title opinion/curative requirement. The United States is one of a few countries where individuals own mineral rights beneath the surface estate and landmen understand this. We respect this. We work to determine this, pursue this, and draft the agreements that formalize this. Our work enables oil and gas companies to produce the gas and oil that heat our homes, generate energy that is converted to electricity, supply oil that is used in nearly every manufacturing process, and produce the fuels that are refined to power our internal combustion engines.

Whatever it is a Landman does, it is important.

We are not performing brain surgery or mathematical modeling, but what a landman does (whatever that is), is important. The language of a contract, lease, or any land agreement should be respected, understood, and carefully analyzed. Words matter, and property rights matter.

I say this because I have done a fair amount of work in Ohio throughout my career, and I've often reflected on the history of Ohio's legislative and regulatory landscape, particularly considering past court decisions, and how these developments have highlighted and reinforced the importance of a skilled landman when developing minerals in Ohio.

(Continued)

LETTER FROM THE PRESIDENT

MLBC PRESIDENT, JOHN CATSONIS

Ohio Supreme Court got it right.

Let's turn back the clock for a moment. In 2016, the Supreme Court of Ohio made a pivotal ruling in the certified question in *Corban v. Chesapeake Exploration, LLC, et al.*, No. 2014-0804, Slip Op. No. 2016-Ohio-5796. The Ohio Supreme Court made the right decision. It upheld the rights of mineral owners and reinforced the value of the work that skilled landmen provide.

A little backstory.

This is my non-attorney (landman) summary: Ohio's Dormant Mineral Act (DMA) establishes the legal process by which a surface owner can declare mineral rights (excluding coal) abandoned and reunite the mineral and surface estates; effectively abandoning the minerals, unless a savings event has occurred within the preceding 20 years. The Ohio Revised Code (5301.56) outlines what qualifies as a savings event, which generally includes a title transaction involving the minerals, such as an oil and gas lease, a conveyance by deed, or actual production of the minerals, among others.

The Ohio Dormant Mineral Act was originally enacted in 1989 and amended in 2006. The 1989 version provided the ability for surface owners to abandon minerals if certain conditions were met, but it did not specify any notice requirements to inform the mineral owner of their lack of use and impending abandonment.

The 2006 amendment to the DMA revised the 1989 Act by adding a notice requirement, and formalized the associated timelines, which ultimately clarified the process of abandoning mineral interests via the DMA.

Prior to 2016, there were varying interpretations of the Dormant Mineral Act. One of the key issues stemming from the 1989 DMA was the concept of "self-executing abandonment" of minerals. Landowners throughout eastern Ohio claimed that if there had been 20 years of inactivity in their chain of title, with no associated "savings event" for the mineral estate, the minerals beneath the property were subject to self-executing abandonment and reunited with the surface estate by operation of law under the 1989 DMA.

According to Jeffery Ubersax, an Attorney with Jones Day, "*Although there was some division in the trial courts, all three appellate districts (the Fifth, Seventh, and Eleventh) that addressed these issues agreed with the landowners, concluding that the 1989 Act was self-executing and provided for automatic vesting*" (Ubersax 2016). At that time in Ohio, prior to the *Corban* decision, this was the prevailing interpretation. I remember thinking this was akin to a title wash.

I vividly recall how title opinions produced before the *Corban* decision outlined mineral ownership under conflicting interpretations. For instance, a title opinion might detail ownership under two scenarios: (a) if minerals were subject to self-executing abandonment under the 1989 Act, or, (b) if minerals were not subject to self-executing abandonment per the 2006 Act. It was a bit messy. Hello, protection lease!

The Ohio Channel.

In 2016, several cases related to the DMA were being heard by the Supreme Court of Ohio. One neat feature about the Ohio courts is that the Supreme Court has a website known as the Ohio Channel, where a viewer may watch oral arguments heard before the court. As an oil and gas enthusiast, I enjoyed discussing the legalities of self-executing mineral abandonment with colleagues and regularly watched the DMA and mineral-related cases heard by the Supreme Court.

(Continued)

LETTER FROM THE PRESIDENT

MLBC PRESIDENT, JOHN CATSONIS

In addition, it is my belief that landmen and mineral owners were fortunate to have extremely talented litigating attorneys advocating for the integrity of mineral owners and their property rights. I strongly believe that these attorneys not only helped protect the property rights of mineral owners, but also safeguarded the skilled work landmen provide, forever shaping the environment we have today in Ohio's mineral development landscape.

The Decision. *Corban vs. Chesapeake.*

In short, in a landmark decision, the Supreme Court of Ohio ruled in favor of the mineral estate owners, reversing the decision of the appellate courts. The Ohio Supreme Court held that the 1989 Act was not self-executing, and minerals were not automatically abandoned and reunited with the surface estate by operation of law. A win for mineral owners—and landmen!

The 2016 decision by the Supreme Court of Ohio, led by Chief Justice Maureen O'Connor in *Corban vs. Chesapeake*, not only upheld property rights and mineral ownership but also established an environment in Ohio that necessitates a competent, knowledgeable land team for any project. The *Corban* decision made it more time-consuming to produce an abstract, more costly to secure all necessary leases from fractional mineral owners, and ultimately made it more difficult to prepare a unit for development. But that's okay—mineral development shouldn't be quick and easy; it should be done correctly and thoroughly, because property rights matter, and while figuring it out may be difficult, a landman is there to help.

Alternatively, can you imagine what it would have been like if the Ohio Supreme Court had ruled that the 1989 DMA was self-executing, causing minerals to be automatically abandoned? It would have created a simplified leasing environment where operators, non-operators, and speculators could acquire leases from surface owners with little to no prior research, and most of the leases would clear title.

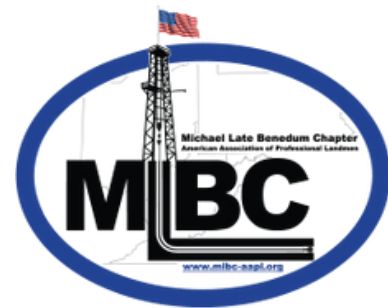
The work a landman does is important. Landmen do not need the help of self-executing abandonment to simplify the process of acquiring our necessary leaseholds. The exploration and production company just needs competent and knowledgeable landmen. We (landmen) can locate the severance, chain-out the heirs, review last will and testaments, read the rest and residue clauses, locate the devisee, negotiate a lease, and prepare all necessary title curative requirements. This is what a landmen does.

Fortunately, the Ohio Supreme Court made the correct decision in *Corban*. Historical severances were respected, and the interests of mineral owners were upheld. With the *Corban* decision, the Ohio Supreme Court not only protected the property rights of mineral owners in Ohio but also underscored the need for quality landmen. If your company is seeking to secure acreage in the Buckeye State, all you need are a few good [land] men.

REFERENCES

Ubersax, Jeffery D. 2016. *Jones Day- Commentary Ohio Supreme Court Decision Clarifies Mineral Rights in Utica and Marcellus Shale Plays*. October 1. Accessed September 20, 2024. https://www.jonesday.com/-/media/files/publications/2016/10/ohio-supreme-court-decision-clarifies-mineral-righ/files/ohio-supreme-court-decision-clarifies/fileattachment/ohio-supreme-court-decision-clarifies.pdf?rev=683ab78a464d40569be7d5358090b14c&sc_lan.

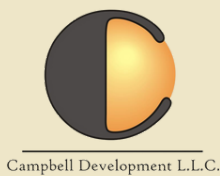
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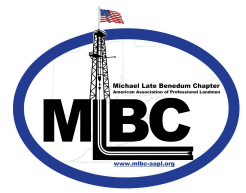
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For more information or to purchase a Corporate Sponsor package or advertise in the The Wildcatter, please contact Abby Veigel @ abbyveigel@mlbc-aapl.org. Please contact John Catsonis at jcatsonis@apexlandcorp.com for dinner meeting sponsorships.

THE RIVER VIEW ROOFTOP MEMBERSHIP EVENT

A HOT but good time was had by all at the River View roof top bar in Morgantown, WV. The crowd was a good mix of current and perspective members and the view was beautiful. A big thank you to our sponsors who made the night possible, Steptoe & Johnson, PLLC and Western Land Services.



LEGISLATIVE & REGULATORY UPDATE

By Nikolas Tysiak, Legislative and Regulatory Chairman



All the cases of interest this time around are from Ohio's 7th Circuit Court of appeals. Only a couple directly involve the Marketable Title Act and Dormant Mineral Act, so more to digest this time

Hogue v. PP&G Oil Company, LLC, 2024-Ohio-2938 (7th Dist.), involved a dispute arising from operations under different depths associated with a single oil and gas lease following a leasehold depth severance. PP&G held 4 traditional, vertical oil and gas wells in Monroe County. PP&G assigned a 2.5% working interest in the wells and 20-acre squares around the units to the Hogues in 2007, "from the surface to the bottom of the deepest producing geological formation." The wells bottomed out around 2,500 feet. In 2011, PP&G subleased various of its lands, including the lands affected by the above wells, to HG Energy LLC as to depths from the top of the Clinton formation to the basement. The sublease was later amended to exclude the land around certain wells, and eventually became vested in Gulfport Appalachia LLC. The Hogues allege that the assignment of working interests to them do not contain express depth restrictions, that they held rights to the land itself surrounding the several wells, and that the sublease of the deep rights under the lands therefore violated the Hogues' property rights. The 7th District Court found that, at the time of the assignment to the Hogues, there was an inherent depth limitation to unitized vertical wells under Ohio law of 4000 feet. Consequently, the Hogues received no rights deeper than 4000 feet and had no inherent interest in any depths or wells subleased to Gulfport. The appeals court remanded the suit to the trial court for further proceedings accordingly.

Henderson v. Stalder, 2024-Ohio-3037 (7th Dist.). This is a case involving the Dormant Mineral Act ("DMA"). Specifically, the Henderson heirs, successors to the last known mineral owner before abandonment proceedings by the surface-owning Stalders, claimed that the Stalders search for the purposes of providing notice of the Henderson heirs rights to preserve, were insufficient. The Hendersons claim that key records were locatable via the internet at the time the surface owners' title examiner undertook its search and should have utilized such records to perform additional research to locate the Henderson heirs. The Appeals Court disagreed with this argument, finding that notice by publication was the appropriate course of action in this instance. However, the Appeals Court also determined that the publication notice requirements under the DMA require reference to the name of a last known holder. Because the Stalders notice by publication did not include such a reference, the abandonment was not completed, and the court sustained the complaint of error by the Hendersons. As a natural outgrowth of this determination, the Appeals Court found that claims under the Marketable Title Act by the Hendersons that were avoided by the trial court now had to be subjected to trial, and so remanded the case accordingly.

Cardinal Minerals, LLC v. Miller, 2024-Ohio-3121 (7th Dist.). This case is directly connected to a similar case from earlier this year, addressed in the last update, but covers different lands owned or claimed by the same parties. Cardinal Minerals LLC brought suit claiming that a severed mineral interest had been preserved in contradiction to a Dormant Mineral Act claim by the surface owners, the Millers. Cardinal Minerals purchased the severed mineral interests from the Pfalzgrafs, heirs of the original severing parties, and claimed that the DMA action of the surface owners was improper for failing to serve notice on the Pfalzgraf heirs.

Continued

LEGISLATIVE & REGULATORY UPDATE

By Nikolas Tysiak, Legislative and Regulatory Chairman



The Court of Appeals sidestepped the claim of Cardinal Minerals that the notice requirement under the Dormant Mineral Act was not properly adhered to, instead determining that Cardinal Minerals unlawfully “purchased a lawsuit” under the Doctrine of Champerty (Champerty being defined as “assistance to a litigant by a nonparty, where the nonparty undertakes to further a party’s interest in a suit in exchange for a part of the litigated matter if a favorable result ensues . . .”). The court further stated that the assignment of rights to a lawsuit is void as champerty. For these reasons, Cardinal Minerals’ claims were denied; the Court of Appeals effectively ignored the question of whether the surface owners followed the Dormant Mineral Act requirements by providing notice to the known successors to a reserving title interest holder pursuant to wills and intestate succession. It appears that the 7th District is, once again, doubling down on reasons to validate DMA procedures of questionable value, so it is suspected that additional appeals will follow.

Myers v. Vandermark, 2024-Ohio-3205 (7th Dist.). Another Marketable Title Act case was decided in the 7th Circuit (MTA). Myers owns surface rights to a tract of land in Harrison County, Vandermark is the current holder of severed oil and gas rights under the same. Myes claimed that root of title was a deed dated November 19, 1953, and that for the 40-year period following root of title there was nothing that preserved Vandermark’s severed oil and gas interest, resulting in the same extinguishing to the benefit of Myers on November 18, 1993. According to representations by both parties, the same land and interests had been subject to a lawsuit determining that Myers had somehow failed to properly claim ownership of the minerals at issue through the Dormant Mineral Act (DMA) per a prior court order from 2017. In the prior case, Vandermark claimed ownership had been settled and the instant suit was barred under *res judicata*, and his title had been quieted, while Myers claimed that the prior suit had no bearing on the current, as the MTA issues had not been the subject of litigation. The doctrine of *res judicata* is broadly the concept that, once an issue has been determined by a court order, the same issue cannot be the subject of another suit based on the same facts. The trial court agreed with Vandermark and found that the new attack on Vandermark’s property interest was “without standing and lacks merit.” The Appeals court found the trial court’s determination to be erroneous – Myers had standing because he was a party with an interest or claim in the land at issue, so he had a real interest in the outcome of the case. The Appeals Court also found that *res judicata* MAY apply, but that such a determination had been made prematurely. It should have been done through a motion for summary judgment because it required information not then of the record. Instead, the case had been dismissed pursuant to a motion to dismiss, which is generally reserved for situations where, taking all the parties’ allegations as true, there is no actual issue to be resolved. The Appeals court remanded the case back to trial for further determinations along these lines.

EAP Ohio, LLC v. Sunnydale Farms LLC, 2024-Ohio-4522 (7th Dist.). Landowners brought suit against EAP Ohio, LLC, current leaseholder and operator of wells affecting the lands at issue, for improperly deducting costs from royalty payments. The trial court had made several determinations and then issued a summary judgment in favor of EAP, effectively allowing the deductions. The landowners appealed, making various arguments, including that deductions for trucking and fuel (related to trucking) were not specifically referenced in the lease as acceptable deductions, which only mentioned “compression, transportation, gathering, and dehydrating” as deductible costs. The Appeals Court determined that the trial court had improperly made factual determinations in its summary judgment order, which is supposed to include a decision based solely on issues of law, not issues of fact. The Appeals Court stated that the language at issue was ambiguous as to its meaning, requiring interpretation and possible reliance on extrinsic evidence as to the parties’ intent.

Continued

LEGISLATIVE & REGULATORY UPDATE

By Nikolas Tysiak, Legislative and Regulatory Chairman



The Appeals Court further stated that, EAP Ohio LLC should not be allowed to rely on “custom and usage” as extrinsic evidence for its interpretation of the lease because “custom and usage” only applies within a trade or industry. Because the landowners were not part of the oil and gas trade or industry, custom and usage was not an appropriate type of extrinsic evidence to use for interpreting the lease. Additionally, the Appeals Court found that EAP should not be allowed to rely on statutory definitions as extrinsic evidence of the lease meaning because Ohio law has different definitions for seemingly similar concepts, which are context dependent. As such, reliance by the trial court for the definition of “gathering” or “transportation” found in a pipeline statutes was inappropriate in the context of an oil and gas lease interpretation issue. Overall, the Appeals Court reversed the summary judgment in favor of EAP and remanded the case to the trial court.

As always, let us know if you have any comments, concerns or suggestions.

Nik Tysiak
Chair – Legislative and Regulatory Committee
MLBC

2024 VETERANS CHARITY CLAY SHOOT

THURSDAY, OCTOBER 10, 2024

181 HUNTING HILLS RD, DILLINER, PA 15327

9:00 AM CHECK-IN | 10:00 AM START

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In Memoriam

**Herbert
William Smith**

1946 - 2024



Herbert W. Smith passed away peacefully with his family at his side at St. Vincent hospital in Erie, Pennsylvania on Sunday September 8th.

Born on June 30th, 1946, at the "Stork's Nest" in Tucson, Arizona. Herb was the son of Herbert W. Smith II and Pearl Dine-Smith. Herb served three years in the Army, was stationed in West Berlin and was a member of the special Honor Guard that greeted all foreign dignitaries coming into Berlin. He also served in the Infantry in the fire direction center from 1967 to 1969. Herb spent 56 years as a real estate and oil and gas title searcher which he loved. He owned and operated his own company, (Abstracts & Titles Unltd, Inc.) for 40 years, working until one week before he passed away. Herb was a head hockey coach at Gateway and Plum high schools and was an assistant coach on the 1993 Pennsylvania State Championship team at Greensburg Central Catholic. He taught and coached at all age groups. Herb was a huge college hockey fan, especially the North Dakota Fighting Sioux. He also enjoyed watching and sharing his "opinions" about the Buffalo Sabres and Bills. He was an avid golfer, collected several types of memorabilia, enjoyed nature, visiting several state and national parks as well as the State of Alaska with his wife for their 50th wedding anniversary.

Herb is survived by his wife, of 56 years Kathleen (Rosage) Smith of Mayville, NY; his daughter and son; Danielle (Smith) Reuther of Mayville; Derek Smith and his wife Amy of Dormont PA; three grandchildren; Isabella Reuther, Courtney and Natalie Smith. He is also survived by twelve nieces and nephews. He was predeceased by his father, mother and his two brothers, Dale and Lee Blakeslee.

The family would like to extend special thanks to the ICU doctors and nurses at St. Vincent's hospital in Erie; the ambulance services of Mayville/Hartfield as well as Alstar Medical transport; as well as the doctors and nurses at Cleveland Clinic in Cleveland, OH. In lieu of flowers, please donate to any of the previously mentioned ambulance services. Family and friends will be received from 11am to 2pm, Saturday September 28th at Freay Funeral Home, 139 S. Erie St, Mayville, NY. A brief service will be held at the conclusion of the viewing hours, including military honors. Anyone attending is encouraged to wear their favorite hockey jersey if they would like. Friends and family are welcome to gather afterwards at the American Legion Post 493, across the street.

To leave a remembrance or to post condolences to the family, please visit
freayfuneralhome.com



August

EDUCATIONAL LUNCHEON



Dustin Emenhiser with Rally Point Resources provided a great presentation on Renewable Energy Leasing last Thursday at Southpointe Golf Club. A big thank you to our sponsor, Cassidy, Anderson and Kane. Our next educational opportunity will be a unique one so stay tuned for details.

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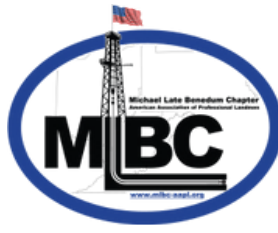


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Member Spotlight: Tyler Compston



Tell us a little about yourself.

I grew up in Southern West Virginia. I wanted to get into the energy industry and discovered the land profession while researching the industry. It seemed like an adventurous career so my wife and I moved to Morgantown so I could pursue the ELM degree at WVU. I did not know any landmen and my family and friends had no idea what a landman was, so it was certainly a leap. After a project ended at the end of 2020, I decided I wanted to go back to school, so I applied to law school at WVU. I graduated in May and just passed the bar. I'm now at Georgetown in Washington DC pursuing a Master of Laws degree.

When I don't have my head in a textbook, I like to golf, watch WVU sports, ride (and sometimes race) dirt bikes, and snowboard.

Who are you currently employed or contracted with?

I'm currently contracted with Dudley. I've been with them since early 2022.

How long have you worked in the oil and gas industry? And what states do you have experience? And tell us about any other land organization you belong.

I have worked in the oil and gas industry since May 2017. I have experience in West Virginia, Ohio, and Pennsylvania.

Tell us about your first position in the industry.

I had a short stint on a due diligence project in West Virginia, but quickly moved to a surface project in Ohio where I spent about 2 years buying surface use easements, and siting temporary water lines and water storage tanks for fracking. I had so much fun on that project. I got to be in the field weekly, hiking farms and going to township meetings. The landowners were good to work with and I had awesome coworkers, so it was a good deal all the way through.

What areas of the industry do you have experience in?

Title opinions, surface and mineral title, curative title, coal mine subsidence restoration, road use maintenance agreements, well plugging agreements, power transmission easements, and renewable leases.

Do you have a mentor in the industry? Can you provide details?

I feel like I've been mentored in one way or another by everyone I've met through the MLBC. Shawn Grushecky and Stefanie Hines at WVU helped me get started when I graduated the ELM program. I've known Rob Greiner and Danny Cooper since the beginning, and they've helped me look for new projects when the time came. Same with Kevin Pierson. Joel Thomas and Clint Brister were the project managers on my first long-term project, and really helped me find my footing as a landman. I met Natalie Jefferis through a different organization, but as a professor and lawyer has helped me navigate the legal world.

How long have you been a member of the MLBC. Do you currently have any certifications through the AAPL?

I started as a student member of the MLBC in the fall of 2017. After graduating the ELM program I remained a member of the MLBC and AAPL and got the RL certification, but let it go when I started law school. Too many irons in the fire.

What benefits have you found as a member of the MLBC? What are your favorite aspects?

I love meeting new people and learning about what is currently going on in the industry, both of which I get through the MLBC. The events are always a great time, and it's a great way to stay connected with both current and former coworkers. Since a lot of the work is remote, you may talk to someone for 6 months and never meet them in person until an event.

Do you serve the MLBC, AAPL, or any other organizations in an executive capacity and/or serve as a committee chair? Are you a member of any committees?

I'm on the scholarship committee here with the MLBC, and I'm on the law school outreach committee and young professionals committee for the Energy and Mineral Law Foundation.

WVU EELM PROGRAM UPDATE



By: Shawn Grushecky, Program Coordinator and Assistant Professor of Energy Land Management

Environmental, Energy, and Land Management Program: Engaging Students with Industry

Our Environmental, Energy, and Land Management program, created by merging the Environmental Resource Management and Energy Land Management majors, now has over 100 students. This new program is designed to prepare students for careers in energy, environmental management, and land development.

Recent Events: Industry Connections

We've had a busy few months connecting students with industry professionals. Hilcorp recently visited campus for a "Lunch and Learn" event, where students learned about the company and had a chance to ask questions. Hilcorp also joined our professional development class, wrapping up the visit by interviewing students for future opportunities.

We also welcomed the International Right of Way Association to campus. They introduced students to their organization, talked about scholarships, and encouraged students to attend upcoming meetings for networking and development.

Looking forward, the Michael Late Benedum Chapter (MLBC) of the AAPL will be visiting our campus during our next student association meeting to continue building relationships with our students.

13th Annual MLBC Golf Tournament

On **August 30th**, we attended the **13th Annual MLBC Fall Golf Tournament** at the Southpointe Golf Club, with proceeds supporting the **WVU Children's Hospital**. Thanks to **Wrangler Land Services** for sponsoring the WVU ELM student team. And apologies to the golfers stuck behind our student team—now they know what a scramble is!

As our program continues to grow, we're excited to offer more opportunities like these for students to connect with industry leaders and gain real-world experience.

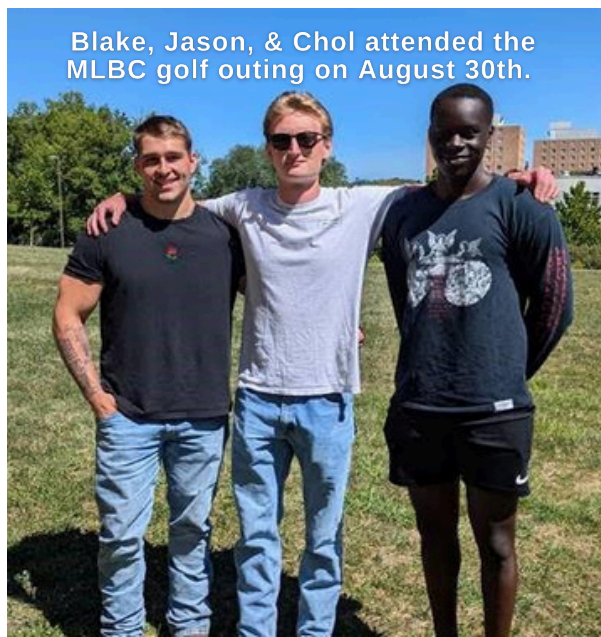
Advisory Board Meeting

We are excited to announce the upcoming WVU Environmental, Energy, and Land Management Advisory Board Meeting on October 18th, 2024, from 11:30 AM to 3:30 PM at the Mountainlair Rhododendron Room. This meeting is a key opportunity for industry professionals to meet with our crew to learn about new updates, discuss strategies, engage with students, and help shape the future of our program. If you are interested in attending or would like more information, please contact Stefanie Hines (stefanie.hines@mail.wvu.edu). We look forward to your participation!

Internship Presentations – Please Join US!

As part of our commitment to preparing students for the workforce, our Professional Development course offers students the chance to present their summer internship experiences. These presentations will take place on Mondays and Wednesdays from 11:00 AM to 11:45 AM, starting Monday, September 30th and ending Wednesday, October 16th.

We've partnered with Aaron Yost at Percheron to put together a list of potential participants, but we're always looking for more professionals to join us during these presentations. If you're interested in attending via Zoom to interact with our students, please send an email to Shawn Grushecky at sgrushec@wvu.edu.



Blake, Jason, & Chol attended the MLBC golf outing on August 30th.



ELM students enjoying lunch with HilCorp.



SAVE THE DATE

MLBC Seminar

and

Holiday Happy Hour

DEC

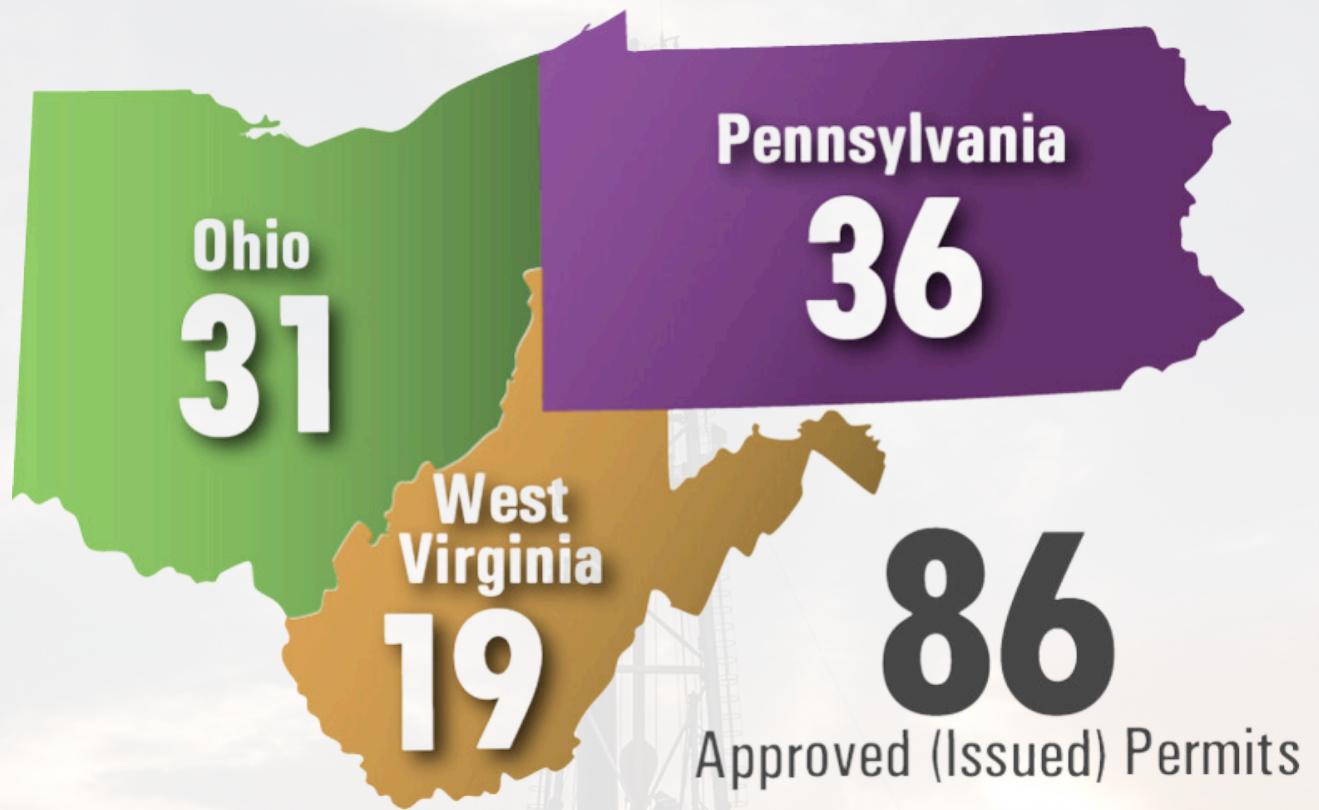
5TH

1:30PM

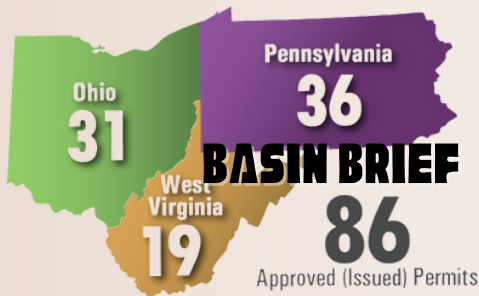
JOIN US FOR A HALF DAY SEMINAR
FOLLOWED BY A HOLIDAY HAPPY HOUR
AT SOUTHPOINTE GOLF CLUB

REGISTRATION AND EARLY BIRD
• PRICING WILL BE AVAILABLE ON
OCTOBER 1ST. EARLY BIRD PRICING
WILL END ON OCT 31ST

BASIN BRIEF



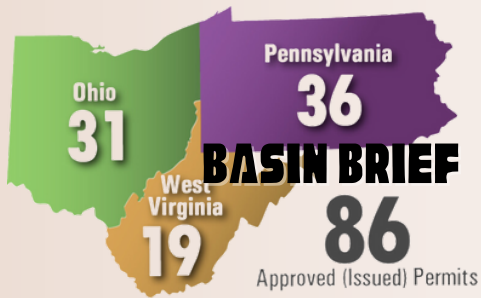
BASIN ACTIVITY INFORMATION PROVIDED BY AYERS PETROLEUM CONSULTING AND IS CURRENT OF SEPTEMBER 2024.



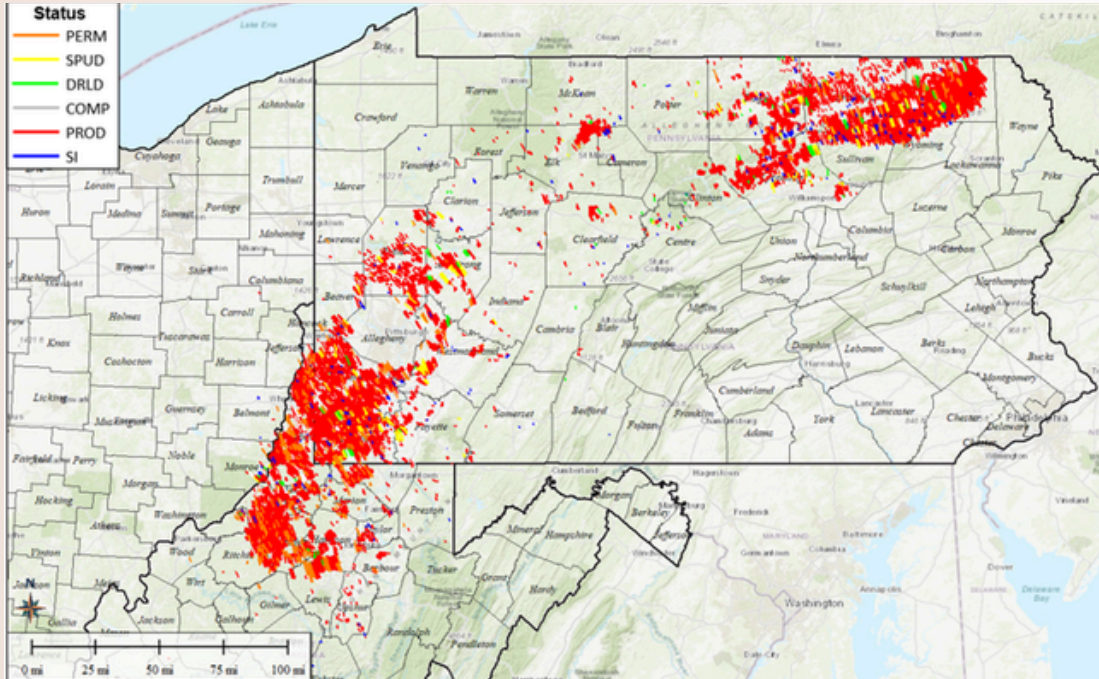
PERMIT DETAILS

NO.	API	COUNTY	OPERATOR	PERMIT DATE	RESERVOIR
1	34-059-24673-0000	Guernsey	INR Operating	08/02/2024	Utica
2	34-059-24674-0000	Guernsey	INR Operating	08/02/2024	Utica
3	34-081-21014-0000	Jefferson	Ascent	08/05/2024	Utica
4	34-081-21016-0000	Jefferson	Ascent	08/05/2024	Utica
5	34-081-21017-0000	Jefferson	Ascent	08/05/2024	Utica
6	34-059-24678-0000	Guernsey	Encino	08/08/2024	Utica
7	34-081-21018-0000	Jefferson	Ascent	08/09/2024	Utica
8	34-059-24688-0000	Guernsey	Ascent	08/13/2024	Utica
9	34-059-24689-0000	Guernsey	Ascent	08/13/2024	Utica
10	34-111-25006-0000	Monroe	SWN	08/13/2024	Marcellus
11	34-111-25007-0000	Monroe	SWN	08/13/2024	Marcellus
12	34-111-25008-0000	Monroe	SWN	08/13/2024	Marcellus
13	34-059-24672-0000	Guernsey	Encino	08/20/2024	Utica
14	34-059-24690-0000	Guernsey	Ascent	08/21/2024	Utica
15	34-059-24691-0000	Guernsey	Ascent	08/21/2024	Utica
16	34-121-24681-0000	Noble	Ascent	08/22/2024	Utica
17	34-121-24682-0000	Noble	Ascent	08/22/2024	Utica
18	34-121-24683-0000	Noble	Ascent	08/22/2024	Utica
19	34-059-24677-0000	Guernsey	Encino	08/23/2024	Utica
20	34-059-24681-0000	Guernsey	Encino	08/23/2024	Utica
21	34-059-24683-0000	Guernsey	Encino	08/23/2024	Utica
22	34-067-21804-0000	Harrison	Encino	08/23/2024	Utica
23	34-067-21805-0000	Harrison	Encino	08/23/2024	Utica
24	34-067-21806-0000	Harrison	Encino	08/23/2024	Utica
25	34-067-21807-0000	Harrison	Encino	08/23/2024	Utica
26	34-059-24669-0000	Guernsey	Encino	08/26/2024	Utica
27	34-059-24670-0000	Guernsey	Encino	08/26/2024	Utica
28	34-059-24671-0000	Guernsey	Encino	08/26/2024	Utica
29	34-059-24675-0000	Guernsey	Encino	08/26/2024	Utica
30	34-059-24676-0000	Guernsey	Encino	08/26/2024	Utica
31	34-019-22891-0000	Carroll	EOG Resources	08/29/2024	Utica
32	37-059-28401	Greene	Rice	08/07/2024	Marcellus
33	37-059-28404	Greene	EQT	08/07/2024	Marcellus
34	37-125-29153	Washington	EQT	08/07/2024	Marcellus
35	37-125-29154	Washington	EQT	08/07/2024	Marcellus

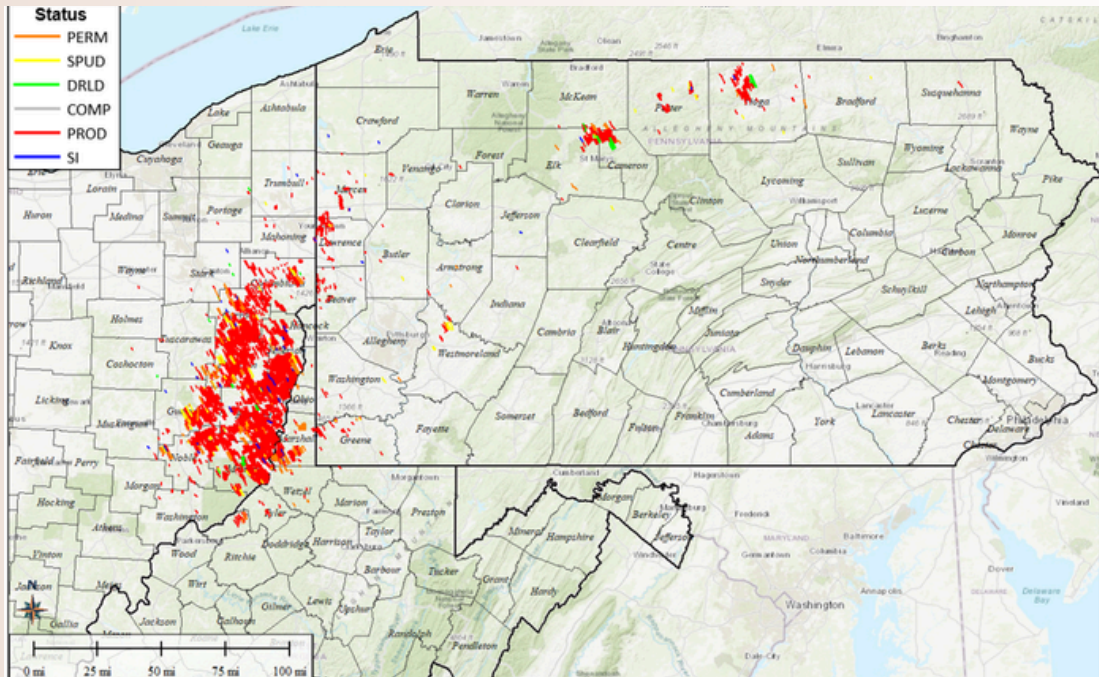
36	37-125-29155	Washington	EQT	08/07/2024	Marcellus
37	37-125-29156	Washington	EQT	08/07/2024	Marcellus
38	37-125-29157	Washington	EQT	08/07/2024	Marcellus
39	37-125-29158	Washington	EQT	08/07/2024	Marcellus
40	37-125-29159	Washington	EQT	08/07/2024	Marcellus
41	37-007-20663	Beaver	Range Resources	08/08/2024	Marcellus
42	37-007-20664	Beaver	Range Resources	08/09/2024	Marcellus
43	37-059-28410	Greene	EQT	08/09/2024	Marcellus
44	37-059-28411	Greene	EQT	08/09/2024	Marcellus
45	37-059-28412	Greene	EQT	08/09/2024	Marcellus
46	37-059-28413	Greene	EQT	08/09/2024	Marcellus
47	37-059-28414	Greene	EQT	08/09/2024	Marcellus
48	37-059-28415	Greene	EQT	08/09/2024	Marcellus
49	37-059-28416	Greene	EQT	08/09/2024	Marcellus
50	37-059-28417	Greene	EQT	08/09/2024	Marcellus
51	37-015-23940	Bradford	Chesapeake	08/20/2024	Marcellus
52	37-015-23941	Bradford	Chesapeake	08/20/2024	Marcellus
53	37-015-23942	Bradford	Chesapeake	08/20/2024	Marcellus
54	37-015-23943	Bradford	Chesapeake	08/20/2024	Marcellus
55	37-015-23944	Bradford	Chesapeake	08/20/2024	Marcellus
56	37-015-23945	Bradford	Chesapeake	08/20/2024	Marcellus
57	37-129-29269	Westmoreland	CNX	08/20/2024	Utica
58	37-129-29270	Westmoreland	CNX	08/21/2024	Utica
59	37-019-22962	Butler	Pennenergy	08/22/2024	Marcellus
60	37-059-28405	Greene	Rice	08/26/2024	Marcellus
61	37-059-28406	Greene	Rice	08/26/2024	Marcellus
62	37-059-28407	Greene	Rice	08/26/2024	Marcellus
63	37-059-28408	Greene	Rice	08/26/2024	Marcellus
64	37-081-22005	Lycoming	Seneca	08/28/2024	Marcellus
65	37-081-22006	Lycoming	Seneca	08/29/2024	Marcellus
66	37-081-22007	Lycoming	Seneca	08/29/2024	Marcellus
67	37-081-22008	Lycoming	Seneca	08/29/2024	Marcellus
68	47-049-02553	Marion	EQT	08/05/2024	Marcellus
69	47-049-02554	Marion	EQT	08/05/2024	Marcellus
70	47-049-02555	Marion	EQT	08/05/2024	Marcellus
71	47-049-02556	Marion	EQT	08/05/2024	Marcellus
72	47-049-02557	Marion	EQT	08/05/2024	Marcellus
73	47-049-02558	Marion	EQT	08/05/2024	Marcellus
74	47-049-02559	Marion	EQT	08/05/2024	Marcellus
75	47-049-02560	Marion	EQT	08/05/2024	Marcellus
76	47-069-00370	Ohio	SWN	08/05/2024	Marcellus
77	47-033-06039	Harrison	Arsenal	08/12/2024	Marcellus
78	47-033-06040	Harrison	Arsenal	08/12/2024	Marcellus
79	47-061-01960	Monongalia	Northeast Natural	08/19/2024	Marcellus
80	47-061-01961	Monongalia	Northeast Natural	08/19/2024	Marcellus
81	47-061-01962	Monongalia	Northeast Natural	08/19/2024	Marcellus
82	47-061-01963	Monongalia	Northeast Natural	08/19/2024	Marcellus
83	47-061-01964	Monongalia	Northeast Natural	08/19/2024	Marcellus
84	47-069-00371	Ohio	SWN	08/26/2024	Marcellus
85	47-103-03675	Wetzel	Antero	08/29/2024	Marcellus
86	47-103-03677	Wetzel	Antero	08/29/2024	Marcellus

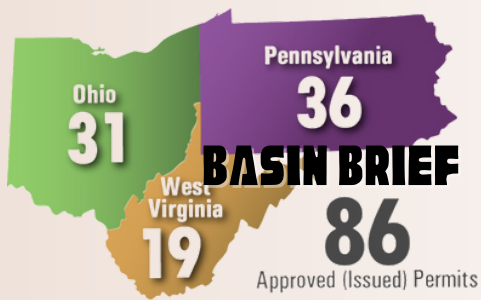


MARCELLUS WELLS BY STATUS



UTICA WELLS BY STATUS





PERMITTING SUMMARY BY STATE

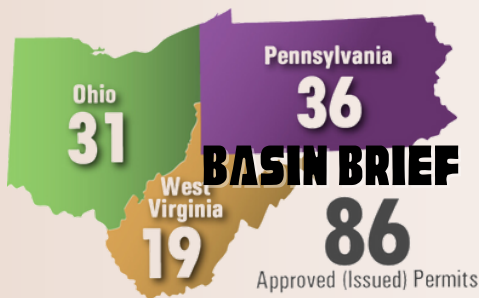
STATE	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
OH	23	17	6	21	31	22	32	31	-	-	-	-
PA	56	38	29	34	35	37	44	36	-	-	-	-
WV	58	28	9	10	12	12	11	19	-	-	-	-
TOTAL	137	83	44	65	78	71	87	86	-	-	-	-

PERMITTING SUMMARY BY OPERATOR

OPERATOR	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL
EQT	54	19	7	6	15	2	6	24	-	-	-	-	133
Encino	4	13	-	12	11	11	21	14	-	-	-	-	86
Chesapeake	3	10	8	6	6	9	6	6	-	-	-	-	54
Range Resources	3	10	6	2	13	2	12	2	-	-	-	-	50
Ascent	11	-	2	3	14	4	-	11	-	-	-	-	45
Antero	9	3	-	3	4	-	9	2	-	-	-	-	30
Seneca	4	4	3	-	-	10	2	4	-	-	-	-	27
Snyder Bros	5	-	1	8	-	-	11	-	-	-	-	-	25
EOG Resources	2	1	4	3	3	-	11	1	-	-	-	-	25
Rice	2	-	2	6	5	2	1	5	-	-	-	-	23
Others (25)	40	23	11	16	7	31	8	17	-	-	-	-	153
TOTAL	137	83	44	65	78	71	87	86	-	-	-	-	651

HORIZONTAL WELLS BY RESERVOIR BY STATUS

RESERVOIR	PERM	SPUD	DRILD	COMP	PROD	SI	TOTAL
Marcellus	1,018	399	186	179	14,854	319	16,955
Utica	256	129	46	70	3,845	42	4,388
Burket	44	17	-	3	281	7	352
TOTAL	1,318	545	232	252	18,980	368	21,695



PRODUCING WELL COUNT BY RESERVOIR

RESERVOIR	OH	PA	WV	TOTAL
Marcellus	37	11,078	3,739	14,854
Utica	3,345	392	108	3,845
Burket	-	248	33	281
TOTAL	3,382	11,718	3,880	18,980

PRODUCING MARCELLUS WELLS

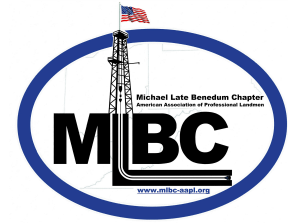
OPERATOR	OH	PA	WV	TOTAL
EQT	-	1,524	931	2,455
Chesapeake	-	1,572	-	1,572
Range Resources	-	1,552	-	1,552
SWN	26	769	658	1,453
Antero	-	-	1,231	1,231
Coterra	-	1,076	-	1,076
Seneca	-	818	-	818
Repsol	-	762	-	762
Rice	5	543	-	548
CNX	1	427	85	513
Others (53)	5	2,035	834	2,874
TOTAL	37	11,078	3,739	14,854

PRODUCING UTICA WELLS

OPERATOR	OH	PA	WV	TOTAL
Encino	1,019	-	-	1,019
Ascent	893	-	-	893
Gulfport	452	-	-	452
Antero	241	-	1	242
SWN	214	1	5	220
Rice	182	1	-	183
Hilcorp	78	97	-	175
Seneca	-	169	-	169
INR Operating	111	-	-	111
EQT	-	8	70	78
Others (18)	155	116	32	303
TOTAL	3,345	392	108	3,845

EDUCATIONAL LUNCHEON

*Ohio Industry
Update*



Speaker
**MIKE
CHADSEY**



The Galley 203 Second St, Marietta, OH

OCT | **24th** | **2024**

Registration begins at 11:30 with lunch served at 12. 1 CE will be available

Join us on October 24th at The Galley in Marietta, OH for a Ohio industry update from Mike Chadsey, Director of External Affairs of the Ohio Oil and Gas Association. The presentation is titled, "**Who is doing what, where and how it's going**" and 1 CE will be available.

REGISTER HERE TODAY



STAY CONNECTED!

Follow us on our social media channels for news & updates!



[@mlbc-aapl](https://www.linkedin.com/company/mlbc-aapl)



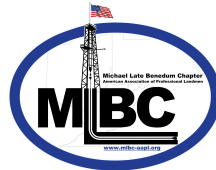
[Michael Late Benedum](https://www.facebook.com/Michael.Late.Benedum)
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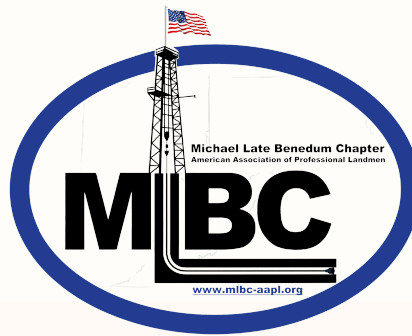


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**Inc. Best
Workplaces**
2024
**Inc. Regionals
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2024

LEARN MORE: WWW.OGLAWYERS/CAREERS



Upcoming Events

OCT
10

Fall Charity Clay
Shoot at Hunting
Hills

DEC
5

Half Day Seminar
and Holiday
Happy Hour at
Southpointe Golf
Club

OCT
24

Educational
Luncheon at The
Galley in
Marietta, OH

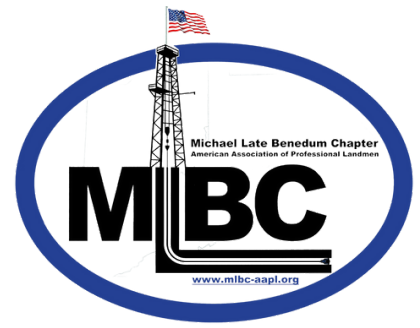
FEB
13

Educational
Luncheon at
Bridgeport
Country Club

www.mlbc-aapl.org

2024 - 2025

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Percheron, LLC
lhag.bowers@percheronllc.com

2023-2024



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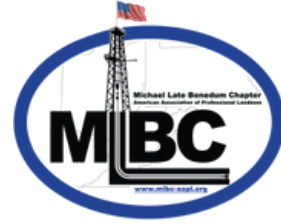


SPRING GOLF:
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JKANE@CASSIDYPC.COM



FALL GOLF:
STEVE CARR
STVECCARR@DUDLEY-LAND.COM

MLBC MEMBERSHIP REPORT OCTOBER 2024



First Name	Last Name	Employer	Member Type	Sponsoring Member
Ben	Gmutza	None provided	Active	Kevin Pierson
John	Waychoff	JCW Media Group LLC	Active	Grant Stetz
Christopher	Colvin	Rye Ridge Resources	Active	Kevin Pierson
Reed	Dixon	Rye Ridge Resources	Active	Kevin Pierson
Casey	Richwine	Steptoe & Johnson, PLLC	Associate	Bridget Furbee
Kathleen	Begley	Steptoe & Johnson, PLLC	Associate	Bill O'Brien
Casey	Kerns	Steptoe & Johnson, PLLC	Associate	Matt White
Owen	Gray	Steptoe & Johnson, PLLC	Active	Matt White
Michael	Paris	HP3 Land Management, Inc.	Active	Randy Littlecott
Brian	Harless	Percheron	Active	Harry Heinbaugh

MEMBERSHIP BY THE NUMBERS

Total Members:	557	Total Active:	355
Active:	325	% Active:	63.73%
Active PP:	30		
Honorary:	10	Associate :	99
		Student:	93

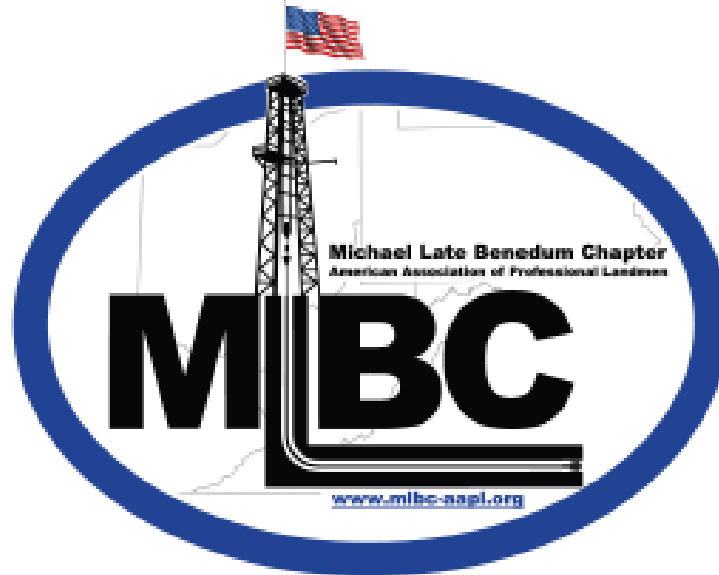
SHOUT OUT!

Congratulations to the following member(s) recently gaining their Certification through the AAPL :

Vince Foresta–RL Certification

New members are approved on a monthly basis. If the need arises to move along membership approval (ex. Ohio Landman Registration), please email Abby Veigel - abbyveigel@mlbc-aapl.org

MEMBERSHIP INFORMATION



The MLBC membership application is located on the website at www.mlbc-aapl.org. Please check your information on the website prior to submitting your renewal. The [MLBC website](http://www.mlbc-aapl.org) has an updated version of the membership listing. Please use this resource if you cannot find yours or others information in the directory. Please report any errors or omissions to Abby Veigel at abbyveigel@mlbc-aapl.org.

Application for membership in the Association shall be subject to the approval by a majority vote of the Executive Committee at a regularly scheduled meeting and shall require the signed approval by the acting President of the Executive Committee, as evidence of the Committee's approval.

Notice of the approved application(s) of all potential Association member(s) shall be printed in the next regularly scheduled publication of the Association. Members shall have the opportunity for a period of thirty (30) days following the publication to object to the potential member's application.