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October 1st

Wednesday Seminar - September 28th

"What's new with the Environmental Protection Agency
and how this affects the Oil and Gas Industry"

Momentum

Education

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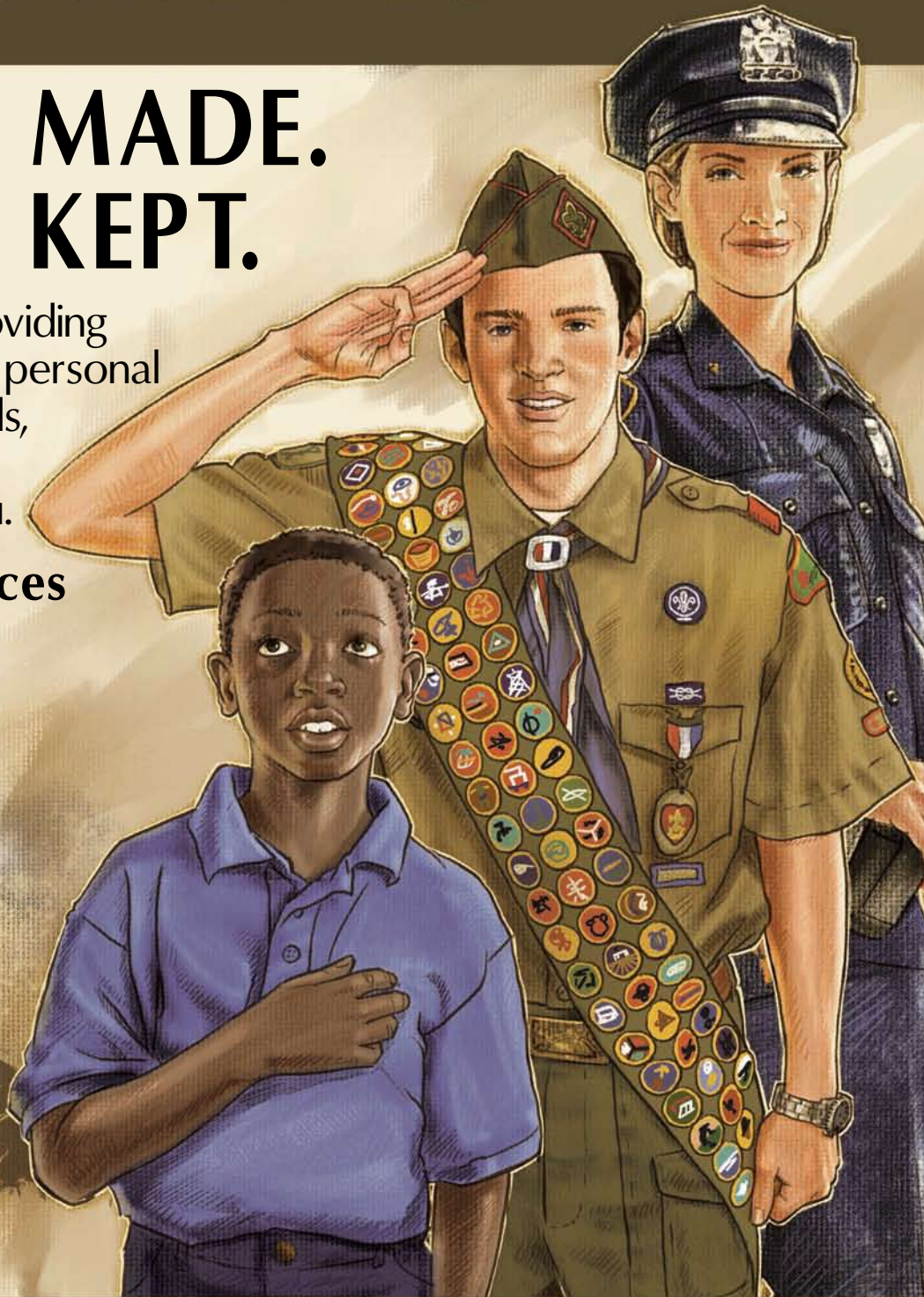
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C O N T E N T S

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NALTA NEWS COMMITTEES

EDITOR

Lisa Ballard
Chesapeake Energy Corporation
Oklahoma City, OK 73118
lisa.ballard@chk.com
405.935.1484

DESIGN & LAYOUT

Debbie Downs
Bellville, Texas
debradowns@att.net

PRINTING & DISTRIBUTION

ConocoPhillips
Bartlesville, Oklahoma

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COVER DESIGN

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National Association of Lease
and Title Analysts
P.O. Box 2605
Houston, TX 77252
www.NALTA.org

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2010-2011 NALTA Officers & Directors

PRESIDENT

Jo Downing Hale, CPLTA, CDOA
Plains Exploration & Production Company
717 Texas Ave. Ste 2100
Houston, TX 77002-2815
jhale@pxp.com

Work: 713-579-6519
Fax: 713-579-6611
Cell: 713-503-4670

FIRST VICE-PRESIDENT

Risa Y. Loudermilk, CPLTA
Anadarko Petroleum Corporation
1099 18th Street, Suite 1800
Denver, Colorado 80202-1918
Risa.Loudermilk@anadarko.com

Work: 720-929-6096
Fax: 720-929-7096
Cell: 281-498-4206

SECOND VICE-PRESIDENT

Lisa Ballard, CPLTA
Chesapeake Energy Corporation
P O Box 18496
Oklahoma City, OK 73154-0496
Lisa.ballard@chk.com

Work: 405-935-1484
Fax: 405-849-1484
Home: 405-790-0408
Cell: 405-863-2642

RECORDING SECRETARY

Terra L. Peterson, CPLTA, CDOA
Anadarko Petroleum Corporation
P O Box 1330
Houston, TX 77251
Terra.peterson@anadarko.com

Work: 832-636-7089
Fax: 832-636-5538
Cell: 281-384-4262

CORRESPONDING SECRETARY

Linda Howerton
Forest Oil Corporation
1100 Louisiana St., Ste 2000
Houston, TX 77002
lshowerton@forestoil.com

Work: 713-830-6881
Fax: 713-830-6950
Home: 281-350-6004
Cell: 713-865-2620

TREASURER

Mae Tsosie, CPLTA
Energen Resources Corporation
2010 Afton Place
Farmington, NM 87401
mae.tsosie@energen.com

Work: 505-324-4164
Fax: 505-326-6112
Cell: 505-486-2165

CERTIFICATION DIRECTOR

Carol S. McKenzie, CPLTA
Chesapeake Energy Corporation
P. O. Box 18496
Oklahoma City, OK 73154-0496
Carol.mckenzie@chk.com

Work: 405-935-7954
Fax: 405-849-7954
Home: 405-485-2704
Cell: 405-496-6379

WEBSITE TECHNOLOGY DIRECTOR

Vickie M. Snyder
XTO Energy Inc.
810 Houston Street
Fort Worth, TX 76102-6298
Vickie_snyder@xtoenergy.com

Work: 817-885-2767
Fax: 817-885-1806
Home: 817-236-6125
Cell: 817-944-9685

DIRECTOR-GABALTA (APPALACHIA)

Erin F. Anderson
Steptoe & Johnson PLLC
P O Box 1588
Charleston, WV 25326-1588
Erin.Anderson@steptoe-johnson.com

Work: 304-353-8145
Fax: 304-933-8763
Cell: 304-545-1633

DIRECTOR – AT-LARGE

Sarah Rix
R & R Enterprises
20389 Holiday Road
Springdale, AR 72764
raneyrix@gmail.com

Cell: 918-758-6091
Fax: None

DIRECTOR – ALTA (HOUSTON)

Lois W. Kidd
Kinder Morgan CO2 Company, LP
500 Dallas St., Ste 1000
Houston, TX 77002
lois_kidd@kindermorgan.com

Work: 713-369-8976
Fax: 713-369-9195
Cell: 281-799-4370

DIRECTOR – DALTA (DENVER)

Marilyn K Clegg, CPLTA
Williams Production RMT Company
1515 Arapahoe St, Tower 3, Ste 1000
Denver, Colorado 80202
Mcleggl58@msn.com

Work: 303-606-4262
Fax: 303-629-8281
Home: 303-423-2675
Cell: 720-933-2845

DIRECTOR – DFW-ALTA (DALLAS-FT WORTH)

Oliver O Price Jr
EnCana Oil & Gas (USA) Inc.
14001 N Dallas Pkwy Ste 1100
Dallas, TX 75240
Oliver.pricejr@encana.com

Work: 214-242-7365
Fax: 214-987-7154
Home: 817-419-9589
Cell: 832-969-1752
BB: 214-674-3161

DIRECTOR-OCAPLTA (OKLA CITY)

Ethel L Long, CPLTA
Chesapeake Energy Corporation
P. O Box 18496
Oklahoma City, OK 73154-0496
ethel.long@chk.com

Work: 405-935-9110
Fax: 405-849-9110
Home: 405-603-6459
Cell: 405-760-6723

DIRECTOR – PALTA (MIDLAND)

Marylyn Gibbs
Concho Resources
550 W Texas Ave, Ste 100
Midland, TX 79701
mgibbs@conchoresources.com

Work: 432-685-4370
Fax: 432-687-8024
Home: 432-682-2162
Cell: 432-556-8522

DIRECTOR – SALTA (SOUTHWEST)

Diane S Wierenga
ConocoPhillips Company
P. O. Box 4289
Farmington, NM 87499-4289
diane.s.wierenga@conocophillips.com

Work: 505-326-9790
Fax: 505-326-9781
Cell: 505-608-1177

DIRECTOR – TALTA (TULSA)

Pam Cabbiness
Williams Exploration & Production Co.
P O Box 3102
Tulsa, OK 74101-3102
Pam.cabbiness@williams.com

Work: 918-573-3162
Fax: 918-573-3231
Home: 918-729-0155
Cell: 918-906-4912

PAST PRESIDENT/BOARD ADVISOR

Jan J. Warren, CPLTA
Petro-Hunt, LLC
1601 Elm Street
Dallas, TX 75201
jwarren@petrohunt.com

Work: 214-880-8435
Fax: 214-880-7171
Home: 972-556-9777
Cell: 214-880-7171

2009-2010 STANDING COMMITTEE CHAIRPERSONS

CONFERENCE SITE CO-CHAIRS

Lois W. Kidd
kiddgloves@earthlink.net
Oliver Price, Jr.
oliver.pricejr@encana.com

Work: 713-369-8976
Fax: 713-369-9195
Work: 214-242-7365
Fax: 214-987-7154

SCHOLARSHIP CO-CHAIRS

Patricia A. Davis, CPLTA
pdavis@petrohawk.com
Connie E. Wilcoxson, RPL
cwilcoxson@dmlp.net

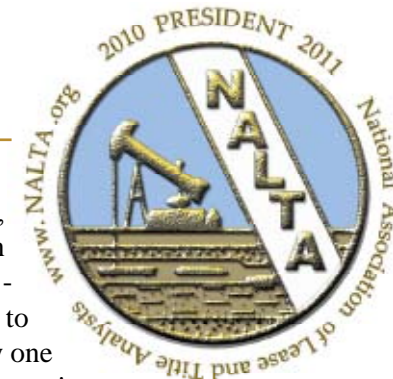
Work: 832-369-2192
Fax: 832-369-2292
Work: 214-559-0300
Fax: 214-559-0301

PUBLIC RELATIONS

Angie Davis Rasberry
angie.rasberry@anadarko.com

Work: 832-636-1607
Fax: 832-636-0440
Cell: 281-799-0125

Letter from the President



As we move into SUMMER our plans for the September Conference FALL into place. In this issue you will be treated to an advanced viewing of the Conference Brochure and lots of information so SPRING into action and make your plans now to be in Dallas September 28 thru October 1st. There will be many interesting speakers, a Saturday educational event with recertification credits for CPLTAs and a golf tournament on Saturday for those looking for some relaxation.

I am very pleased to announce that the NALTA Board in keeping with our pledge to put more into education, has decided to award FOUR two day conference registrations to each local chapter as well as the At Large chapter. Two of the grants are to be awarded to members of NALTA. The two remaining awards are to be given to any person selected by the chapter. This year the Board has also decided to add to each grant, two days hotel registration at the host hotel, Sheraton Downtown Dallas.

We are truly excited about this and hope this will enable more people to attend the conference.

Our BIG news comes to us from Shreveport, Louisiana. They have been working at becoming the 10th Local Chapter of NALTA. Rhonda Vardeman, CPLTA and Sherri Thibodeaux, CPLTA with St Mary Land and Exploration along with Wendy Morgan and Mary Godwin with Goodrich Petroleum Corporation are working with the NALTA Expansion Committee, Katie Williams, Bruce Snyder and the Chairman, Oliver O. Price, Jr. to make this a reality before the end of the year.

At the upcoming Board meeting in Dallas, which is

the first weekend in June, we will be working on the ballot for the 2011-2012 board. I would like to encourage each and every one of you to think about volunteering to run for any one of the positions which make up the Board. If you have an interest and want to know more about the Board positions and duties, please contact me at jhale@pxp.com or Jan Warren at jwarren@petrohunt.com or any of the other Board members listed on the NALTA website.

As always, if you have any questions, suggestions or comments about NALTA, please contact me at jhale@pxp.com.



Respectively Submitted,
Jo Hale, CPLTA, CDOA
2010-2011 NALTA President
jhale@pxp.com

How do sea creatures communicate underwater?
With SHELL phones!

Where do shrimp go if they need money?
To the PRAWN shop!



NALTA PURPOSE

To serve as a national professional organization to represent men and women engaged in lease and title work in the mineral and/or energy industries. To further the education, knowledge, and interest of the Lease and Title Analyst.

To promote more effective public relations and thereby increase communication among industry firms, their associated personnel, and the public with whom the Analyst is involved.

To advance the status and professional recognition of the Lease and Title Analyst within the mineral and/or energy industries.

Volunteers Needed to Serve on the 2011–2012 NALTA Board

NALTA is looking for volunteers with new perspectives and ideas who would like to serve on the upcoming 2011–2012 NALTA Board. The 2010–2011 term has just begun, so why not begin thinking about serving next year to help with the continuous development of NALTA. You will enjoy the personal satisfaction of helping to steer NALTA to greater heights. If your company is unable to pay for your travel expenses to the board meetings, NALTA currently offers some financial assistance. This policy is reviewed

each June as it pertains to the next ensuing board. The board meetings are normally held each year in February, June, (Friday through Saturday) and at the annual NALTA conference on Wednesday.

If you are interested, you can reach me, Jan J. Warren, CPLTA by phone at (214) 880–8435, jwarren@petro-hunt.com, or any current NALTA board member. Brief descriptions of each board position are outlined below for your review.

IMPORTANT DATES TO REMEMBER FOR THIS YEAR 2011 NALTA ELECTION PROCESS

06/24/2011 – Nominations close

07/08/2011 – Ballots submitted to membership via

08/05/2011 – Voting closes

08/19/2011 – Results announced to the membership

BOARD POSITION RESPONSIBILITIES

PRESIDENT

Responsible for overall functions of the association; administers the activities of Publicity, Scholarship and Site Selection Committees.

1st VICE PRESIDENT

Coordinates annual conference and all conference committees

2nd VICE PRESIDENT

Produces quarterly NALTA News

RECORDING SECRETARY

Maintains minutes of the Board of Director's meetings; is responsible for compiling and providing board reports prior to each meeting and maintaining a record of all contracts

CORRESPONDING SECRETARY

Handles general communications between the board and the membership; maintains membership rolls; coordinates publication of membership directory; produces and distributes ballots for annual election

TREASURER

Responsible for the financial affairs of the organization and maintains current financial records

CERTIFICATION DIRECTOR

Oversees the certification program, organizes reviews and testing and oversees recertification. Must be a CPLTA and have served on the Certification Committee

WEBSITE TECHNOLOGY DIRECTOR

Oversees the operation and maintenance of website, software Applications and equipment; serves as liaison to vendors/contractors, currently appointed by the President with Board approval and must have served on the Website Technology Committee.

IMMEDIATE PAST PRESIDENT LOCAL CHAPTER and AT-LARGE DIRECTORS

Director and board advisor; serves as Election Chair

Serves as liaison between the national and local chapters and reports respective local chapter activity. These director positions are appointed by each local chapter and are not voted on by the NALTA membership.

Certification Corner

The NALTA CPLTA certification committee has planned reviews and testing events this year to occur in almost every local chapter. Here is your opportunity to learn more about the oil and gas industry. This would apply to a new person to the industry or to someone who would like to upgrade their knowledge. It is also a great way to gain CPLTA credits toward re-certification. Twelve CPLTA credits are given for attending a certification review. Did you know that a CPLTA may attend a certification review twice in the five year certification period and count the credits both times?

TALTA Chapter will be sponsoring the first event of the year at Bartlesville, Oklahoma on May 12, 13, and 14, 2011. ConocoPhillips has joined with TALTA and has graciously agreed to open their doors to provide a meeting room for this event. Our appreciation and gratitude is extended to ConocoPhillips for their contribution. Judy Epperson and Carol McKenzie will be the instructors. Donna Dickerson of ConocoPhillips deserves all the credit and appreciation of organizing the review. An email blast was issued to notify the membership of this event by the Website Technology group.

DFW-ALTA Chapter is planning to sponsor the second event of the year at Fort Worth, Texas. The review and testing will be given in July, 2011. As the plans are completed the final date will be announced. Chesapeake Energy Corporation has extended their hospitality to allow the certification committee to conduct the review in their Fort Worth office. The certification committee is very appreciative of this generous offer. The instructors will be Lisa Ballard and Carol McKenzie.

GABALTA Chapter has the honor of sponsoring the third event of the year at Pittsburgh, Pennsylvania in August, 2011. This will be the first review and testing event given in the Eastern states. This is very exciting not only for the attendees but for NALTA membership. The first oil well drilled in the United States was at Titusville, Pennsylvania. Not only is Pennsylvania a beautiful state it has so much wonderful history. Marsha Hudkins, Erin Anderson, Marta Hodge, Cindy McHenry and Pam Anderson have been very instrumental in getting this all

arranged. In order to plan and reserve a meeting place for this event the Website Technology group did a survey using Survey Monkey.

DALTA Chapter is planning to sponsor the forth event of the year at Denver, Colorado. Anadarko Petroleum Corporation has offered their training Center located at 1099 18th Street, Denver, Colorado for a review and testing to be held. This is very appreciated by the Certification Committee. The review will be August 4th and 5th, 2011 with testing on August 6, 2011. Lynette Johnson will be the instructor. Many members have already made inquires of when a review in Denver would be held.

OCAPLTA Chapter has planned to sponsor the fifth event of the year at Oklahoma City, Oklahoma. A review will be held in Oklahoma City at the Chesapeake Energy Corporation offices every Tuesday at 6.00 pm beginning July 26, 2011 through September 20, 2011. The testing will be given October 15, 2011. The generosity of Chesapeake is very much appreciated by the Certification Committee. Lisa Ballard will be the instructor.

ALTA Chapter is planning to sponsor the sixth event of the year at Houston, Texas. They are in the process of getting their CPLTA Review planned for 2011. If you are interested please contact Alicia Caldwell, the Education director for the ALTA chapter at acaldwell@helixesg.com. The date and location will be announced later. Garry Camp will be the instructor.

Also remember you can always ask your local CPLTA Liaison or the Certification Director where the closest review and testing to you may be. I urge each member and each CPLTA to get a copy of the Voluntary Certification Program and become familiar with it. I hope this helps you when you decide to become certified.

May you continue to have many opportunities for learning the oil and gas business.



Respectfully Submitted,
Carol McKenzie, CPLTA,
Certification Director
Carol.mckenzie@chk.com
Phone: 405-935-7954

The Certification program is proud to announce the following prepare to sit for the upcoming CPLTA Review Exam.

Donns M. Dickerson	Audrey A. Close	Cory Hensley	Retina Morrison
Stephanie Gayle Hayes	Marie E. Meredith	Jessica Rubin	Linda Shead
Sheila M. Hunt	Nancy McKay	Clayton Rule	
Tonya Folse	Cynthia Jan McHenry	Arta Pilcher Blake	

Certification Corner

RE-CERTIFICATION

The Re-certification Coordinator, Judy Epperson, has completed the following 2010 report for publication. There are a number of CPLTAs whose certifications were up for renewal at the end of 2010. Everyone on the following

list has satisfied the requirements for re-certification except for possible objections from the membership. Their applications will be satisfied and their certifications renewed if there are no objections received.

Diana Allen	William Brown	Maurene Burg	Garry Camp
James Chamiok	Carol Chipman	Gill Derrick	Llana Dobbie
Robin Elder	Deborah Farris	Kathleen Garland	Lisa Leigh Greer
Jo Hale	Vicki Hathaway	Clinton Hawkins, Jr.	Betty Headley
Alyce Hoge	Sharon Johnson	Jane Jones	Lynn Krailo
George Laux	Jan Lucas	Herlinda McGowen	Carolyn Nanney
Elizabeth Nolan	Tracy Opdycke	Rita Ornelas	Sharon Patterson
Patti T. Payne	Bonnie Pritchett	Cynthia S. Rodriguez	LaRae Sanders
Robert Schow	Michael Smtih	Marian Wimsatt	Marjorie Jolene Hawthorne

When Does a Pennsylvania Conveyance of “Surface” Include Oil and Gas? (And When Does it Not?)

By Russell L. Schetroma, Steptoe & Johnson PLLC

In *Yuscavage v. Hamlin*, 137 A.2d 242 (Pa. 1958), the Pennsylvania Supreme Court held that a deed conveying “all the surface and right of soil” conveyed “all the surface and right of soil” and the oil and gas estate thereunder. In *Fulton v. Brown*, No. 12642 CD 2006, 2009 WL 7166112 (C.P. Indiana 2009), the Court of Common Pleas of Indiana County was faced with a case in which parties disputed whether a deed conveying “surface” also conveyed the oil and gas under that surface. The *Fulton* court distinguished *Yuscavage* and ruled that it did not.

Indiana Court of Common Pleas Judge Gregory A. Olson determined that *Yuscavage* reached its result based upon the broad language of the *habendum* clause in the deed giving rise to that case. The *Yuscavage habendum* stated that the deed conveyed “all the estate, right, title, interest, property, possession, claim and demand whatsoever” of the grantors. *Yuscavage* ruled that the purpose of a deed *habendum* was to state with precision what estate passes under the deed and that the language of the *habendum* may enlarge, limit or otherwise vary the estate suggested by the granting clause of the deed.

In the *Fulton* case, on the other hand, the deed

contained no *habendum* to expand the plain meaning of the word “surface.” Thus, Judge Olson determined that standard rules of construction required the application of the plain meaning of the word “surface” and the deed was held to convey only surface. Judge Olson entered summary judgment in favor of those claiming under the grantor in the deed that was held to convey only surface. The Pennsylvania Superior Court affirmed Judge Olson’s opinion *per curiam* and without opinion 4 A.3d 700 (Pa. Super. June 25, 2010). On February 9, 2011, the Pennsylvania Supreme Court (also *per curiam*) refused to review the case. No. 294 WAL 2010, 2011 Pa. LEXIS 309 (Pa. February 9, 2011).

Judge Olson’s reading appears to be appropriate. The lesson of this case is that lessees and title examiners need to carefully examine instruments purporting to convey any interest other than a full fee to determine the existence of a classic *habendum* clause and, if present, the probable impact of the wording of the *habendum* upon the statement of the interest conveyed in the granting clause.



About Russell Schetroma – Mr. Schetroma is a member of Steptoe & Johnson, PLLC and is managing member of its first Pennsylvania regional office in Meadville. He focuses his practice in the areas of Oil and Gas, Real Estate, Commercial Transactions and Litigation. Mr. Schetroma has practiced Pennsylvania oil and gas law for more than 35 years. He is a trustee of the Energy and Mineral Law Foundation and has been an officer and a member of the executive committee of the trustees of that organization. He received the EMLF’s Presidents Award and in 2007 was awarded the Foundation’s John L. McClaugherty Award for service to the energy industry. Mr. Schetroma received his Juris Doctor from the Dickinson School of Law.

Treasurer's Report

REGULAR CHECKING ACCOUNTS

BEGINNING BALANCE AS OF 01/01/2011 – CHASE BANK\$66,595.89
BEGINNING BALANCE AS OF 01/01/2011 – BANK OF AMERICA.....\$63,356.72

DEPOSITS & EXPENSES FOR PERIOD 01/01/2010 – 6/1/2011

	INCOME	EXPENSE
Board Expenses	\$0.00	\$2,741.08
Brochures & Stationery	\$0.00	\$0.00
Certification	\$6,555.00	\$26.99
Conference	\$0.00	\$15,104.45
Conference Site Committee	\$0.00	\$381.90
Directories/Advertising	\$0.00	\$0.00
Memorials	\$0.00	\$0.00
Education Local Chapters	\$0.00	\$500.00
Expansion	\$0.00	\$0.00
Equipment	\$0.00	\$0.00
Special Gifts & Awards	\$0.00	\$0.00
Membership Mail Out	\$0.00	\$0.00
Membership	\$73,500	\$0.00
Miscellaneous	\$0.00	\$12.00
NALTA – Conference Registration Gift	\$0.00	\$0.00
News Magazine	\$6,050.00	\$2,600.00
President's Travels	\$0.00	\$0.00
Public Relations	\$0.00	\$516.03
Scholarship Fund	\$0.00	\$0.00
NALTA Website	\$0.00	\$400.00
	\$0.00	\$0.00

TOTALS **\$86,105.00** **\$22,282.45**

CHASE BANK CHECK REGISTER BALANCE 6/01/2011.....\$66,337.29

BANK OF AMERICA CHECK REGISTER BALANCE 6/01/2011.....\$113,256.51

MONEY MARKET and CERTIFICATE OF DEPOSIT ACCOUNTS

MONEY MARKET BALANCE AS OF 4/29/2011\$33,179.14

CERTIFICATE OF DEPOSIT BALANCE AS OF 4/26/2011.....\$34,534.30

ENDING MONEY MARKET, CERTIFICATE OF DEPOSIT

BOTH CHECKING BALANCES.....\$247,307.24

Respectfully Submitted,
 Mae Tsosie, 2010–2011
 NALTA Treasurer