

- I. Call to order** at 10:01 a.m. – Welcome by Chairman Waller; he added the Council held two meetings about TERA and was looking forward to the third Monday, May 24, 2021 at the Pawhuska Indian Village.
- II. Opening Prayer and Reading of Deceased Osages** by Second Chairman Redeagle. Chairman Waller offered condolences to Councilwoman Forman, who recently lost her sister. Councilwoman Forman recited a prayer in honor of those who passed. After a moment of silence honoring the departed, the meeting started.
- III. Roll call** by Lacey Reynolds
- Councilwoman Forman—present, via Zoom
 - Councilwoman Gray—present
 - Councilwoman Harlan—present, via Zoom; stated she would be unavailable, at times, during the meeting because she was working on a court docket
 - Councilman Redcorn—present
 - Second Chairman Redeagle—present
 - Councilman Revard—present, via Zoom
 - Chairman Waller—present, via Zoom
- Declaration of Quorum**
- Guests**—Richard Winlock, Deputy Superintendent-BIA, Janel Perry, Bureau of Trust Fund Management, Don Williams, CEP
- IV. BIA March 2021 Report** by Richard Winlock—**Producing Wells:** March 2021—14,852 less 3,230 for SWD Wells. **Approved Permits:** Workover Permits—3; Plugging Permits—0; Emergency Plugging Permits—7; Emergency Workover Permits—2; Drilling Permit—0. **New Drilling Completion Reports (4):** 1) Perdure Petroleum / NBU 40 01A / Oil Well / 1 BOPD / Well is Online; 2) Perdure Petroleum / NBU 41 01A / Oil Well / 1 BOPD / Well is Online; 3) Perdure Petroleum / NBU 40 02-WA / Injection Well is Online; 4) Elliot Oil / #2-37 / Oil Well / 2 BOPD x 250 BWPD x 0 MCFD / Well is Online.
- Discussion:** **Councilwoman Gray** requested her reopening inquiry be put in BIA's monthly report, so there is a record of it. **Mr. Winlock** said the reopening decision will be made by the Secretary of the Interior. **Councilman Redcorn** had seven emergency permits, has a great well plugging team, employing several Osages, and requested the BIA push for more funding for future plugging. **Councilwoman Gray** reminded BIA of the upcoming lease sale.
- V. Bureau of Trust Fund Administration by Janel Perry**—**Ms. Perry** announced the June payment is coming and to make sure account information is correct—address and/or bank account; change it as soon as possible, if it is not current. Checks will be printed from June 4 to June 15. **Chairman Waller** said the amount was \$3,550 per headright. **Ms. Perry** said there is always someone in the office, located on the opposite side of BIA's entrance, and can help if anyone comes to the office, and added BTFA is waiting for reopening direction from Executive Director Jerry Bidner. **Councilman Revard** inquired how shareholders could change from checks to direct deposit. **Ms. Perry** easiest way to update is to call BTFA—918.287.5791; a form is also online. **Councilwoman Gray** asked what day to call to order payments and wanted a statement

to provide shareholders on social media. **Ms. Perry** said the superintendent orders payment May 28, then funds post to IIM accounts. The official statement is, “on or before June 15, 2021.”

- VI. Osage Minerals Council’s Audit Report, First Quarter—2021** by Lacey Reynolds—**Production:** Gross Barrels 328,496; Royalty Barrels 49,029; Daily Barrels Produced 10,596.65; Average Price per Barrel \$58.19. **Collection:** Total Oil Royalty \$3,005,173; Total Gas Royalty \$837,012; Tank Bottom Royalty \$327; Tank Oil & Gas Royalty \$3,842,512; Actual Receipts \$3,842,512. **Quarterly Annuity Payment March 2021 \$2,595.**

Discussion: Chairman Waller thanked Ms. Reynolds for the report; it was a great report. All OMC reports are getting caught up, i.e. resolutions, BoardBookit and website information. **Councilwoman Forman** said 10,596 per day was a great number and asked if there were any adjustments to that amount. **Ms. Reynolds** specified that was full production for March. **Councilman Redcorn** stated the price per barrel in March 2020 was only \$19.15 and the amount is much higher in 2021. If OMC produces, numbers will increase; it would be good for shareholders. He thanked Ms. Reynolds for the good report. In addition to the report content, he’d like shareholder bonus and average royalty rate, included. **Chairman Waller** said the plugging program is evaluating wells, agreed OMC producing would be good, and would ensure helping shareholders.

VII. New Business—items in New Business were moved to Executive Session

- A.** CEP – Lease Issues, Don Williams
- B.** Committee Discussion, Councilwoman Forman

VIII. Executive Session started at 10:31 a.m. Chairman Waller requested Deputy Superintendent Winlock to remain for Executive Session.

Motion by **Councilwoman Forman** Second by **Second Chairman Redeagle**

Councilwoman Forman—yes Councilwoman Gray—yes

Councilwoman Harlan—absent Councilman Redcorn—yes

Second Chairman Redeagle—yes Councilman Revard—yes

Chairman Waller—yes

Motion passed—YES: 6 NO: 0 ABSTAIN/ABSENT: 1

IX. Returned from Executive Session at 12:25 p.m.

Motion by **Second Chairman Redeagle** Second by **Councilman Redcorn**

Councilwoman Gray—yes Councilwoman Harlan—yes

Councilman Redcorn—yes Second Chairman Redeagle—yes

Councilman Revard—yes Chairman Waller—yes

Councilwoman Forman—yes

Motion passed—YES: 7 NO: 0 ABSTAIN: 0

Chairman Waller said no action was taken on CEP lease issue; OMC will complete the TERA meetings before proceeding. Everything will go through the whole Council. Reminded everyone of the TERA meeting

Monday, May 24 in Pawhuska at Wagon Iron at 6:30 p.m. At a later date, there will be a webinar for all producers, Osage Nation members, and the community.

- X. Committees Disassembled—Resolution:** In an effort to act more cohesively and to streamline the efforts of the Osage Minerals Council, all committees of the Council are disassembled and return to the order of all work being performed by the Osage Minerals Council, as a whole.

Motion by **Councilwoman Harlan**

Second by **Councilwoman Gray**

Councilwoman Harlan—yes

Councilman Redcorn—yes

Second Chairman Redeagle—yes

Councilman Revard—yes

Chairman Waller—abstain

Councilwoman Forman—yes

Councilwoman Gray—yes

Motion passed—YES: 6 NO: 0 ABSTAIN: 1

Discussion: **Councilman Revard** inquired whether it was effective immediately. **Councilwoman Harlan** said that was the intent of her motion. **Chairman Waller** stated all decisions will be made by the entire Council, including TERA.

XI. Old Business

- A. Lease Sale—Resolution:** Osage Minerals Council authorizes a lease sale to take place in the OMC Chambers; minimum lease bonus and terms to remain the same; a meeting will take place after the conclusion of the lease sale to accept all leases; and the Chairperson of the Osage Minerals Council is hereby authorized to sign resolution and all supporting documents.

Motion by **Councilwoman Gray**

Second by **Councilwoman Forman**

Councilman Redcorn—yes

Second Chairman Redeagle—yes

Councilman Revard—yes

Chairman Waller—yes

Councilwoman Forman—yes

Councilwoman Gray—yes

Councilwoman Harlan—yes

Motion passed—YES: 7 NO: 0 ABSTAIN: 0

Discussion: **Councilman Revard** asked how the day was selected. **Chairman Waller** indicated the sale date is in compliance with BIA guidelines for 90-day notice. **Councilwoman Gray** confirmed 90 days is a nomination process. **Councilman Revard** asked if the superintendent provided days when the bulletin will be mailed to the public. **Councilwoman Gray** said the superintendent did not give those days; OMC has to follow up to get that information. **Chairman Waller** added the BIA will prepare the dates, and OMC's resolution supporting the lease sale and nominations adheres to BIA regulations.

- B. NAPE—Resolution:** Interior's Division of Energy and Mineral Development (DEMD) has requested a Resolution that authorizes DEMD to assist and fund OMC by providing travel expenses for two OMC members and/or staff to attend the 2021 North American Prospect Expo (NAPE) Conference with additional funds provided to print and display Mineral Estate acreage, using marketing brochures, maps and atlases at NAPE 2021.

Motion by **Councilwoman Forman**

Second by **Chairman Waller**

Second Chairman Redeagle—yes

Councilman Revard—yes

Chairman Waller—yes

Councilwoman Forman—yes

Councilwoman Gray—yes

Councilwoman Harlan—yes

Councilman Redcorn—yes

Motion passed—YES: 7 NO: 0 ABSTAIN: 0

Discussion: **Councilwoman Forman** said the NAPE is the largest oil and gas conference. DEMD pays for two OMC members to attend and prints OMC advertising material; it's a great way to promote the Mineral Estate. **Councilman Revard** wants all of OMC to go. **Councilwoman Forman** would like another motion for all of OMC to travel to the conference. **Councilman Redcorn** stated, in the past, Councilman Revard and Geologist Bill Lynn went and would like them attend this year. **Councilman Revard** said it was advantageous when Councilwoman Gray attended previously, as well.

C. NAPE (2)—Resolution: All of OMC [excluding two paid by DEMD] will attend 2021 NAPE.

Motion by **Councilman Redcorn**Second by **Councilwoman Forman**

Councilman Revard—yes

Chairman Waller—yes

Councilwoman Forman—yes

Councilwoman Gray—yes

Councilwoman Harlan—no

Councilman Redcorn—yes

Second Chairman Redeagle—yes

Motion passed—YES: 6 NO: 1 ABSTAIN: 0

D. Spyglass Wells Decision Record—Resolution: Appeal BIA's determination denying OMC's appeal to save Spyglass wells using Oil and Gas Attorney Tim Dowd to appeal the BIA record of decision.

Motion by **Councilwoman Forman**Second by **Councilman Redcorn**

Chairman Waller—yes

Councilwoman Forman—yes

Councilwoman Gray—no

Councilwoman Harlan—no

Councilman Redcorn—yes

Second Chairman Redeagle—yes

Councilman Revard—yes

Motion passed—YES: 5 NO: 2 ABSTAIN: 0

Discussion: **Councilman Redcorn** has a letter from an interested party who wants to lease and thinks the letter could help overturn appeal. **Councilwoman Gray** is unsure of Mr. Dowd's experience and would like Mr. Pipestem to complete the appeal and added the topic should have been in Executive Session. **Councilwoman Harlan** concerned with paying more attorney fees and would like the budget reviewed before proceeding. An appeal to the Nation may need to be made, unless Mr. Dowd works pro bono. **Councilwoman Forman** stated funds should be set aside. **Councilman Revard** is in favor of appealing. There are 19 wells ready to be produced; OMC has proof of interest in those wells by more than one group. He's hopeful the appeal will be reversed.

E. Councilwoman Harlan requested to be excused, as it was time for her docket to begin. **Chairman Waller** excused her.

F. Motion to have the Addendum to BIA's Lease Language Stricken from the Agenda.

Motion by **Councilwoman Forman**

Second by **Second Chairman Redeagle**

Councilwoman Forman—yes

Councilwoman Gray—yes

Councilwoman Harlan—absent, excused

Councilman Redcorn—no

Second Chairman Redeagle—yes

Councilman Revard—yes

Chairman Waller—yes

Motion passed—YES: 5 NO: 1 ABSTAIN/ABSENT: 1

G. Resolution: OMC will have the option either to sell, as is, or use all excess, salvageable equipment, including pipe, well heads, casings, pump jacks, etc., including pipe yard equipment

Motion by **Second Chairman Redeagle**

Second by **Councilwoman Forman**

Councilwoman Forman—yes

Councilwoman Gray—yes

Councilwoman Harlan—absent, excused

Councilman Redcorn—no

Second Chairman Redeagle—yes

Councilman Revard—yes

Chairman Waller—yes

Motion passed—YES: 5 NO: 1 ABSTAIN/ABSENT: 1

Discussion: **Second Chairman Redeagle** glad committees are dissolved. However, excess pipe is increasing every day, as more wells are plugged. **Councilman Revard** expand resolution to add all excess equipment, not only pipe. **Chairman Waller** review through procurement to ensure proper procedures are followed.

H. Councilman Redcorn shared PE-Osage wants to produce at the Avant Pool. There are three companies interested in developing AP. He noted he will let the interested parties know they now communicate with the entire Council and no longer the Production and Development Committee.

XII. Meeting Minutes—Motion to approve May 7, 2021 OMC meeting minutes.

Motion by **Councilwoman Gray**

Second by **Second Chairman Redeagle**

Councilwoman Gray—yes

Councilwoman Harlan—absent, excused

Councilman Redcorn—yes

Second Chairman Redeagle—yes

Councilman Revard—yes

Chairman Waller—yes

Councilwoman Forman—abstain

Motion passed—YES: 5 NO: 0 ABSTAIN/ABSENT: 2

XIII. Adjournment—Motion to adjourn.

Motion by **Councilwoman Gray**

Second by **Councilman Redcorn**

Second Chairman Redeagle—yes

Councilman Revard—yes

Chairman Waller—yes

Councilwoman Forman—yes

Councilwoman Gray—yes

Councilwoman Harlan—absent, excused

Councilman Redcorn—yes

Motion passed—YES: 6 NO: 0 ABSTAIN/ABSENT: 1

Meeting adjourned at 1:03 p.m.

Approved by the Fourth Osage Minerals
Council on the 4th day of June, 2021.



Everett Waller, Chairman



Executive Administrative Assistant