



Osage Minerals Council
Regular Meeting
December 20, 2023
Pawhuska, Oklahoma

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1. **Call to Order and Welcome by Chairman Waller** – 10:05 a.m.
2. **Opening prayer by 2nd Chair Red Eagle and reading of deceased.**
3. **Roll Call – Chief of Staff Lacey Reynolds**

Councilmember Bighorse – present
Councilmember Cheshewalla – present
Councilmember Currey – absent
Councilmember Redcorn – present
Second Chair Red Eagle – present
Councilmember Revard – present
Councilmember Shackelford – present
Chairman Waller – present

Chief of Staff Lacey Reynolds declares a quorum.

Guests in attendance are Tracy Kennedy, Julie A Malone, Dana Morrell, Bob Knappe, Marc Thomas, Cliff Taylor, Fred Beartrack, Francis Kilpatrick, Leaf Mushrush, Stephanie Davis, Devin Robinson, Harrison Perry, Angela Brown, Christy RedEagle, Justin Patterson, James Weigant, James Aldridge, Stephanie Erwin, Sid Anderson, William Lynn, Tony Muller, Rollie Wilson (Zoom), Tyler McIntosh (Zoom), Felix Clary, Joni Bost, Cindy Dunlap, and Maria Whitehorn

4. **Superintendent Report – Adam Trumbly**

Mr. Trumbly states the superintendent report is as follows: Total oil produced 323,422.72, royalties paid \$4,144,493.67, total gas produced 151,922 MCF, royalties paid \$50,5448.03, total gas liquids 164,843 gallons, royalties paid \$23,495.87, total tank bottom 334.97, royalties paid \$1,442.49, water usage royalty paid \$300.00, waste disposal royalty paid \$6,573.14. Rentals/Bonus – Oil and Gas Rentals Paid \$26,600.00, Oil and Gas Bonus Paid \$0.00, Rental \$0.00, Saltwater Easement Rental \$1,500.00, and Late Payment Charges \$1,730.40. Aggregates - APAC produced 33,688.46 tons and paid \$39,583.94 in royalty (October). Candy Creek Crusher produced 6,177.31 tons and paid \$6,652.96 in royalty (September). Burbank Materials produced 7,669.36 tons and paid \$9,740.08 in royalty (September). Rocky Banks produced 18 cubic yards and paid \$15.00 in royalty (October). Wilson Ranch produced 0 tons and paid \$0 in royalty. Schmidt Brothers produced 320 cubic yards and paid \$240.00 in royalty (September) and 472 cubic yards and paid \$354.00 in royalty (October).



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Producing wells - 14,852 (18,082 less 3,230 SWD wells) –Oil 13,319 wells, Gas 1,144 wells, Oil & Gas 62 wells, CBM 327 wells, SWD/WI 3,230 wells. Permits issued – 3 workover, 2 plugging, 0 emergency plugging, 2 emergency workover, 0 emergency drilling, and 12 drilling. There is 1 new drilling completion to report. **Councilman Revard** requests the Lessee Status Reports for 2022 and states that he has been getting phone calls regarding the EPA clean air act and how it will affect the Osage minerals estate. He states he would like more information about it. **Second Chair Red Eagle** asks about the appeal process and why it takes so long.

5. BTFA Update – Stephanie Davis

Ms. Davis states that Ms. Garringer was unable to make it today. She says her office has had some phone problems but everything is fixed now. **Ms. Davis** supplies her work cell phone number, 918.883.1399, which shareholders can use in case of phone issues in the future.

6. Osage Nation Treasury report – Tyler McIntosh

Mr. McIntosh reviews the report that was given to councilmembers. He states that the vendor activity is provided as requested. **Councilman Revard** thanks Mr. McIntosh for Microix access. **Mr. McIntosh** also introduces Harrison Perry, Controller, and Angela Brown, Assistant Controller, who are present at the meeting.

* Break 11:00 am – 11:13 am

7. New Business

a. Iron Hawk – New oil and gas lease - Sid Anderson

Mr. Anderson asks that the Council consider the proposal submitted for SW4 Sec 23-T25N-R7E. It would be a 3 years combination oil and gas lease with 20% royalty and a bonus of \$30 per acre on oil and \$30 per acre on gas for a total of \$9600. **Councilman Redcorn** calls for the question.

Motion: Approve new oil and gas lease to Iron Hawk with a lease bonus of \$9600, royalty rate of 20% and a three year primary term for SW/4 Sec 23-T25N-R7E

Motion by: Councilman Shackelford

Councilmember Bighorse – Y
Councilmember Currey – Absent
Second Chair Red Eagle – Y
Councilmember Shackelford – Y

Second by: Councilman Cheshewalla

Councilmember Cheshewalla - Y
Councilmember Redcorn - Y
Councilmember Revard –Y
Chairman Waller - Y



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Motion: **Passed** YES: 7 NO: 0 ABSTAIN: 0 ABSENT: 1

b. Tracy Kennedy – new oil lease

Mr. Kennedy requests a new oil lease on SW/4 Sec 18-T27N-R10E with a 3 year terms, 20% royalty, and \$3600 bonus.

Motion: Approve new oil lease to Tracy Kennedy with a lease bonus of \$3600, royalty rate of 20% and a three year primary term for SW/4 Sec 18-T27N-R10E

Motion by: Councilman Shackelford

Councilmember Bighorse – Y
Councilmember Currey – Absent
Second Chair Red Eagle – Y
Councilmember Shackelford – Y

Motion: **Passed** YES: 7 NO: 0

Second by: Councilman Cheshewalla

Councilmember Cheshewalla - Y
Councilmember Redcorn - Y
Councilmember Revard – Y
Chairman Waller - Y

ABSTAIN: 0 ABSENT: 1

c. Generator Test – Councilman Redcorn

Councilman Redcorn states that he is would like to table this until next meeting in order to finalize information.

Motion: Table generator test until next meeting when information from BIA has been received.

Motion by: Councilman Redcorn

Councilmember Bighorse – Y
Councilmember Currey – A
Second Chair Red Eagle – Y
Councilmember Shackelford – Y

Motion: **Passed** YES: 7 NO: 0

Second by: Second Chair Red Eagle

Councilmember Cheshewalla - Y
Councilmember Redcorn - Y
Councilmember Revard – Y
Chairman Waller - Y

ABSTAIN: 0 ABSENT: 1

d. DEMD Request – Councilman Redcorn

Councilman Redcorn requests that a feasibility study be done to see the volume of gas that can be available to Bird Creek farms. He states that he would like to request Ben Bymer to do the study.

Motion: Request feasibility study by DEMB to determine the volume of gas that is available to Bird Creek farms

Motion by: Councilman Redcorn

Second by: Councilman Shackelford



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Councilmember Bighorse – Y	Councilmember Cheshewalla - Y
Councilmember Currey – Absent	Councilmember Redcorn - Y
Second Chair Red Eagle – Y	Councilmember Revard –Y
Councilmember Shackelford – Y	Chairman Waller - Y
Motion: Passed	YES: 7 NO: 0 ABSTAIN: 0 ABSENT: 1

e. Well Log Library – Second Chair Red Eagle

Second Chair Red Eagle states that he feels it would be beneficial to move the Well Log information closer to the Osage Minerals Council building. He states that he would like Builders Unlimited to give a quote on a storage container and improvements to place on island outside the OMC. **Bill Lynn** talks about the benefits of having easy access to the well logs. No action is taken.

Motion: Enter Executive Session

Time: 12:04 pm

Motion by: Councilman Bighorse

Second by: Councilman Cheshewalla

Councilmember Bighorse – Y
Councilmember Currey – A
Second Chair Red Eagle – Y
Councilmember Shackelford – Y
Motion: **Passed** YES: 6 NO: 0

Councilmember Cheshewalla -Y
Councilmember Redcorn - Y
Councilmember Revard –Y
Chairman Waller - Abstain
ABSTAIN: 1 ABSENT: 1

8. Executive

a. Attorney Discussion – Rollie Wilson

**** Chairman Waller and Councilman Cheshewalla leave meeting**

Motion: Exit Executive Session

Time: 1:52 pm

Motion by: Councilman Redcorn

Second by: Councilman Bighorse

Councilmember Bighorse – Y
Councilmember Currey – A
Second Chair Red Eagle – Y
Councilmember Shackelford – Y
Motion: **Passed** YES:5 NO: 0

Councilmember Cheshewalla -A
Councilmember Redcorn - Y
Councilmember Revard –Y
Chairman Waller - A
ABSTAIN: 0 ABSENT: 3

9. Old Business

a. CO₂ Concession Request – NexGen – Marc Thomas and Robert Knappe



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Mr. Thomas addresses the Council regarding the NexGen request that has been presented to them for several months and asks that the Council approves their concession request. He continues by asking for a resolution today or a resolution for a good faith negotiation between the parties to be completed no later than January 17, 2024. **Mr. Knappe** addresses the Council about NexGen's request and their continued interest in working with the Osage Minerals Council and also asks that a resolution be done today. **Second Chair Red Eagle** reminds the Council of the five minute time limit. **Councilman Revard** calls for a Point of Order and states that there is nothing in the By Laws or Policies and Procedures that limits the time a councilperson may speak and states that he will not respect the five minute suggestion. **Second Chair Red Eagle** states for the sake of time that everyone limit their comments. **Councilman Redcorn** states that he believes that we are at a critical point because there is interest nationwide in this type of technology. He refers to the Osage Nation Department of Natural Resources and the State of Oklahoma that are saying the Osage Mineral Council needs to step aside on the jurisdiction of this. He states that he thinks that the NexGen proposal will be good for the Osage mineral estate. **Councilman Redcorn** proposes to NexGen that the OMC have Rollie Wilson look at the proposal and get with Mr. Dodd and make a recommendation to the Council on January 23, 2024. **Councilman Revard** states that any company interested in CCUS should also be invited on the 23rd. He continues by stating that he will invite as many companies as he can to meet in Pawhuska on the 23rd. **Ms. Whitehorn** asks 1) is the BIA is going to track this for the shareholders? and 2) if the time frame for Class 6 wells is 1-3 years from the time of application? **Ms. Erwin** states that she would like to see the OMC meet with CapturePoint regarding this subject.

b. Biannual Agenda – Chairman Waller

Second Chair Red Eagle asks for any additions/updates to the previous Biannual agenda that is provided. **Councilman Revard** asks about vacancies in the BIA office

Motion: Approve agenda with discussed additions

Motion by: Councilman Redcorn

Councilmember Bighorse – Y

Councilmember Currey – A

Second Chair Red Eagle – Y

Councilmember Shackelford – Y

Motion: **Passed**

YES: 5

NO: 0

Second by: Councilman Shackelford

Councilmember Cheshewalla -A

Councilmember Redcorn - Y

Councilmember Revard –Y

Chairman Waller - A

ABSTAIN: 1

ABSENT: 3

c. Oil and Gas Summit Wrap Up – Christy RedEagle



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Ms. RedEagle states that there were 99 participants at the Oil and Gas Summit which includes 23 speakers and 29 shareholders. She will check on the balance in the Oil & Gas Summit account. **Councilman Revard** asks how many active oil and gas producers were at the Summit because he knew of several that knew nothing about it. **Ms. RedEagle** states that she will get the numbers. **Chief of Staff Lacey Reynolds** states that there are a few bills from the Summit that need a resolution in order to be paid—the fee for Christy RedEagle as coordinator, reimbursement for Christy RedEagle, and the bill for Spurs and Arrows.

Motion: Approve payment of \$4000.00 to Christy RedEagle for coordinating the Oil and Gas Summit

Motion by: Councilman Redcorn

Councilmember Bighorse – Y

Councilmember Currey – A

Second Chair Red Eagle – Y

Councilmember Shackelford – Y

Motion: **Passed** YES: 5 NO: 0

Second by: Councilman Shackelford

Councilmember Cheshewalla - A

Councilmember Redcorn - Y

Councilmember Revard –Y

Chairman Waller - A

ABSTAIN: 0 ABSENT: 3

Motion: Approve reimbursement to Christy RedEagle for \$953.61 and pay Spurs and Arrows \$2450.00 for the Oil and Gas Summit

Motion by: Councilman Redcorn

Councilmember Bighorse – Y

Councilmember Currey – A

Second Chair Red Eagle – Y

Councilmember Shackelford – Y

Motion: **Passed** YES: 5 NO: 0

Second by: Councilman Shackelford

Councilmember Cheshewalla - A

Councilmember Redcorn - Y

Councilmember Revard –Y

Chairman Waller - A

ABSTAIN: 0 ABSENT: 3

d. Well Plugging Grant – Second Chair Red Eagle

Second Chair Red Eagle states that Congress was in session yesterday and passed a bill to grant the Osage Minerals Council with the well plugging grant monies—approximately \$19,000,000 for well plugging and remediation. He states that Congresswoman Revard stated yesterday and made it specifically clear that the OMC needs to be ready to go on the project. A petroleum engineer, a geologist, and other staff and contractors will be needed. **Second Chair Red Eagle** recommends that Tony Muller be hired as the petroleum engineer/project manager so that the Council can be ready when the funds arrive. He states that Superintendent Trumbly has already expressed his



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willingness to work with us in expediting permits so that the work can be done in a timely manner. **Second Chair Red Eagle** recognizes Mr. James Weigant from the Chief's Office. **Mr. Weigant** addresses the Council and states that the appropriation went to the Executive Branch and that Chief Standing Bear has asked that he be the temporary liaison with the OMC. He continues by saying that the work will be done according to the written grant and award letter and that he is ready to get to work on the project. He states that in the narrative it states that the ON DNR will administer the grant and hire additional staff and says they will start listing those jobs soon. He also states the contracts from the previous grant are no longer valid. He says that going forward, Executive would like to know how the OMC would like to participate in this process. **Second Chair Red Eagle** thanks Mr. Weigant and states that the way Congress explained it yesterday was that they want the Minerals Council to go forward with this. He thanked Mr. Weigant again for his comments but continues that Congress stated this falls under the category of mineral development and stated clearly that they want the OMC to handle the money and hire the necessary staff and that's what the OMC intends to do. He repeats that the appropriations committee explicitly said the Minerals Council and not DNR and asks that Mr. Weigant tell the Chief that the Minerals Council will be handling all of this. **Mr. Weigant** refers to requirements of the grant but **Second Chair Red Eagle** assures him that this has all been considered and that the OMC is quite capable of everything required.

10. Meeting Minutes

Motion: Approve November 15, 2023 Meeting Minutes

Motion by: Councilman Redcorn

Councilmember Bighorse – Y

Councilmember Currey – A

Second Chair Red Eagle – Y

Councilmember Shackelford – Y

Motion: **Passed** YES: 5 NO: 0

Second by: Councilman Bighorse

Councilmember Cheshewalla -A

Councilmember Redcorn - Y

Councilmember Revard –Y

Chairman Waller - A

ABSTAIN: 0 ABSENT: 3

Motion: Approve December 1, 2023 Meeting Minutes

Motion by: Councilman Redcorn

Councilmember Bighorse – Y

Councilmember Currey – A

Second by: Councilman Shackelford

Councilmember Cheshewalla -A

Councilmember Redcorn - Y



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Second Chair Red Eagle – Y
Councilmember Shackelford – Y

Motion: **Passed** YES: 5 NO: 0

Councilmember Revard – Y
Chairman Waller - A

ABSTAIN: 0 ABSENT: 3

Motion: Set Meeting Dates for 2024

Motion by: Councilman Revard

Councilmember Bighorse – Y

Councilmember Currey – A

Second Chair Red Eagle – Y

Councilmember Shackelford – Y

Motion: **Passed** YES: 5 NO: 0

Second by: Councilman Shackelford

Councilmember Cheshewalla - A

Councilmember Redcorn - Y

Councilmember Revard – Y

Chairman Waller - A

ABSTAIN: 0 ABSENT: 3

Ms. Mushrush asks to make a comment before adjournment and compliments the Council on standing up to the Executive office

11. Adjournment

Motion: Adjourn

Time: 3:18 pm

Motion by: Councilman Bighorse

Councilmember Bighorse – Y

Councilmember Currey – A

Second Chair Red Eagle – Y

Councilmember Shackelford – Y

Motion: **Passed** YES: 5 NO: 0

Second by: Councilman Shackelford

Councilmember Cheshewalla - A

Councilmember Redcorn - Y

Councilmember Revard – Y

Chairman Waller - A

ABSTAIN: 0 ABSENT: 3

Approved by the Fifth Osage Minerals Council on January 5, 2024.


Everett Waller, Chairman


Executive Administrative Assistant