

**40<sup>th</sup> Annual Ernest E. Smith Oil, Gas and Mineral Law Institute**  
**March 28, 2014 • Royal Sonesta Hotel Houston • Houston, TX**  
**May 9, 2014 • Dallas**

**Friday Morning, Mar. 28, 2014**

**Presiding Officer:**

**Michael D. Jones**, Jones Gill LLP - Houston, TX

7:30 am In Houston Only	<p><b>Registration Opens</b></p> <p>Includes continental breakfast.</p>
8:20 am	<p><b>Welcoming Remarks</b></p>
8:30 am In Houston Only 0.50 hr	<p><b>New Water Funding/Planning Legislation</b></p> <p>Coverage of state funding for water resource development, the reorganized Texas Water Development Board, and other water legislation—what to expect in 2015.</p> <p>Russell S. Johnson, McGinnis Lochridge - Austin, TX</p>
9:00 am In Houston Only 1.25 hrs	<p><b>Case Law Update</b></p> <p>A review of recent decisions dealing with oil and gas leases, royalties, mineral conveyances, joint operating agreements, state regulation and related topics.</p> <p>Ernest E. Smith, The University of Texas School of Law - Austin, TX</p>
10:15 am In Houston Only	<p><b>Break</b></p>
10:30 am In Houston Only 0.50 hr	<p><b>Accommodation Doctrine</b></p> <p>The balance of power in accommodation doctrine disputes after <i>Merriman v. XTO</i>.</p> <p>Lisa K. Vaughn Lumley, Shannon, Gracey, Ratliff &amp; Miller LLP - Fort Worth, TX</p>
11:00 am In Houston Only 1.00 hr	<p><b>Production Sharing Agreements and Allocation Wells</b></p> <p>This panel addresses the origin and evolution of production sharing agreements and allocation wells, conflicting interests of mineral owners and operators, as well as relevant case law and proceedings before the Railroad Commission of Texas.</p> <p>Moderator: J. Robert Goldsmith Jr., Goldsmith &amp; Bogisch - Austin, TX</p> <p>Panelists: Bryan D. Lauer, Scott, Douglass &amp; McConnico, L.L.P. - Austin, TX John B. McFarland, Graves Dougherty Heaton &amp; Moody - Austin, TX</p>
12:00 pm In Houston Only	<p><b>Pick Up Lunch</b></p> <p>Included in registration.</p>

## Friday Afternoon, Mar. 28, 2014

### Presiding Officer:

Michael D. Jones, Jones Gill LLP - Houston, TX

### Luncheon Presentation

12:20 pm In Houston Only 0.50 hr	<b>Exploring the New AAPL-610 Horizontal Model Form JOA</b>  This presentation looks at the initial product of AAPL's JOA revision task force, highlighting changes and additions to the 1982 and 1989 forms appropriate for well development.  Thomas A. Daily, Daily & Woods, P.L.L.C. - Fort Smith, AR
12:50 pm In Houston Only	<b>Break</b>
1:00 pm In Houston Only 0.50 hr	<b>Mineral Co-Tenants</b>  This presentation explores the rights, duties and obligations among mineral co-tenants, including accounting for development costs and limitations on self-development of the jointly owned minerals.  Chris Aycock, Cotton Bledsoe Tighe & Dawson, PC - Midland, TX
1:30 pm In Houston Only 0.75 hr	<b>Seven Changes in Oil and Gas Technology</b>  Seven technological advances in the oil and gas industry that have provoked advancement in oil and gas law and changed the way we practice law, and how Texas law has responded to these advances.  Sean T. Beiter, McGinnis Lochridge - Austin, TX
2:15 pm In Houston Only 1.00 hr ethics	<b>Multi-Jurisdictional Practices and the Unauthorized Practice of Law</b>  A focus on the Disciplinary Rules' prohibition of practicing in areas in which an attorney is not qualified, and civil and criminal statutes proscribing the practice of law in various states with active oil and gas practices without being licensed in that jurisdiction.  James C. Winton, Baker & Hostetler LLP - Houston, TX
3:15 pm In Houston Only	<b>Break</b>
3:30 pm In Houston Only 0.50 hr	<b>Additional Insured Provisions in Oil and Gas Contracts: Lessons Learned from Deepwater Horizon</b>  Julia M. (Adams) Palmer, Looper Reed & McGraw, P.C. - Houston, TX
4:00 pm In Houston Only 0.50 hr	<b>Adverse Possession in the Texas Oil Patch</b>  A practical discussion about litigating adverse possession issues such as those that often arise when working with oil and gas leases, old chains of title, and old deeds and plats.  Jaime Santiago Rangel, The Rangel Law Firm, P.C. - Corpus Christi, TX

<p>4:30 pm In Houston Only 0.50 hr</p>	<p><b>To Ratify or Not to Ratify</b></p> <p>Factors a mineral owner should consider in deciding whether to ratify an oil and gas lease and the effects of ratification.</p> <p>Jordan K. Mullins, McGinnis Lochridge - Austin, TX</p>
<p>5:00 pm In Houston Only 0.50 hr</p>	<p><b>Mineral, Royalty or Something In-Between?</b></p> <p>A proper analysis of deeds conveying or reserving an interest—particularly a fractional interest—in minerals in order to determine the interest’s character and quantum, with an emphasis on recent developments.</p> <p>William B. Burford, Hinkle, Hensley, Shanor &amp; Martin, L.L.P. - Midland, TX</p>
<p>5:30 pm</p>	<p><b>Adjourn</b></p>