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# New Mexico Water Law

The Year of Water

August 6-7, 2007 • Marriott Pyramid North • Albuquerque

## \$100 Discount for Government Employees

### This has been a milestone year for water:

- 2007—The Year of Water
- 100—Years of the Water Code
- 15—Years of New Mexico's Premier Water Law Conference



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### Need more reasons to attend?

- A Featured Presentation by the State Engineer
- A Legislative Review from the Office of the Governor
- An Update on New Mexico Water Quality Law from the Office of the Attorney General
- An Inside Look at New Mexico's State Courts
- Numerous Networking Opportunities, Including a Private Reception for Conference Attendees

### Hotel Information

#### Marriott Pyramid North

5151 San Francisco Road NE  
Albuquerque, NM 87109

### For Hotel Reservations

Community World Travel  
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**Monday, August 6**

**Tuesday, August 7**

- 8:30 Registration and Continental Breakfast
- 9:00 **Welcome and Introduction**  
Overview of Day One  
**John B. Draper, Esq., Program Co-Chair**  
Montgomery & Andrews, Santa Fe
- 9:15 **State Engineer Policy and Enforcement Priorities for 2007**  
Featured Presentation  
**John R. D'Antonio, Jr., PE**  
**State Engineer and Secretary**  
**Interstate Stream Commission**  
Office of the State Engineer, Santa Fe
- 10:00 Morning Break
- 10:15 **"The Year of Water"**  
The Governor's Program  
**Bill Hume, Policy and Issues Director**  
Office of the Governor, Santa Fe
- 11:00 **Ethics for Water Law Professionals**  
Practical Considerations  
**Kyle Harwood, Esq., Assistant City Attorney**  
City of Santa Fe
- 12:00 Q&A Panel  
Members of the Faculty
- 12:15 Lunch Break
- 1:30 **Lower Rio Grande Active Water Resource Management Regulations**  
New Mexico Groundwater Administration in the 21st Century  
**DL Sanders, Esq., Chief Counsel**  
Office of the State Engineer, Santa Fe  
**Tessa T. Davidson, Esq.**  
Davidson Law Firm, Corrales  
**Steven L. Hernandez, Esq.**  
Hubert & Hernandez, Las Cruces
- 3:00 Afternoon Break
- 3:15 **The New Mexico Water Code, 1907-2007**  
A Century of Water Administration  
**Martha C. Franks, Esq.**  
Abramowitz, Franks & Stroud, Albuquerque
- 4:00 **Administration and Adjudication of Water Courts**  
The Role of the Courts  
**Justice Richard C. Bosson**  
New Mexico Supreme Court, Santa Fe  
**The Honorable Theresa M. Baca, Water Judge**  
Second Judicial District Court, Albuquerque  
**Charles T. DuMars, Esq.**  
Law & Resource Planning Associates, Albuquerque
- 5:30 Adjourn to Private Networking Reception

- 8:30 Continental Breakfast
- 9:00 **Welcome Back**  
Overview of Day Two  
**Louis W. Rose, Esq., Program Co-Chair**  
Montgomery & Andrews, Santa Fe
- 9:15 **Rapanos v. United States and Its Implementation**  
Is the Federal Government Abandoning Surface Water Protection in New Mexico?  
**Erik Schlenker-Goodrich, Esq.**  
Western Environmental Law Center, Taos  
**Marcy Leavitt, Chief, Surface Water Quality Bureau**  
New Mexico Environmental Department, Santa Fe
- 10:30 Morning Break
- 10:45 **Oil Conservation Division Regulatory Initiatives and the Surface Waste Management Rule**  
A Panel Presentation  
**William F. Carr, Esq.**  
Holland & Hart, Santa Fe  
**Cheryl L. Bada, Esq., Assistant General Counsel**  
New Mexico Energy, Minerals and Natural Resources Department  
Santa Fe  
**Donald A. Neeper, PhD**  
New Mexico Citizens for Clean Air & Water, Los Alamos
- 12:15 Q&A Panel  
Members of the Faculty
- 12:30 Lunch Break
- 2:00 **Produced Water Regulation**  
Preserving a Resource for New Mexico  
**Mark E. Fesmire, Chairman**  
**New Mexico Oil Conservation Commission**  
New Mexico Energy, Minerals & Natural Resources Department  
Santa Fe
- 3:00 Afternoon Break
- 3:15 **New Mexico Groundwater Standards**  
Point of Compliance  
**Tannis L. Fox, Esq., Deputy General Counsel**  
New Mexico Environment Department, Santa Fe  
**Louis W. Rose, Esq., Program Co-Chair**
- 4:15 **New Mexico Water Quality Law**  
Current Developments  
**Gary King, Attorney General (Invited)**  
State of New Mexico, Santa Fe
- 5:00 Evaluations and Adjourn

**Save These Dates!**

**Arizona Water Law SuperConference**  
August 9-10, Phoenix  
**Visual Arts and the Law**  
August 9-10, Santa Fe

**Conservation Easements**  
August 20, Austin  
**Climate Change Law**  
August 23-24, San Francisco

**Texas Water Law SuperConference**  
September 10-11, Austin  
**Facility Siting**  
September 10-11, Denver

# meet your **instructors**

<p><b>Program Co-Chairs</b></p> <p><b>John B. Draper</b> has practiced New Mexico water rights and natural resources law for more than 25 years. He is counsel before the U.S. Supreme Court in two interstate water cases, <i>Kansas v. Colorado</i> and <i>Montana v. Wyoming</i>.</p> <p><b>Louis W. Rose</b> has practiced environmental law, including water quality law, for more than 25 years. He represents clients in permitting, groundwater remediation, rulemaking and enforcement matters.</p>	<p><b>William F. Carr</b> is certified as a specialist in natural resource law, oil and gas, by the Board of Legal Specialization of the New Mexico State Bar. His practice has concentrated on regulatory matters, lobbying and litigation.</p> <p><b>Tessa T. Davidson</b> focuses much of her practice on representation of clients in a wide spectrum of water and natural resource issues.</p> <p><b>Charles T. DuMars</b> and his firm practice natural resource law not only in New Mexico, but in other states and internationally. He was a Professor Emeritus at the University of New Mexico School of Law.</p> <p><b>Mark E. Fesmire</b> is currently serving as the Chairman of the New Mexico Oil Conservation Commission, Director of the New Mexico Oil Conservation Division and New Mexico State Petroleum Engineer.</p> <p><b>Tannis L. Fox</b> enforces a wide array of state environmental statutes, including the state's air quality act, water quality act, hazardous waste act, and solid waste act.</p> <p><b>Martha C. Franks</b> has been in private practice, focusing on water and natural resources law, since 2001, having worked previously for the Office of the State Engineer and the United States Bureau of Reclamation.</p> <p><b>Kyle Harwood</b> primarily focuses on land and water issues. He represents the Sangre de Cristo Water Division, the Wastewater Management Division and the Planning and Land Use Division for the City of Santa Fe.</p>	<p><b>Steven L. Hernandez</b> represents Elephant Butte Irrigation District and Carlsbad Irrigation District, and also serves on Governor Richardson's Blue Ribbon Water Task Force.</p> <p><b>Bill Hume</b> is Governor Richardson's water advisor and was formerly the long-time editorial page editor of the <i>Albuquerque Journal</i>.</p> <p><b>Gary King</b> currently serves the State of New Mexico as its Attorney General. He served on the New Mexico State Legislature for 12 years.</p> <p><b>Marcy Leavitt</b> has worked in programs that protect the state's surface and groundwater quality for the last 20 years. She has a Master's degree in hydrology from New Mexico Tech.</p> <p><b>Donald A. Neepser</b> has served on the Governor's Blue Ribbon Task Force for Water, the national STRONGER review of oilfield waste regulations, and has served as a volunteer with New Mexico Citizens for Clean Air &amp; Water for 35 years.</p> <p><b>DL Sanders</b> is Director of the Litigation and Adjudication Program. He manages all New Mexico water rights adjudications and provides legal counsel to the State Engineer.</p> <p><b>Erik Schlenker-Goodrich</b> is a public interest environmental attorney with the Southwest Office of his organization. His work is folded beneath a broader mission intended to protect and restore western wildlands and advocate for a healthy environment on behalf of communities throughout the West.</p>
<p><b>Featured Speaker</b></p> <p><b>John R. D'Antonio, Jr.</b>, is also the New Mexico Commissioner to the Rio Grande Compact. He was previously Cabinet Secretary of the New Mexico Environment Department.</p>		
<p><b>Speakers</b></p> <p><b>Theresa M. Baca</b> is the New Mexico Supreme Court's designated Water Judge for the Second Judicial District in New Mexico, which encompasses the greater Albuquerque area. She has served on the Court since 1993.</p> <p><b>Cheryl L. Bada</b> provides legal counsel to her Department and handles division-related litigation before courts and administrative bodies. She is part of her Department's legislative analysis team.</p> <p><b>Richard C. Bosson</b> became a member of the New Mexico Supreme Court in 2002. He previously served as Judge on the New Mexico Court of Appeals starting in 1994, including two years as Chief Judge during 2001-02.</p>		

<p><b>Register Now!</b></p> <p><a href="http://www.cle.com">www.cle.com</a></p>	<p><b>FAX</b> (303) 321-6320</p>	<p><b>PHONE</b> (800) 873-7130</p>	<p><b>MAIL</b> CLE INTERNATIONAL 1620 Gaylord Street Denver, CO 80206</p>
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Full tuition refunds (less a \$50 administrative charge) will be given only if notice of cancellation is received by 5:00 p.m. MST on the Monday prior to the Conference. Substitutions may be made at any time.

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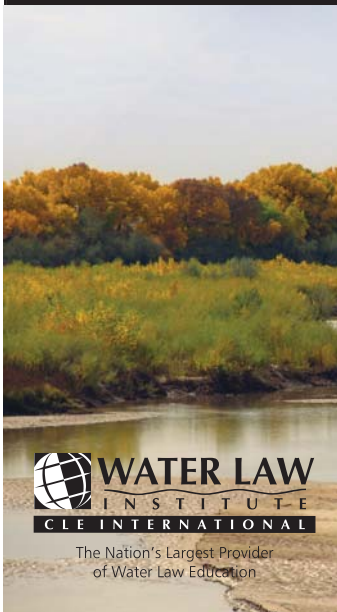
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New Cases, Water Quality, Legislation and More

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**Take an inside look at water law in the courts  
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