

16th Annual SuperConference!

New Mexico Water Law

Perspectives from the Past, the Future, the Inside and the Outside

July 31-August 1, 2008 • Marriott Pyramid North • Albuquerque

Rio Grande River

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Co-Chaired By:



John B. Draper, Esq.
Montgomery & Andrews, Santa Fe



Louis W. Rose, Esq.
Montgomery & Andrews, Santa Fe

As a New Mexico water professional, you need to understand the latest developments in law and policy, and be able to put them in context.

Whether you're a private- or public-sector attorney, engineer, rancher, environmental representative, water user, government official, or other professional, you'll benefit from this conference:

- Receive an update on the latest federal and state developments in the legislature and courts
- Hear historical and federal perspectives on important New Mexico projects
- Network with and learn from your fellow attendees at this can't-miss event
- Learn the latest from the Office of the State Engineer

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Schedule and Instructor Bios Inside 

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Thursday, July 31	Friday, August 1
<p>8:30 Registration and Continental Breakfast</p> <p>9:00 Welcome and Introduction Overview of Day One John B. Draper, Esq., Program Co-Chair Montgomery & Andrews, Santa Fe</p>	<p>8:30 Continental Breakfast</p> <p>9:00 Welcome Back Overview of Day Two Louis W. Rose, Esq., Program Co-Chair Montgomery & Andrews, Santa Fe</p>
<p>9:15 Keynote Address Update from the State Engineer's Office Current Developments and New Initiatives John D'Antonio, PE, State Engineer Secretary, Interstate Stream Commission New Mexico Office of the State Engineer, Santa Fe</p>	<p>9:15 Federal Water Issues The Year in Review and the Year Ahead Denise D. Fort, Esq. University of New Mexico School of Law, Albuquerque Adrian Oglesby, Esq., Living Rivers Program Manager The Nature Conservancy, Santa Fe</p>
<p>10:00 Morning Break</p>	<p>10:30 Morning Break</p>
<p>10:15 Featured Presentation: The Birth of the San Juan-Chama Diversion Project Perspectives from the Past Thomas O. Olson, Esq. Albuquerque Paul Bloom, Esq. Washington, DC</p>	<p>10:45 Federal Litigation Update U.S. Supreme Court and Court of Appeals Decisions Maria O'Brien, Esq. Modrall Sperleng, Albuquerque</p> <p>11:30 State Issues Update NPDES Delegation, Tyrone Permit Appeal, Triennial Review, OCD Rules Litigation, Emerging Issues Alletta D. Belin, Esq. Belin & Sugarman, Santa Fe</p>
<p>11:15 The Lower Rio Grande A View from the Outside Christopher B. Rich, Esq. U.S. Department of the Interior, Salt Lake City</p>	<p>12:15 Q&A Panel Members of the Faculty</p>
<p>12:00 Lunch Break</p>	<p>12:30 Lunch Break</p>
<p>1:15 Ethics Issues for Environmental Practitioners Michelle Henrie, Esq., Of Counsel Atkinson & Thal, Albuquerque Kyle S. Harwood, Esq. Harwood Consulting, Santa Fe</p>	<p>1:45 Mediation and Arbitration Issues in Complex Environmental Cases Michael P. Last, Esq. Rackemann, Sawyer & Brewster, Boston</p>
<p>2:15 Afternoon Break</p>	<p>2:30 Afternoon Break</p>
<p>2:30 Deep Non-Potable Water Legal Issues DL Sanders, Esq., Chief Counsel New Mexico Office of the State Engineer, Santa Fe Jay F. Stein, Esq. Stein & Brockmann, Santa Fe A Hydrologist's Perspective on Deep Saline Water Exploration—History of Deep-Saline Water Wells in New Mexico; Exploratory Drilling and Testing in Sandoval County; Modeling Effects of Deep Saline Wells in the Hondo Basin; Requirements for Non-Impairment Casey W. Cook, PE, Vice President Balleau Groundwater, Albuquerque</p>	<p>2:45 Landfill Permitting Issues Interplay with Groundwater; State Regulation; EPA Guidance; Environmental Justice Issues Mark Turnbough, PhD, Systems & Environmental Consultant Lubbock</p>
<p>4:00 Interbasin Transfers in New Mexico Competing Water Markets F. Lee Brown, PhD, Professor Emeritus of Economics University of New Mexico, Albuquerque Political and Legal Considerations Charles T. DuMars, Esq. Law & Resource Planning Associates, Albuquerque The Role of Regional Water Plans in Exporting Water Joanne Hilton, PG, Senior Hydrologist Daniel B. Stephens & Associates, Albuquerque</p>	<p>3:30 CO2 Sequestration Who Owns the Right to Sequester CO2—Nobody, Everybody, Mineral Interest Owners or Lessees, or Surface Owners? Subsurface Trespass; Carbon Sequestration on Federal Lands and Interests Mark E. Fesmire, Esq., PE, Chairman New Mexico Oil Conservation Commission New Mexico Energy, Minerals & Natural Resources Department Santa Fe</p> <p>4:15 Q&A Panel Members of the Faculty</p>
<p>5:30 Adjourn</p>	<p>4:30 Evaluations and Adjourn</p> <p>Tell us what you're thinking! Do you have specific questions or topics you hope to see covered in this program? Contact CLE INTERNATIONAL Program Attorney Caroline R. Kert, caroline@cle.com.</p> <p>Reach your target audience! Would you like the opportunity to exhibit at or sponsor this Conference and get your name out to its many prospective and actual attendees? Contact Barbara Hollingsworth, barbara@cle.com.</p>

<p>Program Co-Chairs</p> <p>John B. Draper has practiced New Mexico water rights and natural resources law for more than 25 years. He was counsel of record before the U.S. Supreme Court in two interstate water cases, <i>Kansas v. Colorado</i> and <i>Kansas v. Nebraska</i>.</p> <p>Louis W. Rose has practiced environmental law, including water quality law, for more than 25 years. He represents clients in permitting, groundwater remediation, rulemaking and enforcement matters. He was selected for the 2005-2006 edition of <i>Best Lawyers in America</i>.</p>	<p>F. Lee Brown is an economic consultant specializing in water resource issues. He has documented and analyzed the evolution of water markets in New Mexico and the West.</p> <p>Casey W. Cook focuses on groundwater hydrology, with an emphasis on well design, aquifer characterization, and basin water accounting. He has worked as an engineer in California and New Mexico.</p> <p>Charles T. DuMars practices natural resource law in New Mexico as well as in other states and internationally. He is also Professor Emeritus at the University of New Mexico School of Law.</p>	<p>Michael P. Last represents clients in air, water and hazardous materials regulatory matters. He has mediated and facilitated the resolution of environmental, real estate and commercial disputes. He is the founder of the Santa Fe Council for Environmental Excellence.</p> <p>Maria O'Brien represents both the public and private sectors in the areas of water resources, water quality, energy and related regulatory matters. She was the 2001-2002 Chairperson of the New Mexico State Bar Section of Natural Resources, Energy and Environmental Law.</p>
<p>Featured Speakers</p> <p>Paul Bloom served as Special Attorney General to the State of New Mexico under State Engineer Steve Reynolds. He was involved in the stream adjudication cases that were filed along the Rio Grande and intended to help clarify water rights.</p> <p>John D'Antonio previously served as the Cabinet Secretary of the New Mexico Environment Department and as the Director of the Water Resource Allocation Program for the Office of the State Engineer. He is the New Mexico Commissioner to the Rio Grande, Costilla, and Upper Colorado river compacts.</p> <p>Thomas O. Olson retired from his position as District Council to the Albuquerque District of the U.S. Army Corps of Engineers in 1990. He has also served as General Counsel to the New Mexico Interstate Stream Commission and as Deputy Attorney General to the State of New Mexico.</p>	<p>Mark E. Fesmire serves as the Director of the Oil Conservation Division and as New Mexico State Petroleum Engineer. He has also served as Chief of the New Mexico Hydrographic Survey.</p> <p>Denise D. Fort focuses on environmental law, water policy, river restoration, and the economics of water use. She has served as Director of the State of New Mexico's Environmental Improvement Division.</p> <p>Kyle S. Harwood is an appointed member of Governor Richardson's Blue Ribbon Water Taskforce and was the past Chair of the New Mexico State Bar Natural Resources, Energy and Environmental Law Section.</p> <p>Michelle Henrie focuses on water law, land use, administrative law and local government, and environmental law. She was rated #1 among New Mexico lawyers in water supply litigation by <i>Chambers USA</i> in 2006 and 2007.</p>	<p>Adrian Oglesby works to protect New Mexico's freshwater for nature, people and the future. He has practiced water and environmental law for tribes, NGOs and the Interstate Stream Commission.</p> <p>Christopher B. Rich concentrates on federal reclamation law, water law, environmental law, and natural resources law.</p> <p>DL Sanders manages all New Mexico water rights adjudications and provides legal counsel to the state engineer. He has briefed or supervised the briefing of a dozen New Mexico Court of Appeals and Supreme Court cases and has argued four cases before the New Mexico Supreme Court.</p> <p>Jay F. Stein has practiced water law throughout the State of New Mexico and the western United States. His firm represents New Mexico, municipalities, and private interests in intrastate and interstate matters.</p>
<p>Faculty Members</p> <p>Alletta D. Belin founded her firm in 2000. She practices environmental and water law, representing nonprofit organizations, tribal and governmental entities, and some individuals. She is also New Mexico Counsel for Advocates for the West.</p>	<p>Joanne Hilton has more than 16 years of experience conducting hydrological and water resource investigations. She has been the project manager for development of regional water plans for seven New Mexico regions.</p>	<p>Mark Turnbough has over 25 years of site selection, permitting and compliance work experience, focused on solid waste, hazardous waste and radioactive waste management and disposal. He also consults clients on water resource management in Texas and New Mexico.</p>

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Earn up to 12 Hours MCLE Credit
Including up to One Hour of Ethics
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Featured Presentation:
**The Birth of the San Juan-Chama
Diversion Project**

Thomas O. Olson, Esq.
Albuquerque

Paul Bloom, Esq.
Washington, DC

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Join Over 100 of Your Colleagues

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Featuring Speakers From:

- Balleau Groundwater
- Daniel B. Stephens & Associates
- Harwood Consulting
- Law & Resource Planning Associates
- New Mexico Energy, Minerals & Natural Resources Department
- New Mexico Office of the State Engineer
- The Nature Conservancy
- University of New Mexico
- U.S. Department of the Interior
- ... and the state's leading law firms!

Keynote Address:
Update from the State Engineer's Office



John D'Antonio, PE
State Engineer and
Secretary, Interstate Stream Commission
New Mexico Office of the State Engineer
Santa Fe

