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Colorado Water Law

Long-Term Solutions for Acquiring, Using and Protecting Water

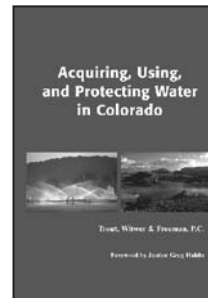
March 7-8, 2005 • Marriott City Center Hotel • Downtown Denver

Who Should Attend:

- Attorneys and Legal Staff
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- Engineers
- Appraisers
- Real Estate Professionals
- Hydrologists
- Tribal Representatives
- Government Officials
- Water District Representatives
- Agricultural Professionals
- City and County Representatives
- Environmental Scientists
- Planners
- Developers

...and anyone interested in water law issues in Colorado!

Free to All Registrants!



As part of your tuition, you will receive a copy of *Acquiring, Using and Protecting Water in Colorado* by Trout, Witwer & Freeman, P.C.—a \$65 value!

This one-stop resource covers all aspects of water rights and water quality relevant to Colorado water users.

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Conference Schedule and Speaker Biographies Inside



Monday, March 7**Tuesday, March 8**

8:30 Registration

9:00 **Introduction and Welcome**
Robert V. Trout, Esq., Program Co-Chair
 Trout, Witwer & Freeman, Denver

9:15 **Well Augmentation Plans**
 Current Developments in Water Division No. 1
Kim R. Lawrence, Esq.
 Lind Lawrence & Ottenhoff, Greeley
 The Lower South Platte River Basin
Bruce E. Kroeker, PE
 TZA Water Engineers, Lakewood

10:15 Morning Break

10:30 **Consensus Development
 of Computer Water Accounting**
 A Look into the Future
Luis A. Garcia, PhD
 Director of Integrated Decision Support Group
 Colorado State University, Fort Collins

11:15 **Featured Presentation**
 A View from the Denver Water Board
Denise S. Maes, Esq., Commissioner of Denver Water Board
 Berenbaum, Weinschenk & Eason, Denver

12:00 Lunch Break

1:15 **Integrating Municipal
 and Agricultural Water Supplies**
 Changing Demands in the 21st Century
John P. Akolt, III, Esq.
 Denver

2:00 **Overview of the Statewide
 Water Supply Initiative**
 How Will Colorado Meet Our Water Needs in 2030?
Rick Brown, Project Manager
 Colorado Water Conservation Board, Denver

2:45 Afternoon Break

3:00 **The Mother of All Water
 Compacts vs. Mother Nature**
 Drought and the Colorado River
**Carol D. Angel, Esq., First Assistant Attorney General,
 Federal and Interstate Water Unit**
 Colorado Attorney General's Office, Denver
Jennifer Pitt, Scientist
 Environmental Defense, Boulder

4:00 **By-Pass Flows**
 A Survey of Competing Interests
William R. Fischer, Esq.
 Fischer, Brown & Gunn, Fort Collins

4:45 **Update on Recreation
 In-Channel Diversions**
 Senate Bill 01-216; Golden, Vail and Breckenridge Cases; Upper
 Gunnison River Water Conservancy District Case;
 and Unresolved Issues
Douglas M. Sinor, Esq.
 Trout, Witwer & Freeman, Denver

5:30 Adjourn

9:00 **Introduction**
 Summary of Day One and Overview of Day Two
Jon Altenhofen, PE, Program Co-Chair
 Supervisory Water Resources Engineer
 Northern Colorado Water Conservancy District, Berthoud

9:15 **Compliance for Water Users
 Under Sections 7 and 9 of the ESA**
 What You Need to Know
Deborah L. Freeman, Esq.
 Trout, Witwer & Freeman, Denver

10:00 Morning Break

10:15 **The Platte River Recovery
 Implementation Program**
 How It Will Impact Water Users in Colorado
Steven O. Sims, Esq.
 Brownstein, Hyatt and Farber, Denver
Alan D. Berryman, PE, Head of Engineering Services
 Northern Colorado Water Conservancy District, Berthoud
David M. Freeman, PhD
 Colorado State University, Fort Collins
Margot Zallen, Esq., Senior Attorney
 U.S. Department of the Interior, Office of the Regional Solicitor, Denver

11:45 Q&A Panel
 Members of the Faculty

12:00 Lunch Break

1:15 **Ethics**
 Probing Even More Deeply into Your Briefs: Metadata
 Tales from the Trenches
Charles F. Luce, Jr., Esq.
 MoyelGiles, Denver

2:15 **The San Luis Valley**
 Current Issues in Surface and Ground Water Management
William A. Paddock, Esq.
 Carlson, Hammond & Paddock, Denver

3:00 **Clean Water Act Issues
 for Water Management Systems**
 Diverters and Dischargers
Tad S. Foster, Esq.
 Colorado Springs

3:45 **Legislative and Case Law Update**
 The New Rules You Need to Know
Robert V. Trout, Esq., Program Co-Chair

4:30 Q&A Panel
 Members of the Faculty

4:45 Adjourn

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 February 28, Los Angeles
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 March 17-18, Denver

Golf & Resort
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 March 17-18, Naples

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California Water Law
 & Policy
 April 11-12, San Francisco

Florida Water Law
 April 25-26, Tampa

Recreation and Adventure
 Program Law & Liability
 April 28-29, Denver

<p>Program Co-Chairs</p> <p>Jon Altenhofen is the Supervisory Water Resources Engineer with the Northern Colorado Water Conservancy District. He is Colorado's water user representative on the Water Management Committee for developing a Platte Basin ESA Recovery program.</p> <p>Robert V. Trout practices water rights, environmental, municipal and construction law, government contracts, eminent domain and litigation. He is former Town Attorney of Limon and was a partner with Davis, Graham & Stubbs.</p>	<p>Rick Brown has been with the Colorado Water Conservation Board for almost 5 years. He was initially hired to work on the Platte River issues for the Board, especially the three-state cooperative agreement for Platte River Research.</p> <p>William R. Fischer has practiced law in his hometown of Fort Collins since 1983. His practice includes water and water rights issues. His firm represents mutual ditch and reservoir companies and protective water associations among others.</p> <p>Tad S. Foster has 30 years of experience in environmental, municipal and special district law. He was environmental counsel for the City of Colorado Springs, particularly its Utilities Department, from 1974 to 1989. He served on the Colorado Water Quality Control Commission from 1981 to 1987.</p> <p>David M. Freeman has 37 years of experience in research, teaching, and policy analysis regarding social organizational and conflict aspects of natural resources and water management. He has studied the Platte River Recovery Program negotiations since 1997.</p> <p>Deborah L. Freeman focuses her practice in the areas of natural resources and environmental law, with particular emphasis on the federal Endangered Species Act, Clean Water Act and NEPA compliance.</p> <p>Luis A. Garcia is Director of the Integrated Decision Support Group and Associate Professor in the Department of Civil Engineering at Colorado State University.</p> <p>Bruce E. Kroecker has 24 years of experience as a consulting engineer in the areas of water rights, water supply planning and development, surface and ground water hydrology, and hydrologic modeling.</p> <p>CLE International Program Attorney: Laura Terlisner Mehew, laura@cle.com.</p>	<p>Kim R. Lawrence has practiced water law for 28 years and represents some of the largest well augmentation plans in Colorado, including the Ground Water Management Subdistrict of the Central Colorado Water Conservancy District.</p> <p>Charles F. Luce, Jr., has a practice that focuses primarily on intellectual property and issues relating to the practice and regulation of lawyers. He has served as a Lecturer in Law in Professional Responsibility at the University of Denver.</p> <p>William A. Paddock represents municipalities, agricultural interests, developers, and individuals in water rights, real property, contracts, environmental, and other related issues. He began his career in 1979 with the Colorado Attorney General's Office.</p> <p>Jennifer Pitt specializes in restoration of western rivers, with a focus on the Lower Colorado River ecosystems. She is particularly interested in how market-based water transfers can add flexibility to river management and address environmental water needs.</p> <p>Steven O. Sims practices Natural Resources Law with an emphasis in Colorado and western water law. He has practiced in Colorado since 1979. He was Senior Water Counsel to the Colorado Attorney General's Office for 15 years.</p> <p>Douglas M. Sinor focuses his practice on water law. He is the author of <i>Tenth Circuit Survey: Environmental Law</i>, 75 Denver Univ. Law Review 859 (1998), and is one of the authors of <i>Acquiring, Using and Protecting Water in Colorado</i> (2004).</p> <p>Margot Zallen has been dealing with the ESA and water issues relating to the Platte and Colorado Rivers since 1978. Her first assignment dealt with Basin Electric's Grayrocks Power Plant on the Laramie River.</p>
<p>Featured Presenter</p> <p>Denise S. Maes practices environmental law and land use regulation and litigation. She is now in her second term as Commissioner. She was the first woman to serve as President in the Board's 60+ year history.</p>		
<p>John P. Akolt, III, has been General Counsel for The Farmers Reservoir and Irrigation Company, The Burlington Ditch, Reservoir and Land Company, and the Wellington Reservoir Company since 1973.</p> <p>Carol D. Angel joined the Attorney General's office in 1985, and represents the state of Colorado in both litigation and negotiations involving federal, tribal, and interstate claims for water, including original jurisdiction interstate water cases before the U.S. Supreme Court.</p> <p>Alan D. Berryman has been in his current position since 1995. Since 1994, he has participated in the negotiations surrounding the Platte River Cooperative Agreement that includes the states and water users of Colorado, Wyoming and Nebraska.</p>		

conference **information**

<p>Continuing Education Credit</p> <p>MCLE: This course is accredited by the Colorado Board of Continuing Education and Judicial Education for a maximum of 15 hours of credit, including one hour of legal ethics.</p> <p>Real Estate: This course is accredited for 15 hours of credit from the Colorado Division of Real Estate.</p> <p>Appraiser: This course meets the requirements of the State of Colorado Board of Real Estate Appraisers for 15 classroom hours toward the general requirement.</p> <p>Engineer: This course meets the requirements in all states with continuing education requirements for engineers.</p> <p>CLE INTERNATIONAL is an accredited provider in all jurisdictions with mandatory continuing legal education requirements.</p> <p>For accreditation in other jurisdictions or disciplines, please call CLE INTERNATIONAL at (303) 377-6600.</p> <p>Sponsorship Information</p> <p>Sponsorship opportunities are still available. For more information, please contact: Sarah Neenan, Marketing Coordinator, at (303) 377-6600 or sarah@cle.com.</p>	<p>Conference Location and Accommodations</p> <p>The Conference will be held at the Marriott City Center Hotel, 1701 California Street, Denver, CO 80202. For room reservations and special rates, please call Community World Travel at (303) 316-4833, (888) 724-0500 (outside Denver), or visit www.communityworldtravel.com.</p> <p>Registration</p> <p>Advance registration is recommended, and you are encouraged to mail in your registration early. Or simply call in your registration or homestudy order to (800) 873-7130, fax the Registration/Order Form to (303) 321-6320, register online at www.cle.com or e-mail your registration to registrar@cle.com. Full payment is due at the time of registration. Walk-in registrations will be subject to space availability. Please call CLE INTERNATIONAL at (303) 377-6600 if you require any special accommodations.</p> <p>Tuition</p> <p>The tuition fee of \$595 per person includes attendance at all sessions, course materials, continental breakfasts, coffee breaks and a copy of <i>Acquiring, Using and Protecting Water in Colorado</i>. CLE INTERNATIONAL offers special rates for 501(c)(3) organizations, full-time judges and law students.</p>	<p>Course Materials</p> <p>Each registrant will receive a set of materials prepared by the speakers especially for this Conference that will serve as a valuable future reference. The course materials alone are available for \$95 plus \$10 shipping and handling.</p> <p>Save When Two or More Register</p> <p>Save \$200 or more with our multiple registrant discount! Tuition is only \$495 per person for two or more from the same firm.</p> <p>Cancellation Policy</p> <p>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 preceding the Conference. Substitutions may be made at any time.</p> <p>Home Study Package</p> <p>CLE INTERNATIONAL also offers a complete audio transcript of the Conference (including all course materials) for \$595 plus \$10 shipping and handling. This course qualifies for home study credit.</p> <p>About CLE International</p> <p>CLE INTERNATIONAL, a leading provider of continuing education, has been presenting high-quality professional education programs nationwide since 1983.</p>
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Featured Presentation:

**A View from the
Denver Water Board**

Denise S. Maes, Esq.
Commissioner of Denver Water Board
Berenbaum, Weinshienk & Eason, Denver



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